

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving TOUA Tohono O'odham Nation / Gu-Vo District Youth Recreation Center Waterline
Right-of-Way, Ali Chugk Community, Gu-Vo District, Tohono O'odham Nation)

RESOLUTION NO. 04-125

- 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**
3 **constructing, maintaining and operating various utility systems within the Nation to**
4 **be owned wholly by the Nation; and**
- 5 **WHEREAS, the Tohono O'odham Legislative Council did pass Resolution No. 447-90 (Amending**
6 **the Restated Plan of Operation of the Tohono O'odham Utility Authority) and**
7 **Resolution No. 91-175 (Adopting Second Restated Plan of Operation for the Tohono**
8 **O'odham Utility Authority) which requires the Authority to submit for prior review**
9 **and approval of the Legislative Council and each affected District any proposed utility**
10 **easement; and**
- 11 **WHEREAS, TOUA requests permission for a Right-of-Way to construct a waterline along the West**
12 **boundary of the approved Tohono O'odham Nation / Gu-Vo District Youth Recreation**
13 **Center site; and**
- 14 **WHEREAS, TOUA respectfully submitted a Right-of-Way Map and Legal Description as pertinent**
15 **information (incorporated herein by reference) for uses consistent with the**
16 **authorized purposes of TOUA; and**
- 17 **WHEREAS, the TOUA Tohono O'odham Nation/ Gu-Vo District Youth Recreation Center Waterline**
18 **Right-of-Way and related facilities will be of substantial benefit to the Tohono**
19 **O'odham Nation and their respective members; and**
- 20 **WHEREAS, the Gu-Vo District Governing Council approved the Right-of-Way request as stated in**
21 **Resolution No. GV04-002; and**
- 22 **WHEREAS, the Natural Resources Committee did review the requested Right-of-Way on 29 March**
23 **2004 and by consensus does recommend further approval thereof by the Tohono**
24 **O'odham Legislative Council.**
- 25 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
26 **approve the Right-of-Way as requested by TOUA for the TOUA Tohono O'odham**
27 **Nation / Gu-Vo District Youth Recreation Center Waterline Right-of-Way and related**
28 **facilities in the location (as more fully described in the referenced Legal Description**
29 **and Right-of-Way Map) and construction by TOUA or its designated subsidiaries for**
30 **uses consistent with the authorized purposes of TOUA.**

RESOLUTION NO. 04-125

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Page 2 of 3

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH. Day of APRIL, 2004 at a meeting at which a quorum was present with a vote of 2,629,7 FOR; -0- AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Section 1 (c)(2)&(i)(2) of Article VI 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

for [Signature]
Isidro Lopez, Legislative Chairman
16th day of April, 2004

ATTEST:

[Signature]
Lucille Lopez, Acting Legislative Secretary

13th day of April, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 16th day of April, 2004 at 5:46 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon her approval or upon her failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

for [Signature]
Isidro Lopez, Legislative Chairman

APPROVED

on the 16th day of April, 2004

DISAPPROVED

at 6:24 o'clock, P.M.

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

RESOLUTION NO. 04-125

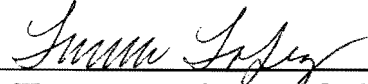
(Approving TOUA Tohono O'odham Nation / Gu-Vo District Youth Recreation Center Waterline Right-of-Way, Ali Chugk Community, Gu-Vo District, Tohono O'odham Nation)

Page 3 of 3

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Returned to the Legislative Secretary on the 30th day of

April, 2004, at 9:49 o'clock, A.M.



Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING TOUA TOHONO O'ODHAM NATION / GU-VO DISTRICT YOUTH RECREATION CENTER WATERLINE RIGHT-OF-WAY, ALI CHUGK COMMUNITY, GU-VO DISTRICT, TOHONO O'ODHAM NATION

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILMAN RAYMOND VICTOR

DATE: APRIL 13, 2004

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			X
	2. PHYLLIS JUAN ()	88.05	X			
SAN XAVIER 215.4	1. FELICIA NUÑEZ (Olivia Liston)	107.70	X			
	2. DENNIS RAMON (Eleanor Hunter)	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 (Willard Manuel)	95.70	X			X
GU ACHI 253.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN (Roberta Picard)	126.80	X			
CHUKUT KUK 258.9	1. KENNETH WILLIAMS (Juanita Homer)	129.45	X			
	2. VERLON M. JOSE** (David Garcia)	129.45	X			
BABOQUIVARI 364.1	1. FRANCES MIGUEL (Lucilda Norris-Valenzuela)	182.05	X			
	2. FRANCES G. ANTONE ()	182.05	X			
TOTAL		2,629.7	2,629.7	-0-	-0-	[02]

**PASSED VOTES