The Constitution and Bylaws of the White Mountain Apache Tribe of the Fort Apache Indian Reservation, Arizona, is amended as follows:

PREAMBLE

We, the White Mountain Apache Tribe of the Fort Apache Indian Reservation, Arizona, in order to form a more representative organization, to exercise the duties and responsibilities of a representative tribal government, to conserve and develop our tribal lands and resources for ourselves and our children, to provide a higher standard of living, better home life and better homes within the reservation, to extend to our people the right to form business and other organizations, do adopt this Constitution and Bylaws as a guide to our self-governing program.

ARTICLE I - STATEMENT OF PURPOSE

Section 1. In our relation to the United States Government, a relation similar to that which a town or a county has to a State and Federal Government, our own internal affairs shall be managed, insofar as such management does not conflict with the laws of the United States, by a governing body which shall be known as the White Mountain Apache Tribal Council.

ARTICLE II - TERRITORY

The authority of the White Mountain Apache Tribe, of Arizona, shall extend to all of the territory within the exterior boundaries of the Fort Apache Indian Reservation as established by the Act of Congress, June 7, 1897, and to such other lands as the United States may acquire for the benefit of the tribe, or which the tribe may acquire for itself.
ARTICLE III - MEMBERSHIP

Section 1. The membership of the White Mountain Apache Tribe shall consist of:

(a) All persons of White Mountain Apache Indian blood whose names appear on the official census roll at Fort Apache Indian Agency, Whiteriver, Arizona, on January 1, 1938.

(b) All persons born prior to the date of approval of this amended constitution from marriages that were contracted before August 26, 1938, between enrolled Apaches and persons other than Apaches.

(c) All persons of one-half degree or more Apache Indian blood born to members of the White Mountain Apache Tribe prior to the date of approval of this amended constitution.

(d) All children of one-half degree or more of White Mountain Apache Indian blood born after the date of approval of this amended constitution to any member of the White Mountain Apache Tribe; provided, that the parent, next of kin, recognized guardian, or person responsible for their care indicates a willingness to maintain tribal affiliation and to participate in tribal affairs by filing with the Tribal Council within one year after the birth of the child an application to have the child enrolled. The application shall be accompanied by the child's birth certificate or in the absence of a birth certificate by any other evidence as to the eligibility of the child for enrollment as the Tribal Council may require. If the certificate, other evidence, and application are not filed within the designated time the child shall not be enrolled.

Sec. 2. The Council shall have the power to pass ordinances which are consistent with and pursuant to this constitution governing future membership, loss of membership, and the adoption of members by the White Mountain Apache Tribe, subject to review and approval of the Secretary of the Interior.

Sec. 3. The membership roll of the White Mountain Apache Tribe shall be kept current by adding thereto the names of persons who qualify for membership and by deleting therefrom the names of persons who have relinquished in writing their membership in the tribe. Upon receipt of death certificates of deceased members or other evidence of death satisfactory to the Tribal Council, the names of these deceased members shall be removed from the roll.
ARTICLE IV - GOVERNING BODY

Section 1. The governing body of the White Mountain Apache Tribe shall be known as the White Mountain Apache Tribal Council and shall consist of a Chairman, Vice-Chairman and nine members to be chosen as follows:

Chairman, by popular vote of the tribe. 1
Vice-Chairman, by popular vote of the tribe. 1
Two members, by popular vote of the Cibecue, Oak Creek and Grasshopper District. 2
Two members, by popular vote of the Carrizo, Forestdale and Cedar Creek District. 2
Two members, by popular vote of the Eastfork, Turkey Creek, and Seven Mile District. 2
Three members, by popular vote of the Canyon Day and Whiteriver-Northfork District. 3

Sec. 2. Districts Defined. For purposes of voting and representation on the Council, the districts shall be defined as follows:

DISTRICT I
CIBECUE, OAK CREEK, AND GRASSHOPPER

Starting at the N.W. corner of the Fort Apache Indian Reservation follow the north boundary of said reservation along a meandering course for 25 miles in a generally easterly direction to Phoenix Park, thence approximately midway between Phoenix Park Canyon and Foot Canyon along the boundary fence between District I and District II six miles in a south south easterly direction to the thread of Carrizo Creek, thence across Carrizo Creek and along Cibecue Ridge approximately 23 miles in a south south easterly direction to the U. S. Highway 60 right-of-way line, thence along the U. S. Highway 60 right-of-way line 15 miles in a south westerly direction
to the thread of the Salt River, thence along the thread of the Salt River 30 miles in a generally west south westerly direction to the S. W. corner of the Fort Apache Indian Reservation 11 miles N. N. W. to Sombrero Butte, thence continuing along the west reservation boundary line 32 miles in a northerly direction to the point of beginning at the northwest corner of the Fort Apache Indian Reservation. This enclosed area contains 430,571 acres more or less.

DISTRICT II  
CARRIZO, FORESTDALE, AND CEDAR CREEK

Starting at a point on the north boundary of the Fort Apache Indian Reservation approximately 1/4 mile north of the S. W. corner of Sec. 3, T. 10 N, R. 17 E, Gila and Salt River Meridian, said point being at the boundary fence line between District I and District II, thence along the north boundary of the Fort Apache Indian Reservation approximately 50 miles in a generally E. S. E. direction to the approximate line between Sections 5 and 6 T.8N, R.23E, thence approximately 4 miles in a generally southerly direction along the boundary line fence between District II and District III to Amos Mt., thence approximately 6½ miles S. S. E. to Little Round Top Mt., thence approximately 26 miles in a southwesterly direction across Round Top Mt. and Cane Butte to the thread of the Salt River (the present boundary fence between Districts II and III being followed all the way from Amos Mt.), thence approximately 34 miles along the thread of the Salt River in a generally W.N.W. direction to the right-of-way line of U. S. Highway 60, thence approximately 15 miles in a north-easterly direction along the right-of-way line to the fence line of the Carrizo Bull Pasture, thence approximately 23 miles in a north northwesterly direction across U. S. Highway 60 and following the boundary fence between Districts II and III along Cibecue Ridge to the thread of Carrizo Creek, thence approximately 6 miles in a north northwesterly direction across Carrizo Creek and continuing along the boundary fence line between Districts II and III. The closed area contains 460,208 acres more or less.
DISTRICT III
EAST FORK, TURKEY CREEK, AND SEVEN MILE

Starting at a point on the north boundary of Fort Apache Indian Reservation and on the approximate line between Sections 5 and 6, T.8N, R.23E, Gila and Salt River Meridian, thence following a meandering line along the north boundary of said reservation for approximately 19 miles in an easterly direction to a point approximately on the line between Sections 26 and 27, T.9N, R.25E, thence continuing along the reservation boundary line approximately 18 miles in a southeasterly direction to a point in Sec. 30, T.7N, R.27E, thence along the boundary fence between Districts III and IV approximately 10 miles in a generally W. N. W. direction to a point near the Ryan Ranch, thence approximately 10 1/2 miles in a southerly direction across Aspen Ridge, thence approximately 19 miles in a W. S. W. direction crossing the White River and continuing to a point approximately 1/2 mile S. of the village of Whiteriver, thence approximately 22 miles in a generally southerly direction to the thread of the Black River (the boundary fence line between Districts III and IV being followed from the Ryan Ranch to the Black River except for stretches where steep bluffs make fencing unnecessary), thence approximately 48 miles in a northwesterly direction along the thread of the Black River to the junction of the White River and continuing approximately 2.2 miles along the thread of the Salt River, thence approximately 26 miles along the boundary fence between Districts II and III in a north-easterly direction crossing Cane Butte and Round Top Mt. and continuing to Little Round Top, thence approximately 6 1/2 miles N. N. W. to Big Mt., thence approximately 4 miles E. N. E. to Amos Mt., thence approximately 4 miles in a generally northerly direction to the point of beginning. This enclosed area contains 339,545 acres more or less.

DISTRICT IV
CANYON DAY, WHITERIVER, AND NORTH FORK

Starting at a point on Mt. Baldy, thence following the Fort Apache Indian Reservation boundary approximately 4 miles in an easterly direction, thence follow said reservation boundary approximately 17.7 miles S. to the thread of the Black River, thence follow the thread of the Black River
approximately 39 miles in a generally southwesterly direction, then thence following the thread of the Black River approximately 30 miles in a generally northwesterly direction to a point 2 miles down stream from the junction of Big Bonito Creek, then thence approximately 22 miles in a generally northerly direction to a point approximately ½ mile S. of the village of White River, then thence approximately 19 miles in an E. N. E. direction, crossing the White River and continuing to a point S. of Aspen Ridge, then thence approximately 10½ miles in a northerly direction across Aspen Ridge and continuing to a point near the Ryan Ranch, then thence approximately 10 miles in a generally E. S. E. direction to the east boundary of the Fort Apache Indian Reservation, then thence approximately 6 miles in a generally S. S. W. direction to the point of the beginning on Mt. Baldy. This enclosed area contains 420,709 acres more or less.

Sec. 3. The Council may from time to time by ordinance change the foregoing number of representation according to the growth and movement of the population.

Sec. 4. Organization of Council. The Council shall choose, either from within or without its own membership or from non-members, a secretary, a treasurer, and such other officers as it may consider necessary.

Sec. 5. First Election. The first election of Chairman, Vice-Chairman and Councilmen under this constitution and bylaws shall be held within sixty days after this constitution is adopted and approved. In the first election the candidate in each district receiving the highest number of votes shall hold office for four years or until a successor is chosen. The other candidates elected shall hold office for two years or until a successor is chosen. In each regular election thereafter one candidate shall be elected from each district and shall hold office for a term of four years, or until a successor is chosen, except in the Canyon Day and Whiteriver-Northfork Districts, which shall elect two candidates at every other election, such candidates to hold office for four years or until a successor is chosen.

Sec. 6. Members of the Council shall take office on the first Wednesday of the first month after their election.
Sec. 7. Council Chairman and Vice-Chairman. The Chairman and Vice-Chairman of the Tribal Council shall be elected for a term of four years by popular vote of the tribe or until a successor is chosen. Candidates for such office shall possess the qualifications required of candidates for Council membership, as set forth in Article II of the Bylaws, except as to residence. The candidates for Chairman and Vice-Chairman need only be residents of the Fort Apache Indian Reservation. Such elections shall be held under the same rules as the election for Council members and the Chairman and Vice-Chairman of the Tribal Council shall take office on the same day that the Council members take office.

ARTICLE V - POWERS OF THE COUNCIL

Section 1. In addition to all powers vested in the White Mountain Apache Tribal Council by existing law, the White Mountain Apache Tribal Council shall exercise the following powers, subject to any limitations imposed by the Constitution or the Statutes of the United States applicable to Indians or Indian tribes, and subject further to all expressed restrictions upon such powers contained in this constitution and bylaws:

(a) To represent the tribe and act in all matters that concern the welfare of the tribe, and to make decisions not inconsistent with or contrary to this Constitution and Bylaws of the Constitution and Statutes of the United States applicable to Indians or Indian tribes.

(b) To negotiate, make and perform contracts and agreements of every description, not inconsistent with law or this Constitution and subject to the review and approval of the Secretary of the Interior where such review or approval is required by statute or regulation, with any person, association, or corporation, with any municipality or any county, or with the State of Arizona or the United States, including agreements with the State of Arizona for rendition of public services.

(c) To advise the Secretary of the Interior on all activities that may affect the Fort Apache Indian Reservation, and on all appropriation estimates and Federal projects for the benefit of the tribe before such estimates and projects are submitted to the Bureau of the Budget and to Congress.

(d) To employ legal counsel, the choice of counsel and fixing of fees to be subject to the approval of the Secretary of the Interior, so long as such approval is required by Federal law.

(e) To veto the sale, disposition, lease or encumbrance of tribal lands, interests in lands, tribal funds or other tribal assets that may be authorized by any agency or employee of the Government.
(f) To protect and preserve the wildlife, natural resources and water rights of the tribe, to regulate hunting and fishing on the reservation.

(g) To cultivate Indian arts, crafts and cultures.

(h) To regulate the uses and disposition of tribal property.

(i) To manage all economic affairs and enterprises of the tribe including tribal lands, timber, sawmills, flour mills, community stores, and any other tribal activities.

(j) To accept grants or donations from any person, State or the United States.

(k) To appropriate tribal funds for tribal purposes and to expend such funds in accordance with an annual budget approved by the Secretary of the Interior.

(l) To borrow money from any source and pledge or assign chattels or future tribal income as security therefor, subject to the review and approval of the Secretary of the Interior.

(m) To provide by ordinance for the assignment, use or transfer of tribal lands within the reservation.

(n) To enact ordinances subject to review and approval by the Secretary of the Interior covering the granting of both surface and subsurface leases for such periods as are permitted by law.

(o) To levy and collect taxes and to impose license fees, subject to review and approval by the Secretary of the Interior, upon members and non-members doing business within the reservation.

(p) To enact ordinances, subject to review and approval by the Secretary of the Interior, to provide for the adoption of minor children of members of the tribe, but all adoptions accomplished in accordance with State laws shall be recognized as valid by the Tribal Council and to provide further for child welfare and placement services.
(q) To enact ordinances, subject to review and approval by the Secretary of the Interior, establishing and governing tribal courts and law enforcement among Indians on the reservation, regulating domestic relations of members of the tribe, but all marriages and divorces shall be in accordance with State laws, providing for appointment of guardians for minors and mental incompetents, regulating the inheritance of non-restricted real and personal property of members of the tribe within the reservation, and providing for the removal or exclusion from the reservation of any non-member of the tribe whose presence may be injurious to the people of the reservation.

(r) To enact ordinances governing the activities of voluntary associations consisting of members of the tribe organized for purposes of cooperation or other purposes.

(s) To regulate its own procedures, to appoint subordinate committees, commissions, boards, advisory or otherwise, tribal officials and employees not otherwise provided for in this Constitution and Bylaws, and to regulate subordinate organizations for economic and other purposes.

(t) The Tribal Council of the White Mountain Apache Tribe may exercise such further powers as may be delegated to the Council by members of the tribe or by the Secretary of the Interior, or any other duly authorized official or agency of the State or Federal Government.

(u) The foregoing enumeration of powers shall not be construed to limit the powers of the White Mountain Apache Tribe.

**ARTICLE VI - REVIEW BY THE SECRETARY**

Section 1. (a) Any resolution or ordinance which, by the terms of this amended constitution is subject to review by the Secretary of the Interior, which term as used in this constitution and bylaws shall include the Secretary or his authorized representative, shall within 10 days of its enactment be presented to the Superintendent of the Fort Apache Agency, who shall within 10 days after its receipt by him approve or disapprove it, in accordance with any applicable statutes or any federal departmental regulations.
(b) If the Superintendent approves any resolution or ordinance it shall thereupon become effective, but the Superintendent shall transmit the enactment bearing his endorsement to the Secretary of the Interior, who may, within 90 days of the date of its enactment rescind the resolution or ordinance for any cause by notifying the White Mountain Apache Tribal Council of his action.

(c) If the Superintendent disapproves any resolution or ordinance, he shall within 10 days after its receipt by him advise the White Mountain Apache Tribal Council of his reasons therefor, and if these reasons appear to the Council insufficient, it may, by vote of the majority of the Council, refer the resolution or ordinance to the Secretary of the Interior, and if approved by him in writing it shall become effective.

ARTICLE VII - RIGHTS OF MEMBERS

Section 1. All members of the White Mountain Apache Indian Tribe shall be accorded equal political rights and equal opportunities to participate in the economic resources and activities of the tribe, and no person shall be denied freedom of conscience, speech, association or assembly, or the right to petition for the redress of grievances.

ARTICLE VIII - ELECTIONS

Section 1. Regular Elections. The first regular election to vote for Chairman, Vice-Chairman and Councilmen shall be held within sixty days following the date of adoption and approval of this amended Constitution and Bylaws. Thereafter, regular elections for Councilmen shall be held every two years on the first Wednesday in April. Regular elections for Chairman and Vice-Chairman shall be held every four years on the same day noted above for Councilmen.

Sec. 2. Notice. All elections shall be announced by special notice posted at least fifteen days before the election at the voting places and other convenient public places.

Sec. 3. Eligibility. Any enrolled member of the tribe 21 years of age or older shall have the right to vote.
Sec. 4. Voting Places. The voting places shall be:

- Whiteriver-North Fork: Alchesay Hall
- East Fork: Police Station
- Seven Mile: Carl Velasquez Place
- Canyon Day: Lutheran Church
- Carrizo: Police Station
- McNary: Lutheran Church
- Cibecue: Day School
- Forestdale: Forestdale
- Cedar Creek: Day School

and others as may be established by the Council.

Sec. 5. Nomination of Chairman and Vice-Chairman. Any resident member of the tribe whose name is presented at least fifteen days before the election to the Secretary or to the Chairman, or in his absence, to the Vice-Chairman of the Council, by petition signed by at least five percent of the resident voters of the age of not less than twenty-one years shall be declared by the Council to be regularly nominated and to be a candidate for the office of Chairman or Vice-Chairman as indicated in such petition. It shall be the duty of the Secretary to post the names of all qualified candidates in at least one public place in each district at least ten days prior to the election.

Sec. 6. Nomination of Council Members. Any member of the tribe who is a resident of the district from which he desires to be nominated, whose name is presented at least fifteen days before the election, to the Secretary or to the Chairman, or in his absence, to the Vice-Chairman of the Council, by petition signed by at least five percent of the resident voters of the district, of the age of not less than twenty-one years, shall be declared by the Council to be regularly nominated as a Council member and to be a candidate for the office of a Council member as indicated in such petition. It shall be the duty of the Secretary to post the names of all qualified candidates in a public place at least ten days prior to the election.

Sec. 7. Signing of Nomination Paper. Each signer of a nomination paper shall sign but one paper for the same office unless more than one candidate is to be elected to such office, and in that case, not more than the number of nomination papers equal to the
number of candidates to be elected to the office. Signatures of persons in violation of this section shall be disregarded in determining the regularity of a nomination.

Sec. 8. Election Requirements. (a) All elections shall be by secret written ballot. The Council shall have power to prescribe ordinances governing the conduct of referendums and elections. Such ordinances shall prescribe the duties of the election board, procedures for casting and canvassing resident and non-resident ballots, method for challenging right to vote, conduct and results of elections, and settlement of any election disputes.

(b) If the Tribal Council shall fail to give the appropriate notice of an election, or in case a regular election has not been held, the Secretary of the Interior, upon the receipt of a petition signed by at least five percent of the eligible voters of the tribe, shall call such election and shall give fifteen days notice setting the time and place of the election.

ARTICLE IX - REMOVAL FROM OFFICE

Section 1. Forfeiture of Office. If a Chairman or Vice-Chairman or any member of the Council fails or refuses to attend two regular meetings in succession unless excused due to illness or other causes for which he cannot be held responsible, or shall be convicted of a felony or of a misdemeanor involving moral integrity, or if he has been found guilty of disorderly conduct, consisting of being drunk and disorderly in a public or private place, or is guilty of consuming any alcoholic beverages while attending a meeting of the Council in session, or during any daytime recess period, the Council shall declare his position vacant.

Section 2. Removal from Office. The Council may, by an affirmative vote, call a special tribal election for the removal of the Chairman or Vice-Chairman after the accused official has been given the same opportunity to reply to any or all charges as is given to Councilmen.

Section 3. Vacancies. Any vacancies on the Council or any vacancy in the office of Vice-Chairman resulting from the application of one of the two sections immediately preceding shall be filled at once by a majority vote of the Council, a vacancy in the office of Chairman shall be filled by the Vice-Chairman. Persons so appointed shall serve the unexpired term of the office or member.
ARTICLE X - REFERENDUM

Upon a petition of at least twenty percent of the eligible voters of the tribe, or upon the request of the majority of the members of the Tribal Council, any enacted or proposed ordinance or resolution of the Tribal Council shall be submitted to popular referendum at a special election called by the Council and the vote of the majority of the qualified voters in such referendum shall decide whether the ordinance or resolution shall thereafter be in effect, provided that thirty percent or more of the eligible voters shall vote in such referendum.

ARTICLE XI - RESERVATION LAND

Section 1. The reservation land now unallotted shall remain tribal property and shall not be allotted to individuals in severalty, but assignments of land for private use may be made by the Council in conformity with ordinances which may be adopted on this subject. Such ordinances shall be subject to review by the Secretary of the Interior.

ARTICLE XII - AMENDMENTS

Section 1. This Constitution and Bylaws may be amended by a majority vote of the qualified voters of the tribe voting at an election called for that purpose by the Secretary of the Interior, provided that at least thirty percent of those entitled to vote shall vote in such election, but no amendment shall become effective until it shall have been approved by the Secretary of the Interior.

It shall be the duty of the Secretary of the Interior to call an election on any proposed amendment at the request of the Council, or upon receipt of a petition signed by at least thirty percent of the qualified voters of the tribe.

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

ARTICLE I - DUTIES OF OFFICERS

Section 1. Chairman of the Council. The Chairman of the Council shall preside over all meetings of the Council, shall perform
all duties of a Chairman and exercise any authority given him specifically by the Council or by a general meeting of the tribe. The Chairman shall have power to vote.

Sec. 2. Vice-Chairman. In the absence of the regular Chairman, the Vice-Chairman shall preside and shall have all powers, privileges and duties of the Chairman. He shall succeed to the office of Chairman in the event of the Chairman's death, forfeiture of office or removal from office. He shall have power to vote at any meeting.

Sec. 3. Secretary. The secretary shall conduct all tribal correspondence and it shall be his duty to submit promptly to the Superintendent of the jurisdiction and other appropriate offices of the Bureau of Indian Affairs, copies of all minutes of regular and special meetings of the Council.

Sec. 4. Treasurer. (a) The treasurer shall accept, receipt for, keep and safeguard all funds in the custody of the Council. He shall deposit all such funds as directed by the White Mountain Apache Tribal Council and shall keep an accurate record of such funds and shall report on all receipts and expenditures and the amount and nature of all funds in his custody to the Council at regular meetings and at such other times as requested by the Council. He shall not pay or otherwise disburse any funds in custody of the Council except when properly authorized to do so by the Council.

(b) The books and records of the treasurer shall be audited at least once a year by a competent auditor employed by the Council, or the Commissioner of Indian Affairs, and, at such other times as the Council may direct. A copy of the report shall be submitted to the Commissioner of Indian Affairs.

(c) The treasurer shall be required to give a surety bond to be approved by the Council and the Commissioner of Indian Affairs or his authorized representative.

(d) All checks shall be signed by the treasurer and shall be countersigned by the Chairman of the Council, or in his absence, by some other officer designated by the Council.
ARTICLE II - QUALIFICATIONS OF COUNCILMEN

Section 1. Any member of the tribe who has reached the age of twenty-five years, who is a resident of the district which he or she is to represent, or who operates cattle within the said district or who has farm land assigned to him or her in said district, shall be qualified to be a candidate for election to the Council. No person who has been convicted of a felony, or who within the past year preceding the election has been convicted of a crime involving moral integrity, shall be eligible to hold office in the Council. The following crimes, and no others, shall be considered crimes involving moral integrity: adultery, bribery, embezzlement, extortion, fraud, forgery, misbranding, perjury, theft, and/or drunk and disorderly conduct.

Sec. 2. No tribal member shall become a member of the White Mountain Apache Tribal Council, or serve on any Board of Directors of any tribal enterprise or cattle association, or on any other committee, commission or board which is under the jurisdiction of the White Mountain Apache Tribal Council, if he is employed by the Bureau of Indian Affairs or by any other Federal Government Agency.

ARTICLE III - MEETINGS OF THE COUNCIL

Section 1. First Meeting. At the first meeting of the Council after a regular election, the Council shall see that all members have a correct and clear understanding of the Constitution and Bylaws and the management of the tribal and reservation affairs, as well as the rules for the conduct of their own body.

Sec. 2. Regular Meetings. The Council shall hold its regular meeting on the first Wednesday in each month at nine o'clock a.m., unless for some reason the Chairman shall issue notice that the meeting will be held on another date.

Sec. 3. Special Meetings. Special meetings of the Council may be called by the Chairman or the Superintendent, or the Superintendent or the Chairman shall call a special meeting upon written request of three or more members of the Council.
Sec. 4. Conduct of Business. In the conduct of business, recognized rules of order shall be chosen and made applicable. Voting at the Council meeting may be by voice, but at the discretion of the Chairman or upon the request of any two members of the Council a secret vote shall be taken.

Sec. 5. The order of business at any regular or special meeting of the Tribal Council shall be as follows:

(a) Call to order by the Chairman.
(b) Roll Call.
(c) Reading of minutes of last meeting.
(d) Unfinished business.
(e) Reports.
(f) New Business.
(g) Adjournment.

Sec. 6. Quorum. Matters of business for the Council shall be decided by a majority vote. A quorum (a number competent to transact business) of the Council shall be constituted if six or more members are present.

Sec. 7. Restriction of Voting in the Council. In any matter coming before the Council which involves any person or company, no member of the Council that may be permanently connected with the party so involved shall be permitted to vote without the special consent of the remaining members of the Council.

Sec. 8. The Tribal Council may prescribe such salaries and expenses for officers or members of the Council as it deems advisable, from such funds as may be available.

ARTICLE IV - MEETINGS OF THE TRIBE

Section 1. The Council shall from time to time call meetings of all voters of the tribe to lay before them such matters as may come before such a general meeting. A general meeting of the tribe shall be called upon request of a majority of the qualified voters of any district.

ARTICLE V - ORDINANCES AND RESOLUTIONS

Section 1. Every ordinance shall begin with the words, "Be it enacted by the Council of the White Mountain Apache Tribe." Every resolution shall begin with the words, "Be it resolved by the
Council of the White Mountain Apache Tribe." All resolutions and ordinances should be signed by the Chairman or acting Chairman and attested to by the secretary.

Sec. 2. All proposed ordinances of the Council shall be posted in each district at least ten days before final action by the Council.

Sec. 3. All ordinances and resolutions shall be recorded in a special book and shall be open to public inspection.

Sec. 4. All final decisions of the Council on matters of temporary interest (such as action on the tribal budget for a single year, or petitions to Congress or the Secretary of the Interior) or relating especially to particular individuals or officials (such as adoptions of members, instructions for reservation employees or rules of order for the Council) shall be embodied in resolutions. Such resolutions shall be recorded in a special book which shall be open to public inspection.

Sec. 5. All questions of procedure (such as acceptance of committee reports or invitations to outsiders to speak) shall be decided by motion of the Council or by the ruling of the Chairman if no objection is heard. In all ordinances, resolutions, or motions, the Council may act by majority vote, but all matters of importance shall be fully discussed and a reasonable attempt shall be made to secure unanimous agreement.

ARTICLE VI - FEDERAL EMPLOYEES

Section 1. The Council shall request the Superintendent to furnish it with the names of all civil service probationers or temporary employees under civil service regulations on the Fort Apache Indian Reservation who are nearing the end of their probationary periods, and shall advise with the Superintendent in the matter of their being given permanent positions as civil service employees on the reservation.
ARTICLE VII - ADOPTION

Section 1. This revised Constitution and Bylaws, when approved by the Secretary of the Interior, shall be effective from and after the date of its ratification by a majority of the qualified voters of the White Mountain Apache Tribe of the Fort Apache Reservation, voting at a special election called for that purpose by the Secretary of the Interior, in which at least 30 percent of those entitled to vote shall vote.
APPROVAL

I, Roger Ernst, Assistant Secretary of the Interior of the United States of America, by virtue of the authority granted me by the Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378), do hereby approve the attached revised Constitution and Bylaws of the White Mountain Apache Tribe of the Fort Apache Reservation, Arizona, subject to ratification by the Tribe in the manner therein provided.

Upon ratification of this revised Constitution and Bylaws, all rules and regulations promulgated by the Interior Department or by the Bureau of Indian Affairs, so far as they may be incompatible with any of the provisions of the said revised Constitution and Bylaws, are declared inapplicable to the White Mountain Apache Tribe, except where the rule or regulation expressly indicates otherwise.

All officers and employees of the Interior Department are ordered to abide by the provisions of the said revised Constitution and Bylaws.

Approval recommended:

(Sgd) Glenn L. Emmons
Commissioner of Indian Affairs

(Sgd) Roger Ernst
Assistant Secretary of the Interior (SEAL)

Washington, D. C., May 29, 1958
CERTIFICATION OF ADOPTION

Pursuant to an order approved May 29, 1958, by the Assistant Secretary of the Interior, the attached amended Constitution and Bylaws of the White Mountain Apache Tribe of the Fort Apache Reservation was submitted for adoption to the qualified voters of the White Mountain Apache Tribe and was on June 27, 1958, duly adopted by a vote of 734 for, and 67 against, in an election in which at least 30 percent of a total of 1900 eligible voters cast their ballots in accordance with Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378).

(Sgd) Clinton Kessay
Chairman, White Mountain Apache Tribal Council

(Sgd) Mary C. Endfield
Secretary, White Mountain Apache Tribal Council

June 30, 1958

(Sgd) Albert M. Hawley
Supt., Fort Apache Agency
AMENDMENT

AMENDED CONSTITUTION AND BYLAWS

of the

WHITE MOUNTAIN APACHE TRIBE

AMENDMENT 11

Section 3 of Article VIII, ELECTIONS, shall be amended to read as follows:

Section 3. Eligibility. Any enrolled member of the tribe eighteen years of age or older shall have the right to vote.

Note of Information: In the event Amendment II is adopted by the tribe, Sections 5 and 6 of Article VIII of the Constitution shall likewise be amended to read eighteen years in lieu of twenty-one years, or wherever reference is made to ages therein.
CERTIFICATE OF RESULTS OF ELECTION

Pursuant to an election authorized by the Secretary of the Interior on November 23, 1973, the attached constitution and bylaws or amendment, of the White Mountain Apache Tribe was submitted to the qualified voters of the tribe and was on January 24, 1974 duly adopted by a vote of 399 for and 104 against, in an election in which at least 30 per cent of the 792 members entitled to vote cast their ballot in accordance with Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378).

Chairman, Election Board

Election Board Member

Election Board Member
APPROVAL

I, John Artichoker, Jr. Area Director of the Phoenix Area, Bureau of Indian Affairs, Department of the Interior of the United States of America, by virtue of authority granted to the Secretary of the Interior by the Act of June 18, 1934 (48 Stat. 984), as amended, delegated to the Commissioner of Indian Affairs by Secretarial Order 2508 (10 BIAM 2) and redelegated to the Area Director by 10 BIAM 3 do hereby approve Amendment I to the Amended Constitution and Bylaws of the White Mountain Apache Tribe.

[Signature]

Area Director

Phoenix, Arizona
Date: January 29, 1974