

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

**WHEREAS**, the Arizona Department of Transportation (ADOT) has an existing right-of-way through the Fort Apache Indian Reservation, along U.S. Highway 60 (Globe-Show Low); and

**WHEREAS**, ADOT has submitted an application for a right-of-way, without limitation as to years, comprising a total area of 2.13 acres, which ADOT will use to construct and improve a driveway turnout off of U.S. 60 onto Carrizo Driveway; and

**WHEREAS**, in consideration of the right-of-way, ADOT is offering a payment to the Tribe in the amount of the appraised value of the premises, which ADOT currently appraises at \$64,800.00, but which was initially appraised at \$78,400.00; and

**WHEREAS**, the Tribal Transportation Coordinator and the Tribal Plan and Project Review (TPPR) committee have reviewed this right-of-way proposal and according to their responsibility to protect the environmental interest of the Tribe in any construction/earthmoving project, find no objection to the ADOT request and proposed project; and

**WHEREAS**, the Tribal Council has considered this proposal and finds it will benefit the interests of the White Mountain Apache Tribe, provided the right-of-way is limited in scope so as not to create a permanent loss of the Tribe's interests in such land.

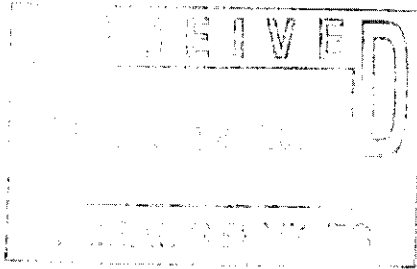
**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that, in exchange for the Arizona Department of Transportation's (ADOT) payment of a right-of-way fee of \$78,400.00 to the White Mountain Apache Tribe, the Tribe grants ADOT a right-of-way, unlimited in term, comprising 2.13 acres of land more clearly described in the attached Application for Right-of-Way, ADOT Project No. U 060-E-702/060 GI 316 H596401R, Parcel 4-0712, provided such right-of-way is used solely for construction and operation of, and improvement to, a driveway turnout off U.S. Highway 60 onto Carrizo Driveway as described in the attached ADOT Application for Right-of-Way.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that such easement shall grant the jurisdiction and authority of such land to ADOT only for construction of, and maintenance and operation for, a driveway turnout off of U.S. Highway 60 onto Carrizo Driveway.

The foregoing resolution was on JUNE 3, 2004 duly adopted by a vote of EIGHT 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), (h), (i), (s), (t), and (u) of the Constitution of the Tribe, ratified

Resolution No. 06-2004-116

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

**ACTING**   
Secretary of the Tribal Council