RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL (Authorizing the Appropriations Committee to Lobby the Interests of the Nation in Land Released by the U.S. Air Force to the U.S. Department of Interior)

RESOLUTION NO. 01-384

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1	WHEREAS,	Public Law 106-65, "National Defense Authorization Act for Fiscal Year 2000," was
2		signed into law by President Clinton on October 5, 1999, and Section 3031 (a)(7) of the
3		Act requires a study of four parcels of land, <i>"unnecessary for military purposes;"</i> ; and
4	WHEREAS,	the study was intended to determine <i>"the appropriate method to manage and protect</i>
5		the lands following relinquishment" of lands within the Barry M. Goldwater Range,
6		known as Area A, by the Air Force, and identified as the Sand Tank Mountains (Area 1 -
7		83,554 acres), the Sentinel Plain (Area 9 - 24,756 acres), lands surrounding the Ajo
8		Airport (Area 13 - 2,779 acres), and an area surrounding Interstate 8 (Stairstep area -
9		1,090 acres), which together total 111,089 acres; and
10	WHEREAS,	the Nation submitted "A Statement of Natural and Cultural Resources Management
11		Capability" prepared by the Bureau of Applied Research in Anthropology, of the
12		University of Arizona to the U.S. Department of Interior Bureau of Land Management,
13		which in turn included the Nation's Statement in its "Report to Congress: Barry M.
14		Goldwater Range Non-Renewed Parcels Study," which was used by Secretary Babbitt
15		to recommend the Sentinel Plain and Sand Tank Mountain parcels for inclusion in the
16		designation of a national monument; and
17	WHEREAS,	on January 17, President Clinton designated the Sonoran Desert National Monument
18		which included the Sand Tank Mountains and Sentinel Plain; and
19	WHEREAS,	by operation of law, the withdrawal of Area A lands will be relinquished on November
20		6, 2001, at which time the Secretary of the Interior will assume management of Area
21		A through the BLM, "subject to valid existing rights, by the BLM for the overriding
22		purpose of protecting the scientific and historic objects for which the monument has
23		been created;" and
24	WHEREAS,	the four parcels designated for withdrawal are within the historic Papagueria, the
25		aboriginal homeland of the Tohono O'odham, and were "taken" from the O'odham by
26		the United States government when the reservation was created, and although the
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1	Tohono O'odham Nation sought and was awarded compensation for this "taking" by
2	the Indian Claims Commission in the amount of about \$4.00 per acre, the Nation
3	retains strong cultural attachment to these lands.
4	NOW, THEREFORE, BE IT RESOLVED that the Nation seeks to restore these lands to the Nation's
5	ownership in order to satisfy the O'odham desire to have full access to the cultural
6	sites and sacred places on these lands.
7	BE IT FURTHER RESOLVED that the Appropriations Committee is hereby authorized to lobby for
8	the Nation's interests in the four parcels by seeking a co-management role for the
9	Nation of the Sonoran Desert National Monument, and ownership of the Ajo Airport
10	and Interstate 8 stair-step parcels.
11	BE IT FINALLY RESOLVED that the Appropriations Committee is hereby authorized and directed
12	to bring this request to the appropriate Agencies, Members and Committees of
13	Congress.
14 15	The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the <u>11TH</u> . Day of <u>JULY</u> , <u>2001</u> at a meeting at which a quorum was present with a vote of <u>2,417.5</u> FOR; <u>-0-</u> AGAINST;
16 17	<u>-0-</u> NOT VOTING; and <u>[01]</u> ABSENT, pursuant to the powers vested in the Council by Section 1 <u>(i)</u> of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham
18 19	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).
20 21	TOHONO O'ODHAM LEGISLATIVE COUNCIL
22 23	X- N- TT
24	Rita A. Martinez, Legislative Chairwoman
25 26	
27 28	16 day of July, 20 01
29	ATTEST:
30 31	Denisem. Son in
32 33	Julianna Saraficio, Acting Legislative Secretary
34 35	<u>11^m</u> day of <u>July</u> , 20 <u>01</u> .
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1	Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham
2	Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the $////h$ day of////, 20, 20 at/58_ o'clock,M.,
3	pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
4	upon his approval or upon his failure to either approve or disapprove it within 48 hours of
5	submittal.
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7	TOHONO O'ODHAM LEGISLATIVE COUNCIL
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9	At. a. h. a. T.
10	Junge month
11	Rita A. Martinez, Legislative Chairwoman
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15	The A
16	APPROVED on the 18 day of 7004, 20 01
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18	[] DISAPPROVED at <u>7/10</u> o'clock, <u>4</u> .M.
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20	90. 10 m ()
21	Alland
22	EDWARD D. MANUEL, Chairman
23	TOHONO O'ODHAM NATION
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27	Returned to the Legislative Secretary on the $\frac{197}{100}$ day of
28 29	Returned to the registrative secretary on the <u>//</u> uay of
29 30	, 20_01, at 11:42 o'clock, A.M.
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33	benne M. Bh fr
34	Julianna Saraficio, Acting Legislative Secretary
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ACTION: AUTHORIZING THE APPROPRIATIONS COMMITTEE TO LOBBY THE INTERESTS OF THE NATION IN LAND RELEASED BY THE U.S. AIR FORCE TO THE U.S. DEPARTMENT OF INTERIOR

MOVED: COUNCILWOMAN FRANCES ANTONE

SECOND: COUNCILMAN ALBERT MANUEL, JR.

DATE: JULY 11, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 248.1	 KENNETH WILLIAMS (Juanita Homer) DAVID GARCIA (Mary Audrey Juan) 	124.05 124.05	x			x
HICKIWAN 167.3	1. SHIRLEY MOLINA () 2. SANDRA ORTEGA	83.65	X			
		83.65	x			
GU VO 188.3	1. FERN SALCIDO () 2. EMILIO LEWIS	94.15 94.15	х			
	(Michael Flores)	94.15	х			
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35	х			
	2. GLORIA RAMIREZ	80.35	х			
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	х			
	2. PATRICIA CRUZ (Johnson Jose)	87.35	х			
GU ACHI	1. CAMILLUS LOPEZ	115.35	х			
230.7	2. ALEX J. RAMON (Jerome Joaquin)	115.35	х	,		
BABOQUIVARI	1. FRANCES MIGUEL	158.85	х			
317.7	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85	х			
SAN XAVIER	1. TONY BURRELL	92.35	х			
184.7	2. DENNIS RAMON	92.35	X			
SCHUK TOAK	1. MARY FLORES	72.25	х			
144.5	() 2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			
SELLS	1. DENNIS E. JOSE	208.05	х			
416.1	2. EVELYN JUAN	208.05	x			
SIF OIDAK	1. ISIDRO LOPEZ	92.35	X			
184.7	2. RITA A. MARTINEZ (Nicholas Jose)	92.35	x			
T	OTAL	2,417.5	2,417.5	-0-	-0-	[01]