



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

A Resolution entitled, "Consent to Certain Right(s) of Way across Tribal land"

- 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, also known as the Mandan, Hidatsa, and Arikara Nation ("Tribes" or "MHA Nation"), 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 provide 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 and fee land require the consent of the Tribal Business Council pursuant to federal and Tribal law; and
- WHEREAS,** The United States Department of the Interior, Bureau of Reclamation (or "BOR") provides funding for the Fort Berthold Rural Water Supply system (or "FBRW") to aid the MHA Nation in providing safe drinking water to its members throughout the Fort Berthold Indian Reservation; and
- WHEREAS,** The FBRW is operated by the MHA Nation pursuant to a contract under the Indian Self-Determination and Education Assistance Act, which requires rights of way (or "ROWs") for FBRW purposes to be granted to the BOR as the acquiring federal agency while the project is federally funded; and
- WHEREAS,** The MHA Nation's processing fee for this ROW assignment application is \$100.00 per Allotment Number, equaling \$100.00; and
- WHEREAS,** The application(s) for ROW(s) described herein have been reviewed and recommended for approval in accordance with the MHA Nation's approved procedure for authorizing ROWs on Tribal land; and



listed therein, and payment of ROW fees, the Tribal Business Council hereby approves the following ROW application, and ROW consent, as follows:

- Green House Project — Northeast Segment
 - Utility Corridor on Tribal property within on Mountrail County ID Number 440006902, Outlot 1 of SESE, Section 13, Township 152 North, Range 90 West, in Mountrail County, 5th Principal Meridian with a 100% Tribal Interest,
 - Utility Corridor on Tribal property within on Mountrail County ID Number 440006903, Outlot 2 of SESE, Section 13, Township 152 North, Range 90 West, in Mountrail County, 5th Principal Meridian with a 100% Tribal Interest,
 - Utility Corridor on Tribal property within on Mountrail County ID Number 440006905, SWSE LESS R/W, Section 13, Township 152 North, Range 90 West, in Mountrail County, 5th Principal Meridian with a 100% Tribal Interest,

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 Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 16th day of November, 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.

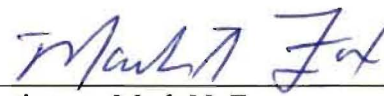
Chairman [X] voting. [] not voting.

Dated this 16th day of November, 2022.

ATTEST:



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



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