



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

**A Resolution Entitled, “*Approval of Thunder Butte Petroleum Services, Inc. Funding Request*”**

**WHEREAS,** The Mandan Hidatsa and Arikara Nation (“MHA 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 MHA Nation; and

**WHEREAS,** The Constitution 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 MHA Nation and of the enrolled members thereof; 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, its agencies and officials; and

**WHEREAS,** The Tribe is the sole shareholder in Thunder Butte Petroleum Services, Inc. (“Thunder Butte”); and

**WHEREAS,** Thunder Butte is in the midst of acquiring, constructing, and operating an oil pipeline (the “Thunder Butte Pipeline Project”); and

**WHEREAS,** Thunder Butte has discovered that at least one of its oil storage tanks requires repair; and

**WHEREAS,** Thunder Butte requires funding to: (1) acquire a pipeline as part of the Thunder Butte Pipeline Project, and (2) to repair the storage tank; and

**WHEREAS,** To cover the foregoing items, Thunder Butte requests a loan of \$5,000,000 for the purchase of the pipeline and a capital contribution of \$1,500,000 for tank repairs; and

**NOW THEREFORE BE IT RESOLVED,** That the Tribal Business Council approves a loan of \$5,000,000 to Thunder Butte for the acquisition of the pipeline, to be evidenced by a promissory note, payable over a 12 year term with interest at 4.5% per annum.



**BE IT FURTHER RESOLVED,** That the Tribal Business Council approves a capital contribution in the amount of \$1,500,000 for the tank repairs.

**BE IT FURTHER RESOLVED,** That the Tribal Chairman, subject to legal review, is authorized to execute the promissory note evidencing the loan.

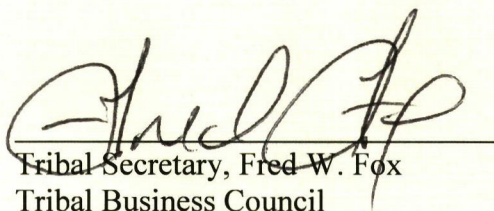
**BE IT FINALLY RESOLVED,** That the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Resolution.

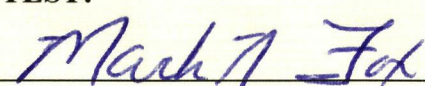
**CERTIFICATION**

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, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 13<sup>th</sup> day of May, 2021, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 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 [ X ] Voting. [ ] Not Voting.

Dated this 13<sup>th</sup> day of May, 2021.

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

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