

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving 2022 Annual Scheduling Agreement with New Magma Irrigation
and Drainage District)**

RESOLUTION NO. 22-011

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with**
2 **the power "to consult, negotiate and conclude agreements and contracts on**
3 **behalf of the Tohono O'odham Nation with Federal, State and local governments**
4 **and other Indian tribes or their departments, agencies, or political subdivisions,**
5 **or with private persons or organizations on all matters within the authority of the**
6 **Tohono O'odham Council." (Constitution, Article VI, Section 1(f)); and**

7 **WHEREAS, by Resolution No. 15-351 the Tohono O'odham Nation approved an agreement**
8 **with the New Magma Irrigation and Drainage District providing for delivery of a**
9 **portion of the Nation's CAP water for water storage at a groundwater savings**
10 **facility (the "Agreement"), and the Agreement was executed by the parties on**
11 **December 12, 2015; and**

12 **WHEREAS, the original term of the Agreement was for two calendar years, from January 1,**
13 **2016 to December 31, 2017; and**

14 **WHEREAS, the term of the Agreement was subsequently amended to end on December 31,**
15 **2022; and**

16 **WHEREAS, the Agreement allows the parties to negotiate a quantity of water and a price each**
17 **year, as set forth in an Annual Scheduling Agreement; and**

18 **WHEREAS, the Water Resources Committee recommends a quantity of water and a price as**
19 **set forth in the 2022 Annual Scheduling Agreement attached to this resolution.**

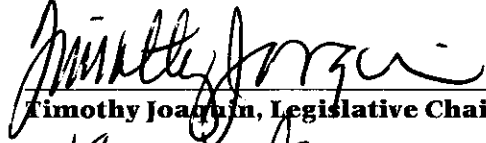
20 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
21 **2022 Annual Scheduling Agreement with the New Magma Irrigation and Drainage**
22 **District substantially in the form attached hereto, and authorizes the Chairman**
23 **of the Nation to execute it.**

24 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH**
25 **day of JANUARY, 2022 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0-**
26 **AGAINST; -0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by,**
27 **Article VI, Section 1(f) and Article XVII, Section 2 of the Constitution of the Tohono O'odham**
28 **Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting**
29 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**
30 **16 of the Act of June 18, 1934 (48 Stat.984).**


31
32
33
34
35
36
37

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
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Timothy Joaquin, Legislative Chairman
18 day of January, 2022

ATTEST:


Evonne Wilson, Legislative Secretary
11 day of January, 2022

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 18 day of January, 2022 at 4:20 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


Timothy Joaquin, Legislative Chairman

APPROVED on the 18 day of January, 2022
 DISAPPROVED at 4:52 o'clock, P .m.


NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 19 day of
January, 2022, at 8:57 o'clock, A .m.


Evonne Wilson, Legislative Secretary

ACTION: APPROVING 2022 ANNUAL SCHEDULING AGREEMENT WITH NEW MAGMA IRRIGATION AND DRAINAGE DISTRICT**MOVED: COUNCILWOMAN LUCINDA ALLEN****SECOND: COUNCILWOMAN MARLAKAY HENRY****DATE: JANUARY 11, 2022**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON ()	278.25	X			
	2. EVELYN JUAN-MANUEL (<i>Absent</i>) (Arvada Liston) (<i>Present</i>)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25	X			
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25	X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3	X			
	2. JANICE FELIX (Adam P. Andrews)	121.3	X			
SAN LUCY 243.8	1. JANA MONTANA (<i>Absent</i>) (Lorraine M. Eiler) (<i>Present</i>)	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ()	116.35	X			
	2. EDWARD D. MANUEL (Monica Morgan)	116.35	X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ ()	108.3	X			
	2. SANDRA D. ORTEGA (Delma M. Garcia)	108.3	X			
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35	X			
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN ()	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8	X			
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8	X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE (Francine Schooling)	194.45	X			
TOTAL		3,218.0	3,218.0	-0-	-0-	-0-