

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

WHEREAS, the Arizona Department of Transportation has awarded contracts for the realignment of the junction at Hondah; and

WHEREAS, the road project is very beneficial and the Tribe has actively worked to bring this project together; and

WHEREAS, the contractor has come to the Tribal Chairman's office with a request to purchase water from the Tribe for the road construction project; and

WHEREAS, the Tribal Chairman's office has conducted an investigation into the merits of the request; and

WHEREAS, it has been found that the mill pond at McNary contains an adequate water supply for the request amount of water; and

WHEREAS, it has been found that during the summer the mill pond water has the potential to become septic if there is no movement of fresh water; and

WHEREAS, taking water from the lower mill pond for the road project will cause fresh water flow through the mill pond, improving the water quality; and

WHEREAS, based upon the foregoing the Tribal Chairman recommends that the water be sold to the contractor for the construction project; and

WHEREAS, the negotiated terms for the water needed for the project will bring in revenues of \$14,300 to the Tribe; and

WHEREAS, the Tribal Chairman has recommended that the money the Tribe receives from the sale should be allocated to the Hondah/McNary Community Association for community purposes.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the sale of water from the McNary mill pond to the ADOT contractor at a rate of \$14,300 for projected amount needed, with any further details negotiated by the Tribal Planning Department and Tribal Legal Department, subject to final approval by the Tribal Chairman.

Resolution No. 07-96-146

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that all proceeds received by the Tribe from this sale of water shall be allocated to Hondah/McNary Community Association for general community use such as library improvements, road repairs, clean-up, summer employment for youth, or other similar community purposes

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby delegates authority to the Tribal Chairman to execute all documents on behalf of the Tribe needed to carry out the intent of this Resolution.

The foregoing resolution was on July 10, 1996, 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 IV, Section 1(a), (b), (f), (h), (i), (k), (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