



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

**(Rescinding Resolution No. 06-2015-108)**

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**WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(h) that the Tribal Council (“Council”) shall exercise the power, “To regulate the uses and disposition of tribal property”; and

**WHEREAS,** The Cedar Creek convenience store, formerly operated by the Tribe, has been closed and disused for several years; and

**WHEREAS,** In response to requests from White Mountain Apache Fire and Rescue (“WMAFR”) and the Tribe’s Emergency Medical Service (“EMS”), the Council transferred the Cedar Creek store to the Tribe’s Division of Public Safety via Resolution No. 06-2015-108; and

**WHEREAS,** Since that Resolution, WMAFR and EMS have not utilized the store and do not wish to be responsible for operating nor maintaining its underground storage tank in accordance with federal environmental laws and regulations; and

**WHEREAS,** At this time, the Council finds it in the best interests of the Tribe and its members to rescind Resolution No. 06-2015-108 and transfer the Cedar Creek store back to the management of Apache Enterprise.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that Resolution No. 06-2015-108 is hereby rescinded in its entirety.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the management and responsibility for the Cedar Creek convenience store, the land that it sits upon, and its underground storage tanks, is hereby given to Apache Enterprise.

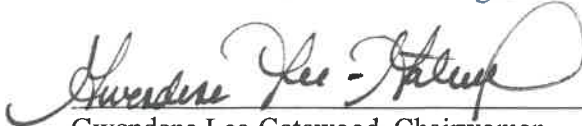

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution 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 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.

***Resolution No. 09-2021-183***

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Chairwoman, or in her 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 SEPTEMBER 8, 2021 duly adopted by a vote of ELEVEN for, ZERO against, and ZERO 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).

	9.10.21		9-10-2021
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date