



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

A Resolution Entitled, “*Rescission of Resolution No. 16-127-CSB*”

- WHEREAS,** This Mandan Hidatsa and Arikara Nation (the "MHA 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 under 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,** Pursuant to Article III, Section 1 of its Constitution and By-Laws, the Tribal Business Council is the governing body of the MHA Nation; and
- WHEREAS,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and
- WHEREAS,** The Tribal Business Council has authority to engage in activities on behalf of and for the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** The Tribal Business Council approved Resolution No. 15-065-KH, entitled “Grant of Right of Way” on April 16, 2015 and Resolution No. 16-127-CSB, entitled “Correction to Resolution No. 15-065-KH” on June 9, 2016; and
- WHEREAS,** Resolution No. 16-127-CSB granted, for the first time, consent for right-of-way to Sacagawea Pipeline Company on Tract No. T2194; and
- WHEREAS,** The Tribal Business Council granted the consent for right-of-way on Tract No. T2194 to Sacagawea Pipeline Company based upon Paradigm Pipeline, LLC and Paradigm Energy Partners, LLC (together, “Paradigm”) representative’s affirmation that the company would not commence boring operations until it received the subsequent consent of the Tribe to bore beneath Lake Sakakawea within the boundaries of the Fort Berthold Indian Reservation; and
- WHEREAS,** Representatives of Sacagawea Pipeline Company and Paradigm sought consent of the Tribe on several occasions, but was denied on each occasion, including at the same meeting immediately before Resolution No. 16-127-CSB was approved; and



WHEREAS, Consent of the Tribe is required before an oil and gas pipeline can be bored under Lake Sakakawea within the Reservation boundaries.

WHEREAS, Paradigm commenced boring operations on Tract No. T2194 with the intent of boring under Lake Sakakawea without obtaining the Tribe's consent; and

WHEREAS, The Tribal Business Council issued a Cease and Desist order on August 3, 2016 that mandated cessation of all pipeline construction under Lake Sakakawea; and

WHEREAS, The Tribal Business Council has that determined that Resolution No. 16-127-CSB should be rescinded since consent was granted based on Sacagawea Pipeline Company and Paradigm's agreement to obtain the Tribe's consent prior to commencing construction across or beneath Lake Sakakawea, an agreement which Paradigm intentionally violated, thus the Tribe passed the Resolution under false pretenses.

NOW THEREFORE BE IT RESOLVED, the Tribal Business Council hereby rescinds Resolution No. 16-127-CSB.

BE IT FINALLY RESOLVED, that the Chairman is hereby authorized to take such further actions as are necessary to carry out the terms and intent of this Resolution.

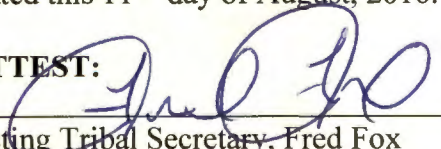
CERTIFICATION

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, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 11th day of August, 2016, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 11th day of August, 2016.

ATTEST:


Acting Tribal Secretary, Fred Fox
Tribal Business Council


Tribal Chairman, Mark N. Fox
Tribal Business Council