



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

(Authorizing Lease Amendment 2L to Arizona Board of Regents, Northern Arizona University-KNAU Lease)

WHEREAS, pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

WHEREAS, the Lease Agreement with Arizona Board of Regents, for and on behalf of Northern Arizona University, for certain premises located at the Cooley Mountain Tower site, expired on July 31, 2007; and

WHEREAS, KNAU this day requests authorization from the White Mountain Apache Tribe to extend its lease period for an additional five (5) years, pursuant to the same lease terms and conditions; and

WHEREAS, KNAU is currently paying a lease fee of \$500.00 per month to rebroadcast its non-commercial radio station, KNAA 90.7 FM, in the White Mountain region; and

WHEREAS, the Tribal Realty Office has submitted a request for an updated appraisal of this site to determine the fair rental value, which appraisal report will not be available until the end of October, 2007; and

WHEREAS, KNAU has advised that, as a non-commercial radio station, they may not be able to pay more than \$500.00 per month, and would like to pursue the possibility of allowing KNNB to rebroadcast any or part of their broadcast programming, in lieu of cash rent, which is currently provided for in the lease provisions, and which they believe would provide a savings to KNNB radio station; and

WHEREAS, after review and consideration, the Tribal Council finds that a lease addendum to extend the term of this lease for a five year period is in the best interests of the Tribe.


BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:

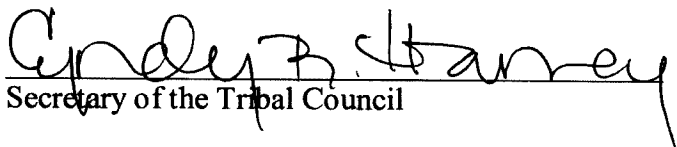
1. The term of the Lease with the Arizona Board of Regents, Northern Arizona University-KNAU, is hereby extended for an additional five (5) year period, and shall hereby expire on July 31, 2012.
2. The Tribe's Legal Department, Tribal Realty Office, and KNNB Radio Station, are hereby directed to negotiate with KNAU to determine the terms and conditions of the Lease Addendum, which will 1) extend the lease period, and 2) include provisions concerning payment arrangements.

Resolution No. 10-2007-421

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairwoman, is hereby authorized to execute any and all document necessary to effectuate the intent of this Resolution.

The foregoing resolution was on October 11, 2007, duly adopted by a vote of SIX for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (h), (i), (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).

ACTING  Chairman of the Tribal Council


Secretary of the Tribal Council