



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 02-2013-38

(Tribal Land Assignment Approval for Tribal Member Delphina (Cosen) Livingston)

WHEREAS, the Tribal Council of the White Mountain Apache Tribe ("Tribe") is entrusted by the Tribe's Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and

WHEREAS, tribal member, Delphina (Cosen) Livingston, has applied for housing repair assistance through the USDA Rural Development Program, and has been determined to be pre-eligible; and

WHEREAS, USDA Rural Development further advised Ms. Livingston that her application cannot be further processed until she obtains a fully approved Tribal Land Assignment for the land upon which her home is situated; and

WHEREAS, Ms. Livingston has applied for the Tribal Land Assignment and has received Tribal Land Board approval, however, the Tribal Council must provide final approval and a thirty (30) day waiting period must be completed before the Tribal Land Assignment is fully approved; and

WHEREAS, Ms. Livingston is requesting Tribal Council approval of her Land Assignment, located in the Whiteriver Community, and further requests that the thirty (30) day waiting period requirement be waived in order for her to complete her application with the USDA Rural Development Program; and

WHEREAS, the Tribal Council has considered this matter and concurs with Ms. Livingston's request.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Tribal Land Assignment for tribal member, Delphina (Cosen) Livingston, which has previously been approved by the Tribal Land Board.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby waives the thirty (30) day waiting period requirement to allow Ms. Livingston to complete her application process for home repair assistance with the USDA Rural Development Program.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect.

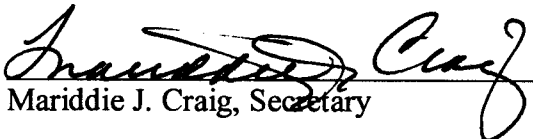
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign.

The foregoing resolution was on **FEBRUARY 21, 2013** duly adopted by a vote of **SIX** 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), (s), (t) and (u) of the Tribal Constitution, 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).



Ronnie Lupe, Chairman

2/25/12
Date



Mariddie J. Craig, Secretary

02/23/2013
Date