

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

WHEREAS, tribal member, Glenda Antonio, has come before the Tribal Council this date and requested permission from the Tribal Council to purchase a home (A-32) from non-members who lease 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 a Hondah Homesite from lessees whose leases have expired; and

WHEREAS, after due consideration to all interests, the Tribal Council concludes that permission should be granted to tribal member, Glenda Antonio, 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;
3. The purchase of said homes must be finalized within 90 days of the expiration of the lease, otherwise, said house shall become the property of the Community Development Corporation by 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 specifications;

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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 Tribal 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; and

WHEREAS, the Tribal Council is advised that it is the standard requirement of the Revolving Credit Committee and the HUD 184 Program to require a 25-year homesite leases on the Hondah Homesite area; and

WHEREAS, the purchase of the residence will require financing and it may be necessary to encumber the leasehold interest to secure the loan.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves and grants authority to tribal member, Glenda Antonio, to purchase a home located on Lot A-32 in the Hondah Homesite, financing to be arranged solely at the tribal member's sole 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 of the White Mountain Apache Tribe that it hereby approves and grants authority to Glenda Antonio to encumber the premises for the purpose of securing a loan through the Revolving Credit Program, the HUD 184 Programs, or the Veterans Administration only, such financing to be arranged solely at Glenda Antonio's expense.

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

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 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-year 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 of the White Mountain Apache Tribe 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.


The foregoing resolution was on September 4, 1996, 1996 duly adopted by a vote of six 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).

RECEIVED

SEP 16 1996

ORT APACHE INDIAN AGENCY
WETTEREVICH, ARIZONA


Chairman of the Tribal Council


Secretary of the Tribal Council