

APPENDIX D-7

Beneficiary's Election to Opt Out Form

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Mohegan Tribe of Indians of Connecticut ("Beneficiary"), by and through Environmental Protection Depart, the Lead Agency with the delegated authority to act on behalf of and legally bind the Beneficiary for purposes of the Environmental Mitigation Trust Agreement for Indian Tribe Beneficiaries ("Trust Agreement"), hereby provides notice to the Trustee that the Beneficiary elects to opt out of the third funding cycle of the Trust Agreement.

The Beneficiary acknowledges that the submittal of this Beneficiary's Election to Opt Out Form to the Trustee means that: (1) the Beneficiary will not receive any funds in the funding cycle identified above; and (2) the Beneficiary has no right or entitlement to the funds identified by the Trustee as available to the Beneficiary for the funding cycle identified above.

The Beneficiary further acknowledges that the Trustee is entitled to rely conclusively on, without further duty of inquiry, and shall be protected in relying on, this Appendix D-7 Election.

DATED: August 26, 2020

Jean E. McLinnis, Environmental Protection Admin.

[NAME] Jean E. McLinnis
[TITLE] Environmental Protection Administrator

Mohegan Environmental Protection Department

[LEAD AGENCY]

for

Mohegan Tribe of Indians of Connecticut

[BENEFICIARY]