



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

A Resolution entitled, "Authorizing Fort Berthold Rural Water and the Section 17 Corporation to Proceed with the Mandaree Raw Water Supply Project"

- WHEREAS,** The Mandan Hidatsa and Arikara Nation ("MHA Nation" or "Tribes") having accepted the Indian Reorganization Act of June 18, 1934 ("IRA"), and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and
- WHEREAS,** The Constitution of the MHA Nation 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, Section 1 of the Constitution of the MHA Nation provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** the Tribal Business Council finds that it is in the interest of the MHA Nation to authorize Fort Berthold Rural Water ("FBRW") to proceed with the Mandaree Raw Water Supply Project ("Project") to divert water from Lake Sakakawea in a manner that generates revenue consistent with Resolution 12-049-VJB; and
- WHEREAS,** The Project includes the construction of a 5.5 mile pipeline, a booster station, a reservoir capable of storing one million gallons of water, a truck-filling station and the replacement of the lake intake submersible water pumps and screens; and
- WHEREAS,** The water to be diverted by the Project will utilize the FBRW Mandaree Intake and then be transferred to a new pipeline that will be installed adjacent to the existing FBRW raw water lines; and
- WHEREAS,** FBRW will sell the water from Lake Sakakawea to the MHA Nation's federally chartered Section 17 Corporation at a price that will cover its operation and maintenance costs and the Section 17 Corporation will market and resell the water for industrial and other authorized purposes in accordance with Resolution 12-049-VJB.

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NOW THEREFORE BE IT RESOLVED, the Tribal Business Council hereby authorizes the Fort Berthold Rural Water and the Section 17 Corporation, to proceed with the Mandaree Raw Water Supply Project.

BE IT FURTHER RESOLVED, that the Tribal Business Council hereby authorizes and approves rights-of-way to FBRW over tribal lands to the extent necessary to complete the Mandaree raw water supply Project, subject to the review of maps of definite location by the Tribal Easement Office.

BE IT FURTHER RESOLVED, the Tribal Chairman is hereby authorized to take such action as is necessary to carry out the terms and intent of this Resolution.

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CERTIFICATION

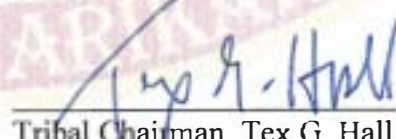
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 14th day of February, 2013, 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 14th day of February, 2013.

ATTEST:


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


Tribal Chairman, Tex G. Hall
Tribal Business Council
Three Affiliated Tribes