

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Authorizing Contract Negotiations to Secure Federal  
Funding for Expert and Attorney Services in the  
Chuichu Water Claims)

RES. NO. 91-007

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3 WHEREAS, officials of the Tohono O'Odham Nation have been informed  
4 that federal funding may be available through the Bureau  
5 of Indian Affairs (BIA), under P.L. 93-638 or other  
6 contractual arrangements, to pay for the costs of  
7 technical experts and attorneys in connection with the  
8 Nation's water claims in the Chuichu area of the Sif Oidak  
9 District; and

10 WHEREAS, the Water Resources Committee of the Legislative Council  
11 has determined that \$250,000. for technical assistance and  
12 \$100,000. for contract attorneys may be available through  
13 the BIA; and

14 WHEREAS, the sum of \$50,000. was appropriated by the Legislative  
15 Council in the 1991 budget for the Office of Attorney  
16 General to engage technical assistance in the Chuichu  
17 claims, and a contract with Natural Resources Consulting  
18 Engineers in such amount is being processed; and

19 WHEREAS, the sum of \$120,000. was appropriated by the Legislative  
20 Council in the 1991 budget for the Office of Attorney  
21 General to contract with the law firm of Gover, Stetson  
22 & Williams for legal assistance in the Chuichu claims,  
23 issues which have arisen under the Southern Arizona Water  
24 Rights Settlement Act (SAWRSA) and other water matters,  
25 and a contract in that amount has been approved; and

26 WHEREAS, the Water Resources Committee has determined that  
27 additional technical and attorney assistance is necessary  
28 to adequately prepare the Chuichu claims and avoid a

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shortage of technical and legal services required with respect to SAWRSA and other water issues; and

WHEREAS, the Water Resources Committee recommends that the Legislative Council authorize negotiations to secure the foregoing supplemental funding from the BIA.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Chairman of the Tohono O'odham Nation, in consultation with the Water Resources Committee and the Attorney General, is hereby authorized to commence negotiations with the BIA to secure \$250,000. for technical experts and \$100,000. for attorney services in connection with the Chuichu water claims.
2. Any proposed contract or grant negotiated for these purposes shall be subject to the approval of the Legislative Council prior to execution, as well as the review and recommendation of the Water Resources Committee, the Budget and Finance Committee, and the Domestic Affairs Committee (with respect to any proposals relating to attorney contracting).

The foregoing Resolution was passed by the Tohono O'odham Council on the 7th. day of January, 1991 at a meeting at which a quorum was present with a vote of 1,724.0 for; -0- against; -0- not voting; 02 absent, pursuant to the powers vested in the Council by Section 1(d)(f), and (i)(2), and 2(d) of Article VI and Section 2 of Article XVII 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

16<sup>th</sup> day of January, 1991.

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ATTEST:

Teresa M. Choyguha  
Teresa M. Choyguha, Legislative Secretary

16<sup>th</sup> day of January, 1991.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 16<sup>th</sup> day of January, 1991, at 10:36 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

Edward D. Manuel  
Edward D. Manuel, Legislative Chairman

[  ] APPROVED ) on the 18<sup>th</sup> day of January, 1991,  
[  ] DISAPPROVED ) at 9:11 o'clock, A.M.

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

Returned to the Legislative Secretary on the 18<sup>th</sup> day of January, 1991, at 9:20 o'clock, A.M.

Aracinda Allen for:  
Teresa M. Choyguha  
Legislative Secretary

MOVED: COUNCILWOMAN MARY ANN ANTONESUBJECT: AUTHORIZING CONTRACT NEGOTIATIONS TO SECURESECOND: COUNCILMAN WILLARD JUAN, SR.FEDERAL FUNDING FOR EXPERT AND ATTORNEY SERVICES INDATE: JANUARY 07, 1991THE CHUICHU WATER CLAIMS

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico)	114.5	X			
	2. Joann Garcia (Frances Niquel)	114.5	X			
CHUKUT KUK 163.0	1. Rosita Ruiz (Rosemary Lopez)	81.5	X			
	2. Kenneth Williams (Harriet Toro)	81.5	X			
GU ACHI 166.0	1. Percy Lopez ( )	83.0	X			
	2. Alex Ramon (Fernando Joaquin)	83.0	X			
GU VO 114.0	1. Cross Antone (Juan Joe Cipriano)	57.0	X			X
	2. Virgil Lewis (Michael Flores)	57.0	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Lenora Montana ( )	62.5	X			
PISINENO 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			
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-	02

\*\*PASSED VOTES