

RESOLUTION  
OF  
THE PAPAGO COUNCIL

NO. 441

WHEREAS, The Papago Council, acting under authority of the Constitution and Bylaws of the Papago Tribe of Arizona as approved by the Secretary of the Interior, January 6, 1937 and Chapter 3, Sec. 16 of the Papago Law and Order Code, did on November 23, 1949 probate the estate of Juana Manuel Felix (Probate No. 493) a member of the Papago Tribe of Arizona and a resident of the Papago Reservation, and

WHEREAS, The Tribal Court has appointed an Administrator and has requested that he withdraw from the Tucson Federal Savings Association in Tucson, Arizona funds on deposit in the name of Juana Manuel, deceased, and to deposit the money in the Individual Indian Monies Account of the Superintendent and Special Disbursing Agents accounts Papago Agency to the credit of the Juana Manuel Felix estate, and

WHEREAS, A Member of the Papago Tribe and resident of the Papago Reservation not related to the decedent and therefore, not a probable heir has employed legal counsel and has petitioned Superior Court Division One (1) of Pima County for probate of this estate. Said court assigning Probate No. 13605 and appointing an Administrator thereby disregarding the jurisdiction and the authority of the Papago Tribal Court, and

WHEREAS, This action is a direct challenge of the jurisdiction and authority of the Tribal Court and consequently of the legality of the delegation of such authority by the Federal Government,

THEREFORE, Be It Resolved by the Papago Council that the Commissioner of Indian Affairs be requested to intervene in this case and provide counsel to defend the authority of the Federal Government and the delegated authority of the Papago Tribal Court.

The foregoing resolution was on December 2, 1949, duly enacted by a vote of 14 for and 0 against, by the Papago Council, pursuant to authority vested in it by Sec. 2 (a), of Article V of the Constitution of the Tribe ratified by the Tribe on December 12, 1936, and approved by the Secretary of the Interior on January 6, 1937, pursuant to Sec. 16 of the Act of June 18, 1934, (48 Stat. 984). Said resolution is effective as of the date of its approval by the Superintendent of the Papago Agency, and is not subject to review by the Secretary of the Interior.

THE PAPAGO COUNCIL

BY: Thomas A. Segundo  
Thomas A. Segundo, Chairman

Attest:

Ida H. Wilson  
Ida H. Wilson, Secretary & Treasurer

APPROVED: \_\_\_\_\_  
Burton A. Ladd  
Burton A. Ladd, Superintendent