



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

**(Authorizing WMAT Tribal Court Recovery Plan)**

- 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 Tribal court building caught fire on September 7, 2009 and sustained significant structural and smoke damage and for this reason, judges and staff are unable to carry out their daily duties for the Tribal court; and
- WHEREAS,** the Tribal Council recognizes the importance of maintaining the continuity of the Tribal courts, yet the Tribe lacks a suitable replacement for the court staff at this time; and
- WHEREAS,** in addition to the Old Council Chambers and Whiteriver Veteran's Building, the BIA's annex building has been mentioned as a possibility for relocation of the entire court staff, but there is a concern about the suitability of the latter facility for Tribal court purposes; and
- WHEREAS,** the Tribal Council finds that it is in the best interest of the Tribe to provide temporary hosting to the Tribal courts at the Old Council Chambers and Whiteriver Veteran's Building until such time that a suitable permanent location is secured for the Courts.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe it hereby directs Brenda Begay, from the Tribe's Environmental Planning Office, to begin an environmental review of the BIA's annex building to determine suitability for Tribal court use and hereby authorizes the courts to use the Old Council Chambers and the Whiteriver Veteran's Building as a temporary facility for the Court's administrative staff.

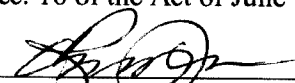
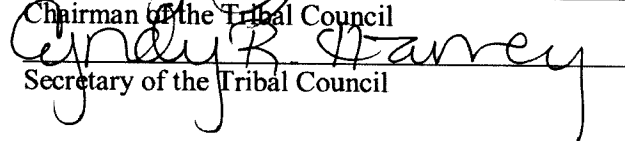
**BE IT FURTHER RESOLVED** by the Tribal Council that it hereby declares all authorized uses by the courts to have priority over any private interests that exist and further permits relocation of the courts to other suitable locations that may serve to provide the temporary relief needed for the court's recovery.

**BE IT FURTHER RESOLVED** by the Tribal Council that it hereby authorizes Acting Chief Judge Armstrong to give his staff Administrative leave for the week of September 7, 2009.

**BE IT FURTHER RESOLVED** by the Tribal Council that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

**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 September 8, 2009, duly adopted by a vote of SIX for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Art. IV, Sec. 1 (a), (b), (h), (q), (r), (s), (t) and (u) of the Constitution, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Sec. 16 of the Act of June 18, 1934 (48 Stat. 984).

  
\_\_\_\_\_  
Chairman of the Tribal Council  
  
\_\_\_\_\_  
Secretary of the Tribal Council