

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

WHEREAS, the Tribal Council entered into an agreement for right of way with the Phelps-Dodge Corporation for the diversion of water from Show Low Lake by Resolution No. 51-14 on May 7, 1951

WHEREAS, the Tribal Council wishes to encourage Phelps-Dodge Corporation to control erosion along this diversion.

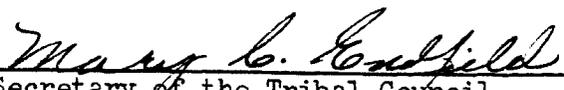
WHEREAS, Phelps-Dodge Corporation has applied for permission to survey for installation of a pipeline approximately 6,000 feet at the beginning of its diversion.

BE IT RESOLVED that the Tribal Council consents to the granting of the permission to survey, subject to the Corporation's compliance with the Code of Federal Regulations Title 25 Indians regulating permission to survey.

The foregoing resolution was on March 1, 1961 duly adopted by a vote of 9 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and By-Laws of the Tribe, ratified by the Tribe June 27, 1958 and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council



Secretary of the Tribal Council

MAR 17 1961

Mr. F. M. Haverland
Area Director, Phoenix, Arizona

Dear Mr. Haverland:

The Phelps Dodge Corporation has made application to make a survey for the installation of a pipeline approximately 6,000 feet in length extending from the Reservation boundary down Forestdale Canyon for the purpose of transmitting water from Show Low Lake to a stabilized point in Forestdale Canyon where the water will flow by natural channel to Carrizo Creek. The Corporation has deposited \$100 to cover the estimated damages which may be sustained as a result of the survey as required in 25 CFR 161.4.

Resolution No. 61-24 grants permission to Phelps Dodge Corporation to make the survey subject to their compliance with Title 25, Code of Federal Regulations.

The resolution was adopted on March 1, 1961 by the Tribal Council of the White Mountain Apache Tribe pursuant to authority vested in Article V, Section 1 (1) of the Tribe's Constitution. Under this authority the resolution is not subject to rescission by the Secretary of the Interior.

Sincerely yours,

/S/ Albert M. Hawley

Superintendent