



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

A Resolution entitled: “*Approval of Settlement with EOG to Resolve Trespass on Tribal Lands.*”

WHEREAS, This Three Affiliated Tribes 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 Tribes 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 5 (d) of the Constitution of the Three Affiliated Tribes empowers the Tribal Business Council to negotiate with the Federal government on behalf of the Tribes; and

WHEREAS, On December 16, 2011, the Bureau of Indian Affairs (“BIA”) granted to EOG Resources, Inc. (“EOG”) an easement for right-of-way for the Riverview #04-30311H & 100-3031H Well Location and Access on Allotment #567A-A – Lot 1 located in Township 152 North, Range 94 West, Section 30 in McKenzie County, North Dakota on the Fort Berthold Indian Reservation (“FBIR”) for the purpose of drilling an oil and gas well (ROW No. FBOG100300); and

WHEREAS, ROW No. FBOG100300 provides 1.747 acres for access road and 3.41 acres for well pad and specifies 760.98 feet in length, 100 foot width for the access road, 330 feet by 450 feet for the well pad, and 100 foot wide right-of-way along with 5.829 acres of surface disturbance for the well pad; and

WHEREAS, It has come to the attention of the MHA Nation Energy Division that in developing its well pad and access road, EOG had exceeded the parameters of right-of-way granted by ROW No. FBOG100300, and therefore EOG is currently trespassing on tribal lands; and

WHEREAS, On November 15, 2016, at a duly held meeting of the Natural Resources Committee (“NRC”), EOG representatives and the Bureau of Indian Affairs



discussed EOG's current trespass situation, and EOG agreed to pay the MHA Nation a one-time payment of \$50,000.00 to address its trespass on tribal lands, and EOG further agreed to take immediate action to resolve the trespass; and

WHEREAS, The NRC agreed to EOG's payment of \$50,000.00 to address its current trespass related to ROW No. FBOG100300, and forwarded the matter to the Tribal Business Council for final approval.

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council hereby approves the recommendation of the Natural Resources Committee to accept a one time payment of \$50,000.00 from EOG Resources Inc. for EOG's trespass on tribal lands in relation to ROW No. FBOG100300; and

BE IT FURTHER RESOLVED, that the Tribal Business Council directs the MHA Nation Energy Division to oversee EOG's undertaking to take corrective actions to cure its trespass prospectively (i.e., application for a right-of-way over related tracts); and

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



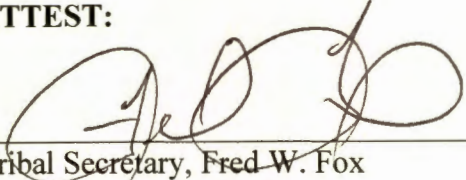
CERTIFICATION

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 Special Meeting thereof duly called, noticed, convened and held on the 11th day of January, 2017, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

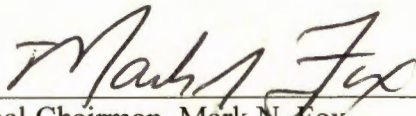
Chairman Voting. Not Voting.

Dated this 11th day of January, 2017.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council



Tribal Chairman, Mark N. Fox
Tribal Business Council