

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Granting Permission to El Paso Natural Gas Co. for installation of an updated
Cathodic Protection System in Allotment 262 in the San Xavier District)**

RESOLUTION NO. 15-461

1 **WHEREAS, El Paso Natural Gas Company, LLC [hereinafter EPNG] previously has been**
2 **granted two rights-of-way across land within the San Xavier District for the**
3 **purpose of transporting natural gas and other petroleum products; and**

4 **WHEREAS, the California Line consists of two active pipelines 24" and 30" in diameter,**
5 **placed 20 feet apart in a 60' wide right-of-way crossing 2.356 miles of District**
6 **land, including a portion of Allotment SX-262; and**

7 **WHEREAS, the Bureau of Indian Affairs is presently collecting consents from landowners**
8 **for a renewal of the right-of-way which expired November 30, 2008; and**

9 **WHEREAS, the Tohono O'odham Nation has acquired a fractional interest in Allotment 262;**
10 **and**

11 **WHEREAS, EPNG has requested permission to install an updated Cathodic Protection**
12 **System [CPS] connected to the California Line in Allotment 262 to comply with**
13 **current Federal Energy Regulatory Commission standards pending the**
14 **completion of the collection of consents, which CPS is essential to the safe**
15 **operation of the existing pipelines; and**

16 **WHEREAS, EPNG has satisfied the Bureau of Indian Affairs that the CPS installation will**
17 **have no significant cultural or biological impact; and**

18 **WHEREAS, the San Xavier District Council has found that the safety and well-being of its**
19 **community members are at risk until the updated CPS can be installed, and has**
20 **requested that the Tohono O'odham Nation, either through its Legislative**
21 **Council or its Land Department immediately consent to grant access to EPNG**
22 **and its contractors for the installation of the updated CPS on Allotment 262,**
23 **pending renewal of the pipeline right-of-way.**

24 **WHEREAS, the Agricultural and Natural Resources Committees reviewed and supported for**
25 **this matter to be forwarded to the Tohono O'odham Legislative Council.**

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

27 **The Tohono O'odham Nation as an owner of a fractional interest in Allotment**
28 **SX-262, hereby approves a grant of access to El Paso Natural Gas Company or its**
29 **contractors for the installation of the updated Cathodic Protection System.**

RESOLUTION NO. 15-461

(Granting Permission to El Paso Natural Gas Co. for installation of an updated Cathodic Protection System in Allotment 262 in the San Xavier District)

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 19TH day of NOVEMBER, 2015 at a meeting at which a quorum was present with a vote of 3,021.4 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(c)(2)and(i) 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

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

24 day of November, 2015

ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

24 day of November, 2015

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 24 day of November, 2015 at 5:13 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

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

APPROVED

on the 25 day of November, 2015

DISAPPROVED

at 2:47 o'clock, P.m.

Edward D. Manuel

EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

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RESOLUTION NO. 15-461

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1 Returned to the Legislative Secretary on the 30 day of

2 December, 2015, at 9:00 o'clock, a.m.

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4 Evonne Wilson

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7 **Evonne Wilson, Legislative Secretary**

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ACTION: GRANTING PERMISSION TO EL PASO NATURAL GAS CO. FOR INSTALLATION OF AN UPDATED CATHODIC PROTECTION SYSTEM IN ALLOTMENT 262 IN THE SAN XAVIER DISTRICT

Moved: COUNCILMAN BILLMAN LOPEZ

SECOND: COUNCILMAN LOUIS R. LOPEZ

DATE: NOVEMBER 19, 2015

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (Roberta E. Harvey)	183.60	X			
	2. VERNON J. SMITH (Gloria Zazueta)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			X
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ()	102.90	X			
PISINEMO 219.9	1. CHESTER ANTONE ()	109.95	X			
	2. MONICA K. MORGAN ()	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ()	113.25	X			
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ()	114.30	X			X
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.30	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75	X			
	2. BARBARA HAVIER ()	256.75	X			X
SIF Oidak 231.6	1. LUCINDA ALLEN (Nicholas Jose)	115.80	X			
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	3,021.4	-0-	-0-	[03]