

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

WHEREAS, by Resolution No. 60-65, the Chairman and Secretary were authorized to grant for and on behalf of the Tribe a right of way to the Navopache Electric Cooperative, Inc., to construct an electric power line from McNary to Smith Park recreation area as per Map No. 2 referred to in said resolution, and

WHEREAS, it was the intention of the Tribal Council that the tribe grant said right of way and waive damages therefor.

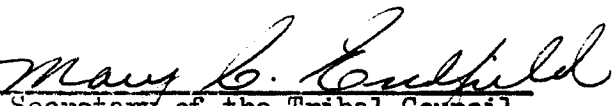
BE IT RESOLVED that the White Mountain Apache Tribe of the Fort Apache Indian Reservation does consent and agree that the said Navopache Electric Cooperative, Inc., be granted a right of way of approximately 10.091 miles from McNary, Apache County, Arizona to the Smith Park recreation area as per Navopache Electric Cooperative, Inc., permit Map No. 2 on file in the Fort Apache Agency Office, Whiteriver, Arizona without the necessity of payment of any damages therefor.

BE IT FURTHER RESOLVED that the Chairman and the Tribal Council and/or the Superintendent of the Fort Apache Agency be authorized and directed to execute any documents necessary to effecuate said right of way.

The foregoing resolution was on January 4, 1961 duly adopted by a vote of 9 for and 0 against by the Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) 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).



Chairman of the Tribal Council



Secretary of the Tribal Council

JAN 17 1961

Mr. F. M. Haverland

Area Director, Phoenix, Arizona

Dear Mr. Haverland:

Resolution No. 60-65 granted a right of way to Navopache Electric Co-operative, Inc. to construct a power line from McNary to Smith Park recreational area. Resolution No. 61-2 resolves that the White Mountain Apache Tribe consents and agrees to waive any payment for damages to said right of way. The resolution further resolves that the Chairman and/or Superintendent execute any documents necessary to effectuate the right of way granted to the Navopache Electric Co-operative, Inc. from McNary to Smith Park recreational area.

Resolution No. 61-2 was enacted on January 4, 1961 by the Council of the White Mountain Apache Tribe pursuant to authority vested in Article V, Section 1 (1) of the Tribe's Constitution. Under the above-quoted authority this resolution is not subject to rescission by the Secretary of the Interior.

Sincerely yours,

(SIGNED) ALBERT M. HAWLEY

Superintendent