

Agency book

RESOLUTION
OF THE
PAPAGO COUNCIL

RES. NO. 1025

WHEREAS, The U. S. Corps of Engineers through its Arizona Area Office, 211 E. McDowell Road, Phoenix, has offered the Papago Tribe \$130,000 for the flowage easement on approximately 7744 acres of the Gila Bend Reservation as payment for flooding which may be caused by water backed up behind the Painted Rocks Reservoir during high flood stages on the Gila River, and

WHEREAS, It is the estimate of the U. S. Engineers that flooding will occur on an average of only once every 15 years during the period between January and March, and only once every 500 years between April and December, and

WHEREAS, The U. S. Engineers have agreed that Papagos shall have free access to, and use of the approximately 7744 acres at all times, and there will be no restriction on its use except that no structures for habitation by humans shall be erected, and

WHEREAS, The Gila Bend District Council has considered this offer and believes it to be a fair one, and passed a Resolution accepting the offer by a vote of 10 to 0 at a meeting held January 29, 1960, at which a quorum was present.

THEREFORE, LET IT BE RESOLVED by the Papago Tribal Council that it also approve the offer of \$130,000 made by the U. S. Engineers, for the flowage easement on the Gila Bend Reservation, one-half of which will go to the Gila Bend District, and one-half to the Tribal Council in accordance with provisions of the present Constitution, and that it request payment to be made to the Tribe as soon as possible.

The foregoing Resolution was duly enacted by the Papago Council on February 5, 1960, with a vote of 13 for 0 against 7 not voting during a meeting at which a quorum was present, pursuant to authority vested in it by Article V, Section 2 (a), (c) & Section 3 (h) of the Constitution of the Tribe ratified by the 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 16, 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 the rescission by the Secretary of the Interior, pursuant to Section 6 of Article V of the Constitution and By-Laws of the Papago Tribe.

Area Office letter of March 11 states resolution is not subject to approval.

THE PAPAGO COUNCIL :

BY: *Enos J. Francisco*
Enos J. Francisco, Chairman

ATTEST

Evelyn Antona
Evelyn Antona, Secretary

APPROVED: *February 10, 1960*

Harry W. Gilmore
Harry W. Gilmore, Superintendent