



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

**(Adopting Ordinance No. 236, Revising  
Sections 4.4 and 5.6 of the Game and Fish Code)**

**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**, pursuant to Article XV, Section 2 of the Constitution, and Section 1.6 of the White Mountain Apache Judicial Code, "All proposed ordinances of the Council shall be posted in each district at least ten days before final action by the Council," and the codes of the Tribe may be "amended by the adoption of ordinances by the Tribal Council"; and

**WHEREAS**, according to the Wildlife & Outdoor Recreation Department (W&ORD), W&ORD does not have a means of determining how many tribal members take advantage of the camping and fishing opportunities on the Fort Apache Indian Reservation; and

**WHEREAS**, per Resolution No. 04-2009-103, a proposed amendment to Sections 4.4 and 5.6 of the Game and Fish Code was posted for ten days from May 4, 2009 to May 18, 2009; and

**WHEREAS**, the Office of the Tribal Council Secretary has not received public comments regarding the proposed changes; however, the Council did discuss the proposed Code amendment at length and made suggestions; and

**WHEREAS**, the Tribal Council finds that it is in the best interest of the Tribe to adopt the amendments to the Game and Fish Code, as proposed by the Department of Wildlife and Outdoor Recreation, so that tribal members who take advantage of camping and fishing opportunities on the Reservation may better accounted for .

**BE IT ENACTED** by the Tribal Council of the White Mountain Apache Tribe that Ordinance Number 236 is hereby adopted as an amendment to the Game and Fish Code with the following provisions:

**SECTION 4.4      CAMPING**

A.      Permits

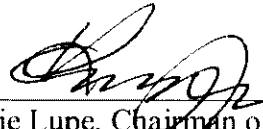
- (2)      Any Tribal members camping or occupying a campsite on the Reservation may be required to obtain a camping permit as set forth in the **Outdoor Recreation Regulations**. W&ORD may establish fees for Member Camping Permits, subject to Tribal Council approval.

**SECTION 5.6      FISHING**

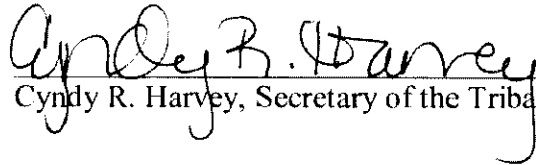
A. Permits

- (3) Tribal Members must obtain a Fishing Permit and carry the permit on their person at all times while they are fishing. This requirement shall go into effect on May 15, 2009. Members will be required to renew their Fishing Permit on an annual basis beginning on January 1, 2010. W&ORD may establish fees for Member Fishing Permits, subject to Tribal Council approval.
- (4) Special Fishing Permits for Members and Non-members are required for all lakes, rivers, and bodies of water defined in the Game and Fish Regulations (**Outdoor Recreation Regulations**).

The foregoing resolution was on **May 20, 2009** duly adopted by a vote of **FIVE** for and **TWO** 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), (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).



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Ronnie Lupe, Chairman of the Tribal Council



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Cyndy R. Harvey, Secretary of the Tribal Council