

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Extension of Indian Oasis School Lease)

RES. NO. 265-87

1 WHEREAS, the Papago Council did on October 27, 1961, by Resolution No. 1192,
2 approve the granting of a lease of 12.23 acres of land within the
3 Agency reserve to the Indian Oasis School District No. 40, to be used
4 for Sells Consolidated School, living quarters and pertinent
5 installations, for a term of twenty-five years, starting January 1,
6 1962, with an option to renew for an additional twenty-five years; and
7
8 WHEREAS, article 2 of the lease provides that the "lease may be renewed at the
9 option of the Lessee for a further term of not to exceed twenty-five
10 (25) years, commencing at the expiration of the original term...,
11 provided that notice of exercise of such option shall be given by the
12 Lessee to Lessor in writing at least twelve (12) months prior to said
13 expiration of original term"; and
14
15 WHEREAS, the original term of the lease expired on December 31, 1986, and the
16 School District had inadvertently failed to exercise its renewal
17 option; and
18
19 WHEREAS, the school district board did by the attached resolution request a
20 waiver of the renewal option notice requirement and requested a
21 renewal of the lease for a term of twenty-five years effective retro-
22 actively from January 1, 1987 through December 31, 2012; and
23
24 WHEREAS, the Natural Resources Committee has reviewed the request and has
25 recommended that the request be honored.
26
27 NOW, THEREFORE, BE IT RESOLVED by the Tohono O'Odham Council that the Tohono
28 O'Odham Nation does hereby waive the twelve (12) month renewal option
29 notice requirement contained in article 2 of the Lease dated January
30 8, 1962, BIA Contract No. 14-20-0450-3918, Lease No. 454-15-62, and
31 pursuant to the request contained in the attached resolution of the
32 school district board, does hereby formally acknowledge renewal
thereof, upon the same terms and conditions as in effect at the
expiration of the original term, effective from the date of expiration

of the original term, for a term of twenty-five (25) years, through
December 31, 2012.

The foregoing resolution was passed by the Tohono O'odham Council on the 4th
day of August, 1987, at a meeting at which a quorum was present with a vote of
1397.0 for; 184.5 against; 58.5 not voting; and 01 absent, pursuant to the
powers vested in the Council by Section 1 (c)(4) 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

Harriet Toro
Harriet Toro, Legislative Chairperson
10th day of August, 1987.

ATTEST:

Teresa M. Choyguha
Teresa M. Choyguha, Legislative Secretary

10th day of August, 1987.

Said Resolution was submitted for approval to the office of the Chairman of the
Tohono O'odham Nation on the 10th day of August, 1987, at 3:40
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

Harriet Toro
Harriet Toro, Legislative Chairperson

APPROVED) on the 10th day of August, 1987, at
 DISAPPROVED) 4:20 o'clock, P.M.

Enos J. Francisco, Jr.
ENOS J. FRANCISCO, JR., Chairman
TOHONO O'ODHAM NATION

Returned to Legislative Secretary on the 10th day of August, 1987,
at 4:44 o'clock, pm.M.

Teresa M. Choyguha
Teresa M. Choyguha
Legislative Secretary

MOVED: MAX JOSE

SUBJECT: APPROVING EXTENSION OF INDIAN OASIS

SECOND: EDWARD MANUEL

SCHOOL LEASE

DATE: AUGUST 4, 1987

RESOLUTION ~~OR ORDINANCE~~ # 265-87

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 138.0	1. Nicholas Jose (Letitia Garcia) 2. Willard Juan, Sr. (Melissa Gregorio)	69.0 69.0	X X			X
SELLS 257.0	1. Andrew Patricio (Daniel Lopez) 2. Fred Stevens ()	128.5 128.5	X X			
SCHUK TOAK 105.0	1. Julia Carrillo (JoAnn Francisco) 2. Joseph Juan (Frances Francisco)	52.5 52.5	X X			
SAN XAVIER 126.0	1. Eugene Enis (Michael Rios) 2. Tony Felix (Carmelita Mattias)	63.0 63.0		X X		
BABOQUIVARI 241.0	1. Kenneth Chico, Sr. () 2. Joann Garcia (Frances Miguel)	120.5 120.5	X X			
GU ACHI 158.0	1. Percy Lopez () 2. Fernando Joaquin ()	79.0 79.0	X X			
PISINEMO 116.0	1. Johnson Jose () 2. Edward Manuel (Alex Antone)	58.0 58.0	X X			
SAN LUCY 85.0	1. Max Jose (Dewey Ortega) 2. John Reno ()	42.5 42.5	X X			
GU VO 117.0	1. Virgil Lewis (Roy Montana) 2. Cross Antone (Juan Joe Cipriano)	58.5 58.5		X	X	
HICKIWAN 128.0	1. Henry Ramon (Billy Manuel) 2. Lloyd Francisco (Eleanor Santos)	64.0 64.0	X X			
CHUKUT KUK 169.0	1. Rosita Ruiz (Rosemary Lopez) 2. Harriet Toro (Marvin Thomas)	84.5 84.5	X X			
TOTALS		1640.0	1397.0	184.5	58.5	01