

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

**(Authorizing Removal of a Trailer and Personal
Property Belonging to Mr. Tom David)**

WHEREAS, the White Mountain Apache Tribal Council has received complaints concerning an individual by the name of Mr. Tom David for residing in a campsite area above the Alchesay Fish Hatchery; and

WHEREAS, Mr. David does have a permit to act as a Guide and Outfitter; and

WHEREAS, under the Hunting Guidelines and Policy for Bear and Lion Outfitters promulgated pursuant to the Tribal Game and Fish Code of the White Mountain Apache Tribe, permitted Bear and Lion Guides and Outfitters are permitted to establish camps in primitive undesignated sites, so long as such sites remain at least 500 feet from any watering source (Sec. IX.A); and

WHEREAS, violations of the Hunting Guidelines and Policy are subject to loss of guiding and outfitting privileges as applied by the Wildlife & Outdoor Recreation Division and any other restriction prescribed by the Tribal Council (Secs. X and XI); and

WHEREAS, the Wildlife & Outdoor Recreation Division Director, John Caid, has determined that Mr. David's campsite is within 50 feet of a watering source, and that Mr. David left a trailer and other personal property year round in the area without permission.

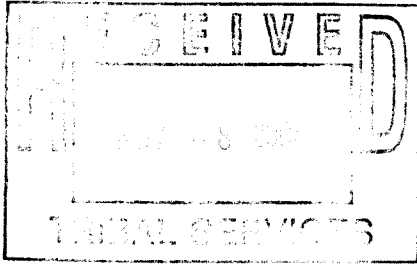
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:

1. Mr. Tom David has violated the Hunting Guidelines and Policy for residing within 500 feet from a watering source.
2. The Wildlife & Outdoor Recreation Division shall direct Mr. Davis to immediately move his trailer and other personal belongings out of the area of the Alchesay Fish Hatchery, and restore the area to its original condition.
3. The Director of the Wildlife & Outdoor Recreation Division shall provide the Tribal Council with a written report of the extent and impact of Mr. David's use of the land above the Alchesay Fish Hatchery, and inform the Council as to any applicable sanctions that may be applied to Mr. David.

The foregoing resolution was on AUGUST 3, 2004 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 I, Section 1 and 2; and Article IV, Section 1 (a), (e), (f), and (h) of the Constitution of

Resolution No. 08-2004-148

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