

*File  
9/18/90*

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

- WHEREAS, monthly stumpage payments in the past have been transmitted from the Fort Apache Timber Company (FATCO) to the Bureau of Indian Affairs; and
- WHEREAS, this process has entailed delays in the payment of stumpage to the White Mountain Apache Tribe, which the Tribe desires to reduce or eliminated; and
- WHEREAS, the time between payment by the Fort Apache Timber Company and receipt by the White Mountain Apache Tribe can be reduced to a minimum by direct payment to the Tribe; and
- WHEREAS, the Bureau of Indian Affairs has researched the legality of making direct payments and determine that it is permissible to do so if a photocopy of pertinent documents verifying payments are provided to the Bureau of Indian Affairs; and
- WHEREAS, it is agreeable to the Tribal Council that FATCO pay the tribal stumpage portion of the timber payment by check payable to the White Mountain Apache Tribe and transmit same to the White Mountain Apache Tribal Office with a copy of said check furnished to the Superintendent; and
- WHEREAS, at the same time FATCO will pay the ten percent administrative deductions and roads suspense account portion of the timber payment by check payable to the Bureau of Indian Affairs and transmit same to the Superintendent; and
- WHEREAS, in the event that the Area Director determines that approved procedures described herein are not being followed or that stumpage is not being paid to the Tribe, the Area Director may suspend the direct stumpage payment provision until such time as the procedures are brought back into compliance or the Bureau of Indian Affairs receives a guarantee that stumpage payments will be made to the Tribe.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the direct payment of tribal stumpage to the White Mountain Apache Tribe from FATCO.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs that FATCO provide a copy of the stumpage payment check and pay the ten percent administrative deductions and roads suspense account portion of the timber payment by check payable to the Bureau of Indian Affairs, and transmit same to the Superintendent.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs all parties involved in the stumpage payment process to take all necessary steps to formally revise the process, including the modification of all current and future timber sale contracts to carry out the purposes of this resolution.

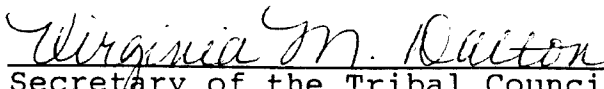
The foregoing resolution was on September 5, 1990, duly adopted by a vote of ten for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 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).

**RECEIVED**

SEP 17 1990

Fort Apache Indian Agency  
Whiteriver, Arizona

  
\_\_\_\_\_  
Chairman of the Tribal Council

  
\_\_\_\_\_  
Secretary of the Tribal Council