



Resolution No. 05-2006-176

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

(Approving Lease between the Tribe and Francine Larzelere-Hinton)

WHEREAS, pursuant to Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

WHEREAS, Francine Larzelere-Hinton, a member of the Tribe, has applied for a loan from Washington Mutual to purchase a manufactured home; and

WHEREAS, Washington Mutual requires a residential lease in the name of Francine Larzelere-Hinton, the proposed borrower; and

WHEREAS, Ms. Larzerele-Hinton has this day requested a 25-year residential lease with an automatic 25-year renewal for the premises described as Hondah Home site Lot A-130 (hereinafter the "Premises"), as approved and assigned by the Land Office; and

WHEREAS, a residential leave between the Tribe (the "Lessor") and Ms. Larzelere-Hinton (the "Lessee") shall be subject to and inclusive of the following conditions:

1. Construction or placement of the manufactured home upon the Premises shall commence within ninety days, weather permitting, and shall be completed no later than two years of the date of this Resolution.
2. The Premises shall not be sub-leased by Lessee without permission of the Tribal Council in the form of a Resolution.
3. Boundaries of the Leased Premises shall not exceed the original land assignment approved by the Land Office described herein.
4. Any new addition to or construction upon the Premises by Lessee must be approved by the Tribal Engineering Department.
5. The Tribal Council must approve the removal of any trees on the Premises.
6. Said Premises shall be used for residential purposes only and no purpose that would injure reputation or be in violation of law.
7. No horses or other livestock shall be permitted to be on the Premises without the consent of the Tribal Council.

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8. Lessee shall, at Lessee's sole cost and expense, keep and maintain all building structures and other improvements on the Premises in good order and repair and the whole thereof in a clean, sanitary, neat and attractive condition.
9. The Lessee shall not encumber, assign or transfer ownership of the Premises without the written consent of the Tribal Council in the form of a resolution.
10. No commercial business is allowed to take place on the Premises, such as auto repair, nurseries, junk yards, or any other wholesale or retail business that would detract from a residential appearance.
11. Lessee shall obtain certification that water and septic/sewer facilities are available from the Tribe or I.H.S.

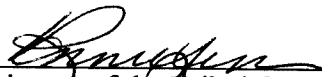
WHEREAS, the Tribal Council has no objection to the Lessee applying for a loan from Washington Mutual to purchase a manufactured home.

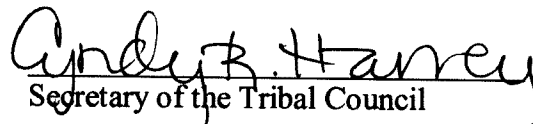
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that a 25-year residential lease, with an automatic 25-year renewal, is hereby approved for the Premises described as Hondah Home sites Lot A-130, to tribal member Francine Larzelere-Hinton, pursuant to the conditions described herein.

BE IT FURTHER RESOLVED by the Tribal Council that violation of any of the foregoing conditions shall make this authorization for a lease null and void.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Chairman, or in his absence, the Vice Chairwoman or other duly authorized representative, to execute any and all documents necessary to effectuate the intent of this resolution, subject to review by the Legal Department and Realty Office.

The foregoing resolution was on May 24, 2006, duly adopted by a vote of EIGHT for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (h), (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


Secretary of the Tribal Council