

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Authorizing 93-638 Contract with Bureau of Reclamation)

RES. NO. 104-87

1 WHEREAS, Public Law 97-293, Southern Arizona Water Rights Settlement Act  
2 provides for meeting the water needs of the Tohono O'Odham Nation on  
3 the San Xavier Reservation and the Schuk Toak District of the Sells  
4 Reservation; and

5 WHEREAS, Public Law 97-293 provides that the Secretary of the Interior, acting  
6 through the Bureau of Reclamation, shall design and construct within  
7 the San Xavier Reservation such canals, laterals, farm ditches and  
8 irrigation works as are necessary for the efficient distribution for  
9 agricultural purposes of the water referred to in subparagraph (A) of  
10 the Act (27,000 acre feet); and  
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12 WHEREAS, the Secretary of the Interior, acting through the Bureau of  
13 Reclamation, shall design and construct an irrigation system in the  
14 eastern Schuk Toak District of the Sells Reservation, including such  
15 canals, laterals, farm ditches, and irrigation works as are necessary  
16 for the efficient distribution for agricultural purposes of the water  
17 referred to in subparagraph (A) of the Act (10,800 acre feet); and  
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19 WHEREAS, the Secretary of the Interior, acting through the Bureau of  
20 Reclamation shall establish a water management plan for the San Xavier  
21 Reservation and the Schuk Toak District of the Tohono O'Odham Reser-  
22 vation which, except as is necessary to be consistent with the  
23 provisions of Title III of P.L. 97-293, will have the same effect as  
24 any management plan developed under Arizona law; and  
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26 WHEREAS, to make available and deliver reclaimed exchange water (reclaimed  
27 exchange water, 23,000 acre feet to San Xavier and 5,200 acre feet to  
28 Schuk Toak), the Secretary acting through the Bureau of Reclamation  
29 shall design, construct, operate, maintain, and replace such  
30 facilities as are appropriate (on-reservation portion); and

31 WHEREAS, the most timely method of conducting the necessary studies and designs  
32

would be for the Tohono O'Odham Nation to provide for services under a  
P.L. 93-638 Contract.

NOW, THEREFORE, BE IT RESOLVED that the Tohono O'Odham Nation does hereby apply  
for a contract under P.L. 93-638 with the Secretary of the Interior,  
subject to the Tribal laws, codes, and regulations applying to such  
things to conduct studies necessary to identify and evaluate  
reasonable alternatives available to meet the mandates of P.L. 97-293  
and to perform all engineering studies required to implement the terms  
of P.L. 97-293 and to provide all incidental administrative services.

BE IT FURTHER RESOLVED that Josiah Moore, Chairman; or in his absence,  
Francisco Jose, Vice-Chairman; or Rosita Ruiz, Acting Treasurer be  
designated to negotiate and to execute the contract and any amendments  
thereto.

BE IT FURTHER RESOLVED that the proposed contract shall start April 30, 1987  
and terminate April 29, 1989.

The foregoing resolution was passed by the Tohono O'odham Council on the 6th  
day of March, 1987, at a meeting at which a quorum was present with a vote of  
1219.0 for; 58.5 against; 362.5 not voting; and 02 absent, pursuant to the  
powers vested in the Council by Section 1 (f) of Article VI of the Constitu-  
tion 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

Andrew M. Patucio  
for Harriet Toro, Legislative Chairperson

13 day of Mar., 1987.

ATTEST:

Guinda Allen  
Acting Legislative Secretary

13th day of March, 1987.

1 Said Resolution was submitted for approval to the office of the Chairman of the  
2 Tohono O'odham Nation on the 13 day of Mar., 1987, at 2:07  
3 o'clock, 8.M., pursuant to the provisions of Section 5 of Article VII of the  
4 Constitution and will become effective upon his approval or upon his failure to  
5 either approve or disapprove it within 48 hours of submittal.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Andrew M. Patricia  
For Harriet Toro, Legislative Chairperson

[ X ] APPROVED ) on the 17 day of March, 1987, at  
[ ] DISAPPROVED ) 12:12 o'clock, P.M.

Josiah Moore  
JOSIAH MOORE, Chairman  
TOHONO O'ODHAM NATION

Returned to Legislative Secretary on the 17<sup>th</sup> day of March, 1987,  
at 2:50 o'clock, P.M.

Lucinda Allen  
Acting Legislative Secretary

MOVED: JULIA CARRILLO

SUBJECT: AUTHORIZING 93-638 CONTRACT WITH

SECOND: NICHOLAS JOSE

BUREAU OF RECLAMATION

DATE: MARCH 6, 1987

RESOLUTION ~~OR ORDINANCE~~ # 104-87

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 138	1. Elliott Lewis (Eugene F. Jose) 2. Nicholas Jose (Letitia Garcia)	69.0 69.0	X X			
SELLS 257	1. Andrew M. Patricio (Nora Alveraz) 2. Fred Stevens, Sr. ( )	128.5 128.5	X X			
SCHUK TOAK 105	1. Joseph Juan ( ) 2. Julia Carrillo (JoAnn Francisco)	52.5 52.5	X X			
SAN XAVIER 126	1. Yvonne Corella (Austin Nunez) 2. Tony Felix (Carmelita Mattias)	63.0 63.0	X		X	
BABOQUIVARI 241	1. Edward N. Kisto ( ) 2. Kenneth Chico, Sr. (Frances Miguel)	120.5 120.5			X X	X
GU ACHI 158	1. Angelo Joaquin, Sr. ( ) 2. Fernando Joaquin ( )	79.0 79.0	X X			X
PISINEMO 116	1. Jerome Antone (Consuela Mendoza) 2. Johnson Jose (Edward Manuel)	58.0 58.0	X X			
SAN LUCY 85	1. John Reno ( ) 2. Max P. Jose (Dewey Ortega)	42.5 42.5	X X			
GU VO 117	1. Cross Antone (Fern Salcido) 2. Virgil Lewis (Roy Montana)	58.5 58.5		X	X	
HICKIWAN 128	1. Henry A. Ramon (Pablo Baptisto) 2. Lloyd Francisco (Eleanor Santos)	64.0 64.0	X X			
CHUKUT KUK 169	1. <del>Rosemary Lopez</del> (Anita C. Clark) 2. Harriet Toro (Marvin J. Thomas)	84.5 84.5	X X			
TOTALS		1640.0	1219.0	58.5	362.5	02