No. 109

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

WHEREAS, The Southwest Lumber Mills, Inc. of McNary, Arizona, as purchaser, has a timber contract on the Smith Park - Horse Mesa Unit of the Apache Indian Reservation, and

WHEREAS, since the date of execution of the original timber contract covering the Smith Park - Horse Mesa Timber Sale Unit, a constitution and By-laws have been approved for the White Mountain Apache Tribe,

NOW THEREFORE BE IT RESOLVED by the Council of the White Mountain Apache Tribe in regular session this 1st day of May, 1944 that the Chairman and Secretary of the Council ~~of the Council~~ of the White Mountain Apache Tribe are hereby authorized to sign for and on behalf of said Tribe a modification of the contract covering sale of the timber on the Smith Park - Horse Mesa Unit; said modification to provide that that portion of said contract on Page 1 which stipulates the scaling method to be employed in determination of the volume of timber sold under this contract be changed to read as follows:

"***, the full value of the timber as shall be determined by the actual scale of the timber either by the Scribner Decimal C Log Scale, or, in the discretion of the Superintendent, by the volume of each marked or designated tree as determined and recorded before felling, in accordance with applicable volume tables, with allowance for defect as the Superintendent may determine to be acceptable for the timber on this sale area, at fixed rates per thousand feet board measure, which rates, until changed as hereinafter provided, shall be as follows:***"

The foregoing resolution was on May 1, 1944 duly adopted by a vote of ____ for and ____ against, by the Tribal Council of the White Mountain Apache Tribe pursuant to authority vested in it by Article VI, Section 1(c) of the Constitution and By-laws of the Tribe, ratified by the Tribe on August 15, 1938 and approved by the Secretary of the Interior on August 26, 1938 pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

[illegible]
Chairman of the Tribal Council

[illegible]
Secretary of the Tribal Council

Recommended:

Wm. Conner, Superintendent