

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL
(Second Amendment re Batch Plant)

RES. NO. 44-76

1 WHEREAS, the Papago Council did on June 4, 1976, by Resolution No. 29-76, and by
2 Resolution Amended as of July 2, 1976, Resolution No. 38-76, approve
3 the purchase of a cement batch plant, including trucks and related equip-
4 ment, for a sum not to exceed \$125,000, provided the Papago Tribe could
5 obtain a firm commitment for such purchase price; and

6 WHEREAS, the First National Bank approved of said loan, providing three provisions
7 are agreed to as follows:

- 8 1. That said loan would be a commercial loan with a floating
9 interest rate of 2 ½% over Prime Rate;
- 10 2. That said loan would be for a five year period with a
11 two year stop;
- 12 3. That the Tribe secure said loan by an Assignment of a
13 percentage of net smelter receipts from ores produced
14 from Hecla Mining Company; and

15 WHEREAS, the cement batch plant is a Tribal operation and therefore it is in the
16 best interest of the Tribe to agree to the loan conditions of the First
17 National Bank.

18 NOW, THEREFORE, BE IT RESOLVED by the Papago Council that Papago Construction is
19 authorized to purchase a cement batch plant, including trucks and
20 related equipment, for a sum not to exceed \$125,000.00, and that the
21 Chairman and other appropriate officers of the Papago Council are hereby
22 authorized to negotiate a purchase loan from the First National Bank of
23 Arizona, or any other accredited bank or lending institution, with the
24 following loan conditions:

- 25 1. That said loan would be a commercial loan with a floating
26 interest rate of 2 ½ over Prime Rate;
- 27 2. That said loan would be for a five year period with a
28 two year stop;
- 29 3. That the Tribe secure said loan by an Assignment of a
30 percentage of net smelter receipts from ores produced
31 from Hecla Mining Company; and

32 to execute on behalf of the Papago Tribe any loan or purchase agreement

1 and any note, security agreement, assignment or related documents
2 necessary or incidental to the purchase of such cement batch plant.

3 The foregoing Resolution was duly enacted by the Papago Council on the 12th day
4 of August, 1976, at a meeting at which a quorum was present with a vote of 801
5 for; 33 against; 0 not voting; and 1 absent; pursuant to the authority
6 vested in the Council by Section 2 (2) (f) and (h) of Article V of the Consti-
7 tution and By-laws of the Papago Tribe as amended, ratified by the Papago Tribe
8 on December 12, 1936, and approved by the Secretary of the Interior on January
9 6, 1937, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984). Said
10 Resolution is effective as of the date of its approval by the Superintendent of
11 the Papago Agency and is not subject to review by the Secretary of the Interior.

THE PAPAGO COUNCIL

Max A. Morris
Cecil Williams, Chairman

14 ATTEST:

Mary Johnson
Mary Johnson, Assistant Tribal
Secretary

[Signature]
NOTED
Superintendent, Papago Agency

APPROVED: _____



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

DATE OF MEETING August 17, 1976

RESOLUTION OR ORDINANCE NO. 44-70

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 127	1. Edward Kisto (Joann Garcia) 2. Louis Harvey (Marvin Garcia)	63.5 63.5	127			
CHUKUT KUK 64	1. Rosemary Lopez (Nellie Martin) 2. Harriet Toro (Archie Hendricks)	32.0 32.0	64			
GU ACHI 81	1. Joseph Ramon (Stephen Listo) 2. Juan P. Lopez (Nolea J. Ramon)	40.5 40.5	81			
GU VO 49	1. Cross Antone (Edward J. Lopez) 2. William Lewis, Sr. (Frances Cachora)	24.5 24.5	49			
HICKIWAN 81	1. Henry A. Ramon (James Angea) 2. Archie Pilone (Emillio Francisco)	40.5 40.5	81			
PISINIMO 52	1. Lamando Francisco (Andrew Lorentine) 2. Alice Juan (Herman Lopez)	26.0 26.0	52			1
SAN LUCY 32	1. Max Jose (Jeannie Morris) 2. Elee Sam (Ricardo M. Baptisto)	16.0 16.0	32			
SAN XAVIER 66	1. Tony Felix (Rosemary D. Secundino) 2. Carmelita Mattias (Laura J. Smith)	33.0 33.0	33	33		
SCHUK TOAK 46	1. Joe Enriquez (Joann Francisco) 2. Ramon Campillo, Jr. (Felix Juan)	23.0 23.0	46			
SELLS 147	1. Mollie Garcia (Jacob Lewis) 2. Larry Garcia (Tony Lopez)	73.5 73.5	147			
SIF OIDAK 89	1. Edward Juan (Vincent Manuel) 2. Melissa Harris (Fernando ...)	44.5 44.5	89			
TAI		114.0				1