



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

***A Resolution entitled, "Approval of Special Legal Counsel Contract to Retain Holland & Knight LLP to Provide Oil & Gas Regulatory Legal Services"***

**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 of the Three Affiliated Tribe 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,** Article VI, Section 3(a) of the Constitution of the Three Affiliated Tribes specifically grants to the Tribal Business Council the power to employ legal counsel; and

**WHEREAS,** The Tribal Business Council desires to engage legal counsel to provide the Tribes oil and gas regulatory with legal services to address the increasing oil and gas development activities on the Fort Berthold Reservation; and

**WHEREAS,** The Tribal Business Council has reviewed and negotiated the terms of a Special Counsel Contract under which the law firm of Holland & Knight LLP will assist the Tribal Business Council by providing the legal services necessary to complete the activities reference above under the direction of the Tribal Business Council; and

**NOW THEREFORE BE IT RESOLVED,** by the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation hereby authorizes and approves the Tribe to engage the legal services of Holland & Knight LLP for a period of two (2) years at the rate of \$350.00 per hour for Partners and Senior Attorneys; and \$225.00 per hour for Associates; and a rate of \$150.00 per hour for law clerks and paralegals with an annual budget of \$225,000 for legal work and expenses not to exceed \$20,000.00; and



**BE IT FURTHER RESOLVED**, that the Tribal Business Council approves the terms of the Special Legal Counsel Contract with Holland & Knight LLP; and

**BE IT FURTHER RESOLVED**, which the Tribal Business Council hereby authorizes the Tribal Chairman to execute the Special Legal Counsel Contract.




**CERTIFICATION**

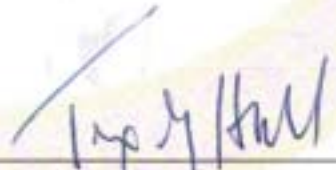
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven ( 7 ) members of whom five ( 5 ) constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 13<sup>th</sup> day of August, 2013, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 4 members, 2 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 13<sup>th</sup> day of August, 2013.

**ATTEST:**

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

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