

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

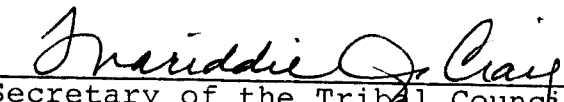
- WHEREAS, the Tribal Council is advised that the Sedona Springs Pure Water Company, through its Principal Executive, Mr. Charles Newman, has requested from the Tribe the opportunity to purchase spring water from the reservation for use as bottled water for resale throughout Arizona (see letter attached hereto); and
- WHEREAS, Mr. Newman has expressed an interest in purchasing as much as Five Million gallons of spring water at a price of \$17.50 per thousand gallons for the water purchased; and
- WHEREAS, Mr. Newman, after consultation with Mr. Frank Larzelere of the Tribe's Utility Department, has located a source of spring water on the upper East Fork which also serves as municipal water source for the Community of Fort Apache and Mr. Larzelere and Mr. Newman have conducted preliminary test on the water which shows it to be of excellent quality and suitable for the purposes intended; and
- WHEREAS, Mr. Newman has submitted to the Tribe for its review a proposed contract which would allow the purchase of Five Million gallons plus per year for a ten-year term; and
- WHEREAS, Mr. William Veeder, the Tribe's Water Rights Attorney, has reviewed the proposal and contract and has issued a letter of opinion stating that to sell the water in question on a commercial basis is within the tribe's legal rights and will offer the tribe an opportunity to once again clearly state its position on ownership of the waters arising on the reservation (copy of letter attached); and
- WHEREAS, the Tribal Council is of the opinion that said sale of water is in the best interest of the White Mountain Apache Tribe.
- THEREFORE BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the execution of a contract, the terms of which shall be finally negotiated by the Tribal Chairman with the Sedona Springs Pure Water Company for the purchase of Five Million or more gallons of spring water annually for a term not to exceed ten years.

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BE IT FINALLY RESOLVED that the Tribal Chairman is hereby authorized to enter into any agreements and to take all actions necessary to carry out the intent and purposes of this resolution.

The foregoing resolution was on August 10, 1989, duly adopted by a vote of Eight for and Zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (a), (f), (h), (i) of the Amended Constitution and Bylaws 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**

MAY 04 1990

Fort Apache Indian Agency  
Whiteriver, Arizona

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