

**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 5(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer the funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes of the Tribes; and
- WHEREAS,** Article IX, Section 6 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to purchase land for and on behalf of the Three Affiliated Tribes; and
- WHEREAS,** The commercial lots and improvements thereon formerly owned by Aubol's, Inc. and located in the City of New Town were recently offered for sale by bids by the current owner, Lakeside State Bank; and
- WHEREAS,** The respective legal descriptions of the commercial lots offered for sale (and the descriptions of the respective improvements attached thereto) are as follows:
- Tract #1: Lots 8 & 9, Block 24, Original Townsite, City of New Town
 (50' x 90' building attached)
- Tract #2: Lots 10, 11, and 12, Block 24, Original Townsite, City of New Town
 (50' x 90' building attached)
- Tract #3: Lots 11 and 12, Block 28, Original Townsite, City of New Town
 (40' x 78' building attached)
- ;and
- WHEREAS,** On September 30, 1999, the Three Affiliated Tribes submitted timely bids on the three (3) above-referenced tracts with the authority and at the direction of the Natural Resources Committee, the respective amounts of which bids are as follows:

Tract #1: \$110,000.00

Tract #2: \$145,000.00

Tract #3: \$ 70,000.00

;and

WHEREAS, Together with the written bids, the required earnest money was also submitted to the agent of the seller in the total amount of \$32,500.00, which amount represents the requisite ten percent (10%) of the total bid amount; and

WHEREAS, The respective bids submitted by the Tribes on the three (3) tracts were formally accepted by seller Lakeside State Bank and a proposed Purchase Agreement has been negotiated by the respective agents of the Three Affiliated Tribes and of Lakeside State Bank; and

WHEREAS, The Tribal Business Council has reviewed and discussed the proposed Purchase Agreement (a photostatic copy of which is attached hereto) and has determined that the interests of the Tribes would be well served by entry into the proposed Purchase Agreement and the ultimate purchase of the three (3) commercial properties under consideration;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby approves entry by the Tribes into the attached Purchase Agreement between the Three Affiliated Tribes and Lakeside State Bank, wherein the Tribes agree to purchase from the Bank the three (3) above-described commercial tracts located within the City of New Town for the total purchase price in the amount of Three Hundred Twenty-Five Thousand Dollars (\$325,000.00).

BE IT FURTHER RESOLVED, That the Tribal Business Council hereby authorizes and directs that (1) the Chairman and the Treasurer of the Council execute the Purchase Agreement on behalf of the Three Affiliated Tribes, (2) any and all additional documents necessary to consummate the purchase of the properties at issue be executed by the Chairman and/or the Treasurer of the Council, as appropriate, and (3) the Chairman and the Treasurer of the Council identify and secure appropriate funding for payment of the balance of the purchase price due and owing, to-wit: Two Hundred Ninety-Two Thousand Five Hundred Dollars (\$292,500.00).

CERTIFICATION

RESOLUTION #99- 211 -DSB

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 Special Meeting thereof duly called, noticed, convened, and held on the 3rd day of November, 1999; 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 3rd day of November, 1999.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:

[Signature]
Chairman, Tribal Business Council