

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2026 San Xavier Cooperative Association 9B Farm Cashout Budget
Amendment No. 1 and Expenditure of SAWRSA Amendments 9B Farm Cashout Fund)**

RESOLUTION NO. 26-073

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative Council with
2 the authority to "consult, negotiate and conclude agreements and contracts . . .
3 with Federal, State, and local governments . . ." and to "consult with the Congress
4 of the United States and appropriate federal agencies regarding federal activities
5 that affect the Tohono O'odham Nation . . ." and to "enact laws, ordinances and
6 resolutions necessary or incidental to the exercise of its legislative powers."
7 (Constitution, Article VI, Section I(f), I(j), and I(1)); and

8 **WHEREAS,** on December 10, 2004, the United States Congress enacted the Arizona Water
9 Settlement Act, P.L. 108-451, including Title III, the Southern Arizona Water
10 Rights Settlement Act Amendment ("SAWRSA Amendments"), which authorized
11 the San Xavier District to elect to receive \$18.3 million in lieu of the federal
12 government's obligation to construct the proposed "9B Farm" (SAWRSA
13 Amendments, Section 304 (c)(3)(A)(ii)); and

14 **WHEREAS,** the San Xavier District Council elected to receive the in lieu payment plus interest
15 pursuant to SXDC Resolution No. 10-09-10 ("9B Farm Cashout Fund"); and

16 **WHEREAS,** expenditures from the 9B Cashout Fund must be authorized and approved in
17 accordance with a budget authorized by the San Xavier District Council and
18 approved by resolution of the Legislative Council (SAWRSA Amendments, Section
19 304(f)(1)(B)(i) and (ii)); and

20 **WHEREAS,** the SAWRSA Amendments provide that the 9B Farm Cashout Fund may be
21 expended for various designated purposes, including; subjugation of land,
22 development of water resources, or construction, operation, maintenance or
23 replacement of facilities within the San Xavier Reservation not required to be
24 carried out by the United States under the SAWBSA amendments; economic
25 development loans and assistance; to provide benefits to allottees; and to pay any
26 administrative costs incurred by the Nation or the San Xavier District in
27 conjunction with any of these uses (SAWRSA Amendments, Section 304(f)(1)(C));
28 and

29 **WHEREAS,** the FY 2026 San Xavier Cooperative Association 9B Farm Cashout Budget in the
30 amount of \$1,280,000.00 was authorized by San Xavier District Council Resolution
31 No. SXDC 07-25-15 and approved by Legislative Council Resolution No. 25-348; and
32

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1 **WHEREAS,** by San Xavier District Council Resolution No. 01-26-15, the San Xavier District has
2 authorized and submitted for review and approval the FY 2026 San Xavier
3 Cooperative Association 9B Farm Cashout Budget Amendment No. 1, which is
4 incorporated by this reference, and which will adjust operational and/or
5 personnel line items; and

6 **WHEREAS,** the FY 2026 San Xavier Cooperative Association 9B Farm Cashout Budget
7 Amendment No. 1 will increase the FY 2026 San Xavier Cooperative Association 9B
8 Farm Cashout Budget by \$421,634.72 from \$1,280,000.00 to \$1,701,634.72; and

9 **WHEREAS,** the Budget and Finance Committee has reviewed the FY 2026 San Xavier
10 Cooperative Association 9B Farm Cashout Budget Amendment No. 1 and
11 recommends approval.

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

13 (1) approves the FY 2026 San Xavier Cooperative Association 9B Farm Cashout
14 Budget Amendment No. 1 in the amount of \$1,701,634.72, effective October 1,
15 2025 through September 30, 2026, which shall be funded by the San Xavier
16 District 9B Farm Cashout Fund, provided that any amendments or
17 modifications shall submitted for prior approval by the San Xavier District
18 Council and the Tohono O'odham Legislative Council; and

19 (2) approves the expenditure of the SAWRSA Amendments 9B Farm Cashout
20 Funds in accordance with the FY 2026 San Xavier Cooperative Association 9B
21 Farm Cashout Budget, as amended.

22 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02ND
23 day of MARCH 2026 at a meeting at which a quorum was present with a vote of 3,321.1 FOR; -0-
24 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by
25 Article VI, Section 1(f) 1(j) and 1(l) of the Constitution of the Tohono O'odham Nation, adopted by
26 the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
27 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
28 18, 1934 (48 Stat.984).

29
30 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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32 
33 Wavalene M. Saunders, Legislative Chairwoman
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35 9TH day of March, 2026
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ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

9 day of March, 2026

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 9th day of March, 2026 at 4:57 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

Wavalene M. Saunders
Wavalene M. Saunders, Legislative Chairwoman

APPROVED

on the 10 day of March, 2026

DISAPPROVED

at 8 o'clock, A.m.

Verlon M. Jose

VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 10 day of

March, 2026, at 8:44 o'clock, a.m.

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2026 SAN XAVIER COOPERATIVE ASSOCIATION 9B FARM CASHOUT BUDGET AMENDMENT NO. 1 AND EXPENDITURE OF SAWRSA AMENDMENTS 9B FARM CASHOUT FUND

MOVED: COUNCILMAN DANIEL L.A. PRESTON III

SECOND: COUNCILMAN ROGER MANUEL

DATE: MARCH 02, 2026

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 251.2	1. WAVALENE M. SAUNDERS (Mary Lopez)	125.6	X			
	2. FRANCIS HOMEWYTEWA ()	125.6	X			
SELLS 565.7	1. JANET B. ELEANDO ()	282.85	X			
	2. EVELYN JUAN MANUEL (Juan Buendia)	282.85	X			
SCHUK TOAK 195.3	1. THEORIA CAMPILLO (Rebecca Ann Valentine)	97.65	X			
	2. DELISA M. RAMON (Quintin C. Lopez)	97.65	X			
SAN XAVIER 249.8	1. DANIEL L.A. PRESTON III ()	124.9	X			
	2. JANICE FELIX ()	124.9	X			
SAN LUCY 266.3	1. GLORIA M. RAMIREZ (Lorraine M. Eiler)	133.15	X			
	2. ROGER MANUEL (Christina Andrews)	133.15	X			
PISINEMO 240.3	1. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	120.15	X			
	2. NAOMI MONTE (Edward D. Manuel)	120.15	X			
HICKIWAN 222.9	1. LOUIS R. LOPEZ (Loretta A. Ortega)	111.45	X			X
	2. DELMA M. GARCIA ()	111.45	X			
GU VO 279.6	1. LESLIE LUNA ()	139.8	X			
	2. BENNETT CHEWING ()	139.8	X			
GU ACHI 289.2	1. GLORIA JOHNSON ()	144.6	X			
	2. LUCIUS E. LOPEZ (Victoria A. Hobbs)	144.6	X			
CHUKUT KUK 361.9	1. MARLAKAY HENRY ()	180.95	X			X
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	180.95	X			
BABOQUIVARI 398.9	1. JESSE NAVARRO ()	199.45	X			
	2. NED NORRIS, JR. (Leander Mase)	199.45	X			
TOTAL		3,321.1	3,321.0	-0-	-0-	[02]