

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Granting Right of Way to the Tohono O'odham Ki:Ki Association and
Tohono O'odham Utility Authority to Install and Maintain a Water Line
in the Community of Topawa, Bahoquivari District)**

RESOLUTION NO. 24-237

1 **WHEREAS, Article VI, Section 2(d) of the Constitution of the Tohono O'odham Nation**
2 **authorizes Legislative Council to "lease or otherwise deal with lands, or interests**
3 **in land, and resources of the Tohono O'odham Nation"; and**

4 **WHEREAS, the Tohono O'odham Ki:Ki Association ("TOKA") and the Tohono O'odham Utility**
5 **Authority ("TOUA"), entities of the Tohono O'odham Nation, have jointly**
6 **submitted a right of way application to the Department of Planning and**
7 **Economic Development ("Department") to install and maintain a water line route**
8 **in the Community of Topawa, Bahoquivari District; and**

9 **WHEREAS, the Department reviewed the joint application and has submitted it to Legislative**
10 **Council for approval; and**

11 **WHEREAS, the Bahoquivari District Council has reviewed the joint application and supports**
12 **its approval pursuant to District Resolution No. 2024-B-11; and**

13 **WHEREAS, the right of way serves the best interests of the Nation by increasing Members'**
14 **access to clean water; and**

15 **WHEREAS, the Agricultural and Natural Resources Committee has reviewed the right of way**
16 **application by TOKA and TOUA to install and maintain a water line route in the**
17 **Community of Topawa, Bahoquivari District, and recommends its approval.**

18 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
19 **joint application by the Tohono O'odham Ki:Ki Association and Tohono O'odham**
20 **Utility Authority for a right of way in the Community of Topawa, Bahoquivari**
21 **District to install and maintain a water line.**

22 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham**
23 **Nation chairperson or any designated official is authorized to execute any**
24 **documentation necessary to grant this right of way to the Tohono O'odham Ki:Ki**
25 **Association and Tohono O'odham Utility Authority, provided that any**
26 **amendments or modifications shall be submitted for prior approval by the**
27 **Tohono O'odham Legislative Council.**

28 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH**
29 **day of AUGUST 2024 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0-**
30 **AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by**
31 **Article VI, Section 2(d) the Constitution of the Tohono O'odham Nation, adopted by the Tohono**
32 **O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
33 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934**
34 **(48 Stat.984).**

RESOLUTION NO. 24-237

(Granting Right of Way to the Tohono O'odham Ki:Ki Association and Tohono O'odham Utility Authority to Install and Maintain a Water Line in the Community of Topawa, Baboquivari District)

Page 2 of 2

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
50
51

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Wavalene M. Saunders
Wavalene M. Saunders, Legislative Chairwoman

9 day of August, 2024

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

8 day of August, 2024

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 9 day of August, 2024 at 9:25 o'clock, a .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

Wavalene M. Saunders
Wavalene M. Saunders, Legislative Chairwoman

APPROVED on the 11 day of August, 2024

DISAPPROVED at 4:09 o'clock, p .m.

Verlon M. Jose
VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 12 day of August, 2024, at 2:16 o'clock, p .m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

ACTION: GRANTING RIGHT OF WAY TO THE TOHONO O'ODHAM KI:KI ASSOCIATION AND TOHONO O'ODHAM UTILITY AUTHORITY TO INSTALL AND MAINTAIN A WATER LINE IN THE COMMUNITY OF TOPAWA, BABOQUIVARI DISTRICT

MOVED: VICE CHAIRWOMAN MARLAKAY HENRY

SECOND: COUNCILWOMAN JANICE FELIX

DATE: AUGUST 06, 2024

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	X X			X
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ()	177.35 177.35	X X			
GU ACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN ()	141.35 141.35	X X			
GU VO 276.0	1. DALLAS LEWIS () 2. LESLIE LUNA ()	138.0 138.0	X X			X
HICKIWAN 220.5	1. DELMA M. GARCIA () 2. LOUIS R. LOPEZ (Loretta A. Ortega)	110.25 110.25	X X			
PISINEMO 236.2	1. EDWARD D. MANUEL (Monica Morgan) 2. PAMELA J. BENAVIDEZ (Nora J. Ruclas)	118.1 118.1	X X			
SAN LUCY 257.6	1. ROGER MANUEL (Christina Andrews) 2. GLORIA M. RAMIREZ (Lorraine M. Eiler)	128.8 128.8	X X			
SAN XAVIER 244.5	1. JANICE FELIX () 2. DANIEL L.A. PRESTON III ()	122.25 122.25	X X			
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	X X			
SELLS 558.0	1. EVELYN JUAN MANUEL (Arvada Liston) 2. JANET B. ELEANDO ()	279.0 279.0	X X			
SIF OIDAK 247.1	1. LUCINDA ALLEN (Francis Homewytewa) 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			
	TOTAL	3,263.30	3,263.3	-0-	-0-	[02]