

TITLE 15 - ENVIRONMENT

CHAPTER 6 - WOODCUTTING

Legislative History: Ordinance No. 16, regulating cutting of fuel wood or timber, was enacted by the Papago Council on June 4, 1948 and approved by the Superintendent of the Papago Agency on June 14, 1948.

ORDINANCE OF THE
PAPAGO COUNCIL

NO. 16

WHEREAS, The fuel wood and timber growing on the tribal land of the Papago reservations is the property of all members of the Papago Tribe, and

WHEREAS, Each member of the tribe is entitled to the use of such tribal fuel wood and timber as is needed for his own use, but has no vested right to profit from the sale of a tribal resource to a non-member,

THEREFORE BE IT ENACTED, By the Papago Council that only members of the Papago Tribe may cut fuel wood or timber from Tribal lands, and

BE IT FURTHER ENACTED, That no ^{one} member of the Papago Tribe may remove, cut fuel wood, or timber from the Papago reservations without securing a permit therefor, and no non-member may purchase fuel wood or timber from any member of the tribe without securing a permit therefor, and

BE IT FURTHER ENACTED, That a stumpage fee of \$1.00 per cord of dry or green fuel wood, and 10¢ per fence post regardless of size, be charged for all fuel wood or timber cut from tribal lands sold to non-members of the Papago Tribe or removed from the reservation. Provided, that no stumpage fee shall be charged for fuel wood or timber sold to the missions or to the Government, and provided further that the proceeds from stumpage fees shall be deposited in I.I.M. ACCT. PT-10, Tax Collections, one-half to be used by the Papago Council, and one-half to be used by the District from which the wood was cut, under such regulations as may be prescribed by the Papago Council.

BE IT FURTHER ENACTED, That "home consumption areas," from which no wood may be cut for sale, may be designated by the villages or by the District Councils, if approved by the Papago Council. Provided, that such areas must be plainly posted by 12" X 18" signs in English on each road or trail crossing the boundary of the area, and that the purchase, construction, posting, and maintenance of such signs shall be the responsibility of the body designation the area.

BE IT FINALLY ENACTED, That violation of this Ordinance shall be punishable in the Papago Tribal County by a fine of \$10.00 or a jail sentence of 10 days, or both, Provided, that violation by non-members of the Papago Tribe shall be considered trespass, and be punishable as such.

The foregoing Ordinance was on June 4, 1948, duly enacted by a vote of 8 for and 5 against, by the Papago Council, pursuant to authority vested in it by Sec. 2 (c) (m) and Sec. 3 (e), Article V, of the Constitution of the Tribe, ratified by the Tribe on December 12, 1939, pursuant to Sec. 16 of the Act of June 18, 1934, (48 stat. 984). Said Ordinance is effective as of the date of its approval by the Superintendent of the Papago Agency, subject to its rescission by the Secretary of the Interior pursuant to Sec. 6, Article V, of the Constitution and By-laws of the Papago Tribe.

THE PAPAGO COUNCIL

BY:

/s/ Thomas A. Segundo

Thomas A. Segundo, Chairman

Attest:

/s/ Ida N. Wilson

Ida N. Wilson, Secretary & Treasurer

APPROVED: June 14, 1948

/s/ Burton A. Ladd

Burton A. Ladd, Superintendent

ORD. #16 reviewed and not re-
scinded by I.O. letter dated
August 30, 1948. Sec. File
064.1