



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

**A Resolution Entitled: “*Modification of Tribal Business Council Resolution 03-061-RP Removing Twin Buttes Custom Homes, Inc. from the Ownership of MHA Enterprises, Inc.*”**

**WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws pursuant to said Act; and

**WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and

**WHEREAS,** The Constitution of the Three Affiliated Tribes 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,** Article VI, Section 3 of the Constitution of the Three Affiliated Tribes specifically grants to the Tribal Business Council all necessary sovereign authority for the purpose of exercising the jurisdiction granted by the people of the Three Affiliated Tribes in Article I of the Constitution; and

**WHEREAS,** The Tribal Business Council has the power, under the Constitution of the Tribe and pursuant to the inherent sovereign authority of the Tribe, to own and charter businesses to be owned by the Tribe; and

**WHEREAS,** Pursuant to such powers the Tribal Business Council adopted Resolution # 99-164 DSB which granted a charter of incorporation to Twin Buttes Custom Homes, Inc. for the purpose of establishing a tribal business entity to be owned by the Tribe for the purpose operating a modular home manufacturing plant; and

**WHEREAS,** Further pursuant to such powers, the Tribal Business Council adopted Resolution 03-061-RP which granted a corporate charter to a tribally owned business corporation, MHA Enterprises, Inc., which was incorporated to act as a holding company for tribal businesses and operate the same; and

**WHEREAS,** Resolution 03-061-RP further transferred the ownership of 4 wholly owned tribal businesses, including Twin Buttes Custom Homes, Inc., to MHA Enterprises, Inc. for the purpose of directing the overall development and management of said businesses; and



**WHEREAS,** The Tribal Business Council has determined that it is in the best interests of the Tribes and Twin Buttes Custom Homes, Inc. to remove Twin Buttes Customs Homes, Inc. from the ownership of MHA Enterprises, Inc. and thereby allow it to operate as a stand alone corporation wholly owned by the Tribe pursuant to its Charter and By-laws.

**NOW THEREFORE BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes pursuant to the authority granted by the Constitution of the Three Affiliated Tribes hereby amends Resolution 03-061-RP by removing Twin Buttes Custom Homes, Inc. from the ownership of MHA Enterprises, Inc and authorize it to operate as a stand alone corporation pursuant to its charter and by-laws under the authority of the Board of Directors of said corporation; and

**BE IT FURTHER RESOLVED,** that said removal of ownership shall take effect immediately upon the adoption and certification of this Resolution; and

**BE IT FURTHER RESOLVED,** that this Resolution shall not in any manner be construed to effect, rescind or repeal Resolution 99-164 or the Charter issued to Twin Buttes Custom Homes, Inc pursuant to the same;

**BE IT FINALLY RESOLVED,** that this Resolution shall not be construed in any manner other than that stated specifically herein to otherwise effect the status, existence and ownership of MHA Enterprises, Inc. or any of the other business enterprises owned by MHA Enterprises, Inc.

**CERTIFICATION**

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Forth Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 13 day of February 2006; 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. [X] not voting.

Dated this 13<sup>th</sup> day of February 2006.

Secretary, Nathan Hale  
Tribal Business Council

**ATTEST:**

Chairman, Tex G. Hall  
Tribal Business Council