

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

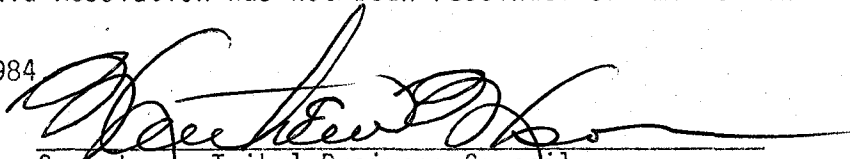
- WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
 - WHEREAS, The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
 - WHEREAS, Article VI, Section 5(a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to manage all economic affairs of the Three Affiliated Tribes; and
 - WHEREAS, The Three Affiliated Tribes Tribal Business Council has been advised that the State of North Dakota is now levying and collecting taxes that are in contravention of the rights and immunities conferred by federal law and treaties on the Tribes and their members; and
 - WHEREAS, The Tribal Business Council has as one of its major objectives the preservation of the tax immunities of the Three Affiliated Tribes for the purpose of protecting the tribal government; and
 - WHEREAS, The Legal Department has met with Kent Conrad, the Tax Commissioner of the State of North Dakota, and the Commissioner advised the Legal Department that the State Tax Commission cannot agree to exempt the Tribes from the levy and collection of the taxes identified in the attached memorandum; and
 - WHEREAS, The Legal Department has advised the Tribal Business Council of the present situation and has further advised the Council that a declaratory judgment action may be the appropriate method of resolving this issue of tax immunity,
- NOW, THEREFORE, BE IT RESOLVED, That the Legal Department be and hereby is directed to prepare a litigation report for review by the Tribal Business Council regarding the advisability of filing such a declaratory judgment action concerning any or all of the taxes identified in the attached legal memorandum.

CERTIFICATION

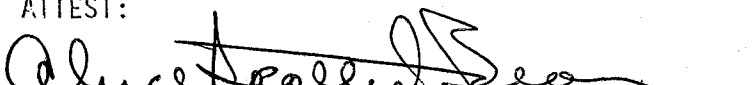
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 11 members of whom 7 constitutes a quorum, 87 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 3 day of July, 1984; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, — members opposed, — members abstained, — members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 3 day of July, 1984

Chairman (Voting) (~~Not Voting~~)


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council