

RESOLUTION OF THE PAPAGO COUNCIL

RES. NO. 42-69

WHEREAS; on behalf of The Papago Tribe, Edward B. Berger, General Counsel, and Vernon B. Smith, Director of Mines, entered into negotiations with El Paso Natural Gas Company, Hecla Mining Company and Transarizona Resources, Inc.; and

WHEREAS; these negotiations directly resulted in the consummation of several leases and contracts which are beneficial to and in the best interests of The Papago Tribe; and

WHEREAS; Edward B. Berger and Vernon B. Smith obtained \$3,700,000 for The Papago Tribe as a bonus and a prepaid rent consideration for such leases and contracts, together with a minimum \$100,000 "on-the-job" training program; and

WHEREAS; The Papago Tribe recognizes the extraordinary professional services rendered by Edward B. Berger and Vernon B. Smith over and above their normal services to The Papago Tribe; and

WHEREAS; The Papago Tribe wishes to show appreciation and grant reasonable compensation for their outstanding negotiation resulting in the \$3,700,000 having been paid to The Papago Tribe;

THEREFORE, BE IT RESOLVED BY THE PAPAGO COUNCIL; That Edward B. Berger be awarded the sum of \$100,000.00 for special services rendered, and

BE IT FURTHER RESOLVED; That Vernon B. Smith be awarded the sum of \$50,000.00 for special services rendered, and

BE IT FURTHER RESOLVED; That the Papago Council request the approval of the Secretary of the Interior to amend its operating budget to provide for the payment of awards to Edward B. Berger and

Vernon B. Smith totaling \$150,000.00 from the principal amount held in the United States Treasury for The Papago Tribe, and

BE IT FURTHER RESOLVED; That it is recommended the Sif Oidak District reimburse The Papago Tribe for one-half of the amount paid to Edward B. Berger and Vernon B. Smith.

The foregoing Resolution was duly enacted by The Papago Council on September 26, 1969, with a vote of 19 for, 0 against, and 3 being absent, at a meeting at which a quorum was present, pursuant to authority vested in it by Section 2 (b) and Section 3 (a) of Article V of the Constitution and By-Laws of The Papago 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 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 rescission by the Secretary of the Interior, pursuant to Section 6 of Article V of the Constitution and By-Laws of The Papago Tribe.

THE PAPAGO COUNCIL

ATTEST:

By Thomas A. Segundo
Thomas A. Segundo, Chairman

Phillipa A. Jose
for Phillipa A. Jose, Secretary

Joseph M. Lucero, Superintendent
The Papago Agency

APPROVED: _____