

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

- WHEREAS,** Councilmember Judy DeHose, President of the Cibecue Community Education Board, Inc., advises the Tribal Council that White Mountain Apache Utility Authority and Sunbelt Utility Services has proposed construction of a new potable water system for the Cibecue Community School; and
- WHEREAS,** over the past several months the Cibecue Community School has experienced an unsuitable drinking water dilemma for 380 students, 60 staff members and approximately 25 staff family members living in school housing, causing an inordinate amount of sickness directly related to the lack of potable water; and
- WHEREAS,** the White Mountain Apache Utility Authority has advised school officials that the school cannot be connected to the community water supply due to the demand requirements of the school; and
- WHEREAS,** the White Mountain Apache Utility Authority has referred school officials to Sunbelt Utility Services, and to WMAUA consult for Sunrise, Hondah and Whiteriver Community water systems, to determine a solution of providing good drinking water for the students and staff; and
- WHEREAS,** the Cibecue Community School's four-inch main water line is composed of an asbestos containing material called transite, which produces a long-term health problem that is life-threatening to future generations of tribal leaders; and
- WHEREAS,** the Tribal Council is advised that the Cibecue Community Education Board, Inc. has concluded that the needs of 380 children are being jeopardized due to obviously unsafe drinking water provided at the school; and
- WHEREAS,** the cost of correcting the problem by installation of a new water system complete with appropriate filtering devices is relatively insignificant when compared to the irreparable harm and sickness that occur and cause damage and injury to the welfare and health of children attending the school; and
- WHEREAS,** the Cibecue Community Education Board, Inc. of the White Mountain Apache Tribe has placed the Indian Health Service and the Bureau of Indian Affairs, on notice that the Cibecue Community Education Board, Inc. will look to one or both of those entities as being legally responsible for any past and future damage and injury to the health and welfare of the Cibecue Community School students and staff, and that the Cibecue Community Education Board, Inc. has been advised that there may be legal liability shared by one or both aforementioned entities for failure to properly investigate and disclose the

existence of asbestos containing material being used for supplying potable drinking water which has resulted in known and unknown damage and injury to children and staff at the school; and

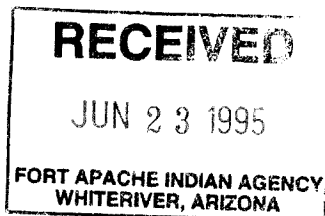
WHEREAS, the Tribal Council fully supports the conclusions of the Cibecue Community Education Board, Inc. and its requests that immediate steps be taken by the BIA and Indian Health Service to rectify the drinking water problem at the school.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby supports the Cibecue Community Education Board, Inc. and its efforts to correct the unsuitable drinking water supply problem at the school.

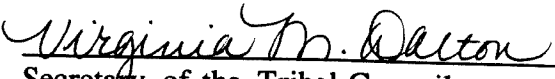
BE IT FURTHER RESOLVED by the Tribal Council that it hereby requests that the Indian Health Service and Bureau of Indian Affairs take immediate steps to resolve the health threat caused by the transite composed four-inch main water line to the school and the lack of potable drinking water for the school, and to report back to the Tribal Council within 30 days of receipt of this Resolution proposals to rectify said problem.

BE IT FURTHER RESOLVED by the Tribal Council that it requests the Director of the Whiteriver Service Unit and Agency Superintendent to require their offices to alleviate this very serious health problem at the Cibecue Community School.

The foregoing resolution was on May 03, 1995, duly adopted by a vote of nine for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (c), (f), (i), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).




Chairman of the Tribal Council


Secretary of the Tribal Council