



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

**(Approving a Master Church Lease to the Wisconsin Evangelical Lutheran Synod
for six (6) Lutheran Church sites on the Fort Apache Indian Reservation.)**

- WHEREAS,** pursuant to Article IV, 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,** the Lutheran Church land leases on the Fort Apache Indian Reservation expired on March 31, 1997; and
- WHEREAS,** the Lutheran Church currently has seven (7) churches on the Fort Apache Indian Reservation, located in the communities of Cibecue, Cedar Creek, Canyon Day, Fort Apache, East Fork, McNary and Whiteriver; and
- WHEREAS,** the Tribal Council is advised that the Tribal Attorney, Realty Specialist, Reverend Arthur Guenther and members of the Lutheran Church, have met to negotiate a Master Lease for six (6) Lutheran Church sites serving the Cibecue, Cedar Creek, Canyon Day, Fort Apache, McNary and Whiteriver Communities; and
- WHEREAS,** a separate lease will be negotiated for the East Fork Lutheran Mission site after completion of an updated survey to identify the boundaries of tribal land (24.026 acres) used by the Mission, and unrestricted land (44.118 acres) conveyed to the Lutheran Church under a special Warranty Deed, executed by the Acting Secretary of the Interior on February 28, 1922; and
- WHEREAS,** a Master Lease has been prepared by the Tribal Realty Office, and reviewed by the Tribal Attorney, to the Wisconsin Evangelical Lutheran Synod for the six (6) Lutheran church locations identified above, for a term of twenty-five (25) years, at an annual lease fee of \$100.00 per church site; and
- WHEREAS,** the Tribal Council finds that the proposed Master Lease is in the best interests of the Tribe and should be approved.

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

1. A Master Church Lease is hereby approved for the Wisconsin Evangelical Lutheran Synod for six (6) Lutheran Church locations serving the Cibecue, Cedar Creek, Canyon Day, Fort Apache, McNary and Whiteriver Communities on the Fort Apache Indian Reservation.
2. The Master Church Lease is approved for a term of twenty-five (25) years, commencing December 1, 2007, at an annual lease fee of \$100.00 per church site.

3. The East Fork Lutheran Mission site will not be included in this Master Lease, but will have a separate lease which will be negotiated upon completion of an updated survey of the premises.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairwoman, is hereby authorized to execute any and all document necessary to effectuate the intent of this Resolution.

The foregoing resolution was on January 9, 2008, 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), (i), (m), (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