

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

WHEREAS, the White Mountain Apache Tribe, doing business as the Fort Apache Timber Company, is currently involved in litigation entitled, White Mountain Apache Tribe, et al. vs. Bracket, et al., No. ICA - CIV. 3226 (Arizona Court of Appeals, Division 1), and

WHEREAS, said litigation seeks the refund to the Tribe of certain taxes paid to the State of Arizona, under protest, for the privilege of engaging in the business of contract hauling of logs within the Fort Apache Indian Reservation, and for motor fuel used by such loggers, and

WHEREAS, the imposition of such taxes by the State of Arizona has an important economic and governmental significance to the White Mountain Apache Tribe and to all Indian Tribes who possess commercial forest resources on their reservations, and

WHEREAS, such taxes on the Fort Apache Indian Reservation are a cost of doing business that becomes totally an economic burden upon the White Mountain Apache Tribe's timber operations, and

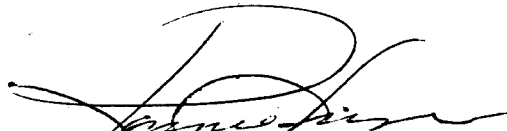
WHEREAS, the Tribe's timber operations are a major source of financial self-sufficiency, employment and economic stability for the Tribe, and

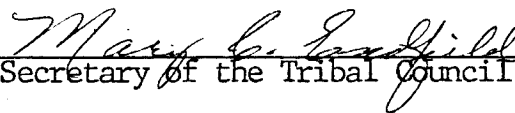
WHEREAS, the litigation involving these issues is presently pending the Tribe's filing a Petition for Certiorari to the United States Supreme Court.

BE IT RESOLVED that the Tribal Council of the White Mountain Apache Tribe hereby urgently requests the full support of the United States Government as amicus curiae on behalf of the Tribe in White Mountain Apache Tribe, et al., v. Bracker, et al., No. ICA - CIV 3226 before the United States Supreme Court.

BE IT FURTHER RESOLVED by the Tribal Council that the Bureau of Indian Affairs, the Solicitor's Office of the Department of Interior and the U. S. Attorney's Office of the Department of Justice are hereby requested to take all action necessary and proper to assist the Tribe in effectuating the intent and purposes of this resolution and to present the interests of the United States, on behalf of the Tribe, to the U.S. Supreme Court.

The foregoing resolution was on December 13, 1978 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

RECEIVED
JUL 12 1978
COMMUNITY DEVELOPMENT
DIVISION
U.S. DEPARTMENT OF THE INTERIOR