

RESOLUTION
OF THE
PAPAGO TRIBAL COUNCIL

RES. NO. 1126

*July 1960
replace # 1123*

WHEREAS, By Resolution 1123, approved by the PAPAGO TRIBAL COUNCIL on July 8, 1960, the COUNCIL approved the employment of John H. Denton, of 215 North Court Street, Tucson, Arizona, as its attorney for the fiscal year, 1961, and

WHEREAS, The Superintendent of the Papago Agency, Harry W. Gilmore, returned the said Resolution on July 15, 1960, together with a letter stating he believed that the COUNCIL would want to enact a new Resolution to meet Government requirements which he specified in his letter, and

WHEREAS, Pursuant to Article 5, Section 2 (b), of the Constitution of the Papago Tribe, the said Tribe acting through its COUNCIL, has the authority to employ legal counsel, the choice of counsel and the fixing of fees to be subject to the approval of the Secretary of the Interior, and

WHEREAS, The Papago Tribal Council and the Chairman have frequent need to consult an attorney to obtain legal guidance in the transaction of various business affairs, and they are also in need of legal assistance in asserting and protecting the legal rights of the Papago Tribe, and

WHEREAS, In its budget Resolution 1116, passed by the Council on June 3, 1960, which was approved by the Area Director on July 11, 1960, the Tribal Council appropriated \$2,000 for the 1961 fiscal year to pay a Tribal attorney on a time and expense basis and this budget appropriation is available to be used for this purpose, and

WHEREAS, John H. Denton, is familiar with the affairs of the Tribe and has provided consultation services to the Tribal Chairman and the Tribal Council without fee for a number of years, and

WHEREAS, The said John H. Denton is a skilled and able attorney, having first been admitted to the practice of the law in 1938 and is at present a member of the Bars of the States of New York and Arizona and also the Bar of the United States Supreme Court.

THEREFORE, LET IT BE RESOLVED THAT the PAPAGO TRIBAL COUNCIL hereby engages the legal services of John H. Denton as General Counsel to perform the following services:

- a. Advise the PAPAGO TRIBAL COUNCIL and the PAPAGO TRIBAL CHAIRMAN on all matters referred to him either by the TRIBAL COUNCIL or the CHAIRMAN.
- b. Take such legal action as the TRIBAL COUNCIL shall specifically direct; and

LET IT FURTHER BE RESOLVED THAT, within the limitations of the \$2,000 appropriated in the 1961 Tribal Budget for attorney's fees and expenses, the said attorney be compensated by the Papago Tribal Council as follows:

- a. The said attorney shall be paid the sum of \$12.50 per hour for each hour which it is necessary for him to spend in the performance of the duties assigned to him by the TRIBAL COUNCIL or the TRIBAL CHAIRMAN pursuant to this resolution.

Denton, John Attorney

- b. The said attorney shall be reimbursed for all his actual and necessary expenses incurred in carrying out this contract; said reimbursement to be made upon presentation of detailed vouchers duly submitted by said attorney and approved by the Secretary of the Interior or his authorized representative; and

BE IT RESOLVED THAT the term of employment of the said attorney be for the fiscal year of the Papago Tribe ending June 30, 1961; and

BE IT FURTHER RESOLVED THAT the said attorney shall present to the Chairman of the Papago Tribal Council and to the authorized representative of the Secretary of the Interior on a date to be specified in the attorney contract, and not less often than quarterly thereafter, so long as this contract remains in effect, a record showing the account

LET IT FURTHER BE KNOWN

THAT the said Council be and they hereby are authorized to execute the aforesaid contract for and on behalf of the PAPAGO TRIBE.

The foregoing Resolution was duly enacted by the Papago Tribal Council on August 12, 1960, with a vote of 18 for, and 0 against during a meeting at which a quorum was present, pursuant to authority vested in it by Article V, Section 2 (b) 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 Section 16 of the Act of June 16, 1934, (48 Stat. 924). Said Resolution is effective as of the date of its approval by the Superintendent of the Papago Agency and subject to the 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: Enos J. Francisco
Enos J. Francisco, Chairman

ATTEST:

Raymond P. Vaughn
Raymond P. Vaughn, Secretary

APPROVED:

Harry W. Gilmore, Superintendent