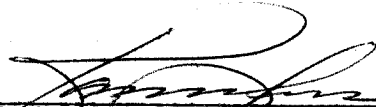
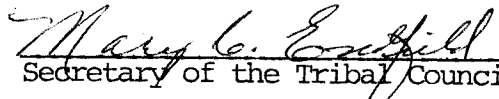


RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

- WHEREAS, the Tribal Council has been advised by the Tribal Attorney that the Justice Department which represents the United States of America in the U. S. Claims Court Docket 22-H, has advised the Tribal Attorney that the offer of settlement of all claims against the United States for the amount of 13 million dollars will expire on August 1, 1983 unless acted upon by the Tribal Council prior to that date, and
- WHEREAS, the Tribal Council, during the last two years in which the offer of settlement has been pending, has discussed the adequacy and fairness of the 13 million-dollar offer of settlement at virtually every Council Meeting and has employed at great expense to the Tribe, attorneys, investigators and scientists to evaluate the tribe's potential claims against the United States in comparison to the 13 million-dollar offer of settlement, and
- WHEREAS, the Tribal Council has evaluated reports from its attorneys, researchers, investigators and consultants regarding the mismanagement of timber land, grazing land, water resources, and damages resulting from the foregoing which has been manifested on the reservation in erosion of great proportion, loss of top soil, stunted tree growth, reduction of grazing land and irrigable acreage, and insect and fire destruction of the forest, amongst other claims not enumerated herein, and
- WHEREAS, the Tribal Council has also concluded it may seek money damages for trespassing non-Indian cattle between 1871 and 1898 and damages to the land resulting therefrom and should receive an accounting of monies received by the U. S. Treasury from the reservation during the time period 1871 to 1898, and
- WHEREAS, the Tribal Council further concludes in consideration of the abundance of evidence presented to it by its consultants that the 13 million-dollar offer of settlement is woefully inadequate, especially in light of recent Supreme Court decisions, to compensate the people of the White Mountain Apache Tribe for the gross mismanagement of their natural resources and therefore, conclude that said offer of settlement should be formerly rejected by the Tribal Council with direction to its attorneys to continue to prosecute any and all feasible claims in Docket 22-H now pending before the U. S. Claims Court.
- BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby rejects the offer of settlement proffered by the Department of Justice in Docket 22-H on the grounds that said offer of settlement is woefully unadequate to compensate the Tribe for the gross mismanagement of its timber, grazing and water resources as well as for the misappropriation of monies received by the United States of America from the sale of products of the Fort Apache Indian Reservation.

The foregoing resolution was on July 26, 1983 duly adopted by a vote of 7 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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JUL 29 1983

FORT APACHE INDIAN
AGENCY
WHITERIVER, ARIZ