

RESOLUTION
OF THE
PAPAGO COUNCIL

RES. NO. 1122

WHEREAS; Mr. George A. Freeman has made a request to cancel a silica permit which he has had on the following described tribal land:

SE $\frac{1}{4}$ of Section 35
SW $\frac{1}{4}$ of Section 36
in Township 11 South, Range 2 East, and

WHEREAS, this permit was dated April 1, 1959, and is agency contract number 14020-450-2712, and

WHEREAS, Mr. Freeman asked to cancel this permit because the road to the silica site is so bad that it make trucking costs so high he has been unable to take out silica at the price he agreed to pay the Tribe without losing money on it, and for this reason he has not operated for several months, and

WHEREAS, at the same time Mr. Freeman requested another silica permit on the following described land:

W $\frac{1}{2}$ of W $\frac{1}{2}$ of Section 13
E $\frac{1}{2}$ of E $\frac{1}{2}$ of E $\frac{1}{2}$ of Section 14
in Township 10 South, Range 4 East, and

WHEREAS, Mr. Freeman has agreed to pay 15 cents per ton for the silica to be removed on this new permit, the same as on his first permit, and

WHEREAS, Mr. Freeman overlooked the fact that his request to cancel the first permit should have been made before April 1, 1960, and he has asked that the permit be cancelled with waiver of minimum royalty payment due for the second year, and

WHEREAS, Mr. Freeman has agreed to put up \$1200 as advance royalty on the new permit had has sent the money to the agency for this purpose, and

WHEREAS, the Sif Oidak Council has considered this matter and believes it would be a fair deal for everybody, so it approved canceling the first permit without penalty and approved the new permit at the price 15 cents per ton, with \$1200 to be paid as advance royalty, these two actions being taken on the basis that the new permit will be approved by the agency, and

WHEREAS, the Papago Tribal Council also feels such action is to the advantage of the District and the Tribe,

THEREFORE, LET IT BE RESOLVED BY THE PAPAGO TRIBAL COUNCIL that it approve canceling George A. Freeman's silica permit No. 14-20-450-2712, without penalty, and that it approve Mr. Freeman's new application for a permit as described above, and that it request the Superintendent

Silica Permit

of the Papago Agency to issue the permit in accordance with government regulations, and that it authorize the Chairman to sign such a permit on behalf of the Papago Tribe.

The foregoing Resolution was duly enacted by the Papago Council on July 8, 1960, with a vote of 21 for, and 0 against during a meeting at which a quorum was present, pursuant to authority vested in it by Article V, Section 3 (h) of the Constitution of the Tribe ratified on December 12, 1936, and approved by the Secretary of the Interior on January 6, 1937, pursuant to Section 16 of the Act of June 18, 1934, (48 Stat. 984). The Resolution is effective as of the date of its approval by the Superintendent of the Papago Agency and is subject to rescission by the Secretary of the Interior pursuant to Section 6 of Article V of the Constitution and By-Laws of the Papago Tribe.

THE PAPAGO COUNCIL

BY: Harry W. Marner Vice Chairman
Enos J. Francisco, Chairman

ATTEST:

Raymond Burgess
Acting Secretary

APPROVED: _____

Harry W. Gilmore, Superintendent