

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

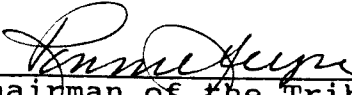
- WHEREAS, the Tribal Council of the White Mountain Apache Tribe, pursuant to Resolution No. 08-90-190, authorized a grant of a leasehold mortgage interest to the Bureau of Indian Affairs and financial institutions of the land and facilities comprising the Sunrise Recreation Ski Park, for purposes of securing and collateralizing a \$2 million BIA guaranteed loan; and
- WHEREAS, said resolution authorized the Tribal Chairman to sign any and all necessary loan documents, chattel mortgage and leasehold mortgage documents necessary to implement the resolution; and
- WHEREAS, the Tribal Council has the constitutional authority pursuant to Article V, Section 1(a-u), to negotiate, make and perform contracts and agreements of every description, to regulate the uses and disposition of tribal property, to manage all economic affairs and enterprises of the tribe including tribal lands, to appropriate tribal funds for tribal purposes, to borrow money from any source and pledge or assign chattels or future tribal income as security therefore; and has the power to regulate its own procedures, to appoint subordinate committees, commissions and boards, and to regulate subordinate organizations for economic and other purposes; and
- WHEREAS, the Tribal Council is advised that pursuant to the Indian Tax Status Act of 1984 as amended in 1987, it is in the best interest of the White Mountain Apache Tribe to reaffirm that the Sunrise Ski Area and other recreational lakes and sites on the reservation are part and parcel of a reservation-wide tribal park system; and
- WHEREAS, the Tribal Council, together with the manager of the Sunrise Ski Park, is developing a revised plan of operation which acknowledges the prior history of the enterprise as a recreational park set aside by the tribal government similar to parks set aside by the various states of the United States for multiple use purposes such as hiking, skiing, sight-seeing, and general recreation; and
- WHEREAS, in furtherance of the goals of the proposed plan of operation, the Tribal Council concludes that the prior plan of operation for Sunrise, which included a board of

directors and tribal articles of incorporation, should be abolished immediately and that the Tribal Council, pursuant to its tribal constitutional powers, should directly exercise those rights exclusively over the use and disposition of land and facilities comprising the Sunrise Ski Park.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby abolishes the prior plan of operation and board of directors positions for the Sunrise Ski Area in furtherance of the on-going revision of the tribal plan of operation which contemplates reaffirmation of the tribal governmental character of the Sunrise Ski Park and other recreational sites throughout the reservation.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby reaffirms Resolution No. 08-90-190 and further authorizes and directs the Tribal Chairman and any other tribal official whose signature may be required, to sign any contingency leasehold mortgage, chattel mortgage or deed of trust regarding the Sunrise facilities and realty or portion thereof that may be required by the Bureau of Indian Affairs pursuant to the Indian Financing Act, or by the First Interstate Bank of Arizona or any other financial institution as security for any promisory note or loan made to the White Mountain Apache Tribe for the Sunrise Ski Area and other tribal economic enterprises.

The foregoing resolution was on October 4, 1990, duly adopted by a vote of 9 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1(a,b,h,i,k,l,u) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 27, 1958, and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council




Secretary of the Tribal Council

GOT

Signatures of the members of the Tribal Council represent their approval of Tribal Resolution No. 10-90-225.

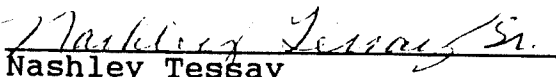


Ronnie Lupe
Tribal Chairman



Lafe Aitaha
Tribal Vice Chairman

Judy Dehose
District I Councilmember



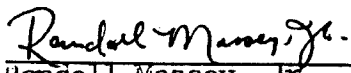
Nashley Tessay
District I Councilmember



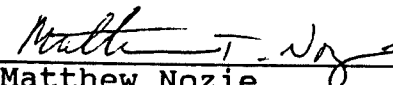
King Kane
District II Councilmember



Virgil Hinton
District II Councilmember



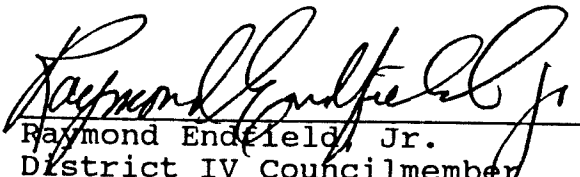
Randell Massey, Jr.
District III Councilmember



Matthew Nozie
District III Councilmember



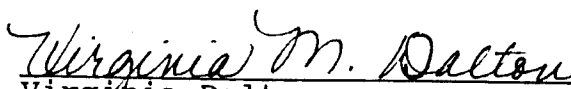
Johnny Endfield
District IV Councilmember



Raymond Endfield, Jr.
District IV Councilmember

Herbert Tate
District IV Councilmember

ATTEST:



Virginia Dalton
Tribal Council Secretary
WHITE MOUNTAIN APACHE TRIBE