

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

- WHEREAS,** the Tribal Council has on this date reviewed the Tribal Forest Management Deductions Budget and Use Plan for fiscal year 1998-99, under the federal fiscal year calendar; and
- WHEREAS,** the Tribal Council approves the use of Forest Management Deduction Funds for the activities outlined in the Plan; and
- WHEREAS,** the Plan includes new activities this year, such as additional funding for forest thinning and funding for sensitive species management through the Tribal Wildlife and Outdoor Recreation Department, as part of the Tribe's ongoing Sensitive Species Management Plan; and
- WHEREAS,** the Tribal Council considers these additional activities federal trust responsibilities, however, in the absence of adequate federal funding the Council wishes to ensure that funding is available to maintain these important programs until such time as federal funding for these activities is secured; and
- WHEREAS,** the Tribal Council also recognizes the pivotal role played by the Fort Apache Timber Company ("FATCO") in the White Mountain Apache Tribe's Forest Management program, including FATCO's role in ensuring that the Tribe's forest lands provide economic benefits to the Tribe, including income and employment, and to guarantee a perpetually renewable forest resource under sustained yield principles; and
- WHEREAS,** objectives of Indian forest land management under the National Indian Forest Resource Management Act include, among others, the development of Indian forest lands and associated industries by Indians and Indian tribes to promote self sustaining communities and the maintenance and improvement of timber productivity; and
- WHEREAS,** the Tribal Council recognizes that without a healthy lumber and sawmill industry and efficient mill within the Reservation the economic driving force of the forest management plan would be seriously harmed in its ability to further the goals of the National Indian Forest Resource Management Act as it provides for and authorizes forest management deductions; and
- WHEREAS,** the Tribal Council acknowledges that FATCO's activities are an integral component of forest resource management on the Fort Apache Indian Reservation, being performed to maximize overall forest health; and

**WHEREAS,** the Tribal Council affirms its commitments to effectively utilize all Forest Management Deduction funds in furtherance of its Forest Management Plan; and

**WHEREAS,** the Tribal Council recognizes that a portion of the current forest management deduction carry over funds may be available for investment in the Tribe's sawmill facility in order to further the purposes of the Tribe's Forest Management Plan; and

**WHEREAS,** at a later date the Tribal Council will review a proposal from the FATCO Board of Directors for key capital improvements; and

**WHEREAS,** at that time the Tribal Council will carefully evaluate the merits of the proposal against the other needs of the Forest Management Deductions funds to assure that the fund will have adequate reserves and revenues to maintain the Forest Management Plan in perpetuity; and

**WHEREAS,** until such time as the Tribal Council receives and reviews any such request or recommendation from the FATCO Board of Directors it shall earmark two million dollars from the Forest Management Deduction Carryover funds for anticipated capital expenditures.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Budget and Use Plan for fiscal year 1998-99 attached herein with the condition that funding for forest thinning and sensitive species management is approved as a last resort measure in the absence of adequate federal funding for these trust activities, and that such funding will be drawn from the Forest Management Fund account only in the absence of full federal funding.

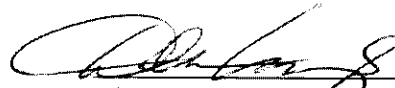
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that for the reasons set forth above it earmarks two million dollars from the Forest Management Deduction Carryover funds account for anticipated capital expenditures at the FATCO sawmill, subject to subsequent review by the Tribal Council of a specific proposal by the FATCO Board of Directors.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that Forest Management Deductions collected shall be properly deposited and expended on items designated in the Budget and Use Plan and in accordance with 25 U.S.C. § 3105.

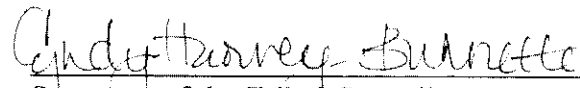
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Bureau of Indian Affairs is to seek appropriate funding to carry out its obligation for forest thinning and sensitive species management; and that the Bureau, by this action, is not absolved of its responsibility to provide funding for these projects, as prescribed in 25 U.S.C. § 3105.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby delegates authority to the Tribal Chairman, or in his absence the Vice-Chairman, to execute any documents necessary to carry out the intent of this resolution.

The foregoing resolution was on January 7, 1999 duly adopted by a vote of eight 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), (c), (e), (f), (g), (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