

**RESOLUTION OF THE GOVERNING BODY
OF THE
THREE AFFILIATED TRIBES
OF THE
FORT BERTHOLD INDIAN 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,** The Tribal Business Council of Three Affiliated Tribes has actively supported the proposed expansion of the Tribal Buffalo Herd by directing the Natural Resources Department to enter into negotiations with the National Park Service regarding surplus buffalo and to seek funding from public and/or private sources; and
- WHEREAS,** Tribal staff have worked with the First International Bank of Watford City and the Bureau of Indian Affairs on a guaranteed loan proposal to fund the expansion of the Tribal Buffalo Herd; and
- WHEREAS,** Criteria have been identified which must be met in order for the guaranteed loan package to be approved; and
- WHEREAS,** The First International Bank of Watford City is willing to enter into a loan agreement with the Three Affiliated Tribes provided the criteria are met; and
- WHEREAS,** The Tribal Business Council believes that the criteria for loan approval regarding the security for the loan are fair and reasonable considering the benefits which will be generated by the project;
- NOW, THEREFORE, BE IT RESOLVED,** That Tribal Business Council of the Three Affiliated Tribes hereby approves a twenty five year business development lease on the following described property S/2S/2SW/4 and NW/4SE/4SW/4 of Section 2 of Township 149 North, Range 93 West, containing fifty acres more or less to the Three Affiliated Tribes for the facilities associated with the Tribal Buffalo Herd.

BE IT FURTHER RESOLVED, That Tribal Business Council of the Three Affiliated Tribes hereby approves a mortgage of its leasehold interest in the abovedescribed property to First International Bank of Watford City.

BE IT FURTHER RESOLVED, That Tribal Business Council of the Three Affiliated Tribes hereby approves entering into a loan agreement and associated security agreements with First International Bank of Watford City for the amount of \$247,000 to be financed over ten (10) years at twelve and three quarters percent (12 3/4%) annual interest.

BE IT FURTHER RESOLVED, That the Tribal Business Council hereby expressly waives the sovereign immunity of the Three Affiliated Tribes for the exclusive purpose of performance of the loan and associated security agreements to be entered into between the Three Affiliated Tribes and First International Bank of Watford City, as such agreements relate exclusively to the Tribal Buffalo Herd project, specifically described herein.

BE IT FURTHER RESOLVED, That Tribal Resolution No. 90-37-TL is hereby rescinded.

C E R T I F I C A T I O N

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 7 members of whom 5 constitutes a quorum, 5 were present at a Special Meeting, thereof duly called, noticed, convened, and held on the 21st day of March, 1990; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 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 (~~voting~~) (not voting).

Dated this 21st day of March, 1990.

[Signature]
Secretary, Tribal Business Council

ATTEST:

[Signature]
Chairman, Tribal Business Council