

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

WHEREAS, the Tribal Council of the White Mountain Apache Tribe enacted Resolution 04-91-104 which authorized the Chairman of the Tribal Council to execute the White Mountain Apache Tribe Discretionary Contribution Plan; and

WHEREAS, the Tribal Council, after due consideration and discussion of the most beneficial distribution plan for employees who wish to retire, concludes that employees should be given the choice of purchasing an annuity for the distribution of retirement income, or receiving a lump sum distribution without limitation; and

WHEREAS, the Tribal Council of the White Mountain Apache Tribe enacted Resolution 04-91-106 which authorized the Chairman of the Tribal Council to execute the White Mountain Apache Tribe Retirement Savings Plan; and

WHEREAS, the Tribal Council after due consideration and discussion of the most beneficial distribution plan for employees who wish to retire, concludes that employees should be given the choice of purchasing an annuity for the distribution of retirement income, or receiving a lump sum distribution without limitation.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby amends prior resolution 04-91-104 authorizing the discretionary contribution plan, nunc pro tunc, to provide that retiring employees shall have the choice of purchasing an annuity upon retirement, or to receive a lump sum distribution without restriction as to amount.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs the Tribal Pension attorneys, Snell and Wilmer, to amend the discretionary contribution plan accordingly.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby amends prior resolution 04-91-106 authorizing the Tribal retirement savings plan, nunc pro tunc, to provide that retiring employees shall have the choice of purchasing an annuity upon retirement, or to receive a lump sum distribution without restriction as to amount.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs the Tribal Pension attorneys, Snell and Wilmer, to amend the retirement savings plan accordingly.

The foregoing resolution was on September 17, 1991 duly adopted by a vote of SIX for and ZERO 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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FORT APACHE INDIAN AGENCY
WHITENVER, ARIZONA