



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

**A Resolution Entitled, “*Authorizing Gap Midstream Pipeline Operation Contract*”**

**WHEREAS,** The Mandan Hidatsa and Arikara Nation (MHA Nation), also known as the Three Affiliated Tribes, having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws (the Constitution) under said Act, and

**WHEREAS,** Pursuant to Article III, Section 1 of the Constitution, the Tribal Business Council is the governing body of the MHA Nation; and

**WHEREAS,** The Constitution 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 MHA Nation and of the enrolled members thereof; and

**WHEREAS,** Article VI, Section 5(c) of the Constitution specifically authorizes and empowers the Tribal Business Council to administer funds within the exclusive control of the Nation and to make expenditures from available Tribal funds for public purposes for the Nation; and

**WHEREAS,** The Tribe is purchasing a pipeline from Cenex Pipeline, LLC and needs a contract operator to ensure the pipeline is efficiently and safely operated and maintained; and

**WHEREAS,** The Tribe received a proposal from Gap Midstream, LLC to operate the pipeline for a fee of \$12,500 plus authorized expenses.

**NOW THEREFORE BE IT RESOLVED,** The Tribal Business Council authorizes the Tribal Chairman, subject to legal review, to negotiate and execute an agreement with Gap Midstream, LLC for the operation of the Pipeline, for a fee of \$12,500 plus authorized expenses.

[REMAINDER OF PAGE LEFT BLANK; CERTIFICATION FOLLOWS]



**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 27<sup>th</sup> day of June, 2022, 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vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.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 [ X ] Voting. [ ] Not Voting.

Dated this 27<sup>th</sup> day of June, 2022.

**ATTEST:**

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Tribal Secretary, Fred W. Fox  
Tribal Business Council

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Tribal Chairman, Mark N. Fox  
Tribal Business Council