

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

WHEREAS, the Tribal Council has on this date reviewed the Expenditure Plan for Forest Management Deductions for fiscal year 2001 under the federal fiscal year calendar; and

WHEREAS, the Tribal Council approves the use of Forest Management Deduction Fund for the activities outlined in the Plan; and

WHEREAS, the Plan includes continuing activities this year, such as 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 Plan includes new activities this year, such as partial funding for a hydrologist for increasing hydrology concerns through the Environmental Planning Department; and

WHEREAS, the Tribal Council considers these continuing and new additional activities identified above as 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.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Forest Management Deduction Expenditure Plan for government fiscal year 2001 attached herein, with the condition that funding for forest thinning, sensitive species management and hydrology needs 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 Forest Management Deductions collected shall be properly deposited and expended on items designated in the Expenditure Plan for Forest Management Deductions and in accordance with 25 U.S.C. §3105.

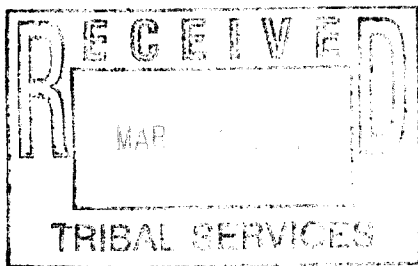
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Bureau of Indian Affairs is to seek appropriate funding to carry out its obligation for forest thinning, sensitive species management and hydrology needs and that the Bureau, by this action, is not absolved of its responsibility to provide funding for

Resolution No. 02-2001-53

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 February 22, 2001 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), (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

**EXPENDITURE PLAN FOR
FOREST MANAGEMENT DEDUCTIONS**

Fort Apache Indian	Reservation	Fort Apache	Agency or Area
Fiscal Year <u>2001</u>	Effective Period From <u>October 1, 2000</u> To <u>September 30, 2001</u>		

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SUMMARY

NOTE: Pursuant to policy concerning the handling of Forest Management Deductions, it is intended that the tribe and BIA work together to determine the requirements of the reservation forestry program and develop the following expenditure plan for use of the deductions to meet these requirements. The approval of this plan by the authorized tribal representative constitutes allocation of tribal funds for Indian forest land management activities. Approval of the expenditure plan by the secretary shall constitute authority for crediting of forest management deductions to tribal account(s) as provided in 25 CFR 163.25(f)(1). **This page is the expenditure plan. Pages 2 through 7 are worksheets used to develop the plan and aid in the review of activities planned.**

PART I - Total Available Forest Management Deductions (Page2) \$ 2,059,135

PART II- Forestry Activities Covered by this Plan

- | | |
|---|-------------------|
| A. Forest Production Sale Administration (Page 3) | \$ <u>824,756</u> |
| B. Forest Protection (Page 4) | \$ <u>0</u> |
| C. Forest Development (Page 5) | \$ <u>271,249</u> |
| D. Forest Management Inventories and Plans (Page 6) | \$ <u>71,679</u> |

TOTAL - PART II \$ 1,167,684

PART III - Cost of Accounting for Forestry Activities (Page7) \$ 24,000

GRAND TOTAL - PARTS II AND III \$ 1,191,684 * plans to spend this amt.

PART IV- Transfer of Funds from BIA to Tribal Account (Page7) \$ 800,000

PART V - Funds not Transferred - Deferred for Future Use (Page7) \$ 1,259,136 -available carry over for next yr.

APPROVAL:

Adopted by the Tribal Council
Resolution No. _____

Superintendent/Trust Officer Date

Tribal Official Date

Area Director Date

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PART I - Total Available Forest Management Deductions

Briefly detail source and computation of Total Forest Management Deductions for this expenditure plan. Include volume and value by sale for anticipated deductions, the total is recorded in A(1) and (2). Note account number, account balance, and Balance date for amount entered in B(2).

A (1) Estimated Harvest FY 2000 = 46,760 MBF (per Wilkie Gregg)
Average Value per MBF = \$340.00/MBF (per Mike Humphrey)

A (2) $46,760 \text{ MBF} \times \$340.00/\text{MBF} = \$15,898,400$
 Stumpage @ 29% (BIA1999 Ratio Royalty) = $\$15,898,400 \times 29\% = \$4,610,536$
 Road Suspense Deduction @ 13% = $\$4,610,536 \times 13\% = \$599,369.68$
 Stumpage and Road Suspense Difference = $\$4,610,536 - \$599,369.68 = \$4,011,166$

B (1) Forest Management Deductions @ 10% = $\$4,011,166 \times 10\% = \$401,117$

A. Anticipated Volume and Value of Timber Cut in this Fiscal Year

(1) Volume (MBF): 46,760

(2) Value (\$): \$15,898,400

B. Forest Management Deductions

(1) Deductions Anticipated this Fiscal Year \$ 401,177

(2) Estimated Deductions Carried-Over from Previous Years \$ 1,658,019

C. Total Available Forest Management Deductions \$ 2,059,136

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PART II - Forest Land Management Activities Covered by this Plan

A. Forest Product Sale Administration

- (1) **Narrative** (Briefly describe those activities to be performed by tribal employees or contractors funded from this category. Identify actual or proposed sales by name when known. See 25 CFR 163.1, the definition of Forest Land Management activities.

25 CFR 163.1 (a) Program administration and executive directions such as: (1) Program over-site (2) Legal assistance (3) Budget finance and personnel management (4) Maintenance of data bases and program reports.

(f) Assessment of damage caused by forest trespass, including field examination and survey and investigation, assistance and report.

(g) Preparation of timber sale contracts, paid and free use permit, including: (1) Cruising (2) Forest product marketing (3) Archeological, historical environmental reviews (5) Marketing of timber (6) Distributing receipts.

(2) **Summary of Anticipated Obligations/Expenditures**

(a) Personal Services (Salaries & EBC) <u>17.5</u>	\$ <u>585,956</u>
(b) Travel (employee travel, vehicles, etc.)	\$ <u>10,000</u>
(c) Contractual Services <i>(Legal-50/Hydro-10/Endangered Sp-20)</i>	\$ <u>80,000</u>
(d) Rents, Communications, and Utilities	\$ <u>19,600</u>
(e) Supplies & Materials	\$ <u>65,400</u>
(f) Equipment (itemize major equipment purchases)	\$ <u>7,200</u>
(g) Other (Itemize) <i>(Fieldtrip exp-1.6/Veh exp-21/Trng exp-34)</i>	\$ <u>56,600</u>
(3) <u>SUBTOTAL</u> - Forest Production Sale Administration	\$ <u>824,756</u>

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C. Forest Protection

- (1) **Narrative** (Activities to be funded from this category . See 25 CFR 163.1, The definition of forest land management activities.

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- (2) **Summary of anticipated Obligations/Expenditures**
- | | | |
|---|-----------|----------|
| (a) Personal Services (Salaries & EBC) _____ FTE | \$ | |
| (b) Travel (employee travel, vehicles, etc.) | \$ | |
| (c) Contractual Services | \$ | |
| (d) Rents, Communications, and Utilities | \$ | |
| (e) Supplies & Materials | \$ | |
| (f) Equipment (itemize major equipment purchases) | \$ | |
| (g) Other (Itemize) | \$ | |
| (3) <u>SUBTOTAL</u> - Forest Protection | \$ | 0 |

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C. Forest Development

- (1) Narrative (Activities to be funded from this category . See 25 CFR 163.1, The definition of forest land management activities.

25 CFR 163.1 (c) Forest land development, including forestation, thinning tree improvement activities, and the use of silvicultural treatments to restore or increase growth & yield...

Funds are used for personal services, supplies and materials for precommercial thinning activities.

(2)	<u>Summary of anticipated Obligations/Expenditures</u>	
	(a) Personal Services (Salaries & EBC) <u>8</u> FTE	\$ <u>231,249</u>
	(b) Travel (employee travel, vehicles, etc.)	\$ _____
	(c) Contractual Services	\$ _____
	(d) Rents, Communications, and Utilities	\$ _____
	(e) Supplies & Materials	\$ <u>40,000</u>
	(f) Equipment (itemize major equipment purchases)	\$ _____
	(g) Other (Itemize)	\$ _____
(3)	<u>SUBTOTAL</u> - Forest Development	\$ <u>271,249</u>

Full-time equivalency

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PART III - Cost of Accounting for Forestry Activities

A. Narrative Describe the type and extent of anticipated costs to be incurred by the Tribe to manage, administer and account for activities funded under Part II. These costs shall be a negotiated amount as agreed to between the Bureau and the Tribe, but in no event shall they exceed the amount established through the audit for contracts and grants on the reservation.

The Tribe will be paid \$24,000 for FY 2000-2001 to reimburse them for administrative assistance provided to the Tribal Forestry program. Funds will be paid to the Tribe at a rate of \$2,000 per month from 001-082-7706 account. For the amount indicated, the Tribe will provide accounting, personnel and other support services needed.

B. Accounting Cost \$ 24,000

PART IV - Transfer of funds from BIA to Tribal Account \$ 800,000
(FY 2001 Estimated Expenditures)

Use this section to describe the mechanism for transferring funds from BIA holding account to tribal account(s). Include a description and frequency of tribal reports and frequency and method of transferring funds.

Each month the Tribe submits a voucher for expenditures, signed by the Tribal Treasurer, which is eligible for reimbursement from forest management deduction monies held in an agency IIM account. The voucher is usually received the second week of the following month. After the voucher is verified for accuracy the forest manager signs the voucher and submits it to the Agency superintendent, who then directs the finance officer to prepare a wire transfer to the Tribal general account.

PART V - Funds Not Transferred - Deferred for Future Use. \$ 1,259,136

Briefly describe future projects and/or activities that the deferred funds are reserved for if known. Justification is not required to defer funds for future use.

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C. Forest Management Inventories and Plans

- (1) Narrative (Activities to be funded from this category . See 25 CFR 163.1, The definition of forest land management activities.

25 CFR 163.1 (b)...development, preparation...of forest...management plans, mapping...(and) analysis.

Funds are used to provide personal services for Geographical Information System (GIS) individuals in support of forest management planning efforts.

(2) Summary of anticipated Obligations/Expenditures

(a) Personal Services (Salaries & EBC) <u>2 FTE</u>	\$ <u>71,679</u>
(b) Travel (employee travel, vehicles, etc.)	\$ _____
(c) Contractual Services	\$ _____
(d) Rents, Communications, and Utilities	\$ _____
(e) Supplies & Materials	\$ _____
(f) Equipment (itemize major equipment purchases)	\$ _____
(g) Other (Itemize)	\$ _____

(3) **SUBTOTAL** -Forest Management Inventories and Plans \$ 71,769

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