

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

(Approval of Lease Between White Mountain Apache Tribe and MCL Enterprises, Inc.)

WHEREAS, MCL Enterprises, Inc., operates Burger King restaurant franchises throughout Arizona; and

WHEREAS, Mitchell Laird, President and CEO of MCL Enterprises, Inc., proposes to construct and operate a Burger King restaurant in Whiteriver at the Northwest corner of the intersection of Arizona State Routes 73 and 273 (the "Premises"); and

WHEREAS, the restaurant will employ up to thirty individuals with preference and management opportunities for members of the Tribe; and

WHEREAS, Mr. Laird proposes to lease the Premises for a period of twenty years with an option to renew for four additional five-year periods at an initial rental rate of \$10,000.00 per year plus two percent of gross sales; and

WHEREAS, MCL Enterprises, Inc., requires a seven-year exclusive right to have the only nationally recognized fast food hamburger chain restaurant in the Whiteriver area; and

WHEREAS, Mr. Laird further proposes to yearly distribute two scholarships of \$1,000.00 each to meritorious graduating seniors from Alchesay High School for the purpose of assistance for college education; and

WHEREAS, the Tribal Council finds that it is in the best interest of the White Mountain Apache Tribe and the overall economic development of the Whiteriver area for MCL Enterprises, Inc., to locate a Burger King restaurant franchise in Whiteriver and provide high quality fast food services, as well as employment preference and management opportunities for Tribal members.

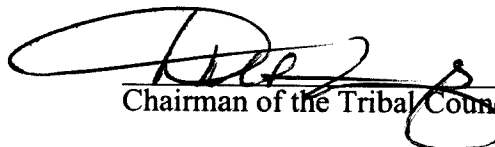
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that

1. A lease between the White Mountain Apache Tribe and MCL Enterprises, Inc. incorporating the terms proposed by Mr. Laird is hereby approved.
2. MCL Enterprises, Inc., is hereby granted a seven-year exclusive right to have the only nationally recognized fast food hamburger chain restaurant in the Whiteriver area.

BE IT FURTHER RESOLVED by the Tribal Council that the Chairman, or in his absence the Vice-Chairman, is hereby authorized to negotiate and execute any and all lease documents and other documents necessary to effectuate the purposes and intent of this Resolution.

Resolution No. 08-2005-212

The foregoing resolution was on AUGUST 3, 2005 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), (i), (m), (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

ACTING 
Secretary of the Tribal Council