

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

## (Residential Lease approval for tribal member Isaiah Lee)

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, tribal member Isaiah Lee is applying for a Loan with a finance company for the purpose of

funding improvements to his home located in the Hondah Homesite Community; and

WHEREAS, in order to secure the financing for the loan, Mr. Lee is required to have a current residential

lease with at least 30 years remaining on the lease term, as well as permission from the Tribe to

encumber the leasehold interest; and

WHEREAS, Mr. Lee's current residential lease has less than 30 years remaining on the lease term, and

therefore, he is requesting Tribal Council approval for a new residential lease for his home site,

for a term of 25 years, with an automatic 25-year renewal option.

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

- 1. The existing residential lease with tribal member Isaiah Lee, for Hondah Homesites Lot A-44, is hereby terminated.
- 2. A new residential lease between the Tribe and tribal member Isaiah Lee, for Hondah Homesites Lot A-44, is hereby approved for a period of twenty-five (25) years, automatically renewable for an additional term of twenty-five (25) years.
- 3. Permission is granted to Mr. Lee to encumber the leasehold interest only, in order to secure a loan with a finance company for the purpose of funding home improvements; provided, that in the event Mr. Lee defaults on his loan, the finance company may not sell and/or transfer the Lease and Improvements to any person or entity other than to the White Mountain Apache Tribe, or an enrolled member of the White Mountain Apache Tribe, or the White Mountain Apache Housing Authority.

**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 <u>February 4, 2009</u>, duly adopted by a vote of <u>TEN</u> for and <u>ZERO</u> 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), (i), (i) 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