

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Enacting 27 Tohono O'odham Code Chapter 2 – San Lucy District Boundary Ordinance)**

**RESOLUTION NO. 14-559**

1 **WHEREAS, the Tohono O'odham Nation (the "Nation") is a federally recognized Indian tribe**  
2 **organized pursuant to Section 16 of the Indian Reorganization Act of June 18,**  
3 **1934 (48 Stat. 984; 25 U.S.C. § 476), which exercises sovereignty over both its**  
4 **members and its lands; and**

5 **WHEREAS, The unallotted lands of the Tohono O'odham Nation and all lands**  
6 **hereafter acquired by the nation, or held for the use of the nation or its**  
7 **members, are a valuable public resource and shall be held as national**  
8 **lands forever. Control and management thereof are vested in the Tohono**  
9 **O'odham Council, which may enact laws governing the use, assignment,**  
10 **permit, lease or other disposition of lands, interests in land and**  
11 **resources of the nation consistent with Federal law.**

12 **(Constitution of the Tohono O'odham Nation, Article XVI, Section 1); and**

13 **WHEREAS, Article IX of the Nation's Constitution recognizes the existence of district**  
14 **governments with authority over matters of local concern and vests the**  
15 **Legislative Council with the power, by ordinance, to change district boundaries**  
16 **(Constitution of the Tohono O'odham Nation, Article IX, Section 2); and**

17 **WHEREAS, San Lucy District is a political subdivision of the Tohono O'odham Nation; and**

18 **WHEREAS, San Lucy District residents formerly resided on the Gila Bend Indian**  
19 **Reservation that was established by Executive Order of the December 12, 1882,**  
20 **as reduced by Executive Order of June 17, 1909, and that was subsequently**  
21 **flooded and largely destroyed by the United States' construction and operation**  
22 **of the Painted Rock Dam; and**

23 **WHEREAS, in 1964 the United States obtained a flowage easement prohibiting use of land**  
24 **within the Gila Bend Indian Reservation for human habitation and the same**  
25 **year San Lucy District residents were relocated to the 40-acre San Lucy Village by**  
26 **act of Congress (Pub. L. 88-462; 78 Stat. 559); and**

27 **WHEREAS, in 1986 the United States Congress enacted Pub. L. 99-503, the Gila Bend Indian**  
28 **Reservation Lands Replacement Act, which requires the United States Secretary**  
29 **of the Interior to acquire replacement lands in trust for the Tohono O'odham**

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**Nation, and the Nation has exercised that right to acquire in trust the San Lucy Farm area and the West Valley area; and**

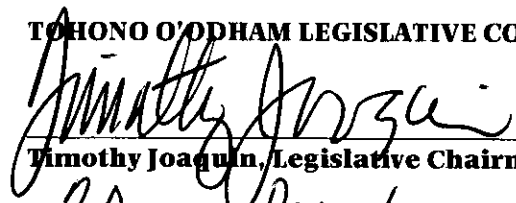
**WHEREAS, the Secretary of the Interior has separately exercised authority under the Indian Reorganization Act to acquire additional lands in trust for the benefit of the Nation, including the Sweek property in Yuma County, Arizona, which was not acquired under Pub. L. 99-503; and**

**WHEREAS, it is in the best interest of the Nation and the San Lucy District to designate the lands within the District's boundaries in accordance with 27 Tohono O'odham Code Chapter 2 – San Lucy District Boundary Ordinance, which is incorporated by this reference and which the Agricultural and Natural Resources Committee recommends that the Council enact.**

**NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council enacts 27 Tohono O'odham Code Chapter 2 – San Lucy District Boundary Ordinance as an ordinance of the Nation.**

**The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 17<sup>TH</sup> day of DECEMBER, 2014 at a meeting at which a quorum was present with a vote of 2,946.5 FOR; -0- AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article V and VI; Article IX, Section 2; and Article XVI, Section 1 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).**

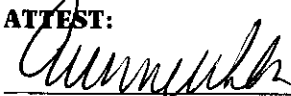
**TOHONO O'ODHAM LEGISLATIVE COUNCIL**



**Timothy Joaquin, Legislative Chairman**

30 day of December, 2014

**ATTEST:**



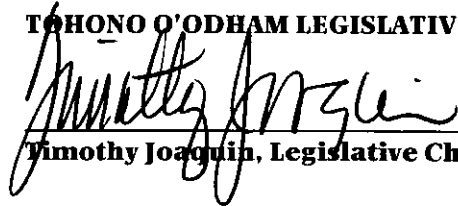
**Evonne Wilson, Legislative Secretary**

23 day of December, 2014

**RESOLUTION NO. 14-559**  
**(Enacting 27 Tohono O'odham Code Chapter 2 - San Lucy District Boundary Ordinance)**  
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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 30 day of December, 2014 at 5:31 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

  
Timothy Joaquin, Legislative Chairman

APPROVED

on the 30 day of December, 2014

DISAPPROVED

at 5:02 o'clock, P.m.

  
NED NORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 31 day of

December, 2014, at 9:05 o'clock, a.m.

  
Evonne Wilson, Legislative Secretary

ACTION: ENACTING 27 TOHONO O'ODHAM CODE CHAPTER 2 - SAN LUCY DISTRICT BOUNDARY ORDINANCE

MOVED: COUNCILMAN QUINTIN C. LOPEZ

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: DECEMBER 17, 2014

| DISTRICT             | LEGISLATIVE REPRESENTATIVES   | # OF VOTES     | FOR            | AGAINST    | NOT VOTING | ABSENT      |
|----------------------|---|----------------|----------------|------------|------------|-------------|
| SIF OIDAK<br>224.2   | 1. LUCINDA ALLEN<br>(Nicholas Jose)   | 112.1          | X              |            |            |             |
|                      | 2. MARY LOPEZ<br>( )  | 112.1          | X              |            |            |             |
| SELLS<br>502.0       | 1. ARTHUR WILSON<br>(Ophelia Patten)  | 251.0          | X              |            |            |             |
|                      | 2. BARBARA HAVIER<br>(Beverly Rivas)  | 251.0          | X              |            |            |             |
| SCHUK TOAK<br>174.2  | 1. FRANCES B. STEPHENS<br>(Anthony J. Rios)   | 87.1           | X              |            |            |             |
|                      | 2. QUINTIN C. LOPEZ<br>(John Fendenheim)  | 87.1           | X              |            |            |             |
| SAN XAVIER<br>224.2  | 1. HILARION CAMPUS<br>(Daniel L.A. Preston, III)                                      | 112.1          | X              |            |            |             |
|                      | 2. RACHEAL VILSON-STONER <i>(Absent)</i><br>(Olivia Villegas-Liston) <i>(Present)</i> | 112.1          | X              |            |            | X           |
| SAN LUCY<br>219.6    | 1. DIANA MANUEL<br>(Gloria Ramirez)   | 109.8          | X              |            |            |             |
|                      | 2. JANA MONTANA<br>( )  | 109.8          | X              |            |            |             |
| PISINEMO<br>210.6    | 1. CHESTER ANTONE <i>(Absent)</i><br>(Tony Murrietta) <i>(Present)</i>                | 105.3          | X              |            |            |             |
|                      | 2. EDWARD MANUEL, SR.<br>( )  | 105.3          | X              |            |            |             |
| HICKIWAN<br>196.9    | 1. LOUIS R. LOPEZ<br>( )  | 98.45          | X              |            |            |             |
|                      | 2. SANDRA ORTEGA <i>(Absent)</i><br>(Manuel Osequeda, Jr.) <i>(Present)</i>           | 98.45          | X              |            |            | X           |
| HIA CED<br>19.6      | 1. PATRICK ANDREWS<br>(Janice E. Paul)  | 9.8            | X              |            |            |             |
|                      | 2. VIRGINIA GARCIA  | 9.8            | X              |            |            |             |
| GU VO<br>241.0       | 1. GRACE MANUEL<br>(Floyd Flores)   | 120.5          | X              |            |            |             |
|                      | 2. PAMELA ANGHILL<br>(Jeffery Antone, Sr.)  | 120.5          | X              |            |            |             |
| GU ACHI<br>257.3     | 1. TIMOTHY L. JOAQUIN<br>( )  | 128.65         | X              |            |            |             |
|                      | 2. LORETTA LEWIS<br>(Louis Johnson)   | 128.65         | X              |            |            |             |
| CHUKUT KUK<br>319.2  | 1. ETHEL GARCIA<br>(Marlakay C. Henry)  | 159.6          | X              |            |            |             |
|                      | 2. BILLMAN LOPEZ<br>( )   | 159.6          | X              |            |            |             |
| BABOQUIVARI<br>357.7 | 1. FRANCES MIGUEL<br>(Robert Harvey)  | 178.85         | X              |            |            |             |
|                      | 2. VERNON J. SMITH<br>(Gloria Zazueta)  | 178.85         | X              |            |            |             |
| <b>TOTAL</b>         |   | <b>2,946.5</b> | <b>2,946.5</b> | <b>-0-</b> | <b>-0-</b> | <b>[02]</b> |