

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

- WHEREAS,** on October 11, 1995, the Tribal Council directed that the lease of the J & B Auto site, an improved parcel of real property which includes a four bay service garage, be terminated; and
- WHEREAS,** the lessees, Mr. and Mrs. Jack Townsend were duly notified of the decision and the lease was terminated December 31, 1995, pursuant to the lease terms; and
- WHEREAS,** Mr. Joe Coppedge, d/b/a Treetop Autobody has been operating an auto-body paint and repair business on the lease premises both prior to and following the lease termination, but the business does not have a lease with the Tribe nor any other permission to use the premises; and
- WHEREAS,** Treetop Autobody employs three Tribal members, provides a needed service for the community, and makes \$700.00 monthly payments to the Tribal Revolving Credit Program, which is owed money for a business loan to J & B Auto; and
- WHEREAS,** Mr. Coppedge has made a request to rent the facility from the Tribe at a rate of \$700.00 per month until January 1, 1998, at which time the rate would increase to \$1,500.00 per month; and
- WHEREAS,** during the period of the lower rental amount, Mr. Coppedge would construct a painting booth on the premises to prevent the escape of hazardous paint fumes into the air; and
- WHEREAS,** after the conclusion of the approximately three-year lease term, all improvements on the lease premises, including the new paint booth, would be the exclusive property of the Tribe; and
- WHEREAS,** the Tribal Environmental Planner has identified several environmental concerns on the premises for which corrective action is needed, including removal of three underground fuel tanks and replacement of a broken sewage line from the facility; and

**Resolution No. 09-96-223**

**WHEREAS,** the Tribal Council would be willing to waive all Tribal taxes which would otherwise be imposed on the business if Mr. Coppedge were to correct the identified environmental concerns; and

**WHEREAS,** Mr. Coppedge has agreed to pay for the environmental rehabilitation, in lieu of any taxes, up to a limit of \$12,000.00; and

**WHEREAS,** the Tribal Council concludes that execution of a lease, as described above, between the Tribe and Mr. Joe Coppedge, d/b/a Treetop Autobody would ensure the environmental rehabilitation of the premises, promote a privately owned enterprise which provides jobs for Tribal members and needed services for the community, and generate lease revenues for the Tribal -01 account.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves of a lease of improved real property, described above, to Mr. Joe Coppedge, d/b/a Treetop Autobody, subject to the terms and conditions described above and incorporated herein by this reference.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it directs the Tribal Legal Department and Environmental Planning Office to prepare the lease documents and other regulations governing the safe operation of the business for review and approval by the Tribal Council, prior to final execution of the lease documents.

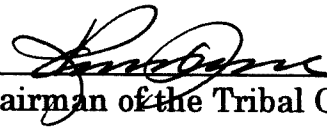
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it directs that all revenues from the lease agreement be directed to the central Tribe's -01 account.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the provisions for environmental clean-up and rehabilitation described above, including removal of the underground fuel tanks, do not relieve any responsible party of liability for the costs and fees and other obligations for such work.

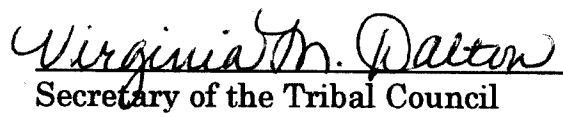
**Resolution No. 09-96-223**

The foregoing resolution was on **September 12, 1996**, duly adopted by a vote of **nine** for and **zero** against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by the White Mountain Apache Tribal Constitution, including Article IV, Sections 1(a), (b), (e), (f), (h), (l), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe on September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

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Chairman of the Tribal Council



Secretary of the Tribal Council