

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

WHEREAS, the Tribal Council, in December 1997, approved a lease between the Tribe and the White Mountain Apache Limited partnership for the development and operation of twenty (20) low income housing units in McNary; and

WHEREAS, the term of the lease provides for a 32 year term with a 30 year renewal; and

WHEREAS, the Land Titles and Records of the Bureau of Indian Affairs has advised the Tribe that pursuant to 25 CFR § 162.8(a), leases for residential or business purposes shall not exceed 25 years but may include provisions authorizing a renewal or an extension for an additional term of 25 years; and

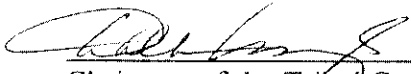
WHEREAS, it is recommended that the lease be amended to comply with federal regulations and to have the lease recorded in the Land Titles and Records; and

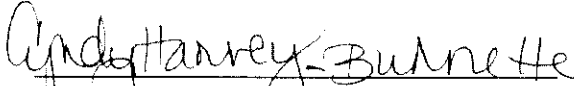
WHEREAS, the Tribal Council concludes that the amendment is acceptable.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the amendment to lease entered into between the White Mountain Apache Tribe and the White Mountain Apache Limited Partnership in the form attached hereto.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby authorizes the Tribal Chairman or in his absence the Vice-Chairman to execute the lease amendment.

The foregoing resolution was on October 8, 1998, duly adopted by a vote of six for and zero against and two abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (b), (e), (h), (i), (j) (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).


Chairman of the Tribal Council


Secretary of the Tribal Council

**AMENDMENT TO
LAND LEASE
WHITE MOUNTAIN APACHE TRIBE
FORT APACHE INDIAN RES4RVATION
Whiteriver, Arizona**

THIS AMENDMENT, made and entered into this _____ day of _____, 1998 by and between the **WHITE MOUNTAIN APACHE TRIBE OF THE FORT APACHE INDIAN RESERVATION**, hereinafter called "Lessor," whose address is P.O. Box 700, Whiteriver, Arizona 85941-0700 and the **WHITE MOUNTAIN APACHE LIMITED PARTNERSHIP**, an Arizona limited partnership, hereinafter called "Lessee," whose address is Box 550, McNary, Arizona 85930-0550, is as follow:

WHEREAS, Lessor and Lessee executed a Land Lease dated December 18, 1997 (the "Lease") for certain land located within the boundaries of the Fort Apache Indian Reservation; and

WHEREAS, the parties wish to amend the term and renewal term of the Lease;

NOW, THEREFORE, the parties agree as follows:

1. Section 2 of the Lease is hereby amended to read as follows:
 2. Term. The term of this Lease is twenty-five (25) years. This Lease is renewable at the expiration of the original term as provided in Section 3.
2. Section 3 of the Lease is hereby amended to read as follows:
 3. **RENEWAL**

This Lease may be renewed at the sole option of Lessee for an additional term of 25 years, provided that there are no uncured defaults under this Lease as of the day that the Lessee exercises its right to renew this Lease. The Lease may be renewed by Lessee giving written notice to Lessor of its intent to renew the lease. Lessee's notice to Lessor must be given not less than ninety (90) days nor more than three hundred sixty (360) days prior to the expiration of the initial lease term. If Lessee exercises its option to extend the term for an additional twenty-five (25) years, Lessee shall pay Lessor an additional lease fee of One Dollar (\$1.00).

3. All other provisions of the Lease shall remain unchanged by this Amendment.

EXECUTED at Whiteriver, Arizona this _____ day of _____, 1998.

LESSOR:

LESSEE:

WHITE MOUNTAIN APACHE TRIBE OF
THE FORT APACHE INDIAN
RESERVATION

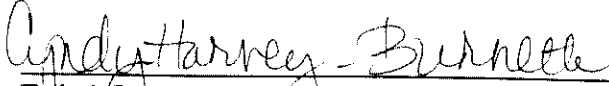
WHITE MOUNTAIN APACHE LIMITED
PARTNERSHIP

By 
Dallas Massey, Sr., Tribal Chairman

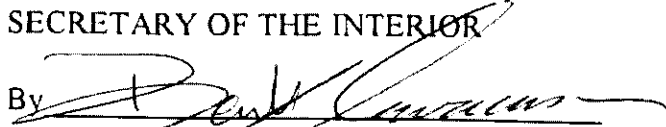
By White Mountain Apache Community
Development Corporation, General
Partner

By _____

ATTEST:


Tribal Council Secretary

APPROVED
SECRETARY OF THE INTERIOR

By 
Superintendent, Fort Apache Agency
UNITED STATES DEPARTMENT
OF THE INTERIOR

Date: 10/22/88

Pursuant to the authority delegated to the
Assistant Secretary-Indian Affairs by 209 DO
redelegated to Phoenix Area Director by Sec.
Order No. 3150 and 3177, 10 BIAM Bulletin
13, and to the Superintendent by Area Office
Addendum to 10 BIAM, dated 01/13/95.