

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

**WHEREAS**, consultant Milfred Cosen has brought some preliminary lease finance proposals to the Tribal Council for consideration; and

**WHEREAS**, the proposals apply to capital improvements for FATCO, reimbursement of expenditures for capital improvements at Sunrise and the Carrizo gas station, and development for new projects for Apache Enterprise; and

**WHEREAS**, the Tribal Council is interested in pursuing these financing proposals; and

**WHEREAS**, final terms and conditions for the proposals have not been received; and

**WHEREAS**, a waiver of the Tribe's sovereign immunity would be necessary to ensure enforcement of the terms and conditions, however, the waiver would be limited and consistent with terms the Tribal Council has authorized for other financing transactions; and

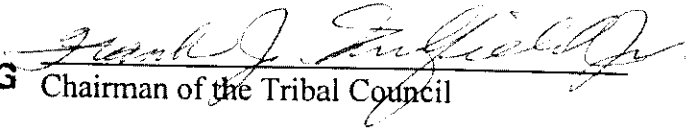
**WHEREAS**, Tribal staff from the programs and enterprises affected by the financing will need to review and develop the proposals; and

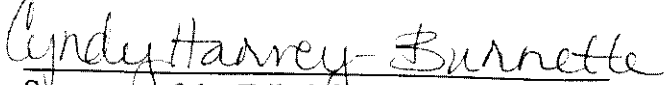
**WHEREAS**, at that time the proposals will need subsequent review and approval.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby grants tentative approval for the development of the lease financing proposal described by Milfred Cosen, subject to the terms and understanding set forth above.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it directs that documentation and justification for the proposals be prepared and submitted to Tribal Enterprise Department staff as well as Central Tribe Accounting staff for review and development in preparation for final review of the proposals.

The foregoing resolution was on September 2, 1999 duly adopted by a vote of FOUR for and THREE against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (b), (h), (i), (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).

**ACTING**   
Chairman of the Tribal Council

  
Secretary of the Tribal Council