



**RESOLUTION OF THE GOVERNING BODY
OF THE
THREE AFFILIATED TRIBES
OF THE
FORT BERTHOLD INDIAN RESERVATION**

A Resolution entitled, "Wind and Renewable Power Feasibility Study"

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, In the interest of economic development and self sufficiency the Three Affiliated Tribes are examining their energy management strategies and investigating the possibility of developing renewable electric power generation and transmission facilities on the Reservation for use by the Three Affiliated Tribes and for the potential export of energy; and

WHEREAS, The Tribal Business Council held a regular meeting on August 26, 2004 and has heard a presentation from Mr. Terrance Fredericks, Wind Energy Manager for The Three Affiliated Tribes, regarding the siting of meteorological equipment on Tribal Trust lands in Township 150 North Range 90 West, Section 3: NE/4NW/4 (N47deg 50.738' W102deg 11.266', Elevation 2192') south of the Town of Parshall, a description of which equipment is attached as Exhibit A; and

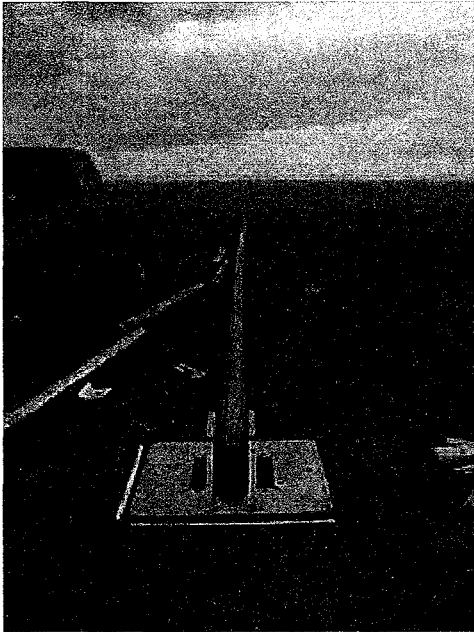
WHEREAS, The Three Affiliated Tribes has entered into an Energy Services Agreement (ESA) with Distributed Generation Systems, Inc. (Disgen) dated March 14, 2003 pursuant to which Disgen assisted the Tribe in obtaining Grant number DE-FG36-04GO14021 "Three Affiliated Tribes Renewable Energy Feasibility Study" ; and

WHEREAS, The meteorological equipment will be purchased and installed at the aforementioned site pursuant to said Grant, specifically for the purpose of collecting data which will enable the Tribe to determine the potential for future wind power development on Tribal Trust lands in that area, which development will not occur unless numerous factors are determined by the Tribe, in its sole and exclusive judgment, to be conducive to the development of wind power, among which factors the presence of an adequate wind resource is of paramount importance, and

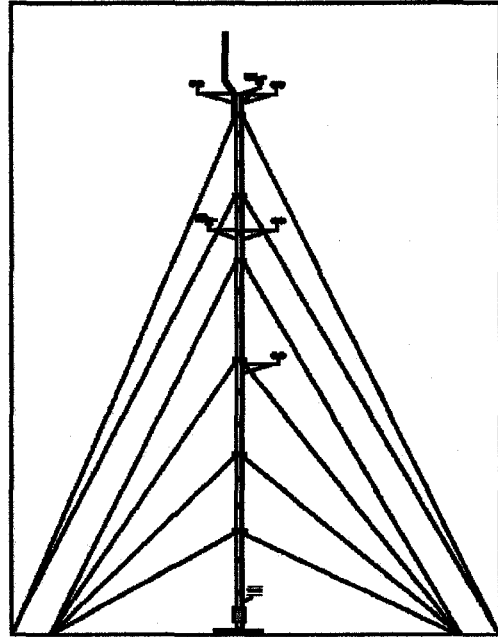
WHEREAS, A motion was made and passed in a regularly scheduled meeting of the Tribal Business Council held on August 26, 2004 to recommend as legislation a resolution to permit the installation of the meteorological equipment at the referenced site.

Description of APE

The base of the tower is a 9ft² metallic plate that rests on the surface of the ground (no pouring of concrete is required). It is guyed and anchored in four directions using six sets of guy wires. Tower height is 164 feet (50 meters) with the outer guy wires extending 110 feet from the base. (See photos and diagram). Each of the guy wire sets will be anchored into the ground using screw-in, arrowhead, or rebar type anchors depending on the soil composition. The total circular area is .87 acres (38013.27 ft²) underneath the guy wires.



Baseplate



Tower Diagram



Rebar Guy Wire Anchors



NOW THEREFORE BE IT RESOLVED, the Tribal Business Council hereby agrees to permit the installation of the meteorological equipment at the referenced site, as set forth above, with appropriate notification to surface lessees, if any.

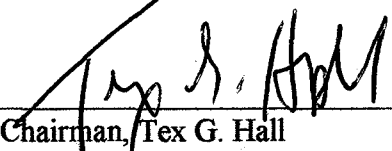
CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, _____ were present at a Regular Meeting thereof duly called, noticed, convened and held on the 31 day of August, 2004, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

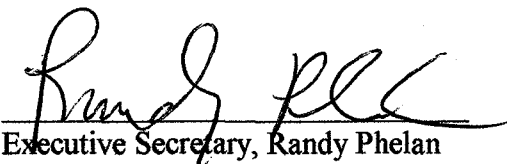
Chairman [] Voting. [] Not Voting.

Dated this 31 day of August, 2004.

ATTEST:



Chairman, Tex G. Hall
Tribal Business Council



Executive Secretary, Randy Phelan
Tribal Business Council