

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL

(Priorities for use of Trust Income)

RES. NO. 843-85

1 WHEREAS, Section 309 of the Southern Arizona Water Rights Settlement Act of  
2 1982, Public Law 97-293 (96 Stat. 1274) established a Trust fund for  
3 the benefit of the Papago Tribe with the Papago Tribal Council acting  
4 as Trustee for the Tribe and directed that only the income accruing to  
5 the Trust can be used for the purposes set forth in this section of  
6 the Act; and

7  
8 WHEREAS, Paragraph B.6 of Papago Tribal Ordinance No. 03-83 delegated to the  
9 Standing Trust Committee (P.L. 97-293 Trust), as one of its many  
10 duties, the duty to recommend to the Council how the Trust Income  
11 expenditures should be made with the instructions that the  
12 recommendation should give priority first to the development of  
13 agricultural land at San Xavier and the Garcia Strip so that the water  
14 to be delivered by the Secretary as provided in the Act will be put to  
15 timely and beneficial use, and subsequent priority to the water  
16 development projects on the Papago Reservation as a whole; and

17  
18 WHEREAS, the Papago Tribal Council has the power to either accept or reject the  
19 Standing Trust Committee's recommendation and set its own priority for  
20 use of the Trust income, or accept the recommendations of third  
21 parties or entities; and

22  
23 WHEREAS, the Papago Tribe's Water Commissioners have recommended that the  
24 Council set priorities for expenditures from the Trust income for the  
25 next five years for the following purposes:

26 (a) - to pay the costs associated with:

27  
28 (1) the subjugation of land located in San Xavier and Schuk Toak  
29 Districts; and

30 (2) preparation of loan application for the subjugation and  
31 development of agricultural lands located in Schuk Toak and  
32 San Xavier Districts which shall include all necessary  
engineering services.

1 (b) - to support the activities of the Water Commissioners and, if no  
2 other funding is available, the Water Management Committee.

3 (c) - to pay technical consultants for the preparation of supporting  
4 data and assisting in the development of the San Lucy and Sif  
5 Oidak Water Settlement legislation.

6 (d) - to pay attorneys' fees incurred in any of the foregoing matters  
7 and to pay the cost of Papago Council meetings which are  
8 directly devoted to any of the foregoing matters; and  
9

10 WHEREAS, the use of the income accruing to the original corpus of the P.L.  
11 97-293 Trust to support the activities of the Water Commission and the  
12 Water Management Committee is authorized by Section 309 (b) of the Act  
13 and that the Water Commission and the Water Management Committee have  
14 been assigned the task to handle tribal matters or problems dealing  
15 with either subjugation land, development of water resources, or the  
16 construction, operation, maintenance and replacement of related  
17 facilities which are not the obligation of the United States under  
18 this or any other act, and the use of Trust income for the third  
19 priority is specifically authorized by section 309 (b) of the Act and  
20 Conference Report accompanying the Act.  
21

22 NOW, THEREFORE, BE IT RESOLVED that the Papago Tribal Council does hereby set  
23 set priorities for expenditures from the Trust Income (P.L. 97-293)  
24 for the next five years for the following purposes:  
25

26 (a) - to pay the costs associated with:

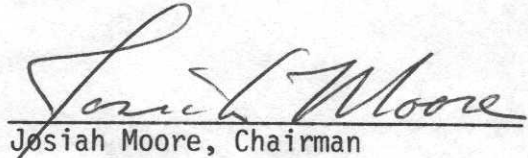
27 (1) the subjugation of land located in San Xavier and Schuk Toak  
28 Districts; and

29 (2) preparation of loan application for the subjugation and  
30 development of agricultural lands located in Schuk Toak and  
31 San Xavier Districts which shall include all necessary  
32 engineering services.

- 1 (b) - to support the activities of the Water Commissioners and, if no  
2 other funding is available, the Water Management Committee.  
3 (c) - to pay technical consultants for the preparation of supporting  
4 data and assisting in the development of the San Lucy and Sif  
5 Oidak Water Settlement legislation.  
6  
7 (d) - to pay attorneys' fees incurred in any of the foregoing matters  
8 and to pay the cost of Papago Council meetings which are  
9 directly devoted to any of the foregoing matters.

10 The foregoing Resolution was duly enacted by the Papago Council on the 8th day  
11 of November, 1985, at a meeting at which a quorum was present with a vote of  
12 1114.0 for; 526.0 against; -0- not voting; and -0- absent, pursuant to the  
13 authority vested in the Papago Council by Section 2 (h) and Section 3 (a) and  
14 (h) of Article V of the Constitution and By-laws of the Papago Tribe of Arizona  
15 as amended, ratified by the Papago Tribe on December 12, 1936, and approved by  
16 the Secretary of the Interior on January 6, 1937, pursuant to Section 16 of the  
17 Act of June 18, 1934 (48 Stat. 984). Said Resolution is effective as of the  
18 date of its approval by the Superintendent of the Papago Agency and is subject  
19 to review by the Secretary of the Interior.

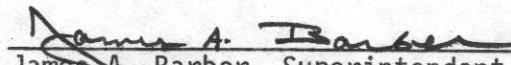
20 THE PAPAGO COUNCIL

21  
22   
23 Josiah Moore, Chairman

24 ATTEST:

25   
26 Ophelia F. Campillo, Secretary

27 RESOLUTION APPROVED this 22 day of November, 1985.

28   
29 James A. Barber, Superintendent  
30 Papago Agency



MOVED: Harriet Toro

SUBJECT: Priorities for Use of Trust Fund

SECOND: Angelo Joaquin

DATE: 11/08/85

RESOLUTION OR ORDINANCE # 843-85

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 138	1. Elliott Lewis (Eugene F. Jose) 2. Nicklos Jose (Letitia Garcia)	69.0 69.0	X X			
SELLS 257	1. <del>XXXXXXXXXXXXXXXXXXXX</del> (Nora Alvarez) 2. Fred Stevens (Dennis E. Jose)	128.5 128.5	X X			
SCHUK TOAK 105	1. Joseph Juan ( ) 2. Julie Carrillo (Jo Ann Francisco)	52.5 52.5		X X		
SAN XAVIER 126	1. John B. Narcho (Austin Nunez) 2. Tony Felix (Carmelita Mattias)	63.0 63.0	X	X		
BABOQUIVARI 241	1. <del>XXXXXXXXXXXX</del> (Edward N. Kisto) 2. Kenneth Chico, Sr. (Frances Miguel)	120.5 120.5		X X		
GU ACHI 158	1. Angelo J. Joaquin, Sr. (Jonas R. Robles) 2. Fernando Joaquin (Fred Adams, Jr. )	79.0 79.0	X X			
PISINEMO 116	1. Chester Antone (Sylvester Manuel) 2. Johnson Jose (Edward D. Manuel)	58.0 58.0	X X			
SAN LUCY 85	1. John Reno ( ) 2. Max P. Jose (Dewey I. Ortega )	42.5 42.5	X X			
GU VO 117	1. Cross Antone (Fern E. Salcido) 2. Virgil Lewis (Roy Montana )	58.5 58.5		X X		
HICKIWAN 128	1. Henry A. Ramon (Pablo Baptisto) 2. Lloyd Francisco (Eleanor Santos)	64.0 64.0	X X			
CHUKUT KUK 169	1. Rosemary Lopez (Anita C. Clark) 2. Harriet Toro (Marvin J. Thomas)	84.5 84.5	X X			
TOTALS		1640.0	1114.0	526.0	-0-	-0-