

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Identifying Appropriated Funds for Settlement of Texas Litigation)**

RESOLUTION NO. 96-583

WHEREAS, subject to the terms and conditions established in a closed session held on December 5, 1996, the Legislative Council authorized the Attorney General to negotiate and conclude a settlement of the lawsuits pending in Texas captioned: Whitaker v. Tohono O'odham Nation and Bristow, No. 37168 (Dist. Ct., Anderson County) and Tohono O'odham Nation v. Whitaker and Calhoon, No. 6:96-CV-407 (U.S.D.C., E.D. Texas) (the "Texas Litigation"); and

WHEREAS, in the event a settlement is reached, the source of payment has been identified as funds appropriated for and obligated under the Meadowood Attorney Contract; and

WHEREAS, it is advisable to clarify that the existing terms of the Attorney Contract authorize payment of the amount of settlement in the Texas Litigation.

NOW, THEREFORE, BE IT RESOLVED THAT:

As used in Section 3(B) of the Meadowood Attorney Contract, the terms "actual and reasonable expenses" shall include the amount of

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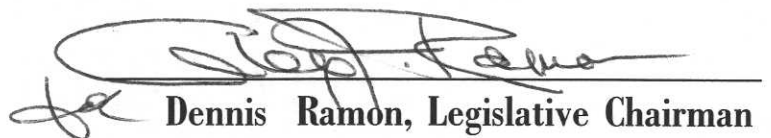
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any settlement in the Texas Litigation payable by the Tohono O'odham Nation in accordance with the terms and conditions expressed by the Legislative Council in the closed session held on December 5, 1996.

The foregoing Resolution was passed by the Tohono O'Odham Council on the 6TH. day of DECEMBER, 1996 at a meeting at which a quorum was present with a vote 1,771.0 FOR; -0- AGAINST; -0- NOT VOTING; and 105.0 [07] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1 (d)(2) 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


Dennis Ramon, Legislative Chairman

09th day of December, 1996

ATTEST:


Frances Antone, Legislative Secretary

9th day of December, 1996


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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 9th day of December, 1996 at 4:04 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

APPROVED

on the 10th day of December, 1996

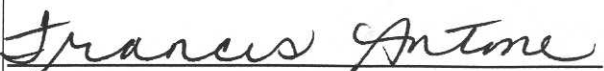
DISAPPROVED

at 6:00 o'clock, P.M.


EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 11th day of

December, 1996, at 3:10 o'clock, P.M.


Frances Antone, Legislative Secretary

ACTION: IDENTIFYING APPROPRIATED FUNDS FOR SETTLEMENT OF TEXAS LITIGATION

MOVED: COUNCILWOMAN LUCILLE ENCINAS

SECOND: COUNCILWOMAN FERN SALCIDO

DATE: DECEMBER 06, 1996

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOIES	FOR	AGAINST	NOT VOIING	ABSENT
SIF OIDAK 160.0	1. MARY ANN ANTONE (Nellie Miguel)	80.0	X			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			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			X
GU ACHI 187.0	1. WILLARD ANITA (Louis Johnson)	93.5	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. GLORIA MONTANA ()	67.0	X			
	2. FERN SALCIDO (Larry Montana)	67.0	X			
HICKIWAN 142.0	1. LLOYD FRANCISCO ()	71.0	X			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			
TOTAL		1,876.0	1,771.0	-0-	-0-	105.0 [07]

**PASSED VOIES