

Oneida Tribe of Indians of Wisconsin

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Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.



UGWA DEMOLUM YATEHE
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the Colony of Pennsylvania, a new nation, the United States, was made possible.



RESOLUTION # 12-03-92-A Guaranty Resolution Bank One

WHEREAS, the Oneida Tribe of Indians of Wisconsin is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States, and

WHEREAS, the Oneida General Tribal Council is the governing body of the Oneida Tribe of Indians of Wisconsin, and

WHEREAS, the Oneida Business Committee has been delegated the authority of Article IV, Section 1 of the Oneida Tribal Constitution by the Oneida General Tribal Council, and

WHEREAS, this Guaranty, dated this 3RD day of December, 1992, executed by the ONEIDA TRIBE OF INDIANS OF WISCONSIN, hereinafter referred to as "Tribe", a federally recognized Indian Tribe organized under Section 16 of the Indian Reorganization Act of 1934, codified at 25 U.C. Section 476, in favor of BANK ONE, hereinafter referred to as "BANK ONE";

W I T N E S S E T H:

WHEREAS, the Oneida Enterprise Development Authority received a formal commitment letter from Bank One dated December 3, 1992 to loan approximately 11.0 million dollars to construct a casino and parking ramp within the boundaries of the Oneida Indian Reservation; and

WHEREAS, as a condition of said Loan the Tribe must guaranty the repayment of the Loan for said Casino and parking ramp; and

WHEREAS, the Constitution of the Oneida Tribe of Indians of Wisconsin authorizes the Oneida Business Committee to negotiate agreements with other entities on behalf of the Tribe; and

WHEREAS, the Chairman and the Secretary of the Tribe is authorized pursuant to tribal resolution attached hereto as Exhibit A to enter into this Guaranty.


NOW THEREFORE, in consideration for the making of a Loan for the Construction of a casino and parking ramp, the Tribe hereby agrees as follows:

1. The Tribe hereby unconditionally guarantees to Bank One the full and prompt payment of the principal of the interest on the Loan when the same is due in the event of default by the Oneida Enterprise Development Authority.
2. All payments by the Tribe shall be paid in lawful money of the Untied States to Bank One.
3. Each and every default in the payment of the principal of or interest on the Loan shall give rise to a separate cause of action hereunder and separate suits may be brought hereunder as each cause of action arises.
4. The Tribe covenants that if default is made in payment of any installment of principal of or interest on the Loan when such principal or interest becomes due, the Tribe will, upon demand, pay Bank One, the amount then due and payable on the Loan for principal and interest, with interest upon overdue principal and the extent that payment of such interest shall be legally enforceable, upon overdue installments of interest at the rate borne by the Loan.

IN WITNESS WHEREOF, the Tribe has caused this Guaranty to be executed by its duly authorized officers and to be delivered as of the date first above written.

C E R T I F I C A T I O N

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum. 7 members were present at a meeting duly called, noticed and held on the 3rd day of December, 1992; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for; 1 members against, and 0 members not voting; and that said resolution has not been rescinded or amended in any way.



Amelia Cornelius, Tribal Secretary
Oneida Business Committee