



**RESOLUTION OF THE  
GOVERNING BODY  
OF THE THREE AFFILIATED TRIBES  
OF THE FORT BERTHOLD INDIAN RESERVATION**

*A Resolution entitled, "Approval to lease 5.43 Acres of Tribal Fee Lands located in the Mountrail County to Great Northern Energy, Inc., for Oil and Gas Development on the Fort Berthold Reservation"*

**WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and said Act and having adopted a Constitution and By-Laws pursuant to said Act; and

**WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Mandan, Hidatsa & Arikara Tribal Business Council to engage in activity on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

**WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes Provides that the Tribal Business Council is the governing body of the Tribes; and

**WHEREAS,** pursuant to Article VI, Section 5(1) of the Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Business Council and other tribal agencies and tribal officials on the Reservation; and

**WHEREAS,** Article VI, Section 5(i) of the Constitution specifically authorizes and empowers the Tribal Business Council of the Tribe to make assignments and leases of Tribal lands and otherwise to manage tribal lands, interests in Tribal lands, and property upon such lands, in conformity with Article IX of the Constitution; and

**WHEREAS,** Article IX of the Constitution specifically authorizes and empowers the Tribal Business Council to manage and lease or otherwise deal with tribal lands and resources in accordance with law; and

**WHEREAS,** The Fort Berthold Indian Reservation of the Three Affiliated Tribes comprises approximately 1,000,000 acres and had within it potentially significant oil and gas resources as it lies within the generally accepted geologic formation known as the Williston Basin, a proven oil field since the early 1950's; and

**WHEREAS,** the Three Affiliated Tribes received a proposal from Great Northern Energy, Inc. to lease 5.43 tribal fee mineral acres within the Fort Berthold Reservation at one hundred dollars (\$100.00) per city lot, twenty-two and one half percent (22.5%) royalty and two and 50/100 dollars (\$2.50) rental for a three (3) year term; and



**BE IT FURTHER RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes hereby affirms and ratifies its approval of the lease for oil and gas development of said tribal fee mineral acres located within the following:

New Town City, Original Town site  
Township 152 North, Range 92 West  
Block 1: Lot 14  
Block 2: Lot 3  
Block 3: Lots 5 and 6  
Block 4: Lots 8 and 9  
Block 6: Lot 1  
Block 7: Lot 3  
Block 11: Lot 21 and the North 37.49 feet of lot 20  
Block 12: Lots 12 and 13  
Block 14: Lots 14, 15 and 23  
Block 19: Lot 7  
Block 20: Lot 5  
Block 23: Lots 10, 11 and 12  
Block 24: Lots 8, 9, 10, 11 and 12  
Block 25: Lot 6  
Block 28: Lots 11, 12 and 17  
Block 31: Lots 5, 6, 9, 10, 91, 92 and 93

Containing (5.43) acres more or less

**FURTHER, BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation hereby authorizes the Tribal Chairman to execute an oil and gas lease or leases, as may be necessary, on behalf of the Tribes for the development of oil and gas on the properties described and under the terms specified.

**FURTHER, BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, in accordance with the Constitution and Bylaws of the Three Affiliated Tribes, hereby declares that this Resolution shall expressly supersede and waive the leasing procedure set forth by regulatory provision and policy, including among others, the advertisement and bidding process.



### 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, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 11<sup>th</sup> day of February 2010; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [] Voting. [  ] Not voting

Dated this 11<sup>th</sup> day of February, 2010

ATTEST:

Handwritten signature of Judy Brugh in blue ink.

Tribal Secretary, V. Judy Brugh  
Tribal Business Council  
Three Affiliated Tribes

Handwritten signature of Marcus Levings in blue ink.

Tribal Chairman, Marcus Levings  
Tribal Business Council  
Three Affiliated Tribes