

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Land Recovery Delegation)**

RESOLUTION NO. 22-360

1 **WHEREAS,** "It shall be the policy of the Tohono O'odham Nation to seek the return to the
2 Tohono O'odham Nation of lands and natural resources, including minerals and
3 water rights, within or adjacent to the Tohono O'odham Nation, or which
4 originally were a part of the historic Papagueria." (Constitution of the Tohono
5 O'odham Nation, Article XVI, Section 9); and

6 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the power "by law,
7 ordinance or resolution . . . (3) to purchase or otherwise acquire property" and to
8 "consult, negotiate and conclude agreements and contracts on behalf of the
9 Tohono O'odham Nation with Federal, State and local governments . . . on all
10 matters within the authority of the Tohono O'odham Council." (Constitution,
11 Article VI, Section 1(i)(3) and Section 1(f)); and

12 **WHEREAS,** the Tohono O'odham Nation has identified a property (the "Property") within
13 Pima County, Arizona that was originally part of historic Papagueria and that may
14 be available for acquisition; and

15 **WHEREAS,** it is in the Nation's best interests to evaluate the Property and authorize
16 negotiations for its acquisition, subject to final Legislative Council approval.

17 **NOW, THEREFORE, BE IT RESOLVED** that the Legislative Council authorizes the Agricultural and
18 Natural Resources and Cultural Preservation Committee chairpersons, or, in
19 their absence, the vice chairpersons, and the Nation's chairperson or, in the
20 chairperson's absence, the Nation's vice chairperson (collectively, "Land
21 Recovery Delegation"), to conduct negotiations for acquisition of the Property,
22 provided that:

- 23 (1) the Recovery Delegation shall act solely as a group and shall regularly report
24 to the Agricultural and Natural Resources and Cultural Preservation
25 Committees and report to the Council every four months and as necessary,
26 and
27 (2) any resulting agreement(s) shall be subject to final approval by Legislative
28 Council resolution.

29 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 21ST**
30 **day of SEPTEMBER, 2022 at a meeting at which a quorum was present with a vote of 3,218.0 FOR;**
31 **~~0~~ AGAINST; ~~0~~ NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by,**
32 **Article VI, Section 1(f) and Section 1(i)(3) and Article XVI, Section 9 of the Constitution of the**
33 **Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and**
34 **approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6,**
35 **1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

22 day of September, 2022

ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

22 day of September, 2022

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 22 day of September, 2022 at 1:15 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

Timothy Joaquin, Legislative Chairman

APPROVED

on the 22 day of September, 2022

DISAPPROVED

at 1:24 o'clock, p.m.

Ned Norris, Jr.

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

Returned to the Legislative Secretary on the 22 day of

September, 2022, at 1:25 o'clock, p.m.

Evonne Wilson

Evonne Wilson, Legislative Secretary

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
52

ACTION: LAND RECOVERY DELEGATION

MOVED: COUNCILWOMAN MARLAKAY HENRY

SECOND: COUNCILMAN ROGER MANUEL

DATE: SEPTEMBER 21, 2022

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia) 2. LUCINDA ALLEN (Francis Homewytewa)	122.8 122.8	X X			X
SELLS 556.5	1. ARTHUR WILSON (<i>Absent</i>) (Shelia Espino) (<i>Present</i>) 2. EVELYN JUAN-MANUEL (Arvada Liston)	278.25 278.25	X X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza) 2. DELISA M. RAMON (Sharon A. Francisco)	95.25 95.25	X X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner) 2. JANICE FELIX (Adam P. Andrews)	121.3 121.3	X X			
SAN LUCY 243.8	1. JANA MONTANA (Lorraine M. Eiler) 2. ROGER MANUEL (Christina Andrews)	121.9 121.9	X X			
PISINEMO 232.7	1. MARIETTA MARTIN () 2. EDWARD D. MANUEL (Monica Morgan)	116.35 116.35	X X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ () 2. DELMA M. GARCIA ()	108.3 108.3	X X			
GU VO 270.7	1. GRACE MANUEL () 2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35 135.35	X X			
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN () 2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25 139.25	X X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez) 2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8 175.8	X X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone) 2. LEANDER MASE (Francine Schooling)	194.45 194.45	X X			
	TOTAL	3,218.0	3,218.0	-0-	-0-	[01]