

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

WHEREAS, the White Mountain Apache Tribal Council acknowledges that it has the right to adopt the regulations set forth in Title 25 of the Code of Federal Regulations, Part 166, Subpart I, governing trespass on Indian Agricultural lands; and

WHEREAS, the Tribal Council intends that through the adoption of 25 C.F.R. Part 166, Subpart I, it will have concurrent jurisdiction to enforce Title 25, Section 3713 of the United States Code which makes it illegal to trespass on Indian agricultural lands; and

WHEREAS, the Tribal Council intends that through its adoption of the regulations listed above, such adoption shall require that the regulations conform to existing tribal laws; and

WHEREAS, the Tribal Council acknowledges that the White Mountain Apache Tribal Court has the ability to properly adjudicate cases concerning trespass on Indian agricultural lands, and upholds the mandates and principles set forth in the Indian Civil Rights Act, 25 U.S.C. §1301 *et seq.*


BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs the Legal Department to prepare an appropriate ordinance adopting into law the federal regulations governing trespass on Indian agricultural lands as set forth in 25 C.F.R. Part 166, Subpart I.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby declares the White Mountain Apache Tribal Court has the ability to properly adjudicate forest trespass cases as set forth in 25 U.S.C. §3713, and that the Tribal Court does uphold the mandates and principles set forth in the Indian Civil Rights Act, 25 U.S.C. §1301, *et seq.*

The foregoing resolution was on August 2, 2002 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). (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