



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 07-2012-106

(Authorizing FATCO to Sell Salvage Timber From Wallow Fire)

WHEREAS, the Tribal Council of the White Mountain Apache Tribe (“Tribe”) regulates and provides oversight to all Tribal Enterprises and Agencies conducting business on the Fort Apache Indian Reservation (“Reservation”); and

WHEREAS, the Fort Apache Timber Company (“FATCO”) presented on this day to request Tribal Council consideration to allow FATCO to sell salvage timber from the Wallow Fire in accordance with a recommendation from the company manager, Wilkie Gregg; and

WHEREAS, after considerable discussion and debate over the benefits of authorizing such a salvage proposal for FATCO’s benefit, the Tribal Council finds it in the best interest of the Tribe to authorize FATCO to gather and sell the Tribe’s timber allotment that resulted from last year’s devastating Wallow Forest Fire.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes FATCO to sell salvage timber from the Wallow Fire in accordance with recommendations as presented by Wilkie Gregg on behalf of the Fort Apache Timber Company.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect. This Resolution shall not be subject to Judicial Interpretation, only the Tribal Attorney, with the assistance of the Tribal Council Secretary, may opine on Tribal Council intent and the meaning of the language as used herein.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign provided that the Tribal Secretary and a Tribal Attorney attest to the veracity of the subject matter of this Resolution.

The foregoing resolution was on July 11, 2012 duly adopted by a vote of EIGHT for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (i), (k), (s), (t) and (u) of the Tribal Constitution, 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).



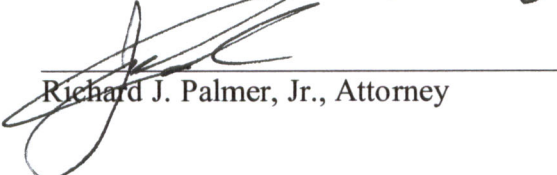
Ronnie Lupe, Chairman

8-21-12
Date



Mariddie J. Craig, Secretary

08-21-2012
Date



Richard J. Palmer, Jr., Attorney

8.22.12
Date