



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

A Resolution entitled, "Consent to Approval of a Right-of-Way across Tribal land (Allotments 592A and 589A-B) for the Antelope Inlets LP Southwest 16 Inch Lateral Pipeline Submitted by ONEOK Rockies Midstream, L.L.C."

WHEREAS, The Mandan Hidatsa and Arikara Nation (the "Nation"), also known as the Three Affiliated Tribes, having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws (the "Constitution") under said Act, and

WHEREAS, Pursuant to Article III, Section 1 of the Constitution, 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 Council, its Agencies and Officials; and

WHEREAS, Article IX, Sections 1 and 3 of the Constitution, provides that the Tribal Business Council has the authority to manage and lease or otherwise deal with tribal lands and resources; and

WHEREAS, Leases and Rights-of-Way ("ROWS") across Tribal Trust land require the consent of the Tribal Business Council pursuant to federal and Tribal Law; and

WHEREAS, Applications for Rights-of-Way ("ROWS") on Tribal Land are subject to the requirements of tribal law, including Resolution No. 13-109-VJB (Establishing Standardized Minimum Rates for Oil and Gas Lease Bonus, Royalties and Road and Pipeline Easements), Resolution No. 14-071-VJB (MHA Nation Application for Rights-of-Way and Use of Right-of-Way), Resolution No. 14-089-VJB (MHA Nation Pipeline Right-of-Way Terms and Conditions), and Resolution No. 15-045-LKH (Establishing a Procedure for the Approval of Leases, Rights-of-Way, Setback Variances and Permissions to Survey on Tribal Land), Resolution No. 17-17-FWF (Approval of Fee Structure), and Resolution No. 18-212-FWF (Amending Fee Structure); and

WHEREAS, ONEOK Rockies Midstream, L.L.C. submitted a ROW application for the Antelope Inlets LP Southwest 16 Inch Lateral Pipeline project as follows:



- 16” gas poly pipeline and 2 temporary access roads across certain tribal tracts in Allotment 592A, with 0.0868421053 tribal interest, in the S2S2, NE4SE4 of Section 14, Township 152 North, Range 94 West, 5th P.M all in McKenzie County, North Dakota as more particularly described in Appendix A.1.; and across certain tribal tracts in Allotment 589A-B, with 0.0496240601 tribal interest, in the SE4SE4 of Section 11, Township 152 North, Range 94 West, 5th P.M all in McKenzie County, North Dakota as more particularly described in Appendix A.1; and

WHEREAS, The ROW application, has been reviewed and recommended for approval in accordance with the MHA Nation’s approved procedure for authorizing ROWs on Tribal Land.

NOW THEREFORE BE IT RESOLVED, Subject to the MHA Nation Standard Terms and Conditions for Right-of-Ways, and payment of applicable ROW fees, the Tribal Business Council hereby approves the ROW application, attached as Appendix A.1, and consents to the following ROW:

- ONEOK Rockies Midstream, L.L.C. – the Antelope Inlets LP Southwest 16 Inch Lateral Project, totaling 14.383 acres including:
 - for a 16” gas poly pipeline and 2 temporary access road; Permanent pipeline ROW 25’ in width and Temporary ROW 50’ in width and 6,777.18’ in length totaling 11.669 acres for the Pipeline ROW and 2 Temporary access roads being 1225.91’ in length and 15’ in width being 0.422 acres in Allotment 592A with 0.0868421053 tribal interest in S2S2, NE4NE4 of Section 14, Township 152 North, Range 94 West, 5th P.M., in McKenzie County, North Dakota: and
 - a 16” gas poly pipeline being Permanent pipeline ROW 25’ in width and Temporary ROW 50’ in width and 1331.50’ in length totaling 2.292 acres for the Pipeline ROW in Allotment 589A-B with 0.0496240601 tribal interest in SE4SE4 of Section 11, Township 152 North, Range 94 West, 5th P.M., in McKenzie County, North Dakota.

BE IT FURTHER RESOLVED, That the ROW shall have a 20 year term, from the date of the BIA’s grant of the ROW.

BE IT FURTHER RESOLVED, The Tribe does not consent to waive any bond, insurance, or alternative form of security.

BE IT FURTHER RESOLVED, The MHA Nation Standard Terms and Conditions for Right-of-Ways are incorporated into this consent to the grant of the ROW, and



therefore, as provided in 25 CFR §169.107(a), the Tribal Business Council requests the Bureau of Indian Affairs to incorporate these terms and conditions into the ROW grant.

BE IT FURTHER RESOLVED, The MHA Nation retains the authority to issue fines and set conditions to address and resolve ROW trespass, abandonment, non-use, and other violations, including violations of applicable MHA Nation Standard ROW Terms and Conditions, and further requests the Bureau of Indian Affairs to defer to these remedies, in accordance with the intent and notice provisions in 25 CFR §169.403(a).

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.

[THIS SPACE INTENTIONALLY LEFT BLANK. CERTIFICATION FOLLOWS.]



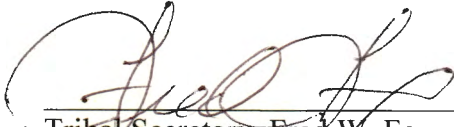
CERTIFICATION

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, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 9th day of September, 2020, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

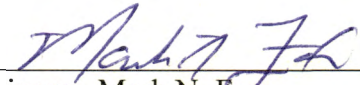
Chairman Voting. Not Voting.

Dated this 9th day of September, 2020.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council
Three Affiliated Tribes



Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes