

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Granting a General Utility Easement to the Tohono O'odham Utility Authority**  
**for the Tohono O'odham Nation Children's Home)**

**RESOLUTION NO. 25-356**

1   **WHEREAS,**   the Tohono O'odham Legislative Council is authorized "to manage, protect,  
2                   preserve and regulate the use of the property . . . of the Tohono O'odham Nation"  
3                   and "to manage . . . or otherwise deal with lands, or interests in land" belonging  
4                   to the Nation (Constitution of the Tohono O'odham Nation, Article VI, Section  
5                   1(i)(2) and Section 2(d)); and  
6   **WHEREAS,**   by Resolution No. 0222-074 the Gu Achi District ("District") supported the Tohono  
7                   O'odham Nation Permanent Children's Home Project to be located within the  
8                   District; and  
9   **WHEREAS,**   by Resolution No. 0524-076 the District supported the construction of the  
10                  Children's Home by the Tohono O'odham Ki:Ki Association ("TOKA"); and  
11   **WHEREAS,**   by Resolution No. 0125-46 the District supported moving forward with the Tohono  
12                  O'odham Nation Children's Home Project within the Gu Achi District; and  
13   **WHEREAS,**   the TOKA is established as a separate tribal entity pursuant to Tohono O'odham  
14                  Legislative Council ("TOLC") Ordinance No. 98-03; and  
15   **WHEREAS,**   by Resolution No. 08-70 the Nation established the Papago Tribal Utility  
16                  Authority, now known as the Tohono O'odham Utility Authority ("TOUA"), to be an  
17                  enterprise wholly owned by the Nation for the purposes of constructing,  
18                  maintaining, and operating various utility systems within and for the benefit of  
19                  the Nation; and  
20   **WHEREAS,**   by Resolution No. 91-175 the Nation adopted the Second Restated Plan of  
21                  Operation for TOUA which requires TOUA to submit a prior written consent of  
22                  each affected district for any proposed utility system, line, or facility; and  
23   **WHEREAS,**   by Resolution No. 17-032 the Nation approved Utility Alignment Recordation  
24                  Procedures for TOUA to follow in order to be granted a right to a utility alignment  
25                  by the Nation without the approval of the Bureau of Indian Affairs ("BIA"),  
26                  pursuant to 25 CFR § 169.4(b)(3)(iii); and  
27   **WHEREAS,**   the general utility easement will extend TOUA's water main, fiber service lines,  
28                  and electric service lines to allow for newly constructed service lines for the newly  
29                  developed Tohono O'odham Nation Children's Home within the Santa Rosa  
30                  Community in the Gu Achi District with legal description which are attached  
31                  hereto and incorporated for reference.



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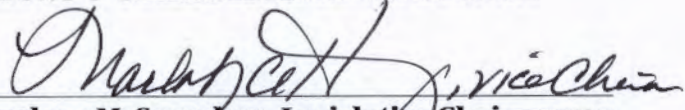
**WHEREAS, the Agricultural and Natural Resources Committee has reviewed and recommends approval.**

**NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council grants to TOUA a right of access for the Santa Rosa Community within the Gu Achi District at the location as described in the legal land description, as attached and incorporated hereto, for the purposes of an intertie.**

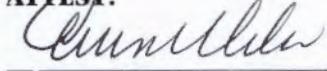
**BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council hereby grants approval any encroachment permits for this project, including future individual services installed on the system, which may be granted by the Bureau of Indian Affairs pursuant to federal regulations to allow the utility alignment or services lines to individual customers to cross roads constructed by the Bureau of Indian Affairs or roads within the Nation not maintained by BIA.**

**The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 14<sup>TH</sup> day of OCTOBER 2025 at a meeting at which a quorum was present with a vote of 3,321.1 FOR; -0- AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(i)(1) and (2); Section 2(d); and Article XVI 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**

  
Wavalene M. Saunders, Legislative Chairwoman  
17<sup>TH</sup> day of October, 2025

**ATTEST:**

  
Evonne Wilson, Legislative Secretary

17 day of October, 2025

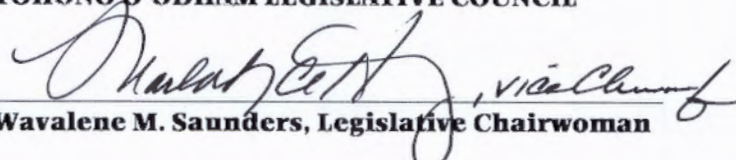
**Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 17<sup>TH</sup> day of October, 2025 at 4:37 o'clock, P.m., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

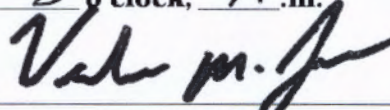
  
Wavalene M. Saunders, Legislative Chairwoman

☒ APPROVED

on the 20 day of October, 2025

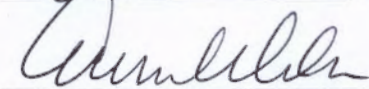
☐ DISAPPROVED

at 8 o'clock, A.m.

  
VERLON M. JOSE, CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 20 day of

October, 2025, at 8:20 o'clock, A.m.



Evonne Wilson, Legislative Secretary



**ACTION: GRANTING A GENERAL UTILITY EASEMENT TO THE TOHONO O'ODHAM UTILITY AUTHORITY FOR THE TOHONO O'ODHAM NATION CHILDREN'S HOME****MOVED: COUNCILWOMAN JANICE FELIX****SECOND: COUNCILMAN DANIEL L.A. PRESTON III****DATE: OCTOBER 14, 2025**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDA 251.2	1. WAVALENE M. SAUNDERS (Mary Lopez) 2. FRANCIS HOMEWYTEWA ( )	125.6 125.6	X X			
SELLS 565.7	1. JANET B. ELEANDO ( ) 2. EVELYN JUAN MANUEL (Juan Buendia)	282.85 282.85	X X			
SCHUK TOAK 195.3	1. THEORIA CAMPILLO (Rebecca Ann Valentine) 2. DELISA M. RAMON (Quintin C. Lopez)	97.65 97.65	X X			
SAN XAVIER 249.8	1. DANIEL L.A. PRESTON III ( ) 2. JANICE FELIX ( )	124.9 124.9	X X			
SAN LUCY 266.3	1. GLORIA M. RAMIREZ (Lorraine M. Eiler) 2. ROGER MANUEL (Christina Andrews)	133.15 133.15	X X			
PISINEMO 240.3	1. PAMELA J. BENAVIDEZ (Nora J. Ruelas) 2. NAOMI MONTE (Edward D. Manuel)	120.15 120.15	X X			X
HICKIWAN 222.9	1. LOUIS R. LOPEZ (Loretta A. Ortega) 2. DELMA M. GARCIA ( )	111.45 111.45	X X			
GU VO 279.6	1. LESLIE LUNA ( ) 2. BENNETT CHEWING ( )	139.8 139.8	X X			
GUACHI 289.2	1. JEROME F. JOAQUIN (Gloria Johnson) 2. LUCIUS E. LOPEZ (Victoria A. Hobbs)	144.6 144.6	X X			
CHUKUT KUK 361.9	1. MARLAKAY HENRY ( ) 2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	180.95 180.95	X X			
BABOQUIVARI 398.9	1. JESSE NAVARRO (Alberta J. Ray) 2. NED NORRIS, JR (Leander Mase)	199.45 199.45	X X			
<b>TOTAL</b>		<b>3,321.1</b>	<b>3,321.1</b>	<b>-0-</b>	<b>-0-</b>	<b>[01]</b>