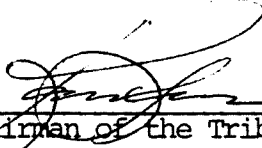


RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

- WHEREAS, the Tribal Attorney advises the Tribal Council that it is necessary for the Tribe to renew its liquor licenses for the various Tribal Government Liquor outlets on the Fort Apache Indian Reservation, and
- WHEREAS, the Tribal Council is further advised that although the White Mountain Apache Tribe has consistently denied that the State of Arizona has jurisdiction over the reservation to regulate the sale of alcoholic beverages on the Fort Apache Indian Reservation; nevertheless, the liquor licenses are a valuable property right which should be retained by the Tribe and therefore, should be renewed, and
- WHEREAS, the Tribal Council is advised that it is necessary to appoint a new Liquor Agent to fill the vacancy not existing due to the unfortunate death of the former Liquor Agent for the Tribe, and
- WHEREAS, after some discussion, the Tribal Council concludes that Mr. Gerald Alsenay, Assistant Manager of the White Mountain Apache Enterprise and a Tribal member, possesses the maturity integrity and sense of responsibility to carry out the duties as the Tribe's State Liquor Agent for the various outlets.
- BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby appoints Mr. Gerald Alsenay as Liquor Agent for the White Mountain Apache Tribe in order to satisfy the agent requirements of the State of Arizona Department of Liquor Control.
- BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs the Tribal Attorney's Office to immediately contact Mr. Gerald Alsenay to advise him of the appointment and that he should make application as the new Liquor Agent for the White Mountain Apache Tribe in order to preserve the valuable property right that the Tribe possesses in the various liquor licenses under its control.
- BE IT FURTHER RESOLVED by the Tribal Council that renewal of the liquor licenses and the appointment of Gerald Alsenay as the Liquor Agent for the Tribe under State Law is for the purpose of preserving the Tribe's property right in the various liquor licenses and is not to be construed as a waiver of the sovereign immunity of the White Mountain Apache Tribe or as any concession in any manner whatsoever to further regulation, control, or jurisdiction over the sale of alcoholic beverages on the Fort Apache Indian Reservation by the State of Arizona.

The foregoing resolution was on December 14, 1983 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 (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

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FORT APACHE INDIAN
AGENCY
WHITERIVER, ARIZ.

Resolution No. 83-338