

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving Tohono O'odham Utility Authority San Isidro - Comobabi Inter-tie Water**  
**System Right-of-Way, Schuk Toak District, Tohono O'odham Nation)**

**RESOLUTION NO. 05-225**

- 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. 91-175 (Adopting**  
6 **Second Restated Plan of Operation for the Tohono O'odham Utility Authority) which**  
7 **requires the Authority to submit for prior review and approval of the Legislative**  
8 **Council and each affected District any proposed utility easement; and**
- 9 **WHEREAS, TOUA requests permission for a Water System Inter-tie Right-of-Way and related**  
10 **facilities for the communities of San Isidro & Comobabi, Schuk Toak District, Tohono**  
11 **O'odham Nation; and**
- 12 **WHEREAS, the proposed Water Line Inter-tie Parcel is 1758.00 meters x 15 meters (5,767.99' x**  
13 **49.22') which encompasses 2.637 Hectares (6.52 acres) more or less; and**
- 14 **WHEREAS, the proposed Well Site and Water Storage Tank Parcels each measure 30 x 30 meters**  
15 **square (98.43' x 98.43') which encompasses 0.090 Hectares (0.22 acres) more or less;**  
16 **and**
- 17 **WHEREAS, the Water Main Replacement measures 1,035.43 meters x 15 meters (3,397.25' x 49.22')**  
18 **encompassing 1.660 Hectares (3.84 acres) more or less; 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 TOUA San Isidro - Comobabi Inter-tie Water System Right-of-Way and related**  
23 **facilities will be of substantial benefit to the Tohono O'odham Nation and their**  
24 **respective members; and**
- 25 **WHEREAS, the Comobabi & San Isidro Communities reviewed and approved the requested Right-**  
26 **of-Way at scheduled meetings on February 27, 2005 & March 16, 2005 respectively; and**
- 27 **WHEREAS, the Schuk Toak District Council approved the Right-of-Way with its Resolution No. ST-**  
28 **04-23-05-20; and**

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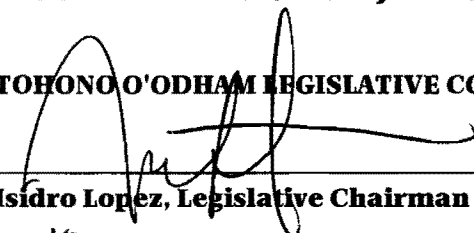
Page 2 of 3

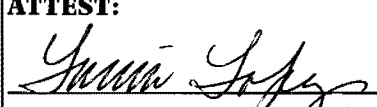
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WHEREAS, the Natural Resources Committee reviewed the requested Right-of-Way on April 25, 2005 and by consensus recommends approval thereof by the Tohono O'odham Legislative Council.

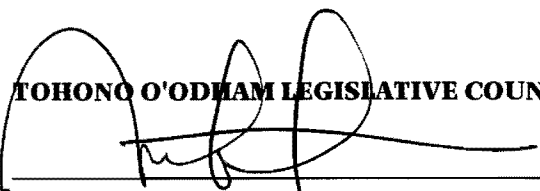
NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby approve the Right-of-Way as requested by TOUA for the San Isidro - Comobabi Inter-tie Water System and related facilities in the location (as more fully described in the attached Right-of-Way Plan and Legal Description) and construction by TOUA or its designated subsidiaries for uses consistent with the authorized purposes of TOUA.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06<sup>TH</sup> Day of MAY, 2005 at a meeting at which a quorum was present with a vote of 2,629.7 FOR; -0- AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Section 1 (i) 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  
  
Isidro Lopez, Legislative Chairman  
12<sup>th</sup> day of May, 2005

ATTEST:  
  
Lucille Lopez, Acting Legislative Secretary  
12<sup>th</sup> day of May, 2005.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 12<sup>th</sup> day of May, 2005 at 3:00 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  
  
Isidro Lopez, Legislative Chairman

**RESOLUTION NO. 05-225**

**(Approving Tohono O'odham Utility Authority San Isidro - Comobabi Inter-tie Water System Right-of-Way, Schuk Toak District, Tohono O'odham Nation)**

**Page 3 of 3**

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APPROVED

on the 12<sup>th</sup> day of May, 2005

DISAPPROVED

at 5:06 o'clock, P.M.

*Vivian Juan Saunders*

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

Returned to the Legislative Secretary on the 12<sup>th</sup> day of

May, 2005, at 5:09 o'clock, P.M.

*Lucille Lopez*

**Lucille Lopez, Acting Legislative Secretary**

**ACTION: APPROVING TOHONO O'ODHAM UTILITY AUTHORITY SAN ISIDRO - COMOBABI INTER-TIE WATER SYSTEM RIGHT-OF-WAY, SCHUK TOAK DISTRICT, TOHONO O'ODHAM NATION**

**MOVED: COUNCILWOMAN FRANCES CONDE**

**SECOND: COUNCILMAN VERLON JOSE**

**DATE: MAY 06, 2005**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF Oidak</b> <b>192.6</b>	1. ISIDRO LOPEZ (Nicholas Jose)	96.30	X			X
	2. DARLENE ANDREW (Rita Martinez)	96.30	X			
<b>SELLS</b> <b>465.6</b>	1. DENNIS E. JOSE ( )	232.80	X			
	2. EVELYN JUAN ( )	232.80	X			
<b>SCHUK TOAK</b> <b>176.1</b>	1. FRANCES B. CONDE ( )	88.05	X			
	2. PHYLLIS JUAN ( )	88.05	X			X
<b>SAN XAVIER</b> <b>215.4</b>	1. FELICIA NUÑEZ (Olivia Liston-Villegas)	107.70	X			X
	2. DENNIS RAMON (Eleanor Hunter)	107.70	X			
<b>SAN LUCY</b> <b>166.3</b>	1. JOHN W. LAWSON, SR. ( )	83.15	X			
	2. GLORIA RAMIREZ ( )	83.15	X			
<b>PISINEMO</b> <b>175.4</b>	1. BARBARA SALVICIO ( )	87.70	X			
	2. PATRICIA CRUZ ( )	87.70	X			
<b>HICKIWAN</b> <b>170.3</b>	1. DELMA GARCIA (Mary E. Sam)	85.15	X			
	2. SANDRA ORTEGA ( )	85.15	X			
<b>GU VO</b> <b>191.4</b>	1. RAYMOND VICTOR ( )	95.70	X			
	2. MICHAEL FLORES (Willard Manuel)	95.70	X			X
<b>GU ACHI</b> <b>253.6</b>	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN (Roberta Picard)	126.80	X			
<b>CHUKUT KUK</b> <b>258.9</b>	1. KENNETH WILLIAMS (Absent) (Juanita Homer) (Present)	129.45	X			
	2. VERLON M. JOSE (David Garcia)	129.45	X			
<b>BABOQUIVARI</b> <b>364.1</b>	1. FRANCES MIGUEL ( Lucilda Norris-Valenzuela )	182.05	X			
	2. FRANCES G. ANTONE ( )	182.05	X			
<b>TOTAL</b>		<b>2,629.7</b>	<b>2,629.7</b>	<b>-0-</b>	<b>-0-</b>	<b>[04]</b>

**\*\*PASSED VOTES**