

RESOLUTION NO. 145 -22  
OF THE GOVERNING BODY OF THE  
YAVAPAI-APACHE NATION

**A Resolution Approving the Sale of Farm Equipment no longer needed in the Operations  
of the Nation's Cloverleaf Farm and Ranch**

**WHEREAS:** The Yavapai-Apache Tribal Council (“Council”) is authorized to represent the Yavapai-Apache Nation (“Nation”) and act on all matters that concern the health and welfare of the Nation, and to make decisions not inconsistent with or contrary to the Constitution of the Yavapai-Apache Nation (“Constitution”) as provided under Article V(a) of the Constitution; and

**WHEREAS:** The Council is authorized to manage all tribal economic affairs and to appropriate and regulate the use of the Nation’s funds as provided under Article V (i) and (k), respectively, of the Constitution; and

**WHEREAS:** The Council, as the legislative body of the Nation, is authorized to enact laws, ordinances and resolutions incidental to the exercise of its legislative powers as provided under Article V(v) of the Constitution; and

**WHEREAS:** The Council approved the Yavapai-Apache Nation Procurement, Property Management and Record-Keeping Manual by Resolution No. 06-95 adopted on February 8, 1995, as amended by Resolution 122-17 on September 28, 2017; and

**WHEREAS:** Section II.E. of the Procurement, Property Management and Record-Keeping Manual provides as follows: “The Tribal Executive Administrator will present a report to the Tribal Council on property recommended for disposal. No property shall be disposed of without the Tribal Council’s approval;” and

**WHEREAS:** The Chairman, following review of a request by the Agriculture Resource Department Manager, recommends the sale of the farm equipment listed in the Manager’s request attached to this Resolution as **Exhibit A** and incorporated herein by reference; and

**WHEREAS:** The Council finds it in the best interest of the Nation to approve the sale of the farm equipment in accordance with the recommendation and the terms of sale provided in **Exhibit A**.

**NOW THEREFORE BE IT RESOLVED** that the Yavapai-Apache Nation Tribal Council, in Council assembled, at which a quorum is present, hereby approves the sale of the farm equipment listed in **Exhibit A** attached to this Resolution in accordance with the terms of sale provided in **Exhibit A**.

**BE IT FURTHER RESOLVED** that the proceeds from the sale of the farm equipment shall be added to the Agriculture Resource Department’s 2022 General Fund operating budget.

**BE IT FINALLY RESOLVED** that the Chairman, and Vice-Chairwoman, or either of them, are hereby authorized to take such further action as deemed necessary to carry out the intent and purposes of this Resolution.

**CERTIFICATION**


I hereby certify that the foregoing resolution was adopted by an affirmative vote of the Tribal Council, with a quorum in attendance, presented for approval on August 10 2022, by a vote of 8 8 in favor, 0 opposed and 0 abstaining, pursuant to the authority contained under the Constitution of the Yavapai-Apache Nation as cited above.

  
\_\_\_\_\_  
Jon Huey, Chairman

**ATTEST:**

Karla Reimer  
Karla Reimer, Council Secretary

Approved as to Form:

  
\_\_\_\_\_  
Office of the Attorney General

# EXHIBIT A

Yavapai-Apache Nation

Farm Equipment Sale

Request, Report, and Recommendation of  
Agricultural Resources Department Manager

August 10, 2022

# Yavapai-Apache Nation Agriculture Resource Dept.



Office: (928) 649-6908 3200 W. Cloverleaf Ranch Road, Camp Verde, AZ 86322  
Fax: (928) 567-3994

June 27, 2022

TO: Jon Huey, Chairman  
Tanya Lewis, Vice-Chairwoman  
Tribal Council Members

Cc: Anthony Canty, Attorney General  
Moran Thinka, Purchasing Coordinator

RE: Request to Sell Two Farm Equipments-John Deere Tractors

On June 23, 2022, the Agricultural Resources Dept. received two Letters: Official Offers from High Desert Farm Services LLC to purchase two farm equipments (*Attached hereto are both Letters of Offer and Pictures of both Tractors*).

## # 1 Description of Asset

| Serial Number | Year | Equipment       | Type    |
|---------------|------|-----------------|---------|
| H004308       | 1991 | 8760 John Deere | Tractor |

***Justification to Sell Equipment:*** The 1991 John Deere Tractor is operational, however, the tractor needs a lot of repairs and maintenances and is very high fuel consumptive. Department no longer needs this equipment.

The Agricultural Resources Dept. just purchased an upgraded 2011 John Deere 8260R Tractor that has a GPS Built-In Receiver. The new tractor is more efficient especially on fuel.

**Offer to Sell/Buy Equipment: \$30,000.00**

## #2 Description of Asset

| Serial Number | Year | Equipment       | Type    |
|---------------|------|-----------------|---------|
| 028000-329    | 1978 | 4440 John Deere | Tractor |

***Justification to Sell:*** The 1978 John Deere Tractor is not operational, needs a lot of repairs and maintenance and the cost would be much higher to fix than the actual cost of the tractor. Interior of the cab is in very poor condition as well as mechanically. Department no longer needs this equipment.

**Offer to Sell/Buy Equipment: \$3,000.00**

We are requesting approval from the Tribal Council to sell both farm equipments "AS IS" to High Desert Farm Services LLC in the amount of \$33,000.00

Sincerely,

A handwritten signature in black ink, appearing to read "Yolanda Trujillo". The signature is fluid and cursive, with a small mark above the "i" in "Trujillo".

Yolanda Trujillo, Manager  
YAN Agricultural Resources Dept.



Received 4/15/22  
-jct

# 1

**Date:** June 23, 2022  
**To:** Yolanda Trujillo, YAN- Ag Resources  
Bill Moore, YAN- Ag Resources  
**From:** Vern Johnson, Partner/ CFO  
High Desert Farm Services LLC  
**Subject:** Official Offer John Deere 8760 Serial Number RW-8760-11004308

HIGH DESERT FARM SERVICES LLC of Benson, Arizona would like to place a formal offer for the John Deere 8760 RW-8760-H004308 owned by the Yavapai Apache Nation at \$30,000.

To be paid by wire transfer. Offer is FOB Clover Leaf Ranch, Camp Verde, AZ and sold "AS IS" with no warranty

Offer Submitted by

Vern Johnson, Partner/CFO  
High Desert Farm Services LLC

**High Desert Farms Service**  
PO Box 2439 Benson, AZ- Mailing Address  
200 S. Ocotillo Road Benson, Az 85602- Office Address  
1797 N Cochise Stronghold Road, Cochise, Az 85609- Your Address  
Allen Brandt- General Manager, 520-232-0050  
Vern Johnson- Partner/ CFO, 520-507-2000



8760 JOHN DEERE

8760 John Deere Tractor



*Received 6/23/22  
EJH*

# 2

**Date:** June 23, 2022  
**To:** Yolanda Trujillo, YAN- Ag Resources  
Bill Moore, YAN- Ag Resources  
**From:** Vern Johnson, Partner/ CFO  
High Desert Farm Services LLC  
**Subject:** Official Offer John Deere 4440 Serial Number 028000-329

HIGH DESERT FARM SERVICES LLC of Benson, Arizona would like to place a formal offer for the John Deere 4440 028000-329 owned by the Yavapai Apache Nation at \$3,000.

To be paid by wire transfer. Offer is FOB Clover Leaf Ranch, Camp Verde, Az and sold "AS IS" with no warranty

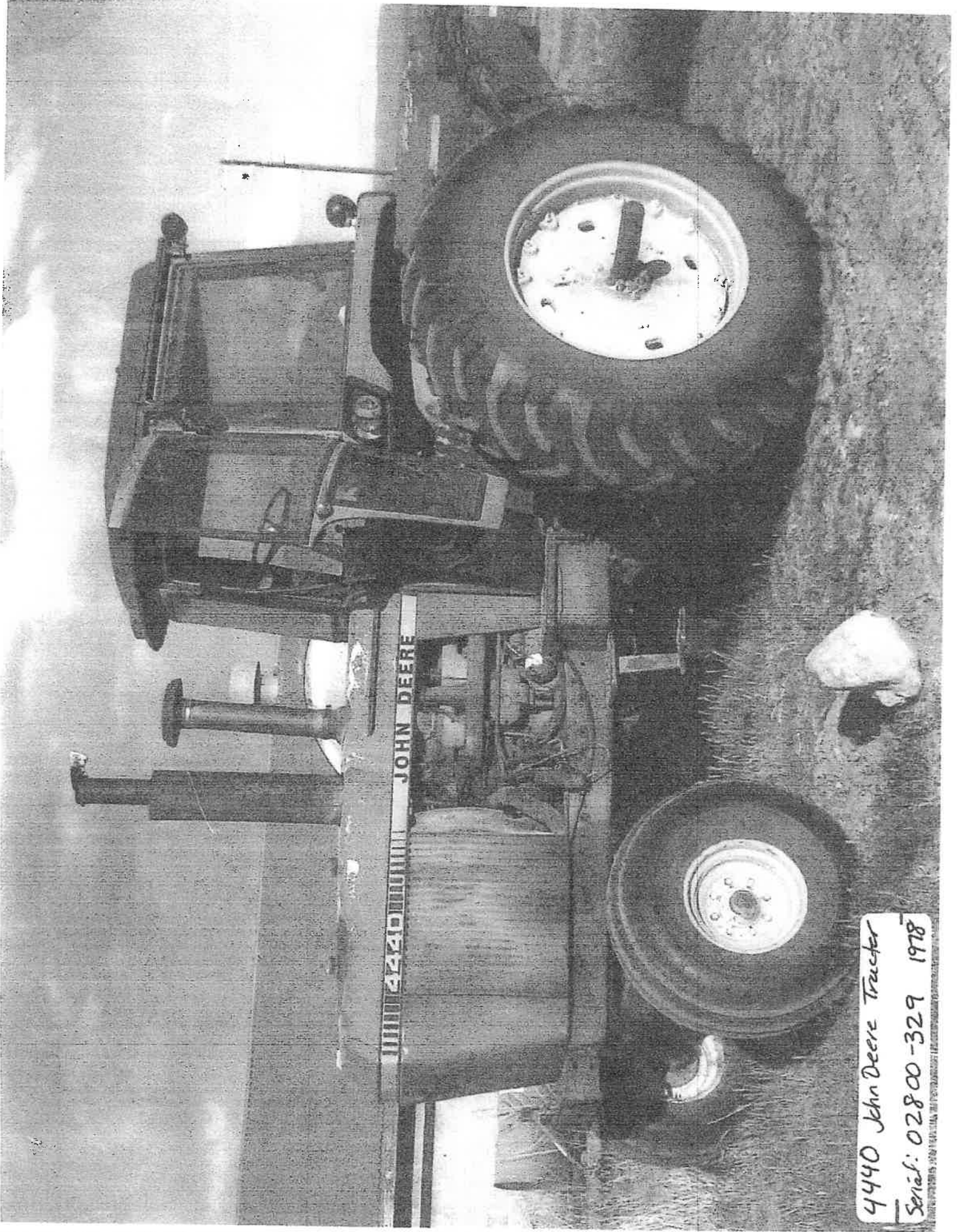
Offer Submitted by

Vern Johnson, Partner/CFO  
High Desert Farm Services LLC

A handwritten signature in black ink, appearing to read "Vern Johnson", with a horizontal line extending to the right.

**High Desert Farms Service**  
PO Box 2439 Benson, AZ- Mailing Address  
200 S. Ocotillo Road Benson, Az 85602- Office Address  
1797 N Cochise Stronghold Road, Cochise, Az 85600- Yard Address  
Allen Brandt- General Manager, 520-237-9500  
Vern Johnson- Partner/ CFO. 520-507-7000





JOHN DEERE

4440

4440 John Deere Tractor  
Serial: 02800-329 1978

**Request for Taxpayer  
 Identification Number and Certification**

Give Form to the requester. Do not send to the IRS.

Go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9) for instructions and the latest information.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.  
High Desert Farm Service, LLC

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

Individual sole proprietor or single-member LLC

C Corporation

S Corporation

Partnership

Trust/estate

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ \_\_\_\_\_

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) \_\_\_\_\_

Exemption from FATCA reporting code (if any) \_\_\_\_\_

5 Address (number, street, and apt. or suite no.) See instructions.  
1797 Cochise Stronghold Rd

6 City, state, and ZIP code  
Cochise, AZ 85602

7 List account number(s) paid (optional)

Requester's name and address (optional)  
 Arizona Agricultural Solutions PLLC  
 PO Box 2439  
 Benson, AZ 85602

**Part I Taxpayer Identification Number (TIN)**

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number  
 \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_

or  
 Employer identification number  
86-1807550

**Part II Certification**

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest and dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ▶ \_\_\_\_\_ Date ▶ 1-1-2022

**General Instructions**

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9).

**Purpose of Form**

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1088 (home mortgage interest), 1099-E (student loan interest), 1099-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding*, later.