



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

(Approving 8-month Startup Budget for Fort Apache Heritage Foundation, Inc.)

WHEREAS, as part of the Settlement Agreement between the White Mountain Apache Tribe and the United States government resolving *White Mountain Apache Tribe vs. United States of America*, U.S. Court of Federal Claims, No. 99-148L, on February 20, 2007 the Office of Special Trustee transferred Settlement Proceeds to the Tribe's Fort Apache Preservation Fund (Fund) managed by Merrill Lynch; and

WHEREAS, per the U.S. Court of Claims approved Use Plan (Plan), the Fort Apache Heritage Foundation (Foundation) is charged with the administration of the Fund for use in repair, rehabilitation, restoration and preservation of the Fort Apache property; and

WHEREAS, Section II. B. of the Plan permits use of Fund for repair, rehabilitation, restoration and preservation of the Fort Apache property and for up to \$150,000 per year for administrative expenses of the Foundation (adjusted per Federal Cost of Living-inflation indices from year 2004 baseline); and

WHEREAS, per the Plan the Foundation must present an Annual Budget for the use of Fund moneys for approval from the Tribal Council; and

WHEREAS, the Foundation and the Tribe's Heritage Program are engaged in a *Preserve America*-supported Fort Apache Master Planning effort to determine specific long term needs, plans, and cost estimates for Fort Apache property projects, which Master Plan shall be completed and presented to the Tribal Council in September, 2007; and

WHEREAS, there is an immediate need for project and administrative funds to allow the Foundation to fulfill its responsibilities as manager of the Fort Apache Property prior to the completion of the Master Plan.

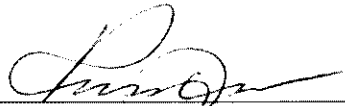
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the attached Fort Apache Heritage Foundation Start-up Budget for property rehabilitation and administrative expenses for the period from February 1, 2007 to September 30, 2007.

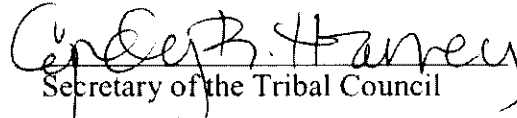
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:

Resolution No. 04-2007-144

1. Tribal Treasurer Cathy Tate is hereby authorized to coordinate with the Foundation and the Fund managers to provide appropriate periodic payments from the Fund to the Foundation to support the Foundation's Fort Apache Projects within this approved budget.
2. The Fort Apache Heritage Foundation, Inc., cooperating Tribal Departments and all other partners are to comply fully with the terms of the Settlement Agreement and Use Plan, the November 20, 2006 Memorandum of Agreement between the Tribe and Foundation, and all applicable tribal, federal, and state regulations, policies, guidelines, and requirements relating to Fort Apache projects.
3. The Chairman, or in his absence the Vice-Chairwoman, is hereby authorized to sign all documents necessary to effectuate the intent of this Resolution.

The foregoing Resolution was on APRIL 25, 2007 duly adopted by a vote of TEN 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), (g), (h), (i), (j), (k), (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