

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

- WHEREAS, the Tribal Council, by prior Resolution No. 12-90-282, declared a moratorium on the sale of any Hondah homesite home to a tribal members unless said homes were removed by tribal members from the Hondah homesite area; and
- WHEREAS, said resolution directed the Community Development Corporation to take control over any homes abandoned at Hondah Homesites and further supported the donation of Hondah homesite homes to the Community Development Corporation; and
- WHEREAS, tribal members, Inez Beull and Donna Parker Vigil, have come before the Tribal Council this date and have requested permission from the Tribal Council to purchase homes from non-members whose leases will soon expire or have expired; and
- WHEREAS, Inez Beull has negotiated a purchase price with William McCampbell for the purchase of a home on Lot A-17; and
- WHEREAS, Donna Parker Vigil advises the Council that she has negotiated with the owner of the home on Lot A-70 for the purchase of said home subject to Tribal Council permission; and
- WHEREAS, the Tribal Council is concerned about future land use in the area, deterioration of the homes, housing shortages for tribal members, and the highest and best use for said Hondah Homesite area, and has discussed the advantages and disadvantages of allowing the purchase of Hondah Homesite homes whose leases have expired; and
- WHEREAS, the Tribal Council concludes that certain exceptions should be made to Resolution No. 12-90-282 on a case-by-case basis, and pursuant to certain conditions outlined herein by the Tribal Council; and
- WHEREAS, after due consideration to all interests, the Tribal Council concludes that permission should be granted to tribal members Inez Beull to purchase the home on Lot A-17, and to tribal member Donna Parker Vigil to purchase the home on Lot A-70, pursuant to the following conditions:

Resolution No. 09-91-214

1. No homesite assignment shall be granted for said homes;
2. The homes shall not be re-leased or rented without Tribal Council permission in the form of a resolution;
3. Boundaries of said lots shall not exceed the original leased lot size granted to the original lessee;
4. The purchase of said homes must be negotiated within 90 days of the expiration of the lease, otherwise, said house shall become the property of the Community Development Corporation by donation or abandonment by the current lessee, unless said lessee removes said home prior to the expiration of 90 days;
5. The Legal Department must review any buy/sell agreement between the tribal member purchaser and seller prior to execution of those documents by the buy and seller;
6. Any new addition or construction on the premises must be approved by the Tribal Engineering Department;
7. The Tribal Council must approve the removal of any trees on the property. The tribal member purchaser shall maintain the improvements and premises to standards of repair, orderliness, neatness, sanitation and safety acceptable to the Tribe, and all electrical wiring, if and when installed shall conform to underwriters specifications;
8. Said premises shall be used for residential purposes only and no purpose that would injure reputation or be in violation of law.
9. No horses or other livestock shall be permitted to be on the premises without the consent of the Tribal Council;
10. Purchaser must obtain written consent of the Tribal Council prior to demolition or removal of the buildings purchased.

11. Purchaser shall, at purchaser's 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.
12. The purchaser shall not encumber, assign, or transfer ownership of the premises without the written consent of the Tribe in the form of a Council resolution; and

WHEREAS, the foregoing conditions shall apply to each and every tribal member purchaser of a Hondah homesite home; and

WHEREAS, any sale of a Hondah homesite home to a tribal member without first obtaining Tribal Council authorization by Tribal Council resolution shall be null and void.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves and grants authority to tribal member Inez Beull to purchase the home on Lot A-17, and for Donna Parker Vigil to purchase the home on Lot A-70, financing to be arranged solely at their own expense, subject to the conditions set forth in this resolution in the Whereas section which are reinstated and reaffirmed as if set out in full herein.

BE IT FURTHER RESOLVED by the Tribal Council that any tribal member who wishes to purchase a home at Hondah homesites must first obtain Tribal Council authorization in the form of a Tribal Council resolution, otherwise said sale or purchase shall be null and void.

BE IT FURTHER RESOLVED by the Tribal Council that any tribal member coming before the Tribal Council for permission to purchase a Hondah homesite home must comply with the conditions set forth in this resolution and by being granted said permission by Council resolution expressly agrees to abide by said conditions.

The foregoing resolution was on September 04, 1991, duly adopted by a vote of SEVEN for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (f,h,i) 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).

(ACTING)

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Chairman of the Tribal Council


Secretary of the Tribal Council