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

- WHEREAS, the Tribal Council of the White Mountain Apache Tribe (the "Tribe") has previously authorized the Chairman of the Tribal Council to execute the White Mountain Apache Tribe Discretionary Contribution Plan (the "Plan") and to make such changes in the Plan as may be suggested by the Tribe's pension attorneys as long as said changes are merely administrative in nature and do not increase the cost of the Plan or seriously detract from the benefits provided to the employees; and
- WHEREAS, the Tribal Council has previously authorized the Chairman of the Tribal Council to execute a "Rabbi Trust" which trust will be beyond the reach of the Tribe, but may be subject to the claims of the Tribe's creditors in the event of the Tribe's insolvency, all in accordance with the terms and provisions of the White Mountain Apache Tribe Discretionary Contribution Plan Trust Agreement (the "Trust Agreement") and to make such changes therein as may be suggested by the Tribe's pension attorneys.
- BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby appoints Chairman Ronnie Lupe, Vice Chairman Lafe Altaha, and Tribal Treasurer Edwin Kane to serve as the trustees pursuant to the terms and conditions of said Plan and Trust Agreement.
- BE IT FURTHER RESOLVED by the Tribal Council that the Plan and its associated Trust Agreement, as presented to the Tribal Council, be, and the same hereby are, approved and adopted.
- BE IT FURTHER RESOLVED that the acts and deed of the members of the Tribal Council necessary to carry out the intent and purpose of these resolutions be, and the same hereby are ratified, confirmed and adopted as the acts and deed of the Tribe.

The foregoing resolution was on <u>September 17, 1991</u>, duly adopted by a vote of <u>six</u> for and <u>zero</u> 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).

Chairman of the Tribal Council

Secretary of the Tribal Council

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FORT APACHE INDIAN AGENCY WHITERIVER, ARIZONA