

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving the Certification of the Tohono O'odham Eligible Adult Members**  
**Listing for Third Per Capita 50<sup>th</sup> Approved Listing Payout Distribution)**

**RESOLUTION NO. 10-444**

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, the Legislative Council did adopt the Third Per Capita Revenue Allocation Plan per**  
10 **Legislative Council Resolution No. 06-307; and**

11 **WHEREAS, the Secretary of the Department of the Interior did approve the Third Per Capita**  
12 **Revenue Allocation Plan on July 28, 2006; and**

13 **WHEREAS, the Enrollment Program submits to the Tohono O'odham Legislative Council the**  
14 **Certification Listing for eligible adult members for review and approval for the third**  
15 **per capita distribution; and**

16 **WHEREAS, the total verified adult members for the third per capita 50<sup>th</sup> payout distribution is 4;**  
17 **and**

18 **WHEREAS, pursuant to Resolution No. 06-624 the Legislative Council approved the Master Listing**  
19 **for Eligible Adult members; and**

20 **WHEREAS, the disbursement of funds to each eligible adult member is contingent upon**  
21 **verification of a member's eligibility and further certification by the Tohono O'odham**  
22 **Legislative Council.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:**

- 24 **1. Accepts and approves the Certification Listing for 4 eligible adult members for the**  
25 **Third Per Capita 50<sup>th</sup> approved listing payout distribution.**
- 26 **2. Authorizes (a) the transfer of \$8,000.00 from the Third Per Capita Money Market**  
27 **Account to the Third Per Capita Checking Account established at Bank of America;**  
28 **and (b) upon the authorized signature of the Nation, issuance of a check on the**  
29 **Third Per Capita Checking Account in the amount of (i) \$2,000.00 to each Eligible**

**RESOLUTION NO. 10-444**

**(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita 50<sup>th</sup> Approved Listing Payout Distribution)**

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1                   **Member residing in the United States and listed in the Certification Listing of**  
2                   **Eligible Members and (ii) \$1,400.00 to each Eligible Member residing outside the**  
3                   **United States and listed in the Certification Listing of Eligible Members, with the**  
4                   **Balance of \$600.00 withheld and remitted to the Internal Revenue Service**  
5                   **pursuant to the requirements of federal law.**

6                   **3. Designates Sells as the distribution site for the disbursement of the 50<sup>th</sup> and**  
7                   **subsequent payouts of the third per capita checks to members of the Nation.**

8                   **4. Authorizes the Chairman of the Nation to execute such other documents as may be**  
9                   **necessary to implement this Resolution.**

10 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the disbursement of**  
11 **funds to each additional eligible adult Tohono O'odham member is contingent upon**  
12 **verification of a member by the Enrollment Program and further certification of**  
13 **additional eligible members by the Tohono O'odham Legislative Council.**

14 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 03<sup>RD</sup> Day**  
15 **of NOVEMBER, 2010 at a meeting at which a quorum was present with a vote of 2,408.40 FOR; -0-**  
16 **AGAINST; -0- NOT VOTING; and 187.10[07]ABSENT, pursuant to the powers vested in the Council by**  
17 **Section 1 (d)(2) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the**  
18 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
19 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
20 **18, 1934 (48 Stat. 984).**

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**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

  
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**Verlon M. Jose, Legislative Chairman**

4 day of November, 2010

32 **ATTEST:**

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35 \_\_\_\_\_  
36 **Evonne Wilson, Legislative Secretary**

37  
38 4 day of November, 2010.  
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**(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita 50<sup>th</sup> Approved Listing Payout Distribution)**

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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 4 day of November, 2010 at 4:56 o'clock, p..M., pursuant to the provisions of Section 4 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**

  
Verlon M. Jose, Legislative Chairman


APPROVED on the 5<sup>th</sup> day of November, 2010

DISAPPROVED at 8:15 o'clock, A.M.

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

Returned to the Legislative Secretary on the 5 day of

November, 2010, at 8:30 o'clock, a.M.

  
Evonne Wilson, Legislative Secretary

**ACTION:** APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE ADULT MEMBERS LISTING FOR THIRD PER CAPITA 50<sup>TH</sup> APPROVED LISTING PAYOUT DISTRIBUTION

**Moved:** COUNCILWOMAN SANDRA ORTEGA

**SECOND:** COUNCILWOMAN MARY LOPEZ

**DATE:** NOVEMBER 03, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF Oidak</b> 198.7	1. WAVALENE ROMERO ( <i>Absent</i> ) (Nicholas Jose) ( <i>Present</i> )	99.35	X			
	2. MARY LOPEZ ( )	99.35	X			
<b>SELLS</b> 450.6	1. KIMBERLY LISTO ( )	224.80	X			
	2. EVELYN B. JUAN MANUEL ( )	224.80	X			X
<b>SCHUK TOAK</b> 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			X
<b>SAN XAVIER</b> 204.7	1. FELICIA NUÑEZ ( )	102.35	X			X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
<b>SAN LUCY</b> 187.1	1. LORRAINE EILER ( )	93.55				X
	2. GLORIA RAMIREZ ( )	93.55				X
<b>PISINEMO</b> 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
<b>HICKIWAN</b> 174.5	1. MICHELLE ORTEGA ( )	87.25	X			X
	2. SANDRA ORTEGA ( )	87.25	X			
<b>GU VO</b> 206.3	1. GRACE MANUEL ( )	103.15	X			
	2. PAMELA ANGHILL ( <i>Absent</i> ) (Angela Ortiz) ( <i>Present</i> )	103.15	X			
<b>GU ACHI</b> 230.1	1. TIMOTHY L. JOAQUIN ( )	115.05	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	115.05	X			
<b>CHUKUT KUK</b> 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ( )	138.50	X			
<b>BABOQUIVARI</b> 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE (Vernon Smith)	162.0	X			X
<b>TOTAL</b>		<b>2,595.50</b>	<b>2,408.40</b>	<b>-0-</b>	<b>-0-</b>	<b>187.10</b> <b>[07]</b>