

RESOLUTION OF THE PAPAGO COUNCIL

RESO. NO. 21-70

WHEREAS; The Papago Council is interested in the well-being of all Indian Tribes, and

WHEREAS; at a recent Indian Tax Seminar in Phoenix sponsored by the Agua Caliente Band of Mission Indians there was full discussion of taxation of possessory interest in California, and

WHEREAS; The Agua Caliente Band of Mission Indians has a case pending in the United States Court of Appeals for the Ninth Circuit entitled, "The Agua Caliente Band of Mission Indians, et al, v. The County of Riverside, a political Subdivision of the State of California", concerning the so-called "leasehold tax", and

WHEREAS; The Agua Caliente Band of Mission Indians has requested that all Tribes file an Amicus Curiae (Friend of the Court) brief in support of the Indians' position, and

WHEREAS; The Papago Council is concerned with the final outcome of the case as it may affect the economic use of Papago Indian lands, and

WHEREAS; it is in the best interests of the welfare of The Papago Tribe that a brief be filed.

THEREFORE, BE IT RESOLVED BY THE PAPAGO COUNCIL that The Papago Council requests Edward B. Berger, General Counsel for The Papago Tribe to prepare and file an Amicus Curiae brief on behalf of The Papago Tribe in the United States Court of Appeals for the Ninth Circuit in the case of "The Agua Caliente Band of Mission Indians, et al, v. The County of Riverside, a political Subdivision of the State of California", and if necessary, to file a brief in the United States Supreme Court.

BE IT FURTHER RESOLVED that The Papago Council requests Mr. Berger to cooperate with other Tribes in a joint effort as to whatever briefs are necessary.


BE IT FINALLY RESOLVED that Mr. Berger is authorized to expend whatever funds are necessary in the preparation and filing and printing of said briefs.

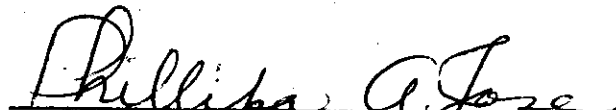
The foregoing Resolution was duly enacted by The Papago Council on the 21st day of August, 1970, with a vote of 22 for, 0 against

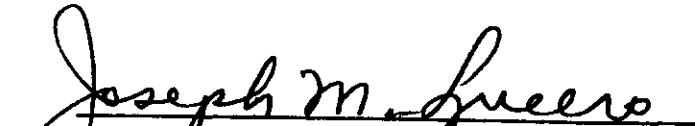
and no absent, during a meeting at which a quorum was present, pursuant to authority vested in The Papago Council by Section 2(h) of Article V of the Constitution and By-Laws of The Papago Tribe of Arizona, ratified by the Tribe on December 12, 1936 and approved by the Secretary of the Interior on January 6, 1937 (48 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 not subject to review by the Secretary of the Interior.

THE PAPAGO COUNCIL

ATTEST:


Thomas A. Segundo, Chairman


Phillipa A. Jose, Secretary


Joseph M. Lucero, Superintendent

APPROVED: Aug. 31, 1970

