



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

A Resolution entitled, "Designation of Tribal Representatives to draft and submit comments to the Proposed Clean Fuels Refinery- Final Environmental Impact Statement (EIS)."

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, 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 Three Affiliated Tribes have been pursuing constructing a 15, 000 barrels per stream day petroleum refinery located on the eastern portion of the Fort Berthold Indian Reservation located in Ward County, North Dakota and the project appeared in the Federal Register on November 7, 2003; and

WHEREAS, the Bureau of Indian Affairs and the Environmental Protection Agency are the co-lead Federal Agencies on the project on behalf of the Tribe; and

WHEREAS, the Federal Agencies and the Tribe have completed the draft version of the Environmental Impact Statement (EIS) and it was released to the public in June of 2006 and the Tribe and the Federal Agencies have worked on the draft version of the EIS to turn the EIS into a final version; and

WHEREAS, the draft version of the final EIS has been released to the Tribe and both Federal Agencies and the Tribe are currently working on the final EIS to be completed and put into the Federal Register and

NOW THEREFORE BE IT RESOLVED, the Three Affiliated Tribes Tribal Business Council designate the Tribes' Project Manager, Mr. Horace Pipe and the Tribe's Supervising Attorney Mr. Damon Williams to be the Tribe's representatives in the review of the draft version of the final EIS and provide the Tribe's comments on the document to both co-lead Federal Agencies; and



BE IT FURTHER RESOLVED, The Tribes' final comments on the draft version of the EIS shall be presented to the Tribes' Natural Resource Committee for approval and submittal to co-lead federal agencies; and

BE IT FINALLY RESOLVED, The comments will be submitted to both co-lead agencies on or before April 24, 2009 so that the formal consultation meeting with the Tribe can occur during the week of May 7, 2009 in the Tribal Chambers


CERTIFICATION

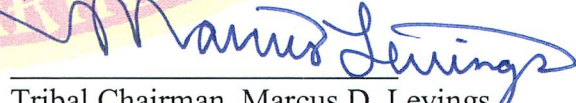
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Forth Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the April 9th, 2009; 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 9th day of April, 2009.

ATTEST:


Tribal Secretary, V. Judy Brugh
Tribal Business Council
Three Affiliated Tribes


Tribal Chairman, Marcus D. Levings
Tribal Business Council
Three Affiliated Tribes