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**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Programmatic Agreement with the Bureau of
Land Management, Arizona State Historic Preservation Officer
and the Advisory Council on Historic Preservation for
Treatment of Historic Properties During Mineral Development
Associated with the Cyprus Mining Operations
in Sif Oidak District)**

RESOLUTION NO. 94-133

WHEREAS, the Nation has authorized the Cyprus Casa Grande Corporation (Cyprus) to expand its mining operations at the Casa Grande mine located in Sif Oidak District; and

WHEREAS, the authorized expansion will include an open pit mine; and

WHEREAS, the Bureau of Land Management (BLM) is required to mitigate the mining operation's effect on cultural and historic properties, including archaeological properties, which are located at the mine site; and

WHEREAS, Cyprus has proposed to BLM a Programmatic Agreement as a plan for dealing with the cultural, historic and archaeological properties for compliance with the National Historic Preservation Act, 16 U.S.C. §§ 470 et seq.; and

WHEREAS, the Programmatic Agreement requires Cyprus, in consultation with the Nation, Sif Oidak District, and BLM, to develop a Treatment Plan which shall designate how all cultural and historic properties that may be affected by the mining project will be handled; and

RESOLUTION NO. 94-133

(Approving the Programmatic Agreement with the Bureau of Land Management, Arizona State Historic Preservation Officer and the Advisory Council on Historic Preservation for Treatment of Historic Properties During Mineral Development Associated with the Cyprus Mining Operations in Sif Oidak District)

Page 2 of 4

WHEREAS, the Cultural Preservation Committee of the Legislative Council has reviewed the proposed Programmatic Agreement, a copy of which is attached hereto and incorporated herein by reference, and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. the Legislative Council approves the attached Programmatic Agreement;**
- 2. the consulting and concurring parties, their agents, employees and subcontractors, shall comply with all applicable federal and tribal laws including the Nation's Archeological Resources Protection Ordinance, Ordinance 06-84;**
- 3. the Cultural Preservation Committee, the Chairperson of Sif Oidak District and the Nation's Chairman are designated as the representatives of the Nation with the authority to develop, accept, and execute the Treatment Plan and data recovery plans required by the Programmatic Agreement; and**

RESOLUTION NO. 94-133

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Page 3 of 4

4. the Nation's Chairman is authorized to execute the Programmatic Agreement on behalf of the Tohono O'odham Nation.

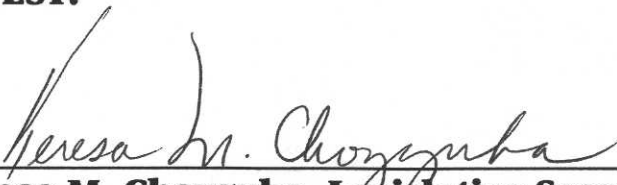
The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 6TH day of APRIL, 1994 at a meeting at which a quorum was present with a vote of 1,763.0 FOR; -0- AGAINST; -0- NOT VOTING; and 07 ABSENT, pursuant to the powers vested in the Council by Sections 1(i)(1) & (2); 2(d) of 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


Hon. Alex J. Ramon, Legislative Chairman

7 day of April, 1994

ATTEST:


Teresa M. Choyguha, Legislative Secretary

07th day of April, 1994.

RESOLUTION NO. 94-133

(Approving the Programmatic Agreement with the Bureau of Land Management, Arizona State Historic Preservation Officer and the Advisory Council on Historic Preservation for Treatment of Historic Properties During Mineral Development Associated with the Cyprus Mining Operations in Sif Oidak District)

Page 4 of 4

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 7 day of April, 1994 at 4:16 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


Alex J. Ramon, Legislative Chairman

APPROVED

on the 7 day of April, 1994

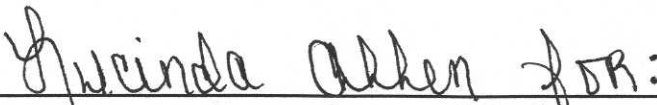
DISAPPROVED

at 5:37 o'clock, P.M.


Sylvestre Listo, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 8th. day of

April, 1994, at 9:04 o'clock, A.M.


Teresa M. Choyguha, Legislative Secretary

ACTION: APPROVING THE PROGRAMMATIC AGREEMENT WITH THE BUREAU OF LAND MANAGEMENT, ARIZONA STATE HISTORIC PRESERVATION OFFICER AND THE ADVISORY COUNCIL ON HISTORIC PRESERVATION FOR TREATMENT OF HISTORIC PROPERTIES DURING MINERAL DEVELOPMENT ASSOCIATED WITH THE CYPRUS MINING OPERATIONS IN SIF Oidak DISTRICT

MOVED: COUNCILMAN EUGENE ENIS, SR.

SECOND: COUNCILMAN WILLARD JUAN, SR.

DATE: APRIL 06, 1994

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 151.0	1. WILLARD JUAN, SR. (Delbert Thomas)	75.5	X			
	2. MARY ANN ANTONE (Nellie Miguel)	75.5	X			X
SELLS 290.0	1. ANDREW M. PATRICIO (Lucille Encinas)	145.0	X			
	2. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	145.0	X			
SCHUK TOAK 113.0	1. FRANCES FRANCISCO ()	56.5	X			X
	2. KENNETH J. ANTONE ()	56.5	X			
SAN XAVIER 135.0	1. EUGENE ENIS, SR. ()	67.5	X			
	2. DENNIS RAMON ()	67.5	X			X
BABOQUIVARI 230.0	1. FRANCES MIGUEL ()	115.0	X			X
	2. EARL A. FRANCISCO ()	115.0	X			
GU ACHI 180.0	1. WILLARD ANITA ()	90.0	X			
	2. ALEX J. RAMON (Marian Johnson)	90.0	X			
PISINEMO 128.0	1. CHESTER ANTONE (Fernando Valentine)	64.0	X			X
	2. JOHNSON M. JOSE (Roseleen Antone)	64.0	X			
SAN LUCY 98.0	1. JOHN RENO ()	49.0	X			X
	2. ALBERT MANUEL, JR. (Ernestine Marquez)	49.0	X			
GU VO 124.0	1. EMILIO LEWIS ()	62.0	X			
	2. MICHAEL FLORES (Fern Salcido)	62.0	X			X
HICKIWAN 136.0	1. MANUEL OSEQUEDA, JR. ()	68.0	X			
	2. LLOYD FRANCISCO ()	68.0	X			
CHUKUT KUK 178.0	1. ALBERTA M. LOPEZ (Berdella Jose)	89.0	X			
	2. KENNETH WILLIAMS ()	89.0	X			
TOTAL		1,763.0	1,763.0	-0-	-0-	07

****PASSED VOTES**