

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

- WHEREAS,** representatives of the Tribe have met with representatives of Cellular One of North east Arizona to discuss the establishment cellular telephone services within the Fort Apache Indian Reservation; and
- WHEREAS,** under the preliminary terms resulting from those discussions, Cellular One would locate cell sites or cellular repeaters at three locations within the Reservation, which are the Cooley Mountain or McKay's Peak location to serve the northern portion of the Reservation, as well as areas north of the Reservation, the Seven Mile Hill location to serve the vicinities of Whiteriver, Canyon Day, and Cedar Creek, and a location immediately west of US 60 to serve the community of Cibecue and traffic along US 60; and
- WHEREAS,** Cellular One would pay an annual rent of \$7,500 dollars per each of the three transmission locations, as well as a percentage of the revenues from each call routed through those locations; and
- WHEREAS,** Cellular One would grant to the Tribe at its request the rights to a authorized distributorship of cellular products; and
- WHEREAS,** Cellular One would also provide five cell phones with unlimited use to the Tribe for governmental use; and
- WHEREAS,** the cellular service provided within the Reservation would be billed to the subscribers directly by Cellular One and would require no involvement nor billing collection by the Tribe; and
- WHEREAS,** the Tribal Council recognizes the benefits to public safety to make cellular telephone reception available within the Reservation; and
- WHEREAS,** the Tribal Council also recognizes the economic benefit to the Tribe of leasing tower space to Cellular One; and
- WHEREAS,** the terms discussed to date have been general in nature and no final documents have yet been negotiated or prepared.

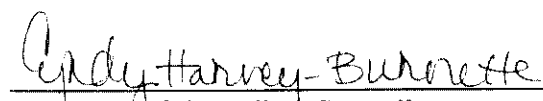
**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it wishes to implement cellular telephone service within the Fort Apache Indian Reservation and for that purpose it authorizes and directs the Tribal Legal Department under the coordination of Tribal Council member Phoebe L. Nez, together with the assistance of the Tribal Planning Department to negotiate a lease arrangement with Cellular One of Northeastern Arizona in accordance with the terms set above to provide cellular telephone service within the Fort Apache Indian Reservation.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that after the lease documents have been prepared that they be returned to the Tribal Council for review and consideration for final approval.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that in addition to the negotiations with Cellular One the Tribal Legal Department, Tribal Planning Department under the coordination of Tribal Council member Phoebe L. Nez should also undertake negotiations with the other licensed cellular provider, Air Touch/U.S. West to seek a similar lease arrangement for cellular services within the reservation.

The foregoing resolution was on August 12, 1998 duly adopted by a vote of six 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), (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