



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

**(Approving the USFWS Lease and MOA for the operation of the Alchesay-Williams
Creek Fish Hatchery Complex)**

WHEREAS, pursuant to the Constitution of the White Mountain Apache Tribe, the Tribal Council is empowered to act in all matters that concern the welfare of the Tribe and to negotiate, make and perform agreements of every description; and

WHEREAS, the United States Fish and Wildlife Service ("USFWS") has been housed and operating at the Alchesay and Williams Creek Hatcheries ("Hatchery Complex") for a period of years as a holdover tenant without a valid lease; and

WHEREAS, the USFWS and the Tribe's Legal Department and Wildlife, Outdoor and Recreation Division have negotiated a Lease Agreement and Memorandum of Agreement for the operation of the Hatchery Complex; and

WHEREAS, the term of the Lease Agreement is twenty (20) years subject to review every five (5) years with an option to renew for an additional twenty (20) year term; and

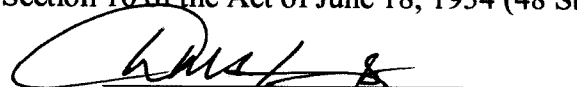
WHEREAS, the Lease Agreement specifies that the Tribe has the right to contract the operation of the Hatchery Complex pursuant to P.L. 93-638 at any time; and

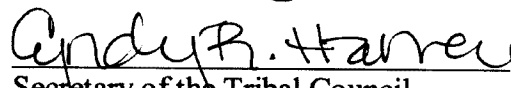
WHEREAS, the Tribal Council believes that the Lease Agreement and Memorandum of Agreement are in the best interests of the Tribe.

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

1. Approves the USFWS Lease Agreement and Memorandum of Agreement for the operation of the Alchesay-Williams Creek Fish Hatchery Complex as negotiated by the USFWS and the Tribe's Legal Department and Wildlife, Outdoor and Recreation Division.
2. Authorizes the Chairman or his designee to negotiate and sign any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on February 9, 2006, duly adopted by a vote of FIVE for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (h), (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