

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving an Attorney Contract with the Law Firm of Gover,  
Stetson & Williams)

RES. NO. 246-90

1 WHEREAS, the Tohono O'odham Nation has an immediate and critical  
2 need for legal representation to protect its interests  
3 under the Southern Arizona Water Rights Settlement Act of  
4 1982 (SAWRSA) and with respect to water rights claims in  
5 the Chui Chu area of the Sif Oidak District; and

6 WHEREAS, the Attorney General is the only member of the Attorney  
7 General's Office who has been hired and commenced work;  
8 and

9 WHEREAS, the Attorney General's office currently lacks the  
10 resources to provide immediate assistance at the  
11 accelerated level of representation required in the  
12 foregoing areas; and

13 WHEREAS, the Attorney General has recommended that an attorney  
14 contract be entered into with the law firm of Gover,  
15 Stetson & Williams to assist the Attorney General in  
16 representing the Nation on these issues; and

17 WHEREAS, Gover, Stetson & Williams has demonstrated experience and  
18 skill in representing Indian Nations in water rights  
19 claims, and has assured the Attorney General of their  
20 ability to provide a full commitment to the SAWRSA and  
21 Sif Oidak matters; and

22 WHEREAS, the Attorney General has negotiated a proposed contract  
23 with Gover, Stetson & Williams, a copy of which is  
24 attached hereto; and

25 WHEREAS, the contract is for a term ending September 30, 1990  
26 (subject to renewal), and is in the amount of \$55,000 to  
27 be entirely funded from the Attorney General's current  
28 budget; and

29 WHEREAS, on July 5, 1990, the Sif Oidak District Council passed  
30 Resolution No. 11-90 (copy attached) recommending and  
31 supporting the proposed attorney contract with Gover,  
32 Stetson & Williams; and

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WHEREAS, at a joint meeting of the Budget & Finance and Water Resources Committees on July 6, 1990, the Budget & Finance Committee approved a modification to the budget of the Attorney General's office (copy attached) to provide funding for the proposed attorney contract by transferring funds between line items of the current budget, and the Water Resources Committee approved such contract; and

WHEREAS, by Resolution adopted on July 6, 1990 (copy attached), the Domestic Affairs Committee approved the proposed attorney contract and recommended approval thereof by the Tohono O'odham Legislative Council; and

WHEREAS, the Legislative Council finds that the proposed attorney contract is advisable in order to protect the Nation's water rights.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Legislative Council hereby approves the attorney contract with the law firm of Gover, Stetson & Williams in the form attached hereto, with the insertion of July 12, 1990 as the effective date referred to in Section 12 of the contract (subject to approval of the Secretary of Interior).
2. The Legislative Council authorizes the execution of the attorney contract by the Chairman of the Tohono O'odham Nation, or his designee, and approval thereof by the Attorney General.

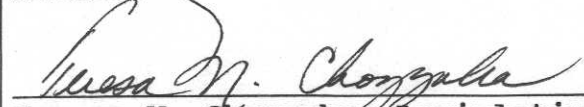
The foregoing Resolution was passed by the Tohono O'odham Council on the 3rd day of April, 1990 at a meeting at which a quorum was present with a vote of 1,724.0 for; -0- against; -0- not voting; 04 absent, pursuant to the powers vested in the Council by Section 2 (a) of Article VI of the Constitution 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

  
Edward D. Manuel, Legislative Chairman

13<sup>th</sup> day of July, 1990.

ATTEST:

  
Teresa M. Choyguha, Legislative Secretary  
13<sup>th</sup> day of July, 1990.

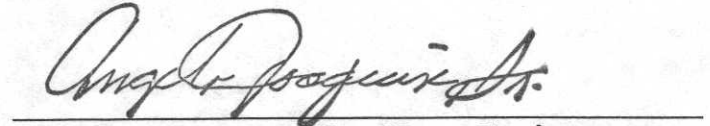
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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 13<sup>th</sup> day of July, 1990, at 4:26 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

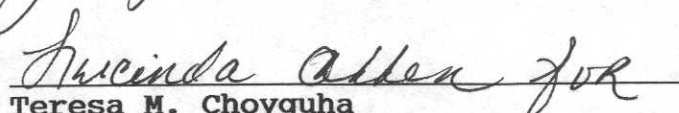
TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
Edward D. Manuel, Legislative Chairman

[  ] APPROVED ) on the 17<sup>th</sup> day of July, 1990,  
[  ] DISAPPROVED) at 3:18 o'clock, P.M.

  
ANGELO J. JOAQUIN, SR., Chairman  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 17<sup>th</sup> day of July, 1990, at 3:41 o'clock, P.M.

  
Teresa M. Choyguha  
Legislative Secretary

MOVED: JOHNSON JOSE

SUBJECT: APPROVING AN ATTORNEY CONTRACT WITH

SECOND: WILLARD JUAN, SR.

THE LAW FIRM OF GOVER, STETSON AND

DATE: JULY 12, 1990

WILLIAMS

RESOLUTION NO. 246-90

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
	2. Joann Garcia (Frances Miguel)	114.5	X			X
CHUKUT KUK 163.0	1. Rosita Ruiz (Rosemary Lopez)	81.5	X			
	2. Kenneth G. Williams (Harriet Toro)	81.5	X			
GU ACHI 166.0	1. Percy Lopez ( )	83.0	X			X
	2. Alex J. Ramon (Fernando Joaquin)	83.0	X			
GU VO 114.0	1. Cross Antone (Juan Joe Cipriano)	57.0	X			
	2. Virgil Lewis (Michael Flores)	57.0	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Henry Ramon ( )	62.5	X			
PISINEMO 119.0	1. Johnson Jose ( )	59.5	X			
	2. Edward Manuel (Alex Antone)	59.5	X			
SAN LUCY 106.0	1. Albert Manuel, Jr. (Max P. Jose)	53.0	X			
	2. John Reno ( )	53.0	X			X
SAN XAVIER 127.0	1. Eugene Enis. Sr. (Michael Rios)	63.5	X			
	2. Joanne C. Preston (Carmelita Mattias)	63.5	X			
SCHUK TOAK 107.0	1. JoAnn Francisco (David Valenzuela Sr.)	53.5	X			
	2. Joseph Juan (Frances Francisco)	53.5	X			
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0	X			
	2. Andrew Patricio (Daniel Lopez)	155.0	X			X
SIF OIDAK 158.0	1. Mary Ann Antone (Nina Jose)	79.0	X			
	2. Willard Juan, Sr. (Melissa Gregorio)	79.0	X			
TOTAL		1,724.0	1,724.0	-0-	-0-	04