



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

A Resolution Entitled, “Approval of Memorandum of Understanding with Goodnight Midstream, LLC”

WHEREAS, This 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 pursuant to said Act; 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, 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 5 Sec. 5(a) of the Constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage and manage all economic affairs and enterprises of the Tribe; and

WHEREAS, The Tribe previously passed Resolution No. 11-75-VJB to govern the disposal of waste from the exploration or production of oil and gas on the Reservation which requires that the MHA Nation’s Tribal Council approve any waste disposal facility within the boundaries of the Reservation; and

WHEREAS, Goodnight Midstream, LLC was granted a permit from the U.S. Environmental Protection Agency for a saltwater disposal well to be located in the west segment of the Reservation (the “Red Murphy Well”); and

WHEREAS The permit for the Red Murphy Well was provided by the EPA with consultation with the Tribe and such a permit was not approved by the Tribe as required by Resolution 11-175-VJB ; and

WHEREAS The Tribe instituted an administrative appeal of the permit for the Red Murphy Well; and

WHEREAS Goodnight Midstream, LLC and the Tribe have been in negotiations regarding the Red Murphy Well and such negotiations resulted in the Memorandum of Understanding attached hereto;

WHEREAS The Tribal Business Council has reviewed the MOU and finds it acceptable; and

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council of the Three Affiliated Tribes hereby approves the Memorandum of Understanding attached to this Resolution.



BE IT FINALLY RESOLVED, The Tribal Chairman is authorized to execute the Memorandum of Understanding and take such action as is necessary to carry out the terms and intent of this Resolution.

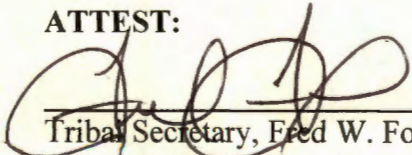
CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 13th day of June, 2019; 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.

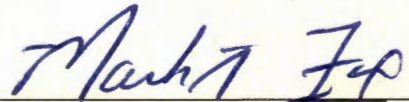
Chairman [X] voting. [] not voting.

Dated this 13th day of June, 2019.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council
Three Affiliated Tribes



Tribal Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes