

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

- WHEREAS, the Tribal Council of the White Mountain Apache Tribe has been advised that in 1955, the Mountain View Subdivision Plague was incorrectly surveyed by a registered, professional engineer, and
- WHEREAS, said Mountain View Subdivision Plague is in error and in misalignment with result that at least twenty-one (21) lots contiguous to the Fort Apache Indian Reservation were provided with absolutely no means of ingress and egress, and
- WHEREAS, the owners of said lots must either trespass over tribal lands or purchase or otherwise provide for access over privately-owned lots adjoining them to the east, and
- WHEREAS, a remonumentation of the Fort Apache Indian Reservation boundary begun by the Bureau of Land Management in 1963, which was completed in 1972, provided visual ground evidence of the error in the Mountain View Subdivision survey, and
- WHEREAS, a number of lots on the Mountain View Subdivision encroached on the Reservation, and
- WHEREAS, the Rim Road does not coincide with the boundary to the Fort Apache Indian Reservation but rather trespasses on the Reservation, and
- WHEREAS, non-Indian lot owners, whose lots encroach upon the Reservation, the White Mountain Apache Tribe, the United States Forest Service, and a private non-Indian developer have discussed the feasibility of a plan whereby, the U. S. Forest Service would trade land with the developer in exchange for which the White Mountain Apache Tribe would trade certain segments of the area along the Rim Road to the National Forest which in turn would trade a quantity of land equal in value to the Rim Road tribal land to the White Mountain Apache Tribe, and
- WHEREAS, the Tribal Council of the White Mountain Apache Tribe would require that three (3) appraisals of the Rim Road property in question and surveys of the same, be done at no expense to the White Mountain Apache Tribe as a pre-condition to the Tribe agreeing to such an exchange, and
- WHEREAS, the Tribal Council by this resolution is expressing an interest in such an exchange of land with the National Forest Service, and
- WHEREAS, the Tribal Council believes that it may be in the interest of the White Mountain Apache Tribe to further study the feasibility of such an exchange.

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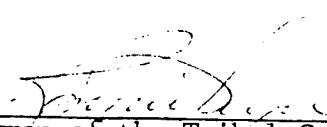
FORT APACHE INDIAN
AGENCY
CHANDLER, ARIZ.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Raymus Albert and the Tribal Attorney be directed to further meet and discuss the proposed exchange with the private developer, U. S. Forest Service, lot owners and other interested parties regarding the same.

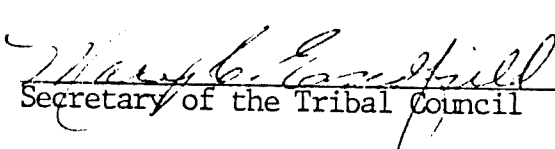
BE IT FURTHER RESOLVED that this resolution does not constitute a promise or commitment to enter into such an exchange of property of like value but merely expresses the openness of the Tribal Council to such a proposed exchange and its commitment to further meet and confer with all interested persons regarding such a proposed exchange.

BE IT FURTHER RESOLVED that Raymus Albert and the Tribal Attorney make a progress report to the Tribal Council regarding the proposed land exchange within ninety (90) days of the date of this Resolution.

The foregoing resolution was on February 05, 1981 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).



Chairman of the Tribal Council



Secretary of the Tribal Council