

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorization to Disburse 100% of Fees to the San Xavier
District Stemming from the Central Arizona Project
Reach 6/Black Mountain Right-of-way)

RES. NO. 313-89

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2 WHEREAS, the Tohono O'Odham Nation has negotiated a fair value
3 with the Bureau of Reclamation for the Central Arizona
4 Project right-of-way contained on portions of
5 tribal/district land within the exterior boundaries of
6 the San Xavier Reservation/District; and

7 WHEREAS, the Legislative Natural Resources Committee has
8 previously consented to approving and supporting San
9 Xavier District's request for similar fees stemming from
10 the El Paso Natural Gas Twin Buttes right-of-way; and

11 WHEREAS, there are currently no provisions within the Tohono
12 O'Odham Government system that specifically addresses
13 rights-of-way distributions; and

14 WHEREAS, the legal opinion provided by the Tohono O'Odham
15 Nation's legal counsel indicated that the Nation's
16 current lease ordinance has no bearing on rights-of-
17 ways.

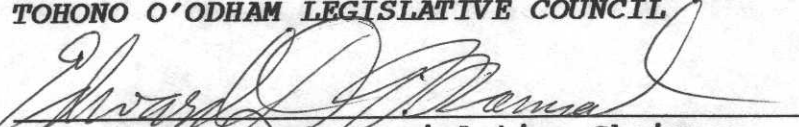
18 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'Odham Nation
19 hereby approves the disbursement of 100% of all proceeds
20 derived from the granting of an easement on San Xavier
21 District Tribal/District lands for the construction of
22 the CAP Reach 6/Black Mountain Pipeline.

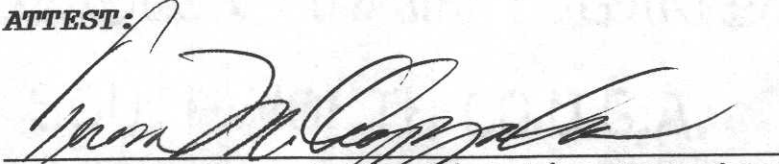
23 BE IT FURTHER RESOLVED that this approval includes the sixty
24 percent (60%) increase in payment from Reclamation, and
25 all interest accrued from said payment, which total to
26 approximately \$163,800.00 .

27 BE IT FURTHER RESOLVED that the Bureau of Indian Affairs is
28 hereby directed to disburse the above referenced amount
29 to the San Xavier District upon receipt of payment from
30 Reclamation.
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The foregoing Resolution was passed by the Tohono O'odham Council on the 20th. day of September, 1989 at a meeting at which a quorum was present with a vote of 1,664.5 for; 59.5 against; -0- not voting; and 01 absent, pursuant to the powers vested in the Council by Section 1 (j) and 2 (d) of Article VI 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).

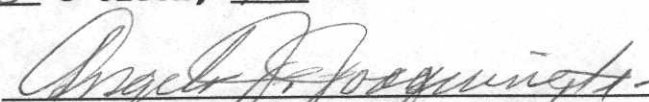
TOHONO O'ODHAM LEGISLATIVE COUNCIL

Edward D. Manuel, Legislative Chairman
28th day of September, 1989.

ATTEST:

Teresa M. Choyguha, Legislative Secretary
28th day of September, 1989.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 28th day of September, 1989, at 6:30 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

Edward D. Manuel, Legislative Chairman

APPROVED) on the 1 day of Oct., 1989,
 DISAPPROVED) at 10:18 o'clock, P..M.


ANGELO J. JOAQUIN, SR., Chairman
TOHONO O'ODHAM NATION

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Page Three (3)

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Returned to the Legislative Secretary on the 3rd. day of
October, 1989, at 3:16 o'clock, P, M.

Aucinda Allen for
Teresa M. Choyguha
Legislative Secretary

MOVED: Joanne Preston

SUBJECT: Authorization to disburse 100% of

SECOND: Eugene Enis

fees to SX Dist. stemming from the Central

DATE: September 20, 1989

AZ Proj. Reach 6/Black Mtn. Right-of-way

RESOLUTION NO. 313-89

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 163.0	1. Rosita Ruiz (Rosemary Lopez)	81.5	X			
	2. Kenneth G. Williams (Harriet Toro)	81.5	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Henry Ramon ()	62.5	X			X
GU VO 114.0	1. Cross Antone (Juan Joe Cipriano)	57.0	X			
	2. Virgil Lewis (Michael Flores)	57.0	X			
SAN LUCY 106.0	1. John Reno ()	53.0	X			
	2. Albert Manuel, Jr. (Max P. Jose)	53.0	X			
PISINEMO 119.0	1. Edward Manuel (Alex Antone)	59.5		X		
	2. Johnson Jose ()	59.5	X			
GU ACHI 166.0	1. Alex J. Ramon (Fernando Joaquin)	83.0	X			
	2. Percy Lopez ()	83.0	X			
BABOQUIVARI 229.0	1. Joann Garcia (Frances Miguel)	114.5	X			
	2. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
SAN XAVIER 127.0	1. Joanne C. Preston (Carmelita Mattias)	63.5	X			
	2. Eugene Enis, Sr. (Michael Rios)	63.5	X			
SCHUK TOAK 107.0	1. Joseph Juan (Frances Francisco)	53.5	X			
	2. JoAnn Francisco (David Valenzuela Sr.)	53.5	X			
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0	X			
	2. Andrew Patricio (Daniel Lopez)	155.0	X			
SIF OIDAK 158.0	1. Willard Juan, Sr. (Melissa Gregorio)	79.0	X			
	2. Mary Ann Antone (Nina Jose)	79.0	X			
TOTAL		1,724.0	1,664.5	59.5	-0-	01