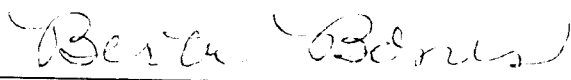


RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

- WHEREAS, the White Mountain Apache Tribal Council established the White Mountain Apache Development Enterprise on April 14, 1963, by Resolution No. 63-98, and gave to that Enterprise principal responsibility for undertaking construction projects by contracts on and off the Reservation; and
- WHEREAS, in fulfilling its responsibilities to the White Mountain Apache Tribe and the tribal members, the White Mountain Apache Development Enterprise is responsible for providing large scale construction services within and near the White Mountain Apache Indian Reservation; and
- WHEREAS, generally, private and governmental entities which award construction projects require that the White Mountain Apache Development Enterprise furnish performance and other bonds as a condition precedent to the award of contracts for such projects; and
- WHEREAS, because the White Mountain Apache Development Enterprise is a relatively new enterprise, commercial surety or bonding companies are unwilling to provide the necessary bonding unless the White Mountain Apache Tribe agrees to indemnify said companies against possible loss; and
- WHEREAS, in providing the indemnification required of bonding companies, if the White Mountain Apache Development Enterprise fulfills its obligations under these contracts, the indemnification provided by this resolution will not result in any loss or expense to the White Mountain Apache Tribe.
- BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman of the Tribe is hereby authorized to act for and on behalf of the White Mountain Apache Tribe in executing indemnification agreements for the purpose of performance or other bonds or bonding companies providing bid performance or other bonds in connection with the bidding and award of construction of the Wastewater Management System EPA Project No. C04-0226-03.

The foregoing resolution was on August 13, 1981, duly adopted by a vote of 7 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


(ACTING) Secretary of the Tribal Council

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