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MAY 30 1985

Resolution No. 85-116

FORT APACHE INDIAN
AGENCY
WHITERIVER, ARIZ.

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

WHEREAS, Resolution No. 83-365 adopted an annual timber sale permit policy for the tribe for a small volume of miscellaneous forest products for the calendar year 1984; and

WHEREAS, said Resolution must be renewed to permit tree removal by Hawley Lake, Hondah Homesite and McNary Homeowners; and

WHEREAS, the tribe has agreed to facilitate the Hawley Lake, Hondah Homesite and McNary Homeowners' removal of their houses in conformity to the provisions of 25 CFR 163.19 et seq.; and

WHEREAS, the schedule of stumpage rates and prices for the various forest products involved herein are attached hereto as amended and are hereby approved for the calendar year 1985.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the schedule of stumpage rates and prices as amended for the various forest products attached hereto is hereby approved for the calendar year 1985.

BE IT FURTHER RESOLVED by the Tribal Council that in order to expedite the issuance of permit forms, the following named Bureau employees of the Branch of Forestry are designated to act for the Tribal Chairman as issuing officer and as the Fort Apache Agency Superintendent's delegated representative as approving officer, to wit: Forest Manager or Acting Forest Manager and the Forestry Secretary.

BE IT FURTHER RESOLVED by the Tribal Council that the Hawley Lake, Hondah Homesite and McNary Homeowners shall post the required cutting and clean-up bond with the Bureau of Indian Affairs as previously required.

The foregoing resolution was on May 16, 1985, 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 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)



Chairman of the Tribal Council



Secretary of the Tribal Council

P O L I C Y

GENERAL FOREST REGULATIONS

"The purpose of permits is to allow the sale of small volumes of miscellaneous forest products in such a way as to protect the interest of the Indian owners, through adequate rates and records and the interest of the government through efficient administration. In addition to the limitations required by regulations as to volumes and values, considerable administrative judgment must be exercised in the issuance of permits, as performance bonds while optional with the issuing office, are usually not required." - PAO TIMBER HARVEST HANDBOOK.

INSTRUCTIONS

1. The minimum value of timber that may be cut under permits authority (CFR 141.19 as amended) by any one individual in a calendar year is \$10,000.00.
2. Permits of value of less than \$10.00 are non-renewable. Extensions are not automatic, but contingent upon the past performance records of the permittee and the reason the initial period was insufficient.
3. The following permit periods, except for fuelwood, will be authorized.

VALUE OF PERMIT

VALUE	DAYS
\$ 0 - \$ 5.00	10
\$ 6 - \$10.00	20
\$11 - \$20.00	30
\$20 - PLUS	60

The foregoing section shall not apply to the Hawley Lake, Hondah Homesite and McNary Homeowners for the calendar year 1985.

4. Extensions must be requested before the permit's expiration date to be considered for renewal.

5. Tribal members have free use of all dead or down fuelwood and any other products developed from green juniper for home or commercial use. Tribal members must obtain a free use permit at the Forestry Office prior to harvest of any juniper products they plan to cut for commercial sale. They must also obtain a permit and PAV for any other products if they harvest them for sale. Tribal members must haul fuelwood off the reservation for sale and only their legally married spouses and children may assist in harvesting this firewood.
6. Permits may be obtained at the Forestry Office at Whiteriver, Arizona.
7. Christmas trees, one each, may be sold at \$2.00 each up to 8 feet and 25¢/foot over 8 feet to the White Mountain Apache Enterprise. Free use permits for Christmas trees may be issued with the approval of the Tribal Chairman to reservation schools, hospitals, religious organizations and Fort Apache Timber Company for gifts to their customers. No Christmas tree cutting will be permitted by anyone in the Baldy Wilderness area or within 1/4 mile of any clear-cut blocks as defined in Resolution 79-165 and 79-166.
8. Any pulpwood harvested by the Fort Apache Timber Company which is not included in a Timber Sale Contract will be paid for under permit at 5% of gross sales. Stumpage for the Hawley Lake, Hondah Homesite and McNary Homeowners shall be \$15.00/cord for pulpwood.
9. Products are to be sold under the instructions contained herein, subject to such future changes as the Tribal Council may request and the Superintendent may approve.
10. Mistletoe is to be included in the miscellaneous minor forest products with driftwood, edible plants, century plants and the Tribal Chairman is to issue permits for these minor forest products.