

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

Approving Bill for Use and
Distribution of Judgment Funds

RES. NO. 83-82

- 1 WHEREAS, the Indian Claims Commission did on July 21, 1976, enter a final
2 award of \$26,000,000.00 to the Papago Tribe in settlement of the
3 Papago Tribe's land and trespass claims involving some 6.3 million
4 acres of land, asserted in Docket 395, and a claim for general
5 accounting, asserted in Docket 102; and
6 WHEREAS, funds to satisfy the award were appropriated by the Act of
7 September 30, 1976, Public Law 94-438, 90. Stat. 1416, and were
8 invested by the Secretary of Interior ("Secretary") pursuant to
9 25 U.S.C. 162 (a) and 25 C.F.R. 60.11; and
10 WHEREAS, the Secretary is required under the provisions of Public Law 93-134,
11 87 Stat. 468, 25 U.S.C. 1401, and 25 C.F.R., Part 60, to develop a
12 plan for the use and distribution of these funds; and
13 WHEREAS, the Papago Council did by Resolution No. 08-81, refer all recommend-
14 ations, resolutions and communications developed by, or referred to
15 the Papago Council and the Tribe from all tribal members and legal
16 entities entitled to share in the funds including a committee of
17 District Chairmen established by the Papago Council, and the
18 various Districts, to the Secretary with the request that he develop
19 such a plan and hold public hearings of record thereon; and
20 WHEREAS, the Secretary did develop a proposed Secretarial Plan which provides
21 for the per capita distribution of fifty per cent of the funds on
22 hand, and for the investment, reinvestment and use of the remaining
23 fifty percent for tribal programs; and
24 WHEREAS, the Secretary did conduct public hearings within the Papago
25 Reservation on the plan, which received substantial support from
26 members of the Papago Tribe; and
27 WHEREAS, the time permitted for the development of a Secretarial plan under
28 Public Law 93-134 has long ago expired and it will be necessary to
29 submit any plan for the distribution of judgment funds to Congress
30 for enactment into law; and
31 WHEREAS, the Papago Council is seriously concerned about the Secretary's
32 delays in furnishing such plan; about the drastic cuts in tribal
programs resulting from reductions in federal supports for Indian
programs; about the likelihood of serious cuts in or termination of
tribal mining revenues; and about the economic plight of members of
the Papago Tribe, and believes that it is essential forthwith to
proceed with a judgment distribution plan which will make funds
immediately available both for tribal programs and for partial per
capita distributions to qualifying members of the Papago Tribe
whose applications for membership have been approved in accordance
with the provisions of the Papago Enrollment Ordinance, Ordinance
No. 05-81, and the Papago Enrollment Manual; and

FOUR STAR BOND

1 WHEREAS, the Secretary presently has on hand in excess of \$ _____ in
2 funds subject to distribution to the Papago Tribe and its members,
3 and the Papago Council estimates that there will be fewer than
4 16,000 persons who will qualify for per capita distribution of
such funds; and

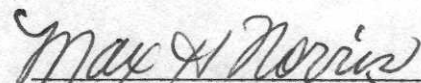
5 WHEREAS, the Papago Council has reviewed the attached proposed Bill to
6 provide for the use and distribution of the Papago Tribe's
judgment funds.

7 NOW, THEREFORE, BE IT RESOLVED by the Papago Council that it does hereby
8 approve of the provisions of the attached Bill which provide for
9 the use and distribution of the Papago Tribe of Arizona judgment
10 funds in Dockets 345 and 102, before the Indian Claims Commission,
11 and does hereby authorize and direct the Chairman, attorneys,
12 lobbyists and other appropriate officers of the Papago Tribe to do
everything necessary and appropriate to have the substantive
provisions thereof enacted into law at the earliest possible moment.

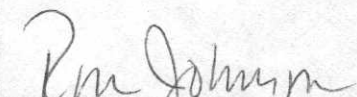
13 BE IT FURTHER RESOLVED that the Papago Council hereby requests the help of
14 the Secretary and Department of Interior and of the Arizona
15 delegation to Congress to do everything within their power to assure
16 the prompt passage of the substantive provisions of the attached
Bill into law.

17 The foregoing Resolution was duly enacted by the Papago Council on the 24th
18 day of June, 1982, at a meeting at which a quorum was present with a vote of
19 1004.0 for; 144.0 against; 0 not voting; and 2 absent,
20 pursuant to the authority vested in the Papago Council by Section 2 (d) of
21 Article V of the Constitution and By-laws of the Papago Tribe of Arizona as
amended, ratified by the Papago Tribe on December 12, 1936, and approved by
the Secretary of the Interior on January 6, 1937, pursuant to Section 16 of
the Act of June 18, 1934 (48 Stat. 984). Said Resolution is not subject to
review by the Secretary of the Interior and is effective as of the date of
its enactment by the Papago Council.

22 THE PAPAGO COUNCIL

23
24 
25 Max H. Norris, Chairman

26 ATTEST:

27
28 
29 Rose Johnson, Secretary