

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(NCAI Support of the Return of Baboquivari Peak)**

RESOLUTION NO. 96-221

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4 **WHEREAS,** the Tohono O'odham are descendants of the HoHokam Indian people
5 and were located in southwestern Arizona from time immemorial;
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7 and

8 **WHEREAS,** a majority of the Tohono O'odham people continue to adhere to, and
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10 practice, the religious and cultural beliefs and traditions of their
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12 ancestors; and

13 **WHEREAS,** the immemorial tradition and belief of the O'odham people
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15 establishes the Baboquivari Peak and Mountain of southwestern
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17 Arizona as the center of Mother Earth and the dwelling place of
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19 I'toi, the Creator, and holds that desecration of the mountain will
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21 lead to the destruction and end of the universe and the O'odham
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23 people; and

24 **WHEREAS,** members of the Tohono O'odham Nation continue to use the
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26 Baboquivari Peak on a daily basis as a part of their religious and
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28 cultural belief and practices; and

WHEREAS, in the establishment of the Main Reservation of the Tohono O'odham
Nation by the Executive Order of February 1, 1917, a portion of the

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eastern boundary followed the crest of the Baboquivari Mountains,

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bisecting Baboquivari Peak and leaving only the western half of the

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Peak in the ownership of the Nation, despite the fact that the

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mountain has been, from time immemorial, the central religious and

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cultural site of the Nation and the sacred symbol of its people; and

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WHEREAS, eastern portion of the Baboquivari Peak was included as a

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component of the National Wilderness Preservation System by section

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101(a)(1) of the Arizona Desert Wilderness Act of 1990 (P. L. 101-628;

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104 Stat. 4469); and

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WHEREAS, the exclusion of the eastern portion of the Baboquivari Peak from

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the Nation's ownership in 1917, and the inclusion of the area as a

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component of the National Wilderness Preservation System, has

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frustrated the ability of the Tohono O'odham people in the practice

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of their religion; and

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WHEREAS, the Forty-second Legislature of the State of Arizona passed, on March

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26, 1996, House Concurrent Memorial 2005 which prays--

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“That the Congress of the United States enact legislation to

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transfer in trust that portion of the Baboquivari peak consisting

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3 of federal lands for inclusion in the Tohono O'odham Indian
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5 Reservation."; and

6 **WHEREAS,** the Tohono O'odham Nation is seeking the enactment of legislation
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8 for the restoration of Baboquivari Peak to the Nation and needs the
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10 support of other Indian tribes and organizations, including the
11 National Congress of American Indians.

12 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative
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14 Council requests that the National Congress of American Indians,
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16 assembled in Tulsa, Oklahoma, on June 3-5, 1996, for its Mid-year
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18 conference, do adopt a resolution supporting the efforts of the Nation
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20 to secure legislation returning this religious site to the Nation.

21 The foregoing Resolution was passed by the Tohono O'Odham Council on the 3RD.
22 day of JUNE, 1996 at a meeting at which a quorum was present with a vote
23 1,876.0 FOR; -0- AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the
24 powers vested in the Council by Article VI, Section 1 (c)(8) of the Constitution of
25 the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January
26 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs
27 (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934
28 (48 Stat. 984).

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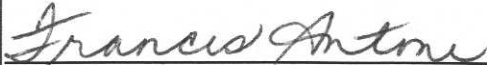
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Dennis Ramon, Legislative Chairman

3rd day of June, 1996

ATTEST:



Frances Antone, Legislative Secretary

3rd day of June, 1996

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 3rd day of June, 1996 at 1:17 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



Dennis Ramon, Legislative Chairman

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3 **APPROVED** on the 3 day of June, 1996

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5 **DISAPPROVED** at 1:25 o'clock, P.M.

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Henry A. Ramon for

EDWARD D. MANUEL, Chairman

TOHONO O'ODHAM NATION

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12 Returned to the Legislative Secretary on the 3rd day of

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June, 1996, at 1:24 o'clock, P.M.

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Frances Antone

Frances Antone, Legislative Secretary

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ACTION: NCAI SUPPORT OF THE RETURN OF BABOQUIVARI PEAK

MOVED: COUNCILMAN JOHN RENO

SECOND: COUNCILMAN EDWARD KISTO

DATE: JUNE 3, 1996

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 160.0	1. MARY ANN ANTONE (Nellie Miguel)	80.0	X			
	2. RITA MARTINEZ (Maxine Norris)	80.0	X			
SELLS 314.0	1. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	157.0	X			X
	2. LUCILLE ENCINAS (Cynthia Chico)	157.0	X			
SCHUK TOAK 117.0	1. KENNETH J. ANTONE ()	58.5	X			
	2. JOSEPH JUAN ()	58.5	X			
SAN XAVIER 142.0	1. DENNIS RAMON ()	71.0	X			
	2. TONY BURRELL ()	71.0	X			
BABOQUIVARI 257.0	1. EDWARD KISTO (Idella Stanley)	128.5	X			
	2. FRANCES MIGUEL (Kenneth Chico, Sr.)	128.5	X			
GU ACHI 187.0	1. WILLARD ANITA (Louis Johnson)	93.5	X			X
	2. ALEX J. RAMON (Marian Johnson)	93.5	X			
PISINEMO 135.0	1. JOHNSON JOSE (Roseleen Antone)	67.5	X			
	2. BARBARA SALVICIO ()	67.5	X			
SAN LUCY 105.0	1. ALBERT MANUEL, JR. ()	52.5	X			
	2. JOHN RENO (Mary Hoffman)	52.5	X			
GU VO 134.0	1. MICHAEL FLORES ()	67.0	X			X
	2. FERN SALCIDO (Larry Montana)	67.0	X			
HICKIWAN 142.0	1. LLOYD FRANCISCO ()	71.0	X			
	2. ALEX JOSE ()	71.0	X			
CHUKUT KUK 183.0	1. KENNETH WILLIAMS ()	91.5	X			
	2. DAVID GARCIA (Marvin Thomas)	91.5	X			X
TOTAL		1,876.0	1,876.0	-0-	-0-	[04]

**PASSED VOTES