

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Accepting Certification of Minor Eligible Members)**

RESOLUTION NO. 98-062

WHEREAS, on June 28, 1997 the voters of the Tohono O'odham Nation (the "Nation") approved Initiative No. IN-01-97 (the "Initiative"); and

WHEREAS, the Initiative authorized funding from Gaming Revenues for several measures, including a one-time per capita distribution of \$2,000 to each member of the Nation enrolled on June 28, 1997 (the "Initial Per Capita Distribution"); and

WHEREAS, pursuant to Resolution 97-451, the Legislative Council adopted an Initiative Funding and Implementation Plan (the "FIP") which authorized the establishment of set-aside accounts for the Initial Per Capita Distribution and other Initiative measures, and set certain conditions on the expenditure of funds from such accounts; and

WHEREAS, by Resolution 97-478, the Legislative Council approved the transfer of funds from the Desert Diamond Savings Account to certain designated set-aside accounts established at Bank of America Arizona, including the sum of \$41.5 million to set-aside account no. 3030425-1067524 for the Initial Per Capita Distribution (the "Per Capita Account"); and

WHEREAS, three of the conditions to expenditure of the Per Capita Account specified in the FIP are (1) approval by the Secretary of the Interior of a per capita distribution plan (the "Revenue Allocation Plan") pursuant to the requirements of the Indian Gaming Regulatory Act, 25 U.S.C. § 2710 (b) (3); (2) acceptance by the Legislative Council of a Certification of Eligible Members submitted by the Enrollment Office and based upon receipt of a properly completed and filed Certificate

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are eligible for receipt of the Initial Per Capita Distribution and who will not reach the age of 18 on or before March 1, 1998; and

WHEREAS, with the exception of the establishment of restricted accounts for Minor Eligible Members, all conditions under the laws of the United States and the Nation have been satisfied to permit the disbursement of the Initial Per Capita Distribution to the minor members listed in the Certification of Minor Eligible Members.

NOW, THEREFORE, BE IT RESOLVED THAT:

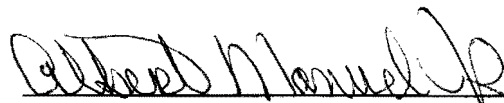
- 1. The Tohono O'odham Legislative Council hereby accepts and approves the Certification of Minor Eligible Members, in the form attached hereto.**
- 2. The Chairman of the Nation and the Attorney General are authorized to (a) negotiate the Minor Account Agreement and present such Agreement for (i) approval of the Legislative Council at a special session on February 23, 1998 and (ii) funding by the Legislative Council of the per capita distribution to Minor Eligible Members; and (b) take such other actions as may be necessary under the Minor Account Agreement to establish a restricted account for each minor member identified in the Certificate of Minor Eligible Members.**

The foregoing Resolution was passed by the Tohono O'odham Council on the 17TH day of FEBRUARY, 1998 at a meeting at which a quorum was present with a vote of 1,781.0 FOR; -0- AGAINST; -0- NOT VOTING; and 146.0 [04] ABSENT, pursuant to the powers vested in the Council by Section 1(d)(1), (2) & (3) 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


Dennis Ramon, Legislative Chairman
18th day of February, 19 98


ATTEST:


Julianna Saraficio, Acting Legislative Secretary

17th day of February, 19 98.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 18th day of February, 19 98 at 5:06 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 _____ day of _____, 19 _____

DISAPPROVED at _____ o'clock, ____ .M.

EXCEEDS 48 HOURS

EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 23 day of

February, 19 98, at 8:05 o'clock, A.M.


Julianna Saraficio, Acting Legislative Secretary

ACTION: ACCEPTING CERTIFICATION OF MINOR ELIGIBLE MEMBERS

MOVED: COUNCILWOMAN MARY ANN ANTONE

SECOND: COUNCILMAN JOSEPH JUAN

DATE: FEBRUARY 17, 1998

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 189.0	1. DAVID GARCIA (Marvin Thomas) 2. KENNETH WILLIAMS (Arnold F. Smith Sr.)	94.5 94.5	X X			
HICKIWAN 146.0	1. ALEX JOSE () 2. LLOYD FRANCISCO (Susan Sam)	73.0 73.0				X X
GU VO 142.0	1. FERN SALCIDO (Larry Montana) 2. GLORIA MONTANA (Phillip Antone)	71.0 71.0	X X			
SAN LUCY 114.0	1. JOHN RENO (Mary Hoffman) 2. ALBERT MANUEL, JR. (Jana Montana)	57.0 57.0	X X			
PISINEMO 139.0	1. BARBARA SALVICIO () 2. JOHNSON JOSE ()	69.5 69.5	X X			
GU ACHI 190.0	1. LOUIS JOHNSON () 2. ALEX J. RAMON ()	95.0 95.0	X X			X
BABOQUIVARI 258.0	1. FRANCES MIGUEL () 2. FRANCES G. ANTONE (Edward N. Kisto)	129.0 129.0	X X			
SAN XAVIER 146.0	1. TONY BURRELL () 2. DENNIS RAMON ()	73.0 73.0	X X			X
SCHUK TOAK 120.0	1. JOSEPH JUAN () 2. AMBROSE ENCINAS ()	60.0 60.0	X X			
SELLS 322.0	1. DENNIS E. JOSE () 2. EVELYN JUAN ()	161.0 161.0	X X			
SIF Oidak 161.0	1. RITA MARTINEZ (Maxine Norris) 2. MARY ANN ANTONE (Darlene Andrew)	80.5 80.5	X X			
TOTAL		1,927.0	1,781.0	-0-	-0-	146.0 [04]

**PASSED VOTES