

**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,** On October 7, 1992, the Tribe signed a Tribal-State Class III Gaming Compact, between itself and the State of North Dakota pursuant to the Indian Gaming Regulatory Act (IGRA), 25 U.S.C. Sections 2701 et seq., which was approved by the Department of the Interior on December 11, 1992; and
- WHEREAS,** Section XXV (25) of that Gaming Compact requires the Tribe to maintain an escrow account in an amount not less than \$7,500 to be used to pay the expenses of the State of North Dakota with regard to the regulatory activities that the Compact requires the State of North Dakota to perform; and
- WHEREAS,** The Tribe has operated the 4 Bears Casino and Lodge since July 15, 1993 in accordance with the Gaming Compact with the State of North Dakota and in compliance with IGRA, and since the opening of the 4 Bears Casino and Lodge the Tribe has maintained in good order the escrow account as required by Section 25 of the Gaming Compact, established at Lakeside State Bank in New Town, North Dakota; and
- WHEREAS,** In order to draw funds from the account, the State must get the signature of at least one Tribal official, in addition to a State official, or from two Tribal officials, pursuant to the attached bank authorizing Resolution which is currently in effect; and
- WHEREAS,** The State of North Dakota would like to replace Kathy Roll as the named signatory to the account with Lisa Crowley, who is Ms. Roll's assistant; and
- WHEREAS,** Carol Good Bear, presently listed on the Resolution for the account as an authorized signatory, is now a member of the Gaming Commission, which has no authority to access funds of the Tribe, including the escrow account, on its own, and which has been delegated by the Council regulatory authority only, and she therefore wishes to have her signatory authority removed from the account and the authorizing bank Resolution; and
- WHEREAS,** There should always be a sufficient number of Tribal officials authorized to draw funds on the account such that if one or more of the Tribal officials are not present, funds can be accessed to pay the legitimate expenses of the State, and Frank Henry, the acting Comptroller; is a logical person whose signature should be on the account; and

**NOW, THEREFORE BE IT RESOLVED**, that the Tribal Business Council of the Three Affiliated Tribes hereby authorizes the names of Carol Good Bear and Kathy Roll to be deleted from, and the names of Lisa Crowley, and Frank Henry, the acting Comptroller of the Three Affiliated Tribes, to be added to, the list of authorized signatories to the escrow account required by Section 25 of the Tribal-State Gaming Compact between the Three Affiliated Tribes and the State of North Dakota, now established at Lakeside State Bank; and

**NOW, THEREFORE BE IT FURTHER RESOLVED** that the Tribal Chairman, the Tribal Treasurer and Frank Henry, Tribal Comptroller, are hereby authorized to sign a new "Resolution of Lodge, Association or Other Similar Organization" on behalf of the Three Affiliated Tribes in fulfillment of the requirement of Section 25 of the Tribal-State Gaming Compact between the Three Affiliated Tribes and the State of North Dakota, and that appropriate officials be permitted to attest to the above signatures on the new bank Resolution; and

**NOW, THEREFORE BE IT FURTHER RESOLVED** that the signatures of any two of the Tribal officials named in the preceding paragraph, or the signature of one Tribal official and one state official, will be sufficient to authorize a transfer of funds from the Tribal-state gaming escrow account to the State of North Dakota in fulfillment of the requirements of Section 25 of the Tribal - State Gaming Compact between the Three Affiliated Tribes and the State of North Dakota.

#### 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 composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 14<sup>th</sup> day of August, 1998; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 14<sup>th</sup> day of August, 1998.

Daylon Spotted Bear  
Secretary, Tribal Business Council

ATTEST:

[Signature]  
Chairman, Tribal Business Council