

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

WHEREAS, Tribal member Marilyn (Adley) Johnson is requesting Tribal Council approval for a homesite lease for the purpose of securing financing to construct a new home; and

WHEREAS, the Tribal Council is advised that the Tribal Revolving Credit Program has approved financing for Marilyn (Adley) Johnson and a homesite lease is required by the Plan of Operation and Loan Policy of the Revolving Credit Program, approved by the Tribal Council on May 12, 1999; and

WHEREAS, it is necessary to encumber the lease interest to secure the financing through the Revolving Credit Program; and

WHEREAS, after due consideration, the Tribal Council concludes that permission should be granted to Tribal member Marilyn (Adley) Johnson for a homesite lease for the premises described in Appendix A, pursuant to conditions set forth herein.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves a 25-year lease, with an automatic 25-year renewal, for the premises described in Appendix A, to Tribal member Marilyn (Adley) Johnson 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 and when installed shall conform to underwriters specifications;
5. Said premises shall be used for residential purpose only and no purpose that would injure reputation or be in violation of law;
6. Lessee shall, at Lessees' sole cost and expense, keep and maintain all buildings, structures and other improvements on said premises in good order and repair and the whole thereof in a clean, sanitary, neat and attractive condition;

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7. The Lessees shall not encumber, assign, or transfer ownership of the premises without the written consent of the Tribe in the form of a Tribal Council resolution;
8. No commercial businesses are allowed to take place on the premises, such as auto repair, nurseries, junk yards, or any wholesale or retail business;
9. Lessee would 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 approves and grants authority to Marilyn (Adley) Johnson to encumber the premises for the purpose of securing a loan through Revolving Credit Program.

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 other duly authorized representative, to sign any and all documents necessary to carry out the purpose of this resolution.

The foregoing resolution was on March 6, 2002 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 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).


Chairman of the Tribal Council


Secretary of the Tribal Council