

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

WHEREAS, the Colorado Fuel and Iron Corporation has submitted a request for thirty-five prospecting permits to cover thirty-five square miles of certain lands within the Fort Apache Indian Reservation, and

WHEREAS, the main purpose of the exploration is the search for iron ore and in addition, search for asbestos and ores of manganese, copper, lead, zinc, silver, gold and radio active materials will also be carried out,

BE IT RESOLVED that a temporary prospecting permit be granted to the Colorado Fuel and Iron Corporation for a period of three months beginning January 1, 1959 and ending March 31, 1959, and

BE IT FURTHER RESOLVED that the Chairman and Secretary be authorized to sign an agreement covering the sale of thirty-five prospecting permits at the rate of one hundred dollars (\$100.00) per square mile, a copy of said permit being attached hereto and made a part of of this resolution.

The foregoing resolution was on December 10, 1958 duly adopted by a vote of 10 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (1) of the Amended Constitution and By-Laws of the Tribe, ratified by the Tribe June 27, 1958 and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

Lester Oliver

Chairman of the Tribal Council

Mary L. Enfield
Secretary of the Tribal Council

TEMPORARY PROSPECTING PERMIT ON
FORT APACHE INDIAN RESERVATION

WHITE MOUNTAIN APACHE TRIBE

For and in consideration of the permit fee of Three Thousand Five Hundred Dollars (\$3,500.00), payment of which is hereby acknowledged, the White Mountain Apache Tribe, acting through its Tribal Council, herein called the PERMITTOR, hereby grants permission to the Colorado Fuel and Iron Corp, incorporated under the laws of the State of Colorado, herein called the PERMITTEE, to enter upon the Fort Apache Indian Reservation and to prospect for minerals upon the tribal lands. Said area to be prospected is described as follows:

Commencing at a point on the Reservation fence approximately seven miles south of the northwest corner of the Reservation, proceed due East one mile; thence due North one mile; thence due East two miles; thence due South one mile; thence due East one mile; thence due South six miles; thence due West one mile; thence due South four miles; thence due West one mile; thence due North one mile; thence due West one mile; thence due North one mile; thence due West one mile to the Reservation fence; thence eight miles due North along the Reservation fence back to the point of commencement.

This permit shall remain in effect from the 1st day of January, 1959, to the 31st day of March, 1959.

It is understood and agreed that this instrument is not a lease and is not to be taken or construed as granting any leasehold interest or right in the premises described, but is merely a temporary permit for the period specified.

It is further understood and agreed that this permit or the discovery of mineral shall in no way entitle the permittee to a mining lease for the mining of such mineral.

It is further understood and agreed that no ores shall be removed from the reservation except samples for assay and experimental purposes.

It is further understood and agreed that any and all permanent improvements placed upon the premises shall become the property of the Permitter at the expiration of the permit.

The Permittee shall commit no waste on the premises, and shall not permit any violation of law thereon; and it shall pay for any injury, damage or destruction which it may cause, of any property belonging to the Federal Government or

the White Mountain Apache Tribe or tribal members on the Fort Apache Indian Reservation.

The Permittee further agrees that it will not use or permit to be used any part of said premises for any unlawful conduct or purposes whatsoever.

This permit shall terminate upon the breach of any of the conditions herein and in no event shall extend beyond the period specified herein.

No Member of or Delegate to Congress or resident Commissioner shall be admitted to any share or part of this contract or to any benefit that may arise therefrom.

This permit is not transferrable.

WHITE MOUNTAIN APACHE TRIBAL COUNCIL (Permitter)

By Lester Oliver
Chairman

COLORADO FUEL AND IRON CORP.
(Permittee)

By Francis X. Canada

Attest:

Mary B. Goodfield
Secretary

Dated this 29th day of December, 1958, at Whiteriver, Arizona.

Approved:

MAR 23 1959

Date

Albert W. Shuley
Superintendent
Under authority delegated in
25 CFR 171.27(a)