

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Changes to the Tohono O'odham Nation's Indian Reservation ("IRR") System)

RESOLUTION NO. 08-149

1 **WHEREAS, the Tohono O'odham Nation (the "Nation") is federally recognized Indian tribe and the**
2 **Tohono O'odham Legislative Council (the "Legislative Council") is the Nation's**
3 **governing body; and**

4 **WHEREAS, the Legislative Council is vested with the power to "administer land and other public**
5 **property" on the Nation (Constitution of the Tohono O'odham Nation, Article VI,**
6 **Section 1(I)); and**

7 **WHEREAS, 25 C.F.R. Section 170.144 provides that the Bureau of Indian Affairs ("BIA") Indian**
8 **Reservation Roads ("IRR") Inventory data for a tribe is updated on an annual basis and**
9 **further provides that a tribe may review the IRR Inventory and submit changes to the**
10 **BIA Regional Office by March 15; and**

11 **WHEREAS, the Nation has completed a road inventory update which includes BIA road**
12 **classification changes, construction need changes, section number changes, BIA road**
13 **system additions, and non-BIA road system additions; and**

14 **WHEREAS, proposed changes to the IRR inventory are identified in Attachment "A," with the**
15 **exception of the deletions, Tohono O'odham Nation Inventory Update Comparison**
16 **Listing.**

17 **NOW, THEREFORE, BE IT RESOLVED that the Legislative Council hereby approves the proposed**
18 **changes to the IRR Inventory identified in Attachment "A," with the exception of the**
19 **deletions, which includes BIA road classification changes, construction need changes,**
20 **section number changes, BIA road system additions, and non-BIA road system**
21 **additions.**

22 **BE IT FURTHER RESOLVED that the Legislative Council hereby consents to granting a right-of-way**
23 **to the BIA, for routes over tribal land identified in the road inventory update as BIA-**
24 **owned roads, subject to the submission and Legislative Council approval of the**
25 **appropriate right-of-way documents.**

26 **BE IT FURTHER RESOLVED that the Legislative Council hereby authorizes the BIA-Western**
27 **Regional Office to take the necessary action needed to update the BIA Central Office**
28 **IRR System database to incorporate road inventory update changes and additions**
29 **identified in Attachment "A", with the exception of the deletions.**

30 **BE IT FINALLY RESOLVED that the Nation's Chairman or Vice Chairman and any designated**
31 **officials are authorized to execute the documents necessary to fulfill the intent of**
32 **this resolution.**

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 14TH. Day of MARCH, 2008 at a meeting at which a quorum was present with a vote of 2,112.95 FOR; 222.35 AGAINST; -0- NOT VOTING; and 199.2 [05] 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

Felicia Murray for
Verlon M. Jose, Legislative Chairman

17th day of March, 2008

ATTEST:

Lucille Lopez for:
Lucille Lopez, Acting Legislative Secretary

17 day of March, 2008.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 17th day of March, 2008 at 1:21 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Murray for
Verlon M. Jose, Legislative Chairman

APPROVED

on the 17 day of March, 2008

DISAPPROVED

at 5:05 o'clock, P.M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

RESOLUTION NO. 08-149

(Approving Changes to the Tohono O'odham Nation's Indian Reservation ("IRR") System)

Page 3 of 3

1 Returned to the Legislative Secretary on the 17th day of

2 March, 2008, at 5:06 o'clock, P.M.

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7 **Lucille Lopez, Acting Legislative Secretary**

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ACTION: APPROVING CHANGES TO THE TOHONO O'ODHAM NATION'S INDIAN RESERVATION ("IRR") SYSTEM

MOVED: COUNCILMAN GERALD FAYUANT

SECOND: COUNCILWOMAN FRANCES ANTONE

DATE: MARCH 14, 2008

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA** ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			
GU VO 199.2	1. GRACE MANUEL ()	99.60				X
	2. MICHAEL FLORES ()	99.60				X
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			
PISINEMO 182.4	1. CHESTER ANTONE ()	91.20	X			X
	2. GERALD FAYUANT ()	91.20	X			
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			X
	2. GLORIA RAMIREZ ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Fredrick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35		X		
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20	X			X
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	2,112.95	222.35	-0-	199.2 [05]

**PASSED VOTES