

RECEIVED NOV 22 1974

RESOLUTION OF THE PAPAGO COUNCIL

RES. NO. 49-74

WHEREAS, The present Papago Law and Order Code used in the Tribal Court is incomplete, out of date and not in compliance with the United States Constitution in many of its provisions and on appeal to the Federal Courts would most likely be held to be void and without effect, and

WHEREAS, The Papago Law and Order Code is in need of a complete re-writing and updating so that the administration of justice on the Reservation will be furthered, and the welfare of the Papago people will be subserved, and

WHEREAS, The job of re-writing the Code could be performed by James Van Bergen, Tribal Prosecutor, Attorney at Law and member of the Bar of Arizona, and the United States District Court, and

WHEREAS, There are not sufficient Tribal funds for this project, and funding will have to come from an outside funding agency.

THEREFORE, BE IT RESOLVED that James Van Bergen be authorized to draft a proposal for the re-writing of the Code to be presented to the Council and that he be authorized to seek funding from a funding agency.

The foregoing Resolution was duly enacted by the Papago Council on the 4th day of November, 1974, at a meeting at which a quorum was present with a vote of 21 for, 0 against, 0 not voting and 1 absent, pursuant to authority vested in the Papago Council by Section 2 (f) and (h) and Section 3 (b), (j) and (k) of Article V of the Constitution and By-laws of the Papago Tribe of Arizona ratified by the Tribe on December 12, 1936 and approved by the Secretary of the Interior on January 6, 1937 (48 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 subject to review by the Secretary of the Interior.

THE PAPAGO COUNCIL

ATTEST:

Jacob A. Escalante
Jacob A. Escalante, Chairman

Delma M. Garcia
Delma M. Garcia, Secretary

Joseph M. Lucero
Joseph M. Lucero
Superintendent, Papago Agency

APPROVED: Nov. 19, 1974

