

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

WHEREAS, the Tribal Council of the White Mountain Apache Tribe has on this date considered the enrollment appeal of Anna Baha-Alchesay on behalf of her biological child Bailey Aleah Baha-Alchesay (Bailey) from a finding by the Tribal Enrollment Committee that Bailey, date of birth February 25, 1997, possesses a blood quantum of 15/32 White Mountain Apache and 15/32 total Indian blood and that Bailey did not meet the blood quantum requirements set forth in the Constitution of the White Mountain Apache Tribe, is not eligible for enrollment with the Tribe and is not eligible for a per capita distribution of Claims Court judgment funds in Docket 22-H; and

WHEREAS, the Tribal Council has reviewed the Tribal Enrollment Committee's determination and findings and has listened to Anna Baha-Alchesay's appeal on behalf of her daughter Bailey; and

WHEREAS, the Tribal Council is advised by the Fort Apache Legal Aid Society which represents Anna Baha-Alchesay in this enrollment appeal, that DNA testing is underway in the San Carlos Tribal Court to determine paternity of the father and that if the putative father is proven through the DNA testing to be the biological father that sufficient blood quantum will be proven to enroll Bailey as a member of the White Mountain Apache Tribe; and

WHEREAS, the Tribal Council concurs with the findings of the Tribal Enrollment Committee.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby affirms the findings of the Tribal Enrollment Committee that the child known as Bailey Aleah Baha-Alchesay, daughter of Anna Baha-Alchesay, does not meet the blood quantum requirements of the Tribal Constitution as she lacks one-half total Indian blood required by the Tribal Constitution.

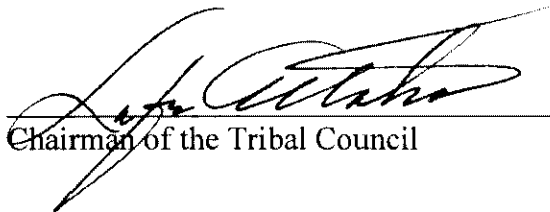
BE IT FURTHER RESOLVED by the Tribal Council that it hereby concludes that Bailey Aleah Baha-Alchesay is not eligible to be enrolled in the Tribe or to receive a per capita distribution of Claims Court judgment funds in Docket 22-H.

BE IT FURTHER RESOLVED by the Tribal Council that it further decides that if DNA paternity blood testing proves that the putative father possesses sufficient Indian blood to add a sufficient degree of total Indian blood to the child Bailey, said child shall be eligible for enrollment with the White Mountain Apache Tribe upon submission of a certified record of the DNA test results to the Tribal Enrollment Committee, but because of the August 18, 1997, deadline date to prove eligibility to receive a distribution under Claims Court Case Docket 22-H, said child shall not be eligible to receive to receive a per capita distribution of said judgment funds.

Resolution No. 10-97-328

The foregoing resolution was on October 31, 1997, duly adopted by a vote of seven for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (s), (t), (u) and Article II Section 1 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).

ACTING


Chairman of the Tribal Council


Secretary of the Tribal Council