

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

- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe, pursuant to Resolution 10-98-253, adopted October 22, 1998, approved a draft Intergovernmental Agreement ("IGA") between the White Mountain Apache Tribe ("Tribe") and the United States Geological Survey ("Survey") for a Stream Gaging Access Permit and for Technical Assistance; and
- WHEREAS,** the Tribal Council is advised that following the Tribal Council's approval, the Salt River Project ("SRP"), which provides some funding to the Survey for stream gages, requested that certain changes be made to the Joint Funding Agreement between the Survey and the Salt River Project, which was attached as Appendix B to the draft IGA between the Tribe and the Survey; and
- WHEREAS,** the Tribe rejected SRP's requested modifications to the Joint Funding Agreement, and the Survey has supported the Tribe's decision; and
- WHEREAS,** reference to the SRP has been deleted from the IGA, and the Joint Funding Agreement between the Survey and the SRP has also been deleted as an appendix to the IGA between the Tribe and the Survey; and
- WHEREAS,** as a result of the foregoing deletions, the Tribal Legal Department has recommended certain modifications to the IGA; and
- WHEREAS,** these recommendations have been communicated to Special Counsel for the White Mountain Apache Tribe, and in turn have been communicated to the Survey; and
- WHEREAS,** the Survey is agreeable to the recommended modifications as explained to the Tribal Council by the Tribal Attorney; and
- WHEREAS,** the Tribal Council concludes that the IGA between the Survey and the Tribe in the form and content attached hereto, should be approved by the Tribal Council and that December 21, 1998, be confirmed as the signing date thereof with the Survey.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Intergovernmental Agreement between the White Mountain Apache Tribe and the United States Geological Survey for Stream Gaging Access Permit and Technical Assistance, in the form and content attached hereto.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby authorizes and directs the Tribal Chairman, and in his absence the Vice-Chairman, to sign and execute the attached Intergovernmental Agreement, and to approve as to form any Joint Funding Agreement attached hereto at a signing ceremony with the United States Geological Survey at the Hon-Dah Resort Complex on December 21, 1998, or if weather conditions prevent the signing on December 21, 1998, on any subsequent date agreed to by the Tribal Chairman and the Survey.

The foregoing resolution was on December 15, 1998 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), (d), (e), (f), (h), (i), (j), (m), (n), (q), (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).

Frank J. Indfield Jr.
ACTING Chairman of the Tribal Council

Cyndy Harvey-Burnette
Secretary of the Tribal Council