

**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,** Pursuant to Section 16 of the Indian Reorganization Act the Three Affiliated Tribes (the "Tribe") has adopted a Constitution and By-laws which 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 Tribe and its members, and Article VI, Sections 5(b) and 5(c) of which specifically authorize the Tribal Business Council to do business; and
- WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes grants to the Tribal Business Council the authority to appoint such officers as it may find necessary; and
- WHEREAS,** The Tribe, pursuant to Resolution #98-131-DSB, has previously authorized the investment of \$10,000, which has been made, in the Native American Economic Development Company, LLC, (NAEDC) an organization whose mission is to organize and develop an inter-tribally owned and operated bank holding company which will, if the Three Affiliated Tribes becomes an investor and secures a seat on the board of directors of the holding company, create a Native American National Bank that will provide opportunities for economic development to the Three Affiliated Tribes of the Fort Berthold Reservation and its membership and will also provide investment income for the Tribe; and
- WHEREAS,** Several tribes with strong economies and profitable ventures have expressed interest and commitment to the organization of the Native American National Bank, and are already on the Board of Directors, having contributed the minimum \$45,000 including the Mashantucket Pequot Nation, Cheyenne River Sioux Tribe, Seminole Tribe of Florida, Puyallup Tribe, Sealaska Corp., Arctic Slope Regional Corp., Mille Lacs Band of Chippewa and the Grand Traverse Band of Chippewa; and
- WHEREAS,** The Board of Directors of the NAEDC has now required each of the member Tribes of the Board to contribute an additional \$55,000 within 60 days of October 22, 1999, making the total amount needed for the Three Affiliated Tribes to become and remain a full-fledged board member equal to \$90,000, which could be contributed in two installments of \$35,000 initially to become a member of the Board and \$55,000 to remain a member of the Board by December 22, 1999; and

WHEREAS, It is understood that to remain a permanent member of the Board of Directors of NAEDC, the Tribe must commit to a total capital contribution of \$1,000,000 prior to the start-up of the Native American National Bank; and

WHEREAS, The Tribal Business Council of the Three Affiliated Tribes has determined that it is in the best interest of the Tribe to invest the amount necessary to secure a seat on the Board of Directors of the NAEDC; and

WHEREAS, It is important that the Three Affiliated Tribes and its governing Tribal Business Council appoint representatives to the NAEDC to represent our Tribal government and to help facilitate our Tribe's participation and opportunities with the eventual creation of the Native American National Bank;

NOW, THEREFORE, BE IT RESOLVED, That the Three Affiliated Tribes, acting through its duly elected Tribal Business Council, hereby appoints Tex G. Hall, the Chairman of the Tribe, as the official delegate to the Board of Directors of the Native American Economic Development Company, LLC, (NAEDC) and hereby appoints Mark N. Fox, Vice-Chairman of the Tribe, as the alternate, and further authorizes any Council member who is available to attend the meetings of the NAEDC to be an alternate to the Board, should either of the two designated representatives be unable to attend; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, That the Tribal Business Council hereby authorizes the Treasurer and the Chairman to make an expenditure in the amount of \$90,000, to be paid in two separate installments of \$35,000 and \$55,000 not later than December 22, 1999, to the NAEDC as initial capital, with the initial contribution of \$35,000 being needed to secure a seat on the Board of Directors at its next meeting, now scheduled for November 29-30, 1999 in Denver, Colorado, said amount being the same as is required for other Tribes to be members of the Board of Directors of the NAEDC; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Tribal Business Council hereby pledges to make in a timely manner a final decision concerning commitment of the necessary capital contribution of \$1,000,000 for permanent membership on the Board of Directors of the eventual bank holding company that will own and operate the Native American National Bank, subject also to the necessary capital and pledges of capital being obtained from other sources so as to allow the Native American National Bank to begin operations.

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 23rd day of November, 1999; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 1 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 23rd day of November, 1999.

Daylon Spotted Bear
Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:

Tex G. Hall
Tex G. Hall
Chairman, Tribal Business Council