



Resolution No. 74-141

RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

WHEREAS, David Declay and Rencher Paxson have applied for tribal loans for a home and to remodel, and

WHEREAS, a homesite lease is required by Section 23 (c) II of the Declaration of Policies and Plan of Operation approved September 18, 1962, and

WHEREAS, the Tribal Council of the White Mountain Apache Tribe has no objection to the lessee mortgaging the leasehold improvement to the White Mountain Apache Tribe Revolving Credit Program.

BE IT RESOLVED that the members of the Tribal Council of the White Mountain Apache Tribe do hereby approve and grant a homesite lease to David Declay and Rencher Paxson for a period of twenty-five (25) years with an option for an additional term of twenty-five (25) years at the rate of \$12.00 per year payable annually in advance on the first day of the month following the effective date of the lease with annual payments of like amount on the same date each year thereafter in accordance with the terms of the lease for as long as the lease is in effect.

BE IT FURTHER RESOLVED that the Tribal Chairman shall execute said lease for and on behalf of the White Mountain Apache Tribe in accordance with Tribal Ordinance No. 44; the effective date of the commencement of said lease being the date of the approval of the loan by the Secretary of the Interior or his designated representative.

BE IT FURTHER RESOLVED that should an assignment have been made on the lot which is hereby leased, the lease shall automatically cancel the Assignment.

BE IT FURTHER RESOLVED that the Tribal Chairman shall approve the leasehold mortgage mortgaging the improvements to the White Mountain Apache Tribe Revolving Credit Program.

BE IT FURTHER RESOLVED that should the loan not be approved within one hundred eighty (180) days from the date hereof, the lease and approval of right to mortgage the leasehold improvements shall thereby automatically terminate.

The foregoing resolution was on September 11, 1974 duly adopted by a vote of 8 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and By-laws of the Tribe, ratified by the Tribe June 27, 1958 and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

Joan Kitcheyan
ACTING Chairman of the Tribal Council

Marjorie Eastfall
Secretary of the Tribal Council

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MEMORANDUM

**TO: Area Director
Attention: Tribal Operations**

FROM: Superintendent

SUBJECT: Tribal Resolution No. 74-141

Resolution No. 74-141 approves and grants a homestead lease to David DeClay and Rancher Paxson for a period of twenty-five years with a option for an additional term of 25 years at the rate of \$12 per year.

The resolution further authorizes the Tribal Chairman to execute said lease in accordance with Tribal Ordinance No. 44 and to approve the leasehold mortgage mortgaging the improvements to the White Mountain Apache Tribe Revolving Credit Program.

The resolution was adopted on September 11, 1974, by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution. Under this authority the resolution is not subject to review or approval.

/s/ Tim E. Dye
Superintendent