



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

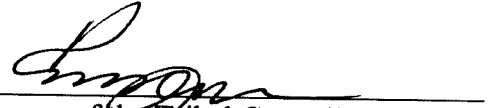
**(Authorization to Negotiate and Execute a P.L. 93-638  
Self Determination Contract for Probate Services)**

- WHEREAS,** the Tribal Council is advised that the federal function of Probate Services, fulfilled by and through a position at the U.S. Department of Interior, Bureau of Indian Affairs, Fort Apache Agency, is currently vacant; and
- WHEREAS,** in March 2003, the White Mountain Apache Tribe entered into a P.L. 93-638 (25 U.S.C. §450 *et seq.*) Contract with the U.S. Department of Interior for BIA Probate Services, but chose to retrocede the Program due to the overwhelming backlog in probate caseload and federal requirements for staff to obtain a federal background screening prior to working with probate cases; and
- WHEREAS,** the BIA Probate Services Program caseload is currently up to date, and the Tribal Realty Specialist, a former Bureau Probate employee, is experienced and qualified in performing the Probate function and has fulfilled the federal background investigation requirement by obtaining a favorable background screening; and
- WHEREAS,** the Tribal Realty Specialist recommends that Probate Services be contracted and included in the Tribal Realty Services Program, which would allow for additional funding for employment and training of tribal members in the field of federal probate administration; and
- WHEREAS,** the Tribal Council recognizes the importance providing employment and training to tribal members, and concludes that it would be in the best interest of the White Mountain Apache Tribe to enter into a 638 Contract for BIA Probate Services currently provided by the Fort Apache Agency, in furtherance of Congressional and Tribal policies and goals for self-determination and self-government.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby requests a contract with the U.S. Department of Interior for the federal function of probate services, pursuant to P.L. 93-638 (25 U.S.C. §450 *et seq.*).
- BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe the Tribal Council Chairman or his designee, is hereby authorized to immediately negotiate and execute a 638 Contract with the Bureau of Indian Affairs, Fort Apache Agency, for all probate services presently being performed by the Fort Apache Indian Agency.

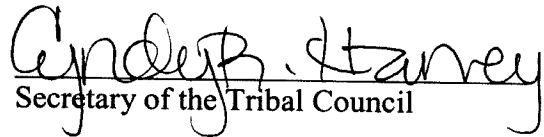
**Resolution No. 03-2007-93**

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Probate Services function will be performed within the current Tribal Realty Services Program, under the supervision of the Tribal Legal Department.

The foregoing resolution was on March 15, 2007 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), (c), (e), (f), (h), (i), (m), (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