



**RESOLUTION OF THE  
WHITE MOUNTAIN APACHE TRIBE OF THE  
FORT APACHE INDIAN RESERVATION**

**(Authorizing Terms for Settlement of Claims with Jefferson Bank)**

**WHEREAS,** the Tribe has been involved in federal and state court litigation with Jefferson Bank of San Antonio, Texas, concerning payment of a debt from a series of municipal leases negotiated by the Tribe in 2005 to 2007 with Lehigh Municipal Finance, which Jefferson Bank acquired through an assignment of the debt from Lehigh; and

**WHEREAS,** the legal dispute is now on appeal, however, the Tribe and Jefferson Bank have negotiated terms to settle the matter; and

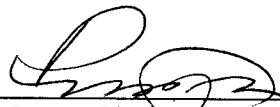
**WHEREAS,** the Tribal Council is advised that the terms of the proposed settlement are in the best interests of the Tribe and will resolve a pending claim which has impacted the Tribe's credit worthiness, and will be paid from funds specifically earmarked for this purpose in the recent Wells Fargo line of credit agreement and extension approved by the Council on September 10, 2012.


**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes and approves the settlement with Jefferson Bank, and for that purpose authorizes payment by the Tribe to Jefferson Bank in the amount of \$400,000 drawn from the restricted funds set aside for this purpose in the Wells Fargo line of credit transaction, 2) withdrawal by the Tribe and Jefferson Bank of the appeal before the Arizona Court of Appeals, and 3) execution by the parties of the Mutual Settlement and Release.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Chairman to sign and deliver the Mutual Settlement and Release, and with the assistance of Tribal staff and representatives, implement all the steps agreed to therein.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on November 7, 2012 duly adopted by a vote of Eight for and Zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (h), (i), (k), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

  
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Ronnie Lupe, Chairman of the Tribal Council

  
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Mariddie J. Craig, Secretary of the Tribal Council