



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

A Resolution Entitled: *“Rescission of Tribal Council Resolutions 07-229-VJB (“Resolution of the Tribal Business Council of the Three Affiliated Tribes Approving Tribal Agreement, Depository Agreement, Equipment Lease and Certain Ancillary Matters Pertaining to said Eagle Catch Casino”) and 08-22-MP (“Authorization and Ratification of Eagle Catch Casino Documents and Determinations Regarding Licensing”) Concerning Approval of the Proposed Twin Buttes / Little Soldier Casino Project”*

**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,** The Constitution and By-laws of the Three Affiliated Tribes was adopted by membership of the Tribes on May 15<sup>th</sup>, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; 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,** on December 17, 2007, the Tribal Business Council approved TAT Resolution 07-229-VJB *“Resolution of the Tribal Business Council of the Three Affiliated Tribes Approving Tribal Agreement, Depository Agreement, Equipment Lease and Certain Ancillary Matters Pertaining to said Eagle Catch Casino”*, that approved the Tribal Agreement, Depository Agreement and Equipment Lease for the proposed Eagles Catch Casino; and

**WHEREAS,** on February 11, 2008, the Tribal Business Council approved TAT Resolution 08-22-MP *“Authorization and Ratification of Eagle Catch Casino Documents and Determinations Regarding Licensing”* that again approved the Eagles Catch Casino documents that had been approved by the Tribal Council pursuant to TAT Resolution 07-229-VJB and ratified those documents as signed by the Tribal Treasurer; and

**WHEREAS,** the Tribal Business Council has thoroughly reviewed the project following its approval and has determined that the proposed project as approved is not in the best interests of the Tribe; and



**WHEREAS**, The Tribal Business Council had directed its Legal Department to make every effort to negotiate with Dale Little Soldier and Lake Sakakawea Associates to find resolution to the pertinent issues raised by the Tribal Business Council; and

**NOW, THEREFORE BE IT RESOLVED**, that the Tribal Business Council hereby formally rescinds **TAT Resolutions 07-229-VJB and 08-22-MP** thereby rescinding its approval and participation in the proposed Twin Buttes Casino a/k/a Eagles Catch Casino.

**CERTIFICATION**

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 22<sup>nd</sup> day of July 2008; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 4 members, 1 members opposed, 1 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 22<sup>nd</sup> day of July 2008.

**ATTEST:**

Barry L. Benson  
Acting Secretary, Barry L. Benson  
Tribal Business Council  
Three Affiliated Tribes

Marcus Wells Jr.  
Tribal Chairman, Marcus Wells Jr.  
Tribal Business Council  
Three Affiliated Tribes