

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

- WHEREAS, the Tribal Attorney advises the Tribal Council that Bigamy is an offense pursuant to Section 2.10 A of the Criminal Code of the White Mountain Apache Tribe; and
- WHEREAS, the Tribal Attorney further advises the Tribal Council that Section 2.10 B of the Criminal Code states that said offense shall not apply to a person whose husband or wife has been absent for five days, without being known to such person within that time to be living; and
- WHEREAS, the Tribal Council is further advised that most jurisdictions provide that a person must be absent for five successive years before the spouse of said person can legally marry another person; and
- WHEREAS, the Tribal Council is further advised that Section 2.10 B of the Criminal Code should be amended to read: "Subsection A shall not apply to any person whose husband or wife has been absent for five successive years,..."; and
- WHEREAS, it is the consensus of the Tribal Council that the Criminal Code should be amended in accordance with proposed Ordinance attached hereto.

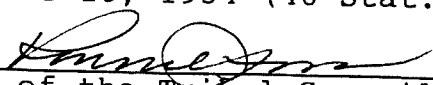
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Ordinance amending Section 2.10 of the Criminal Code of the White Mountain Apache Tribe is hereby approved.

BE IT FURTHER RESOLVED by the Tribal Council that the Tribal Council Secretary is hereby directed to post proposed Ordinance for a minimum of ten days in accordance with the requirements of the Tribal Constitution.

The foregoing resolution was on December 13, 1990, duly adopted by a vote of six 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 (g) (u) 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)

DEC 20 1990

FORT APACHE INDIAN AGENCY  
WHITERIVER, ARIZONA

  
Chairman of the Tribal Council

  
Secretary of the Tribal Council