



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

A Resolution entitled, "RBK Ventures, LLP Real Property Sale to the Three Affiliated Tribes"

- 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,** The Constitution and By-laws of the Three Affiliated Tribes (or "Tribes") was adopted by membership of the Tribes on May 15, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; 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,** The Constitution of the Three Affiliated Tribes 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,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and
- WHEREAS,** Article VI, Section 5(c) of the Constitution of the MHA Nation authorizes and empowers 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 for the Tribes; and
- WHEREAS,** Article IX, Sections 1 and 3 of the Constitution provide that the Tribal Business Council has the authority to manage and lease or otherwise deal with Tribal lands and resources; and
- WHEREAS,** The Tribal Business Council has determined that it is in the best interests of the Tribes to acquire real property; and
- WHEREAS,** The Tribal Business Council has considered the location of the below-described Real Property, the potential public and economically beneficial uses of the Real Property, Tribal self-determination, the assumption of some obligations of the Seller with regard to said Property, and the purchase price.



NOW, THEREFORE, BE IT RESOLVED, the Tribal Business Council of the Three Affiliated Tribes hereby approves the purchase of the Property described below from

RBK Ventures, LLP (Seller)

For cash consideration of Three Million Six Hundred Fifty-Six Thousand Three Hundred Eighty Seven Dollars (\$3,656,387.00), which is a negotiated amount, utilizing funds from the FY2020 Land Purchase Judgment/Revenue Account, and hereby authorizes the Chairman of the Tribal Business Council, its Secretary, the Superintendent of the Fort Berthold Agency, the Area Director, and Commissioner of the Indian Affairs to prepare all documents and do all things necessary to transfer title of the land to the United States of America, in trust for the Three Affiliated Tribes of the Fort Berthold Indian Reservation, to wit:

Lot 1, 2, 3, and 4, Block 3, Memory 1st Addition to the City of Bismarck, Burleigh County, North Dakota; and

BE IT FURTHER RESOLVED, that the Tribal Business Council authorizes the assumption by the Tribes of some obligations of the Seller with respect to the Property and in regard to a Development Agreement, as provided in the Purchase Agreement, which also contains provisions for earnest money of \$50,000.00 and an Escrow Agreement providing that \$50,000.00 be deposited in an escrow account for street lighting; and

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

<SIGNATURE PAGE TO FOLLOW>



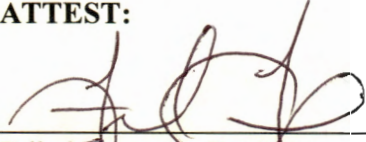
CERTIFICATION

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, _ were present at a Regular Meeting thereof duly called, noticed, convened and held on the 19th day of December, 2019, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 2 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

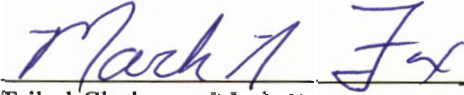
Chairman [X] Voting. [] Not Voting.

Dated this 19th day of December, 2019

ATTEST:



Tribal Secretary Fred Fox
Tribal Business Council
Three Affiliated Tribes



Tribal Chairman Mark Fox
Tribal Business Council
Three Affiliated Tribes