



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

**(Approving the Plan for Reconciliation of the Forest Development Deduction Account,
Roads Suspense Account and the Slash Suspense Account)**

- WHEREAS,** the Tribe, in conjunction with the Bureau of Indian Affairs (“BIA”) acting as Trustee, are responsible for ensuring that the Tribe’s natural resources are protected and managed for sustainability; and
- WHEREAS,** the Tribe is completing the steps to finance the rehabilitation and resumption of production at the former FATCO sawmill through the use of federal New Market Tax Credits; and
- WHEREAS,** as a component of the financing, the Tribe must reconcile the outstanding balances and obligations for the Tribe’s Forest Management Deduction Account, Roads Suspense Account, and Slash Suspense Account; and
- WHEREAS,** the Tribe is entitled to \$478,940.65 from BIA Forest Management Deduction (“FMD”) Account for reimbursement of expenses it has paid for forestry expenses; and
- WHEREAS,** the Tribe also owes \$261,460.24 to the BIA FMD Account from past commercial forest activities, resulting in a net balance to the Tribe of \$217,480.41; and
- WHEREAS,** on June 12, 2013, the Tribal Council approved a retroactive adjustment to the Roads Suspense Account to eliminate the 13% deduction from stumpage payments effective as of January 1, 2008, thereby eliminating the balance in that account; and
- WHEREAS,** the Tribe owes \$167,311.58 to the BIA Slash Suspense Account, which has yet to be funded by the Tribe; and
- WHEREAS,** under this reconciliation plan, the Tribe will draw down an amount equal to the net amount it is owed for reimbursement for qualified forestry expenses from the BIA FMD Account and retain the difference as reimbursement to the Tribe which it will use to fund the Slash Account.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the reconciliation plan for the FMD Account, Roads Suspense Account, and Slash Suspense Account as follows:

1. The Tribe hereby requests reimbursement of its allowable expenditures from the FMD Account in the net amount of \$217,480.41 after accounting for the deposit of \$261,460.24 the Tribe owes to the Account.

Resolution No. 09-2013-185

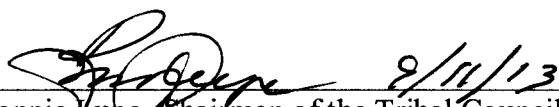
2. The Tribe ratifies and confirms its earlier action to eliminate the Roads Suspense Account effective as of January 1, 2008, thereby eliminating any balance in that Account.
3. The Tribe agrees to fund the \$167,311.58 for the Slash Account balance, using funds in that amount from its reimbursement from the FMD Account.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the interest of completing this reconciliation, in lieu of a transfer by the BIA of funds in the net amount requested above of \$217,480.41 from the FMD Account to the Tribe, with which the Tribe will fund the Slash Account in the amount of \$167,460.24, at its discretion, the BIA may transfer \$167,460.24 from the FMD Account directly to the Slash Account to bring the funding to the full amount as shown on the account records and then forward the difference to the Tribe.

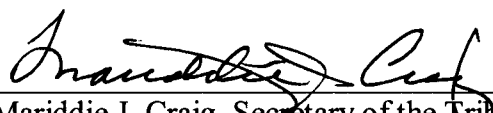
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

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 **SEPTEMBER 4, 2013** duly adopted by a vote of **SEVEN** 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), (c), (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).



Ronnie Lupe, Chairman of the Tribal Council



Mariddie J. Craig, Secretary of the Tribal Council