



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

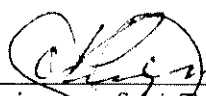
(Approving Professional Services Agreement with MORRISON-MAIERLE, INC., for development of a Feasibility Study for upgraded and expanded Snowmaking for Sunrise Park Resort Ski Area)

- 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,** the White Mountain Apache Tribe is interested in evaluating the economic feasibility of upgrading the existing snowmaking equipment at Sunrise Park Resort Ski Area, specifically, Sunrise Peak and is also considering expanding snowmaking to Apache and Cyclone Peak; and
- WHEREAS,** the Tribe received \$80,000 in funding from the Economic Development Administration (EDA) under the Public Works and Economic Development Act; and
- WHEREAS,** the remaining \$30,000 for the geotechnical investigations will be funded by BIA Water Resources Planning, Management, and Pre-Development Funds; and
- WHEREAS,** it is recommended to the Tribal Council that Mr. Jason Mercer, employed by Morrison-Maierle, be hired as a consultant, working in coordination with the Hydrology & Water Resources program as well as the Sunrise Park Resort, to develop a feasibility study documenting the alternatives and cost analysis suitable, pursuant to the terms and conditions of the attached Professional Services Agreement reviewed by the Tribal Council this date.

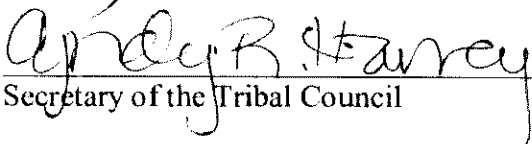
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the attached Professional Service Agreement between the White Mountain Apache Tribe and MORRISON-MAIERLE, INC., incorporated by reference herein, to develop a Sunrise Snowmaking Feasibility Study as set forth in the Scope-of-Work in the Professional Service Agreement, said work to be paid solely from EDA Public Works and the BIA Water Resource Grant.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes and directs the Tribal Chairman, and in his absence, the Vice Chairwoman, to sign any and all documents, including the Professional Service Agreement described herein, that are necessary to effectuate the intent of this Resolution.

The foregoing resolution was on May 1, 2009, duly adopted by a vote of NINE 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), (e), (f), (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