

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

- WHEREAS, the Tribal Council of the White Mountain Apache Tribe by previous resolution endorsed the selection of Henry A. Dodge as the Superintendent of the Fort Apache Indian Agency; because it was earnestly felt by the Tribal Council that Mr. Dodge being a member of the Navajo Tribe would act in a sympathetic manner and would utilize the resources of his Office to accomplish the Tribal Goals of the White Mountain Apache Tribe especially in the area of self-determination and self-sufficiency and in the protection of the water rights and other natural resources of the White Mountain Apache Tribe; and
- WHEREAS, the Tribal Council also placed its trust in Fred Chavez, the present Director of Land Operations for the Fort Apache Reservation Indian Agency, believing that he would do his utmost, being a member of an Indian Tribe, to further the self-determination and self-sufficiency goals of the White Mountain Apache Tribe and would do his utmost to support the Tribe's efforts in the development of its water rights and other natural resources; and
- WHEREAS, presently the White Mountain Apache Tribe is in the midst of one of its most important struggles for survival, that being the preservation and retention of its God-given water rights and the development of those water rights for the present and future benefit of the people of the White Mountain Apache Tribe; and
- WHEREAS, the Tribal Council of the White Mountain Apache Tribe has, by previous resolutions, authorized the investigation, planning, survey, and development of the Miner Flat Dam which is vital to the preservation of the Tribe's water rights and for the production of irrigable acreage, recreation areas, and the economic independence and self-sufficiency of the Tribe; and
- WHEREAS, Superintendent Henry A. Dodge and Fred Chavez, Director of Land Operations for the Fort Apache Agency, have been requested by the Tribal Council on behalf of the White Mountain Apache people to assist in furthering the development and construction of the Miner Flat Dam and other water development projects on the Fort Apache Indian Reservation; and
- WHEREAS, further drilling is necessary to complete the geological feasibility of the Miner Flat Dam site which to date, based on the geological data obtained thus far, is highly feasible as a dam site; and
- WHEREAS, the Tribal Council has, by previous resolution, requested that the Bureau of Indian Affairs Superintendent Henry A. Dodge and Fred Chavez, Director of Land Operations, not turn over any of the Miner Flat Dam data to the Federal Bureau of Reclamation of the Department of Interior for purposes of review; and
- WHEREAS, the Tribal Council has been advised that Superintendent Henry A. Dodge has turned over the geological data and other plans for the Miner Flat Dam to the Bureau of Reclamation for a review of the feasibility of the Miner Flat Dam site; and

- WHEREAS, the Tribal Council is well aware, as is Henry A. Dodge and Fred Chaves, that the Bureau of Reclamation, acting through the Salt River Project and Salt River Valley Water Users Association, constitutes the deadliest enemy of the White Mountain Apache Tribe in that it has continually attempted to use every means possible to steal the waters of the Salt River and its tributaries from the White Mountain Apache people; and
- WHEREAS, the Tribal Council has been further advised that Superintendent Henry A. Dodge has recommended that the Tribe's geologist be prohibited from any further drilling at the Miner Flat Dam site until an economic feasibility study has been completed and submitted to the Bureau of Indian Affairs and the Bureau of Reclamation; and
- WHEREAS, economic feasibility of the type and scope required by Superintendent Henry A. Dodge and the Agency which he represents, the Bureau of Reclamation, and for all practical purposes the Salt River Project, will be utilized to delay, hinder and obstruct the development of the Miner Flat Dam; and
- WHEREAS, the Tribal Council is further advised that the type of economic feasibility studies being recommended by Superintendent Henry A. Dodge and the Agency which he represents have never been utilized for non-Indian water development but are simply being used in this instance to obstruct, hinder and deny the White Mountain Apache Tribe's development of its water resources; and
- WHEREAS, the Tribal Council has been advised that there are other geologists other than within the Bureau of Reclamation which can review the planning and development of the proposed Miner Flat Dam, and
- WHEREAS, it is now apparent to the Tribal Council of the White Mountain Apache Tribe that Superintendent Henry A. Dodge and Land Operations Director Fred Chavez have become the cutting edge of the Department of Interior's Bureau of Reclamation to obstruct, hinder and delay the full development of the Miner Flat Dam and other water development on the Fort Apache Indian Reservation and have therefore betrayed the trust that has previously been reposed in them by the Council because of their Indian heritage and tribal membership; and
- WHEREAS, the Tribal Council in its review of the conduct of previous Superintendents has observed that previous Superintendents of the Fort Apache Indian Agency have acted in a manner most protective of the rights, natural resources, and water rights of the White Mountain Apache Tribe and in contrast Superintendent Henry A. Dodge has acted in opposition to tribal goals and objectives and its rights to its future existence and further that Superintendent Henry A. Dodge and Fred Chavez as they are presently acting, constitute a clear and present danger to the future welfare of the people of the White Mountain Apache Tribe; and
- WHEREAS, the Tribal Council has seen little or no evidence from Superintendent Henry A. Dodge that he has assisted the Tribe in the development of its water resources but has acted openly in opposition of the will of the Tribal Council by turning over the plans for the Miner Flat Dam to the Bureau of Reclamation for review.


BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs Superintendent Henry A. Dodge to recover all of the data for the Miner Flat Dam from the Bureau of Reclamation in order to enable an independent unbiased geologist to review the feasibility of the dam site without the blatant conflict of interest which now exists within the Bureau of Indian Affairs and the Bureau of Reclamation.

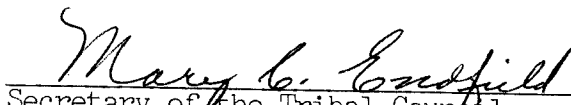
BE IT FURTHER RESOLVED by the Tribal Council that Superintendent Henry A. Dodge is hereby directed to provide documentary proof to the Chairman of the White Mountain Apache Tribe, Ronnie Lupe, that he has recovered from the Bureau of Reclamation all data pertaining to the Miner Flat Dam site and further has withdrawn his recommendation that an economic feasibility study be completed prior to any further geological drilling and testing of the Miner Flat Dam site no later than Friday, November 19, 1982.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby rescinds its previous resolution approving of the appointment of Henry A. Dodge as Superintendent of the Fort Apache Indian Reservation for the reasons set forth in this Resolution.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby demands that the Bureau of Indian Affairs immediately initiate the removal and transfer of Henry A. Dodge and Fred Chavez from their respective positions and from the Fort Apache Indian Reservation.

The foregoing resolution was on November 4, 1982, duly adopted by a vote of 9 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 (a,e,f,h,q,s,t, and u) of the Amended Constitution and Bylaws 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).

  
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Chairman of the Tribal Council

  
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Secretary of the Tribal Council

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FORT APACHE INDIAN  
AGENCY  
WINTER RIVER AREA