

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

WHEREAS, the National Policy is to accord more responsibilities and rights to the eighteen year old citizens of this country, and

WHEREAS, the White Mountain Apache Tribe wishes its eighteen year old members to be accorded the same rights as other eighteen year old people in the nation, the State of Arizona, and as in other Indian Tribes.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Secretary of the Interior be requested to call an election at the earliest possible date to amend the White Mountain Apache Tribe's Constitution allowing tribal members, eighteen years old or older, to participate as adult tribal members in elections and affairs of the tribe.

BE IT FURTHER RESOLVED that the election be called to vote on the following appropriate amendments which will affect the aforementioned change:

ARTICLE VIII- Elections - Section 3 shall be amended to read:

Section 3. Eligibility Any enrolled member of the tribe eighteen years of age or older shall have the right to vote.

ARTICLE VIII - Elections - Section 5 shall be amended to read:

Section 5. Nomination of Chairman and Vice Chairman. Any resident member of the tribe whose name is presented at least fifteen days before the election to the Secretary or to the Chairman, or in his absence, to the Vice-Chairman of the Council, by petition signed by at least five percent of the resident voters of the age of not less than eighteen years shall be declared by the Council to be regularly nominated and to be a candidate for the office of Chairman or Vice-Chairman as indicated in such petition. It shall be the duty of the Secretary to post the names of all qualified candidates in at least one public place in each district at least ten days prior to the election.

ARTICLE VIII - Elections - Section 6 shall be amended to read:

Section 6. Nomination of Council Members. Any member of the tribe who is a resident of the district from which he desires to be nominated, whose name is presented at least fifteen days before the election, to the Secretary or to the Chairman, or in his absence, to the Vice-Chairman of the Council, by petition signed by at least five percent of the resident voters of the district, of the age of not less than eighteen years, shall be declared by the Council to be regularly nominated as a Council member and to be a candidate for the office of a Council Member as indicated in such petition. It shall be the duty of the Secretary to post the names of all qualified candidates in a public place at least ten days prior to the election.

The foregoing resolution was on November 7, 1973 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 XII, Section 1 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).

Frederick S. ...
Chairman of the Tribal Council

Maey B. ...
Secretary of the Tribal Council





United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

PHOENIX AREA OFFICE

P.O. Box 7007

Phoenix, Arizona 85011

1. Sept

IN REPLY REFER TO:

November 23, 1973

2. Tribal Operations

Memorandum

To : Superintendent, Fort Apache Indian Agency

From : Area Director

Subject: White Mountain Apache Tribe election - Proposed amendment to the Amended Constitution and Bylaws.

We have reviewed tribal Resolution No. 73-170, which was enacted on November 7, 1973, by the White Mountain Apache Tribal Council, requesting that an election be authorized to permit the qualified voters of the Fort Apache Indian Reservation to vote on the adoption or rejection of a proposed amendment to the Amended Constitution and Bylaws of the White Mountain Apache Tribe. The resolution is in conformity with Article XII of the Constitution.

The Constitution and Bylaws of the White Mountain Apache Tribe as it exists today is an Amended Constitution and Bylaws as evidenced by the ratification of the tribe dated June 30, 1958. Therefore, the present proposal shall be numbered Amendment II. Amendment II proposed to amend Section 3 of Article VIII by lowering the voting age to 18-year olds instead of 21 years as currently specified in the Constitution.

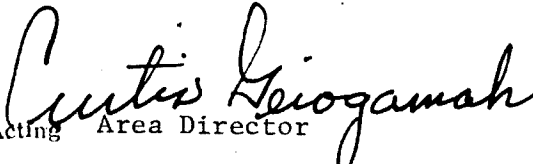
You are hereby authorized to call the election requested by the Tribe (10 BIAM 3.3C(1)), to be conducted in accordance with 25 CFR 52, as amended. The date of the election shall be set by you in cooperation with the Tribal Council, and shall not be less than 20 days nor more than 60 days from the date of posting notice of the election. The majority vote of those actually voting shall be necessary for the adoption of proposed Amendment II; provided, that the total vote cast shall not be less than 30 percent of those entitled to vote.

25 CFR 52.8 provided for an Election Board to be composed of you, as Chairman, and two representatives of the Tribal Council, or committee of Indians. The Election Board shall provide suitable ballots and supervise the conduct of the election.

In accordance with 25 CFR 52.5 this authorization, unless acted upon within 90 days from the date of issuance, will be null and void.

It is suggested that a full explanation be provided to the voters prior to the election by whatever means deemed appropriate by the Election Board, that if Amendment II is adopted by the Tribe, it will likewise amend Sections 5 and 6 of Article VIII to read "eighteen years" instead of "twenty-one years" in each of the sections to provide consistency and integrity to the Constitution.

The election results shall be transmitted to this office by teletype, or other suitable means, as soon as the outcome becomes known. If adopted, the original of Amendment II which was voted upon and the completed Certificate of Results of Election shall follow by mail for approval action, but it shall not become effective until approved by the undersigned.


Acting Area Director

Enclosures

Amendment
Constitution and Bylaws
of the
White Mountain Apache Tribe

AMENDMENT II

Section 3 of Article VIII - ELECTIONS, shall be amended to read as follows:

Section 3. Eligibility. Any enrolled member of the tribe eighteen years of age or older shall have the right to vote.

Note of Information: In the event Amendment II is adopted by the tribe, Sections 5 and 6 of Article VIII of the Constitution shall likewise be amended to read eighteen years in lieu of twenty-one years, or wherever reference is made to ages therein.

CERTIFICATE OF RESULTS OF ELECTION

Pursuant to an election authorized by the Area Director under delegated authority on _____, 1973, the attached Amendment II to the Amended Constitution and Bylaws of the White Mountain Apache Tribe, Arizona, was submitted to the qualified voters of the tribe and was on _____, 1973, adopted
duly _____ by a vote of _____ for, and _____ against, rejected
in an election in which at least thirty (30) percent of the _____ entitled to vote cast their ballots in accordance (number) with Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378).

Chairman, Election Board

Election Board Member

Election Board Member



Supt

United States Department of the Interior
BUREAU OF INDIAN AFFAIRS
PHOENIX AREA OFFICE

P.O. Box 7007
Phoenix, Arizona 85011

IN REPLY REFER TO:

Tribal Operations

January 29, 1974

Memorandum

To: Superintendent, Fort Apache Agency

From: Area Director

Subject: Amendment II, White Mountain Apache Constitution and Bylaws

We have received the results of the election held on January 24, 1974, by the qualified voters of the White Mountain Apache Tribe. The election was called in accordance with an order approved on November 23, 1973, which permitted the qualified voters of the Tribe to adopt or reject a proposed amendment of Article VIII of the Constitution and Bylaws of the White Mountain Apache Tribe.

As evidenced by the Certificate of Results of Election, signed by members of the election board, the proposed amendment was duly adopted by the voters.

Amendment No. II to Section 3 of Article VIII, ELECTIONS, Constitution and Bylaws of the White Mountain Apache Tribe is hereby approved and returned for delivery to the Tribe.

John Antikovich, Jr.
Area Director

Enclosures

AMENDMENT
AMENDED CONSTITUTION AND BYLAWS
of the
WHITE MOUNTAIN APACHE TRIBE

AMENDMENT II

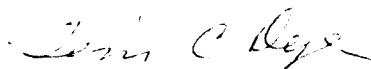
Section 3 of Article VIII, ELECTIONS, shall be amended to read as follows:

Section 3. Eligibility. Any enrolled member of the tribe eighteen years of age or older shall have the right to vote.

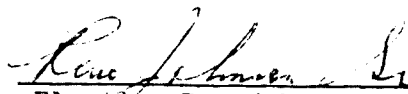
Note of Information: In the event Amendment II is adopted by the tribe, Sections 5 and 6 of Article VIII of the Constitution shall likewise be amended to read eighteen years in lieu of twenty-one years, or wherever reference is made to ages therein.

CERTIFICATE OF RESULTS OF ELECTION

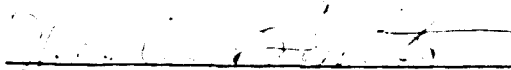
Pursuant to an election authorized by the Secretary of the Interior on November 23, 1973, the attached constitution and bylaws or amendment, of the White Mountain Apache Tribe was submitted to the qualified voters of the tribe and was on January 24, 1974 duly adopted by a vote of 399 for and 104 against, in an election in which at least 30 per cent of the 792 members entitled to vote cast their ballot in accordance with Section 16 of the Indian Reorganization Act of June 18, 1934 (48 stat. 984), as amended by the Act of June 15, 1935 (49 stat. 378) .



Chairman, Election Board



Election Board Member



Election Board Member

APPROVAL

I, John Artichoker, Jr. _____ Area Director of the Phoenix Area, Bureau of Indian Affairs, Department of the Interior of the United States of America, by virtue of authority granted to the Secretary of the Interior by the Act of June 18, 1934 (48 Stat. 984), as amended, delegated to the Commissioner of Indian Affairs by Secretarial Order 2508 (10 BIAM 2) and redelegated to the Area Director by 10 BIAM 3 do hereby approve Amendment II to the Amended Constitution and Bylaws of the White Mountain Apache Tribe.


Area Director

Phoenix, Arizona

Date: January 29, 1974

Bureau of Indian Affairs
Phoenix Area Office
P. O. Box 7007
Phoenix, Arizona 85011

January 29, 1974

Tribal Operations

Memorandum

To: Superintendent, Fort Apache Agency

From: Area Director

Subject: Amendment II, White Mountain Apache Constitution and Bylaws

We have received the results of the election held on January 24, 1974, by the qualified voters of the White Mountain Apache Tribe. The election was called in accordance with an order approved on November 23, 1973, which permitted the qualified voters of the Tribe to adopt or reject a proposed amendment of Article VIII of the Constitution and Bylaws of the White Mountain Apache Tribe.

As evidenced by the Certificate of Results of Election, signed by members of the election board, the proposed amendment was duly adopted by the voters.

Amendment No. II to Section 3 of Article VIII, ELECTIONS, Constitution and Bylaws of the White Mountain Apache Tribe is hereby approved and returned for delivery to the Tribe.

(SGD) JOHN ARTICHOKER, JR.
Area Director

Enclosures

Bureau of Indian Affairs
Phoenix Area Office
P. O. Box 7007
Phoenix, Arizona 85011

January 29, 1974

Tribal Operations

Memorandum

To: Superintendent, Fort Apache Agency

From: Area Director

Subject: Amendment II, White Mountain Apache Constitution and Bylaws

We have received the results of the election held on January 24, 1974, by the qualified voters of the White Mountain Apache Tribe. The election was called in accordance with an order approved on November 23, 1973, which permitted the qualified voters of the Tribe to adopt or reject a proposed amendment of Article VIII of the Constitution and Bylaws of the White Mountain Apache Tribe.

As evidenced by the Certificate of Results of Election, signed by members of the election board, the proposed amendment was duly adopted by the voters.

Amendment No. II to Section 3 of Article VIII, ELECTIONS, Constitution and Bylaws of the White Mountain Apache Tribe is hereby approved and returned for delivery to the Tribe.

(SGD) JOHN ARTICHOKER, JR.

Area Director

Enclosures

APPROVAL

I, John Artichoker, Jr. _____ Area Director of the Phoenix Area, Bureau of Indian Affairs, Department of the Interior of the United States of America, by virtue of authority granted to the Secretary of the Interior by the Act of June 18, 1934 (48 Stat. 984), as amended, delegated to the Commissioner of Indian Affairs by Secretarial Order 2508 (10 BIAM 2) and redelegated to the Area Director by 10 BIAM 3 do hereby approve Amendment II to the Amended Constitution and Bylaws of the White Mountain Apache Tribe.


Area Director

Phoenix, Arizona

Date: January 29, 1974

AMENDMENT
AMENDED CONSTITUTION AND BYLAWS
of the
WHITE MOUNTAIN APACHE TRIBE

AMENDMENT II

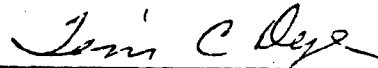
Section 3 of Article VIII, ELECTIONS, shall be amended to read as follows:

Section 3. Eligibility. Any enrolled member of the tribe eighteen years of age or older shall have the right to vote.

Note of Information: In the event Amendment II is adopted by the tribe, Sections 5 and 6 of Article VIII of the Constitution shall likewise be amended to read eighteen years in lieu of twenty-one years, or wherever reference is made to ages therein.

CERTIFICATE OF RESULTS OF ELECTION

Pursuant to an election authorized by the Secretary of the Interior on November 23, 1973, the attached constitution and bylaws or amendment, of the White Mountain Apache Tribe was submitted to the qualified voters of the tribe and was on January 24, 1974 duly adopted by a vote of 399 for and 104 against, in an election in which at least 30 per cent of the 792 members entitled to vote cast their ballot in accordance with Section 16 of the Indian Re-organization Act of June 18, 1934 (48 stat. 284), as amended by the Act of June 15, 1935 (49 stat. 378) .



Chairman, Election Board



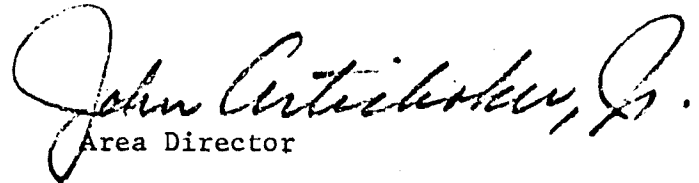
Election Board Member



Election Board Member

APPROVAL

I, John Artichoker, Jr. _____ Area Director of the Phoenix Area, Bureau of Indian Affairs, Department of the Interior of the United States of America, by virtue of authority granted to the Secretary of the Interior by the Act of June 18, 1934 (48 Stat. 984), as amended, delegated to the Commissioner of Indian Affairs by Secretarial Order 2508 (10 BIAM 2) and redelegated to the Area Director by 10 BIAM 3 do hereby approve Amendment II to the Amended Constitution and Bylaws of the White Mountain Apache Tribe.


Area Director

Phoenix, Arizona

Date: January 29, 1974

AMENDMENT
AMENDED CONSTITUTION AND BYLAWS
of the
WHITE MOUNTAIN APACHE TRIBE

AMENDMENT II

Section 3 of Article VIII, ELECTIONS, shall be amended to read as follows:

Section 3. Eligibility. Any enrolled member of the tribe eighteen years of age or older shall have the right to vote.

Note of Information: In the event Amendment II is adopted by the tribe, Sections 5 and 6 of Article VIII of the Constitution shall likewise be amended to read eighteen years in lieu of twenty-one years, or wherever reference is made to ages therein.

CERTIFICATE OF RESULTS OF ELECTION

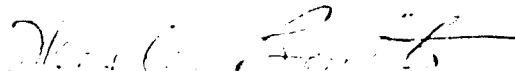
Pursuant to an election authorized by the Secretary of the Interior on November 23, 1973, the attached constitution and bylaws or amendment, of the White Mountain Apache Tribe was submitted to the qualified voters of the tribe and was on January 21, 1974 duly adopted by a vote of 309 for and 104 against, in an election in which at least 30 per cent of the 792 members entitled to vote cast their ballot in accordance with Section 16 of the Indian Re-organization Act of June 18, 1934 (48 stat. 984), as amended by the Act of June 15, 1935 (49 stat. 378) .



Chairman, Election Board



Election Board Member



Election Board Member

APPROVAL

I, John Artichoker, Jr. _____ Area Director of the Phoenix Area, Bureau of Indian Affairs, Department of the Interior of the United States of America, by virtue of authority granted to the Secretary of the Interior by the Act of June 18, 1934 (48 Stat. 984), as amended, delegated to the Commissioner of Indian Affairs by Secretarial Order 2508 (10 BIAM 2) and redelegated to the Area Director by 10 BIAM 3 do hereby approve Amendment II to the Amended Constitution and Bylaws of the White Mountain Apache Tribe.


Area Director

Phoenix, Arizona

Date: January 29, 1974

AMENDMENT
AMENDED CONSTITUTION AND BYLAWS
of the
WHITE MOUNTAIN APACHE TRIBE

AMENDMENT II

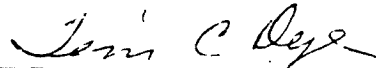
Section 3 of Article VIII, ELECTIONS, shall be amended to read as follows:

Section 3. Eligibility. Any enrolled member of the tribe eighteen years of age or older shall have the right to vote.

Note of Information: In the event Amendment II is adopted by the tribe, Sections 5 and 6 of Article VIII of the Constitution shall likewise be amended to read eighteen years in lieu of twenty-one years, or wherever reference is made to ages therein.

CERTIFICATE OF RESULTS OF ELECTION

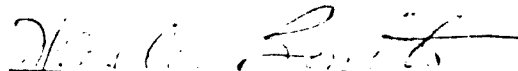
Pursuant to an election authorized by the Secretary of the Interior on November 23, 1973, the attached constitution and bylaws or amendment, of the White Mountain Apache Tribe was submitted to the qualified voters of the tribe and was on January 24, 1974 duly adopted by a vote of 399 for and 104 against, in an election in which at least 50 per cent of the 792 members entitled to vote cast their ballot in accordance with Section 16 of the Indian Re-organization Act of June 18, 1934 (48 stat. 984), as amended by the Act of June 15, 1935 (49 stat. 378) .



Chairman, Election Board



Election Board Member



Election Board Member