

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

WHEREAS, the Pension Committee has appointed the First National Bank of Arizona as its trustee to administer the Pension Plan, and

WHEREAS, the Chairman has signed an amended Pension Trust Agreement with the said bank dated the 10th day of July, 1969, and

WHEREAS, the tribal council desires to affirm and approve the Chairman's action in signing the amended trust agreement, and

WHEREAS, the tribe and the trustee desire to further amend said amended Pension Trust Agreement.

BE IT RESOLVED that the amended Pension Trust Agreement entered into on the 10th day of July, 1969 by and between the White Mountain Apache Tribe and the First National Bank of Arizona is hereby approved and affirmed.

BE IT FURTHER RESOLVED that the said amended Pension Trust Agreement is further amended as follows:


The Trustee shall have the power:

- (a) To invest and reinvest the trust funds in such securities or other properties as men of prudence, discretion and intelligence purchase for their own account, whether or not authorized by law for the investment of trust funds; including, but not by way of limitation, beneficial interests in common trust funds and mutual investment funds, real property or interests therein, corporate bonds and debentures, common and preferred stocks, investment company shares, notes and mortgages.
- (b) To vote any stocks, bonds or other securities of any corporation or other issuer at any time held in Trust; otherwise consent to or request any action on the part of any such corporation or other issuer; give general or special proxies or powers of attorney, with or without power of substitution; participate in any reorganization, recapitalization, consolidation, merger or similar transaction with respect to such securities, and deposit such stocks or other securities in any voting trust, or with any protective or like committee, or with the Trustee, or with depositaries designated thereby exercise any subscription rights and conversion privileges; and generally do all such acts, execute all such instruments, take all such proceedings and exercise all such rights, powers and privileges with respect to the stock or other securities or property constituting the Trust as if the Trustee were the absolute owner thereof. The Trustee may cause securities or other property to be held in its own name, or in the name of its nominee, with or without a disclosure of the Trust.

- (c) To purchase contracts of life insurance, or annuities, as directed in writing by the Committee, and to exercise all the rights under such contracts in accordance with their terms and in conformity with the Plan.

BE IT FURTHER RESOLVED that the Trust Agreement is further amended to provide that if the trustee is removed by the employer there shall be no penalty charged the employer for such removal.

The foregoing resolution was on November 5, 1969 duly adopted by a vote of 9 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 (b) 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).


ACTING Chairman of the Tribal Council


Secretary of the Tribal Council

Received in Department of EX-112

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Resolution No. 69-164

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