



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

*A Resolution entitled, "Consent to Approval of a Temporary Use Permit on Tribal land for
WPX Energy Williston, LLC."*

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, Temporary Use Permits on Tribal Trust land require the consent of the Tribal Business Council pursuant to federal and Tribal Law; and

WHEREAS, WPX Energy Williston, LLC, applied for a Temporary Use Permit for the Hidatsa North Project for a Secondary Access, .12 acres of disturbance, across certain Tribal tracts in Allotments T203A-A (100% Tribal interest), in Section 11, Township 150 North, Range 93 West, in Mountrail County, North Dakota as more particularly described in the Temporary Use Permit attached hereto; and

WHEREAS, The application has been reviewed and recommended for approval by the MHA Natural Resources Department and the MHA Nation Energy Division; and

WHEREAS, The compensation to the MHA Nation for this Temporary Use Permit is \$3000.00

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby authorizes a six month Temporary Use Permit for WPX, authorizing the use of tribal land for secondary access to its Hidatsa North Project, across certain Tribal tracts in Allotments T203A-A (100% Tribal interest), in Section 11, Township 150 North, Range 93 West, in Mountrail County, North Dakota, the terms of which are set forth on the attached document entitled "Temporary Use Permit".



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

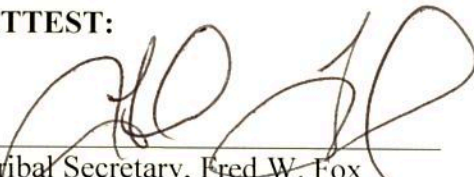
CERTIFICATION

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, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 11th day of June, 2018, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 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 Voting. Not Voting.

Dated this 11th day of June, 2018.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council



Chairman, Mark N. Fox
Tribal Business Council

TEMPORARY USE PERMIT

This Temporary Use Permit ("Permit") is made by and between WPX Energy Williston, LLC ("Permittee"), and the Three Affiliated Tribes of the Fort Berthold Indian Reservation ("Owner") regarding the Owner's property described as BIA tract T203A-A (100% Tribal interest), in Section 11, Township 150 North, Range 93 West, in Mountrail County, North Dakota as more particularly described in Appendix A. ("Site").

1. Owner hereby authorizes Permittee to enter and use the Site for the limited purpose of: Secondary ingress and egress. This permission is effective immediately upon the execution of this Permit by Owner and shall last for a term of six months from the date of issuance.
2. Permittee hereby agrees to compensate Owner at the rate of \$3,000.00, which shall be paid upon the execution of Permit.
3. Upon expiration of the Permit, Permittee will restore the property to its condition immediately prior to the commencement of such activities.
4. Permittee shall enter upon the Site at its own risk, and Owner shall not be held responsible or liable for injury, damage, or loss incurred by Permittee arising out of or in connection with Permittee's activities under this Permit.
5. Permittee hereby indemnifies and holds Owner harmless from any and all claims or causes of action arising out of or related to the acts or omissions of said Permittee in connection with its activities under this Permit.
6. Permittee will give notice to the Owner at least one (1) week in advance of the start of field activities on the Site.
7. Owner ensures that Owner and any/all Site operators will give Permittee access to the entire site for the purposes set forth in this Permit.
8. In accordance with 25 C.F.R. 162.007, this Permit is revocable at will.
9. Permittee shall comply in all respects with any and all applicable federal and tribal laws, and shall comply with all applicable environmental and cultural resource laws.

Granted this ___ day of __, 20__.

Three Affiliated Tribes

Mark N. Fox, Chairman

WPX Energy Williston, LLC

Brandon Harris, Sr. Landman