

DECLARATION OF LOST OR DESTROYED HOOPA VALLEY TRIBAL COUNCIL CHECK

Check No: _____

Type of Check: _____

Amount: _____

Dated: _____

I, _____ declare that:

I have been informed that a check drawn by the Hoopa Valley Tribal Council against its account maintained with Coast Central Credit Union was issued to _____, as payee.

1. I am the legal owner or entitled to possession of said check and said check has been (destroyed) (lost) and the facts of such (destruction) (loss) insofar as known to me are as follows:
2. I further agree that for and inconsideration of the re-issuance to me of a check in lieu of the check originally issued and subsequently lost or destroyed, I will indemnify and hold harmless the Hoopa Valley Tribal Council, against loss, damage, expense, including attorney's fees and expenses, or any other liability which may be suffered by the Hoopa Valley Tribal Council, either directly or indirectly, by reason of the issuance of said duplicate check or by the original instrument still outstanding. Placement of a stop payment on a check will not relieve me of liability to the Hoopa Valley Tribe for a check which is presented to the Hoopa Valley Tribe by a "holder in due course" as defined under applicable law.
3. The undersigned agrees that this obligation is not limited as to time and shall to the benefit of the Hoopa Valley Tribe, and that the right to please any and all Statutes of Limitation as a defense to any action brought hereunder is hereby waived.
4. I agree that, if a new check or EFT is issued to me in lieu of Check No. _____, which has been lost, and if said check hereafter is placed in my possession, I will not negotiate, deposit or cash said check, but forthwith will deliver the same for cancellation to the Hoopa Valley Tribe's Fiscal Department at P.O. Box 1348 Hoopa, CA 95546.
5. Based upon the foregoing declaration and subject to the foregoing conditions, I hereby request the Hoopa Valley Tribal Council to issue a new check to me in lieu of Check No. _____.

I declare under penalty of perjury under the laws of the Hoopa Valley Tribe, and the laws of the State of California that the foregoing is true and correct.

Date: _____

Place: _____

Signature of Declarant: _____

Mailing Address of Declarant: _____

Home and Work Phone No: _____