



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

**(Authorizing Housing Authority Sale of Certificates and Redemption of Bonds)**

- 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 White Mountain Apache Tribe of the Fort Apache Indian Reservation, Arizona (the "Tribe") is a federally recognized Indian Tribe organized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 stat. 984); and
- WHEREAS,** the White Mountain Apache Housing Authority, a non-profit corporate body organized and existing by virtue of the laws and ordinances of the Tribal Council of the Tribe, pursuant to the Constitution of the Tribe and the White Mountain Apache Housing and Construction Code, the ("Housing Code"), is the "tribally designated housing entity" for the Tribe under NAHASDA and is authorized to issue obligations, such as bonds, from time to time, in furtherance of an essential public and governmental purpose; and
- WHEREAS,** the Authority previously issued its HUD Section 184/GNMA Collateralized Revenue Bonds (Apache Dawn Project) Series 1999 in an aggregate principal amount of \$25,000,000 (the "Bonds") for the purpose of financing single family dwelling units for subsequent occupancy by persons who qualify under the criteria of the Authority in geographic areas in which the Authority is authorized to provide housing; and
- WHEREAS,** the Bonds were issued pursuant to a Trust Indenture dated as of December 1, 1999 (the "Indenture") and are secured by, among other things, fully modified pass-through mortgage-backed certificates guaranteed by the Government National Mortgage Association (the "Certificates"); and
- WHEREAS,** the Authority has adopted Resolution No. 05-09-12 (the "Authority Resolution") approving the sale of the Certificates and the redemption in whole of the Bonds; and
- WHEREAS,** the Authority Resolution has been made available to the Tribal Council of the Tribe, and such Authority has been duly considered this date; and
- WHEREAS,** the Tribal Council of the Tribe has been informed that documents referenced in the Authority Resolution have been reviewed by competent Bond Counsel, Kutak Rock LLP, and said Bond Counsel has determined that said documents adequately meet the requirements of the Indenture and the Internal Revenue Code of 1986, as amended; and
- WHEREAS,** the Tribal Council finds that it is in the best interest of the Tribe to approve of the sale of Certificates and the redemption of the Bonds.

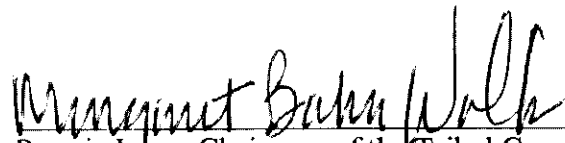
**Resolution No. 12-2009-384**

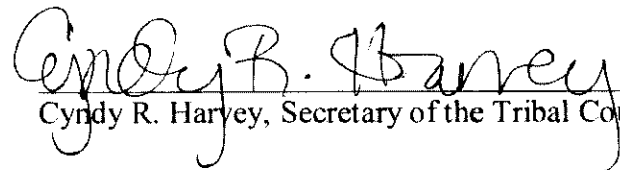
**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the sale of the Certificates and the redemption of the Bonds, as described in the Authority Resolution, and hereby approved for all purposes consistent with the intent of this Resolution.

**BE IT FURTHER RESOLVED** by the Tribal Council that in the event of any inconsistency between this Resolution and any prior Resolution or Policy, this Resolution shall govern.

**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 documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on December 14, 2009, duly adopted by a vote of SEVEN for and ONE 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), (i), (k), (l), (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).

  
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Ronnie Lupe, Chairman of the Tribal Council **ACTING**

  
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Cindy R. Harvey, Secretary of the Tribal Council