

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

RES. NO. 1454

WHEREAS, The Papago Tribe of Arizona entered into a written retainer agreement with Edward B. Berger, attorney at law, engaging his services as general counsel for the Papago Tribe on November 6, 1964, under Symbol 14-20-0450-Contract No. 5234, and said Tribal Council passed Resolution No. 1394 on said date, and

WHEREAS, the Tribal Attorney has performed his services as legal counsel to the Papago Tribal Council in a competent manner, and

WHEREAS, the Tribal Attorney has devoted many additional hours of his time to the Papago O.E.O. Committee and advising and consulting with the Director, and

WHEREAS, there is a Papago O.E.O. component which will provide funds for the Tribal Council to pay the Tribal Attorney for its share, and

WHEREAS, the Tribal Attorney and the Mining Consultant have worked diligently toward obtaining mineral leases with Newmont Mining Company and Transarizona Resources, Inc., and

WHEREAS, the Tribal Council has created a Mining, Gas, Oil and Water Development Department which will require the Tribal Attorney to expend considerably more time than was originally contemplated, and

WHEREAS, it is the desire of the Tribal Council to have its attorney spend the required time to adequately represent the Tribe in its negotiations with the various mining companies,

NOW, THEREFORE, LET IT BE RESOLVED, that the Papago Tribal Council hereby orders and directs the Tribal officials to enter into a modification agreement of the contract entered into with Edward B. Berger, Tribal Attorney. Said written agreement is annexed hereto. In accordance with the terms and conditions of said Modification Agreement which will be effective July 1, 1966, the said Tribal officials are further ordered and directed to execute the annexed Agreement on behalf of the Tribe.

The foregoing Resolution was duly enacted by the Papago Tribal Council on the 6th day of May, 1966, with a vote of 19 for, 0 against and 2 not voting, during a meeting at which a quorum was present, pursuant to authority vested in the Council by Section 2 (b) and Section 3 (a) of Article V of the Constitution and By-Laws of the Papago Tribe

ratified by the Tribe on December 12, 1936, and approved by the Secretary of the Interior on January 6, 1937 (Stat. 984) pursuant to Section 16 of the Act of June 18, 1934. Said 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 TRIBAL COUNCIL

ATTEST:

H. Malinda Miguel
H. Malinda Miguel, Secretary

By: Robert C. Mackett
Robert Mackett, Tribal Chairman

MAY 24 1966

HOMER B. JENKINS

Homer B. Jenkins, Superintendent

APPROVED: _____

APPROVED AS TO FORM:
APPROVED AS TO FORM

Edward B. Berger

~~EDWARD B. BERGER~~
Edward B. Berger, Tribal Attorney