

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

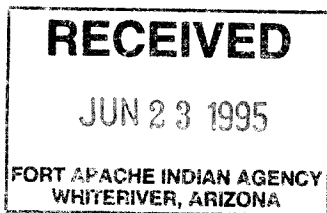
- WHEREAS**, the Tribal Council by Resolution No. 05-95-164, affirmed its jurisdiction and control over telecommunications on the Fort Apache Indian Reservation; and
- WHEREAS**, a new tower is needed at McKay's Peak to serve the expanding telecommunication need on the Reservation; and
- WHEREAS**, such a tower would need to be large enough to meet the future needs for telecommunications at McKay's Peak and strong enough to withstand the harsh conditions at the location; and
- WHEREAS**, the Tribal Council has determined that it shall appropriate funding to construct such a tower; and
- WHEREAS**, Citizens' Telecom has offered to donate a used tower to the Tribe which may be adequate for McKay's Peak, and if not, can be used by the Tribe at Maverick Mountain; and
- WHEREAS**, the Bureau of Indian Affairs, Fort Apache Agency, has indicated its need for improved tower capacity on McKay's Peak; and
- WHEREAS**, the BIA has approximately \$50,000 to expend on tower construction at McKay's Peak and would be able to provide engineering and design work for a tower; and
- WHEREAS**, the Tribe and the BIA share an interest in improving the telecommunications capacity at McKay's Peak; and
- WHEREAS**, the Tribe welcomes the participation of the BIA in this project.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves development of a new tower at McKay's Peak and the obligation of Tribal funds for this project.
- BE IT FURTHER RESOLVED** by the Tribal Council that it hereby approves the expenditure of funds to dismantle and move the tower provided by Citizens' Telecom.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby accepts the participation and assistance of the Bureau of Indian Affairs on the project.


BE IT FURTHER RESOLVED by the Tribal Council that it hereby delegates authority to the Tribal Chairman to enter into contracts and agreements, including a Memorandum of Agreement with the BIA, which he deems as reasonable and necessary to carry out this resolution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the acts and deeds of the members of the Tribal Council necessary to carry out the intent and purpose of this Resolution be, and the same are hereby ratified, confirmed and adopted as the acts and deeds of the Tribe.

The foregoing resolution was on June 08, 1995, 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 IV, Section 1 (a), (b), (h), (i), (k), (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