

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

WHEREAS, the Bureau of Indian Affairs has collected monies from timber purchasers for road reconstruction, repair and maintenance in support of logging salvage on the Rodeo-Chediski Fire, and these funds are held in suspense accounts by the BIA; and

WHEREAS, the Bureau of Indian Affairs will need to hire contractors in a rapid response manner to complete the required road work as expediently as possible; and

WHEREAS, the requirements of the US government procurement process would delay the expedient and flexible hiring of equipment and purchase of materials necessary for emergency road work; and

WHEREAS, it would be in the Tribe's best interest to collaborate with the BIA to assure rapid repair and maintenance of Tribal forest roads and the dispensation of these suspense account monies for the benefit of timber purchasers and future Tribal use; and

WHEREAS, the BIA will determine the need, task order specifications and scheduling for contractor equipment and materials, provide a listing of local contractual sources and pricing, and supervise the work performance and delivery of materials; and

WHEREAS, the Tribe will order needed equipment and materials for work only on Fort Apache Indian Reservation lands, and will dispense monies to contractors according to task orders, receipt of a billing invoice and notification by the BIA that the contractor has satisfactorily completed the work; and

WHEREAS, the Tribe will be reimbursed by BIA through electronic funds transfer directly from the suspense account to a specified Tribal account, prior to release of payment to contractors.

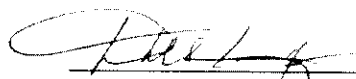
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby delegates authority to the Tribal Forest Manager to coordinate project administration and dispensation of contract funds under this agreement.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Memorandum of Agreement attached herein, between the Tribe and the Bureau of Indian Affairs, detailing the terms of the parties for the roads project administration approved in this Resolution.

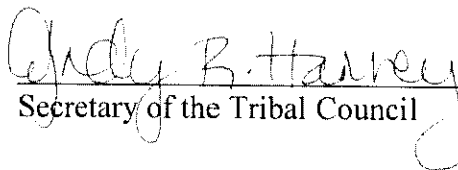
Resolution No. 02-2003-34

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribal Chairman, or in his absence, the Vice-Chairman, to execute the MOA on behalf of the Tribe, and to negotiate contract terms for use by the Tribal Forester to order and contract for services authorized under this project.

The foregoing resolution was on February 6, 2003 duly adopted by a vote of FIVE 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), (c), (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).



Chairman of the Tribal Council



Secretary of the Tribal Council