

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Tohono O'odham Utility Authority Quijotoa Pentecostal Church Water
Main Extension Right-of-Way, Gu Achi District, Tohono O'odham Nation)**

RESOLUTION NO. 03-359

1 **WHEREAS, by Resolution No. 08-70 the Nation established the Papago Tribal Utility Authority,**
2 **now known as Tohono O'odham Utility Authority (TOUA) for purposes of constructing,**
3 **maintaining and operating various utility systems within the Nation to be owned**
4 **wholly by the Nation; and**

5 **WHEREAS, TOUA requests permission for a Right-of-Way to construct a 4" Water Main and**
6 **related facilities to the Quijotoa Pentecostal Church located between the**
7 **communities of Upper and Lower Covered Wells, Gu Achi District, Tohono O'odham**
8 **Nation; and**

9 **WHEREAS, the Tohono O'odham Legislative Council did pass Resolution No. 447-90 (Amending**
10 **the Restated Plan of Operation of the Tohono O'odham Utility Authority) and**
11 **Resolution No. 91-175 (Adopting Second Restated Plan of Operation for the Tohono**
12 **O'odham Utility Authority) which requires the Authority to submit for prior review**
13 **and approval of the Legislative Council and each affected District any proposed utility**
14 **easement; and**

15 **WHEREAS, the requested 1,150' Right-of-Way described is from the tie-in point on the Covered**
16 **Wells Regional Water System to the property line of the Wine Gold Mine patent land**
17 **parcel of the Quijotoa Pentecostal Church, entirely on Tohono O'odham Reservation**
18 **Lands; and**

19 **WHEREAS, TOUA has respectfully submitted all documents and pertinent information (attached**
20 **hereto and incorporated herein by reference) for uses consistent with the authorized**
21 **purposes of TOUA; and**

22 **WHEREAS, the Water Main Extension and related facilities will be of substantial benefit to**
23 **Covered Wells Communities, the Tohono O'odham Nation and their respective**
24 **members; and**

25 **WHEREAS, the Gu Achi District Council approved the Water Main Extension by its Resolution No.**
26 **0703-343; and**

27 **WHEREAS, the Natural Resources Committee reviewed the request on 06 August 2003 and by**
28 **consensus does recommend approval thereof by the Legislative Council.**

29 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
30 **approve the Right-of-Way as requested by TOUA for the 4" Water Main Extension and**

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1 related facilities in the location (as more fully described in the attached map and
2 legal description) and construction by TOUA or its designated subsidiaries for uses
3 consistent with the authorized purposes of TOUA.

4 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08TH Day
5 of AUGUST, 2003 at a meeting at which a quorum was present with a vote of 2,629.7 FOR; -0-
6 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by
7 Section 1 (i) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono
8 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
9 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
10 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

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14 for [Signature]
15 Dennis Ramon, Chairman
16
17 11th day of August, 20 03

19 ATTEST:

20
21 [Signature]
22 Julianna Saraficio, Acting Legislative Secretary

23
24 08th day of August, 20 03.

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26 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham
27 Nation on the 11th day of August, 20 03 at 10:40 o'clock, A .M.,
28 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
29 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
30 submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

31
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34 for [Signature]
35 Dennis Ramon, Chairman

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39 APPROVED

on the 13 day of August, 20 03

40
41 DISAPPROVED

at 4:30 o'clock, P.M.

42
43 EXCEEDED 48 HOURS

44 [Signature]
45 VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
46 TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 13th day of

August, 2003, at 4:51 o'clock, P.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING TOHONO O'ODHAM UTILITY AUTHORITY QULJOTOA PENTECOSTAL CHURCH WATER MAIN EXTENSION RIGHT-OF-WAY, GU ACHI DISTRICT, TOHONO O'ODHAM NATION

Moved: COUNCILWOMAN FRANCES ANTONE

SECOND: COUNCILMAN TIMOTHY JOAQUIN

DATE: AUGUST 08, 2003

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 192.6	1. ISIDRO LOPEZ (Nicholas Jose)	96.30	X			
	2. DARLENE ANDREW (Rita Martinez)	96.30	X			
SELLS 465.6	1. DENNIS E. JOSE ()	232.80	X			
	2. EVELYN JUAN ()	232.80	X			
SCHUK TOAK 176.1	1. FRANCES B. CONDE ()	88.05	X			
	2. PHYLLIS JUAN ()	88.05	X			
SAN XAVIER 215.4	1. FELICIA NUÑEZ ()	107.70	X			
	2. DENNIS RAMON ()	107.70	X			
SAN LUCY 166.3	1. JOHN W. LAWSON, SR. ()	83.15	X			
	2. GLORIA RAMIREZ ()	83.15	X			
PISINEMO 175.4	1. BARBARA SALVICIO ()	87.70	X			
	2. PATRICIA CRUZ ()	87.70	X			
HICKIWAN 170.3	1. DELMA GARCIA (Mary E. Sam)	85.15	X			
	2. SANDRA ORTEGA ()	85.15	X			
GU VO 191.4	1. RAYMOND VICTOR ()	95.70	X			
	2. MICHAEL FLORES ()	95.70	X			
GU ACHI 253.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN ()	126.80	X			
CHUKUT KUK 258.9	1. KENNETH WILLIAMS (Juanita Homer)	129.45	X			X
	2. VERLON M. JOSE (David Garcia)	129.45	X			
BABOQUIVARI 364.1	1. FRANCES MIGUEL (Lucilda Norris-Valenzula)	182.05	X			
	2. FRANCES G. ANTONE ()	182.05	X			
TOTAL		2,629.7	2,629.75	-0-	-0-	[01]

****PASSED VOTES**