



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

A Resolution entitled, "Three Affiliated Tribe's Request that the BIA program \$130,000 of FY 2006 Carry-over Funds (or any other available funds) For the MHA Nation Clean Fuels Refinery Project to be Utilized for Phases 4 & 5 of the Refinery Project for FY 2007."

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, The Three Affiliated Tribes have been pursuing the MHA Nation Clean Fuels Refinery which will produce 15,000 barrels per stream day and which will be located on the eastern end of the reservation in Ward County, North Dakota near the town of Makoti, North Dakota; and

WHEREAS, The Three Affiliated Tribes has completed the first three phases of the MHA Nation Clean Fuels Refinery Project which consisted of; site selection, front end engineering and design, data compilation, public scoping meetings, coordination of Federal, State and Tribal government agencies, completion of a draft environmental impact statement study and public hearings; and

WHEREAS, The MHA Nation Clean Refinery Project is heading into Phases 4 and 5 additional funding to complete this project; and

WHEREAS, The Three Affiliated Tribes has been notified that there is money available from the Bureau of Indian Affairs through Public Law 477 for the MHA Nation Clean Fuels Refinery Project; and

WHEREAS The MHA Nation Clean Fuels Refinery Project would be able to retain their Project Manager, Mr. Horace Pipe to complete Phase 4 and 5 of the project; and



WHEREAS, Once Phase 4 and 5 have been completed the Three Affiliated Tribes will then be able to move forward with construction of the refinery and help fulfill one of the goals of the President's energy policy; and

WHEREAS, The Tribal Business Council desires to request additional funding from the BIA in order to fulfill Phases 4 & 5 of the Refinery Project.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council hereby requests that the BIA program \$130,000 of FY 2006 carry-over funds (or any other available funds) for the MHA Nation Clean Fuels Refinery Project to be utilized for Phases 4 & 5 of the Refinery Project for FY 2007.

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, 5 were present at a Reconvene TBC Meeting thereof duly called, noticed, convened and held on the 17th day of October, 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. [] Not Voting.

Dated this 17th day of October, 2006.

ATTEST:

for Marcus Wilby
Chairman, Tex G. Hall
Tribal Business Council

Nathan Hale
Executive Secretary, Nathan Hale
Tribal Business Council