

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

RES. NO. 10-77

1 WHEREAS, the Papago Tribe is the "Lessor" under the terms and provi-
2 sions of two Mining Leases, Contract Nos. 14-20-0450-5856
3 and 14-20-0450-5857, covering lands on the Papago Reserva-
4 tion, and Hecla Mining Company (by reason of an assignment
5 dated June 24, 1969), and El Paso Natural Gas Company (by
6 reason of an assignment dated November 18, 1966) are the
7 "Lessee"; and

8 WHEREAS, said Mining Leases were amended by a Modification dated
9 May 31, 1968, a Second Modification dated October 30, 1968;
10 a Third Modification dated September 12, 1969, and a Fourth
11 Modification dated December 3, 1976; and

12 WHEREAS, certain controversies did develop between the Papago Tribe,
13 as Lessor, and the Hecla Mining Company and El Paso Natural
14 Gas Company, as Lessee, concerning, inter alia, a definition
15 of "Net Smelter Returns" for the purpose of calculating roy-
16 alties payable under Article 4 of said Mining Leases; peri-
17 odic adjustments of royalties authorized under the Leases;
18 formulation of royalties on cathode copper not processed
19 through a smelter; amount of minimum royalties due; and
20 dates of payment of royalties; and

21 WHEREAS, the parties have resolved these controversies and desire to
22 compromise their differences under the terms of a Fifth
23 Modification of said Mining Leases.

24 NOW, THEREFORE, BE IT RESOLVED that the Papago Council does hereby
25 ratify and approve the Fifth Modification of Mining Leases
26 Indian Lands (For Minerals other than Oil and Gas - Papago
27 Indian Reservation), Contract Nos. 14-20-0450-5856 and
28 14-20-0450-5857, with Hecla Mining Company and El Paso Natu-
29 ral Gas Company, as Lessee, dated the 17th day of August,
30 1976, and does hereby authorize and direct the Chairman and
31 Secretary of the Papago Council to execute same for and on
32 behalf of the Papago Tribe.

1 The foregoing Resolution was duly enacted by the Papago Council on
2 the 4th day of February, 1977, at a meeting at which a quorum was
3 present with a vote of 834.0 for; 0 against; 0 not voting; and 0 ab-
4 sent; pursuant to the authority vested in the Council by Section 2
5 (c) and (f) and Section 3 (a) (h) and (l) of Article V of the Consti-
6 tution and By-laws of the Papago Tribe as amended, ratified by the
7 Papago Tribe on December 12, 1936, and approved by the Secretary of
8 the Interior on January 6, 1937, pursuant to Section 16 of the Act
9 of June 18, 1934 (48 Stat. 984). Said Resolution is effective as of
10 the date of its approval by the Superintendent of the Papago Agency
11 and is subject to review by the Secretary of the Interior.

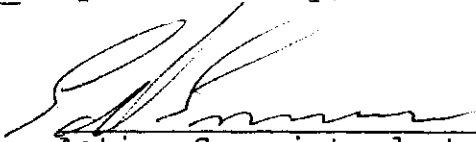
12 THE PAPAGO COUNCIL

13
14 
15 _____
16 CECIL WILLIAMS, Chairman

17 ATTEST:

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21 _____
22 MARY JANE JONES, Secretary

23 RESOLUTION APPROVED this 14th day of February, 1977.

24
25 
26 _____
27 Acting Superintendent, Papago
28 Agency



VOTE OF THE PAPAGO COUNCIL

DATE OF MEETING February 4, 1977

RESOLUTION ~~XXXXXX~~ NO. 10-77

DISTRICTS	REPRESENTATIVES	NO. OF VOTES	FOR	AGAINST	NOT VOTING	ABSEN
BABOQUIVARI 127	1. Edward Kisto (Joann Garcia) 2. Louis Harvey (Marvin Garcia)	63.5 63.5	127.0			
CHUKUT KUK 64	1. Rosemary Lopez (Nellie Martin) 2. Harriet Toro (Archie Hendricks)	32.0 32.0	64.0			
GU ACHI 81	1. Joseph P. Ramon (Stephen Listo) 2. Juan P. Lopez (Noleo J. Ramon)	40.5 40.5	81.0			
GU VO 49	1. Cross Antone (Edward J. Lopez) 2. William Lewis Sr. (Frances Cachora)	24.5 24.5	49.0			
HICKIWAN 81	1. Henry A. Ramon (James Angea) 2. Archie Pilone (Emillio Francisco)	40.5 40.5	81.0			
PISINIMO 52	1. Lamando Francisco (Andrew Lorentine) 2. Mike/Juan/ (Herman Lopez) Alternate	26.0 26.0	52.0			
SAN LUCY 32	1. Mae/Jose/ (Jeannie Morris) Alternate 2. Mae/Sony/ (Ricardo M. Baptisto) Alt.	16.0 16.0	32.0			
SAN XAVIER 66	1. Tony Felix (Rosemary D. Secundino) 2. Carmelita Mattias (Laura J. Smith)	33.0 33.0	66.0			
SCHUK TOAK 46	1. Joseph Enriquez (Joann Francisco) 2. Ramon Campillo Jr. (Felix Juan)	23.0 23.0	46.0			
SELLS 147	1. Mollie Garcia (Jacob Lewis) 2. Larry Garcia (Tony Lopez)	73.5 73.5	147.0			
SIF OIDAK 89	1. Edward Juan (Vincent Manuel) 2. Melissa Norris (Fernando Jose)	44.5 44.5	89.0			
TOTALS		834.0	834.0	0	0	0