

Chief Councillor Les Sam

**Amendment #1
To**

**Tseshah First Nation
Forest Agreement
(the "Agreement")**

Between:

**The Tseshah First Nation
As Represented by
The Tseshah First Nation Chief and Council
(Tseshah)**

And

**Her Majesty the Queen in Right of the Province of British Columbia
As represented by the Minister of Forests and Range
("British Columbia)**

(Collectively the "Parties")

The Tseshah First Nation and the Government of British Columbia agree to the amendments of section 3.2 of the Agreement.

The Following sections will be added to the agreement:

- 3.2.7 Upon signing Amendment #1 to the Agreement, the Ministry has agreed to advance to the Tseshah an upfront payment consisting of \$545,780 on or after April 1, 2008. The Tseshah will receive payment up front for payments for all of fiscal year 08/09 and the first two quarters of fiscal year 09/10.**
- 3.2.8 In the circumstances that the Tseshah provides notice under section 8.2. to terminate the Agreement, and the termination date is after April 1, 2008 but prior to October 15, 2009, the Tseshah agrees to reimburse the Government of British Columbia an amount equivalent to the total of the payment they have received under section 3.2.7 minus the amount calculated under section 3.2.9 for the period of time between April 1, 2008 and the date that the Agreement is terminated.**
- 3.2.9 For the purposes of determining the amount that the Tseshah will reimburse to the Government of British Columbia under section 3.2.8, the amount will be determined by calculating the number of days between April 1, 2008 and the termination date, determining the percentage of the fiscal year that those days represent, converting that**

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percentage into a dollar amount and deducting that dollar amount from the payment received by the Tseshaht under 3.2.7.

The Tseshaht First Nation hereby agree and consent to the amendment to the Forest Agreement between British Columbia and the Tseshaht, dated October 15, 2004, as set out above.



Les Sam, Chief Councillor
Tseshaht First Nation

Date: 17/03/2008

Witness: 



Rich Coleman, Minister
Ministry of Forests and Range
MAY 15 2008

Date: _____

Witness: Jodie Myers