

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

- WHEREAS, on January 7, 1958, by resolution No. 58-15, the Chairman of the Tribal Council was authorized to grant a lease of the manganese mining claims commonly known as Noel Nos. 1 through 6 located approximately two miles south of the Medicine Ranch House, and
- WHEREAS, James W. Mager, mining engineer of the Geological Survey of the United States Department of the Interior, recommended a transportation allowance not to exceed eight (.08) per cent per long ton (2240 pounds) mile over the shortest feasible route, and
- WHEREAS, pursuant to Resolution 58-31 dated April 8, 1958, the Tribal Chairman and Secretary did execute a lease with one Virgil Burke and Kent Nail, and
- WHEREAS, the said Virgil Burke and Kent Nail failed to secure a performance bond covering said claims and have abandoned same, and
- WHEREAS, Louis B. Ellsworth, Jr. and Mary Jean Ellsworth, his wife, desired to lease said mining claims, and
- WHEREAS, the Tribal Attorney was authorized to negotiate a lease for said claims with the said Louis B. Ellsworth, Jr. and Mary Jean Ellsworth, or any other suitable party, and
- WHEREAS, the said Louis B. Ellsworth, Jr. and Mary Jean Ellsworth, his wife, offered to commence mining operations on said claims within thirty days after a lease was executed by the Tribal Council and approved by the Secretary of the Interior or his authorized representative, and
- WHEREAS, the proposed lease was read to the Tribal Council and duly executed by Louis B. Ellsworth, Jr. and Mary Jean Ellsworth, his wife.
- NOW THEREFORE BE IT RESOLVED by the Council of the White Mountain Apache Tribe in special session that the Chairman be authorized to execute and sign said negotiated lease covering the said mining claims known as Noel Nos. 1 through 6 for and on behalf of the Council with Louis B. Ellsworth, Jr. and Mary Jean Ellsworth, his wife, of Globe, Gila County, Arizona.
- BE IT FURTHER RESOLVED that the Commissioner of Indian Affairs or his authorized representative approved said negotiated lease without advertising.

The foregoing resolution was on the 17th day of December, 1958, duly adopted by a vote of 10 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (b), (1), and (a) of the Amended Constitution and By-Laws of the Tribe, ratified by the Tribe June 27, 1958, and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

Lester Oliver
Chairman of the Tribal Council

Mary C. Endfield
Secretary of the Tribal Council

Approved: DEC 23 1958

L. J. Reyer
Acting Superintendent