

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

RES. NO. 1509

ratified by the Tribe on December 12, 1936 and approved by the Secretary of Interior on January 6, 1937 (Stat. 984), pursuant to Section 16 of the Act of June 18, 1934. Said Resolution is effective as of the date of its approval by the Superintendent of the Papago Agency, and is not subject to review by the Secretary of the Interior.

THE PAPAGO TRIBAL COUNCIL

ATTEST :

H. Malinda Miguel
H. Malinda Miguel, Secretary

John Artichoker, Jr.
John Artichoker, Jr., Superintendent

ROBERT C. MACKETT
By: TRIBAL CHAIRMAN
Robert C. Mackett, Chairman

APPROVED: MAY 16 1967

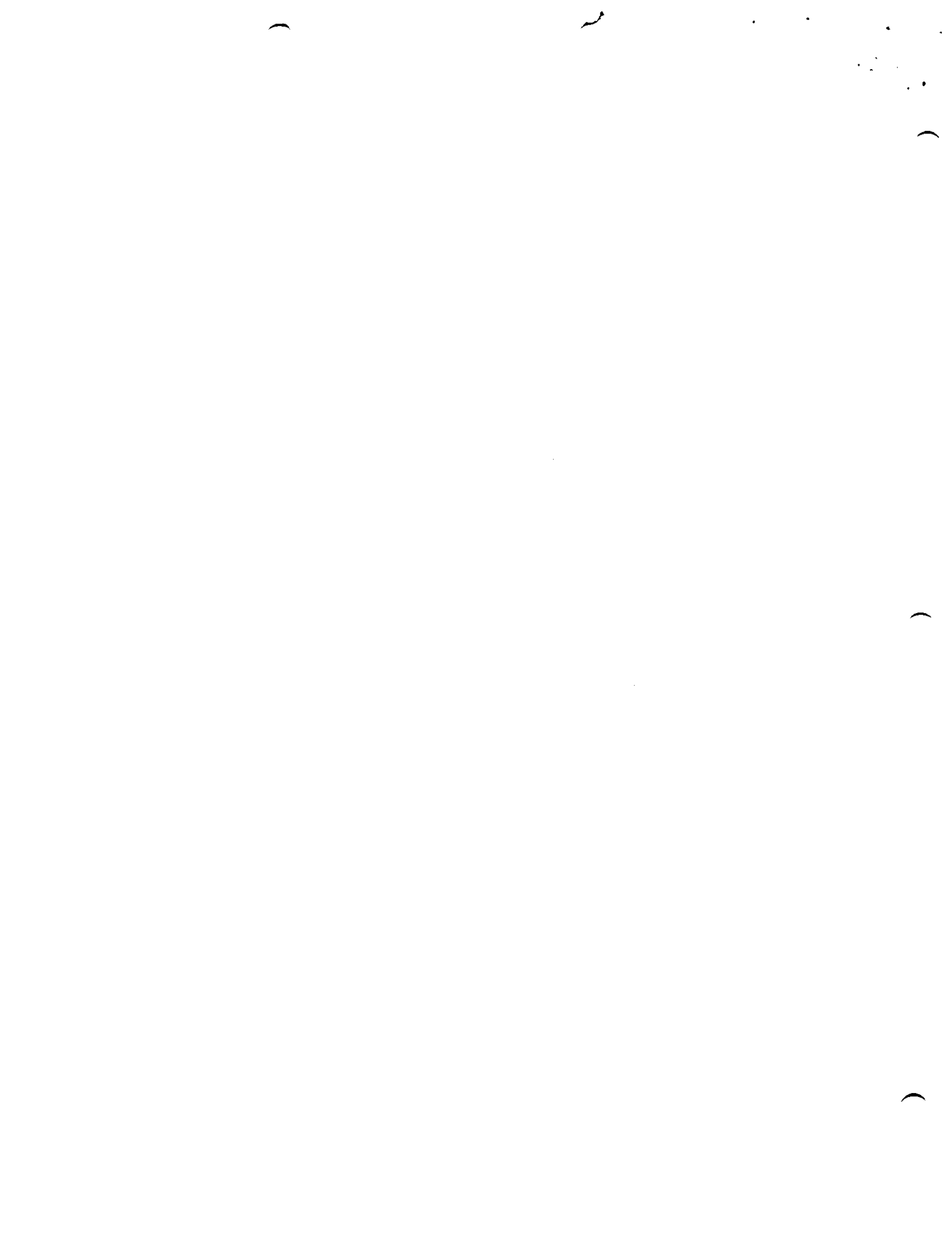
APPROVED AS TO FORM:

Edward B. Berger
Edward B. Berger, Tribal Attorney

Noted: _____
Superintendent

Date: _____





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WHEREAS, the Papago Tribe lost the case of the United States of America vs. Colonel Frank Childs, et al, Case No. Civ. 1808-Tucson, in the United States District Court for the District of Arizona, and

WHEREAS, the Tribe was represented in that action by the United States Justice Department, and

WHEREAS, the Tribal Attorney did not participate in the trial of that case, and

WHEREAS, the Tribe wishes to appeal the decision of the United States District Court to the Ninth Circuit Court of Appeals in San Francisco, and

WHEREAS, it is the desire of the Tribal Council to have the Tribal Attorney, Edward B. Berger, prosecute the appeal and if that not be possible, to assist the United States Justice Department in the preparation of the brief and argument to the Court.

NOW, THEREFORE, LET IT BE RESOLVED, that the Papago Tribal Council requests:

1. That the case entitled the United States of America vs. Colonel Frank Childs, et al, Case No. Civ. 1808-Tucson, be appealed from the United States District Court, District of Arizona, to the Ninth Circuit Court of Appeals.

2. That the Tribal Attorney, Edward B. Berger, is hereby authorized to prosecute the appeal on behalf of the Papago Tribal Council, and if that not be possible, to assist the United States Justice Department in the preparation of the brief and argument to the court of the case.

The foregoing resolution was duly enacted by the Papago Tribal Council on April 17, 1967, with a vote of 15 for, 0 against and 0 not voting, at a meeting at which a quorum was present, pursuant to authority vested in the Council by Section 2 (c) of Article V of the Constitution and By-Laws of the Papago Tribe

U.S. District Court Appeal