

RESOLUTION OF THE PAPAGO COUNCIL
(Preservation of the Lakeshore mine)

RES. NO. 55-78

WHEREAS, The Hecla Mining Company (Hecla) and the El Paso Natural Gas Company (El Paso) have, as lessee, a mining lease (Contract No. H50 C14200521) to certain mineral lands on the Papago Reservation known as the Lakeshore mine, and have, under said lease and previous leases, invested in excess of Two Hundred Million Dollars in developing and equipping said mine; and

WHEREAS, said lease provides that the lessee may at any time terminate the lease and may, within 180 days of such termination, remove certain mining and processing machinery placed upon the mine by the lessee; and

WHEREAS, Hecla and El Paso have notified the Papago Tribe of a probable surrender of the lease effective the last day of the month of October, 1978, because of their inability, due to depressed conditions of the copper market, to continue to pay for the necessary cost of holding the mine until economic conditions again justify production from the mine; and

WHEREAS, it would be to the benefit of the Papago people if the Lakeshore mine, including the salvageable equipment belonging to lessee, be kept intact and in operating condition for a period of months to permit the Tribe to obtain a new lessee, joint venturer or operator; and

WHEREAS, Hecla and El Paso have indicated a willingness to defer disposition of their salvageable equipment for such period provided that the Tribe agrees to pay the cost of upkeep, maintenance and preservation of the mine and the equipment; and

WHEREAS, it is estimated that the cost of such upkeep, maintenance and preservation is approximately One Hundred Thousand Dollars per month; and

WHEREAS, it would be to the benefit of the Papago people if a period of three months could be obtained to find a successor lessee, joint venturer or operator, with an option for an additional three months in the event serious negotiations are underway at the expiration of the first three months; and

WHEREAS, the Papago Tribe has received informal and conditional assurances that the Department of Interior may fund the cost of such upkeep, maintenance and preservation for the first three months; and

WHEREAS, it is to the benefit of the Papago Tribe, and of its members, and of the Districts of the Papago Reservation that the Tribe have a maximum of time during which the Lakeshore mine be kept intact and in operating condition.

NOW, THEREFORE BE IT RESOLVED by the Papago Council that it does hereby direct and authorize the Chairman and Vice-Chairman of the Papago Council, and the Mining Director and Attorneys of the Papago Tribe (1) to seek funds from the Department of Interior and/or other departments or agencies of the Federal Government, or from other sources, to pay for the cost of upkeep, maintenance and preservation of the Lakeshore mine and of the equipment thereon for a period up to six months following the termination of the lease by Hecla and El Paso, and (2) to negotiate with Hecla and El Paso for an agreement to keep, maintain and preserve the mine and equipment intact for such period.

BE IT FURTHER RESOLVED that it does hereby appropriate up to Three Hundred Thousand Dollars from the mining royalty account allocated to

the eleven Districts of the Papago Reservation either to supplement any funds obtained by or for the Papago Tribe from the Department of Interior and/or other departments or agencies of the Federal Government, or from other sources, or, if no such funds are obtainable, to use such appropriated funds, in order to pay for the cost of upkeep, maintenance and preservation of the Lakeshore mine and of the equipment thereon for a maximum period up to six months following the termination of the lease by Hecla and El Paso.

The foregoing Resolution was duly enacted by the Papago Council on the 24 day of October, 1978, at a meeting at which a quorum was present with a vote of 910 for; 54 against; 54 not voting; and 3 absent, pursuant to authority vested in the Council by Section 3 (a) and (h) of Article V of the Constitution and By-Laws of the Papago Tribe as amended, ratified by the Papago Tribe on December 12, 1936, and approved by the Secretary of Interior on January 6, 1937, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984). Said Resolution is effective as of the date of its approval by the Superintendent of the Papago Agency and is subject to review by the Secretary of Interior.

THE PAPAGO COUNCIL




CECIL WILLIAMS, Chairman

ATTEST:



MARY JANE NARCHO, Secretary

RESOLUTION APPROVED this 24 day of October, 1978.



RICHARD T. CHRISTMAN
Superintendent, Papago Agency

Councilman Henry Ramon - 1st. Move
Councilman Arnold Smith - 2nd. Move

(Preservation of the Lakeshore mine)

DISTRICT	REPRESENTATIVES	NO. OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 143	1. EDWARD N. KISTO (JOANN GARCIA)	71.5	x			
	2. LOUIS HARVEY SR. (ENOS FRANCISCO JR.)	71.5	x			
CHUKUT KUK 161	1. ROSEMARY LOPEZ (NELLIE MARTIN)	80.5	x			
	2. HARRIET TORO (HENRY JOSE)	80.5	x			
GU ACHI 108	1. JOSEPH P. RAMON (STEPHEN LISTO)	54.0			x	
	2. CIPRIANO MANUEL (JONAS ROBLES)	54.0		x		
GUVO 47	1. CROSS ANTONE (EDWARD J. LOPEZ)	23.5				x
	2. WILLIAMS LEWIS SR. (JUAN JOE CIPRIANO)	23.5				x
HICKIWAN 86	1. HENRY A. RAMON (JAMES ANGES)	43.0	x			
	2. EDWARD MANUEL (ARCHIE PILONE)	43.0	x			
PISINEMO 68	1. LAMANDO FRANCISCO	34.0				x
	2. JOSE MANUEL JR.	34.0	x			
SAN LUCY 35	1. JEANIE MORRIS	17.5	x			
	2. RICARDO M. BAPTISTO (ALBERT GOMEZ)	17.5	x			
SAN XAVIER 99	1. TONY FELIX (ROSEMARY D. SECUNDINO)	49.5	x			
	2. ARNOLD SMITH (CARMEN MATTIAS)	49.5	x			
SCHUK TOAK 76	1. JOSEPH ENRIQUIZ (CHRISTINE MIGUEL)	38.0	x			
	2. RAMON CAMPILLO JR. (JOANN FRANCISCO)	38.0	x			
SELLS 139	1. MOLLIE GARCIA (JACOB LEWIS)	69.5	x			
	2. FRED STEVENS (JACOB ESCALANTE)	69.5	x			
SIF OIDAK 103	1. VINCENT MANUEL	51.5	x			
	2. NICHOLUS JOSE (MELISSA NORRIS)	51.5	x			
TOTALS		1065.0	910	54	54	3(47)*

*Pisinimo Dist carried both votes