

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

WHEREAS, tribal members Arnold and Elvina Lupe have applied for a loan through the Revolving Credit Program to construct a new home near their existing home located in Whiteriver; and

WHEREAS, the existing residential lease on the premises expires July 17, 2025, and there is no existing balance owed on the home, which was financed through the Farmers Home Administration Program; and

WHEREAS, Mr. and Mrs. Lupe's existing home is in poor condition and they wish to apply for funding to construct a new home for their family; and

WHEREAS, in order to obtain a loan through the Revolving Credit Program to construct a new home, Mr. and Mrs. Lupe are requesting permission to enter into a new residential lease for the purpose of encumbering the leased premises; and

WHEREAS, the Tribal Council has considered this matter and believes it would be in the best interest of the Tribe to approve this request pursuant to the conditions set forth herein.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby cancels the existing Residential Lease No. 14-20-0H52-156 with Arnold and Elvina Lupe, for the premises identified in Exhibit A.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes a 25 year lease, with an automatic 25 year renewal, to tribal members Arnold and Elvina Lupe, for the premises identified in Exhibit A located in the Whiteriver Community, pursuant to the following conditions:

1. Construction of the home shall commence within ninety (90) days, weather permitting, and shall be completed within two years of the date of this resolution;
2. The premises shall not be re-leased or rented without Tribal Council permission in the form of a resolution;
3. Boundaries of the leased premises shall not exceed the original land described herein;
4. The Lessee shall maintain the improvements and premises to standard of repair, orderliness, neatness, sanitation and safety to the Tribe, and all electrical wiring, if an when installed shall conform to underwriters specifications;

5. Said premises shall be used for residential purposes only and no purpose that would injure reputation or be in violation of law;
6. Boundaries of the leased premises shall not exceed the original land assignment described herein;
7. The Lessee shall not encumber, assign or transfer ownership of the premise without the written consent of the Tribe in the form of a Tribal Council resolution;
8. No commercial business is allowed to take place on the premises, such as auto repair, nurseries, junk yards, or any other wholesale or retail business that would detract from a residential appearance;
9. Lessee shall obtain certification that water and septic/sewer facilities are available from the Tribe or IHS;

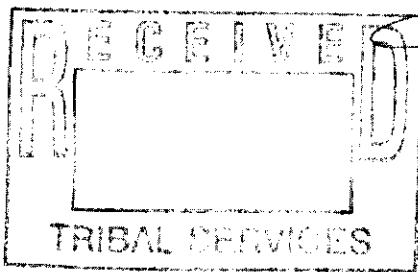
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that violation of any of the foregoing conditions shall make this authorization for a lease null and void.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby grants permission to Arnold and Elvina Lupe to encumber their leasehold premises located in Whiteriver, for the purpose of securing financing through the Revolving Credit Program to construct a new home.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the permission granted herein to encumber the premises shall expire after 180 days, and if Arnold and Elvina Lupe have not obtained financing within that time period, they must return to the Tribal Council to request permission to encumber the premises.

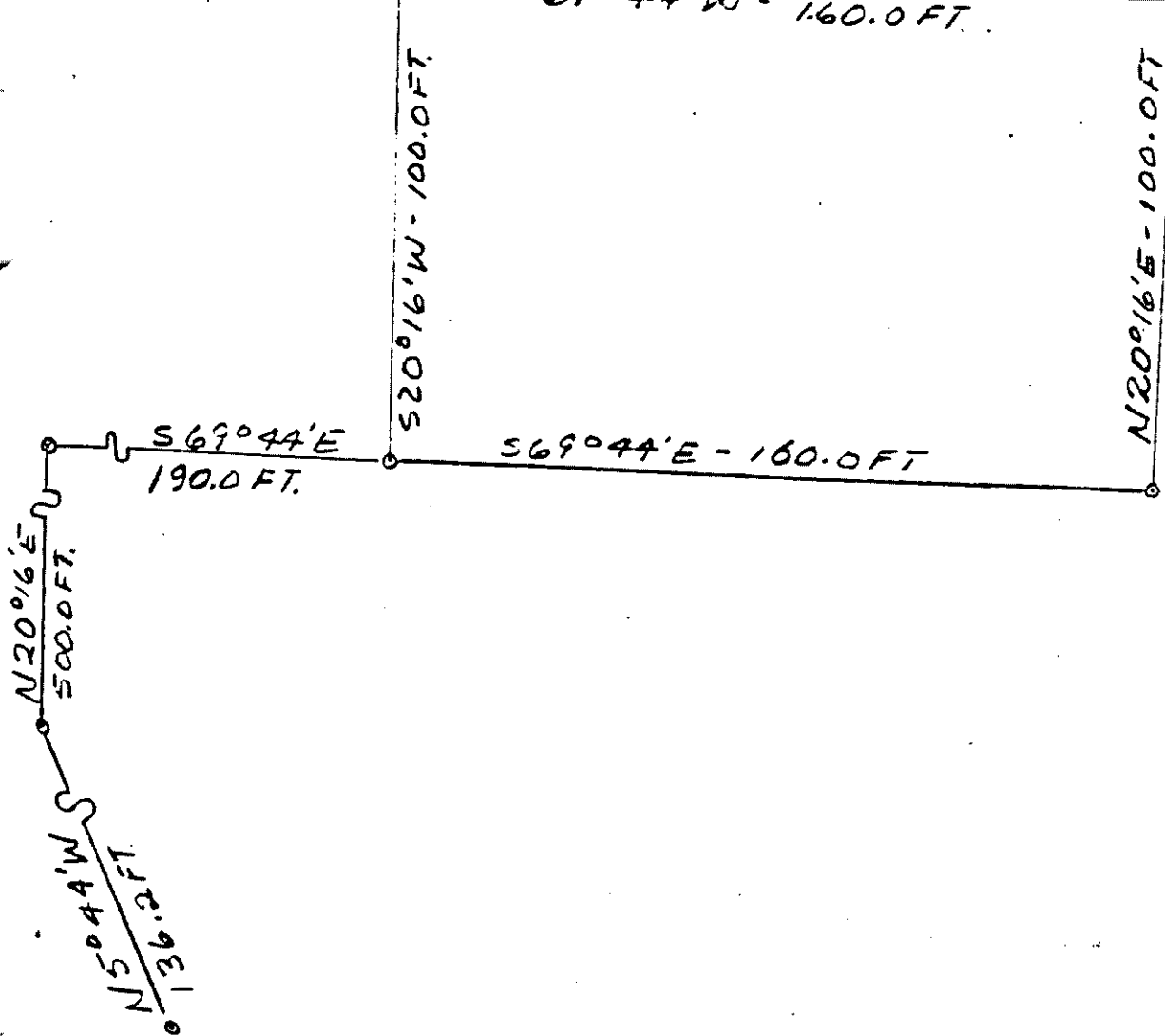
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it authorizes the Tribal Chairman, and in his absence, the Vice Chairman or any other duly authorized representative, to execute any and all documents necessary to carry out the intent of this resolution.

The foregoing resolution was on October 27, 2000 duly adopted by a vote of FIVE 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), (c), (h), (s), (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).



[Handwritten Signature]
 Chairman of the Tribal Council

[Handwritten Signature]
 Secretary of the Tribal Council



Located in the SW $\frac{1}{4}$, SE $\frac{1}{4}$ of section 12, T5N, R.22E, Gila and Salt River, Base and meridian, a rectangular plot of ground 100.0 feet by 160 feet, and described more fully as follow: *WHITE RIVER*

Beginning at the south quarter corner of section 12. T5N, R22E.

- Thence N 5 degrees 44'W, a distance of 136.2 feet
- Thence N 20 degrees 16'E, a distance of 500.0 feet
- Thence S 69 degrees 44'E, a distance of 190.0 feet to true point of beginning.
- Thence S 69 degrees 44'E, a distance of 160.0 feet
- Thence N 20 degrees 16'E, a distance of 100.0 feet
- Thence N 69 degrees 44'W, a distance of 160.0 feet
- Thence S 20 degrees 16'W, a distance of 100.0 feet back to the true point of beginning.

The above plot of ground to be know as Arnold and Elvina Lupe. Homesite area and contain 0.367 acres, more or less.

WHITE RIVER

White Mountain Apache Tribe
Tribal Attorney

OCT 13 2000

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