

**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 3 (a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to employ legal counsel, with the selection of counsel and the determination of the amount of attorney fees and related expenses being subject to the approval of the Secretary of the Interior or his authorized representative pursuant to 25 U.S.C. Section 476; and

**WHEREAS**, Article VI, Section 5(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer any funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for the public purposes of the Tribes, including the payment of salaries and other compensation to Tribal officials and employees; and

**WHEREAS**, Via Resolution #98-41-DSB, dated April 14, 1998, the Tribal Business Council approved entry into a Legal Services Contract with Raymond Cross for the purpose of retaining Mr. Cross to provide legal assistance to the Three Affiliated Tribes in connection with revising the Tribal Constitution and Bylaws, under which Contract Mr. Cross has performed certain services; and

**WHEREAS**, The Tribal Business Council desires that Raymond Cross continue to provide services under the Contract; however, Clause 3 of the Contract provides for a maximum aggregate payment of compensation for work performed under the Contract in the amount of Two Thousand Dollars (\$2,000.00), which maximum amount effectively precludes any further services being performed by Mr. Cross; and

**WHEREAS**, It is the considered judgment of the Tribal Business Council that it is in the interest of the Tribes that Raymond Cross continue to perform further services under his Contract which will necessitate increasing the amount of the maximum aggregate payment of compensation under the Contract provided for in Clause 3; and

**WHEREAS**, The Tribal Business Council deems it advisable to additionally increase the maximum aggregate payment for reimbursement of expenses incurred in conjunction with the performance of services under the Contract, the amount of which maximum payment is currently set at Three Thousand Dollars (\$3,000.00) in Clause 4 of the Contract;

**NOW, THEREFORE, BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes hereby makes the following amendments to the Legal Services Contract between the Three Affiliated Tribes and Raymond Cross (approved by Resolution #98-41-DSB):

1. Increase the amount of the maximum aggregate payment of compensation for work performed under the Contract, as provided for in Clause 3, from Two Thousand Dollars (\$2,000.00) to Eight Thousand Dollars (\$8,000.00).
2. Increase the maximum aggregate payment for reimbursement of expenses incurred in conjunction with the performance of services under the Contract, as provided for in Clause 4, from Three Thousand Dollars (\$3,000.00) to Six Thousand Dollars (\$6,000.00).

**BE IT FURTHER RESOLVED**, That these amendments to the Legal Services Contract shall be deemed effective as of the effective date of the Contract, i.e., April 2, 1998.

### CERTIFICATION

I, 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 18<sup>th</sup> day of June, 1998; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 1 members opposed, 0 members abstained, 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 18<sup>th</sup> day of June, 1998.

Daylon Spotted Bear  
Secretary, Tribal Business Council

ATTEST:

[Signature]  
Chairman, Tribal Business Council