

8-23-96
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Resolution No. 08-96-174(a)

[Signature]
8/26/96

**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 member 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 homesite and further supported the donation of Hondah homesite homes to the Community Development Corporation; and
- WHEREAS,** tribal members, Sandy and Beverlyn Williams, have come before the Tribal Council this date and requested permission from the Tribal Council to purchase a home (A-32) from non-members whose leases at the Hondah homesite will soon expire or have expired; 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 interest, the Tribal Council concludes that permission should be granted to tribal members, Sandy and Beverlyn Williams, to purchase a home (A-32) at the Hondah homesite pursuant to the following conditions:
1. The home shall not be re-leased or rented without Tribal Council permission in the form of a resolution;
 2. Boundaries of said lots shall not exceed the original leased lot size granted to the original lessee;

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3. 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.
4. The Legal Department must review any buy/sell agreement between the tribal member purchaser and seller prior to execution of those documents by the buyer and seller;
5. Any new addition or construction on the premises must be approved by the Tribal Engineering Department;
6. 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 specification;
7. Said premises shall be used for residential purposes only and no purpose that would injure reputation or be in violation of law.
8. No horses or other livestock shall be permitted to be on the premises without the consent of the Tribal Council;
9. Purchaser must obtain written consent of the Tribal Council prior to demolition or removal of the buildings purchased;
10. 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;
11. 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

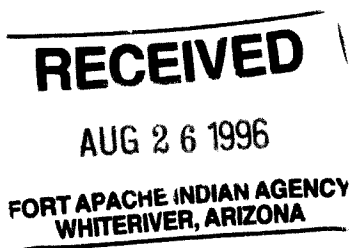
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BE IT FURTHER RESOLVED by the Tribal Council that any tribal member coming before the Tribal Council for permission to purchase a Hondah homesite home must comply with the conditions set forth in this resolution and by being granted said permission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

BE IT FURTHER RESOLVED by the Tribal Council that authorization of a 25-years homesite lease does not in itself grant financing to the tribal member and in the event that the Tribal Revolving Credit Committee or another Financial Institution through the HUD 184 or Veterans Administration Home Loan Program declines to finance or to loan money for the purchase of the home negotiated for by the tribal member, then this authorization for a 25-year homesite lease shall be null and void.

BE IT FURTHER RESOLVED by the Tribal Council that authorization for the homesite lease requested is for the specific lot and house that the tribal member has negotiated to purchase and no other, and that in the event that the tribal member cannot obtain financing or negotiated for the purchase of the particular house at issue, then said tribal member must come again before the Tribal Council and request authorization to purchase another home and for a homesite lease for that particular home.

The foregoing resolution was on August 07, 1996, duly adopted by a vote of ten 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 (h), (i), (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