

Volkswagen Settlement Indian Tribe Trust Program Semi-Annual Report

This report is hereby presented to Wilmington Trust, as Trustee for the Volkswagen Diesel Emissions Environmental Mitigation Trust for Indian Tribe Beneficiaries (“the Tribal Trust”). The Beneficiary named below submits this report in compliance with the semiannual reporting requirements described in Section 5.3 of the Modified Trust Agreement, for the six-month period specified below.

Beneficiary Name: Lower Brule Sioux Tribe

Funding Cycle: First Funding Cycle

Six-Month Period: May-November 2019

Lead Agency: Lower Brule Farm Corporation

Lead Agency Contact: Barry Heiss

Summary of all Financial Costs (expended through Reporting Date):

Funding Source	Amount	Description
VW Settlement Funds	\$139,268	Purchase of 2020 Peterbilt 389 Truck- VW
Tribal Funds	\$37,632	Purchase of 2020 Peterbilt 389 Truck- Matching
EPA DERA Funds	0	

Beneficiary Reporting Obligations (per Section 5.3 of the Indian Tribe Trust)

Description of Status (include actual or projected termination date):

For the first funding cycle, the status of the Lower Brule Sioux Tribe Truck NOx Emission Reduction project was completed in full on May 28th, 2019. Funds were received from the trustee on May 7th, 2019, and the old truck was destroyed, photographed, and documented on May 28th.

Development (planning work accomplished for the project):

Proper Spec'ing and locating a suitable replacement truck took a few months due to the state of the trucking industry and scarcity of truck availability. This activity was performed through a local Peterbilt Truck dealership and salesperson.

Implementation (purchases, construction/installation of infrastructure, etc.):

Once a truck was located, it was immediately purchased on February 2, 2019 and partially reimbursed on May 7th, 2019 with VW Settlement funds. The old truck was transported to C&S Truck Sales to be properly dismantled and disposed of by cutting the frame in half and cutting a 3” hole in the engine block. (pictures attached.)

Any modification to each approved Eligible Mitigation Action (including changes to equipment costs, tribal cost share, etc.):

No modifications were required. The truck was purchased prior to disbursement of funds, therefore Lower Brule Sioux Tribe received a reimbursement for actual purchase price.

I, Barry Heiss, attest that the information provided in this report is true and correct and that the submittal of this report is made under penalty of perjury.

This report has been submitted to the Trustee on this day November, 12, 2019 , via the Intralinks online file sharing platform.

Signature: 

SALES ORDER AGREEMENT
 Sioux City Truck Sales, Inc. dba PETERBILT OF SIOUX CITY
 4135 HARBOR DRIVE
 SIOUX CITY IA, 51111
 7122524566

Customer # PROS-002745 Vehicle Order # DE-03794 - 2019-04585 Date: 02/07/2019
 Name: LOWER BURL FARM CORP. Phone: (605)280-6031
 Address: Box 208
 City: Ft. Pierre State: SD Zip: 57532

DESCRIPTION OF UNIT SOLD:
 Quantity: 1
 Vehicle ID # 188836 Vin: 639702 Wholesale: YES NO
 Make: Peterbilt Model: 389 Model Year: 2020 Run-Thru: YES NO
 Quotation # _____ List Price: _____ Price Level: \$176,900.00
 Dealer Additions:
pricing includes: nutcovers, hubcaps, floor mats, drop visor, horn under the bunk, and deckplate. Pricing subject to change due to tire swap to 24.5s and doorguard decision

DESCRIPTION OF TRADE-IN:
 Quantity: _____ NO TRADE
 Vehicle ID # _____ Vin: _____ Run-Thru: YES NO
 Make: _____ Model: _____ Year: _____ Mileage: _____
 Balance Owed: _____ Date: _____ Finance Company: _____
 Trade Terms: _____

Sale Price as described: \$176,900.00 each, Including Federal Excise Tax.
 Trade-in Allowance as described: _____ each. R/T FEE WAIVED BY: _____
 Deposit with Order: 2,000 each. DEPOSIT WAIVED BY: _____
 Amount Due at Delivery: \$174,900.00 each.
 Estimated Delivery Date: 02/07/2019

I agree to the terms of the above described purchase and understand I may cancel this order within three business days of the signing date below. I agree to take delivery within 10 days after being notified that the unit(s) are ready for delivery or I will forfeit my deposit. **This is not a valid agreement until signed by Sales Manager.**

Buyer's name: LOWER BURL FARM CORP. Signature: _____ Date: 2/7/19
 Salesperson: Jerry Cronin Signature: _____ Date: 2/7/19
 Sales Manager: _____ Signature: _____ Date: _____

PHONE # _____ STATE _____ INVOICE # _____ DATE SOLD _____

SOUTH DAKOTA CERTIFICATE OF TITLE

VEHICLE

TITLE NO. 142420071	TITLE ONE YEAR	PRINTED DATE 10/06/2014	TYPE TRANSFER	PREVIOUS STATE/STANDARD CA	TAX 735.00	WEIGHT CC 2
YEAR MAKE 2005 FREIGHTLINER	MODEL CONVENTIONAL CO TRUCK TR	BODY CONVENTIONAL CO TRUCK TR	VEHICLE IDENTIFICATION NUMBER <u>1FUJARC78120337</u>			

MAIL TO: LOWER BURL FARM CORP
 PO BOX 208
 FT PIERRE SD 57532

ODOMETER READINGS: _____ DATE: 10/06/2014 EXEMPT

BRAND

Destroyed
 CALL FOR BEST PRICE
 KUMHALL SD
 CHARLES (605) 281-3974

ISSUED BY: _____ COUNTY TREASURER (CO. #) _____ DATE: _____ RELEASED BY: _____ COUNTY TREASURER (CO. #) _____ DATE: _____

ENDORSEMENT: _____

NOTED BY: _____ COUNTY TREASURER (CO. #) _____ DATE: _____ RELEASED BY: _____ COUNTY TREASURER (CO. #) _____ DATE: _____

THE DEPARTMENT OF REVENUE, UNDER SOUTH DAKOTA LAW CERTIFIES THAT THE PERSONS NAMED HEREON IS ONLY REGISTERED IN THIS STATE AS OWNER OF THE DESCRIBED PROPERTY SUBJECT TO ANY LEASING AND CONVEYANCES HERETO SET FORTH. SOUTH DAKOTA LAW REQUIRES REGISTRATION OF ALL MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT IF VEHICLES OR EQUIPMENT REGISTERED HEREIN TO THE DEPARTMENT OF REVENUE. OWNER SHALL BE RESPONSIBLE FOR ANY VEHICLE REGISTRATION FEE, SALES TAX, AND LICENSE FEE.

SECRETARY OF REVENUE
 DEPARTMENT OF REVENUE
 2019 313

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