

MILL BAY MEMBERS ASSOCIATION

05/29/10 Members Informational Meeting

(Board Members: Dick Swier, President, Frank Vertrees, Doug Gibbs, Secretary, Frank Smith, Ron Johnson & Van Botts, Treasurer)

Operations Manager Paul Grondal recognized the following volunteers for cleaning up our park and getting it ready for opening: Norm & Ginger Beler, Bob & Frankie Fitzjarrald, Tom & Betty Tomesek, Mike Koehn, Jerry Schwan & Ed Schoolcraft. This year all clean-up was done on a voluntary basis....thank you!!

Dick Swier introduced the Board members and the Operations Manager.

Board Secretary - Doug Gibbs introduced this year's new members: Milt & Nicole Douglas, Jeff & Lisa Ross, Stanley West and Gary and Wendy Sleight.

Treasurer's Report – Van Botts

In 2009, we spent \$134,000 for legal expenses. We raised \$46,000 through special assessment. We reduced operational expenses by \$30,000 vis-à-vis 2008 and had a cash surplus, all of which were combined to pay down the legal bill. Currently, we have:

Investments CD's	\$25,768
In the Bank	\$33,266
Receivables	\$15,700
Total Assets w/receivables	\$74,734
Remaining legal debit	\$17,364

Legal Status – Frank Smith

Reminded that there are two separate legal battles going on. One with Judge Whaley, that sided with BIA & Colville Tribe in that initial judgment, it was determined that the second 25 year lease option perhaps wasn't filed appropriately. This case is continuing in the 9th Circuit Federal Court system. The second case involves us (Mill Bay RV Park) with Judge Quakenbush. It is a very complicated case involving original rights of an allotment – Last week, Judge Quakenbush issued a “stay” (stand down) regarding our proceedings until the 9th circuit case is complete. There were several issues of concern questioned by Judge Quakenbush: Why aren't Wapato heritage allottees receiving any income, who owns this property. Is it trust land or not? Etc, etc, etc. Judge Quakenbush highly recommended that all the parties in this dispute sit down and negotiate a settlement.

Comments or Questions from Members:

Frankie Fitzjarrald – will we have a chance to recuperate our expenses. Answer: We don't know as yet.

Jim Norton – Did we get any recoup of legal fees in the last settlement case. Answer: No. But we have a clause in the settlement that states that Wapato Heritage is responsible for legal fees.

Lee Lynch - If we settle – how long will it take for us to know. The settlement information will be placed on the web and we will send up smoke signals

Ed Schoolcraft – how does an Indian become a non-Indian and become entitled to have unencumbered or tax free land? Is that possible? – Answer: Perhaps, if they form an Incorporation or Limited Partnership? The courts have not really answered this question.

Ron Johnson – Do you feel that there will be a resolution before having to go to court? Answer: Perhaps through mediation.

President Swier noted to the members, that Frank Smith and Paul Grondal have been working hundreds of hours on our behalf helping to prepare our attorneys for legal action - They have not asked for or received any compensation. At some point we will have to take care of our obligations to them.

Stan West – What is the story of the golf course. Answer: With the litigation the BIA/Tribe didn't give the Wapato Heritage the people or any money to keep it going.

Jennifer Sherman – I just wanted to say how much we appreciate the work the Board is doing on our behalf.

President Swier reminded all attendees that the BBQ starts at 12:00 PM.