

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

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12/13/99

- WHEREAS**, by virtue of the Tribe's inherent sovereignty over the lands and natural resources of the Fort Apache Indian Reservation, in addition to the powers listed in the Tribal Constitution, the Tribal Council has the authority and responsibility to regulate the use and disposition of tribal lands; and
- WHEREAS**, the Tribal Council has been advised that Mr. Richard Palmer is the assignee for three HonDah business land sites located at HonDah, Arizona within the exterior boundaries of the Fort Apache Indian Reservation, specifically lots C-8, C-9 & C-10, which were assigned to him on August 7, 1985; and
- WHEREAS**, the White Mountain Apache Tribe Land Code requires all land assignees to ensure that they put their assignment to maximum beneficial use; and
- WHEREAS**, the White Mountain Apache Land Code requires the equitable distribution of tribal resources, including land, to ensure that a maximum number of tribal members may derive a livelihood therefrom; and
- WHEREAS**, the Tribal Council seeks to ensure that all Tribal members who desire to operate business sites within the Reservation have the opportunity to earn their livelihood from the maximum beneficial utilization of land within the Fort Apache Indian Reservation; and
- WHEREAS**, the Tribal Council has learned that Mr. Richard Palmer has not put to productive and beneficial use Lot C-8 in the HonDah business site land assignment area; and
- WHEREAS**, the Tribal Council has heard this day from Kandi Lee and Wayland Burnette who have requested that Hondah business site C-8 be assigned to them for their business plans; and
- WHEREAS**, the Tribal Council would like to see the land assignment transferred to the person or party who may make productive use of the site; provided that the transfer meets the due process standards set forth in the Tribal Land Code.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs Kandi Lee and Wayland Burnete to file a written complaint to the Land Board regarding the alleged non-use of HonDah business site C-8 and request for reassignment of HonDah business site C-8 pursuant to the Tribal Land Code.

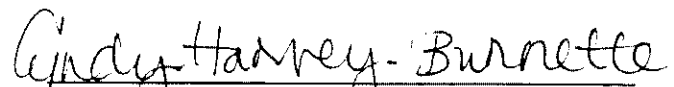
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that this Resolution should not affect the other two business sites, C-9 and C-10 which would remain assigned to Mr. Richard Palmer pursuant to Tribal Land Code guidelines.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that any proposed use of the HonDah business sites receive approval from the Tribal Council and Planning and Engineering office to assure coordination with the planned improvements to Highway 260 from Pinetop to the HonDah Casino junction.

The foregoing resolution was on July 14, 1999 duly adopted by a vote of TEN for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (f), (h), (i), (m), (t), and (u) of the Constitution of the Tribe, ratified by the Tribe 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).

OCT 15 1999


ACTING
Chairman of the Tribal Council


Secretary of the Tribal Council