

LEGISLATIVE ORDER OF THE TOHONO O'ODHAM COUNCIL
(Release of Information to Various Parties)

LEGISLATIVE ORDER NO. 92-435

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3 **WHEREAS, on Monday, October 19, 1992, the Tohono O'odham Legislative**
4 **Council considered the proposal on water leasing; and**

5 **WHEREAS, the Nation's Attorney General proceeded to review information**
6 **regarding the water lease, including a Memorandum to the Tohono**
7 **O'odham Legislative Council, from the Attorney General, dated**
8 **October 19, 1992; and**

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10 **WHEREAS, said Memorandum was labelled, "Attorney-Client Communication/**
11 **Privileged and Confidential"; and**

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13 **WHEREAS, the Memorandum provided information pertaining to the interim**
14 **and temporary disposition agreements for the short-term water**
15 **lease with the City of Tucson, including a section-by-section**
16 **summary of each agreement; and**

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18 **WHEREAS, besides the Legislature, the Nation's Chairman, the Executive Staff**
19 **Attorney, the Water Projects Office Coordinator, the Schuk Toak**
20 **District Chairman and Assistant Attorney General Hoover were**
21 **afforded copies of the Memorandum; and**

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23 **WHEREAS, it was noted the the water lease impacts other parties who were not**
24 **afforded copies of this information and that courtesy copies should**
25 **be extended to those parties; and**

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27 **WHEREAS, the Nation's Attorney General stated that it was at the Council**
28 **discretion to release the information provided in the Memorandum**

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dated October 19, 1992.

NOW, THEREFORE, BE IT ORDERED by the *Tohono O'Odham Legislative Council that it hereby releases copies of the Memorandum to the Tohono O'odham Legislative Council from David Frank, Attorney General, dated October 19, 1992 regarding "Proposed Resolution Approving Interim and Temporary Disposition Agreements for Short-term Water Lease with City of Tucson" to the San Xavier District, the San Xavier Cooperative Association, the San Xavier Allottee Association, the nine Plaintiffs and Mr. Sylvester Listo, the Nation's Vice Chairman.*

The foregoing Order was passed by the Tohono O'Odham Legislative Council on the 19th day of October, 1992 at a meeting at which a quorum was present with a vote of 1,149.5 FOR; -0- AGAINST; 574.5 NOT VOTING; and 01 ABSENT, pursuant to the powers vested in the Council by Section 1 (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

Mary Ann Antone, Legislative Chairwoman

ATTEST:

Teresa M. Choyguha, Legislative Secretary

MOVED: COUNCILWOMAN JOANNE PRESTONSUBJECT: RELEASE OF INFORMATION TO VARIOUS PARTIESSECOND: COUNCILMAN EUGENE ENISDATE: OCTOBER 19 , 1992

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 163.0	1. Kenneth Williams (Harriet Toro)	81.5	X			
	2. Alberta M. Lopez (Berdella Jose)	81.5			X	
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Manuel Osequeda, Jr. ()	62.5			X	
GU VO 114.0	1. Michael Flores	57.0	X			
	2. Emilio Lewis (Anthony Flores)	57.0	X			
SAN LUCY 106.0	1. Albert Manuel, Jr. (Max P. Jose)	53.0			X	
	2. John Reno ()	53.0	X			
PISINEMO 119.0	1. Johnson Jose ()	59.5	X			
	2. Chester Antone (Fernando Valentine)	59.5	X			
GU ACHI 166.0	1. Alex Ramon (Fernando Joaquin)	83.0			X	X
	2. Willard Anita ()	83.0			X	
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
	2. Frances Miguel ()	114.5	X			
SAN XAVIER 127.0	1. Joanne C. Preston (Carmelita Mattias)	63.5	X			
	2. Eugene Enis, Sr. (Michael R. Rios)	63.5	X			
SCHUK TOAK 107.0	1. JoAnn Francisco (David Valenzuela Sr.)	53.5			X	
	2. Frances Francisco (Joseph Juan)	53.5	X			
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0	X			
	2. Andrew Patricio (Lucille Encinas)	155.0	X			
SIF OIDAK 158.0	1. Mary Ann Antone (Nina Jose)	79.0			X	
	2. Willard Juan, Sr. (Delbert Thomas)	79.0			X	
TOTAL		1,724.0	1,149.5	-0-	574.5	01

**PASSED VOTES