



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

**(Authorizing Burial Assistance for Elena Tortice Mataalii)**

**WHEREAS,** pursuant to Article IV, Section 1(a) and 1(s) 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 Tribal Council of the White Mountain Apache Tribe regularly helps Tribal Members during times of need when possible; and

**WHEREAS,** Elena Tortice Mataalii, Tribal Member and daughter of John and Noddy Early Tortice passed away December 10, 2010 in Utah after her struggle with Cancer; and

**WHEREAS,** it was Elena's greatest wish to be buried on the Fort Apache Indian Reservation, but due to her sudden passing and financial reasons, her family was unable to arrange for her burial on the Reservation; and

**WHEREAS,** her family requests burial assistance from the Tribe in the amount of five thousand (\$5,000) dollars; and

**WHEREAS,** the Department of Social Services was unable to provide her the assistance due to her burial occurring off the Reservation; and

**WHEREAS,** the Tribal Council, however, is in consensus that financial hardships should not preclude Elena's family from being eligible to receive burial assistance; and

**WHEREAS,** the Tribal Council finds it in the best interests of the Tribe to provide financial assistance for the purpose of paying the remaining balance for funeral expenses related to Elena Tortice Mataalii's death; and

**WHEREAS,** given the urgency of the request, the Tribal Council further finds that this needs to be considered and made outside of its regularly scheduled meeting; and

**WHEREAS,** the Tribal Council further finds that: (1) this Resolution may be voted upon by signature of a member of the Tribal Council where a signature indicates a vote for this Resolution, (2) the Tribal Council Secretary should attempt to obtain signatures for members of the Tribal Council personally, (3) no signature would mean that the respective Tribal Council members is against this Resolution, (4) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon outside of Council's regularly scheduled meeting as follows: (a) by signature of a member of the Tribal Council,


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including the Chairman of the Tribal Council and the Vice-Chairwoman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) the Tribal Council Secretary shall attempt to obtain signatures for members of the Tribal Council personally, (c) no signature shall mean that the respective Tribal Council member is against this Resolution, (d) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature, and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

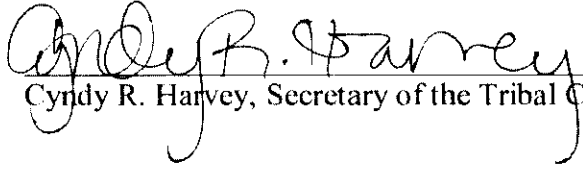
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

**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 January 28, 2010, duly adopted by a vote of SIX 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), ( ), (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).



\_\_\_\_\_  
Ronnie Lupe, Chairman of the Tribal Council



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Cyndy R. Harvey, Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 01-2010-28 initiated the \_\_\_\_\_ day of January 2010. Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials

Ronnie Lupe 2/1/10 CM TCS Initials  
Ronnie Lupe  
Tribal Chairman

\_\_\_\_\_  
Margaret Baha-Walker  
Vice Chairwoman

\_\_\_\_\_  
Arnold Beach, Sr.  
District I Council Member

Evangelina Gatewood 2/1/10 CM TCS Initials  
Evangelina Gatewood  
District I Council Member

\_\_\_\_\_  
Victoria Brewer  
District II Council Member

Rubert Lupe, Sr. 1-29-10 CM TCS Initials  
Rubert Lupe, Sr.  
District II Council Member

Alvin DeClay, Sr. 01-28-10 CM TCS Initials  
Alvin DeClay, Sr.  
District III Council Member

Kirk Massey, Sr. 1/29/10 CM TCS Initials  
Kirk Massey, Sr.  
District III Council Member

\_\_\_\_\_  
Noland Clay  
District IV Council Member

Wayne Colelay, Jr. 2-1-10 CM TCS Initials  
Wayne Colelay, Jr.  
District IV Council Member

\_\_\_\_\_  
Reno Johnson, Sr.  
District IV Council Member

ATTEST:  
Cyndy R. Harvey 2-1-10  
Cyndy R. Harvey, Tribal Council Secretary Date Signed