RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL

(Approving the "Monthly Age 18 Report" listing of Tohono O'odham Eligible Minor members and authorizing commencement of payment of the Third Per Capita Payment held on their behalf by Wells Fargo Bank)

RESOLUTION NO. 10-278

1	WHEREAS,	on June 28, 1997, the Nation's voters approved Initiative No. IN-01-97, the "Tohono
2		O'odham Voice in the Use of Gaming Revenues" ("Initiative"), which authorizes per
3		capita payments to the Nation's members provided that sufficient gaming revenues
4		are available; and
5	WHEREAS,	the Ordinance for the Regulation of Gaming Activities within the Tohono O'odham
6		Nation ("Gaming Ordinance") was subsequently amended to authorize per capita
7		distribution payments in accordance with the Initiative (Legislative Council
8		Resolution No. 97-303); and
9	WHEREAS,	in 2006 it was determined that sufficient gaming revenues were available to permit the constant and constant constant
10		Nation to provide a per capita payment in accordance with the Initiative; and
11	WHEREAS,	the Legislative Council did adopt the Third Per Capita Revenue Allocation Plan
12		("Plan") pursuant to Legislative Council Resolution No. 06-307, which authorized a
13		third per capita payment for the Nation subject to the review by the appropriate
14		Bureau of Indian Affairs official, as required by federal regulation; and
15	WHEREAS,	the appropriate Bureau of Indian Affairs of ficial, the Acting Deputy Assistant Secretary and Affairs of ficial and and and and and and and and and
16		for Policy and Economic Development, did determine that the Plan complied with the
17		Indian Gaming Regulatory Act and did approve the Third Per Capita Revenue
18		Allocation Plan (the "Plan") on July 28, 2006; and
19	WHEREAS,	the Plan incorporated a Trust Agreement (the "Trust Agreement") with Wells Fargo
20		Bank that would be established to protect the interests of minors and legally
21		incompetent persons (the "Beneficiaries") entitled to receive per capita payments; and
22	WHEREAS,	the Trust Agreement provided that monthly the Nation's Enrollment Office shall
23		prepare a listing of Beneficiaries who have attained the age of eighteen, which shall
24		be called the "Monthly Age 18 Report", and which shall subsequently be approved by
25		the LegislativeCounciltherebyauthorizingcommencementofpaymentstoidentified
26		Beneficiaries; and
27		
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authorized the transfer of funds to Wells Fargo Bank of the amounts necessary cover the interests of 9,282 identified Beneficiaries; and WHEREAS, the Enrollment Office has determined that, for the period of May 31, 2010 through June 30, 2010 or the Monthly Age 18 Report for the months of May 2010 through June 30, 2010, 46 minors have reached the age of 18 and are no longer restricted from receive their per capita payments; and WHEREAS, the Enrollment Office verifies the listing of Beneficiaries who have reached age 18: were certified on the Master Minor Listing approved by Legislative Council Resolut No. 06-627. NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves Monthly Age 18 Report for the month's of May 2010 through June 2010, which listing of 46 minors who have reached the age of 18 and are no longer restrict Beneficiaries, and who are thus eligible for commencement of payments from W Fargo Bank of the amounts held in trust for the Identified Beneficiaries. BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council authorizes Wells Fa Bank to commence payments to the 46 non-restricted Beneficiaries identified in 3 2010 through June 2010 Monthly Age 18 Report. The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 16 ¹¹¹ of 17(11/X, 2010 at a meeting at which a quorum was present with a vote of 2,595.50 FOR: -0. AGAN -0. Note of 18 and 19 of Article VI of the Constitution of the Tohono O'odham Nation adopted by the Toho O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secreta Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 Stat. 984). TOHONO O'ODHAM LEGISLATIVE COUNCIL Aday of July 4, 2010		RESOLUTION NO. <u>10-278</u> (Approving the "Monthly Age 18 Report" listing of Tohono O'odham Eligible Minor members and authorizing commencement of payment of the Third Per Capita Payment held on their behalf by Wells Fargo Bank) Page 2 of 3
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www.m	20 21 22 23 24 25 26 27 28 29 30 31 32 33	of <u>JULY</u> , <u>2010</u> at a meeting at which a quorum was present with a vote of <u>2,595.50</u> FOR; <u>-0-AGAINST -0-NOT VOTING</u> ; and <u>J06</u> ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(<u>2</u> and (3) 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 Verlon M. Jose, Legislative Chairman

	RESOLUTION NO. <u>10-278</u>
	(Approving the "Monthly Age 18 Report" listing of Tohono O'odham Eligible Minor members and authorizing commencement of payment of the Third Per Capita Payment held on their behalf by Wells Fargo Bank) Page 3 of 3
1	ATTEST:
2 3	Wirmelle
4	Evonne Wilson, Legislative Secretary
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6	$\frac{/\ell}{\ell}$ day of $\frac{2010}{\ell}$, 2010.
7	
8	Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
9	Nation on the day of, 2010 at, 2010 at,M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
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11	upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.
12 13	Submittal.
14	TOHONO O'ODHAM LEGISLATIVE COUNCIL
15	/ ^
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17	- Weeken 198e
18	Verlon M. Jose, Legislative Chairman
19	v
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21	20 x 5 To V V 2010
22	APPROVED on the day of JULY, 2010
23 24	on the Odday of July, 2010 [] DISAPPROVED at 9:30 o'clock, A, M.
2 4 25	I J DISAFFROVED
26	
27	
28	NED NORRIS, JR., CHAIRMAN
29	TOHONO O'ODHAM NATION VICE CHAULUM
30	VICETHAULUM
31	
32	20 3
33	Returned to the Legislative Secretary on the 20 day of
34 35	——————————————————————————————————————
36	, 2010, at _/
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38	Sum Sofr h
39	Evonne Wilson, Legislative Secretary
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42	
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44 45	
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ACTION: APPROVING THE "MONTHLY AGE 18 REPORT" LISTING OF TOHONO O'ODHAM ELIGIBLE MINOR MEMBERS AND AUTHORIZING COMMENCEMENT OF PAYMENT OF THE THIRD PER CAPITA PAYMENT

HELD ON THEIR BEHALF BY WELLS FARGO BANK

MOVED: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

SECOND: COUNCILWOMAN LORRAINE EILER

DATE:

JULY 16, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 198.7	1. WAVALENE ROMERO (Nicholas Jose) 2. MARY LOPEZ (99.35 99.35	x x			X
SELLS 449.6	1. KIMBERLY LISTO () 2. EVELYN B. JUAN MANUEL ()	224.80 224.80	x x			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose) 2. LINDA PARLEY (Agnes Joaquin)	79.50 79.50	x x			
SAN XAVIER 204.7	1. FELICIA NUÑEZ () 2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35 102.35	x x		,	х
SAN LUCY 187.1	1. LORRAINE EILER () 2. GLORIA RAMIREZ ()	93.55 93.55	x x			X
PISINEMO 184.5	CHESTER ANTONE (Tony Murrietta) EDWARD MANUEL (Gerald Fayuant)	92.25 92.25	x x			
HICKIWAN 174.5	1. MICHELLE ORTEGA () 2. SANDRA ORTEGA ()	87.25 87.25	x x			
GU VO 206.3	1. GRACE MANUEL () 2. PAMELA ANGHILL (Angela Ortiz)	103.15 103.15	x x			X
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN (CYNTHIA E. MANUEL ()	115.05 115.05	X X			x
CHUKUT KUK 277.0	ETHEL GARCIA (Sara Mae Williams) VERLON M. JOSE ()	138.50 138.50	x x			
BABOQUIVARI 324.0	FRANCES MIGUEL (Roberta Harvey) FRANCES G. ANTONE (Vernon Smith)	162.0 162.0	x x			X
	TOTAL	2,595.50	2,595.50	-0-	-0-	[06]