



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

(Approving Investment Plan for Fort Apache Preservation Fund)

**WHEREAS**, pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

**WHEREAS**, on December 14, 2004, the Tribal Council of the White Mountain Apache Tribe adopted Resolution No. 12-2004-292, approving a Plan For The Use And Distribution Of Judgment Funds ("Use Plan"), in U.S. Court of Federal Claims, No. 99-148L, entitled, *White Mountain Apache Tribe v. United States of America*; and

**WHEREAS**, the Tribal Council has oversight of the investment of the Fort Apache Preservation Fund (the "Fund") pursuant to the Settlement Agreement and Use Plan; and

**WHEREAS**, pursuant to Resolution No. 11-2006-393, the investment banking firm of Merrill Lynch was selected to serve as the investment advisor for the Fund; and

**WHEREAS**, Merrill Lynch has developed a plan that includes (1) an initial asset allocation, (2) an investment policy, and (3) certain investment managers for the investment of the Settlement Fund, as attached and incorporated by this reference, which is consistent with the Investment Policy Statement included in the Use Plan; and

**WHEREAS**, the plan was reviewed and approved by the Investment Committee, which recommends its adoption by the Tribal Council; and

**WHEREAS**, the Investment Committee further recommends that the investment policy may be modified by the review and action of the Investment Committee, subject to review and approval by the Tribal Council; and

**WHEREAS**, the Tribal Council concurs with the recommendation of the Investment Committee, and finds the investment plan to be in the best interest of the Fund and the preservation of the Fort Apache site; and

**WHEREAS**, the Tribal Council further finds that Merrill Lynch, together with the Investment Committee, should meet with the community presidents and members of the Tribal Council over the next several months to provide information regarding the Plan.

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

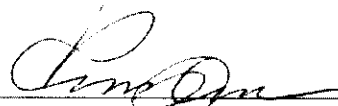
1. The investment plan developed by Merrill Lynch, as attached and incorporated by this reference, is hereby approved.

**Resolution No. 04-2007-143**

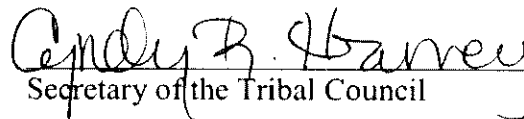
2. The investment policy may be modified by the review and action of the Investment Committee, subject to review and approval by the Tribal Council.
3. Merrill Lynch, together with Investment Committee, is hereby directed to initiate a series of investment workshops for the benefit of community presidents and members of the Tribal Council to provide necessary information regarding the plan over the next several months.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence the Vice-Chairwoman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **APRIL 25, 2007** duly adopted by a vote of **TEN** 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), (c), (h), (i), (j), (k), (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

**Schedule A - Appointment Schedule**

The Client appoints the Investment Manager(s) ["Manager(s)"] named below to manage the Client's designated assets in accordance with the Client's Questionnaire responses, the Manager Profile(s) and other applicable Consults documentation. The Client acknowledges having reviewed the Manager Profile(s) in making this selection.

Manager	Risk Category	Style	Amount(\$)	Account Number	Account Type	Tax
LORD ABBETT & Co	2	FIXED	2,275,000			Y
NEUBERGER BERMAN	6	LCG	1,300,000			
BLACKROCK LG CAP VALUE	6	LCV	1,300,000			
EARNEST SMID-CORE	7	SMID/CORE	650,000			
MFS INTL	7	INTL/COR	325,000			
ALLIANCE BERSTEIN LP INTL	7	INTL/VAL	325,000			
M&T ADVISORS ALL CAP	6	CORE	325,000			

Blended Risk Category of Manager Selection(s): \_\_\_\_\_ Questionnaire Risk Category: \_\_\_\_\_

1. The Client appoints the Investment Manager(s) ["Manager(s)"] named above to manage the Client's designated assets in accordance with the Client's Questionnaire responses, the Manager Profile(s) and other applicable Consults documentation, all of which the Client acknowledges having reviewed in making this selection.

2. If the Client has selected a manager or blend of managers with a risk category that differs from that indicated by the Questionnaire responses, the Client acknowledges both considering this difference and understanding the additional risks that may arise from a higher Risk Category. Any questions regarding this should be discussed with the Client's Financial Advisor.

3. Unless the Client checks below, the Client directs Merrill Lynch not to mail separate Merrill Lynch trade confirmations for transactions to the Client. The Client understands that this information will be provided to the Manager(s), and the Client will be sent such additional information as required by law. The Client will not pay a different fee based on this decision, and this direction is not a condition for entering into or continuing participation in the Consults service. This designation may be rescinded at any time by written notice to Merrill Lynch.

**OPTIONAL MAILING (CLIENT SHOULD CHECK HERE TO RECEIVE TRADE CONFIRMATION MAILINGS)**

Client Signature : *Ronnie Lupe*                      Client Signature : \_\_\_\_\_  
 Date : April 25, 2007                                      Date : \_\_\_\_\_  
 Print Name : Ronnie Lupe                                      Print Name : \_\_\_\_\_  
 Title : Chairman    Title : \_\_\_\_\_

Client Signature : \_\_\_\_\_                                      Client Signature : \_\_\_\_\_  
 Date : \_\_\_\_\_    Date : \_\_\_\_\_  
 Print Name : \_\_\_\_\_    Print Name : \_\_\_\_\_  
 Title : \_\_\_\_\_    Title : \_\_\_\_\_

Reviewed by \_\_\_\_\_ Date \_\_\_\_\_  
 Branch Manager Signature

The undersigned Manager accepts the appointment by the Client to manage the Client's designated assets as of the date below in accordance with the Master Investment Management Agreement between the Investment Manager and Merrill Lynch, the Client's Questionnaire responses, the Manager Profile and other applicable Consults documentation. If the Client is subject to the Employee Retirement Security Act of 1974, the Manager acknowledges that it is a fiduciary as defined by that statute with respect to the Client.

Accepted Electronically By \_\_\_\_\_ Date \_\_\_\_\_  
 Manager