

**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,** The Three Affiliated Tribes Business Council has disclosed significant financial deficiencies resulting from actions of the previous Administration; and
- WHEREAS,** In order to remedy the deficiencies mentioned above, by previous resolutions, Nos. 95-127-DSB, 95-162-DSB, 95-163-DSB, 95-DSB-164, and 95-165-DSB, the Three Affiliated Tribes Business Council has approved a loan package in the amount of \$5,000,000 with Community First National Bank of Dickinson in which the Bank of North Dakota is participating; and
- WHEREAS,** The loan documents call for a specific limited waiver of sovereign immunity to enable the lenders to collect the loan in the event of default; and
- WHEREAS,** Because of the need of the Three Affiliated Tribes to receive the loan proceeds as soon as possible, because of the financial condition of the Three Affiliated Tribes, and because no other source of funds is immediately available which will assist in meeting the needs of the Tribes, the Three Affiliated Tribes Tribal Business Council believes it to be in the best interests of the Tribes to authorize a waiver of sovereign immunity limited to the amount of the loan transaction, including accrued interest and any accumulated penalties and costs;
- NOW, THEREFORE, BE IT RESOLVED,** That the Three Affiliated Tribes Tribal Business Council hereby authorizes a limited waiver of sovereign immunity pursuant to the Loan Agreement and Assignment and Security Agreement to be entered into between the Community First National Bank of Dickinson, North Dakota, specifically limited to the amount of the loan transaction, including accrued interest and any accumulated penalties and costs.

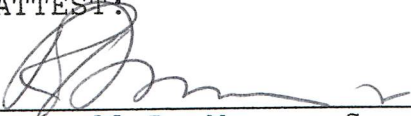
C E R T I F I C A T I O N

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold 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 14th day of September, 1995; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 1 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 14th day of September, 1995.

Daylon Spotted Bear
Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:



Russell D. Mason, Sr.
Chairman, Tribal Business Council