

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

WHEREAS, the Tribal Council previously approved a long-term master lease with the White Mountain Apache Housing Authority for the Apache Dawn Housing Project; and

WHEREAS, applicants are being selected for the Third and Fourth Phases of the Apache Dawn Project, consisting of approximately 100 homes, which will be constructed within the communities of Cibecue and Hondah, and funded through the previously approved bond financing; and

WHEREAS, pursuant to Section 1 of the Master Lease, the approval of the Tribal Council is required in order to encumber the Third and Fourth Phases of the Apache Dawn Project with Individual Loan Leasehold Mortgages, as defined therein.

WHEREAS, approval for the Hondah and Cibecue community projects had been tabled by the Tribal Council at its meeting on October 5, 2001, until further information and discussion was completed pertaining to community input; and

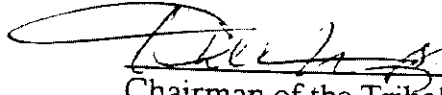
WHEREAS, this additional work has been completed.

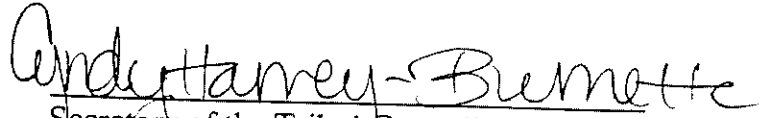
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Addendum to Lease with the White Mountain Apache Housing Authority, attached hereto, for the Third and Fourth Phases of the Apache Dawn Project, which consists of approximately 100 homes to be constructed within the communities of Cibecue and Hondah.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves and grants authority to the White Mountain Apache Housing Authority as Lessee, to encumber the Third and Fourth Phases of the Apache Dawn Project with Individual Loan Leasehold Mortgages, as defined in the Master Lease.

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

The foregoing resolution was on OCTOBER 24, 2001, duly adopted by a vote of FIVE for, FOUR abstentions, 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), (h), (i), (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)


Chairman of the Tribal Council


Secretary of the Tribal Council

UNITED STATES
DEPARTMENT OF THE INTERIOR
Bureau of Indian Affairs

ADDENDUM TO LEASE

Lease No. HFA99-1654-01

THIS ADDENDUM TO LEASE, made and entered into this _____ day of October, 2001, in Whiteriver, Arizona, by and between the WHITE MOUNTAIN APACHE TRIBE, a federally recognized tribe ("Lessor"), and the WHITE MOUNTAIN APACHE HOUSING AUTHORITY, the tribally designated housing entity of the Lessor ("Lessee"). This Addendum to Lease shall be subject to the approval of the SECRETARY OF THE INTERIOR, or his authorized representative.

RECITALS

Section 1 of the Lease provides, in substance, that, as and when other Phases of Apache Dawn are ready for development and construction, the Lessor and the Lessee will enter into an Addendum to the Lease to include and incorporate within the Lease the additional leasehold property required for, and attributable to, such other Phases of Apache Dawn.

The Lessor, having been advised by Lessee that it is prepared to commence the development and construction of Phase Three and Phase Four of Apache Dawn, to be comprised of 100 dwelling sites for housing for Members of the White Mountain Apache Tribe within the communities of Hondah and Cibecue, therefore desires to enter into this Addendum to Lease with the Lessee.

WITNESSETH:

The parties hereto, for the consideration hereinafter mentioned, do covenant and agree as follows:

1. **PREMISES.** The Lessor hereby leases to the Lessee the following real property situated in the County of Navajo, State of Arizona ("Leased Premises"), described as follows:

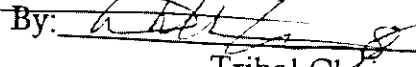
See Attached Exhibit "A" attached hereto
and incorporated herein ("Legal Description").

The above property, as Phase Three and Four of Apache Dawn as described in the Lease, will comprise 100 dwelling sites for housing for members of the White Mountain Apache Tribe.

2. **INCORPORATION OF PREMISES WITHIN LEASE.** The Leased Premises shall be deemed fully incorporated within and made a part of the Lease in all respects, so that all the terms and conditions of the Lease shall benefit, inure to, and be binding upon, as appropriate, the Leased Premises to the same extent and upon the same terms, as if the Leased Premises were originally designated as part of the Leased Premises within the Lease when it was executed by the Lessor and the Lessee.
3. **APPROVAL.** It is further understood and agreed between the parties hereto that this Addendum to Lease shall be valid and binding only after approval by the Secretary of the Interior, or his authorized representative.

In Witness Whereof, the parties hereto have hereunto set their hands on the date first above written.

WHITE MOUNTAIN APACHE TRIBE
("Lessor")

By: 
Tribal Chairman

Attest:

Tribal Council Secretary

WHITE MOUNTAIN APACHE HOUSING
AUTHORITY ("Lessee")

By: _____
Victor Velasquez, Executive Director

APPROVED:
SECRETARY OF THE INTERIOR

By _____
Superintendent, Fort Apache Agency
UNITED STATES DEPT OF THE INTERIOR
Pursuant to the Authority delegated to the Assistant
Secretary-Indian Affairs by 209 DM8, 230 DM1, and
to the Western Regional Director by 3 IAM 4
(Release No. 99-03), and to the Superintendent/
Field Representative by 10 BIAM 11, as amended
by Western Regional Release No. 97-1.

Date: _____

EXHIBIT A

APACHE DAWN PHASE III & IV

Cibecue Community (20 units)

Hondah Community (80 units)

LEGAL DESCRIPTION

(Cibecue Apache Dawn)

A parcel of land situated in the community of Cibecue.
Within the SW1/4 of the NE1/4 of section 1, T8N, R17E, G&SRB&M,
On the Fort Apache Indian Reservation, Navajo County, In the State
of Arizona.

Being more particularly described as follows;

Commencing at a Aluminum Cap Located within the NE 1/4 of the
NW 1/4 of section 1, T8N, R17E, G&SRB&M, and running;

Thence N 89° 07' 34.2"E for a distance of 1,974.86 feet to the point of
begining;

Thence S 89° 07' 34.6"E for a distance of 419.96 feet;

Thence S 33° 53' 03.2"E for a distance of 253.74 feet;

Thence S 16° 13' 34.7"E for a distance of 1,179.48 feet;

Thence S 57° 08' 09.2"W for a distance of 471.02 feet;

Thence S 82° 37' 41.1"W for a distance of 296.28 feet;

Thence N 36° 17' 37.5"W for a distance of 1,196.29 feet;

Thence N 84° 04' 07.7"E for a distance of 279.98 feet;

Thence N 05° 54' 06.5"W for a distance of 128.54 feet;

Thence N 86° 15' 38.5"E for a distance of 191.12 feet;

Thence N 04° 03' 28.8"W for a distance of 234.71 feet;

Thence N 49° 24' 57.1"E for a distance of 117.46 feet;

Thence N 06° 17' 26.5"W for a distance of 200.37 feet to the point of
begining;

Said property contains 30.31 acres more or less.

C B Q A P A C H E D A W N

NB9°07'34.2"E
1,974.86'

S89°07'34.6"E
419.96'

M06°17'26.8"W
200.37'

N49°24'57.1"E
117.46'

N04°03'28.8"W
234.77'

N05°34'06.5"W
128.94'

N86°19'38.5"E
191.12'

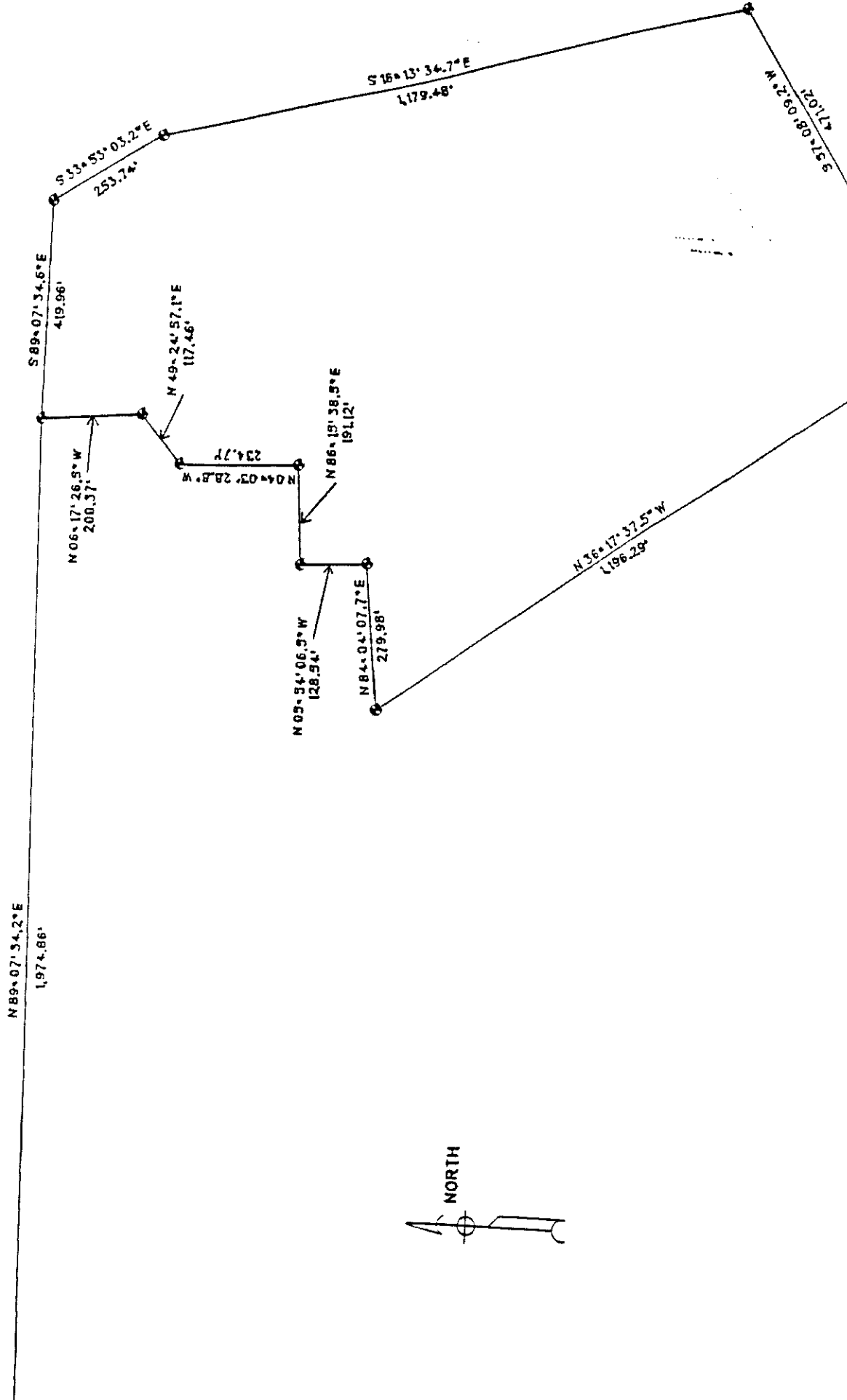
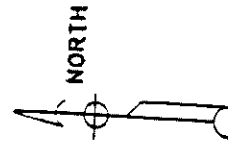
N84°04'07.7"E
279.98'

N36°17'37.5"W
1,196.29'

S16°13'34.7"E
1,179.48'

S53°55'03.2"E
253.74'

S71°08'09.2"W
4,111.02'



LEGAL DESCRIPTION
(HONDAH APACHE DAWN)

A parcel of land situated in the Hondah Community Area, within the NW 1/4 and SW 1/4 of Section 23 also the NE 1/4 and SE 1/4 of section 22, T8N, R23E, G&SRB&M, on the Fort Apache Indian Reservation, Navajo County, State of Arizona, Being More Particularly Described as follows;

Commencing at a brass cap on top of Kinney Mtn. and running;

Thence N 87° 07' 42.5 W for a distance of 4,390.93 feet to a set rebar with cap which is the point of beginning;

Thence S 3° 30' 54.6" W for a distance of 403.27 feet to a set rebar with cap;

Thence S 43° 42' 14.8" W for a distance of 504.43 feet to a set rebar with cap;

Thence S 30° 33' 10.4" W for a distance of 466.40 feet to a set rebar with cap;

Thence S 31° 15' 48.0" W for a distance of 656.36 feet to a set rebar with cap;

Thence S 31° 15' 48.0" W for a distance of 91.99 feet to a set rebar with cap;

Thence S 89° 03' 31.0" W for a distance of 1,893.01 feet to a set rebar with cap;

Thence N 8° 11' 33.0" E for a distance of 91.99 feet to a set rebar with cap;

Thence N 13° 04' 48.3" E for a distance of 915.37 feet to a set rebar with cap;

Thence N 17° 06' 43.30" E for a distance of 211.24 feet to a set rebar with cap;

Thence N 8° 56' 55.5" E for a distance of 566.86 feet to a set rebar with cap;

Thence N 7° 09' 57.1" E for a distance of 295.14 feet to a set rebar with cap;

Thence S 85° 26' 55.7" E for a distance of 2,491.91 feet to a set rebar with cap;

Which is said to be the point of beginning.

Said property contains 99.70 acres more or less.

**DESCRIPTION
BYE DAWN**

1/4 Community Acres, within the NW 1/4
of 1/4 and SE 1/4 of Section 22, T18N,
R10E, Johnson County, Kansas. The
subject is described as follows:

1. Where the land is

more or less, 4,300.83 feet to set marker with cap

- 1. of 403.27 feet to set marker with cap
- 2. of 502.43 feet to set marker with cap
- 3. of 468.40 feet to set marker with cap
- 4. of 656.38 feet to set marker with cap
- 5. of 91.99 feet to set marker with cap
- 6. of 1,893.01 feet to set marker with cap
- 7. of 51.99 feet to set marker with cap
- 8. of 917.37 feet to set marker with cap
- 9. of 211.24 feet to set marker with cap
- 10. of 566.86 feet to set marker with cap
- 11. of 295.14 feet to set marker with cap
- 12. of 2,491.91 feet to set marker with cap

more or less.

