



THE MILLE LACS BAND OF OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 08-02-122-98

A RESOLUTION DESIGNATING FIRST AMERICAN BANK OF BRAINERD AS DEPOSITORY

- WHEREAS, the Mille Lacs Band Assembly is the duly elected governing body of the Mille Lacs Band of Ojibwe, a federally-recognized Indian Tribe; and,
- WHEREAS, the Mille Lacs Band Assembly is empowered by 4 MLBSA Sections 5.01 and 5.04 to adopt resolutions (06-02-169-94) which promote the general welfare of the people; and,
- WHEREAS, the Mille Lacs Reservation Band Assembly has approved the accounts of specifically appropriated funds to First American Bank of Brainerd.

NOW THEREFORE BE IT RESOLVED, that First American Bank of Brainerd is designated as a depository for the Mille Lacs Band of Ojibwe Indians; and,

- (2) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by First American Bank of Brainerd
- (3) All transactions, if any, with respect to any deposit, withdrawals, rediscounts and borrowings by or on behalf of the Mille Lacs Band with First American Bank of Brainerd prior to the adoption of this resolution are hereby ratified, approved and confirmed.
- (4) Any of the persons named below, so long as they act in a representative capacity as officials of the Mille Lacs Band, are authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated below, from time to time with First American Bank of Brainerd concerning funds deposited in First American Bank of Brainerd or any other Business transacted by and between the Mille Lacs Band and First American Bank of Brainerd subject to any restrictions stated below.
- (5) Any and all prior resolutions adopted by the Mille Lacs Band and certified to First American Bank of Brainerd as governing the operation of the Mille Lacs Band's account(s) are in full force and effect, unless supplemented or modified by this authorization.
- (6) The Mille Lacs Band agrees to the terms and conditions of any account agreement, properly opened by any authorized officials of the Mille Lacs Band, and authorizes First American Bank of Brainerd named above, at any time, to charge the Mille Lacs Band for all checks, drafts, or other orders, for the payment of money, that are drawn on this Financial Institution regardless of by whom or by what means the facsimile signature(s) may have been affixed as long as they resemble the facsimile signature specimens in section C, (or the facsimile signature specimens that the Mille Lacs Band files with First American Bank of Brainerd from time to time) and contain the required number of signatures for this purpose.

DISTRICT I

HCR 67, Box 194 • Onamia, MN 56359
(320) 532-4181 • Fax (320) 532-4209

DISTRICT II

Route 2 • Box 58 • McGregor, MN 55760
(218) 768-3311 • Fax (218) 768-3903

DISTRICT III

Route 2 • Box 233-N • Sandstone, MN 55072
(320) 384-6240 • Fax (320) 384-6190

BE IT FURTHER RESOLVED, these are the following accounts:

<u>Account Title</u>	<u>TIN</u>	<u>CD's</u>
Mille Lacs Band Certificate of Deposit		

BE IT FURTHER RESOLVED, if indicated, any person listed below (subject to any expressed restrictions) is authorized to:

Exercise all of the powers listed in (1) through (3).

<u>Name and Title</u>	<u>Signature</u>	<u>Facsimile Signature</u> (if used)
Marge Anderson, Chief Executive	<i>Marge Anderson</i>	
Herb Weyaus, Secretary/Treas.	<i>Herb Weyaus</i>	
Caroline Kommann, Comm. of Fin.	<i>Caroline Kommann</i>	

Secr/Treas. / Chief Exec./Commissioner of Finance

- (1) Open any deposit or checking account(s) in the name of the Mille Lacs Band.

Secr/Treas. / Chief Exec./Commissioner of Finance

- (2) Transfer, convert, endorse, buy, sell, assign, set over and deliver any and all shares of bonds, debentures, notes, or other securities now or hereafter standing in the name of or owned by the Band or to make, execute and deliver, under the seal of the Band, any and all written instruments of assignment and transfer necessary or proper to effectuate hereby conferred.
Securities cannot be used as collateral.

Secr/Treas. and Chief Exec./Commissioner of Finance

- (3) Endorse checks and orders for the payment of money and withdraw funds on deposit with First American Bank of Brainerd
Number of authorized signatures required for this purpose 2.

BE IT FURTHER RESOLVED, that First American Bank of Brainerd may deal with any and all of the persons directly or indirectly by the foregoing resolution empowered, as though they were dealing with the Band directly; and,

BE IT FURTHER RESOLVED, that the Secretary-Treasurer of the Band be and hereby is authorized, empowered and directed to certify, under the seal of the Band, to First American Bank of Brainerd: (a) a true copy of this Resolution; (b) specimen signatures of each and every person by this Resolution empowered; and

(c) a certificate (which, if required by First American Bank of Brainerd shall be supported by an opinion of legal counsel of the Band, or other counsel satisfactory to First American Bank of Brainerd that the Band is duly organized and existing, that its statutes empower it to transact the business by this Resolution, and that no limitation has been imposed upon such powers by the laws of the Band or otherwise; and,

BE IT FURTHER RESOLVED, that First American Bank of Brainerd may rely upon the certified copy of the resolutions, specimen signatures, and certificate, as continuing fully effective unless and until First American Bank of Brainerd shall receive due written notice of change or rescission, and the dispatch or receipt of any other form of notice shall not constitute a waiver of this provision, nor shall the fact that any person hereby empowered ceases to be an officer of the Band or becomes an officer under some other title, in any way affect the powers hereby conferred, but the failure to supply a specimen signature shall not invalidate any transaction where the party authorizing the same has been actually empowered thereto by or in conformity with these resolutions; and,

BE IT FURTHER RESOLVED, that in the event of any change in the office or powers of persons hereby empowered, the Secretary-Treasurer shall certify such changes to First American Bank of Brainerd in writing in the manner herein above provided, which notification, when received, shall be adequate both to terminate the powers of the persons theretofore authorized, and to empower the persons thereby substituted; and,

BE IT FURTHER RESOLVED, that the Chief Executive and the Secretary-Treasurer of the Band be, and hereby are, authorized and empowered to countersign items as aforesaid; and,


BE IT FURTHER RESOLVED, that these resolutions and the certificates actually furnished to First American Bank of Brainerd by the Secretary-Treasurer of the Band pursuant thereto, be and they hereby are made irrevocable until written notice of the revocation thereof shall have been received by First American Bank of Brainerd

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at regular session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present held on the 23rd day of July, 1998 at Vineland, Minnesota by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly hereunto cause to have set the signature of the Speaker of the Assembly to be affixed to this resolution and forwarded to the Chief Executive for concurrence.


Herb Weyaus, Speaker of the Assembly

IN CONCURRENCE, with the action of the Speaker of the Assembly, I, the Chief Executive have set my hand to this resolution.


Marge Anderson, Chief Executive

OFFICIAL SEAL OF THE BAND