

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROADWATER
COUNTY AUTHORIZING THE COUNTY ATTORNEY TO INTERVENE IN LITIGATION
REGARDING THE BLACK BUTTE COPPER PROJECT**

Resolution 2020 - ____

Whereas, Montana Department of Environmental Quality (DEQ) has approved a mining permit for a project in Meagher County known as the Black Butte Copper Project;

Whereas, the Commissioners believe the development of this mining project will be beneficial to the economy and people of Broadwater County;

Whereas, various environmental organizations have sued in State District Court to challenge DEQ's issuance of a permit for this project;

Whereas, the Meagher County Commission has authorized its County Attorney to seek to join this lawsuit as a Defendant-Intervenor in support of the Black Butte Copper Project;

Whereas, the Commissioners believe the interests of Broadwater County are important for the Court to consider in any decision addressing the future of Black Butte Copper Project, and such interests will be unrepresented if Broadwater County is not a party to this suit;

Whereas, Meagher County has indicated that it does not oppose the entry of Broadwater County as a Defendant-Intervenor in partnership with Meagher County; and

Whereas, the Meagher County Attorney Burt Hurwitz and Broadwater County Attorney Cory Swanson will work together as co-counsel, and it is appropriate to designate Burt Hurwitz as a Special Deputy Broadwater County Attorney to allow him to represent the legal interests of Broadwater County as a co-litigant in this case.

NOW THEREFORE, be it resolved that the Broadwater County Attorney is directed to move the Court to allow Broadwater County to intervene in any litigation in State District Court filed to challenge the Black Butte Copper project, and to advocate for the responsible development of the Black Butte Copper Project.

IT IS FURTHER RESOLVED, the Meagher County Attorney Burt Hurwitz is designated as a Special Deputy Broadwater County Attorney, for the purpose of appearing as co-counsel on behalf of Broadwater County in this case, in cooperation with Meagher County.

PASSED AND ADOPTED by the Board of County Commissioners of Broadwater County, Montana, this ___ day of _____ 2020.

BOARD OF COUNTY COMMISSIONERS, BROADWATER COUNTY, MONTANA

Darrel Folkvord, Chairman

Mike Delger, Commissioner

Laura Obert, Commissioner

Attest

On this ___ day of _____ 2020, I hereby attest the above-written signatures of the Board of Broadwater County Commissioners.

Doug Ellis, Broadwater County Clerk and Recorder, or
Ann Rauser, Deputy Clerk and Recorder