



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

*A Resolution entitled, "Authorizing the Acquisition and Maintenance of a 20% Equity Interest in the Arrow Pipeline, LLC"*

**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,** Article VI, Section 5(1) of the Constitution of the MHA Nation provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council; and

**WHEREAS,** Article VI, Section 5(c) of the Constitution of the MHA Nation specifically authorizes and empowers the Tribal Business Council to administer funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes for the Tribes; and

**WHEREAS,** The Tribal Business Council adopted Resolution No. 13-025-VJB regarding the Ratification and Approval of the First Amendment to the Limited Liability Company Agreement of Arrow Pipeline, LLC (Amended Agreement); and

**WHEREAS,** The Amended Agreement sets forth the parameters by which the MHA Nation or its affiliate may acquire an equity ownership interest in Arrow Pipeline, LLC; and

**WHEREAS,** The Tribal Business Council finds it in the best interest of the MHA Nation to purchase 10% of Arrow Pipeline, LLC per the Amended Agreement, and to authorize the purchase of an additional 1% per month for ten months after April 30, 2013 for a total 20 % equity interest; and

**NOW THEREFORE BE IT RESOLVED,** that the Tribal Business Council hereby authorizes the appropriation of Fifteen Million Six Hundred Ninety One Thousand Dollars (\$15,691,000), or such other Amount as is necessary to acquire the initial ten percent equity interest in Arrow Pipeline, LLC.



**BE IT FURTHER RESOVLED**, that the Tribal Business Council hereby authorizes the appropriation of an additional Fifteen Million Six Hundred Ninety One Thousand Dollars (\$15,691,000), or such other amount as is necessary to purchase an additional interest in Arrow Pipeline, LLC of up to 1% per month (for ten months) following the month of April, 2013, for a total 20% ownership interest in Arrow Pipeline, LLC.

**BE IT FURTHER RESOVLED**, that the Tribal Business Council authorizes the appropriation of an additional six million dollars (\$6,000,000) to cover the Tribe's share of any future capital calls made on Arrow Pipeline, LLC

**NOW BE IT FINALLY RESOLVED**, the Tribal Business Council hereby authorizes the Tribal Chairman to carry out the specific terms and provisions as reviewed and approved by the Tribal Business Council through this Resolution.


**CERTIFICATION**

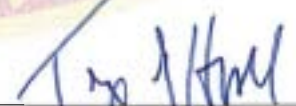
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a regular Meeting thereof duly called, noticed, convened and held on the 16 day of April, 2013, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 1 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 16 day of April, 2013.

**ATTEST:**

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

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