

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

- WHEREAS**, the Tribal Council has this day conducted a review hearing pursuant to Chapter Eight of the Tribal Enrollment Code, in the matter of the enrollment application of Chelsey Nash, a minor, and
- WHEREAS**, this review hearing was requested by Tribal Members Ronald Nash, Jr. and Rayette Brown, the natural parents of the above named minor, to appeal the decision of the Tribal Enrollment Committee that found the minor was ineligible for enrollment into the Tribe; and
- WHEREAS**, matters pertaining to enrollment and membership are of the highest concern for the Tribal Council and all such matters are considered confidential; and
- WHEREAS**, the Tribal Council has carefully reviewed in its entirety the enrollment record and weighed all of the evidence; and
- WHEREAS**, the Tribal Council has discussed the issues with Ronald Nash, Jr. and Rayette Brown, who are representing their daughter in this appeal and with representatives from the Enrollment Committee and have heard oral arguments from each; and
- WHEREAS**, the Tribal Council agrees with and affirms the conclusions and findings of facts established by the Enrollment Committee in this matter; and
- WHEREAS**, pursuant to the Enrollment Code, Chapter Eight, the decision of the Tribal Council after a review hearing shall be final; and
- WHEREAS**, in addition to the procedures provided under the Tribal Enrollment Code, the Tribal Council pursuant to Resolution 05-97-129, adopted May 16, 1997, approved procedures to allow for an appeal to the Phoenix Area Director of the Bureau of Indian Affairs, for purposes of determining eligibility for a per-capita distribution under Claims Docket 22-H, but for no other reason.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby affirms the decision of the Tribal Enrollment Committee that Chelsey Nash is ineligible for enrollment into the Tribe.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby adopts the conclusions and findings of fact made by the Tribal Enrollment Committee in this matter, including the determination that Chelsey Nash does not possess the necessary minimum blood quantum for enrollment into the Tribe.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that pursuant to the Enrollment Code, the decision of the Tribal Council is final, however, pursuant to Tribal Council Resolution 05-97-128, Petitioner, on behalf of the minor child, may appeal to the Phoenix Area Office of the Bureau of Indian Affairs for the limited purpose of petitioning for a determination of eligibility to receive a per-capita share of the Claims Docket 22-H distribution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs the Director of the Office of Vital Records to notify the Petitioner of the Tribal Council's determination and to provide to Petitioner a copy of this Resolution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that pursuant to the Tribal Enrollment Code, Section 1-106, this Resolution shall be sealed and marked "**Confidential**" and its distribution shall be strictly limited to the Tribal Enrollment Office, Tribal Legal Department, Tribal Council, Tribal Council Secretary, Bureau of Indian Affairs and Petitioner for and on behalf of the minor, and that access to this Resolution shall be for official purposes only.

The foregoing resolution was on August 22, 1997 duly adopted by a vote of eight for and zero against one abstention by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (s), (t), and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council



Secretary of the Tribal Council