



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

A Resolution Entitled: "Weight Limits Applicable to all Roads within the jurisdiction of the MHA Nation"

- WHEREAS**, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and
- WHEREAS**, pursuant to 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**, The Constitution of the Three Affiliated Tribe 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 I of the Constitution of the Three Affiliated Tribes provides that the jurisdiction of the Three Affiliated Tribes of the Fort Berthold Indian Reservation shall extend to the Reservation lands therein; and
- WHEREAS**, Article VI, Section 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies; and
- WHEREAS**, Article VI, Section 5 (c) of the Constitution of the Three Affiliated Tribes authorizes the Tribal Business Council to administer funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes of the Tribes; and
- WHEREAS**, The Tribal Business Council recognizes the high importance of making the roadways of the Fort Berthold Reservation more safe; and
- WHEREAS**, The Tribal Business Council finds it in the best interest of the MHA Nation to adopt weight limits on roads under the jurisdiction within the MHA Nation by incorporating the weight limits set forth in North Dakota Century Code ("NDCC") §13-12-05, as amended from time to time, on an interim basis until the MHA Nation has adopted its own traffic safety code; and
- WHEREAS**, The Counties of Dunn, McKenzie, McLean, Mercer, and Mountrail have placed further restrictions on certain county roads within their respective jurisdictions pursuant to NDCC § 39-12-03; and



WHEREAS, The Tribal Business Council finds it appropriate to authorize the MHA Nation Department of Transportation (DOT) to enforce the weight limits, pursuant to the attached table incorporated herein by reference,

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council hereby adopts the State of North Dakota weight limits as set forth at NDCC § 39-12-05, as amended from time to time, attached hereto and incorporated by reference, on an interim basis until the Tribal Council adopts its own traffic safety code; and

BE IT FURTHER RESOLVED, That the MHA Department of Transportation is authorized to recommend to the Tribal Business Council different limits on a road by road basis based on the design of the road and the road's ability to bear the interim weight limits; and

BE IT FURTHER RESOLVED, the Department of Transportation's Highway Patrol Division shall have the responsibility to enforce the weight limits by inspection or other necessary means; and

BE IT FINALLY RESOLVED, that the Chairman is hereby authorized to take such further actions as are necessary to carry out the terms and intent of this Resolution.

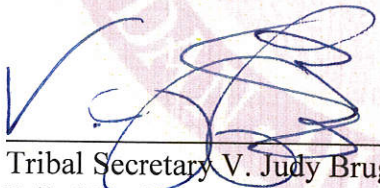


CERTIFICATION

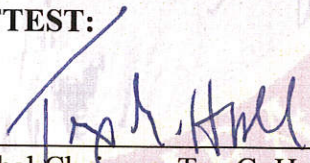
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 11th day of October, 2012, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 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 11th day of October, 2012.



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

ATTEST:


Tribal Chairman Tex G. Hall
Tribal Business Council
Three Affiliated Tribes



Load Restrictions Chart

| Class | Single Axle | Tandem Axle | 3 or more Axle Groupings | Gross Vehicle Weight |
|-----------------------------|-------------|-------------|---|----------------------|
| Restricted by Legal Weights | 20,000 lbs. | 34,000 lbs. | 17,000 lbs. per axle not to exceed 48,000 lbs. gross weight on divisible loads | 105,500 lbs. |
| 8-TON | 16,000 lbs. | 32,000 lbs. | 14,000 lbs. per axle not to exceed 42,000 lbs. gross weight on divisible loads | 105,500 lbs. |
| 7-TON | 14,000 lbs. | 28,000 lbs. | 12,000 lbs. per axle not to exceed 36,000 lbs. gross weight on divisible loads | 105,500 lbs. |
| 6-TON | 12,000 lbs. | 24,000 lbs. | 10,000 lbs. per axle not to exceed 30,000 lbs. gross weight on divisible loads | 80,000 lbs. |
| 5-TON | 10,000 lbs. | 20,000 lbs. | 10,000 lbs. per axle not to exceed 30,000 lbs. gross weight on divisible loads | 80,000 lbs. |