

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

- WHEREAS, the Code of Federal Regulations, Title 25, Section 151.10 authorizes the allocation of grazing privileges to Indian livestock operators or Indian Livestock Associations without competitive bidding, and
- WHEREAS, the grazing land on the Fort Apache Indian Reservation has been divided into twelve (12) range units and separate livestock operations, and
- WHEREAS, Federal regulations require consultation and approval of the Tribal Council on the range unit boundaries, the schedule of allocated range units, the kind or kinds of livestock to be grazed on each range unit, the number of years for which the grazing privileges are to be authorized, and the rate per head to be charged for allocated grazing privileges, and
- WHEREAS, the provisions of Article 1, Section 1 (a) of Tribal Ordinance No. 31 requires that the Tribal Council shall establish annual grazing fees which shall apply to all cattle, horses, mules, and burros over six months of age, and
- WHEREAS, the present grazing permits expired April 30, 1974, and
- WHEREAS, Tribal Resolution No. 73-171 extended all grazing permits to May 1, 1975 and provided that during the extended period the Tribal Council would make a detailed evaluation of the equities and use of the Tribal range resource, and
- WHEREAS, Tribal Resolution No. 74-137 established a grazing fee of Six Dollars (\$6.00) per animal unit per year of which the tribe will return to each respective Livestock Association Two Dollars (\$2.00) per animal unit for expenditure only on capital improvements on the rangeland, and
- WHEREAS, Tribal Resolution No. 74-169 deferred the Six Dollar (\$6.00) fee for 1975 and resolved that the old rate of Two Dollar (\$2.00) be in effect during 1975 with One Dollar (\$1.00) being returned to the associations for use in capital improvement, and
- WHEREAS, Tribal Resolution No. 74-169 further resolved that the fees and conditions established by Tribal Resolution No. 74-137 be in full force and effect for 1976.
- BE IT RESOLVED by the Council of the White Mountain Apache Tribe that the attached Range Unit map is hereby approved to establish the Range Units allocated to the various livestock associations and the Tribal Herd and supersedes any previous tribal actions and/or resolutions delineating Range Unit boundaries.
- BE IT FURTHER RESOLVED that the attached schedule of Range Units allocated to the livestock associations shall be in effect until April 30, 1980 or until modified or revoked by subsequent resolutions.

BE IT FURTHER RESOLVED that permits shall be written to allow grazing only by Hereford cattle and Association Remuda horses (including mules and burros) on the Fort Apache Indian Reservation Range Units by recognized Livestock Associations, the Tribal Herd or other recognized livestock cooperatives or enterprises.

BE IT FURTHER RESOLVED that the amount of Two Dollars (\$2.00) per animal unit per year be authorized and established as the grazing fee for the eight cooperative livestock associations and Tribal Herd for the Tribal Fiscal Year 1975-76. This fee shall be paid on or before May 1, 1975. Animal units and rates established are as follows:

- (a) Cattle (all animals over six (6) months of age) equal one animal unit; grazing fee Two Dollars (\$2.00) per head per year.
- (b) Association Remuda horses, mules, and burros (all animals over six (6) months of age) equal 1½ animal units; grazing fee Three Dollars (\$3.00) per head per year.

BE IT FURTHER RESOLVED that the monies collected from grazing fees for 1975 shall be utilized as follows:

- (a) Fifty (50) per cent of the total collected from each of the cooperative livestock associations shall be deposited to that associations 4500 account, solely for use by the association for capital improvements that will benefit the range resource or range improvement programs on their respective range unit.
- (b) Fifty (50) per cent of the total collected shall be deposited in the Tribal General Fund.
- (c) One hundred (100) per cent of the total collected from the Tribal Herd shall be deposited in the Tribal General Fund.

BE IT FURTHER RESOLVED that the amount of Six Dollar (\$6.00) per annual unit per year be authorized and established as the grazing fee for the eight cooperative livestock associations and the Tribal Herd for the Period 1 May 1976 to 30 April 1980. This fee shall be paid annually in advance on or before May 1 of each year. Animal units and rates established are as follows:

- (a) Cattle (all animals over six (6) months of age) equal one animal unit; grazing fee Six dollars (\$6.00) per head per year.
- (b) Association Remuda horses, mules, and burros (all animals over six (6) months of age) equal 1½ animal units; grazing fee Nine Dollars (\$9.00) per head per year.

BE IT FURTHER RESOLVED that the monies collected from these grazing fees shall be utilized as follows:

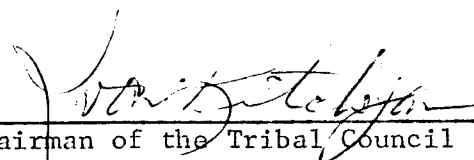
- (a) Two Dollars (\$2.00) per head of the total collected from each association annually shall be deposited to that association's 4500 account, solely for use by the association for capital improvements that will benefit the range resource or range improvement programs on their respective range unit.

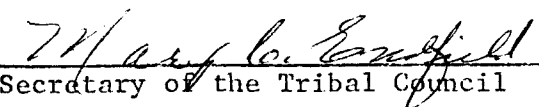
- (b) Four Dollars (\$4.00) per head of the total collected from each association annually shall be deposited in the Tribal General Fund.
- (c) All of the fees collected from the Tribal Herd shall be deposited in the Tribal General Fund.

BE IT FURTHER RESOLVED that it is the opinion of the Tribal Council that the bond requirement for permits exceeding one year be waived on this reservation. As all monies from cattle sales are handled by Tribal and Bureau personnel, full performance of permits may be guaranteed without bonding. Therefore, the Tribal Council requests that the bond requirement be waived on this reservation for this permit period.

The foregoing resolution was on July 1, 1975 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 (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).

ACTING


Chairman of the Tribal Council


Secretary of the Tribal Council