



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

**(Authorizing the Cancellation and Reassignment of a Business  
Land Assignment to the White Mountain Apache Headstart Program)**

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**WHEREAS,** the Tribal Council has been informed that the White Mountain Apache Headstart Program has submitted a land assignment request for ten acres of land located within the vicinity of the BIA Fire Management Building; and

**WHEREAS,** the Headstart Program is in the process of submitting an application to secure funding for new facilities and has requested this site as it has adequate land for the construction of a new Headstart education facility and is in a central location, with access to all necessary public utilities and services; and

**WHEREAS,** Tribal Land Office records indicate that on June 29, 2000, the Tribal Land Board approved a business assignment for this site, consisting of approximately 10.73 acres, to tribal member, Jimmie Hastings, whereupon Mr. Hastings indicated he planned to construct and operate an auto parts store and auto mall; and

**WHEREAS,** Mr. Hastings also obtained Tribal Council approval, pursuant to Resolution No. 07-2000-207, for a 25-year business site land lease, which was subject to the completion of lease negotiations and final approval of the lease document by the Tribal Council; and

**WHEREAS** according to Tribal Realty records, Mr. Hastings never completed lease negotiations and a final Business Lease was never approved or executed; and

**WHEREAS,** Mr. Hastings passed away on August 8, 2013 and this business site has never been improved or utilized; and

**WHEREAS,** the Tribal Land Board has recommended that the Tribal Council terminate the Business Assignment of Jimmie Hastings for failure to make good and proper use of said site; and

**WHEREAS,** the Tribal Land Board also concurs with the Headstart Program's request for an assignment of this site for future development of the Headstart Program educational facilities and recommends that the Tribal Council authorize the use of this land site for such purpose.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby terminates the Business Assignment of Jimmie Hastings for failure to make good and proper use of said site, and reassigns said Business Assignment to the Whiteriver Headstart Program for the development of new educational facilities.

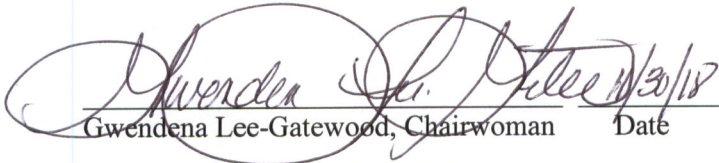
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

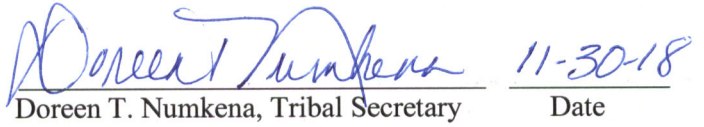
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

**Resolution No. 11-2018-250**

**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 **NOVEMBER 19, 2018** duly adopted by a vote of **TEN** for, **ZERO** against, and **ZERO** abstentions 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).

  
Gwendena Lee-Gatewood, Chairwoman      Date

  
Doreen T. Numkena, Tribal Secretary      Date