



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing the Construction of Three Wireless Communication Sites by Smith Bagley, Inc., dba Cellular One of Northeastern Arizona)

WHEREAS, the White Mountain Apache Tribe (“WMAT”) and Smith Bagley, Inc., dba Cellular One of North East Arizona (Cellular One) entered into a Master Lease Agreement (“MLA”) effective March 29, 2016; and

WHEREAS, The WMAT and Cellular One anticipated the construction of additional wireless communication sites subsequent to the execution of the MLA, and included language in the MLA that allows for new wireless communication sites to be governed by the MLA by amending Exhibit A and Schedule 1 of the MLA; and

WHEREAS, Cellular One has properly processed the application of three new wireless communication sites located at (1) Jurassic Park; (2) East Fork; and (3) Salt River North; and

WHEREAS, the WMAT Tribal Land Board has approved the East Fork and Salt River North sites; and

WHEREAS, the WMAT Tribal Land Board tabled the Jurassic Park site because the land assignment holder objected to the use of the site; and

WHEREAS, the WMAT Tribal Council voted to cancel the underlying land assignment based on non-use by the current land assignment holder and the new wireless communication site will provide a service to the community.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the construction of the new Jurassic Park, East Fork, and Salt River North wireless communication sites.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Tribal Land Board is directed to cancel the land assignment at the Jurassic Park location due to non-use by the land assignee for a period of approximately 20 years.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it authorizes an amendment to the Cellular One Master Lease to include the three new tower sites at Jurassic Park, East Fork and Salt River North.

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

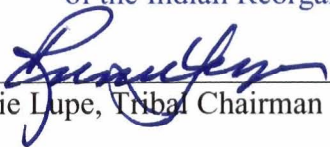
Resolution No. 03-2018-72

Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

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 the Chairman, or in his absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on MARCH 15, 2018 duly adopted by a vote of SIX for and ZERO against with ZERO abstaining by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

	<u>3/20/18</u>		<u>3/20/2018</u>
Ronnie Lupe, Tribal Chairman	Date	Doreen Numkena, Tribal Secretary	Date