



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing Ndee Bikiya, The People's Farm to Enter Into an EQIP Contract with National Resources Conservation Service)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation ("Constitution") provides, at Article IV, Section 1(a) that the Tribal Council ("Council") shall exercise the power "[t]o represent the tribe and act in all matters that concern the welfare of the Tribe, and to make decision not inconsistent with or contrary to this constitution"; and
- WHEREAS,** Ndee Bikiyaa, the People's Farm, manages five acres of land including five greenhouses and five acres of cornfields, and relies on local groundwater and water they harvest from the rooftops. However, the Farm needs more water as they continue to grow-out their production; and
- WHEREAS,** Due to the extended drought and demand for more water for production, the farm has been coordinating with Natural Resources Conservation Service ("NRCS") on water management; and
- WHEREAS,** Ndee Bikiyaa has coordinated with NRCS to enter into a Environmental Quality Incentive Program (EQIP) contract (attached and incorporated herein) with a term of two years (2023/2024), that will focus on five acres, including five high tunnels and fields (Tracts 453); and
- WHEREAS,** The EQIP contract includes a Conservation Plan for: (1) Irrigation Pipeline; (2) Irrigation System Micro-irrigation; (3) Irrigation Water Management; (4) Structure for Water Control; (5) Cover Crops; (6) Nutrient Management; and (7) Pest Management Conservation Systems; and
- WHEREAS,** The EQIP contract has a cost-share of 90% and qualifies for 50% advanced payment, which Ndee Bikiyaa, this day, advises that it can cover from its budget; and
- WHEREAS,** The Council finds that authorizing Ndee Bikiyaa to enter into the attached EQIP contract with NRCS will help the Tribal Farm make more efficient use of its limited water, and may provide for a good model for wider application on the Fort Apache Indian Reservation, and 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 it hereby authorizes approval of the EQIP contract between Ndee Bikiyaa and to NRCS to assist Ndee Bikiyaa with a micro-irrigation system and management.

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

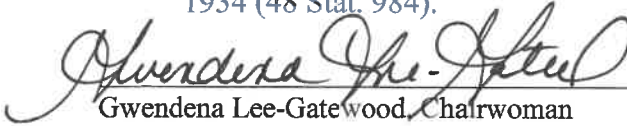
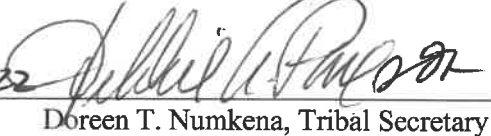
Resolution No. 04-2022-100

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.

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 APRIL 26, 2022 duly adopted by a vote of SIX for, ZERO against, and FOUR 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).

 4.27.22  4/29/2022

Gwendena Lee-Gatewood, Chairwoman Date Doreen T. Numkena, Tribal Secretary Date