

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

WHEREAS, Resolution No. 71-86 and contracts prepared pursuant thereto requires at least an annual revaluation of the stumpage rates for the Fort Apache Timber Company to be effective each February first, and has provisions for review and adjustment at no less than three-month intervals if subsequent circumstances warrant in interim adjustment, and

WHEREAS, this revaluation has been made and has been discussed in detail with the Forestry Committee, and

WHEREAS, the Bureau of Indian Affairs revaluation indicates a ratio (royalty) percentage 23% to 32%, and

WHEREAS, the Forestry Committee after considering the problem of determining an equitable stumpage rate for Fort Apache Timber Company, recommended that Fort Apache Timber Company be charged, effective May 1, 1976, at the following rates:

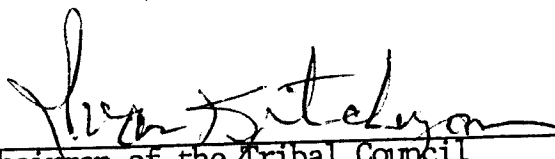
<u>Lumber Price Less purchased lumber and cut stock sales</u>	<u>Ratio (Royalty) Percentage to be charged for lumber and chip sales FOB Mill</u>
\$109.00 and less	8
\$110.00 to \$149.99	16
\$150.00 to \$199.99	20
\$200.00 and more	28
Salvage sales	5

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Fort Apache Timber Company be charged, effective May 1, 1975 the stumpage rate as recommended above by the Forestry Committee.

BE IT FURTHER RESOLVED that the stumpage valuation system herein specified shall supercede any other pricing arrangement of forest products not covered by specific contract reference, under the terms and conditions of several contracts between the White Mountain Apache Tribe, its subsidiary enterprise, the Fort Apache Timber Company.

BE IT FURTHER RESOLVED that revaluations may be made annually, February first each year and may be made at not less than three-month intervals. It is herein established that these intervals shall be the calendar quarters and any adjustment that may result shall be effective as of the first day of the quarter that the request for revaluation was made i.e. the first day of May, August, November, or February depending on the circumstances.

The foregoing resolution was on August 12, 1976 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 (i) 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

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FORT APACHE INDIAN

Resolution No. 76-149