



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving A Reserve Draw Request For WMATCO, LLC)

- WHEREAS,** the Tribe anticipates the receipt of funding from the sale of carbon credits issued by the California Air Resources Board; and
- WHEREAS,** the Tribal Council has determined it will allocate \$2 million from the carbon credit funds to replenish the New Market Tax Credit Reserve account established in the financing to return the Tribal sawmill to operation; and
- WHEREAS,** the Tribe has received a request from the WMATCO Board with a detailed budget for the proposed use of reserve funding to build WMATCO's winter log deck; and
- WHEREAS,** the plans call for an initial draw of \$1.25 million from the reserve account to immediately commence winter logging and then an additional draw of \$500,000 to \$750,000 in early February to complete the winter logging; and
- WHEREAS,** the budget and projections show that WMATCO will be cash positive through calendar year 2016, with employment at the mill increasing to and remaining at 129 employees in full time positions by mid year; and
- WHEREAS,** the Tribal Council recognizes the importance of taking steps now to ensure the stability of WMATCO operations, and given the urgency, the Tribal Council further finds that the request to authorize the reserve draw needs to be considered and made outside of its regularly scheduled meeting; and
- WHEREAS,** the Tribal Council further finds that: (1) this Resolution may be voted upon by signature of a member of the Tribal Council where a signature indicates a vote for this Resolution, (2) the Tribal Council Secretary should attempt to obtain signatures for members of the Tribal Council personally, (3) no signature would mean that the respective Tribal Council member is against this Resolution, (4) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby ratifies and affirms its decision to allocate \$2 million in carbon credit funds, when received by the Tribe, to the New Market Tax Credit financing Reserve Account.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes and directs the Tribal Chairman to submit a written request on behalf of the Tribal

Resolution No. 10-2015-219

Council to immediately withdraw \$1.25 million from the Reserve Account to enable WMATCO to begin building its winter log deck.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Chairman to submit a supplemental request in late January, 2016, on behalf of the Tribal Council, for an additional \$500,000 to \$750,000 as determined at that time, to assist WMATCO with completion of its winter log deck needs.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the authorization herein is conditioned upon the receipt of carbon credit funding to the Tribe, and no authorization is made for replenishment of the reserve account or a draw for the benefit of WMATCO except upon the receipt and use of carbon funds.

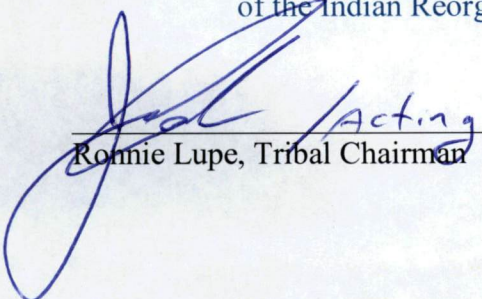
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) the Tribal Council Secretary shall attempt to obtain signatures for members of the Tribal Council personally, (c) no signature shall mean that the respective Tribal Council member is against this Resolution, (d) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature, and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

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.

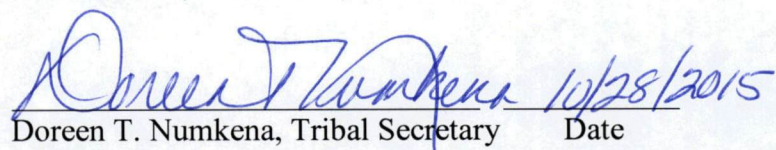
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

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 Oct 28, 2015 duly adopted by a vote of 6 for, 0 against, and 0 abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).


Ronnie Lupe, Tribal Chairman

10/28/15
Date

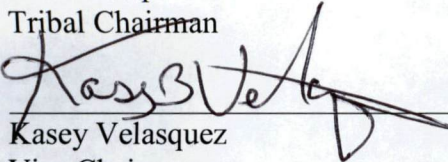

Doreen T. Numkena, Tribal Secretary

10/28/2015
Date

Resolution No. 10-2015-219

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No: 10-2015-219 initiated the 26th day of October, 2015.

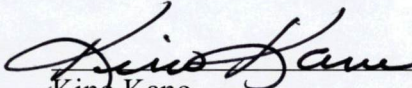
Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials
_____ TCS Initials

Ronnie Lupe
Tribal Chairman


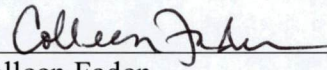
Kasey Velasquez
Vice Chairman
_____ 10/25/15 _____
Date Signed TCS Initials

Arnold Beach, Sr.
District I Council Member
_____ Date Signed _____ TCS Initials

Tony Alsenay
District I Council Member
_____ Date Signed _____ TCS Initials

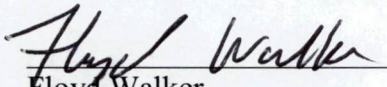


Kino Kane
District II Council Member
_____ 10/27/15 _____
Date Signed TCS Initials



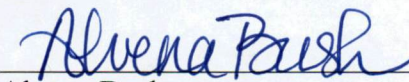
Colleen Faden
District II Council Member
_____ 10/25/15 _____
Date Signed TCS Initials

Alvin DeClay, Sr.
District III Council Member
_____ Date Signed _____ TCS Initials

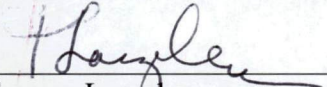


Floyd Walker
District III Council Member
_____ 10/25/15 _____
Date Signed TCS Initials

Jerome Kasey III
District IV Council Member
_____ Date Signed _____ TCS Initials

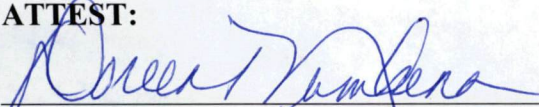


Alvena Bush
District IV Council Member
_____ 10/25/15 _____
Date Signed TCS Initials



Theresa Larzelere
District IV Council Member
_____ 10/27/15 _____
Date Signed TCS Initials

ATTEST:



Doreen T. Numkena, Tribal Council Secretary


_____ 10/28/2015 _____
Date Signed