



# SQUAXIN ISLAND TRIBE

## RESOLUTION NO. 11-80

of the

### SQUAXIN ISLAND TRIBAL COUNCIL

**WHEREAS**, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Tribe, its members, its lands, its enterprises and its agencies by the authority of the Constitution and Bylaws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and

**WHEREAS**, under the Constitution, Bylaws and inherent sovereignty of the Tribe, the Squaxin Island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources and rights of the Tribe; and

**WHEREAS**, the Tribe is a federally-recognized Indian Tribe possessing reserved powers, including the powers of self-government; and

**WHEREAS**, the Squaxin Island Tribal Council is empowered to acquire, manage, lease, or use Tribal real property under its Constitution, Article III, Section 1(b), and its inherent authority; and

**WHEREAS**, Island Enterprises, Inc. (IEI) is an entity wholly owned by the Squaxin Island Tribe and that on or about June 17, 2010, IEI, as the Purchaser, entered a Purchase and Sale Agreement (PSA) for certain tidelands more particularly described in the attached PSA; and

**WHEREAS**, IEI desires to assign and transfer over to the Tribe its interest in the PSA and corresponding tidelands, and it would be in the best interests of the Tribe to accept such assignment.

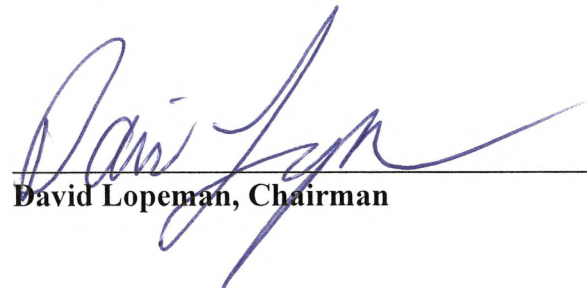
**NOW THEREFORE BE IT RESOLVED**, the Squaxin Island Tribal Council hereby approves the attached PSA dated on or about June 17, 2010, and any amendments made to it, by and between Lynn Ennis, Personal Representative of the Estate of Charles E. Chase, as Seller, and IEI, as Purchaser; and

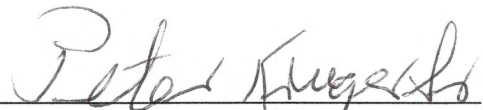
**BE IT FURTHER RESOLVED**, the Squaxin Island Tribal Council hereby approves the assignment of the PSA from IEI to the Tribe, and for the Tribe to act and fulfill its obligations under the PSA, as if it were the original named Purchaser; and

**BE IT FURTHER RESOLVED**, that the Squaxin Island Tribal Council hereby authorizes Executive Director Don Whitener to execute any and all documents relating to the assignment of the PSA from IEI to the Tribe, and any and all documents relating to the closing/purchase of the tidelands pursuant to the terms of the PSA, and/or any amendments thereto..

**CERTIFICATION**

The Squaxin Island Tribal Council hereby certifies that the foregoing Resolution was adopted via phone poll of the Squaxin Island Tribal Council, held on this 18 day of November, 2011, at which time a quorum was present and was passed by a vote of 5 for and 0 against, with 0 abstentions.

  
\_\_\_\_\_  
**David Lopeman, Chairman**

Attested by:   
\_\_\_\_\_  
**Peter Kruger Sr., Secretary**

  
\_\_\_\_\_  
**Arnold Cooper, Vice Chairman**

## ASSIGNMENT

This Assignment is made by and between Island Enterprises, Inc., (IEI), and the Squaxin Island Tribe (Tribe), and with reference to the following:

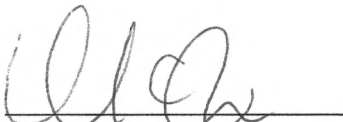
- A. IEI is a wholly owned entity of the Tribe.
- B. On or about June 17, 2010, IEI, as the Purchaser, entered a Purchase and Sale Agreement (PSA) with Lynn Ennis, Personal Representative of the Estate of Charles E. Chase, as Seller. The PSA is for the purchase and sale of certain tidelands as more particularly described in the PSA, a copy of which is attached and by reference incorporated herein.
- C. IEI and the Tribe desire to assign the interests of IEI in the PSA to the Tribe.

**NOW, THEREFORE, IT IS MUTUALLY AGREED BETWEEN THE PARTIES;**

- 1. For valuable consideration, the receipt of which is hereby acknowledged between the parties, IEI hereby assigns, transfers and conveys over to the Tribe any and all legal and equitable interests IEI has in the PSA dated on or about June 17, 2010, and all amendments thereto, wherein IEI is the Purchaser, and Lynn Ennis, Personal Representative of the Estate of Charles E. Chase, is the Seller.
- 2. The Tribe hereby accepts assignment of the PSA, and all amendments thereto, and agrees to be bound by the terms of the PSA the same as if it were the originally named Purchaser.

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_



Dave Johns  
Chief Operating Officer  
Island Enterprises, Inc.



Don Whitener  
Executive Director  
Squaxin Island Tribe