



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

**(Requesting P.L. 93-638 Contract with U.S. Department of Interior  
for the Historic Preservation Program)**

- 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 United States of America has a constitutional fiduciary duty to provide adequate law enforcement and other services to the White Mountain Apache Tribe; and
- WHEREAS,** the White Mountain Apache Tribe has managed the Historic Preservation Program pursuant to a P.L. 93-638 (25 U.S.C. §450 et seq.) contract with the Secretary of the U.S. Department of Interior; and
- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe finds that certain programs are in dire need of more funding to provide adequate services to its members and to visitors to the Fort Apache Indian Reservation; and
- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe finds that continuing to contract, and requesting additional funding, for the foregoing program pursuant to P.L. 93-638 are in the best interests of the Tribe.

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

1. The Secretary of the U.S. Department of Interior, by and through the Bureau of Indian Affairs, is hereby requested to contract the federal functions identified herein, pursuant to the Indian Self-Determination and Education Assistance Act (P.L. 93-638, 25 U.S.C. §450, et seq.).
2. Said contract should be in the form of an Annual Funding Agreement and Model Section 106 Master Contract, and should include provisions for:
  - a) A three-year duration; and
  - b) Increased funding by the BIA over and above its current commitment.
3. The Tribal Council of the White Mountain Apache Tribe hereby requests a formal face-to-face negotiation of the contract for the Historic Preservation Program to begin in a timely manner.

**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.

**Resolution No. 11-2010-308**

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

The foregoing resolution was on NOVEMBER 10, 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), (b), (c), (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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Chairman of the Tribal Council

  
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Secretary of the Tribal Council