



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

A Resolution entitled, "Consent to Modify/Amend ROW No. FBOG100023 to Expand Well Pad and Add Two New Wells (Two Shields Butte 14-21-16-2H3 & Two Shields Butte 14-21-33-15H3) Project, Submitted by Whiting Oil and Gas Corporation."

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws under said Act, and

WHEREAS, Pursuant to Article III, Section 1 of the Constitution and By-Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; 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, Article IX Sections 1 and 3 of the Constitution provides that the Tribal Business Council has the authority to manage and lease or otherwise deal with tribal lands and resources; and

WHEREAS, Leases and Rights-of-Way ("ROWS") across Tribal Trust land require the consent of the Tribal Business Council pursuant to federal and Tribal Law; and

WHEREAS, Applications for Rights-of-Way ("ROWS") on Tribal Land are subject to the requirements of tribal law, including Resolution No. 17-117-FWF, Resolution No. 14-071-VJB (MHA Nation Application for Rights-of-Way and Use of Right-of-Way), Resolution No. 14-089-VJB (MHA Nation Pipeline Right-of-Way Terms and Conditions), and Resolution No. 15-045-LKH (Establishing a Procedure for the Approval of Leases, Rights-of-Way, Setback Variances and Permissions to Survey on Tribal Land); and

WHEREAS, On December 10, 2009, the Bureau of Indian Affairs granted ROW No. FBOG100023 to Whiting Oil and Gas Corporation ("Whiting") for a Well Pad Location and access; the pad currently has four (4) existing wells located on it; and

WHEREAS, Whiting submitted a ROW application to modify ROW FBOG100023, to expand the ROW FBOG100023 Well Pad to add two (2) additional wells, Two Shields Butte 14-21-16-2H3 & Two Shields Butte 14-21-33-15H3, across certain tribal



tracts in Allotments 643A, (48.78747795% Tribal Interest), in Section 21, Township 149 North, Range 92 West, in Dunn County, North Dakota as more particularly described in Appendix A.1.; and

WHEREAS, The total acreage to expand the ROW FBOG100023 Well Pad is 3.06 acres additional acreage on pad; and a total of 7.76 acres fenced in on Allotment 643A; and

WHEREAS, The projected compensation to the MHA Nation for this ROW application is a onetime payment of \$10,104.41; and

WHEREAS, The ROW application, submitted by Whiting for the ROW FBOG10023 Well Pad Expansion Project, described above, has been reviewed and recommended for approval by the MHA Natural Resources Department and the MHA Nation Energy Division in accordance with the MHA Nation's approved procedure for authorizing ROWs on Tribal Land; and

WHEREAS, On May 9, 2017, at a duly held meeting of the Natural Resources Committee ("NRC"), the MHA Nation Energy Division recommended approval of Whiting's ROW application and consent request for the ROW FBOG100023 Well Pad Expansion Project, more fully described herein, and in the attached Appendix A.1., and the NRC approved Whiting's application and forwarded it to the Tribal Business Council for final action.

NOW THEREFORE BE IT RESOLVED, Subject to Whiting Oil & Gas Corporation's agreement to the execution of the MHA Right-of-Way Application and Terms and Conditions, as listed therein, and payment of ROW fees, the Tribal Business Council hereby approves the following ROW application, attached as Appendix A.1, and ROW consent, as follows:

- Whiting Oil and Gas Corporation - To modify ROW FBOG100023, to expand the ROW FBOG100023 Well Pad to add two (2) additional wells, Two Shields Butte 14-21-16-2H3 & Two Shields Butte 14-21-33-15H3, such that, the existing fenced-in area will be expanded by 3.06 acres, for a total of 7.76 acres of total fenced-in area on Allotment 643A, and will include a total of six (6) wells on the well pad, across certain tribal tracts in Allotments 643A, (48.78747795% Tribal Interest), in Section 21, Township 149 North, Range 92 West, in Dunn County, North Dakota.

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.



APPENDIX A.1

< Attach: (1) Application Form, (2) Approval Form signed by Department Head and Chairman of NRC per Resolution 15-045-LKH, (3) signed ROW terms and Conditions per Resolution No. 14-089-VJB, (4) map, and (5) other necessary information >



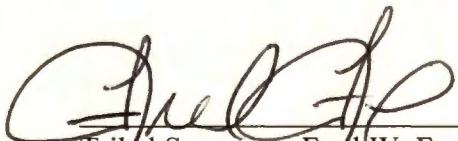
CERTIFICATION

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 Special Meeting thereof duly called, noticed, convened and held on the 6th day of July, 2017, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

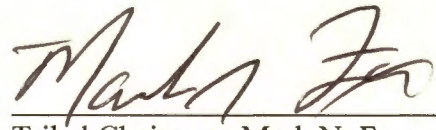
Chairman [X] Voting. [] Not Voting.

Dated this 6th day of July, 2017.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council



Tribal Chairman, Mark N. Fox
Tribal Business Council