

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving TOUA Right-Of-Way Easement for a new Water Line
and Tank Site in Baboquivari District)

RESOLUTION NO. 95-164

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5 **WHEREAS,** by Resolution No. 08-70, the Nation established the Papago Tribal
6 Utility Authority, now known as Tohono O'odham Utility Authority
7 (TOUA), for purposes of constructing, maintaining, and operating
8 various utility systems within the Nation to be owned wholly by the
9 Nation; and
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12 **WHEREAS,** TOUA requests permission for a Right-Of-Way for a new water line,
13 tank site, wastewater lagoons and related facilities to furnish
14 electric, water/wastewater facilities services and other utility services
15 to the Topawa Community and the new Indian Oasis Intermediate
16 School in Baboquivari District; and
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20 **WHEREAS,** TOUA has submitted a map or plat thereof showing the location and
21 scope of the Right-Of-Way and delineating the utility facilities to be
22 placed thereon (as described in the maps, legal description and
23 documents attached hereto and incorporated herein by reference)
24 for uses consistent with the authorized purposes of TOUA; and
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28 **WHEREAS,** the Baboquivari District Council has determined that the routing

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**(Approving TOUA Right-Of-Way Easement for a new Water Line
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and location of the Right-Of-Way for the water line and tank site
and related facilities is not in conflict with any land use plans
adopted by the Baboquivari District Council and approved by the
Tohono O'odham Legislative Council and that the Right-Of-Way will
be of substantial benefit to the Topawa Community and Baboquivari
District, the Tohono O'odham Nation and their respective members.

NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative
Council does hereby approve the Right-Of-Way for the new
waterline, tank site, wastewater lagoons and related facilities for the
location (as more fully described in the attached maps and legal
description) and construction by TOUA for uses consistent with the
authorized purposes of TOUA.

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council
the 07TH, day of April, 1995 at a meeting at which a quorum was present with
a vote of 1,485.0 FOR; -0- AGAINST; -0- NOT VOTING; and 278.0 (07)
ABSENT, pursuant to the powers vested in the Council by Section 1 (i) & 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).

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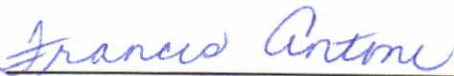
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Alex J. Ramon, Legislative Chairman

17th day of April, 1995

ATTEST:




Frances Antone, Legislative Secretary

10th day of April, 1995

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 17th day of April, 1995 at 10:24 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



Alex J. Ramon, Legislative Chairman

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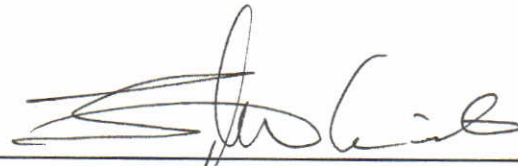
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APPROVED

on the 13 day of April, 1995

DISAPPROVED

at 10:01 o'clock, A.M.



SYLVESTER LISTO, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 13th day of

April, 1995, at 1:00 o'clock, A.M.



Frances Antone, Legislative Secretary

ACTION: APPROVING TOUA RIGHT-OF-WAY EASEMENT FOR A NEW WATER LINE AND TANK SITE IN
BABOQUIVARI DISTRICT

MOVED: COUNCILMAN EUGENE ENIS, SR.

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: APRIL 7, 1995

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 151.0	1. WILLARD JUAN, SR. (Delbert Thomas)	75.5	X			
	2. MARY ANN ANTONE (Nellie Miguel)	75.5	X			
SELLS 290.0	1. ANDREW M. PATRICIO (Lucille Encinas)	145.0	X			
	2. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	145.0	X			X
SCHUK TOAK 113.0	1. FRANCES FRANCISCO ()	56.5	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			
BABOQUIVARI 230.0	1. FRANCES MIGUEL ()	115.0	X			
	2. EDWARD KISTO (Idella Stanley)	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. VACANT (Vacant)	64.0	X			X
	2. JOHNSON M. JOSE (Roseleen Antone)	64.0	X			
SAN LUCY 98.0	1. JOHN RENO ()	49.0				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			
HICKIWAN 136.0	1. MANUEL OSEQUEDA, JR. ()	68.0	X			X
	2. LLOYD FRANCISCO ()	68.0	X			
CHUKUT KUK 178.0	1. MARILYN FRANCISCO	89.0	X			
	2. KENNETH WILLIAMS ()	89.0	X			
TOTAL		1,763.0	1,485.0	-0-	-0-	278.0 (07)

**PASSED VOTES