

**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 Tribal Business Council recognizes and supports the activities of the Fort Berthold Development Corporation as a tribal enterprise; and

**WHEREAS,** The Fort Berthold Development Corporation has secured several large contracts and is in need of additional financial support from the Tribal Business Council in order to perform said contracts; and

**NOW, THEREFORE, BE IT RESOLVED,** That the Tribal Business Council guarantee A Letter of Credit in the amount of \$100,000.00 to Minot Builders Supply to secure the inventory necessary to supply the building requirements of its contracts; and

**BE IT 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 Co. of Dickinson, ND, a Letter of Credit in amount of \$100,000.00 for the benefit of Minot Builders Supply on behalf of the Fort Berthold Development Corporation to supply contract inventory and authorizes and directs the Chairman and Treasurer of the Tribal Business council to sign all documents necessary to secure the said Letter of Credit; and

**BE IT 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 credit documents to be entered into between the Three Affiliated Tribes and Community First National Bank and Trust

Company of Dickinson ND, pursuant to this resolution, such waiver to be specifically limited to the amount of the Letter of Credit, including accrued interest and any accumulated penalties and costs.

### 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 comprised of 7 members of whom 5 constitute a quorum, 7 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 7<sup>th</sup> day of October, 1997; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 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 7<sup>th</sup> day of October, 1997.

Daylon Spotted Bear  
Secretary, Tribal Business Council

ATTEST:

  
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Chairman, Tribal Business Council