

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorization to Disburse Tribal Right-of-Way Fees to the San
Xavier District Stemming from El Paso Twin Buttes
Right-of-Way Renewal)

RES. NO. 80-89

1 WHEREAS, the San Xavier District Administration has negotiated a
2 fair value with El Paso Natural Gas Company for the Twin
3 Buttes right-of-way contained on 643.4 rods of tribal
4 land and 1664.0 rods of allotted lands within the
5 boundaries of the San Xavier Reservation; and

6 WHEREAS, the Legislative Natural Resources Committee was apprised
7 of the San Xavier District's actions and negotiations
8 regarding this renewal; and

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

12 WHEREAS, the legal opinion provided by the Tohono O'odham
13 Nation's legal counsel is that the Nation's current
14 Lease Ordinance has no bearing on rights-of-ways.

15 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legis-
16 lative Council hereby approves and supports San Xavier
17 District Resolution No. 02-89-03, requesting all tribal
18 proceeds stemming from El Paso Natural Gas Company's
19 Twin Buttes right-of-way renewal.

20 BE IT FURTHER RESOLVED that upon receipt of this resolution, the
21 Bureau of Indian Affairs is authorized to disburse all
22 tribal funds acquired from this renewal to the San
23 Xavier District, and for each year thereafter to the
24 year 2008, pursuant to Tohono O'odham Legislative
25 Council Resolution No. 79-89, "Approving El Paso Natural
26 Gas Twin Buttes Right-of-Way on the San Xavier
27 Reservation."

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29 The foregoing Resolution was passed by the Tohono O'odham Council
30 on the 28th day of February, 1989 at a meeting at which a
31 quorum was present with a vote of 1,111.0 for; 413.0 against;
32 116.0 not voting; and 01 absent, pursuant to the powers vested
in the Council by Section 2 (d) 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).

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Harriet Toro

Harriet Toro, Legislative Chairperson

10th day of March, 1989.

ATTEST:

Teresa M. Choyguha

Teresa M. Choyguha, Legislative Secretary

10th day of March, 1989.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 10th day of March, 1989, at 8:37 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.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Harriet Toro

Harriet Toro, Legislative Chairperson

[] APPROVED) on the 15th day of March, 1989.

[] DISAPPROVED) at 8:36 o'clock, A.M.

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

Returned to the Legislative Secretary on the 15th day of March, 1989, at 9:02 o'clock, A.M.

Teresa M. Choyguha

Teresa M. Choyguha
Legislative Secretary

MOVED: Edward Manuel

SUBJECT: Authorization to disburse Tribal

SECOND: Eugene Enis, Sr.

Rght-of-Way Fees to the SX Dist Stemming

DATE: February 28, 1989

from El Paso Twin Buttes Right-of-Way

RESOLUTION #80-89

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 169.0	1. Rosita Ruiz (Rosemary Lopez)	84.5		X		X
	2. Harriet Toro ()	84.5		X		
HICKIWAN 128.0	1. Lloyd Francisco (Eleanor Santos)	64.0	X			
	2. Henry Ramon (Billy Manuel)	64.0	X			
GU VO 117.0	1. Cross Antone (Juan Joe Cipriano)	58.5	X			
	2. Virgil Lewis (Roy Montana)	58.5	X			
SAN LUCY 85.0	1. John Reno ()	42.5	X			
	2. Max Jose (Dewey Ortega)	42.5	X			
PISINEMO 116.0	1. Edward Manuel (Alex Antone)	58.0			X	
	2. Johnson Jose ()	58.0			X	
GU ACHI 158.0	1. Fernando Joaquin ()	79.0	X			
	2. Percy Lopez ()	79.0	X			
BABOQUIVARI 241.0	1. Joann Garcia (Frances Miguel)	120.5	X			
	2. Kenneth Chico, Sr. ()	120.5	X			
SAN XAVIER 126.0	1. Tony Felix (Carmelita Mattias)	63.0		X		
	2. Eugene Enis (Michael Rios)	63.0	X			
SCHUK TOAK 105.0	1. Joseph Juan (Frances Francisco)	52.5	X			
	2. Julia Carrillo (JoAnn Francisco)	52.5		X		
SELLS 257.0	1. Fred Stevens ()	128.5		X		
	2. Andrew Patricio (Daniel Lopez)	128.5	X			
SIF OIDAK 138.0	1. Willard Juan, Sr. (Melissa Gregorio)	69.0	X			
	2. Nicholas Jose (Letitia Garcia)	69.0	X			
TOTAL		1,640.0	1,111.0	413.0	116.0	01