

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Tohono O'odham Utility Authority San Xavier Community Water Storage Tank System Right-of-Way, San Xavier District, Tohono O'odham Nation)

RESOLUTION NO. 04-665

- 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, 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 the San Xavier Community**
12 **Water Storage Tank System and related facilities to serve the San Xavier Community,**
13 **San Xavier District, Tohono O'odham Nation; and**
- 14 **WHEREAS, the Indian Health Service will fund a second larger water tower next to the existing**
15 **water storage tank on Black Mountain and the Tohono O'odham Utility Authority will**
16 **oversee the operation and maintenance of the water storage facility; and**
- 17 **WHEREAS, the Tohono O'odham Utility Authority is requesting a 132' x 172' parcel of land which**
18 **will encompass both the existing and new water storage tanks; and**
- 19 **WHEREAS, the second water storage tank will hold 522,000 gallons of water, will be 56 feet in**
20 **diameter and 28 feet in height; and**
- 21 **WHEREAS, the Indian Health Service has conducted and obtained all Environmental clearances**
22 **to include cultural, archaeology and endangered species; and**
- 23 **WHEREAS, TOUA has respectfully submitted all documents and pertinent information in the**
24 **form of Right-of-Way Plan TU-97-245 and Legal Description (attached hereto and**
25 **incorporated herein by reference) for uses consistent with the authorized purposes**
26 **of TOUA; and**
- 27 **WHEREAS, the San Xavier Community Water Storage Tanks System and related facilities will be**
28 **of substantial benefit to the San Xavier District, Tohono O'odham Nation and their**

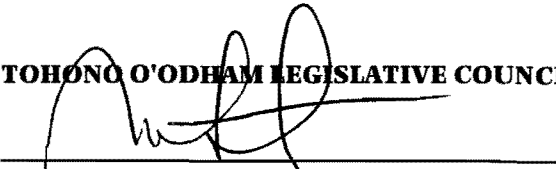
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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Isidro Lopez, Legislative Chairman

APPROVED

on the 14th day of December, 2004

DISAPPROVED

at 11:46 o'clock, AM.



**VIVIAN JUAN SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 14th day of

December, 2004, at 12:17 o'clock, P.M.


Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING TOHONO O'ODHAM UTILITY AUTHORITY SAN XAVIER COMMUNITY WATER STORAGE TANK SYSTEM RIGHT-OF-WAY, SAN XAVIER DISTRICT, TOHONO O'ODHAM NATION

MOVED: COUNCILMAN DENNIS RAMON

SECOND: COUNCILMAN VERLON JOSE

DATE: DECEMBER 06, 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			
	2. PHYLLIS JUAN ()	88.05	X			
SAN XAVIER 215.4	1. FELICIA NUÑEZ (Absent) (Olivia Liston-Villegas) (Present)	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			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(Absent) (Roberta Picard) (Present)	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**