

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

WHEREAS, pursuant to Resolution No. 06-2002-112, passed June 5, 2002, the Tribal Council approved a Modification to the Cibecue Health Clinic Lease, providing for a 25-year renewal and decreasing the site by 4.13 acres; and

WHEREAS, the Department of Health & Human Services has advised that pursuant to Agency Leasing Authority P.L. 94-437, lease terms are limited to a 20-year period, and an authorized Lease Contracting Officer must sign all documents pertaining to leases; and

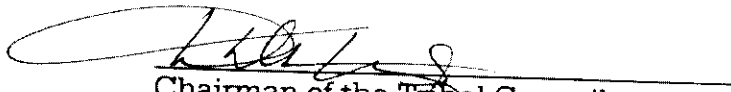
WHEREAS, the Tribal Council has reviewed this matter and concurs with revisions necessary in order to comply with Department of Health & Human Service lease requirements, as set forth in the attached Supplemental Lease Agreement No. 1, attached hereto and incorporated by reference herein.

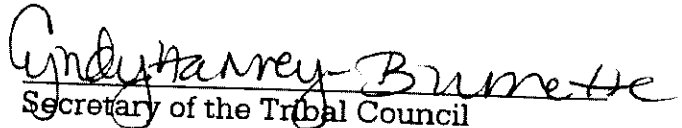
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes revisions to the Cibecue Health Clinic lease, as set forth in the Supplemental Lease Agreement No. 1, attached hereto and incorporated by reference herein, which provides for an authorized signatory and a lease renewal term of 20 years.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Lease Modification previously approved pursuant to Resolution No. 06-2002-112, is hereby declared null and void.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Chairman, and in his absence the Vice Chairman or other designated representative, to execute any documents necessary to carry out the intent of this resolution.

The foregoing resolution was on JULY 23, 2002, duly adopted by a vote of SEVEN 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(a), (b), (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

**SUPPLEMENTAL LEASE AGREEMENT NO. 1  
LEASE NO.14-20-0H52-184**

**THIS AGREEMENT** is made and entered into this date by and between the **WHITE MOUNTAIN APACHE TRIBE**, hereinafter called the Lessor, and the **UNITED STATES INDIAN HEALTH SERVICE**, hereinafter called the Lessee.

**NOW THEREFORE**, these parties covenant and agree that the said Lease is amended as follows:


1. The legal description of the premises identified as Cibecue Clinic Employee Housing containing 4.13 acres more or less, be deleted from the lease, as Lessee is not utilizing the site (see attached Exhibited A).
2. The term of the lease shall be renewed for an additional **20 years**, effective January 2, 2003, pursuant to Tribal Council Resolution No. 06-2002-112.

**OTHER TERMS AND CONDITIONS** of the Lease shall remain in full force and effect.

LESSOR:  
White Mountain Apache Tribe

LESSEE:  
United States Indian Health Service

BY \_\_\_\_\_  
Tribal Chairman

BY   
E. Ann Roberts  
Lease Contracting Officer

APPROVED:  
SECRETARY OF THE INTERIOR

BY \_\_\_\_\_  
Superintendent, Fort Apache Agency

Date: \_\_\_\_\_

UNITED STATES DEPARTMENT OF THE INTERIOR  
Pursuant to the authority delegated to the  
Assistant Secretary-Indian Affairs by 209  
DM 8, 230 DM 1, and to the Western Regional  
Director by 3 IAM 4 (Release No. 99-03), and  
to the Superintendent/Field Representative  
by 10 BIAM 11, as amended by Western  
Regional Release No. 97-1.

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WHEREAS, the Indian Health Service is currently leasing two parcels of land located in the Cibecue Community, comprising a total of 5.87 acres, for use as a health clinic and employee housing site; and

WHEREAS, the Cibecue Health Center is currently utilizing one parcel of land containing 1.74 acres, where the health clinic is situated, and advises they have not utilized the employee housing parcel for several years; and

WHEREAS, the Cibecue Health Center is requesting a 25-year renewal of its lease for the health clinic site only, and further requests the employee housing site of 4.13 acres be deleted from their lease; and

WHEREAS, the current lease provides for a renewal option of an additional 25-year term, provided that notice of said option to renew is submitted in writing to the Tribe *at least one year prior to expiration of the original term*, which is December 31, 2002; and

WHEREAS, the designated time period in which to exercise its option to renew said lease has lapsed without timely acknowledgment from the Indian Health Service; and

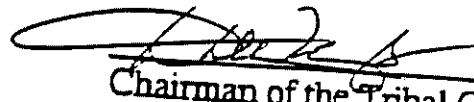
WHEREAS, the Cibecue Health Clinic provides a necessary service to the Tribe and Cibecue residents, and therefore, the Tribal Council wishes to waive the notice requirement in order to grant the Indian Health Service an additional lease term of 25 years for its Cibecue Health Clinic site.

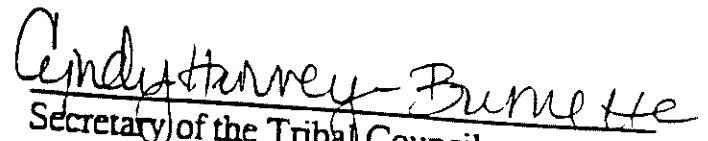
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby waives its right to receive prior notice from the Indian Health Service for renewal of its lease, and grants an additional lease term of 25 years for its Cibecue Health Clinic site.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Indian Health Center lease be modified to delete the employee housing site which contains 4.13 acres.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it authorizes the Tribal Chairman, or in his absence the Vice Chairman or other authorized representative, to execute any and all documents necessary to carry out the intent of this resolution.

The foregoing resolution was on JUNE 05, 2002, duly adopted by a vote of EIGHT 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(a), (b), (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