

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

**(Approving the Use of the Energy Benefit Account Funds to Pay
the Expenses of Amy Mignella as Special Counsel)**

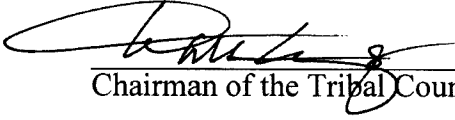
- WHEREAS**, on October 1, 2004, the Western Area Power Administration (Western) began delivering the Tribe's Colorado River Storage Project power allocation; and
- WHEREAS**, that power is currently being delivered to the Ak-Chin Indian Community (Community) as directed by an agreement between the Tribe, the Community and Western; and
- WHEREAS**, in exchange for these power deliveries, the Tribe gets a monthly credit from the Ak-Chin Electric Utility Authority; and
- WHEREAS**, that credit payment is currently deposited into the Tribe's Energy Benefit Account; and
- WHEREAS**, funds in that account may be expended on any Tribal purpose including but not limited to operating expenses; and
- WHEREAS**, personnel charges are a Tribal operating expense; and
- WHEREAS**, Amy Mignella has represented the Tribe on energy and other issues since 1998; and
- WHEREAS**, her time and expenses since then have been paid for largely through federal grants, the last one of which recently expired; and
- WHEREAS**, the Tribe continues to need representation on energy and related issues; and
- WHEREAS**, the Energy Benefit Account should be the first source of funds utilized to cover these expenses, including those for Ms. Mignella in her role as Special Counsel to the Tribe; and
- WHEREAS**, other funds should be utilized to cover these charges only as needed and as directed by Tribal staff with appropriate authority.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the use of the Energy Benefit Account funds to pay the expenses of Amy Mignella as Special Counsel to the Tribe unless other funding is needed and payments from other Tribal accounts are directed by appropriately authorized Tribal staff.

The foregoing resolution was on APRIL 6, 2005 duly adopted by a vote of SEVEN for, ZERO against, and ONE abstention by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (d), (h), (i), (k), (s), (t) and (u) of the

Resolution No. 04-2005-83

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