

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

WHEREAS, the Arizona Department of Transportation (ADOT) has a current right-of-way through the Fort Apache Indian Reservation, along State Route 73 (Carrizo-Whiteriver-Indian Pine); and

WHEREAS, previous Tribal Council Resolution Nos. 02-94-073 and 05-94-120 identify crucial improvements needed on state roads to reduce potential hazards to the safety and well being of persons served by state highways on the reservation; and

WHEREAS, ADOT has submitted an application for a Right of Way easement, without limitation as to term of years, comprising an area of 82,000 square feet, which will be used to reconstruct portions of State Route 73, on the Fort Apache Indian Reservation, identified as Milk Ranch Road and Roberts Ranch Road, Project No. 073 NA 351 H5342 01R, S 073-A-801; and

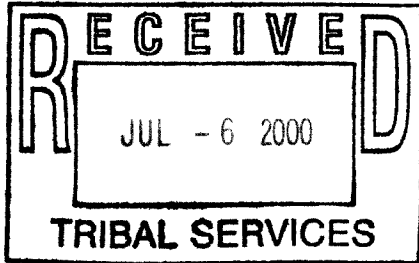
WHEREAS, compensation for said right-of-way has previously been agreed to between the State of Arizona and the White Mountain Apache Tribe pursuant to the Cooperative Agreement dated September 13, 1995; and

WHEREAS, the Tribe has considered this matter and believes it would be in the best interest of the Tribe to consent to ADOT's request for a Right of Way easement along State Route 73, identified as Milk Ranch Road and Roberts Ranch Road.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby consents to ADOT's request for a Right of Way easement, without limitation as to term of years, comprising an area of 82,000 square feet along State Route 73 on the Fort Apache Indian Reservation, identified as Milk Ranch Road and Roberts Ranch Road, for the purpose of reconstructing said roadway to reduce current safety hazards and improve traffic flow, and provided said Right of Way is used for a public roadway.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the BIA Superintendent to grant the necessary Right of Way documents to ADOT for this portion of State Route 73, identified as Milk Ranch Road and Roberts Ranch Road, in the form attached hereto and incorporated herein.

The foregoing resolution was on June 27, 2000, 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), (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).



[Handwritten Signature]
ACTING Chairman of the Tribal Council

[Handwritten Signature: Andy Harvey-Burnette]
Secretary of the Tribal Council