



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing Wood Cutting Following Lifting of Stay-at-Home Order and Restricting Sales of Firewood to Tribal Members)

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(f) that the Tribal Council (“Council”) shall exercise the power, “To protect and preserve the wildlife, plant life, forests, natural resources and water rights of the tribe...”; and

WHEREAS, Pursuant to Resolution No. 04-2020-76, the Tribe closed all of its forests to wood-cutting; and

WHEREAS, As a measure to slow the spread of COVID-19 amongst residents of the Fort Apache Indian Reservation, the Council, via Resolution No. 06-2020-134 enacted a 57-hour lockdown followed by a two week stay-at-home order, extending until Monday, July 13, 2020; and

WHEREAS, To allow Tribal members to gather firewood, the Council has determined that it is in the best interests of the public to allow Tribal members to collect firewood, provided that all sales thereof shall be restricted to Tribal members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that beginning on July 13th, 2020 at 5:00 A.M. and continuing until discontinued by the Tribe’s Emergency Operations Center or the Tribal Council, Tribal members shall be authorized to enter sections of the Tribe’s forests to collect firewood.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that all firewood gathering shall occur outside of curfew hours, and only in areas designated for that purpose by the Tribe’s Game and Fish Department.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that until amended or otherwise lifted, all sales of firewood shall be restricted to members of the Tribe residing on the Reservation.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that while in the forests, persons shall not smoke or otherwise create fires of any size, for any reason, and shall be strictly liable to the Tribe for all damages caused to the forest resources of the Tribe.

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

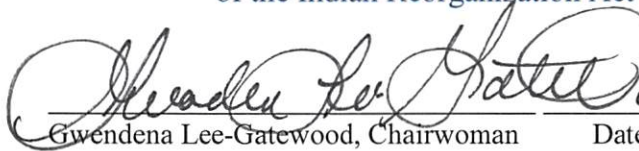
Resolution No. 06-2020-137

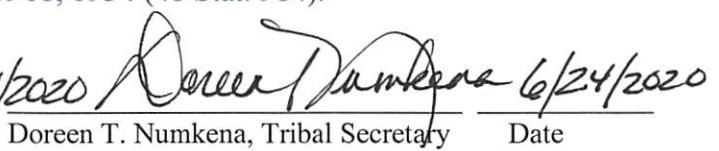
Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that 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 the Chairwoman, or in her 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 JUNE 22, 2020 duly adopted by a vote of ELEVEN for, ZERO against, and ZERO 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).

 6/24/2020
Gwendena Lee-Gatewood, Chairwoman Date

 6/24/2020
Doreen T. Numkena, Tribal Secretary Date