

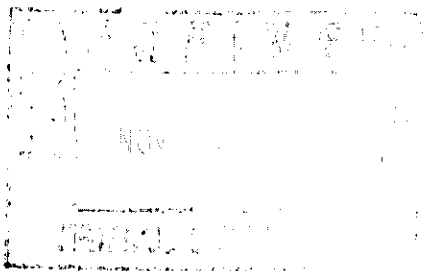
**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

- WHEREAS**, in July, 2002, the White Mountain Apache Tribe received final notice of its allocation of federal hydroelectric power from the Colorado River Storage Project; and
- WHEREAS**, that allocation totals 12,632,129 kWh/5,822 kW summer and 13,914,290kWh/5,999 kW winter, equaling approximately 55% of the total load on the Reservation; and
- WHEREAS**, the Tribe must now contract with the Western Area Power Administration (WAPA) and Navopache Electric Cooperative (Navopache) for receipt of this power; and
- WHEREAS**, the terms relating to delivery of the power need to be negotiated with Navopache; and
- WHEREAS**, the Tribe must decide how it wants to utilize the allocation before it can negotiate contracts for delivery of the power; and
- WHEREAS**, based on information presently available, the Tribe will receive the maximum benefit of this power allocation if it manages the allocation itself; and
- WHEREAS**, the best method of self-managing the allocation is through a Tribal Electric Utility Authority; and
- WHEREAS**, additional information regarding the benefits or consequences of forming a Tribal Electric Utility to manage the Tribe' CRSP allocation will be obtained from the initial negotiations with Navopache to discuss delivery costs; and
- WHEREAS**, the Council should evaluate the outcome of the initial negotiations to ensure that the Tribe is proceeding with efforts that will best utilize the allocation ; and
- WHEREAS**, it is important that the Tribe start this negotiation process so that all necessary steps are completed sufficiently before the allocation delivery date of October 1, 2004; and
- WHEREAS**, in September, 2002, the Tribe received a grant from the Administration for Native Americans (ANA) to address these needs; and
- WHEREAS**, expenses for Amy Mignella, Special Counsel to the Tribe, and Leonard Gold, Utility Consultant to the Tribe, to negotiate these contracts are included in the ANA grant for this purpose.

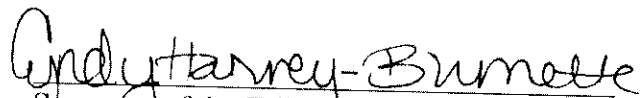
Resolution No. 10-2002-274

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs Amy Mignella and Leonard Gold, in consultation with the Tribal Attorney and Tribal Engineer, to initiate negotiations with Navopache Electric Cooperative to express the Tribe's interest in self-managing its CRSP allocation and identify Navopache's power delivery costs if the Tribe does so, understanding that Ms. Mignella and Mr. Gold will return to the Council to present the results of these negotiations so that the Council can formally approve establishment of a Tribal Electric Utility Authority or, if data collected during the negotiations do not favor doing so, approve another method of utilizing the allocation.

The foregoing resolution was on October 28, 2002 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 IV, Section 1 (a), (b), (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