

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

RES. NO. 297-87

1 WHEREAS, Public Law 97-293, South Arizona Water Rights Settlement Act provides
2 for meeting the water needs of the Tohono O'Odham Nation on the San
3 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
11

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
18

19 WHEREAS, the Secretary of the Interior, acting through the Bureau of
20 Reclamation, shall establish a water management plan for the San
21 Xavier Reservation and the Schuk Toak District of the Tohono O'Odham
22 Reservation 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
25

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.

1 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Nation does hereby apply
2 for a contract under P. L. 93-638 with the Secretary of the Interior,
3 to fund the position and costs for a Lease and Right of Way
4 Administrator to implement the obtaining of Leases and Rights of Ways
5 needed for the development of the water projects at San Xavier and
6 Schuk Toak.

7 BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that the
8 Chairman; Vice-Chairman or Treasurer of the Tohono O'odham Nation are
9 hereby authorized to negotiate and execute the contract and any amend-
10 ments thereto for the duration of the contract, provided however, that
11 any amendments affecting the funding or funding levels of the contract
12 shall be submitted for further prior approval by this Council.
13

14
15 The foregoing resolution was passed by the Tohono O'odham Council on the 8th
16 day of September, 1987, at a meeting at which a quorum was present with a vote
17 of 1523.0 for; 58.5 against; 58.5 not voting; and -0- absent, pursuant to the
18 powers vested in the Council by Section 1 (f) of Article VI of the Constitu-
19 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).

20 TOHONO O'ODHAM LEGISLATIVE COUNCIL

21 Harriet Toro
22 Harriet Toro, Legislative Chairperson
23 10th day of September, 1987.

24 ATTEST:

25 Teresa M. Choyguha
26 Teresa M. Choyguha, Legislative Secretary
27 10th day of September, 1987.


28 Said Resolution was submitted for approval to the office of the Chairman of the
29 Tohono O'odham Nation on the 11 day of Sept, 1987, at 8:47
30 o'clock, A.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.

31 TOHONO O'ODHAM LEGISLATIVE COUNCIL

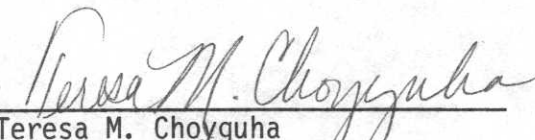
32 Harriet Toro
Harriet Toro, Legislative Chairperson

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

APPROVED) on the 16^R day of September, 19 87, at
 DISAPPROVED) 8:30 o'clock, A.M.


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

Returned to Legislative Secretary on the 16th day of September, 19 87,
at 9:00 o'clock, A.M.


Teresa M. Choyguha
Legislative Secretary

MOVED: TONY FELIX

SUBJECT: AUTHORIZING 93-638 CONTRACT WITH

SECOND: JULIA CARRILLO

BUREAU OF RECLAMATION

DATE: SEPTEMBER 8, 1987

RESOLUTION OR ORDINANCE # 297-87

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			
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	1523.0	58.5	58.5	-0-