



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## (Authorizing an Agreement to Enter into Grant No A14AV00601, Water Rights Litigation and Negotiation and Water Resources Monitoring Projects)

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- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe ("Tribe") is entrusted by the Tribe's Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and
- WHEREAS,** the Tribe must engage in numerous data collection activities related to water rights litigation and water resources; and
- WHEREAS,** the information gained from these activities is critical to the Tribe's ongoing administration and management of its water resources and to protect its aboriginal water rights in the Little Colorado and Gila River General Stream Adjudications; and
- WHEREAS,** these activities are required by the Tribe to protect and defend its aboriginal water rights from outside interest and to support its pending motions to dismiss in both adjudications and proposed litigation to challenge the aforementioned stream adjudications; and
- WHEREAS,** these data collection activities are highly technical and require enormous human and material resources to carry out; and
- WHEREAS,** the United States of America, as the Tribe's trustee, should contribute to the Tribe's efforts to protect and defend the Tribe's aboriginal water rights; and
- WHEREAS,** after careful consideration, the Tribal Council has determined that entry into Grant No. A14AV00601 to be in the best interest of the Tribe.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribe to enter into Grant No. A14AV00601, FY14 Water Rights Litigation (R-3120) in the amount of \$40,000.00, and FY14 Water Resources Monitoring (N34020) in the amount of \$90,000.00, under authority of P.L. 93-638.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal

**Resolution No. 10-2014-163**

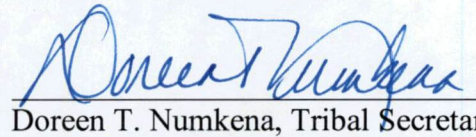

Ordinances or Federal Laws, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

**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 **OCTOBER 8, 2014** duly adopted by a vote of **EIGHT** for, **ZERO** against, and **ONE** abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

  
Ronnie Lupe, Tribal Chairman

  
Date

   
Doreen T. Numkena, Tribal Secretary Date