

RESOLUTION OF THE PAPAGO COUNCIL
(Amending Escheat Ordinance)

RES. NO. 182-84

1 WHEREAS, the Papago Council has enacted the Archaeological
2 Resources Protection Ordinance for the protection
3 and preservation of archaeological resources on the
Papago Reservation; and

4 WHEREAS, Section 11 of the Archaeological Resources Protection
5 Ordinance provides for the ownership, custody and
6 ultimate disposition of archaeological resources
7 excavated or removed from the Papago Reservation,
8 and it is no further necessary or appropriate that
the ownership, custody and disposition of archaeo-
logical resources be determined under the provisions
of the Escheat Ordinance of the Papago Tribe, Ord.
No. 04-83.

9 NOW, THEREFORE, BE IT RESOLVED by the Papago Council that the
Escheat Ordinance is hereby amended as follows:

10 Section 5 Abandoned property

11 Any ~~Indian-artifact, -archaeological-resource-or~~
12 other tangible personal property which is embedded
13 in the soil, other than an archaeological resource
14 as defined in the Archaeological Resource Protection
15 Ordinance of the Papago Tribe, and which is at least
16 fifty years old and is found within the exterior
boundaries of the Papago Reservation, whose owner is
unknown, shall be presumed abandoned and, unless
claimed by and awarded to the owner as provided in
this ordinance, shall escheat to the vest in the
Papago Tribe.

17 Section 13

18 (B) All abandoned property described in section 5
19 which is ~~except-Indian-artifacts-and-archaeo-~~
20 ~~logical-resources-described-in-the-Archaeological~~
21 ~~Resources-Protection-Act-of-1979,-P.L.-96-95,~~
22 ~~14-U.S.C.-§§-470-aa-et-seq.-and-the-regulations~~
23 ~~promulgated-pursuant-thereto,~~ delivered to the
24 treasurer shall be sold by him on the open market
for the best available price within one hundred
and eighty days after the time set in the pub-
lished notice required by section 9(B) (3) or, if
a claim therefor has been filed, after a final
determination of the claim in favor of the Papago
Tribe.

25 (D) ~~All-abandoned-Indian-artifacts-and-archaeological~~
26 ~~resources-described-in-the-Archaeological-Res-~~
27 ~~ources-Protection-Act-of-1979-and-the-regulations~~
28 ~~promulgated-pursuant-thereto, delivered-to-the~~
29 ~~treasurer-shall-escheat-to-and-vest-in-the-Papago~~
30 ~~Tribe-immediately-upon-expiration-of-the-time-set~~
31 ~~in-the-published-notice-required-by-section-9(B)~~
32 ~~(3)-or, if-a-claim-has-been-filed, after-a-final~~
determination of the claim in favor of the Papago
Tribe. --The treasurer shall arrange for the
safekeeping of such artifacts and resources and
may promulgate regulations and enter into agree-
ments providing for their safekeeping, display
and study by suitable tribal, educational or

~~scientific institutions, programs, museums or universities. The ultimate disposition of such artifacts or resources shall be made by the Papago Council.~~

BE IT FURTHER RESOLVED that Ordinance No. 04-83 of the Papago Tribe, as amended by this Resolution, is hereby republished as the Escheat Ordinance of the Papago Council.

The foregoing Resolution was duly enacted by the Papago Council on the 20th day of August, 1984, at a meeting at which a quorum was present with a vote of 1414.5 for; -0- against; 25.5 not voting; and 1 absent, pursuant to the authority vested in the Council by Section 2(c) and (e) and Section 3 (a), (b), (h) and (k) 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 the 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

Josiah L Moore
JOSIAH MOORE, Chairman

ATTEST:

Barbara J Johnson
Secretary

RESOLUTION APPROVED this 24th day of August, 1984.

John Ross
Acting Superintendent, Papago Agency



MOVED: John Narcho

SUBJECT: Amending Escheat Ordinance

SECOND: Angelo Joaquin

DATE: 8/20/84

RESOLUTION
or
ORDINANCE # 182-84

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 105	1. Nicklos Jose (Alice Norris) 2. Elliott Lewis (Eugene F. Jose)	52.5 52.5	X X			
SELLS 235	1. Andrew M. Patricio (Nora Alvarez) 2. Fred Stevens (Dennis Jose)	117.5 117.5	X X			
SCHUK TOAK 103	1. Jo Ann Francisco (Priscilla G. Domingo) 2. XXXXXXXXXXXXXXXXXXXX (Joseph Juan)	51.5 51.5	X X			
SAN XAVIER 121	1. Carmelita Mattias () 2. John B. Narcho (Austin Nunez)	60.5 60.5	X X			
BABOQUIVARI 203	1. Kenneth Chico, Sr. (Donald Harvey) 2. Joann Garcia (Edward N. Kisto)	101.5 101.5	X X			
GU ACHI 150	1. Angelo J. Joaquin, Sr. (Jonas R. Robles) 2. XXXXXXXXXXXXXXXXXX (Fred Adams, Jr.)	75.0 75.0	X X			
PISINEMO 105	1. Johnson Jose (Frank Garcia) 2. XXXXXXXXXXXXXXXXXX Sylvester (XXXXXXXXXXXXXXXXXX) Manuel	52.5 52.5	X X			
SAN LUCY 51	1. John Reno (Max P. Jose) 2. Albert Gomez (Jeannie Morris)	25.5 25.5			X	
GU VO 107	1. Virgil Lewis (Henry F. Manuel) 2. Cross Antone (Fern E. Salcido)	53.5 53.5	X X			
HICKIWAN 122	1. Henry A. Ramon (Pablo Baptisto) 2. Delma Garcia (Archie Pilone)	61.0 61.0		X		X
CHUKUT KUK 138	1. Harriet Toro (Lawrence Jose) 2. Rosemary Lopez (Anita C. Clark)	69.0 69.0	X X			
TOTALS		1440.0	1414.5	-0-	25.5	1