



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 08-2014-124

(Approving Replenishment Terms of a Reserve Draw For WMATCO, LLC)

- WHEREAS,** the Tribal Council has this day had extensive discussions about the status of the WMATCO sawmill with the WMATCO management team, as well as with the lenders and the investor under the New Market Tax Credit financing which had enabled the sawmill to resume operation; and
- WHEREAS,** the discussions have focused on the challenges in meeting revenue projections and the steps needed to bring the mill to profitability and stable operation; and
- WHEREAS,** the members of the Tribal Council toured the sawmill facility and talked with sawmill employees at the site; and
- WHEREAS,** the Tribal Council recognizes the important role which the commercial operation can serve for the Tribe, and the Council strongly supports the opportunities for employment and meaningful careers which are provided through a strong and viable commercial logging and lumber program; and
- WHEREAS,** in order to work through its transition to full production, the mill requires another draw from the reserve fund, known as the WMAT Pledge Account, which had been established for this purpose under the project financing; and
- WHEREAS,** in order for the funds to be released, the Council will agree to replenish the Pledge Account using the quarterly interest payments which are paid by WMATCO to the Tribe under the project financing; and
- WHEREAS,** the Tribal Council has informed the management team that it expects detailed plans for the use of the reserve funds, along with regular and complete reports on mill operations, and by the actions taken this date, the Tribal Council is committed to the long-term success of the sawmill and sales operations.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the draw from the New Market Tax Credit financing reserve fund, known as the WMAT Pledge Account, in the amount of \$500,000.00 to assist WMATCO in the payment of its operational costs while it works to increase its monthly revenues.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the use of quarterly interest payments, which would otherwise be payable to the Tribe under the project financing, to be dedicated solely for replenishment of the WMAT Pledge

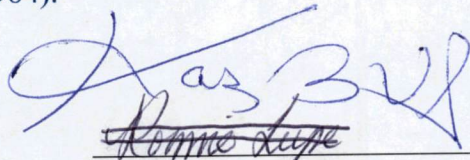
Account, beginning with the September, 2014 quarterly payment, and continuing each quarter thereafter, in the approximate amount of \$74,223.00 each.

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.

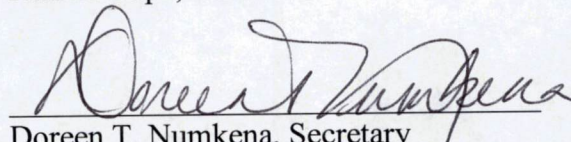
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign.

The foregoing resolution was on AUGUST 12, 2014 duly adopted by a vote of NINE for, ZERO against, and ZERO abstentions 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 Tribal Constitution, 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
Ronnie Lupe, Chairman

8-20-14
Date


Doreen T. Numkena
Doreen T. Numkena, Secretary

8-20-2014
Date