RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Proposal for Lake Mead Pilot System Conservation Program)

RESOLUTION NO. 15-157

WHEREAS, the Tohono O'odham Nation (the "Nation") is entitled to receive 66,000 acre-feet of Central Arizona Project ("CAP") water per year under the terms of the Southern Arizona Water Rights Settlement Amendments Act of 2004, Title III of Public Law 108-451 ("SAWRSA"), and in addition is entitled to receive 8,000 acre-feet of CAP water per year under the terms of a water delivery contract with the Department of the Interior entered into on December 11, 1980 and amended on May 5, 2006, for a total of 74,000 acre-feet of CAP water per year; and

WHEREAS, the Nation has been storing certain amounts of its 66,000 acre-foot SAWRSA entitlement underground in the Phoenix and Tucson Active Management Areas pursuant to agreements with entities holding storage facility permits issued pursuant to Arizona law; and

WHEREAS, due to drought in the Colorado River basin and other factors, the flows of the Colorado River have been reduced and the water levels in Lake Mead and Lake Powell have decreased to levels not seen since the filling of those reservoirs; and

WHEREAS, to counteract the declining water levels in Lake Mead from which the CAP system draws its water, the United States Bureau of Reclamation, the Metropolitan Water District of Southern California, the Central Arizona Water Conservation District, the Southern Nevada Water Authority, and Denver Water have entered into an agreement to fund up to $11 million to compensate water using entities such as the Nation for reducing their use of Colorado River water and thereby retaining water in Lake Mead under a program entitled the Lake Mead Pilot System Conservation Program; and

WHEREAS, by Resolution No. 15-045 the Nation approved a pre-proposal offering to conserve the amount of 18,080 acre-feet in Lake Mead for a specified price, and the pre-proposal was delivered to the Bureau of Reclamation; and

WHEREAS, the Bureau of Reclamation delivered a counter-proposal dated April 30, 2015 to the Nation, representing the 5 entities which have proposed the Lake Mead Pilot System Conservation Program; and

WHEREAS, the Water Resources Committee and the Chairman of the Nation have reviewed the counter-proposal and recommend accepting it, as specified in the Nation's proposal attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the Tohono O'odham Nation Proposal for the Lake Mead Pilot System.
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Conservation Program dated for reference May 7, 2015 for the year 2015 substantially in the form attached hereto, and authorizes the Chairman of the Nation to promptly deliver the document to the Bureau of Reclamation.

BE IT FINALLY RESOLVED that the funds generated by this program will be added to the Water Revenues Account established by Resolution No. 14-525.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 07th day of MAY, 2015 at a meeting at which a quorum was present with a vote of 2,926.9 FOR; 0-AGAINST; 0- NOT VOTING; and 03 ABSENT, pursuant to the powers vested in the Council by Article XVII, Section 2 of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin, Legislative Chairman

15 day of May, 2015

ATTEST:

Evonne Wilson, Legislative Secretary

14 day of May, 2015

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 15th day of May, 2015 at 3:00 o'clock, A.m., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin, Legislative Chairman
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[☑] APPROVED

on the 14th day of May, 2015

at 4:45 o'clock, p.m.

NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

[ ] DISAPPROVED

Returned to the Legislative Secretary on the 15th day of
May, 2015, at 9:30 o'clock, a.m.

Evonne Wilson, Legislative Secretary
**ACTION:** APPROVING PROPOSAL FOR LAKE MEAD PILOT SYSTEM CONSERVATION PROGRAM  
**MOVED:** COUNCILMAN QUINTIN C. LOPEZ  
**SECOND:** COUNCILWOMAN MARY LOPEZ  
**DATE:** MAY 07, 2015

<table>
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<tr>
<th>DISTRICT</th>
<th>LEGISLATIVE REPRESENTATIVES</th>
<th># OF VOTES</th>
<th>FOR</th>
<th>AGAINST</th>
<th>NOT VOTING</th>
<th>ABSENT</th>
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</table>
| SIF ODAK       | 1. LUCINDA ALLEN *(Absent)*  
                 | (Nicholas Jose) *(Present)*  
                 | 2. MARY LOPEZ  
                 | 112.1 | X      |           |         |
|                | 251.0 | X      |           |         | X       |
| SELLIS         | 1. ARTHUR WILSON  
                 | (Ophelia Patten)  
                 | 2. BARBARA HAVIER  
                 | (Beverly Rivas)  
                 | 87.1 | X      |           |         |
| SCHUK TOAK     | 1. ANTHONY J. RIOS  
                 | (John Fendehelm)  
                 | 2. QUINTIN C. LOPEZ  
                 | 112.1 | X      |           |         |
| SAN XAVIER     | 1. HILARION CAMPUS *(Absent)*  
                 | (Daniel L.A. Preston, III) *(Present)*  
                 | 2. RACHEAL VILSON-STONER  
                 | (Olivia Villegas-Liston)  
                 | 112.1 | X      |           |         |
| SAN LUCY       | 1. DIANA MANUEL  
                 | (Gloria Ramirez)  
                 | 2. JANAMONTANA  
                 | 109.8 | X      |           |         |
| PISINEMO       | 1. CHESTER ANTOE  
                 | (Tony Murrietta)  
                 | 2. EDWARD MANUEL, SR.  
                 | (Manuel Osequeda, Jr.)  
                 | 105.3 | X      |           |         |
| HICKIWAN       | 1. LOUIS R. LOPEZ  
                 | ( )  
                 | 2. SANDRA ORTEGA  
                 | (Manuel Osequeda, Jr.)  
                 | 98.45 | X      |           |         |
| GIVO           | 1. GRACE ORTEGA  
                 | (Floyd Flores)  
                 | 2. PAMELA ANGHIILL  
                 | (Jeffery Antone, Sr.)  
                 | 120.5 | X      |           |         |
| GUAHICH        | 1. TIMOTHY L. JOAQUIN  
                 | ( )  
                 | 2. LORETTA LEWIS  
                 | (Louis Johnson)  
                 | 128.65 | X      |           |         |
| CHUKUT KUK     | 1. ETHEL GARCIA  
                 | (Marlakay C. Henry)  
                 | 2. BILLMAN LOPEZ  
                 | ( )  
                 | 159.6 | X      |           |         |
| BABOQUIVARI    | 1. FRANCES MIGUEL *(Absent)*  
                 | (Roberta Harvey) *(Present)*  
                 | 2. VERNON J. SMITH  
                 | (Gloria Zazueta)  
                 | 178.85 | X      |           |         |

**TOTAL**       | 2,926.9 | 2,926.9 | -0-    | -0-     | 03      |