

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving TOUA Ventana New Water Storage Tank and Water Line
Right-of-Way, Hickiwan District, Tohono O'odham Nation)

RESOLUTION NO. 10-394

1 **WHEREAS, by Resolution No. 08-70 the Nation established the Papago Tribal Utility Authority, now**
2 **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 New Water Storage Tank and Water line Right-of-Way**
10 **and related facilities to better serve the Ventana community, Hickiwan District,**
11 **Tohono O'odham Nation; and**

12 **WHEREAS, the New Water Storage Tank and Water line Right-of-Way consists of 4,717.83 feet in**
13 **length x 50 feet in width and a square parcel that measures 100ft x 100ft which**
14 **encompasses 12.30 acres more or less; and**

15 **WHEREAS, TOUA has respectfully submitted all documents and pertinent information (attached**
16 **hereto and incorporated herein by reference) for uses consistent with the authorized**
17 **purposes of TOUA; and**

18 **WHEREAS, the TOUA Ventana Water storage tank and water line Right-of-Way and related**
19 **facilities will be of substantial benefit to the Ventana Community, Hickiwan District,**
20 **the Tohono O'odham Nation and their respective members; and**

21 **WHEREAS, the Ventana community reviewed and support the requested Right-of-Way on May 29,**
22 **2010 and recommended approval thereof by the Hickiwan District Council; and**

23 **WHEREAS, TOUA personnel presented and reviewed this project with the Hickiwan District**
24 **council on June 05, 2010 for further support and approval; and**

25 **WHEREAS, the Hickiwan District Council approved the proposed Right-of-Way on June 05, 2010**
26 **with enactment of District Council Resolution No. HDC-10-025; and**

27 **WHEREAS, the Natural Resources Committee did review the supporting documents and scope of**
28 **work on September 20, 2010 and by consensus recommends approval thereof by the**
29 **Tohono O'odham Legislative Council.**

RESOLUTION NO. 10-394

(Approving TOUA Ventana New Water Storage Tank and Water line Right-of-Way, HICKIWAN District, Tohono O'odham Nation)

Page 2 of 3

1 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby
2 approve the Right-of-Way as requested by TOUA for the Ventana Storage tank and
3 Water line and related facilities and utilities in the location (as more fully described
4 in the referenced Legal Description, Right-of-Way Plan and Supporting Documents)
5 and construction by TOUA or its designated subsidiaries for uses consistent with the
6 authorized purposes of TOUA.

7 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 29TH Day
8 of SEPTEMBER, 2010 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0-
9 AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article
10 VI, Section 1 (i) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono
11 O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
12 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
13 Stat. 984).

14
15 TOHONO O'ODHAM LEGISLATIVE COUNCIL

16
17 
18 _____
19 Verlon M. Jose, Legislative Chairman

20
21
22 7 day of October, 2010

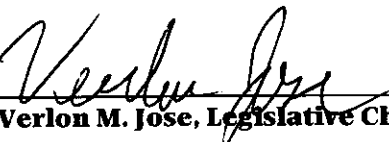
23
24 ATTEST:

25 
26 _____
27 Evonne Wilson, Legislative Secretary

28
29 1 day of October, 2010.

30
31 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
32 Nation on the 7 day of October, 2010 at 4:16 o'clock, P.M.,
33 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
34 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
35 submittal.

36
37 TOHONO O'ODHAM LEGISLATIVE COUNCIL

38
39 
40 _____
41 Verlon M. Jose, Legislative Chairman

42
43
44
45
46

RESOLUTION NO. 10-394

(Approving TOUA Ventana New Water Storage Tank and Water line Right-of-Way, HICKIWAN DISTRICT, Tohono O'odham Nation)

Page 3 of 3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49

APPROVED

on the 11 day of October, 2010

DISAPPROVED

at 3:55 o'clock, 8.M.



NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 11 day of

October, 2010, at 4:00 o'clock, 7.M.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING TOUA VENTANA NEW WATER STORAGE TANK AND WATER LINE RIGHT-OF-WAY, HICKIWAN DISTRICT, TOHONO O'ODHAM NATION

MOVED: COUNCILWOMAN SANDRA ORTEGA

SECOND: COUNCILWOMAN LORRAINE EILER

DATE: SEPTEMBER 29, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE <i>(Absent)</i> (Fredrick Jose) <i>(Present)</i>	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			X
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER ()	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			X
	2. SANDRA ORTEGA ()	87.25	X			
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			
	2. PAMELA ANGHILL <i>(Absent)</i> (Angela Ortiz) <i>(Present)</i>	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			X
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			X
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE (Vernon Smith)	162.0	X			
TOTAL		2,595.50	2,595.50	-0-	-0-	[04]