

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

(Amending Resolution No. 11-2006-398 that Authorized a Revised Expansion and Financing for Hon-Dah Casino)

- WHEREAS, pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and
- WHEREAS, Resolution No. 11-2006-398 previously authorized a revised expansion of Hon-Dah Casino and financing for said expansion with IGT, Inc.; and
- WHEREAS, due to increased construction costs associated with the expansion and the required completed date of May 26, 2007, the original amount of construction needs to be adjusted from approximately \$1,000,000.00 to approximately \$1,570,908.00, not including the cost of the Slot Machines and related equipment; and
- WHEREAS, casino management estimates the total cost of the project (construction plus Slot Machines and related equipment) to be approximately \$4,078,607.00; and
- WHEREAS, IGT has approved financing in the amount of \$1,300,000.00 for the construction portion of the expansion plus the cost of 73 Slot Machines (\$1,131,500.00) for a total IGT commitment of \$2,431,500.00; and
- WHEREAS, the Tribe will be responsible for the remaining approximately \$270,000.00 related to the construction, plus \$1,193,500.00 for the remaining 77 Slot Machines and related equipment (approximately \$183,000.00), of which the 77 Slot Machines can be paid interest free over 12 months in a separate Agreement with a Slot Machine vendor; and
- **WHEREAS**, the Tribal Council finds that it is in the best interest of the Tribe to authorize the increase in cost related to the revised expansion.
- **BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes and approves this Amendment to Resolution No. 11-2006-398 whereby the construction cost is increased from approximately \$1,000,000.00 to approximately \$1,570,908.00 and authorizes the Chairman, or in his absence, the Vice-Chairwoman, to execute and negotiate any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on <u>March 7, 2007</u> duly adopted by a vote of <u>TEN</u> for and <u>ZERO</u> 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), (l), (t), and (u) of the Constitution of the Tribe, ratified by the Tribe

Resolution No. <u>03-2007-52</u>

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).

Chairman of the Tribal Council

Secretary of the Tribal Council