

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

WHEREAS, The eight Livestock Associations constituting the membership of the General Livestock Association, have met, and by a majority vote of the Board of Directors of the General Livestock Association, hereby requests financial assistance from the Tribal Council of the White Mountain Apache Tribe in the form of a loan so that the Livestock Associations are not forced to ship cattle in order to pay for the operating costs of the spring '85 and fall '85 round-up; and

WHEREAS, in support of their request, the Associations advise the Council that:

1. Cattle sales have declined since 1982 in volume of cattle sold and the cattle market has been down for the last four years;

2. The Associations no longer make large volume sales;

3. The Associations are operating with money from the periodic sale of cattle and are shipping cattle every two weeks;

4. The Association herds have been reduced down to the level of good breeding stock and that they will be forced to sell their breeding stock unless financial aid is provided;

5. The calf crop is only 60%, whereas it should be 85%;

6. Operating costs have increased over the last few years;

7. The quality of help available for the Associations has deteriorated significantly and has effected cow/bull distribution and quality of the herd; and

WHEREAS, the Associations propose that \$80,000.00 be loaned to them to be distributed equally amongst the eight Livestock Associations, and that each Livestock

Association would be individually liable to the Tribe for repayment of the loan; and

WHEREAS, the Associations propose that the \$80,000.00 be loaned on or about April 1, 1985, to defray the cost of the spring round-up and that another \$64,000.00 be loaned by the tribe to the Associations on or about September 1, 1985 for fall round-up purposes; and

WHEREAS, the Association proposes that they be allowed to pay the interest at the rate of 10% per year, beginning April 1, 1985, that a balloon payment be made to the tribe after the October, 1985 cattle sale, that interest be continued to be paid thereafter until the October, 1986 cattle sale, whereas the total amount of the loan then due should then be paid in full; an

WHEREAS, the Associations propose that the Tribe retain a security interest or chattel mortgage on the Associations cattle until such time as the loan has been paid in full and that the tribe would enjoy a priority lien on all cattle, securing said loan; and

WHEREAS, the Tribal Council concludes that the Livestock Associations are in need of financial assistance in order to maintain their herds; and

WHEREAS, the Tribal Council has no objection to such a loan on the condition that the Administrative Business Manager can satisfy the Tribal Council that the Associations possess adequate security in the form of cattle, free of prior liens, to secure any such loan made by the tribe to the Associations and that each individual Association, and not the General Livestock Association, will be responsible individually to the tribal business office for the repayment of said loan according to the terms and conditions required by the Tribal Business Manager and as generally outlined in this Resolution.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves loan assistance in the amount of \$80,000.00 to be tendered on or about April 1, 1985, to the General Livestock Association for distribution to the eight different Livestock Associations and for an additional loan of \$64,000.00 to be made on September 1, 1985, also

to be distributed equally amongst the eight Livestock Associations, on the condition that the Tribal Business Manager is satisfied that the Associations possess the number of cattle necessary to secure said loan and that said cattle are free of any prior incumbrance or liens or chattel mortgages and that the Association pay the interest fee of 10% per year with final payment of the entire amount within five days after the October, 1986 cattle sale.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby acknowledges and recognizes the right of any individual cattle association to prepay any loan amounts prior to the final payment date in October, 1986, without prepayment penalty, and that any individual Association may reject loan assistance from the tribe in which case that Association's share of loan proceeds shall not be tendered to the General Livestock Association, but shall be retained by the Tribe.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby authorizes the Tribal Business Manager to execute any and all chattel mortgages necessary to carry out the purposes of this Resolution and to initiate any and all collection methods, including seizure and sale of livestock pledged by the various Associations in the event of a default in loan repayment.

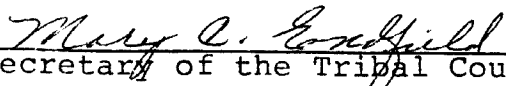
The foregoing resolution was on March 6, 1984, duly adopted by a vote of 6 for and 4 abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 27, 1958, and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984)

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FORT APACHE INDIAN
AGENCY
WHITERIVER, ARIZ.


Chairman of the Tribal Council


Secretary of the Tribal Council