

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

(Gila Bend Reservation Settlement Bill)

RES. NO. 660-85

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3 WHEREAS, Non-Indian surface water diversion by the principal means
4 of the construction of multi-purpose dams that eliminated
5 the natural flow of the Gila River through the Gila Bend
6 Indian Reservation has resulted in depriving the Papago
7 people residing on the Gila Bend Reservation of their
8 legal right to surface water for domestic and irrigation
9 purposes and has deteriorated the remaining ground water
10 beneath their Reservation; and

11 WHEREAS, the construction of Painted Rock Dam by the Corps of En-
12 gineers, Department of the Army, for the purpose of pro-
13 viding flood protection to the Gila Reclamation Project
14 and the City of Yuma, Arizona, has, since its completion
15 in 1970, caused frequent flooding of the Gila Bend Reser-
16 vation of the Papago Tribe; and

17 WHEREAS, the land and water rights claims of the Papago Tribe with
18 respect to the Gila Bend Reservation are the subject
19 of prospective lawsuits against the United States; and

20 WHEREAS, the Papago Tribal Council did appoint a water commission
21 consisting of, among others, a member residing within the
22 San Lucy District, in order to review and study all
23 available material and data relative to Gila Bend Reser-
24 vation's water and land problems, and to negotiate and
25 develop a legislative settlement of its water and land
26 claims, and to conduct public hearings in the District;
27 and

28 WHEREAS, Congress, in section 308 of the Act of October 12, 1982
29 (97 Stat. 1274; Public Law 97-293), authorized and dir-
30 ected the Secretary of the Interior to determine which
31 lands, if any, within the Gila Bend Reservation have been
32 rendered unsuitable for agriculture by reason of the

1 operation of Painted Rocks Dam, Arizona; and
2 WHEREAS, that study has determined that the entire Gila Bend Reser-
3 vation has been rendered unsuitable for economic use by
4 reason of Painted Rocks Dam; and

5 WHEREAS, a draft of a proposed Congressional bill to settle Tribal
6 water rights and land claims regarding the Gila Bend
7 Reservation has been developed and studied by the Papago
8 Water Commissioners and public hearings were held on the
9 settlement bill in San Lucy District on August 18, 19 and
10 21, 1985; and

11 WHEREAS, the San Lucy District Council did, on August 21, 1985,
12 enact a resolution approving settlement of the tribal
13 land and water rights claims of the Gila Bend Reservation
14 substantially in conformity with the terms and conditions
15 of the proposed Congressional bill and requested that the
16 Tribal Council pass a resolution containing the same ap-
17 proval of this Congressional bill.

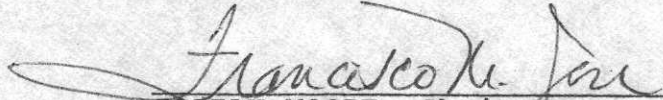
18 NOW, THEREFORE, BE IT RESOLVED by the Papago Tribal Council that
19 it does hereby approve settlement of the tribal land and
20 water rights claims regarding the Gila Bend Reservation
21 substantially in conformity with the terms and conditions
22 of the proposed Congressional bill attached hereto and
23 made a part hereof.

24 BE IT FURTHER RESOLVED that the Chairman of the Papago Tribe, the
25 members of the Water Commission, the attorneys, lobbyist
26 and advisor of the Tribe are hereby authorized to do all
27 things necessary to have the settlement bill introduced
28 and processed through the U. S. House and Senate and en-
29 acted into law.


30 The foregoing Resolution was duly enacted by the Papago Council on
31 the 10th day of September, 1985, at a meeting at which a
32 quorum was present with a vote of 1,398.0 for; 120.5 a-
gainst; 121.5 not voting; and -0- absent, pursuant to
the authority vested in the Council by Sections 2(a), (d), (e)

1 and (f) and Section 3(h) of Article V of the Constitution and By-
2 Laws of the Papago Tribe as amended, ratified by the Papago Tribe
3 on December 12, 1936, and approved by the Secretary of the In-
4 terior on January 6, 1937, pursuant to Section 16 of the Act of
5 June 18, 1934 (48 Stat. 984). Said Resolution is not subject to
6 review by the Secretary of Interior and is effective as of the
7 date of its enactment by the Papago Council.

THE PAPAGO COUNCIL


JOSIAH MOORE, Chairman

8 ATTEST:

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11 Ophelia F. Campillo, Secretary

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TRACERASE BOND
SOUTHWORTH CO. U.S.A.
25% COTTON FIBER

MOVED: John Narcho

SUBJECT: Approval of Gila Bend Reservation

SECOND: John Reno

Settlement Bill

DATE: 09/10/85

RESOLUTION OR ORDINANCE # 660-85

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 138	1. Elliott Lewis (Eugene F. Jose)	69.0	X			
	2. Nicklos Jose (Letitia Garcia)	69.0	X			
SELLS 257	1. Andrew M. Patricio (Nora Alvarez)	128.5	X			
	2. Fred Stevens (Dennis E. Jose)	128.5	X			
SCHUK TOAK 105	1. Joseph Juan ()	52.5	X			
	2. Julie Carrillo (Jo Ann Francisco)	52.5	X			
SAN XAVIER 126	1. John B. Narcho (Austin Nunez)	63.0	X			
	2. Tony Felix (Carmelita Mattias)	63.0			X	
BABOQUIVARI 241	1. Joann Garcia (Edward N.Kisto)	120.5	X			
	2. Kenneth Chico, Sr. (Frances Miguel)	120.5		X		
GU ACHI 158	1. Angelo J. Joaquin, Sr. (Jonas R. Robles)	79.0	X			
	2. Fernando Joaquin (Fred Adams, Jr.)	79.0	X			
PISINEMO 116	1. Chester Antone (Sylvester Manuel)	58.0	X			
	2. Johnson Jose (Edward D. Manuel)	58.0	X			
SAN LUCY 85	1. John Reno ()	42.5	X			
	2. Max P. Jose (Dewey I. Ortega)	42.5	X			
GU VO 117	1. Cross Antone (Fern E. Salcido)	58.5	X			
	2. Virgil Lewis (Roy Montana)	58.5			X	
HICKIWAN 128	1. Henry A. Ramon (Pablo Baptisto)	64.0	X			
	2. Lloyd Francisco (Eleanor Santos)	64.0	X			
CHUKUT KUK 169	1. Rosemary Lopez (Anita C. Clark)	84.5	X			
	2. Harriet Toro (Marvin J.Thomas)	84.5	X			
TOTALS		1640.0	1398.0	120.5	121.5	-0-