

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Proposal for Lake Mead Pilot System Conservation Program)**

RESOLUTION NO. 15-157

1 **WHEREAS, the Tohono O'odham Nation (the "Nation") is entitled to receive 66,000 acre-feet**
2 **of Central Arizona Project ("CAP") water per year under the terms of the**
3 **Southern Arizona Water Rights Settlement Amendments Act of 2004, Title III of**
4 **Public Law 108-451 ("SAWRSA"), and in addition is entitled to receive 8,000 acre-**
5 **feet of CAP water per year under the terms of a water delivery contract with the**
6 **Department of the Interior entered into on December 11, 1980 and amended on**
7 **May 5, 2006, for a total of 74,000 acre-feet of CAP water per year; and**

8 **WHEREAS, the Nation has been storing certain amounts of its 66,000 acre-foot SAWRSA**
9 **entitlement underground in the Phoenix and Tucson Active Management Areas**
10 **pursuant to agreements with entities holding storage facility permits issued**
11 **pursuant to Arizona law; and**

12 **WHEREAS, due to drought in the Colorado River basin and other factors, the flows of the**
13 **Colorado River have been reduced and the water levels in Lake Mead and Lake**
14 **Powell have decreased to levels not seen since the filling of those reservoirs; and**

15 **WHEREAS, to counteract the declining water levels in Lake Mead from which the CAP**
16 **system draws its water, the United States Bureau of Reclamation, the**
17 **Metropolitan Water District of Southern California, the Central Arizona Water**
18 **Conservation District, the Southern Nevada Water Authority, and Denver Water**
19 **have entered into an agreement to fund up to \$11 million to compensate water**
20 **using entities such as the Nation for reducing their use of Colorado River water**
21 **and thereby retaining water in Lake Mead under a program entitled the Lake**
22 **Mead Pilot System Conservation Program; and**

23 **WHEREAS, by Resolution No. 15-045 the Nation approved a pre-proposal offering to**
24 **conserve the amount of 18,080 acre-feet in Lake Mead for a specified price, and**
25 **the pre-proposal was delivered to the Bureau of Reclamation; and**

26 **WHEREAS, the Bureau of Reclamation delivered a counter-proposal dated April 30, 2015 to**
27 **the Nation, representing the 5 entities which have proposed the Lake Mead Pilot**
28 **System Conservation Program; and**

29 **WHEREAS, the Water Resources Committee and the Chairman of the Nation have reviewed**
30 **the counter-proposal and recommend accepting it, as specified in the Nation's**
31 **proposal attached to this resolution.**

32 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves**
33 **the Tohono O'odham Nation Proposal for the Lake Mead Pilot System**

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1 **Conservation Program dated for reference May 7, 2015 for the year 2015**
2 **substantially in the form attached hereto, and authorizes the Chairman of the**
3 **Nation to promptly deliver the document to the Bureau of Reclamation.**

4 **BE IT FINALLY RESOLVED that the funds generated by this program will be added to the Water**
5 **Revenues Account established by Resolution No. 14-525.**

6 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 07TH**
7 **day of MAY, 2015 at a meeting at which a quorum was present with a vote of 2,926.9 FOR; -0-**
8 **AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
9 **Article XVII, Section 2 of the Constitution of the Tohono O'odham Nation, adopted by the**
10 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
11 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of**
12 **June 18, 1934 (48 Stat.984).**

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14 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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18 **Timothy Joaquin, Legislative Chairman**

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20 **15 day of May, 2015**

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23 **ATTEST:**

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26 **Evonne Wilson, Legislative Secretary**

27 **14 day of May, 2015**

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30 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
31 **O'odham Nation on the 15 day of May, 2015 at 3:00 o'clock, P .m.,**
32 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
33 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
34 **hours of submittal.**

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36 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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39 **Timothy Joaquin, Legislative Chairman**

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APPROVED

on the 14 day of May, 2015

DISAPPROVED

at 4:45 o'clock, P.m.



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

Returned to the Legislative Secretary on the 15 day of

May, 2015, at 9:30 o'clock, A.m.



Evonne Wilson, Legislative Secretary

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ACTION: APPROVING PROPOSAL FOR LAKE MEAD PILOT SYSTEM CONSERVATION PROGRAM

MOVED: COUNCILMAN QUINTIN C. LOPEZ

SECOND: COUNCILWOMAN MARY LOPEZ

DATE: MAY 07, 2015

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 224.2	1. LUCINDA ALLEN (<i>Absent</i>) (Nicholas Jose) (<i>Present</i>)	112.1	X			
	2. MARY LOPEZ ()	112.1	X			
SELLS 502.0	1. ARTHUR WILSON (Ophelia Patten)	251.0	X			
	2. BARBARA HAVIER (Beverly Rivas)	251.0	X			
SCHUK TOAK 174.2	1. ANTHONY J. RIOS ()	87.1	X			X
	2. QUINTIN C. LOPEZ (John Fendenheim)	87.1	X			
SAN XAVIER 224.2	1. HILARION CAMPUS (<i>Absent</i>) (Daniel L.A. Preston, III) (<i>Present</i>)	112.1	X			X
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	112.1	X			
SAN LUCY 219.6	1. DIANA MANUEL (Gloria Ramirez)	109.8	X			
	2. JANA MONTANA ()	109.8	X			
PISINEMO 210.6	1. CHESTER ANTONE (Tony Murrietta)	105.3	X			
	2. EDWARD MANUEL, SR. ()	105.3	X			
HICKIWAN 196.9	1. LOUIS R. LOPEZ ()	98.45	X			
	2. SANDRA ORTEGA (Manuel Osequeda, Jr.)	98.45	X			
GU VO 241.0	1. GRACE MANUEL (Floyd Flores)	120.5				
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	120.5	X			
GU ACHI 257.3	1. TIMOTHY L. JOAQUIN ()	128.65	X			
	2. LORETTA LEWIS (Louis Johnson)	128.65	X			
CHUKUT KUK 319.2	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			
	2. BILLMAN LOPEZ ()	159.6	X			
BABOQUIVARI 357.7	1. FRANCES MIGUEL (<i>Absent</i>) (Roberta Harvey) (<i>Present</i>)	178.85	X			X
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
TOTAL		2,926.9	2,926.9	-0-	-0-	[03]