

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

WHEREAS, the Tribal Council is advised that loggers under contract with the Fort Apache Timber Company have recently been cited by the Arizona Department of Transportation for overweight trucks operating on Tribal and BIA roads; and

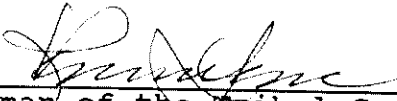
WHEREAS, the Tribal Council is advised that hauling costs will increase, traffic and speed will most likely increase, safety risks will increase, the cost of loading and unloading will increase, the need for additional trucks and unloading machines and the cost of scaling and other costs will also increase, if trucks are unduly restricted from carrying current log loads to the sawmill; and


WHEREAS, the Tribal Council is also concerned about the safety of residents of the Fort Apache Indian Reservation and that logging trucks not be overweight in accordance with tribal policies rather than state policies; and

WHEREAS, the Tribal Council concludes that the Tribal Legal Department should meet with the Forestry Safety Committee comprised of representatives from the Bureau of Indian Affairs and Fort Apache Timber Company as well as representatives from the various logging contractors to assess and analyze the present problem and to draft appropriate policies and ordinances that will reflect tribal policy in respect to how much weight logging trucks can safely transport on tribal and BIA roads for the protection of its citizens.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs the Tribal Legal Department to investigate and research the application of state laws to tribal and BIA road systems as they pertain to the permissible weight that logging trucks may carry and to draft an appropriate ordinance which can accommodate the economic interests of FATCO and loggers and the safety interests of persons residing on the Reservation.

The foregoing resolution was on September 15, 1993, duly adopted by a vote of seven 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) (i) (q) (s) (t) (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).


Chairman of the Tribal Council


Secretary of the Tribal Council