



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

**A Resolution entitled: “Approval of lease and funds for Missouri River Resources to participate in the drilling of the Enerplus Bug Wells”**

**WHEREAS,** The Mandan Hidatsa and Arikara Nation (“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 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 Nation provides that the Tribal Business Council is the governing body of the Tribes; and

**WHEREAS,** The Constitution of the Three Affiliated Tribes 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 VI, Section 5 (i) and Article IX of the Constitution authorizes the Tribal Business Council to lease tribal lands and resources, including minerals; and

**WHEREAS,** The Tribal Business Council created Missouri River Resources (MRR) to participate in and profit from the oil and gas exploration on Reservation lands, and to ensure the MHA Nation receives the benefits of the natural resources that lay beneath its land; and

**WHEREAS,** The Tribal Business Council finds it is in the best interest of the MHA Nation to lease to MRR 112.05 acres within a 1280 spacing unit located at T150N, R94W, Sections 11 and 12 in McKenzie County, ND for drilling and completion of four wells operated by Enerplus named Beetle, Cricket, Tick, and Wasp (“Bug Wells”).

**WHEREAS,** The Tribal Business Council finds it is in the best interest of the MHA Nation to authorize a loan to MRR in the amount of four million one hundred seventy four thousand forty five dollars and 29/100 (\$4,174,045.29) to fund its 8.75391 percent working interest participation in the Bug Wells.



**NOW THEREFORE BE IT RESOLVED**, The Tribal Business Council authorizes the lease to MRR of property interests for drilling and completion of the four Bug Wells operated by Enerplus located at T150N, R94W, Sections 11 and 12 in McKenzie County, ND.

**BE IT FURTHER RESOLVED**, That the Tribal Business Council authorizes and approves a loan to MRR in the amount of four million one hundred seventy four thousand forty five dollars and 29/100 (\$4,174,045.29) to be used to fund MRR's participation in the drilling and completion of Bug Wells, to be repaid from MRR's share of production from the wells over a term not to exceed seven (7) years from the date production in paying quantities commences, and to be evidenced by a Promissory Note Executed by MRR consistent with the terms of this Resolution. The loan will be made from the Nation's Economic Development Fund.

**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, 7 were present at a Special-Budget Meeting thereof duly called, noticed, convened and held on the 12<sup>th</sup> day of June, 2014, 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 12<sup>th</sup> day of June, 2014.

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

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