

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

(Application for Permits under the Antiquities)
(Act and Archeological Resources Protection Act)

RES. NO. 51-82

- 1 WHEREAS, the Arizona State Museum (Museum) has filed an application for a
2 permit under the Antiquities Act of June 8, 1906, P. L. 95-209,
3 34 Stat. 225, 16 U.S.C. 431-433, which has been superseded by the
4 Archeological Resources Protection Act of 1979, P. L. 96-95, 93
5 Stat. 721, 16 U.S.C. 470aa-47011, to excavate, collect and study
6 archeological resources throughout the Papago Reservation; and
7 WHEREAS, the Papago Council believes that the Museum's application is too
8 broad and violative of the regulation governing applications
9 for permits (43 C.F.R. 3.5) under the foregoing Act; and
10 WHEREAS, the Papago Council did on March 10, 1982, pass an ordinance,
11 Ordinance No. 03-82, excluding from the exterior boundaries of
12 the Papago Reservation persons who are not members of the Papago
13 Tribe and who are not specifically authorized to enter, traverse
14 or be within the boundaries of the Papago Reservation, or who
15 have not registered with and obtained a special permit or
16 permission from a District office to enter upon, traverse, camp
17 or reside within such District; and
18 WHEREAS, the Papago Council has determined that the persons listed in the
19 Museum's application as being in charge of the proposed project
20 of field work are not authorized under Ordinance No. 03-82 to
21 enter within the exterior boundaries of the Papago Reservation
22 and have not sought the specific permit or permission to enter
23 a particular District of the Papago Reservation.
24 NOW, THEREFORE, BE IT RESOLVED by the Papago Council that it does not
25 give its consent, pursuant to 25 C.F.R. 132.5 or pursuant to
26 16 U.S.C. 470cc (g) (2), to the grant of a permit to the Arizona
27 State Museum.
28 BE IT FURTHER RESOLVED that any applicant for a permit to excavate, collect
29 or study archeological resources on the Papago Reservation,
30 whether under the Antiquities Act of June 8, 1906, or the
31 Archeological Resources Protection Act of 1979, shall first
32 obtain permission from the District office(s) in which such

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1 resources are located before requesting the consent for such
2 permit from the Papago Council.

3 The foregoing Resolution was duly enacted by the Papago Council on the 13th
4 day of May, 1982, at a meeting at which a quorum was present with a vote of
5 1148.0 for; 0 against; 0 not voting; and 2 absent,
6 pursuant to the authority vested in the Papago Council by Section 2 (c), (f)
7 and (h) and Section 3 (c) and (h) of Article V of the Constitution and By-laws
8 of the Papago Tribe of Arizona as amended, ratified by the Papago Tribe on
9 December 12, 1936, and approved by the Secretary of the Interior on January 6,
10 1937, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984). Said
11 Resolution is not subject to review by the Secretary of the Interior and is
12 effective as of the date of its enactment by the Papago Council.

THE PAPAGO COUNCIL

10 Max H. Norris
11 Max H. Norris, Chairman

12 ATTEST:

13
14 Rose Johnson
15 Rose Johnson, Secretary

24 FOUR STAR BOND
25 SOUTHWORTH CO. U.S.A.
26 25% COTTON FIBER