

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

**WHEREAS**, the Tribal Council on November 4, 1999 in Resolution 11-99-268 gave approval for lease finance proposals to develop the Canyon Day convenience store and a laundry facility at the Seven Mile store; and

**WHEREAS**, Resolution 11-99-268 authorized the completion of the lease finance documents to be signed by the Chairman, provided that the documents conformed to the conditions and financial parameters set forth in the Resolution; and

**WHEREAS**, Resolution 11-99-268 authorized a lease finance amount of 1.5 million dollars at an annual interest rate of 10.5%; and

**WHEREAS**, the final documents received last week indicate that the total lease finance amount will be slightly less than 1.9 million dollars and that origination points of 3.382% will be charged on the loan documents for both the Canyon Day store and Seven Mile laundromat facility, such facility to also now include restaurant equipment, with a franchise operation to be determined later; and

**WHEREAS**, following review by the Legal Department and Tribal financial advisors it has been determined that these revised terms and conditions will need Council ratification as they do not conform to the parameters set forth in the November 4, 1999 Council Resolution; and

**WHEREAS**, the Tribal Council has been advised that with the inclusion of the origination points the effective interest rate on the lease finance proposal will approximate 11.5%; and

**WHEREAS**, the Tribal Council recognizes the importance of completing these two projects and wishes to authorize the amended lease finance terms.

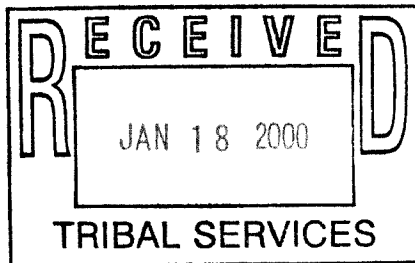
**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the amended terms for the lease finance documents for the Seven Mile laundromat and restaurant facility and the Canyon Day Convenience store, provided that the lease finance amount is not more than 1.9 million dollars and the rate of interest does not exceed 10.5% with the inclusion of 3.382% in origination fees resulting in an effective interest rate of *approximately* 11.5%.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that all remaining terms and conditions of the November 4, 1999 Resolution, Resolution

**Resolution No. 01-00-12**

11-99-268, shall remain in force and effect, including the authorization for the limited waiver of sovereign immunity for the enforcement of the financial transaction.

The foregoing resolution was on January 6, 2000 duly adopted by a vote of SIX for and TWO against 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), (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).



A handwritten signature in cursive script, appearing to read "Dale Long", written over a horizontal line.

Chairman of the Tribal Council

A handwritten signature in cursive script, appearing to read "Gandy Harvey Brunette", written over a horizontal line.

Secretary of the Tribal Council