

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

WHEREAS, the White Mountain Apache Tribe has a mature 638 self-determination contract for the design of the proposed Miner Flat Dam on the North Fork of the White River; and

WHEREAS, the release of cold water from Miner Flat Dam will greatly enhance the production capacity of the Alchesay Fish Hatchery and will enhance outdoor recreation development and habitat restoration; and

WHEREAS, to complete the field extension report for Miner Flat Dam, it will be necessary to retain an expert to conduct a water temperature study of the Miner Flat Dam's positive impact on the Alchesay Fish Hatchery, enhancement of outdoor recreation development and habitat; and

WHEREAS, the Tribal Council concludes that it would be in the best interest of the White Mountain Apache Tribe to request the Bureau of Indian Affairs concurrence to amend of the 638 Miner Flat Dam contract to allow the employment of an expert to conduct the water temperature study at an estimated cost of \$50,000.00; and

WHEREAS, the Tribal Council wishes to ensure that Tribal member Cheryl Pailzote, who is obtaining her masters degree in fish biology, participate with the expert consultant hired for the water temperature study as such a professional association will benefit the White Mountain Apache Tribe's goal of self-sufficiency in such matters.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby requests that the Bureau of Indian Affairs concur in the amendment of the 638 Miner Flat Dam contract to allow the retention of an expert at an estimated cost of no more than \$50,000.00 to conduct a water temperature study of the proposed Miner Flat Dam's positive impact on Alchesay Fish Hatchery and outdoor recreation and habitat enhancement as part of the field extension report, said \$50,000.00 to come from existing 638 contract funds.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that any such study provide for the association and participation of Tribal member Michelle Pailzote, a masters candidate in the area of fish biology.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Chairman and in his absence, the Vice-Chairman, to sign any and all necessary 638 contract amendment documents necessary to carry out the purposes of this resolution.

The foregoing resolution was on May 15, 2002 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), (f), (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).

ACTING


Chairman of the Tribal Council


Secretary of the Tribal Council