



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

A Resolution entitled, “Waiving Penalties And Fees On MRR Nations Pad Treasury Debt.”

- WHEREAS,** This Mandan Hidatsa and Arikara Nation (MHA Nation), also known as the Three Affiliated Tribes, having accepted the Indian Reorganization Act of June 18, 1934 and the authority under said Act, and having adopted a Constitution and By-law (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 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,** Missouri River Resources (“MRR”) is a wholly owned tribal entity tasked with development of tribal oil and gas resources; and
- WHEREAS,** Due to an accounting issue, MRR failed to remit the necessary royalty payments to the Office of Natural Resources Revenue (“ONRR”) for a set of wells called the “Nations Pad”; and
- WHEREAS,** The Tribe is a recipient of royalties generated by the Nations Pad; and
- WHEREAS,** ONRR has been referred the Nations Pad obligation to the Department of Treasury; and
- WHEREAS,** Upon referral, the Department of Treasury added approximately one million five hundred thousand dollars (\$1,500,000) in penalties and fees; and
- WHEREAS,** MRR has suffered financial hardship as a result of the pandemic and unstable oil prices, and requiring it to pay the additional 1.5 million in penalties and fees will place MRR in financial jeopardy; and



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WHEREAS, MRR has inquired with the Department of Treasury for the forgiveness of those penalties and fees due to hardship and the royalty recipient being the sole owner of MRR; and

WHEREAS, Because MRR is wholly owned and funded by the MHA Nation and because the MHA Nation is also the royalty recipient, is, a Resolution waiving penalties and fees and requesting the Department of Treasury to do the same is appropriate.

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council waives payment of the aforementioned penalties/fees and requests that the Department of Treasury take action to conform with the wishes of the royalty recipient and waive or remove the assessment of penalties and interest.

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.

[THIS SPACE INTENTIONALLY LEFT BLANK. CERTIFICATION FOLLOWS.]

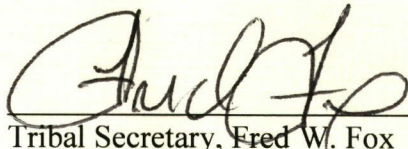


CERTIFICATION

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, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 13th 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.

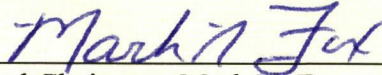
Chairman [X] Voting. [] Not Voting.

Dated this 13th 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