

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Installation of Three Additional Monitor Wells by Cyprus Tohono Corporation Near the Community of North Komelik)

RESOLUTION NO. 05-740

1 **WHEREAS, Cyprus Tohono Corporation ("Cyprus Tohono") continues to work with the Tohono**
2 **O'odham Nation ("Nation") and Sif Oidak District ("District") in providing information**
3 **about the quality of the groundwater aquifer in the vicinity of the Cyprus Tohono**
4 **mine and the community of North Komelik; and**

5 **WHEREAS, the Nation's Natural Resources Department, the Bureau of Land Management, and**
6 **Cyprus Tohono have reviewed the existing groundwater quality data and have agreed**
7 **on the location of an additional seven monitor wells which will help provide**
8 **additional information pertaining to the groundwater aquifer; and**

9 **WHEREAS, three of the seven proposed monitor well locations are on the Nation's land outside**
10 **of the Cyprus Tohono Mining Lease and Business Lease and are identified as locations**
11 **A, B, and C on the attached map, and the remaining four monitor well locations are**
12 **within the Cyprus Tohono leases; and**

13 **WHEREAS, the three monitor wells on the Nation's land outside of the Cyprus Tohono leases will**
14 **be drilled and constructed by a contractor of Cyprus Tohono according to**
15 **specifications of Cyprus Tohono which have been reviewed and approved by the**
16 **Nation's Water Resources Study Program, and the three wells will be owned by the**
17 **Nation; and**

18 **WHEREAS, Cyprus Tohono has a well drilling crew on site during November 2005 drilling the four**
19 **wells on the Cyprus Tohono leased land, and has requested permission to drill the**
20 **remaining three wells on lands outside the leases as soon as possible so that the well**
21 **drilling crew does not have to re-mobilize its equipment to the well sites at a later**
22 **date; and**

23 **WHEREAS, the authority to grant access to the Nation's groundwater aquifers lies with the**
24 **Tohono O'odham Legislative Council; and**

25 **WHEREAS, at a meeting on November 19, 2005, the Sif Oidak District Council discussed the**
26 **monitor well drilling program and agreed to the locations for the three monitor wells**
27 **outside the Cyprus Tohono leases as proposed by Cyprus Tohono and the Nation's**

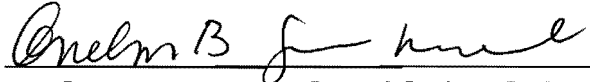
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Page 3 of 3

1 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono
2 O'Odham Nation on the 12th day of December, 2005 at 4:25 o'clock,
3 P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
4 effective upon her approval or upon her failure to either approve or disapprove it within 48 hours
5 of submittal.

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7 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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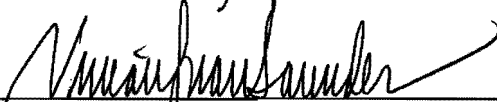
11 **Evelyn B. Juan Manuel, Legislative Chairwoman**

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15 **APPROVED**

on the 12 day of December, 2005

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17 **DISAPPROVED**

at 5:20 o'clock, P.M.

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21 **VIVIAN JUAN-SAUNDERS, CHAIRWOMAN**
22 **TOHONO O'ODHAM NATION**

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26 **Returned to the Legislative Secretary on the 13 day of**

27 December, 2005, at 8:47 o'clock, A.M.

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32 **Lucille Lopez, Acting Legislative Secretary**

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ACTION: APPROVING INSTALLATION OF THREE ADDITIONAL MONITOR WELLS BY CYPRUS TOHONO CORPORATION NEAR THE COMMUNITY OF NORTH KOMELIK

MOVED: COUNCILWOMAN DARLENE ANDREW

SECOND: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

DATE: DECEMBER 09, 2005

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL ()	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
CHUKUT KUK 258.7	1. ETHEL GARCIA ()	129.35	X			
	2. VERLON M. JOSE (David Garcia)	129.35	X			
GU ACHI 221.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			
GU VO 193.1	1. RAYMOND VICTOR ()	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			
HICKIWAN 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ()	83.70	X			
PISINEMO 171.8	1. BARBARA SALVICIO ()	85.90	X			
	2. GERALD FAYUANT ()	85.90	X			
SAN LUCY 169.0	1. JOHN W. LAWSON, SR. ()	84.50	X			
	2. GLORIA RAMIREZ ()	84.50	X			X
SAN XAVIER 193.8	1. FELICIA NUÑEZ ()	96.90	X			X
	2. OLIVIA VILLEGAS-LISTON ()	96.90	X			
SCHUK TOAK 146.9	1. FRANCES B. CONDE ()	73.45	X			
	2. PHYLLIS JUAN ()	73.45	X			
SELLS 421.0	1. MARLENE SARAFICIO-JUAN ()	210.50	X			
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50	X			
SIF OIDAK 186.7	1. WAVALENE SAUNDERS (Isidro Lopez)	93.35	X			X
	2. DARLENE ANDREW (Rita Martinez)	93.35	X			
TOTAL		2,440.80	2,440.80	-0-	-0-	[03]

****PASSED VOTES**