



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving Issuance of Renewed Five-Year Grazing Permits)

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation (“Constitution”) provides, at Article IV, Section 1(f) that the Tribal Council (“Council”) shall exercise the power “[t]o protect and preserve... natural resources...”; and

WHEREAS, The Tribe has contracted the Range Management function from the Bureau of Indian Affairs (“BIA”) under Public Law 93-638 and has adopted a Livestock Code, which meets or exceeds the standards set forth in the Federal grazing regulations ; and

WHEREAS, Section 4.10 of the Tribe’s Livestock Code provides that applications for grazing allocations on all Tribal lands must be approved in writing by the Tribal Council; and

WHEREAS, The Council bears the authority to define and adjust the range unit boundaries, approve stocking rates, establish annual grazing fees, and set grazing permits and fees as an integral part of Tribal natural resources management and economic development; and

WHEREAS, The Council recognizes the current established Range Units consisting of: Canyon Day, Carrizo, Cedar Creek, Cibecue, Forestdale, Grasshopper, ID (Tribal Herd) Ranch, North Fork, Oak Creek, Turkey Creek, and Mt. Baldy Wilderness area; and

WHEREAS, The Council understands that approved grazing permits are required for Tribal livestock associations and enterprises to be eligible for participation in Farm Service Agency (“FSA”), Risk Management Agency (“RMA”), Livestock Forage Program (“LFP”), Livestock Indemnity Program (“LIP”) and other forage loss programs under the U.S. Department of Agriculture (“USDA”); and

WHEREAS, The Council of the White Mountain Apache Tribe finds it in the best of the Tribe to issue renewed grazing permits and stocking rates as recommended by the Tribe’s Range Management Program.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves issuance of renewed grazing permits for cattle and horses, as described in the permits of durations of 5 years, beginning July 10, 2022 and expiring July 10, 2027, for a yearlong use in compliance with grazing plans for each Range Unit and in accordance with the Livestock Code Section 4.4(C).

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby establishes an annual grazing permit fee of \$4.00 per Animal Unit Year Long (“AUYL”), which may be adjusted, as necessary, during each renewal period, as recommended by the Tribe’s Range Management Program.

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BE IT FURTHER RESOLVED by the Tribal Council that the annual grazing fee of \$4.00/AUYL be waived for the duration of permits issued.

BE IT FURTHER RESOLVED by the Tribal Council that grazing permits are issued solely for the purposes of grazing of domestic livestock and for participation in Farm Service Agency, Risk Management Agency, Livestock Forage Program, Livestock Indemnity Program and other forage loss programs under the U.S. Department of Agriculture (“USDA”).


BE IT FURTHER RESOLVED by the Tribal Council that grazing permits shall not be constructed as conveying any ownership of Tribal land.

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 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 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 **JULY 6, 2022** 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).


Kasey Velasquez, Chairman
White Mountain Apache Tribe

7/8/22
Date


Vaneysa Johnson, Tribal Secretary

7/8/22
Date