

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 Constitution of the Three Affiliated Tribes, Article VI, Section 5 (j) authorizes the Tribal Business Council of the Three Affiliated Tribes to protect and preserve the property, wildlife, and natural resources of the Tribe, including the Buffalo Project; and
- WHEREAS, The Tribal Business Council presently has a capital loan guaranteed by the Bureau of Indian Affairs with the First International Bank of Watford City, North Dakota and wishes to assign and transfer the note and all existing documentation for the capital loan, along with the existing Bureau of Indian Affairs loan guarantee, to the Community First National Bank and Trust Company of Dickinson, North Dakota; and
- WHEREAS, The Tribal Business Council wishes to secure an operating line of credit for the Buffalo Project from the Community First National Bank and Trust Company of Dickinson, North Dakota, in the amount of One Hundred Fourteen Thousand Nine Hundred Fifty Dollars (\$114,950.00) and authorizes the subordination of the assets of the Buffalo Project and the Bureau of Indian Affairs loan guarantee to secure the loan; and
- NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby directs that the appropriate and necessary action be taken to assign and transfer to the Community First National Bank and Trust Company of Dickinson, North Dakota, the note and all existing documentation (including the existing Bureau of Indian Affairs loan guarantee) of the capital loan currently with the First International Bank of Watford City, North Dakota; and now

BE IT FURTHER RESOLVED, That the Tribal Business Council hereby directs that the appropriate and necessary action be taken to secure from the Community First National Bank and Trust Company of Dickinson, North Dakota, a loan in the amount of One Hundred Fourteen Thousand Nine Hundred Fifty Dollars (\$114,950.00) and authorizes and directs the Chairman and Treasurer of the Tribal Business Council to sign all documents necessary to secure said loan; and

BE IT FURTHER RESOLVED, That the Tribal Business Council hereby expressly authorizes a limited waiver of the sovereign immunity of the Three Affiliated Tribes for the purpose of the enforcement of any loan document to be entered into between the Three Affiliated Tribes and the Community First National Bank and Trust Company of Dickinson, North Dakota, pursuant to this Resolution, such waiver to be 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 Special Meeting thereof duly called, noticed, convened, and held on the 22nd day of April, 1996; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 4 members, 1 members opposed, 0 members abstained, 1 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 22nd day of April, 1996.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council