

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Pipeline Indemnity and Use Agreement for WPO -75-99)**

RESOLUTION NO. 99-651

1 **WHEREAS, the delivery pipeline for the Schuk Toak New Farm Development is completed**
2 **and ready for use by the Tohono O'odham Nation for delivery of Central Arizona**
3 **Project Water; and**

4 **WHEREAS, ongoing construction activities will require water for earthwork and structures,**
5 **as well as dust control under the Nation's Environmental Commitments; and**

6 **WHEREAS, the contractor intends to purchase water for construction directly from the**
7 **Central Arizona Water Conservation District and has requested use of the**
8 **Nation's delivery pipeline for transport of that water to the project site; and**

9 **WHEREAS, the Water Projects Office has reviewed the request and determined it would be**
10 **beneficial to the Tohono O'odham Nation to accommodate the contractor, and**
11 **has developed a use agreement which incorporates the appropriate legal**
12 **requirements.**

13 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that use of**
14 **the Nation's water delivery pipeline for transmission of construction water is an**
15 **acceptable use, provided that all liabilities, risks, and repair costs are assumed**
16 **by the contractor, as stipulated in the attached Pipeline Indemnity and Use**
17 **Agreement.**

18 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council hereby approves the**
19 **attached Pipeline Indemnity and Use Agreement and authorizes the Chairman**
20 **of the Nation to execute the agreement on behalf of the Tohono O'odham Nation.**

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22 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08TH**
23 **day of DECEMBER, 1999 at a meeting at which a quorum was present with a vote of 1877.4 FOR;**
24 **160.0 AGAINST; 128.1 NOT VOTING; and [5] ABSENT, pursuant to the powers vested in the**
25 **Council by Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation,**
26 **adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting**
27 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**
28 **16 of the Act of June 18, 1934 (48 Stat. 984).**
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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Dennis Ramon, Legislative Chairman

10th day of December, 19 99

ATTEST:



Julianna Saraficio, Acting Legislative Secretary

08 day of December, 19 99.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 10th day of December, 19 99 at 5:01 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



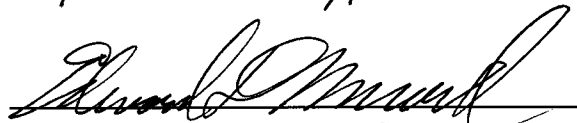
Dennis Ramon, Legislative Chairman

APPROVED

on the 13th day of December, 19 99

DISAPPROVED

at 11:44 o'clock, A.M.



EDWARD D. MANUEL, Chairman

TOHONO O'ODHAM NATION

RESOLUTION NO. 99-651
(Pipeline Indemnity and Use Agreement for WPO-75-99)
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Returned to the Legislative Secretary on the 13 day of
December, 19 99, at 11:55 o'clock, A.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: PIPELINE INDEMNITY AND USE AGREEMENT FOR WPO-75-99

MOVED: COUNCILWOMAN RITA MARTINEZ

SECOND: COUNCILWOMAN MARY ANN ANTONE

DATE: DECEMBER 08, 1999

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
SELLS 372.7	1. DENNIS E. JOSE ()	186.35	X			
	2. EVELYN JUAN ()	186.35	X			
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			X
	2. AMBROSE ENCINAS ()	66.7	X			
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			X
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			X
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05			X	X
	2. GLORIA RAMIREZ ()	64.05			X	
GU VO 160.0	1. FERN SALCIDO ()	80.0		X		
	2. GLORIA MONTANA (Phillip Antone)	80.0		X		
HICKIWAN 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			X
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	1,877.4	160.0	128.1	[05]

**PASSED VOTES