



WHITE MOUNTAIN APACHE TRIBE
A Sovereign Tribal Nation

(Approving Sunrise North Timber Sale Contract)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation (“Constitution”) provides, at Article IV, Section 1(i) that the Tribal Council (“Council”) shall exercise the power “To manage all economic affairs and enterprises of the Tribe including....timber...”; and
- WHEREAS,** The Sunrise North Timber Sale is included in the te- year harvest schedule in the Fort Apache Indian Reservation Forest Management Plan (reviewed Dec. 2019); and
- WHEREAS,** The Sunrise North Timber Sale is located in the Sunrise North Timber Management Unit and is part of the annual allowable cut; and
- WHEREAS,** Timber sale prescriptions are designed to improve uneven aged structure and proper uneven aged management techniques call for treatment of all size classes; and
- WHEREAS,** The rights to manage and develop the Tribe’s commercial forest products were transferred in full from FATCO to WMATCO by Tribal Resolution No. 08-2013-183 on August 28, 2013; and
- WHEREAS,** The “Assignment of Commercial Timber Rights to WMATCO” agreement was approved by the White Mountain Apache Tribe and by the Bureau of Indian Affairs Western Regional Director on August 30, 2013 and specifies that the Tribe hereby accepts the consideration in lieu of stumpage payments for the commercial timber rights and waives its rights under applicable Federal and Tribal laws to stumpage payments for the term of this agreement; and
- WHEREAS,** The Council has reviewed the proposed contracts for the sale of timber from Sunrise North (attached and incorporated herein) and finds that its approval is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Sunrise North Timber Sale, as presented in the attached proposed contract for the sale of timber, and subject to minor changes and administrative adjustments by the Approving Officer, is hereby approved and sold to WMATCO as described below:

<u>SPECIES</u>	<u>ESTIMATED VOLUME</u>	<u>RECOMMENDED RATE</u>
All Species (Timber)	3.0 MMBF	*

Resolution No. 02-2020-35

All Species (Additional Timber/
Roundwood)

not estimated

\$0.00/CCF or Ton

**The appraised stumpage value of \$75/MBF is to be used for calculating Forest Management Deductions.*

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 any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **FEBRUARY 10, 2020** duly adopted by a vote of **NINE** for, **ZERO** against, and **ONE** abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).



2/10/2020

Gwendena Lee-Gatewood, Tribal Chairwoman

Date

Doreen T. Numkena, Tribal Secretary

Date