

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

WHEREAS, the White Mountain Apache Tribal Council is desirous of obtaining satisfactory water supply facilities for tribal members on the Fort Apache Indian Reservation, and

WHEREAS, the Tribe, acting through the Chairman of the White Mountain Apache Tribal Council, by a project proposal submitted to the Indian Health Service on January 3, 1968, requested assistance under Public Law 86-121 in the construction of water supply facilities for tribal members in the Whiteriver Community on the Fort Apache Indian Reservation, and

WHEREAS, the Indian Health Service and the Bureau of Indian Affairs are desirous of assisting the construction of water supply facilities for the Indian people on the Fort Apache Indian Reservation.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in order to carry out the project as set forth in the project summary entitled "Domestic Water Supply Facilities, Whiteriver Water Improvement Project, Whiteriver Community, Fort Apache Indian Reservation, Navajo County, Arizona," dated June 1970, the parties mutually agree:

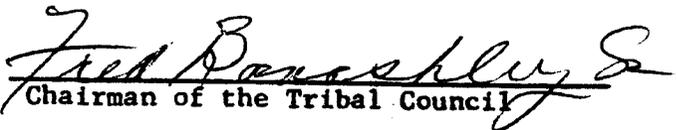
1. That the Indian Health Service will pay over to the Bureau of Indian Affairs the apportionment of costs as outlined in the Engineering Report of April 1969 as a contribution toward the project in behalf of the Indian families residing in the community.
2. That the Tribe will pay over to the Bureau of Indian Affairs the apportionment of costs as outlined in the Engineering Report as a contribution toward the project, but not to exceed \$25,000.00.
3. That the Bureau of Indian Affairs will utilize these funds for the construction of the improvements to the Whiteriver, Arizona Water System as authorized in the Engineering Report, together with other funds provided by the Bureau of Indian Affairs, Tribe, and other participants in the project.
4. That the Indian Health Service will provide, without charge to the Indians, instructions as to the proper utilization, maintenance, operation and protection of facilities provided for herein.

BE IT FURTHER RESOLVED that the sum of \$25,000.00 is hereby appropriated from funds on deposit in the Treasury of the United States to defray the Tribe's share of the construction costs of the Whiteriver Water Improvement Project.

BE IT FURTHER RESOLVED that the Chairman of the Tribal Council is hereby authorized to execute the Memorandum of Agreement between the Indian Health Service, Department of Health, education, and Welfare, the Bureau of Indian Affairs, Department of the Interior, and the White Mountain Apache Tribe, for the construction of the Whiteriver Water Improvement Project.

BE IT FURTHER RESOLVED that the Tribal Council consents to grant to the Bureau of Indian Affairs all rights of way on or over tribal lands as in the judgment of the Bureau may be necessary for the provision and operation of any facilities provided for hereunder and waives any claims for compensation and damages therefor.

The foregoing resolution was on September 30, 1970 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) and (k) 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

Received in Superintendent's Office

OCT 8 1970

Resolution No. 70-147