

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 1st, 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 35% to 38% and Fort Apache Timber Company analysis indicates a maximum ratio of 29%, 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, 1977 at the following rates:

Lumber Price less purchased lumber and cut stock sales	Ratio (Royalty) Percentage to be charged for lumber and chip sales. FOB Mill
\$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%

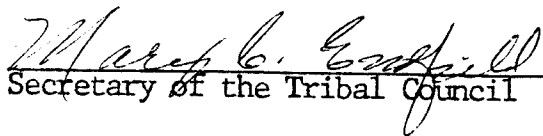
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Fort Apache Timber Company be charged, effective May 1, 1977, the stumpage rate as recommended above by the Forestry Committee.

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 1st of each year and may be made at no 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 June 1, 1977 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).


Chairman of the Tribal Council


Secretary of the Tribal Council

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JUN 10 1977

FORT APACHE INDIAN
AGENCY
MUNICIPALITY, AZ

Resolution No. 77-113