

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Requesting NCAI Support for Affirmation of Tribal Water Rights)

RES. NO. 348-89

1 WHEREAS, Southern Arizona Water Rights Settlement Act (SAWRSA) of  
2 1982 (P. L. 97-293) was enacted to settle the water  
3 claims of the San Xavier and Schuk Toak Districts of the  
4 Tohono O'Odham Nation; and

5 WHEREAS, the San Xavier District Council has encountered numerous  
6 problems, questions, and issues as a result of  
7 implementing this legislation; and

8 WHEREAS, the San Xavier District Council has concluded that  
9 Southern Arizona Water Rights Settlement Act has eroded  
10 tribal self-determination by governing that development  
11 of water for agriculture purposes be funded by the  
12 United States Government while development of water for  
13 all other purposes be funded solely by the Tohono  
14 O'Odham Nation; and

15 WHEREAS, at the August 22, 1989 forum on Tribal Water  
16 Settlements, held at Sundance, Utah, it was proposed  
17 that a Western Tribes Water Policy Council be formed to  
18 establish a network among the western tribes as it  
19 pertains to water rights; and

20 WHEREAS, the San Xavier District Council strongly urges that  
21 tribes litigate violated water rights.


22 NOW, THEREFORE, BE IT RESOLVED by the Tohono O'Odham Legislative  
23 Council that it hereby requests the National Congress of  
24 American Indians to reaffirm water rights for all tribes  
25 at their 46th annual conference and that the National  
26 Congress of American Indians urge and support tribes to  
27 pursue water rights litigation, and encourage and  
28 support the formation of a Western Tribes Water Policy  
29 Council.

30 BE IT FURTHER RESOLVED that the Tohono O'Odham Legislative  
31 Council hereby reinforces and supports this resolution  
32

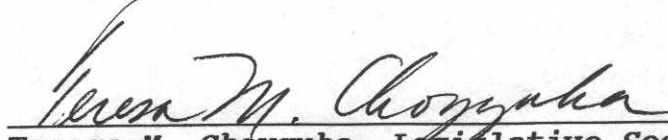
1 and presents it on behalf of the San Xavier District,  
2 the Tohono O'odham Nation, American Indians, and Alaska  
3 Natives to the 46th Annual National Conference of the  
4 National Congress of American Indians in Oklahoma City,  
5 in October of 1989.

6 The foregoing Resolution was passed by the Tohono O'odham Council  
7 on the 28th day of September, 1989 at a meeting at which a  
8 quorum was present with a vote of 1,438.0 for; 169.5 against;  
9 116.5 not voting; and -0- absent, pursuant to the powers vested  
10 in the Council by Section 1 (j) of Article VI of the  
11 Constitution of the Tohono O'odham Nation, adopted by the Tohono  
12 O'odham Nation on January 18, 1986, and approved by the Acting  
13 Deputy Assistant Secretary -Indian Affairs (Operations) on March  
14 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48  
15 Stat. 984).

16 TOHONO O'ODHAM LEGISLATIVE COUNCIL

17   
18 Edward D. Manuel, Legislative Chairman  
19 28<sup>th</sup> day of September, 19 89.

20 ATTEST:

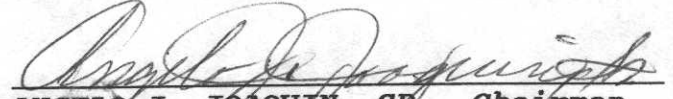
21   
22 Teresa M. Choyguha, Legislative Secretary  
23 28<sup>th</sup> day of September, 19 89.

24 Said Resolution was submitted for approval to the office of the  
25 Chairman of the Tohono O'odham Nation on the 28<sup>th</sup> day of  
26 September, 19 89, at 10:00 o'clock, P..M.,  
27 pursuant to the provisions of Section 5 of Article VII of the  
28 Constitution and will become effective upon his approval or upon  
29 his failure to either approve or disapprove it within 48 hours of  
30 submittal.

31 TOHONO O'ODHAM LEGISLATIVE COUNCIL

32   
Edward D. Manuel, Legislative Chairman

[X] APPROVED ) on the 1 day of Oct., 19 89,  
[ ] DISAPPROVED ) at 9:25 o'clock, P..M.

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

1 Returned to the Legislative Secretary on the 3rd. day of  
2 October, 1989, at 3:31 o'clock, P, M.

3 Alicia Allen for  
4 Teresa M. Choyguha  
5 Legislative Secretary

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MOVED: Joseph Juan

SUBJECT: Requesting NCAI Support for

SECOND: Joanne Preston

Affirmation of Tribal Water Rights

DATE: September 28, 1989

RESOLUTION NO. 348-89

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			
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	1,438.0	169.5	116.5	-0-