Sample Language for Tribal Council Resolution When Selling Timber Sale(s) to Tribal Enterprises Below Fair Market Value. Present the following statements to Tribal Council and request to insert this language into Tribal Council Resolutions when selling value is less than minimum appraised value:

**WHEREAS,** the Department of Natural Resources, Branch of Forestry, has provided a current timber sale appraisal for the (XXX) Timber Sale which duly apprises the Tribe of fair market value for the forest products to be sold (Reference 25 CFR 163.14(d) and 163.16); and

**WHEREAS**, per 25 CFR 163.13 authorizes tribes to enter into formal agreements with Tribal Forest Enterprises; and

**WHEREAS,** the Timber Cutting Agreement authorizes (XXX) Enterprise to contract for the purchase of forest products on Indian lands without advertisement by the Bureau of Indian Affairs at stumpage rates agreed to by the (XXX) Tribe; and

**WHEREAS,** the Tribe has resolved to sell or transfer forest products to (XXX) Enterprise at stumpage rates less than current appraised rates that could be obtained on the open market; and

**WHEREAS,** the (XXX) Tribe has approved the attached proposal and prices for timber products from (XXX) Enterprise for the (XXX) Timber Sale; and