

LEGISLATIVE SUMMARY SHEET

Tracking No. 0044-19

DATE: March 7, 2019

AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE AND THE NAABIK'ÍYÁTÍ COMMITTEE; SUPPORTING NAVAJO TRANSITIONAL ENERGY COMPANY'S INDEPENDENT ACQUISITION OF NAVAJO GENERATING STATION AND KAYENTA MINE; STATEMENT OF POLICY REGARDING REFUSAL TO FINANCIALLY GUARANTEE OR PROVIDE WAIVERS OR RELEASES OF CLAIMS BY THE NAVAJO NATION PERTAINING TO THAT ACQUISITION

PURPOSE: The purpose of this legislation is to support the Navajo Transitional Energy Company's independent acquisition of Navajo Generating Station and Kayenta Mine and state the Navajo Nation position that no financial guarantees, waivers or releases of claims by the Navajo Nation releases shall be provided pursuant to this acquisition.

This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: 200038
Website Posting Time/Date: 03.07.19 @ 8:02pm
Posting End Date: 3/12/19
Eligible for Action: 3/13/19

Resources and Development Committee
Thence
Naa'bik'iyáti' Committee

PROPOSED NAVAJO NATION COMMITTEE RESOLUTION
24th NAVAJO NATION COUNCIL – First Year, 2019

INTRODUCED BY



(Prime Sponsor)



Herman M. Daniels

TRACKING NO. 0044-19

AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE
AND THE NAABIK'ÍYÁTÍ COMMITTEE;
SUPPORTING NAVAJO TRANSITIONAL ENERGY COMPANY'S INDEPENDENT
ACQUISITION OF NAVAJO GENERATING STATION AND KAYENTA MINE;
STATEMENT OF POLICY REGARDING REFUSAL TO FINANCIALLY
GUARANTEE OR PROVIDE WAIVERS OR RELEASES OF CLAIMS BY THE
NAVAJO NATION PERTAINING TO THAT ACQUISITION

WHEREAS:

- A. The Resources and Development Committee of the Navajo Nation Council exercises oversight authority over water, land, grazing, environment, economic and community development. 2 N.N.C. §500 (C).
- B. The Naabik'iyáti Committee of the Navajo Nation Council is the standing committee empowered to coordinate and pronounce the official position of the Navajo Nation before non-Navajo government federal, state or other entities. 2 N.N.C. § 700 (A).
- C. This legislation is a necessary response to current developments involving Navajo Transitional Energy Company's (NTEC) independent acquisition of Navajo Generating Station (NGS) and Kayenta Mine.

- 1 D. NTEC is a limited liability company organized pursuant to the Navajo Nation Limited
2 Liability Company Act, 5 N.N.C. § 3600 *et seq.*, created and enabled by Navajo
3 Nation Council Resolution No. CAP-20-13. See Exhibit A.
- 4 E. NTEC was created “to strictly limit the Navajo Nation’s and [NTEC’s] liabilities and
5 exposures...and to promote the development of the Navajo Nation’s resources...”
6 See *Id.* Section A (5).
- 7 F. Following the Navajo Nation leadership’s request that NTEC evaluate acquisition of
8 NGS and Kayenta Mine, NTEC undertook good faith negotiations with the NGS
9 Owners.
- 10 G. NTEC’s negotiations with the NGS Owners have stalled due to the demand by the
11 NGS Owners that the Nation itself provide back-up financial guarantees pursuant to
12 the purchase and assume and guaranty all liabilities associated with NGS, including
13 liabilities associated with the NGS Owners’ operation of NGS.
- 14 H. The Navajo Nation, through separate agreements with the NGS Owners, have already
15 limited the Navajo Nation’s risk and liabilities as a government.
- 16 I. The negotiations between the NGS Owners and NTEC are between separate business
17 entities and as such the Navajo Nation is not a party to these negotiations.
- 18 J. Given the importance of this issue to the Navajo Nation, the 24th Navajo Nation
19 hereby issues this Statement of Policy in support of NTEC’s independent acquisition
20 of NGS and Kayenta Mine.

21
22 **THEREFORE, BE IT RESOLVED:**

- 23
- 24 A. The Navajo Nation fully supports NTEC’s independent acquisition of NGS and the
25 Kayenta Mine, subject to the finalization of the necessary agreements.
- 26 B. The Navajo Nation shall not provide any financial guarantees pertaining to NTEC’s
27 acquisition of NGS and Kayenta Mine.
- 28 C. The Navajo Nation will not grant any waivers or release of claims to the NGS Owners or
29 NTEC pertaining to NTEC’s acquisition of NGS and Kayenta Mine.
- 30

RESOLUTION OF THE
22ND NAVAJO NATION COUNCIL

22ND NAVAJO NATION COUNCIL - THIRD YEAR, 2013

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE;
APPROVING: (I) THE CREATION, FORMATION, ORGANIZATION,
ESTABLISHMENT, AND OPERATION OF THE NAVAJO TRANSITIONAL ENERGY
COMPANY, LLC (HEREINAFTER, THE "COMPANY"), PURSUANT TO THE
NAVAJO NATION LIMITED LIABILITY COMPANY ACT, 5 N.N.C. § 3600 *et seq.*; (II) THE GRANT AND EXTENSION OF THE NAVAJO NATION'S
SOVEREIGN IMMUNITY TO THE COMPANY PURSUANT TO THIS ENABLING
LEGISLATION, AND NAVAJO LAW, INCLUDING WITHOUT LIMITATION, 1
N.N.C. § 551 *et seq.*, 2 N.N.C. § 101 *et seq.*, AND 5 N.N.C. §
3600 *et seq.*; (III) THE DISCRETION TO RELATE, AFFILIATE, AND
ASSOCIATE WITH AN EXISTING NAVAJO NATION SECTION 17 CORPORATION,
OR A SUBSIDIARY OF AN EXISTING NAVAJO NATION SECTION 17
CORPORATION, OR ALTERNATIVELY, WITH THE APPROVAL OF THE NAVAJO
NATION GOVERNMENT, TO INCORPORATE AS A SECTION 17 CORPORATION
PURSUANT TO 25 U.S.C. § 477, AS AMENDED; (IV) THE EMPOWERMENT OF
THE COMPANY TO EXECUTE, ENTER, AND PERFORM COMMERCIALY
REASONABLE AND ECONOMICALLY VIABLE AGREEMENTS IN THE BEST
INTERESTS OF THE COMPANY AND THE NAVAJO NATION, INCLUDING
WITHOUT LIMITATION, A STOCK PURCHASE AGREEMENT TO ACQUIRE THE
ENTIRETY-ONE-HUNDRED-PERCENT(100%)- OF THE STOCK OF A BUSINESS
ORGANIZATION OR ORGANIZATIONS, WHICH IS NECESSARY FOR THE
ACQUISITION AND OWNERSHIP OF THE NAVAJO MINE; AND (V) THE
EMPOWERMENT OF THE COMPANY TO ACT TO EFFECTUATE THE MERGER OR
MERGERS OF BUSINESS ORGANIZATIONS FOR THE ACQUISITION AND
OWNERSHIP OF THE NAVAJO MINE, AND CONTINUING OPERATION OF THE
COMPANY IN THE BEST INTERESTS OF THE NAVAJO NATION AND THE
NAVAJO PEOPLE.

BE IT ENACTED:

Section A. Approval of the creation, formation, organization,
establishment empowerment, authorization, and
operation of the Company

1. Pursuant to 5 N.N.C §102, the Navajo Nation Council hereby
approves the creation, formation, organization,

establishment, and operation of the Company, which will, subject to the limitations set forth herein, act as an arm and subordinate instrumentality of the Navajo Nation to exercise all of the powers granted herein and otherwise available, including without limitation, the benefits, protections, and defenses associated with sovereign immunity, and authorities of association and affiliation with a sovereign entity, with accountability to the Navajo People, through their elected and appointed representatives, and the Navajo Nation; and

2. The Navajo Nation's approval of the creation, formation, organization, establishment, and operation is for the protection and promotion of the Navajo People's and the Navajo Nation's economic and financial best-interests, which are tied and related to mining operations within the Navajo Nation, as a means to ameliorate the economic, financial, and social conditions of the Navajo People and the Navajo Nation; and
3. The Navajo Nation, through the approval and execution of this legislation by the Navajo Nation Council and the President of the Navajo Nation, establishes and declares the Company as an instrumentality of the Navajo Nation, which, subject to the conditions of existing Navajo law, and those set forth herein, is entitled to all of the privileges, immunities, protections, and authorities of the Navajo Nation; and
4. The Navajo Nation approves the creation, formation, organization, establishment, empowerment, and operation of the Company pursuant to Navajo law, including without limitation, the Navajo Nation Limited Liability Company Act, 5 N.N.C. §3600 et seq., 1 N.N.C. §551 et seq., 2 N.N.C. §101 et seq., and all other relevant statutes, resolutions, decisions, rules, orders, regulations, and policies; and the Company's Articles of Organization and Operating Agreement, which are attached hereto collectively as Exhibit "A" (hereinafter, referred to as the "Operating Agreement"); and
5. The Navajo Nation declares that the creation of the Company is necessary and desirable for the Navajo Nation to implement the transactions, functions, and actions contemplated by this legislation; to strictly limit the Navajo Nation's and the Company's liabilities and exposures; and to promote the development of the Navajo

Nation's resources and new sources of energy, power, transmission and attendant resources to develop the economic, financial, social and cultural well-being of the Navajo People and the Navajo Nation; to promote the economic vitality of the Navajo Nation through the production of goods and services, to facilitate management of the Navajo Nation's interests in the development of its energy portfolio and market; and to steer the Navajo Nation into a more efficient, productive, vital, and sustainable energy portfolio and market in the best interests of the future generations of the Navajo Nation; and

6. The Navajo Nation declares that the creation of the Company is also for the purposes of facilitating, assisting, promoting, and protecting the Navajo Nation's authorities, duties, and functions to protect the Navajo People and the Navajo Nation, with regard to the Navajo Nation's land, air, water, natural, and economic resources; and
7. The Company is created and enabled to support, improve, and promote the economic, financial, tax, and revenue interests of the Navajo People, the Navajo Nation, and affiliates, through management and development of the Navajo Nation's conventional, alternative, and renewable energy resources, in cooperation with other Navajo Nation entities, in accordance with full exercise of the Navajo Nation's inherent sovereignty, in furtherance of the federal government's policy of Navajo Nation economic development, self-sufficiency, self-determination, and autonomous economic development and growth, and consistent with existing and future Navajo Nation environmental, labor, and resources utilization laws, regulations, orders, rules, and policies; and
3. The Company is created to, and shall, invest and re-invest no-less-than ten-percent (10%) of Net Income, as defined in the Operating Agreement, into the research and development of renewable and alternative sources of energy, storage, and transmission technologies and facilities, with priority given to solar technologies and facilities and attendant storage and transmission capacity, and in accordance with responsible financial and commercial management of the Company's obligations and best-interests; and
9. The Company shall have, and is granted and extended, the Navajo Nation's sovereign immunity from suit, with the

authority to waive the Company's immunity from suit on a limited, transaction-by-transaction basis, in conformity with this legislation and its constituent documents, as these may be amended and supplemented from-time-to-time, including the clear and express authority to limitedly waive any defense of the Company, its directors, employees, attorneys, or agents may otherwise assert that federal, state, or tribal law requires exhaustion of tribal court and administrative remedies prior to suit against the Company in a judicial, administrative, arbitral, or other body or tribunal having proper jurisdiction over the subject matter and the parties; and

10. The Company shall have, and is granted and extended, the Navajo Nation's tax and financial status pursuant to applicable law, subject to such modifications, supplements, or restatements that may be made by the Navajo Nation; and

Section B. Approval of the Company's acquisition of business organizations to acquire the entirety of the stock of a business organization or business organizations for the acquisition and ownership of the Navajo Mine, and related actions

11. The Company is empowered and authorized to conduct and complete all necessary due diligence investigations; enter, execute, and perform all agreements necessary to implement and facilitate the acquisition and ownership of the Navajo Mine; and
12. The Company is empowered and authorized to enter, execute, and perform all commercially reasonable and economically viable agreements attendant to the acquisition and ownership of the Navajo Mine to promote the Navajo People's, the Navajo Nation's, and the Company's best-interests; and
13. The Company is empowered and authorized to effectuate acquisitions and mergers of business organizations, and if determined appropriate by the Navajo Nation and the Company, to affiliate with a Navajo Nation entity or entities, as the case may be pursuant to future circumstances, and effectuate a merger into a Section 17 Corporation chartered pursuant to 25 U.S.C. §§477, as amended, by the same name; and
14. The Company is further empowered and authorized to take appropriate actions to ensure the continuing operation of the Navajo Mine and the Company into the future, in the

most efficient, productive, and profitable manners possible, which shall be in the best-interests of the Navajo People, the Navajo Nation, and the Company; and

Section C. Approving and stating conditions associated with the Company's existence and operation

15. The Navajo Nation retains all rights, powers, authorities, and immunities possessed and enjoyed as a sovereign entity and governmental institution. Nothing herein, within the Operating Agreement, within any future documents or instruments associated with the Company, or any act or omission of the Company, shall be asserted, interpreted, or otherwise understood to constitute any waiver whatsoever of any of the Navajo Nation's rights, powers, or authorities, and immunities as a sovereign entity and governmental institution; and
16. Nothing herein, within the Operating Agreement, within any future documents or instruments associated with the Company, or any act or omission of the Company, shall be asserted, interpreted, or otherwise understood to constitute any waiver of the Navajo Nation's sovereign immunity from suit whatsoever, whether express or implied, beyond that already clearly and unequivocally provided as a matter of Navajo Nation statutory law pursuant to the Navajo Sovereign Immunity Act, 1 N.N.C. §551 et seq., and the Navajo Nation Arbitration Act, 7 N.N.C. §1101 et seq; and
17. Nothing herein, within the Operating Agreement, within any future documents or instruments associated with the Company, or any act or omission of the Company, shall create any obligation, indebtedness, or recourse to the property or assets, whether held in trust or otherwise, of the Navajo Nation whatsoever; and no action by the Company shall permit or authorize the sale, encumbrance, or transfer of any of the Navajo Nation's, or any of its entities' and affiliates' property and assets, whether held in trust or otherwise, or any interest therein whatsoever, other than those of the Company; and
18. Subject to the conditions set forth herein, in the Operating Agreement, and in any future organizational or governing documents or instruments associated with the Company, the Company, its Management Committee and Management Committee Members, as these terms are defined in the Operating Agreement, and its other officers, employees,

and agents shall be immune from suit for actions performed in an official capacity; and

19. Except as otherwise clearly and expressly provided for herein or to the extent the Company, exercising express authority in a manner provided for in this legislation or other applicable Navajo law, or the Operating Agreement, and in accordance with properly approved and executed agreements, the Company's property and assets are exempt from any levy or execution; and
20. The Company is authorized to waive the Company's immunity from suit or other compulsory dispute resolution procedure in accordance with the Operating Agreement. Any waiver of the Company's immunity from suit shall be clearly and expressly stated and consistent with the procedural and substantive requirements provided for in Sections C(20) through C(23) hereof and the Operating Agreement, and shall expressly state that such waiver does not apply to the Navajo Nation; and
21. Any limited, clearly, and expressly defined waiver of the Company's immunities from suit shall require at least ten (10) calendar days' notice of the transaction, agreement, and specific provision providing for any limited waiver being provided to the Company's Management Committee, the Office of the Speaker of the Navajo Nation Council, the Office of the President of the Navajo Nation, and the Navajo Nation Department of Justice. Any limited, clearly, and expressly defined waiver of the Company's immunities from suit shall satisfy all procedural and substantive requirements provided for herein and within the Operating Agreement; and the failure to satisfy such requirements shall render any purported waiver of the Company's sovereign immunity void *ab initio*; and
22. Approval of the same specific limited waiver of each the Company's immunities from suit shall require an affirmative vote of at least five (5) of the Company's seven (7) total Management Committee Members; and
23. Only the properties, assets, revenues, and income held by, or in the name of, the Company shall be subject (to the extent otherwise permitted herein and by law) to the debts, obligations, or other liabilities created, incurred, or guaranteed by the Company. The Navajo Nation's properties and assets, whether held in trust or otherwise, or any interest therein whatsoever, shall not be subject to, or impacted by

this legislation, the Operating Agreement, the Company's additional governing documents, its associated and approved instruments, or any transaction or agreement executed for or by the Company, including without limitation, any and all agreements or other documents entered into, issued, or made in connection with the Company's acquisition and ownership of the Navajo Mine, and the Company's continued operations and functions thereafter; and

Section D. General and Miscellaneous Provisions; Directives

24. The duration of the Company shall be perpetual; and
25. The Company is designed, created, formed, organized, established, empowered, and authorized to act as a subordinate instrumentality of the Navajo Nation, and to promote and enhance the self-determination and self-reliance of the Navajo Nation and the Navajo People with all rights, privileges, immunities, powers, protections, authorities, and purposes granted herein. The Company shall endeavor to contribute to the improvement and enhancement of the economic and financial conditions, and the standards of living for the Navajo People and the Navajo Nation; and
26. The Company is empowered to acquire, create, control, administer, operate, facilitate operation of, oversee, and develop all facilities, infrastructure, improvements, property, assets, and interests necessary, convenient, efficient, and prudent for accomplishment of the purposes herein and the Operating Agreement. The Company is empowered to control, own, operate, conduct oversight of operation, and develop energy resources, tangible and intangible property, assets, and interests within and outside the boundaries of the Navajo Nation, and on possessory interests in lands selected by the Navajo Nation pursuant to the Navajo-Hopi Land Settlement Act, meaning leasehold interests, subject to such actions being provided for, authorized by, or not otherwise prohibited by applicable Navajo Nation law; and
27. The principal place and headquarters of business and the offices of the Company shall be within the Navajo Reservation, with preference to be and operate at or near Window Rock, Navajo Nation. The Company may also establish and maintain offices at such other places as the Company, through its duly authorized officers, may from time-to-time direct, or as the activities of the Company may require; and

28. The Company is further authorized and empowered to do everything necessary, proper, advisable, or convenient for the accomplishment of the purposes herein, including, without limitation, implementation of the Operating Agreement; and to do all things incidental thereto, or connected therewith, which are not forbidden by applicable law or this legislation; and
29. The Company's seven (7) Management Committee members shall be selected in accordance with the Operating Agreement. Thereafter, the seven (7) members' appointments and confirmations shall be effectuated in accordance with the Operating Agreement; and
30. Each of the Company's Management Committee Members after the initial Members' terms have concluded, shall be selected in accordance with the Operating Agreement, and in consultation with the Company's membership representatives, which shall serve in a capacity of shareholder representatives in a corporation, and such rules as the Company may adopt, amend, or supplement in the future; and
31. The Company's Management Committee Members shall hire or ratify the Company's Management Committee Executive, as that term is defined in the Operating Agreement; and
32. Each of the Company's Management Members, officers, employees, and agents shall be subject to Navajo Nation laws and regulations; and
33. Each of the Company's Management Committee Members shall have substantial knowledge, understanding, and competency in the energy industry; and the Management Committee as a whole shall possess substantial knowledge, understanding, and competency in the energy industry, with particular knowledge, understanding, and competency in coal, alternative and renewable resources for power and energy; commercial management and operation experience in the energy industry; substantial knowledge, understanding, and competency in economics, corporate finance, accounting, law, business management, engineering, geophysics, geology, or similar disciplines; substantial knowledge, understanding, and competency in mining, production of coal, and mechanics of coal mining operations; substantial knowledge, understanding, and competency of commercial and mining operations within Navajo Indian Country; and
34. Each of the Management Committee Members shall not be a public official of the Navajo Nation as defined in 2 N.N.C.

\$3743, as amended, including without limitation Navajo Nation Council delegates, Chapter officials, grazing committee members, commissioners, land board members, farm board members, or school board members; be an employee of the federal, any state, county, municipal, or any other government; be a director (or commissioner) of any other Navajo Nation owned enterprise, industry, authority, corporation, or instrumentality; provided that the requirements shall not apply to any consecutive renominations or confirmations; be any person who has been convicted or entered a plea of *nolo contendere* to any felony or gross misdemeanor in any court, including without limitation those involving dishonesty or moral turpitude, extortion, embezzlement, theft, violation of fiduciary duty, bribery, perjury, or fraud; provided, that any misdemeanor shall be limited to the last ten (10) years of such person's history; be any person who violates or has violated the requirements of the Navajo Nation Ethics in Government Law, 2 N.N.C. §3741 et seq., as amended, provided that any such violation shall be limited to the last ten (10) years of such person's history; or be any person who has declared bankruptcy or been adjudicated bankrupt or insolvent; and

35. The Company may conduct activities in the Navajo Nation and any other jurisdictions; and
36. The Company may participate with other persons in joint ventures, or other associations, transactions, or arrangements; and
37. The Company may appoint officers, agents, engineers, auditors, accountants, appraisers, counsel, and other professional consultants as may be needed from time-to-time; and also define their duties and compensation; and
38. The Company shall require the bonding of all officers, agents, or employees responsible for the handling or safeguarding of funds, property, and other assets of the Company; and
39. The Company is authorized to acquire (by purchase, exchange, lease, hire, or otherwise) use, improve, manage, operate, and sell, lease, or mortgage, either alone or in conjunction with others having an interest therein, real estate of every kind, character, and description, and any interest therein, necessary or incidental to the purposes of the Company; and

40. The Company is authorized to deal in personal property, including intangibles; and to acquire (by purchase, application, transfer, exchange, lease, hire, or otherwise), hold, own, manage, operate, mortgage, pledge, hypothecate, exchange, sell, deal in, and dispose of, either alone or in conjunction with others, personal property, including without limitation, equity securities and inventions, copyrights, trademarks, trade secrets, patents, and other intangibles, and interests therein, of every kind, character, and description; and
41. The Company is authorized and empowered to enter into, make, perform, carry out, cancel, and rescind contracts for any lawful purpose pertaining to its purposes and activities; and
42. The Company is authorized and empowered to generate revenues, raise capital, borrow money, make, guarantee and issue debt, and to secure payment thereof by pledge of, or lien on, all or any fixtures, personalty, revenues, incomes, contracts, or other property and income; and to accept grants or loans; and to expend the proceeds thereof; and
43. The Company is empowered and authorized to create subdivisions, sub-entities, and subsidiaries for purposes of separating and furthering the Company's purposes; and
44. The Company shall have, as applicable, one member, shareholder, and owner, which shall be the Navajo Nation; and any grant, sale, encumbrance, or hypothecation of shares shall be void *ab initio*; and
45. The Company shall have a Management Committee comprised of seven (7) persons, who shall be governed by 5 N.N.C. §§3640-42; and the Company's and the Navajo Nation's relationship shall be governed by 5 N.N.C. §§3650-60, the Operating Agreement, and this legislation; and
46. The Navajo Nation may capitalize the Company with an initial capital contribution to be determined by agreement between the Navajo Nation and the Company, corresponding financing agreements, and a schedule of contributions and distributions; and
47. The Navajo Nation shall be entitled to reimbursement from the Company of any capital contribution; and

Section E. Directive to the Navajo Nation Office of the Attorney General for the Creation of the Company

48. The Navajo Nation Office of the Attorney General shall immediately make application and take all actions necessary for the Navajo Nation Division of Economic Development's Business Regulatory Department to furnish a Certificate of Existence for the Navajo Transitional Energy Company, LLC, in accordance with this legislation, the Articles of Organization, and the Operating Agreement; and
49. The Navajo Nation Office of the Attorney General and the Navajo Nation Washington Office shall also immediately make application and take all actions necessary for approval by the United States of any actions necessary and convenient for the Company's acquisition and ownership of the Navajo Mine, and continued operation of the Company; and

Section F. Savings, Severability, and Survivability Clause

50. Should any provision herein be determined invalid by the Navajo Nation Supreme Court, all other provisions not determined to be invalid shall remain in force and effect; and
51. Any employee or official of the Navajo Nation with a conflict of interest shall be removed as the organizer or signor of the Articles of Incorporation, Operating Agreement or other documents before final approval and filing; and
52. NTEC shall ensure at the time of cessation of the mining activities at both Navajo and San Juan mines and closure of Four Corners Power Plant and San Juan Generating Station that water Permit #2838 shall revert to the Navajo Nation.

C E R T I F I C A T I O N

I hereby certify that the foregoing resolution was duly considered by the Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 17 in favor and 4 opposed, this 29th day of April 2013.

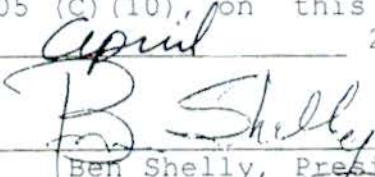


Edmund Yazzie, Speaker Pro Tem
Navajo Nation Council

Motion: Honorable Jonathan Nez
Second: Honorable LoRenzo Bates

ACTION BY THE NAVAJO NATION PRESIDENT:

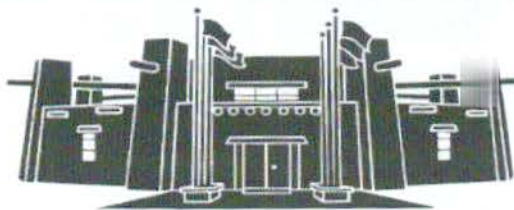
1. I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (10), on this 30 day of April 2013.



Ben Shelly, President
Navajo Nation

2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (11), this _____ day of _____ 2013 for the reason(s) expressed in the attached letter to the Speaker.

Ben Shelly, President
Navajo Nation



MEMORANDUM

TO: Honorable Rickie Nez
Navajo Nation Council

FROM:

A handwritten signature in blue ink, which appears to read "Edward A. McCool". The signature is fluid and cursive, written over a horizontal line.

Edward A. McCool, Acting-Chief Legislative Counsel
Office of Legislative Counsel

DATE: March 7, 2019

AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE AND THE NAABIK'ÍYÁTÍ COMMITTEE; SUPPORTING NAVAJO TRANSITIONAL ENERGY COMPANY'S INDEPENDENT ACQUISITION OF NAVAJO GENERATING STATION AND KAYENTA MINE; STATEMENT OF POLICY REGARDING REFUSAL TO FINANCIALLY GUARANTEE OR PROVIDE WAIVERS OR RELEASES OF CLAIMS BY THE NAVAJO NATION PERTAINING TO THAT ACQUISITION

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge. Please ensure that this particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§500, 501. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0044-19_

SPONSOR: Rickie Nez

TITLE: An Action Relating To The Resources And Development Committee And The NAABIK'IYATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition Of Navajo Generating Station And Kayenta Mine; Statement Of Policy Regarding Refusal To Financially Guarantee Or Provide Waivers Or Releases Of Claims By The Navajo Nation Pertaining To That Acquisition

Date posted: March 07, 2019 at 8:02 PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0044-19

SPONSOR: Honorable Rickie Nez

TITLE: An Action Relating To The Resources and Development Committee and The Naabik'iyáti Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

Posted: March 7, 2019 at 8:02pm

5 DAY Comment Period Ended: March 12, 2019

Digital Comments received:

Comments Supporting	<i>1)NTEC (Supporting documents, file is too large to email, only 10 pages are attached. To view the rest please contact OLS.)</i> <i>1)Jarvis Williams Peabody</i> <i>2)Fannie Atcitty</i>
Comments Opposing	<i>1)Nicole Horseherder, Black Mesa</i> <i>2) Percy Deal, Big Mountain</i> <i>3) Vincent Yazzie</i> <i>4) Robyn Jackson, Wheatfields, AZ</i> <i>5) Adella Begay3, Wheatfields Chapter</i> <i>6) Linda Curley, Tselani Springs</i> <i>7) Duane Chili Yazzie, Shiprock Chapter</i> <i>8) Elouise Brown, TseAlnaozti'I Grazing Officer</i> <i>9) Al Henderson</i>
Inconclusive Comments	<i>None</i>



Legislative Secretary
Office of Legislative Services

3/13/19 930am

Date/Time

Legislation 44-19

Nicole Horseherder <nhorseherder@gmail.com>

Mon 3/11/2019 5:26 PM

to: comments <comments@navajo-nsn.gov>;

The Council should vote No on this legislation. It should instead allow decommissioning to go forward, including complete clean up and reclamation.
The NN should develop a plan for reclamation and ensure that wherever possible Mine and plant workers have 1st priority in jobs and at competitive wages.
The NN should develop a plan for the upper basic CR.
The NN should protect the Navajo Aquifer from further industry use and allow it to recover
The NN should put out an invitation for proposals for the 500 mw
The NN should put out an invitation for projects for the rail road and rail cars
The NN should allow immediate remediation of the plant site and mine site full investigation of all mine wells and latest reading of USGS monitoring
The NN should allow immediate remediation of the water and have Peabody replace the water in quality and quantity.
The NN should focus its efforts on securing transition funds

Nicole Horseherder, Black Mesa

The Most Honorable Navajo Nation Council

March 11, 2019

Re: Legislation 0044-19, NTEC Acquisition of NGS & Kayenta Mine

Please accept my comments on the above subject matter. I'm opposed to the legislation wherein the Navajo Nation Council will support the acquisition of both NGS and Kayenta Mine by NTEC. The current power plant and the mine been in operation for 50 years and both been dedicated and using tremendous amount of water 35,000 AFY and up to 6,400 AFY respectively. This is over 41,400 AFY from the Upper Colorado River Basin and the N-aquifer ground water of Black Mesa. In both cases it's the sole source water, while at the same time at least 30,000 community members in both areas been without water for as long or longer.

Members of the Council these are your people, constitute and voters that put you in office. NTEC, NGS and the mine are not. Yes, they provide **some jobs and revenue**. The number of jobs was around 700 which is now probably down to around 500 and will continue to drop even if NTEC takes over. But your constitutes will continue to grow by the thousands.

The plant and the mine has had a big impact to the health of your people causing increase in asthma, heart and lung and other diseases. On the health of the water, much been wasted and contaminated. Damaging environmental impact on their ancestral land, plants, herbs that was once used for food and medication, ceremonies, for their livestock and wildlife. Beyond all this the industries has contributed tremendously to climate change which has detrimental impact on the weather causing the drought to worsen each season.

Much of what NTEC stated in the "Navajo Solution" report was intentionally unclear. But what become clear to me is that of NTEC's business plan is simply not true. NTEC will not acquire NGS for no cost. There is, according to the current owners up to \$200 million in deferred maintenance that NTEC would have to catch up on in order to operate NGS.

Perhaps the most misleading lie that NTEC is telling is about the water rights. It says that keeping NGS running can help the Navajo Nation strengthen its claim to water from the Upper Colorado River Basin, but that is simply not true. The Navajo Nation already has a right to the water used by NGS no matter what NTEC does. And in fact, the only way to provide the Nation with the opportunity to put

that water to other use is to retire the plant. Keeping the water connected to NGS does only one thing; it prevents the Navajo Nation from developing it for the people. NTEC has also said nothing about the N-aquifer of Black Mesa. There already has been major damage to the N-aquifer and continuing operations at Kayenta Mine will only further the depletion. In the future, if NTEC buys Kayenta Mine, it also is going to be responsible for the massive costs of restoring the aquifer.

As result of the breakdown in negotiation, there now appears to be several insurmountable issues that NTEC did not tell the Council. The major disagreement, is that SRP and the other owners of NGS want a complete waiver of all future liability from both NTEC and the Navajo Nation. Do not let NTEC trick you into granting that waiver, which is what it is angling for, even though it says otherwise. Doing so will expose the Nation to massive financial risk for decommissioning and clean up. NTEC is relying on the Nation to be a "backstop" for its cost, and when those costs turn out to be far higher than anyone estimated. NTEC will demand that the Nation cover the difference.

I want to compliment the work the 23rd Council did in June, 2017 in their negotiation with SRP when they extended the operation of the mine and the plant to December, 2019. I was very much opposed to the extension and preferred closure in 2017 as agreed to in the 1969 compact, but the previous Council did a commendable job of securing important concessions and payments to the Nation. Those rely on the retirement of NGS at the end of this year. I urge you to continue carrying out the agreement.

All of the current solutions to the current issues raised by NTEC are clearly spelled out in the extension agreement. The current owners have clean-up and decommissioning responsibilities stretching out another 35 years. The current owners put up the escrow and the bond to cover anticipated costs and they have for any added costs. They will assume all costs to maintain the 500 MW of transmission capacity for 10 years and give the Nation access for another 25 years. The Navajo Nation gets water rights without litigation to Upper Colorado River Basin. The Nation does not put up even a dollar for decommissioning and remediation and instead gets over \$169 million in new revenue and it gets assets valued at more than \$200 million.

SRP also has promised to provide technical assistance to the Nation to provide solar energy production using the transmission lines, which the Navajo Nation can use to sell energy to outside companies. This will provide resources to diversify the economy and provide more jobs and opportunities.

My question to you is what's wrong with the 2017 agreement? It is an arrangement with certainty and benefits for all involved. Buying NGS is exactly the opposite. It will cost the Nation millions. It will make decommissioning and clean-up uncertain. It will keep water rights tied to a power plant with no future. And it will fail. There is no way NTEC can make a deal better than what's already on the table. Coal is gone. There is no market for the expensive power provided by NGS and NTEC does not have a viable business plan to make it work. I urge you to full embrace the current lease agreement and implement what's already in your hands; preparing for the retirement of NGS at the end of the year and making plans for better, more sustainable future for the Nation. Don't throw it away. Don't waste any more time. I urge you to vote down Legislation 0044-19. Let's all heal.

Sincerely,

Percy Deal, Big Mountain

Fwd: Legislation No._0044-19_

Fannie L. Atcitty <flatcitty@gmail.com>

Tue 3/12/2019 11:59 AM

to: comments <comments@navajo-nsn.gov>;

----- Forwarded message -----

From: Fannie L. Atcitty <flatcitty@gmail.com>

Date: Tue, Mar 12, 2019 at 11:45 AM

Subject: Legislation No._0044-19_

To: comments@navajo-nsn.gov <comments@navajo-nsn.gov>

March 12, 2019

Honorable Rick Nez:

Nowadays have an a job is very important, if you wish to live a comfortable life. Not only are you proud of yourself being employed there are family members who are equally very pleased and happy.

For many years employment and your home is a luxury for the workers and family stability. The short distant drive to the worksites at NGS, San Juan, Black Mesa, Kayenta coal mines and power plants, and to return home at the end of the workday for quality family time.

Suddenly, the nightmare of becoming unemployed may be soon become reality due to various unavoidable circumstances beyond the workers control. After 50 years of family supporting jobs the unexpected for the present and future employment is the pending closure of the power plants and coal mines within the Navajo Nation.

I respectfully request of the Navajo nation 24th council delegates to support and stand with NTEC's Plan to acquire NGS Power Plant and Kayenta Coal Mine to save jobs and revenues for the Nation. Furthermore, the council continues to meet and work with the state and federal government for the development of new energy technologies.

The Navajo Nation executive and legislative branches must understand unemployment affects people's mental and physical health which includes the spouse and children.

I support the continued operation of the power plant and coal mine for the present and future employment for our Navajo people. Thank you very much

Sincerely,

Fannie Lowe Atcitty
PO Box 3320
Shiprock, NM 87420
(505) 809-0058

Comments for Leg 0044 19

Williams, Jarvis T. <JWilliams3@peabodyenergy.com>

Tue 3/12/2019 2:34 PM

to comments <comments@navajo-nsn.gov>;

1 attachment

Comments 00440-19.pdf;

Good afternoon,

Attached are the public comments regarding Legislation 0044-19: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims by the Navajo Nation Pertaining to that Acquisition.

I also, support the passage of legislation 0044-19. Let's get SRP back to the table to negotiate. We have a lot of miners that want to continue working here at the Kayenta Mine.

Thanks,

Jarvis Williams

Tribal Relations Manager – Kayenta Mine
PO Box 650, Kayenta, AZ 86033
Office Phone (928)677-5172
jwilliams3@peabodyenergy.com

The logo for Peabody, featuring the word "Peabody" in a bold, black, sans-serif font. The letter "P" is significantly larger and more stylized than the other letters, which are in a standard weight. The entire word is underlined with a thick black line.

we have. So let's stay proud and keep what we
accomplished don't throw away billions of dollars.

Agree not to demolish the Kayenta Mica
facilities w/ be a big mistake, financial loss and waste.
Restoring the land back to for what reason?

The facilities on Black Mesa should remain for use for
the tribe and as community offices, police safety
offices, training facilities.

22181 Resort Boulevard, Exit 219 I-40 Flagstaff, Arizona 86004
TwinArrows.com • 855.946.8946

NAVAJO GAMING
An Enterprise of the Navajo Nation

Bye Bye

Date: 08-12-01

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): YES I SUPPORT DA LEGISLATION

OR DA YOUNG GENERATION TOO CONFONE WITH DA

OPERATION OF MINE

Name: CHARLES DRAKE

Position: TRUCK DRIVER - 29 yrs

Address: Box 1515

KAYENTA AZ 86033

Signature: Charles Drake

Date: 3-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", In support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Vote yes to support legislation
NO. 0044-19

Name: Allen H. Martin

Position: Grader Oper.

Address: Box 883
Page AZ. 86040

Signature: 298-607-9933

Date:

03-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s):

to support the mine to keep
open

Name:

Frank J. J. J. J.

Position:

CEO back row

Address:

Signature:

Frank J. J. J. J.

Date: March 12, 19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IIYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", In support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): if support to keep mine open for further

employment of our younger generation, school support, community

support, men community service

Name: Chas L Smith

Position: Mechanic

Address: _____

Signature: Chas L Smith

Date: 03-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I've been working 37.9 years

as a coal miner, I've raised my family with

this job. Put 4 of my kids thru college, Our young

kids should have the same opportunity.

Name: Woody R. Curleyhair

Position: Driller, Shooter

Address: P.O. BOX # 1541
Kayenta Az 86033

Signature: Woody R. Curleyhair

Date: 3/12/2014

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I Support this Legislation

Name: Recky GULOTOWE

Position: AMB TIECH

Address: P.O. Box 425
Tomba Bay AZ
86045

Signature: [Signature]

Date: March 12 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You,

Additional Comment(s): I fully support the a initiative of NTEC,

As Independent Company of the Navajo Nation

to "Acquisition of Navajo Generating Station and Kayenta

Mine" as any other take over. It is the right of

The people to benefit from this take over!!

Name: Hank Whitehorn

Hank Whitehorn

Position: Welder

Address: Shonto, AZ

Signature: Hank Whitehorn

Date: 03-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): am in support of keeping both

N.G.S & Coal mine operating, to keep

all employment, income keeps

families going

Name: Lorenzo Paul

Position: Drill Operator 1st

Address: PO Box 425

Tombol, AZ

Stacy

Signature: [Signature]

Date: 03/12/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I believe that Everyone that has

Work here for past 20 yrs. Has bene fited from there

Job as Coal miner, Providing Education and Assisting

Family Issues, Not Only Employees but others IN need
of Coal for Warmth In Homes, way cheaper then

Name: MICHAEL MANYGOTS #47041 gas, propane,

Position: 8752 groundman

Address: Kayenta, Az 86533

Signature: [Signature]

Date: 5-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is greatly appreciated.

Thank You.

Additional Comment(s):

I'm in support of the current
Legislation to keep the power plant,
and mine open

Name:

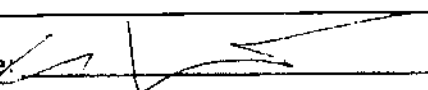
Charles Jim

Position:

Welder

Address:

Signature:



Date: 3-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", In support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Start on Water Claim. We have no water.


Water Right is say we have the water.

Analyze the Environmental group. They are
only hired group. No talk from the heart.

Name: Jessie Chied

Position: Dorec Operator, & Maintenance

Address: P.O Box 2366
Kayenta AZ 86033

Signature: 

Date: 3-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is greatly appreciated.

Thank You.

Additional Comment(s): Resident & worker support

To keep mining

Name: Thomas Crank

Position: Worker (Mechanic)

Address: P.O. Box 2073
Kayenta AZ 86033

Signature: Thomas Crank

Date: 3-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'İYAT'I' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Walvers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): As a Union member I need

to pay my dues to keep the light on

to retire someday & have some sort

of financial stability.

Name: H Lewis

Position: I support

Address: (homeless)

Signature: [Signature]

Date: 03-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

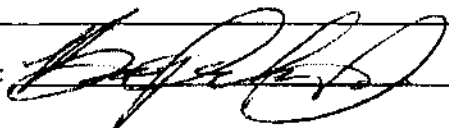
Thank You.

Additional Comment(s): I am a proud coal miner and have been working at Kayenta Mine for a total of 9 years. I am in 100% support of Kayenta Mine and NGS to continue. I support my growing family with my job. I also know that this continuation of the plant and mine are good for the Navajo Nation to prove that we are sustainable and have Economic Prosperity.

Name: BRUCE PEACHES JR.

Position: I SUPPORT!!!

Address: PO Box 4732
Kayenta AZ, 86033

Signature: 

legislation 0044-19

Williams, Jarvis T. <JWilliams3@peabodyenergy.com>

Tue 3/12/2019 4:03 PM

To comments <comments@navajo-nsn.gov>;

2 attachments

Comments 0044-19 2.pdf, Comments 0044-19 3.pdf;

Good afternoon,

Here is another group of comments for legislation 0044-19. Please attach to the legislation.

Thanks,

Jarvis Williams

Tribal Relations Manager – Kayenta Mine

PO Box 650, Kayenta, AZ 86033

Office Phone (928)677-5172

jwilliams3@peabodyenergy.com

Peabody

Brice Brown Paramedic, PWCC
Tuba City, AZ

TWIN ARROWS

CASINO RESORT.

I whole heartedly support the NGS and the Kayenta Mine continuous operation for the Navajo Nation's Benefits; future. As a Navajo born, raised and went to school on the Navajo reservation, I had no desire to move or live anywhere else. My father served his beloved Navajo people for over 50 yrs. and shared his strong love and respect for our reservation land and its resources to help its people. For the few that say coal is not good, they only think of the past and what they lost. Coal helps our future, our miners put their children through college, their children are the future. I hear comments from non Navajos about the Navajo Nation's rich environment and we should be proud of what we have. So lets stay proud and keep what we accomplished don't throw away billions of dollars.

Additional comments: To demolish the Kayenta Mine facilities will be a big mistake, financial loss and waste. Restoring the land back. For what reason?

The facilities on Black Mesa should remain for use for the NN's tribal offices, community offices, public safety offices, training facilities.

22181 Resort Boulevard, Exit 219 I-40 Flagstaff, Arizona 86004
TwinArrows.com • 855.946.8946

NAVAJO  GAMING
An Enterprise of the Navajo Nation



Date: 3-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IIYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Walvers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Amos Whitehair

Position: mine electrician

Address: P.O. Box 628
Montezuma Creek UT

Signature: Amos Whitehair

Date: March 11, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I am supporting Kayenta-mine and

NGS because coal mining are supporting Navajo Nation

Hopi tribes, ^{also} I am supporting my family by employee

since I started working in 1985, and many more to talk about,
thank you.

Name: Raythaniel Begay

Position: Truck driver.

Address: P.O. Box 1958

Kayenta AZ 86033

Phone NO. 928 429-4356

Signature: Raythaniel Begay

Date: _____

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I Support the NRS #

K-mine Continue Operating

Name: _____

Position: Power Operator

Address: P.O. Box 1971
Kayenta AZ 86023

Signature: Max Cordone

Re: No on 0044-19

Vincent Yazzie <vinceyazzie@yahoo.com>

Tue 3/12/2019 3:19 PM

To: comments <comments@navajo-nsn.gov>;

Cc: Ed Becenti <rezztone@yahoo.com>; Percy Deal <deal.percy@gmail.com>;

3 attachments

100_7772.JPG; 100_7773.JPG; 100_7774.JPG;

March 12, 2019

Vincent H. Yazzie
10080 Palomino Road
Flagstaff, AZ 86004

Vincent
Yazzie

e-mail: vinceyazzie@yahoo.com

(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Peabody promised in 1970 that if local water was damaged they would replace the water. Land must be reclaimed to a similar natural State. Many burials sites were plowed under and dead relatives stored in jars in far off lands as part of archeological research.

No on 0044-19.

Vincent H. Yazzie

attachements (3 of 3)

March 12, 2019

Vincent H. Yazzie
10080 Palomino Road
Flagstaff, AZ 86004

e-mail: vinceyazzie@yahoo.com

(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Peabody promised in 1970 that if local water was damaged they would replace the water. Land must be reclaimed to a similar natural State. Peabody was paying 25 cents/ton for the coal back then. Impervious Shale turned out to be leaky shale rocks.

No on 0044-19.

Vincent H. Yazzie

attachements (2

of 3)

On Tuesday, March 12, 2019, 2:05:19 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

Vincent H. Yazzie
10080 Palomino Road
Flagstaff, AZ 86004

e-mail: vinceyazzie@yahoo.com

(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Peabody promised in 1970 that if local water was damaged they would replace the water. Land must be reclaimed to a similar natural State.

No on 0044-19.

Vincent H. Yazzie

attachements (1 of 3)

On Tuesday, March 12, 2019, 12:12:28 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote.

March 12, 2019

Vincent H. Yazzie
10080 Palomino Road
Flagstaff, AZ 86004

e-mail: vinceyazzie@yahoo.com

(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Black Mesa Mine Report 1993.

Former Peabody Western President Howard Carson, " . . . In short, Black Mesa Mine continued to be an economical, extremely reliable and responsible supplier of high quality fuel for Southern California Edison in 1993. However, we're well aware that the electric utility industry is changing, rapidly and dramatically. So, we know we must continue to improve every aspect of our operation to support SCE's competitive ability."

Howard Carson says the deep wells of the N-Aquifer will not effect surface drinking water as both are seperated by an impervious layer of shale. Presently, the N-Aquifer is

3/13/2019

Re: No on 0044-19 - comments

damaged, and the impervious shale layers were breached. Surface drinking water is being effected by the deep wells of the N-Aquifer.

Black Mesa Mine is dead. No to 0044-19

Vincent H. Yazzie

attachments (2)

On Tuesday, March 12, 2019, 10:03:40 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

Vincent H. Yazzie
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Flagstaff, AZ 86004

e-mail: vinceyazzie@yahoo.com

(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Former Peabody Western President Howard Carson, " . . . In short, Kayenta Mine continued to be an economical, extremely reliable and responsible supplier of high quality fuel for Navajo Generating Station in 1993. However, we're well aware that the electric utility industry is changing, rapidly and dramatically. So, we know we must continue to improve every aspect of our operation to support NGS's competitive ability."

Kayenta Mine has become uneconomical. NGS is no longer competitive. No to 0044-19

Vincent H. Yazzie

attachments (2)

On Tuesday, March 12, 2019, 3:06:24 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote.

March 12, 2019

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Subject: No on 0044-19

Electricity and jobs were promised to the people of Black Mesa. No to 0044-19

Vincent H. Yazzie

attachments (2

of 2)

On Tuesday, March 12, 2019, 3:00:52 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Subject: No on 0044-19

Electricity and jobs were promised to the people of Black Mesa. No to 0044-19

Vincent H. Yazzie

attachments (1
of 2)

On Tuesday, March 12, 2019, 2:22:32 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

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Subject: No on 0044-19

Some miners at the Townhall meetings mentioned that some miners are on oxygen. Attached is safety literature from Peabody from the 1990s. Safety from dust was overlooked by Peabody. No to 0044-19

Vincent H. Yazzie

attachments (2 of 2)

On Tuesday, March 12, 2019, 2:21:20 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Subject: No on 0044-19

Some miners at the Townhall meetings mentioned that some miners are on oxygen. Attached is safety literature from Peabody from the 1990s. Safety from dust was overlooked by Peabody. No to 0044-19

Vincent H. Yazzie

attachments (1 of 2)

On Monday, March 11, 2019, 3:15:06 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 11, 2019

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Window Rock, AZ 86515

Subject: No on 0044-19

SRP issued a Press Release that NGS will decommission. NTEC painting a picture that NGS negotiations are still on going. Whos' lying? No to 0044-19

Vincent H. Yazzie

attachments

MARCH 4, 2019

CHANDLER, Ariz. – Navajo Transitional Energy Company officials outlined points to the Navajo Nation Council, on Saturday, March 2, that led to last week's stalled negotiations with Salt River Project for the acquisition of Navajo Generating Station.

Negotiations for Navajo Generating Station stalled last week due to SRP's insistence on a direct and unlimited guarantee from the Navajo Nation itself for any and all of the obligations and liabilities NTEC would assume under the acquisition. NTEC has made repeated attempts to offer alternate, and commercially reasonable assurances to SRP, including a significant bond amount. NTEC voiced opposition to SRP's demands and has publicly stated the Nation should not accept the demand for the unlimited guarantee and that the tribe created NTEC to protect the tribe's sovereignty.

The meeting lasted five hours as the NTEC board answered questions from the 18 Council delegates that attended the meeting. The purpose of the work session was to continue discussions regarding the status of NTEC's efforts to acquire Navajo Generating Station (NGS) and Kayenta Mine. NTEC's Management Committee presented to the Navajo Nation

Council. The seven-member Management Committee is comprised of Navajo professionals in various fields, including engineering, science, legal and business.

"NTEC believes all the points leading to stalled negotiations with SRP and NGS owners were explained and outlined diligently and tactfully by the board to the delegates that attended the meeting," said NTEC CEO Clark Moseley.

On Saturday, NTEC's Board informed the Council that talks with NGS majority owner Salt River project (SRP) had stalled because of SRP unreasonable demands such as having the Navajo Nation provide unlimited guarantees on the purchase of the power plant.

Some Council members stated that SRP has a monopoly in the desert southwest power grid and expressed the idea that the Navajo Nation soon could become its main competitor. Others voiced concern that SRP was protecting the 50,000-acre feet water currently assigned to SRP and that the utility would prefer to return the water rights over to the State of Arizona rather than the Navajo Nation.

Tim McLaughlin, NTEC board chair, began by stating that the Navajo leadership had requested that NTEC assess the feasibility and advisability of purchasing NGS and Kayenta. McLaughlin reported to the Council that NTEC had concluded that such an acquisition would be in the best interest of both the Navajo Nation and NTEC. He further explained that the Management Committee had directed the company to proceed with negotiations.

McLaughlin also took the opportunity to explain NTEC's corporate status and purpose as a wholly-owned tribal entity. NTEC was created under Navajo Law as a separate legal entity and was formed to manage and develop the Navajo Nations energy assets. The 22nd Navajo Nation council gave NTEC full authorization and authority to pursue energy acquisitions. Most importantly the Navajo Nation wanted an entity that could assist the tribe in taking back control of its natural resources. As Mr. McLaughlin stated, the proposed acquisition of NGS/Kayenta is precisely the type of opportunity NTEC was created to pursue.

During the session, a number of participants voiced their concern that SRP, as a regulated monopoly in the desert south west power grid, was intentionally trying to block any deal to prevent the entry of a significant competitor in the market. Others voiced concern that SRP was protecting the 50,000-acre feet water currently assigned to the NGS plant and that the utility would prefer to return the water rights over to the State of Arizona rather than the Navajo Nation

"We consistently reminded the Council the acquisition is too important to the Navajo people.

Aside from breaking up Navajo families because the main bread winners would have to leave the

Navajo Nation to look for jobs, closure of NGS would have a major economic impact to the Nation. Estimates over another 10-year period of operation for NGS will yield an estimated economic impact of \$2.6 billion to Northern Arizona, the Navajo Nation, and the Hopi Tribe," Moseley said.

The meeting with the Navajo Nation Council ended with the Council proposing to have emergency legislation regarding to address several important issues: to support NTEC's proposition to acquire the assets and to inform SRP that the Navajo Nation would not agree to the demand for an unlimited guarantee from the Nation, and, to inform the Department of Interior that the Navajo Nation wishes to continue with acquiring both assets.

"We feel this vote is extremely important to the outcome of further negotiations. We are still open and optimistic that an agreement can be met between NTEC and the NGS owners and having the Navajo Council's support would help our prospects to continuing creating a strong tribal business entity that responsibly manages energy assets of the Navajo Nation. We still believe the acquisition would make the Nation stronger for the long term," Moseley said.

https://www.savenativeamericanfamilies.com/?fbclid=IwAR0mT8qlc_YKJoGwUFJj_9x9aBLGPx_ibQRJlwpU0_5HwfyQAu1r2tgAFIw

On Monday, March 11, 2019, 9:53:47 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 11, 2019

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Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Does NTEC know that NGS needs water and the State of AZ controls the water? If the State of AZ pulls the water, no water to drive the steam turbine to make electricity. No water no play. Like running a truck with no radiator fluid.

Vincent H. Yazzie

On Sunday, March 10, 2019, 10:47:50 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 10, 2019

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Executive Director
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Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

The Gila River Indian Community consider Navajo Generating Station (NGS) electricity and coal as uneconomical see attached file file0.114123761692223.pdf page 2 in the first paragraph ". . . Plaintiffs' coal operation by purchasing uneconomical electricity generated by Plaintiffs' coal."

New power plants are natural gas, combined-cycle and solar PV see attached New U.S. power plants expected to be mostly natural gas combined-cycle and Solar PV, March 8, 2019, Energy Information Agency

Use of the Permanent Trust Fund (PTF) requires that the question be referred to the Navajo People by Referendum. Waivers of Navajo Sovereignty requires 2/3 vote.

Line H in 44-19 says there is an agreement that limits the liability of the Navajo Nation with Salt River Project (SRP) which I believe does not exist.

The Four Corners Power Plant (FCPP) has lined pits for their ash pile, but there is no ash pit lining for NGS.

The Environmental Assessment (EA) for NGS and Kayenta Mine uses fish for mercury threshold levels, but the 1974 NGS EIS uses fish plankton or fish food for the mercury threshold level as fish need to eat.

SRP says coal is too expensive.

This Coal Plant Shutdown Shows We Can't Ignore Communities Left Behind

**This Coal Plant Shutdown Shows We Can't Ignore
Communities Left Behind**

LECHEE, Ariz. — A frosted sheet cake sits on a conference room
table, part of a goodbye ceremony that has become...

In case, Navajo Nation did not get the memo, see [srp_its_over.jpg](#)

Owners Move Forward with Decommissioning NGS

Owners Move Forward with Decommissioning NGS

Discussions have reached an impasse between the owners of NGS and NTEC.

SRP says its over NGS is to be decommissioned.

NTEC needs to stop wasting our time. NGS is going away.

Need to focus on other things.

No to 0044-19

Vincent H. Yazzie

OR IMMEDIATE RELEASE



Scott Harelson, SRP, (602) 236-2500

@ScottHarelson

February 28, 2019

Owners Move Forward with Decommissioning NGS

Since the non-federal owners made the difficult decision in February 2017 that they would no longer own and operate Navajo Generating Station (NGS) after its lease ends later this year on Dec. 22, the plant's owners have granted several extensions and taken other steps to enable any interested entity to evaluate and potentially continue operation of NGS upon receipt of all necessary approvals.

Most recently, the owners in October began discussions with Navajo Transitional Energy Company (NTEC) at the request of the Navajo Nation and supported NTEC's pursuit of a possible asset transfer by making available information related to NGS and by providing access to the plant.

While the owners have been willing to explore avenues for NTEC to assume ownership of NGS, NTEC is not able to provide the required assurances to protect the plant's owners, their customers and shareholders in the event of a sale. Because of the time challenges to meet their decommissioning obligations, the owners will continue to move forward with plans to decommission NGS later this year.

The NGS owners will continue to fulfill their commitments to the Navajo Nation and the NGS employees as they prepare to cease operations of the plant. Operations at NGS continue to be conducted in a safe manner for employees and investments continue to be made to complete decommissioning of the plant within the current agreed-upon timelines with the Navajo Nation.

The utility owners of NGS include Salt River Project, Arizona Public Service Co., Tucson Electric Power Co., and NV Energy.

U.S. Energy Information Administration - EIA - Independent Statistics and Analysis

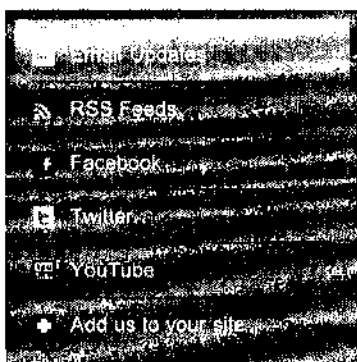
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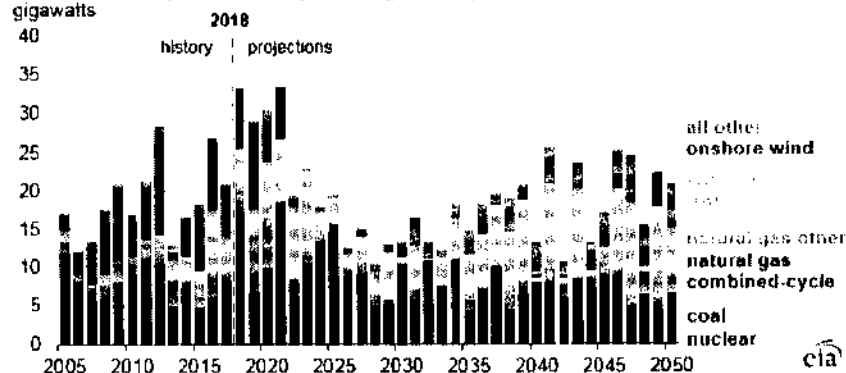
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MARCH 8, 2019

New U.S. power plants expected to be mostly natural gas combined-cycle and solar PV

Annual electricity utility-scale generating capacity additions (AEO2019 Reference case)
gigawatts



Source: U.S. Energy Information Administration, *Annual Energy Outlook 2019*

EIA's long-term projections show that most of the electricity generating capacity additions installed in the United States through 2050 will be natural gas combined-cycle and solar photovoltaic (PV). Onshore wind looks to be competitive in only a few regions before the legislated phase-out of the production tax credit (PTC), but it becomes competitive later in the projection period as demand increases and the cost for installing wind turbines continues to decline.

For EIA's *Annual Energy Outlook 2019* (AEO2019), EIA calculates two measures that, when used together, provide an intuitive framework for understanding the capacity expansion decisions modeled for utility-scale power plants—those with a capacity rating of 1 megawatt (MW) or greater.

The **levelized cost of electricity (LCOE)** represents the cost to build and operate a power plant, converted to a level stream of payments over the plant's assumed financial lifetime. Installed capital costs include construction costs and financing costs. Operating costs include fuel costs (for power plants that consume fuel) and expected maintenance costs. LCOEs may also include other applicable tax credits or subsidies.

The **levelized avoided cost of electricity (LACE)** accounts for the differences in the grid services each generating technology is providing (a power plant's value) to the grid. For example, natural gas combined-cycle plants and coal plants provide dispatchable baseload services to the grid and thus have similar LACE values, even if their LCOE values differ. A generator's avoided cost provides a proxy for the potential revenues from sales of electricity generated. As with LCOE, these revenues are converted to a level stream of payments over the plant's assumed financial lifetime.

The ratio of these two measures serves as a value-to-cost ratio. Power plants are considered economically attractive when their projected LACE exceeds their projected LCOE, meaning their value-cost ratio exceeds one.

The relative costs and values of several technology options are calculated for each of the 22 electricity regions in the modeling system used to inform EIA's *Annual Energy Outlook*. Calculations start in 2021 because that is the first feasible year that all three technologies are available to come online in the model, given the assumed construction lead-time and licensing requirements.

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2015

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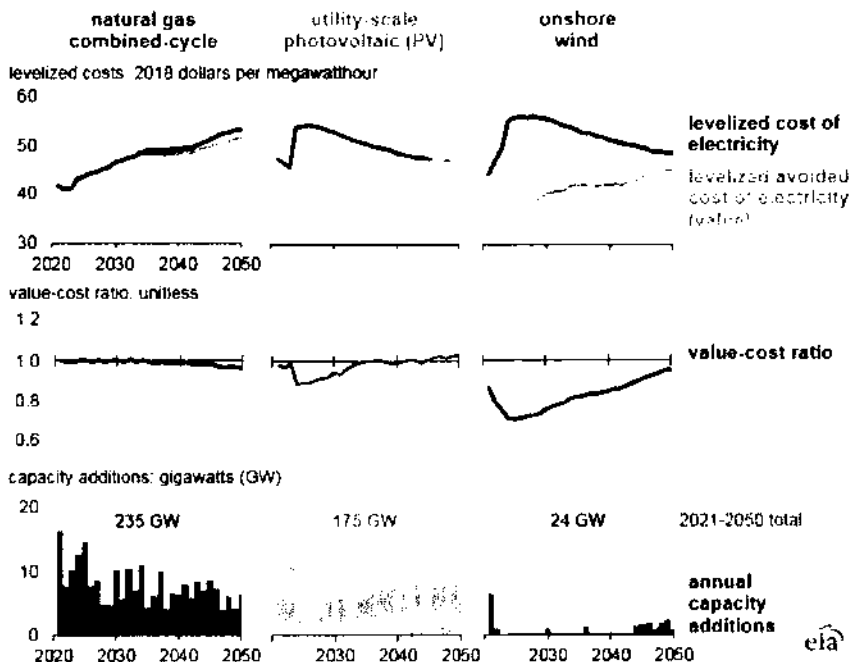
2014

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2013

- December

Levelized costs of electricity, levelized avoided costs, and capacity additions (2021-2050) Annual Energy Outlook 2019 Reference case



Source: U.S. Energy Information Administration, *Annual Energy Outlook 2019* and *Levelized Cost and Levelized Avoided Cost of New Generation Resources in the Annual Energy Outlook 2019*.

Because both LCOE and LACE are levelized over the lifetime of the plant, these values change over time. Natural gas combined-cycle units' LCOEs increases gradually as natural gas prices rise. Utility-scale solar photovoltaic (PV) and onshore wind's LCOEs initially increase as a result of the loss of the tax credits but then decrease because of the continued decline in installed costs. Wind's LCOE may also increase as the best wind resource sites are built out and new projects must be installed in areas that have either lower wind resources or less ease of access.

Natural gas combined-cycle units are considered, on average, the marginal source of electricity generation through 2050, meaning the cost of electricity generation from this technology is most often the basis of comparison for new power plants. As natural gas prices increase, the marginal source becomes more expensive to operate, and the value to the grid of avoiding this cost by building new capacity increases, as seen in the general upward trend in LACE for natural gas combined-cycle and onshore wind.

Conversely, solar PV's LACE is generally flat to declining during the projection period. As solar penetration in the grid increases, solar capacity saturates during the midday hours, causing the value of electricity delivered in those hours to decrease.

In the AEO2019 Reference case, natural gas combined-cycle's value-cost ratio is closest to 1.0 throughout the projection, indicating that its value just covers its costs. Natural gas combined-cycle units account for the largest share of new power plants (43% of the utility-scale total from 2021 through 2050). Solar PV's value-cost ratio is slightly less than 1.0, indicating that, on average, its value does not cover its costs, but capacity is still added. In some cases, these solar PV additions may be uneconomic, but they still occur to satisfy the renewable portfolio standard (RPS) requirements in 29 states and the District of Columbia.

Onshore wind's value-cost ratio remains lower than 1.0 throughout the projection period and lower than solar PV. Consequently, little onshore wind is installed in the Reference case, except in the near term when wind capacity is built to take advantage of the available PTC.

More information about LCOE, LACE, and economic competitiveness of electricity generating technologies is available in EIA's *Levelized Cost and Levelized Avoided Cost of New Generation Resources in the Annual Energy Outlook 2019* report.

Principal contributor: Manussawee Sukunta

Tags: generation, electricity, natural gas, power plants, solar

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10 *Community*

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

The Hopi Tribe, *et al.*,

Plaintiffs,

v.

Central Arizona Water Conservation District,

Defendant.

No. 2:18-cv-01337-SPL

**GILA RIVER INDIAN
COMMUNITY'S REPLY
IN SUPPORT OF
MOTION TO DISMISS**

The Gila River Indian Community ("Community") hereby files this reply in support of its motion to dismiss the complaint. As shown below, the Colorado River Basin Project Act, Pub. L. 90-537, 43 U.S.C. §§ 1501-1556 ("Basin Project Act" or "Act"), authorized the Secretary of the Interior ("Secretary") to purchase capacity at a thermal generating power plant. That grant of authority, exercised by the Secretary 50 years ago to purchase capacity at the Navajo Generating Station ("NGS"), does not now require that the Central Arizona Water Conservation District ("CAWCD") and Central Arizona Project ("CAP") water users continue to buy power from NGS at above-market rates as an indirect subsidy for Plaintiffs' coal mine. Further, Plaintiffs have no right to equitable relief against CAWCD under the Basin Project Act and have no Article III standing to raise their baseless claim.

ARGUMENT

I. THE COMPLAINT FAILS TO STATE ANY COGNIZABLE CLAIM AGAINST CAWCD FOR VIOLATION OF THE BASIN PROJECT ACT

The complaint must be dismissed because CAWCD and CAP water users are not required by federal law to subsidize Plaintiffs' coal operations by purchasing uneconomical electricity generated by Plaintiffs' coal. Neither Section 303 of the Basin Project Act, 43 U.S.C. § 1523, nor the 1969 Plan submitted by the Secretary that outlined his plans to invest in NGS, requires CAWCD to purchase power from NGS. And Plaintiffs have no right under the Act to seek equitable relief against a water district such as CAWCD for an alleged violation.

A. CAWCD has no statutory duty to contract for or buy NGS power.

1. Plaintiffs attempt to conflate Congress's authorization for the Secretary to purchase the right to capacity with an indefinite mandate requiring CAP to buy that power.

In responding to the motions to dismiss, Plaintiffs rely on statutory provisions in the Basin Project Act that authorize the Secretary to obtain the right to capacity at a power plant so it is available to CAP for purchase. Ignoring the plain meaning of the statutory text, they attempt to graft onto the statute an imagined obligation on the part of CAWCD to contract for and buy that power indefinitely. Congress authorized the Secretary to provide the Central Arizona Project with a source of affordable power by purchasing the right to capacity at a power plant. That does not equate to a mandate providing coal miners, an Indian tribe, and a coal company a federal statutory guarantee that the Central Arizona Project must continue to buy power from NGS 50 years later, instead of from more affordable sources. Making NGS power available to CAP has historically served the statutory purpose of affordable water distribution, a purpose Plaintiffs implicitly acknowledge. *See* Pls.' Resp. Br., Doc. 41, at 31 n.7 ("Br.") ("NGS has provided over the

1 long term the lowest cost power for CAP.”). Requiring continued purchase of such power
2 despite its becoming uneconomical would contravene that statutory purpose.

3 Plaintiffs’ arguments are contrary to the plain language of the Basin Project Act.
4 Subsection 1523(b) is an *authorization* for the Secretary to acquire “the *right* to” whatever
5 portion of the capacity of power plants that “he determines is required in connection with”
6 operating CAP. In this provision, Congress authorized the Secretary to enter into
7 agreements to acquire the right to power-plant capacity for purposes of supplying CAP
8 with as much power as it might need: “the Secretary may enter into agreements with non-
9 Federal interests proposing to construct thermal generating powerplants whereby the
10 United States shall acquire the right to such portions of their capacity. . . as he determines
11 is required in connection with the operation of the Central Arizona Project.” 43 U.S.C. §
12 1523(b). Congress authorized the Secretary to use appropriated funds for the purchase of
13 an entitlement to capacity at NGS for the specific purpose of securing an affordable source
14 of power for CAP. This gave CAWCD the right to contract for and buy power out of the
15 United States’ entitlement to 24.3% of NGS capacity.

16 That does not mean that Congress mandated the use of that “right” in any particular
17 quantity or for any particular time period. There is no statutory mandate that CAP must
18 continue to exercise the right to that portion of capacity beyond the useful life of NGS, or
19 seek to artificially prolong the life of NGS rather than obtain power from some other
20 source. If Congress had intended such a mandate as a guarantee to coal producers, it would
21 have said so. That it did not is not surprising, because acquiring a right to power-plant
22 capacity was a means to an end: powering CAP in the most economical manner. Congress
23 required the Secretary to provide for a source of power for CAP in the 1969 Plan. But
24 Congress did not prejudge, predetermine, or mandate the useful life of that power supply.

25 Indeed, the 1969 Plan itself is focused solely on obtaining the most affordable
26 available power. As the plan makes clear, purchasing the right to capacity at NGS made
27 available a lower-cost source of power than would otherwise have been available to CAP.
28

1 The 1969 Plan summarizes the efforts the Secretary made to arrive at “[t]he most feasible
2 plan to supply the power requirements of the Central Arizona Project.” Doc. 41-1 at 7.
3 The Secretary evaluated what the lowest-cost source of available power would be, and
4 considered the possibility of “direct purchase” from existing suppliers. *Id.* at 6. Several
5 potential suppliers could not supply the needed power. *See id.* at 7. Three potential
6 suppliers offered to sell the power at prices of \$55.65 per kilowattyear, \$46-\$57 per
7 kilowattyear, and \$54 per kilowattyear respectively. *See id.* “By comparison the cost to
8 the United States by the purchase of entitlement to power is approximately \$27 per
9 kilowattyear.” *Id.* It was only after making that cost comparison that the Secretary
10 exercised his authority to use appropriations under the Act to purchase the entitlement to
11 power at NGS, effectively creating a captive supplier of power that could undercut open-
12 market options. It would be inconsistent with the logic of the 1969 Plan, nearly 50 years
13 later and in drastically different market conditions, to require purchase of NGS power at
14 above-market prices.

15 Although Plaintiffs purport to rely on the 1969 Plan, they ignore its focus on finding
16 the lowest cost power. And they point to no congressional ratification of the 1969 Plan that
17 would transform it into the mandate to buy NGS power that they seek. Indeed, in
18 submitting the 1969 Plan, the Secretary did not seek, and did not need to seek, further
19 congressional approval. Rather, the Secretary stated, “I am proceeding pursuant to Section
20 303(b) to execute the necessary agreements and contracts to implement the recommended
21 plan.” *Id.* at 8. Contrary to Plaintiffs’ arguments, that does not detract from the statutory
22 requirement that the Secretary submit the plan to Congress for it to become operative. The
23 plan was subject to further approval only if it recommended something outside the
24 authority already granted in subsection 1523(b), which it did not. *See* 42 U.S.C. § 1523(c)
25 (“Except as authorized by subsection (b) of this section, such plan shall not become
26 effective until approved by the Congress.”). Thus, the language requiring congressional
27 approval of any plan outside § 1523(b) is contingent, not surplus.

1 Nor is there support for a mandated subsidy of NGS or coal production in any of the
2 other authorities relied on by Plaintiffs. The Hoover Power Plant Act of 1984, Pub. L. 98-
3 381, merely provides for the marketing of any NGS power not sold to CAP. *Id.* § 107(a).
4 That Congress required the Secretary to sell power not used by CAP is unremarkable and
5 irrelevant. Congress did not thereby mandate that CAWCD buy NGS power for any period
6 at any price. The Navajo Power Marketing Plan likewise merely recognizes that the
7 Secretary must make the United States' NGS power available to CAP for purchase. That
8 the Secretary must do so, and that he may sell to others only what CAP does not use, is
9 consistent with Congress's evident purpose to ensure that CAP can buy from NGS what it
10 needs for its operations. It does not mean that CAP is *required* to contract for and buy such
11 power no matter the cost. The Basin Project Act and other reclamation acts are not acts to
12 keep coal-fired power plants in operation indefinitely at any cost. They are acts that
13 provide for delivery of water in arid climates through the most practicable, economical
14 means.

15 The letters Plaintiffs cite to attempt to support their arguments instead reinforce the
16 point that CAWCD's purchase of NGS power is a matter of choice, based on feasibility
17 considerations. In a letter dated November 6, 2017, the Acting Assistant Secretary for
18 Water and Science asked CAWCD to "seriously and fully *consider* NGS as being its
19 primary source of baseload power for the CAP." Doc. 41-3 at 3 (emphasis added). Thus,
20 "[t]he Department... stands ready to continue our efforts to find manners in which to
21 continue NGS operations post-2019 and *encourages* CAWCD to be a part of this effort."
22 *Id.* (emphasis added). If CAWCD had no choice but to purchase its power from NGS, there
23 would be nothing to consider. Indeed, in a letter dated June 1, 2018, the Assistant Secretary
24 for Water and Science provided an analysis of the Basin Project Act and characterized it as
25 "the applicable governing authority," but pointed to nothing in the Act requiring the
26 purchase of NGS power if it is uneconomical. Rather, the Act "must be *addressed* in any
27 decision relating to future sources of Project power. With the 1968 Act in mind, *the*
28

1 *Department expects to consider several options going forward, including the feasibility of*
 2 *continued use of NGS-provided power.” Doc. 23-4 at 3 (emphasis added). “Feasibility” is*
 3 *the touchstone; there is no mandate. Far from asserting or acceding to any statutory*
 4 *mandate for the purchase of NGS power, the Assistant Secretary only “look[ed] forward to*
 5 *a constructive dialogue regarding the most appropriate path forward.” Id. (emphasis*
 6 *added).*

7 **2. Plaintiffs misread the Arizona Water Settlements Act, a statute that**
 8 **reinforces the Basin Project Act’s purpose to provide affordable**
 9 **water delivery.**

10 The Community showed in its motion to dismiss that the Basin Project Plan and the
 11 Arizona Water Settlements Act of 2004, Pub. L. 108-451, 118 Stat. 3478, 43 U.S.C. § 1501
 12 note (2004) (“AWSA”), must be read in harmony, and that in particular both provide for
 13 affordable delivery of CAP water to the Community. Doc. 27 at 8-10. The Basin Project
 14 Act authorized the Secretary to obtain capacity as a means of lowering delivery costs. The
 15 AWSA provides structural subsidies and other mechanisms to lower the cost of delivering
 16 CAP water to the Community so as to make such water an adequate substitute for the on-
 17 reservation water the rights to which the United States as trustee agreed to relinquish in the
 18 Community’s water settlement. Rather than acknowledge these points and address the
 19 Community’s argument about AWSA head-on, Plaintiffs mischaracterize it as an argument
 20 “that Congress *amended* the 1969 Plan’s requirement respecting NGS when Congress
 21 enacted the AWSA.” Br. at 26 (emphasis added). There was no such requirement in the
 22 1969 Plan, and so the Community has never argued that AWSA amended it.

23 Plaintiffs argue that because Congress specified that certain non-CAP works be
 24 powered with “the least expensive source of power available,” this means Congress did not
 25 care about the cost of power for CAP. Br. at 31. But the provision they cite, AWSA §
 26 203(d)(1)(B), contradicts their argument. It requires the Secretary to “provide electric
 27 power for San Carlos Irrigation Project wells and irrigation pumps at the Secretary’s direct
 28

1 cost of transmission, distribution, and administration, using the least expensive source of
 2 power available.” *Id.* Plaintiffs miss that the San Carlos Irrigation Project (“SCIP”) is
 3 responsible for delivering to the Community’s Reservation a large proportion of the water
 4 to which it is entitled under the AWSA, water from the Gila River and the San Carlos
 5 Reservoir. *See In re General Adjudication of All Rights to Use Water in the Gila River*
 6 *System and Source*, 224 P.3d 178, 187 (Ariz. 2010) (en banc). Congress had previously
 7 taken steps in the Basin Project Act to facilitate lowest-cost delivery of CAP water to the
 8 Community, as the Plaintiffs acknowledge. *See Br.* at 31 n.7 (“NGS has provided over the
 9 long term the lowest cost power for CAP.”). It is nonsensical to view Congress’s explicit
 10 guarantee of low-cost delivery for another component of the Community’s entitlement,
 11 SCIP water, as any indication that Congress disclaimed such concern for the cost of
 12 delivery for CAP water. Rather, this provision of the AWSA for non-CAP water
 13 complements and reinforces Congress’s concern for keeping the costs of delivery for CAP
 14 water affordable, which is evident in the Basin Project Act and structurally reinforced in
 15 AWSA by the subsidies given to the Community for fixed operation and maintenance
 16 charges for delivery of Community CAP Water. *See AWSA* §§ 205(a)(6), 205(a)(7),
 17 205(a)(8), 205(e), 208. Plaintiffs’ arguments to the contrary defy logic.

18 **B. Under *Long v. Salt River Valley Water Users’ Ass’n*, Plaintiffs cannot**
 19 **bring a private equitable claim to enforce the Basin Power Act against**
 20 **CAWCD.**

21 In response to the motion to dismiss their complaint to enforce the Basin Project
 22 Act, Plaintiffs concede that “Congress did not create a remedy to enforce the Basin Project
 23 Act against the States or their subdivisions” such as CAWCD. *Br.* at 26. Indeed, as *Long*
 24 *v. Salt River Valley Water Users’ Ass’n*, 820 F.2d 284, 288 (9th Cir. 1987), squarely held,
 25 there is no private right of action under the Basin Project Act, so Plaintiffs’ suit here against
 26 CAWCD cannot proceed. In an attempt to rescue the complaint, Plaintiffs disclaim any
 27 attempt to sue directly under the Basin Project Act: “Plaintiffs do not purport to assert a
 28

1 claim under the Basin Project Act.” Br. at 24. Instead they characterize it as an equitable
2 action raising a judge-made claim to enjoin future violations of federal law—the Basin
3 Project Act—by a “state actor” (CAWCD).

4 As shown above, the Basin Project Act does not impose any duties on CAWCD, and
5 therefore Plaintiffs have not pleaded any violation of the Act that can be enjoined. But
6 even if federal law imposed a duty on the Secretary to require CAWCD to buy power from
7 NGS as long as it remains open, *Long* still precludes the Plaintiffs from enforcing the Basin
8 Project Act by any means other than an APA claim against the Secretary.

9 In *Long*, acknowledging the possibility of injunctive relief against the Secretary
10 under the APA, the Ninth Circuit specifically noted that “to say that [plaintiff] may have a
11 right of action under the APA to compel *the Secretary’s* compliance with reclamation law
12 does not mean that reclamation law provides a right of action against *parties other than the*
13 *Secretary.*” *Long*, 820 F.2d at 287 n.5 (citing *Legal Aid Soc’y v. Brennan*, 608 F.2d 1319,
14 1332 (9th Cir. 1979)) (emphasis added). Plaintiffs have not invoked the APA here; the
15 complaint makes no mention of it and the Plaintiffs have chosen not to sue the Secretary.

16 Contrary to Plaintiffs’ arguments, *Armstrong v. Exceptional Child Ctr., Inc.*, 135 S.
17 Ct. 1378 (2015), does not support their position; it refutes it. *Armstrong* held that “[t]he
18 power of federal courts of equity to enjoin unlawful executive action is subject to express
19 and implied statutory limitations,” and that a plaintiff “cannot, by invoking [a federal
20 court’s] equitable powers, circumvent Congress’s exclusion of private enforcement” of a
21 federal statute. *Id.* at 1385. *Armstrong’s* analysis echoes and reinforces the Ninth Circuit’s
22 conclusion in *Long*. The Supreme Court cited two reasons the statute at issue precluded
23 claims for equitable relief by private parties. First, the statute already provided a specific
24 remedy for its violation, and the “express provision of one method of enforcing a
25 substantive rule suggests that Congress intended to preclude others.” *Id.* Second, the
26 statute conferred discretion on the federal official in question to administer the statute. *Id.*
27 Years earlier, *Long* applied this same analysis and likewise held that Congress excluded
28

1 private enforcement of the reclamation acts. On the first point, *Long* held that Congress's
 2 creation of a right for states to sue the Secretary directly in the Supreme Court under the
 3 reclamation statutes "suggests its intent not to provide [another] remedy." *Long*, 820 F.2d
 4 at 288. On the second point, the Ninth Circuit cautioned that "private suits against parties
 5 other than the Secretary" to enforce the Act "could very well undermine the discretion the
 6 Secretary enjoys in distributing water under the reclamation statute." *Id.* It would violate
 7 *Armstrong* and *Long* to allow a private party to sue CAWCD in equity to impose duties
 8 under the Basin Project Act.

9 The complaint alleges that any purported duty of CAWCD to buy power from NGS
 10 is derivative of the Secretary's duties under the Basin Project Act. See Complaint ¶ 2.
 11 Plaintiffs allege that CAWCD has agreed contractually "to operate and maintain" CAP and
 12 that "[c]onsistent with its principal's obligation under federal law to obtain CAP's power
 13 requirements from NGS," CAWCD is required to do so as well. *Id.* Plaintiffs cannot
 14 enforce the Secretary's alleged duties, and end run seeking whatever relief might be
 15 available under the APA, by suing a water district instead. There is no private cause of
 16 action here, equitable or otherwise, against CAWCD to enforce the Basin Project Act.

17 **II. PLAINTIFFS FAIL TO SHOW THEY HAVE STANDING**

18 The Plaintiffs have failed to meet their burden, as the parties invoking federal
 19 jurisdiction, to "clearly ... allege facts demonstrating" that they "have (1) suffered an injury
 20 in fact, (2) that is fairly traceable to the challenged conduct of the defendant, and (3) that
 21 is likely to be redressed by a favorable judicial decision." *Spokeo, Inc. v. Robins*, 136 S.Ct.
 22 1540, 1547 (2016) (alteration original) (citations omitted). "It is the responsibility of the
 23 complainant clearly to allege facts demonstrating that he is a *proper party* to invoke judicial
 24 resolution of the dispute and the exercise of the court's remedial powers." *Warth v. Seldin*,
 25 422 U.S. 490, 518 (1975) (emphasis added). The Plaintiffs are not the proper parties to
 26 bring the claim they assert.

1 Plaintiffs ignore that “[s]tanding, unlike other jurisdictional doctrines, ‘focuses on
2 the party seeking to get his complaint before a federal court and not on the issues he wishes
3 to have adjudicated.’” *Pritkin v. Department of Energy*, 254 F.3d 791, 796 (9th Cir. 2001)
4 (quoting *Simon v. Eastern Ky. Welfare Rights Org.*, 426 U.S. 26, 38 (1976)). “To establish
5 injury in fact, a plaintiff must show that he or she suffered ‘an invasion of a legally
6 protected interest’ that is ‘concrete and particularized’ and ‘actual or imminent, not
7 conjectural or hypothetical.’” *Spokeo*, 136 S.Ct. at 1548 (quoting *Lujan v. Defenders of*
8 *Wildlife*, 504 U.S. 555, 560 (1992)). Here the Plaintiffs assert an injury to an “on-going
9 sale process” (Br. at 17) *in which they are neither buying nor selling*. Even assuming that
10 some absent party could sue for such an injury, the Plaintiffs cannot.

11 Plaintiffs’ reliance on *Bryant v. Yellen*, 447 U.S. 352 (1980), ignores the distinction
12 between participants in a sale process who have standing and third parties who do not,
13 evident in the lower court decisions in *Bryant*. In *Bryant* the district court held that certain
14 lands were not subject to irrigation restrictions asserted by the United States under the
15 Boulder Canyon Project Act, 43 U.S.C. §§ 617-617v—a victory for landowners which
16 improved the value of their lands. The United States did not appeal, but the Ninth Circuit
17 held that parties who sought to purchase the lands at a discount if the restriction were
18 applied could intervene and appeal. *U.S. v. Imperial Irrigation Dist.*, 559 F.2d 509, 521-
19 22 (9th Cir. 1977) (affirmed in part, vacated in part). The Ninth Circuit compared the case
20 to *Bowker v. Morton*, 541 F.2d 1347 (9th Cir. 1976), where “a group of small family farmers
21 in one area of California” lacked standing “to compel the government to apply” the same
22 statutory limitation “to an irrigation project in another area of California.” *Id.* at 517 (citing
23 *Bowker*, 541 F.2d at 1349). The Ninth Circuit distinguished *Bowker* because there “the
24 plaintiffs sought only to force landowners in another area to sell their land at prices
25 determined by the application of [reclamation laws]. They did not desire to purchase this
26 land, even if the price were to be reduced, and those plaintiffs were therefore not injured
27 by higher land prices.” *Id.* at 522. The Supreme Court briefly considered the standing
28

1 issue on appeal and affirmed the Ninth Circuit's standing analysis because the price of the
2 lands respondents *wished to purchase* would be affected by the outcome of the case.
3 *Bryant*, 447 U.S. at 368.

4 Under the Ninth Circuit's analysis in *Bryant*, Plaintiffs lack standing. Plaintiffs
5 allege that CAWCD's power-purchasing decisions "have harmed the on-going sale
6 process" of NGS. Br. at 17. But Plaintiffs allege no ownership interest in NGS, nor any
7 interest or ability to purchase NGS. Thus, their claims fall outside the scope of *Bryant*,
8 where the Court affirmed the Ninth Circuit's analysis that the intervenors had standing
9 precisely because they sought to purchase the land at issue in the case.

10 Similarly, in *Clinton v. City of New York*, 524 U.S. 417 (1998), the Supreme Court
11 held that an effect on a sale process could constitute injury-in-fact to participants. There,
12 a farm cooperative "was formed ... to assist Idaho potato farmers in marketing ... and
13 stabilizing prices, in part through a strategy of acquiring potato processing facilities," to
14 take advantage of an anticipated amendment to the capital gains tax that would favor such
15 acquisitions. *Id.* at 426. The farm cooperative "was engaged in negotiations with the owner
16 of an Idaho potato processor that would have qualified for the tax benefit" but these
17 negotiations ended when President Clinton used the Line-Item Veto Act to cancel that
18 portion of the legislation. *Id.* The Supreme Court held that the farm cooperative had
19 standing and noted "three critical facts": (1) the legislation had the "specific purpose" of
20 benefiting "a defined category of potential purchasers of a defined category of assets"; (2)
21 the canceled benefit was one of only two tax benefits singled out for cancellation; and (3)
22 "the [farm cooperative] was organized for the very purpose of acquiring processing
23 facilities, it had concrete plans to utilize the benefits of § 968, and it was engaged in
24 ongoing negotiations" *Id.* at 432.

25 Plaintiffs here share none of these characteristics. Congress enacted the Basin
26 Project Act "to provide federal financing, construction, and operation of water storage and
27 distribution projects throughout the United States," not to confer any benefit on the
28

1 Plaintiffs or the Kayenta Mine. *Smith v. Central Ariz. Water Cons. Dist.*, 418 F.3d 1028,
2 1030 (9th Cir. 2005). Moreover, the Plaintiffs were not organized to participate in the
3 attempts to sell NGS, nor do they allege any direct interest in participating in the NGS sale
4 process. Rather, they ask this Court decide issues that could be presented, if at all, only by
5 a potential buyer or seller of NGS.

6 Nor does *CAWCD v. EPA*, 990 F.2d 1531 (1993), support Plaintiffs. In *CAWCD*,
7 standing rested on CAWCD's direct contractual obligations to pay the costs that the
8 litigation would impose. CAWCD had standing to challenge environmental regulations at
9 NGS as though it were an owner, "given their obligation to repay BOR's share of the costs
10 imposed by the Final Rule." *Id.* at 1538. In contrast, here, the Plaintiffs do not and cannot
11 allege that they would be contractually obligated to bear the cost of an NGS closure on
12 behalf of an owner. Rather, they would be only indirectly and incidentally affected as
13 suppliers of coal to NGS. If Plaintiffs were to have standing on the ground of indirect
14 economic effects, so too would all of "those entities that currently benefit directly and
15 indirectly from NGS, including Tribal Nations and millions of people and thousands of
16 businesses in the State of Arizona." Doc. 41-3 at 2.

17 Moreover, the distinctions between Plaintiffs' relationship to the potential sale of
18 NGS and CAWCD's contractual obligations in *CAWCD v. EPA* illustrate how Plaintiffs fail
19 to show causation and redressability here. In *CAWCD v. EPA*, the Ninth Circuit found that
20 the Final Rule was the direct cause of CAWCD's liability. "While CAWCD's contractual
21 obligations may provide the basis for its economic liability for the increased costs imposed
22 by the Final Rule, that hardly means that the Final Rule itself is not the direct cause of that
23 liability." *CAWCD v. EPA*, 990 F.2d at 1538. There, CAWCD had a legal relationship with
24 an owner of NGS which obligated it to bear the cost of compliance with the Final Rule at
25 issue in the case. Further, the Ninth Circuit found that CAWCD's "economic injury [was]
26 likely to be redressed by a favorable decision since elimination of the Final Rule would
27 necessarily eliminate the increased financial burden the rule causes." *Id.* Plaintiffs do not
28

1 and cannot allege such a causal link here between their interests and the relief sought;
 2 where Plaintiffs are not involved in the sale process, a harm to the “process” that is not an
 3 actual and proximate cause of NGS closure does not harm them. “[W]here the causal chain
 4 involves numerous third parties whose independent decisions collectively have a
 5 significant effect on plaintiffs’ injuries, ... the causal chain is too weak to support
 6 standing.” *Washington Environmental Council v. Bellon*, 732 F.3d 1131 (2013) (quoting
 7 *Native Vill. Of Kivalina v. ExxonMobil Corp.*, 696 F.3d 849, 867 (2012) (alterations
 8 original)). Indeed, Middle River, the potential buyer that Plaintiffs reference 20 times in
 9 their response, has backed out of negotiations to purchase NGS.¹

10 The Plaintiffs have not met their burden in pleading the “irreducible constitutional
 11 minimum” requirements for Article III standing. *See Lujan*, 504 U.S. at 560. Rather, they
 12 have alleged that CAWCD’s purchasing decisions cause injury to a sale process in which
 13 they claim no legal interest. Accordingly, Plaintiffs fail to establish this Court’s Article III
 14 jurisdiction to hear this case.

15 **III. THE COMPLAINT SHOULD BE DISMISSED FOR FAILURE TO JOIN A** 16 **REQUIRED PARTY UNDER FED. R. CIV. P. 19**

17 The Community showed in its motion to dismiss that the United States is required
 18 to be joined and cannot be joined here. Doc. 27 at 16-17. Plaintiffs do not squarely dispute
 19 that the United States is a required party. Plaintiffs argue instead that the Secretary of the
 20 Interior, the Secretary of Energy, the Navajo Nation, and “CAP Water Buying Tribes” are
 21 not required parties, Br. at 34-35. And even as to the Secretary of the Interior, the Plaintiffs’
 22 arguments are incorrect.

23 First, Defendants argue that the Secretary cannot be “required” under Rule
 24 19(a)(1)(B) unless he affirmatively claims an interest in the litigation. Br. at 33. But Rule
 25 19 requires only that the absent party “claim[] an interest *relating to the subject of the*

26
 27 ¹ See Sept. 20, 2018 Press Release, *available at* <https://www.srpnet.com/newsroom/releases/092018.aspx>.
 28

1 action,” not that it claim an interest in the litigation directly. *See* Fed. R. Civ. P. 19(a)(1)(B).
 2 Thus, in *EEOC v. Peabody Western Coal Co.*, 610 F.3d 1070, 1081-82 (9th Cir. 2010), the
 3 Ninth Circuit held that the Secretary of the Interior was a “required” party under Rule
 4 19(a)(1)(B) despite not claiming an interest in the litigation itself and not being a party to
 5 the leases at issue. *Accord, e.g., Shermoen v. United States*, 982 F.2d 1312, 1317 (9th Cir.
 6 1992) (“[T]he finding that a party is necessary to the action is predicated only on that party
 7 having a claim to an interest.”). In *Northrop Corp. v. McDonnell Douglas Corp.*, 705 F.2d
 8 1030 (9th Cir. 1983), cited by Plaintiffs, the Court itself analyzed the Government’s
 9 unasserted interest: “The Government ... has never asserted a formal interest in either the
 10 subject matter of this action *or* the action itself” so the Court “will take a closer look at the
 11 nature of the Government’s interest in this dispute.” *Id.* at 1044 (emphasis added). And
 12 “the United States has a concrete interest in the judicial interpretation of the statutes and
 13 agreements” that govern CAWCD acting as operating agent of the CAP. *Ak-Chin Indian*
 14 *Community v. CAWCD*, No. CV-17-00918-PHX-DGC, 2017 WL 3190783 at *4 (D. Ariz.
 15 July 27, 2017) (slip op.).

16 Plaintiffs also suggest that the Secretary is necessary only “in cases seeking to
 17 enforce contracts” to which the Secretary is a party. Br. at 35. In making this argument,
 18 Plaintiffs ignore the language of the only case they cite: “There is no precise formula for
 19 determining whether a particular nonparty should be joined under Rule 19(a) ... The
 20 determination is heavily influenced by the facts and circumstances of each case.” *Cachil*
 21 *Dehe Band of Wintun Indians of the Colusa Indian Cmty. v. California*, 547 F.3d 962 (9th
 22 Cir. 2008)² (quoting *Bakia v. County of Los Angeles*, 687 F.2d 299, 301 (9th Cir. 1982) (per
 23 curiam)). They also ignore the explicit contractual foundation for their own complaint
 24

25 ² Plaintiffs cite *Cachil Dehe Band of Wintun Indians of Colusa Indian Cmty. v.*
 26 *California*, 536 F.3d 1034 (9th Cir. 2008), but that opinion was amended and superseded
 27 on denial of rehearing in *Cachil Dehe Band of Wintun Indians of the Colusa Indian Cmty.*
 28 *v. California*, 547 F.3d 962 (9th Cir. 2008).

1 against CAWCD, which is based solely on CAWCD having contractually assumed the
2 Secretary's duties. *See* Doc. 1 ¶ 2.

3 Plaintiffs argue further that the Secretary is not necessary because CAWCD asserts
4 authority to make power purchasing decisions without the Secretary's consent. But the
5 scope of the purchasing authority claimed by CAWCD does not change the United States'
6 interests, or the fact that the allegations here are based on the Secretary's duties under the
7 Basin Project Act. *See id.*

8 Finally, Plaintiffs argue that the United States could be joined pursuant to the waiver
9 of sovereign immunity in the Administrative Procedure Act. Br. at 36. But the complaint
10 does not plead a claim under that Act and therefore the waiver of sovereign immunity there
11 does not apply. It is not feasible to join the United States here, and equity and good
12 conscience weigh in favor of dismissal to protect the United States' sovereign immunity.
13 *See* Fed. R. Civ. P. 19(b).

14 **CONCLUSION**

15 The complaint should be dismissed.

16 RESPECTFULLY SUBMITTED this 24th day of October 2018.

17 GILA RIVER INDIAN COMMUNITY

18 By s/ Thomas L. Murphy

19 Linus Everling

20 Thomas L. Murphy

21 **CERTIFICATE OF SERVICE**

22
23 On October 24, 2018, I transmitted this document for filing at the United States
24 District Court for the District of Arizona through its ECF system and for transmission to
25 counsel of record registered for electronic filing.

26 s/ Thomas L. Murphy

Re: No on 0044-19

Vincent Yazzie <vinceyazzie@yahoo.com>

Mon 3/11/2019 10:53 AM

to comments <comments@navajo-nsn.gov>;

cc Ed Becenti <rezztone@yahoo.com>; Percy Deal <deal.percy@gmail.com>;

March 11, 2019

Vincent H. Yazzie
10080 Palomino Road
Flagstaff, AZ 86004

e-mail: vinceyazzie@yahoo.com

(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Does NTEC know that NGS needs water and the State of AZ controls the water? If the State of AZ pulls the water, no water to drive the steam turbine to make electricity. No water no play. Like running a truck with no radiator fluid.

Vincent H. Yazzie

On Sunday, March 10, 2019, 10:47:50 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 10, 2019

Vincent H. Yazzie
10080 Palomino Road
Flagstaff, AZ 86004

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Executive Director
Office of Legislative Services
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are additional aquifers, and then there are older shale layers, several hundred feet thick, lying above the water-bearing formations from which Peabody draws its water.

Highest of these water-bearing formations is the Entrada, which begins at about 2,300 feet below the ground surface. Below that are the Navajo-Kayenta-Wingate formations, with the Navajo sandstone providing by far the largest supply of water. The Navajo formation is similar to a giant saucer which lies deep beneath Black Mesa at its center and which in some places rises and outcrops on the surface in the lower lands surrounding the mesa. The town wells of Kayenta, for example, draw from the Navajo sandstone where it comes to the surface on the plain north of the mesa.

The Navajo formation is recharged by rainwater from the north. This water migrates very slowly through the sandstone, and as it travels downward toward the center of the saucer-like formation, it builds up pressure which forces the water before it out to the south. Thus, the water travels south and southwest through the entire formation, rather than gathering at the low point in the middle.

Peabody has drilled five wells into the deep aquifers, to depths of 3,535, 3,559, 3,596, 3,636 and 3,737 feet. They were put down about two miles apart. The Indian leases prohibit Peabody from drawing water at levels less than 1,000 feet from the surface, but to make sure that surface water will not be affected, Peabody has sealed the well shafts with concrete down to the 2,000-foot level.

With the pipeline operating at full capacity, 3,200 acre feet per year would be required. With the loads now anticipated over the 35-year contract period, an average of 2,400 acre feet is expected to be drawn annually from the wells.

It is estimated that there are some 10,000,000 acre feet of water in the Navajo-Kayenta-Wingate formations. Even if the slurry operation requires 100,000 acre feet over a 35-year period, that would be only 1% of the estimated water in storage. Assuming that nature will recharge these water sources in some degree, it is likely that the net withdrawal will be even less.

Peabody has taken every precaution to safeguard the local water supply of the Navajos and Hopis. Nevertheless, the company must either provide the Indians with water in quantity and quality equal to that formerly available to them or obtain water for slurry operations from another source if the Secretary of the Interior finds at any time that the local supply is endangered. A monitoring program is now being established by the U.S. Geological Survey

at the request of the Bureau of Indian Affairs, to ensure compliance with this provision in the Indian leases. Peabody also will monitor its operations to guarantee this performance.

Peabody's wells thus far have proved beneficial to Indians living on Black Mesa. They take water free for personal use and for their stock from the company's deep wells instead of traveling to the more distant tribal wells on the mesa or to Kayenta, 35 miles away. When mining operations are completed, the five deep wells will be turned over to the tribes.

Preserving Black Mesa's History

Black Mesa was largely an archaeological mystery until Peabody's mining plans stimulated exploration of the area, beginning in 1968. Until then, the only scientific exploration had been conducted as a minor element of the 1936-37 Rainbow Bridge-Monument Valley expedition. The mesa has been considered a possible source of answers to many questions which have developed in the course of exploring the surrounding area. These questions concerned the Southwest's prehistoric period, which extends to the arrival of Spanish explorers and the beginning of recorded history in the area.

Under the terms of the Federal Antiquities Act of 1906, 10 public lands must be evaluated for their archaeological value before the surface can be disturbed. So Peabody secured the expert services of the Archaeological Survey at Arizona's Prescott College, directed by Dr. George J. Gumerman. The Survey is an integral part of the college's Center for Man and Environment and is charged with exploring the areas which are to be used and with preserving whatever data and artifacts might be discovered. The first Prescott College field survey was conducted in the summer of 1968, and there have been further surveys each year since then. Peabody has paid for the field work and for the reports which have been published as a result.

Prescott's archaeologists have reconnoitered the area by helicopter and by foot. They have located 138 sites, and 29 of them have been considered valuable enough to excavate. The ruins indicate an ancient Pueblo people lived on Black Mesa between 600 A.D. and 1200 A.D., probably a group known as the Kayenta Anasazi Indians. They apparently were farmers, living simple lives even for those times. They were found in small, scattered communities which consisted at the most of a few extended families.

The most distinctive artifacts found have been pieces of

...looking and heating
...pendants and similar jewelry also have been
...the excavations.
...the twelfth century, the Anasazi had
...Black Mesa in an apparently orderly departure.
...reasons are not yet clear, although it is possible that
...arid highland environment, with its short growing
...season, was finally regarded as too inhospitable.

The Center for Man and Environment is continuing its
work, a process called salvage archaeology. This
technique involves the salvage of all data and material of
scientific interest from an area that is to be altered by
some new activity such as mining. The support of the
company is helping to generate new knowledge from an
area that might not otherwise have been explored for many
years. And the work is being done before the prehistoric
sites on Black Mesa fall victim to the increasingly serious
archaeological hazard of vandalism.

Indian artifacts are carefully removed by
Prescott College specialists during
archaeological surveys of areas to be mined.



Peabody is scheduled to mine the land. They conduct their
reconnaissance, decide which sites merit excavation, then
excavate, photograph, measure and otherwise preserve
every detail of the site. All items of scientific value are
removed, then the land is released for mining. Along with
studies of Black Mesa's prehistoric people, the Prescott
archaeologists are examining manifestations of Navajo
life in recent centuries.

On a contemporary level, the National Science Foundation
is sponsoring a continuing study of present Navajo life on
Black Mesa which will monitor changes stimulated by the
new industrial activity there.

Parallel to its basic scientific function, the program has
developed considerable educational value as an
archaeological field school. Undergraduates have
received on-the-job training in field work which they
normally would not get until they entered graduate school.

New Environmental Advisory Council

Black Mesa is a part of the Colorado Plateau, an area rich
in resources which lies in parts of Arizona, New Mexico,
Utah and Colorado.

Orderly development of the resources of the Colorado
Plateau calls for the cooperation and good will of many
people and organizations. It is essential to have one central
place in which all of the scientific, engineering and
environmental material can be brought together and
coordinated. A forum for expressing ideas concerning the
entire area is equally important. Some guidance must also
be provided for additional studies and research projects
relevant to the proper development of the region.

The Museum of Northern Arizona, under the direction
of its Board of Trustees and director, Dr. Edward B.
Danson, has taken the initiative in creating such an
organization. It is called the Colorado Plateau
Environmental Advisory Council (CPEAC). Its
membership is open to any person interested in the
Colorado Plateau, and more specifically includes
representatives of institutions of higher education,
federal, state and local government, conservation groups,
business organizations, and those public and private
entities engaged in industrial development of the plateau.

The principals in the Navajo Project, the steam plant to be
constructed near Page, Arizona, adjacent to Lake Powell,
...studies

Peabody has also provided copies of its geologic and hydrologic studies, on which it has predicated its proposed groundwater development in Black Mesa. The company will continue to deposit relevant documentation of its operations with the museum. CPEAC will advise the public of the information bank, and will invite inspection of the documents lodged with it.

The council will hold meetings of its membership to discuss pertinent environmental subjects and to make progress reports concerning industrial developments on the Colorado Plateau. In addition, it will seek to promote educational research projects concerning the area and its environmental well-being.

Any person interested in reviewing the documents discussed here, as well as other materials made available by those concerned with the environment of the Colorado Plateau, may visit the Museum of Northern Arizona on Fort Valley Road in Flagstaff, Arizona, or write to the Museum at P.O. Box 13889, Flagstaff, Arizona 86001. The telephone number is 602-774-2433.

Conclusion

Peabody will continue to mine coal to meet the nation's fuel demands with a full understanding of the environmental constraints relating to its operations. The company believes that development of Black Mesa's resources is beneficial to the Navajo and Hopi Indians who have granted the leases, as well as to Indian and non-Indian workers who will mine the coal and operate the power plants, and to the shareholders who have made possible the large capital investment required. Black Mesa's resources ultimately will benefit millions of people in the Southwest who require a steadily increasing flow of electric power.

With the assistance of CPEAC and others, these objectives can and will be attained within an environmental framework conducive to the best interests of everybody concerned with the Colorado Plateau and its proper development.

Peabody Coal Company will welcome comments and questions concerning the Black Mesa mine or any other phase of its operations. The company is determined that the Black Mesa mine will be the finest development of its kind anywhere.

Colorado Plateau, including Black Mesa, is the focus of CPEAC, an environmental council formed in 1970.



...attractively...
...costs of only one-tenth...
...power equipment...
...efficiency is diminished...
...distance between mine and power...
...power plant must be adjacent to a cooling water supply and fairly close to the mine if coal is to be economical to use.

Coal is one of the major natural resources of the Navajo and Hopi Indian reservations, location of several new power plants in the Southwest makes it possible for the tribes to put these resources to work for the 120,000 Navajos and more than 5,000 Hopis who live there. The Black Mesa mine is the fourth to be leased for operation on the reservations, and it joins oil and gas production, forest products, light manufacturing plants and tourism as important elements in the economic development of the tribes. The mine is the first major source of industrial jobs in the western part of the reservations.

Economic Benefits

Distinct economic benefits flow to the Hopi and Navajo tribes generally through the royalty terms of the leases negotiated with the two tribal councils between 1962 and 1966. Peabody met with local councilmen and residents as well as top tribal officials while working out the agreements. They will bring total payments as high as \$250,000 a year to the two tribes.

The lease, signed February 1, 1964, with the Navajo Tribal Council covers mineral rights, except for oil and gas, on 24,858 acres within the Navajo Reservation. It calls for Peabody to pay the tribe 25 cents a ton — a higher royalty than had ever been negotiated for coal developed on Indian or public lands — for coal used on the reservation and 20 cents a ton for coal used on the reservation. If the price of coal should rise above \$4 a ton, the lease provides for increasing the royalties.

Provisions for royalties on uranium and any other minerals Peabody might develop.

The 19,000 acres were signed in 1962 by the Navajo and Hopi councils. These leases have been signed...
...historically as the Executive...
...This area, which...
...was long disputed by...
...now have designated...
...have been signed

...payments on a scale similar to the earlier Navajo...
...Peabody will pay the tribes \$6.67 for each acre foot

...leased substantially...
...years...
...The annual flow of royalties depends on the...
...the two power plants...
...plant...
...In 1976, the Mohave plant is expected to consume coal at an annual rate of 8,000,000 tons, and the Navajo plant scheduled to use 8,000,000 tons a year. If both plants draw the anticipated total of 16,000,000 tons from the area, paying a 25-cent royalty, the two tribes will receive \$3,200,000 a year during that period. Royalties will be lower at times when the two power plants operate less than peak capacity, but the payments will average \$3,000,000 annually through the anticipated 35-year operating lives of the plants if the plants average 85% of their operating capacity. This will total approximately \$100,000,000.

All three leases were negotiated and executed by the respective tribal councils and received the approval of officials of the U.S. Department of the Interior.

Along with revenues to the Indians, Black Mesa mining operations also will be a source of tax income to the State of Arizona, the county and any special tax districts associated with the area.

Revenues from royalties and other payments go directly to the tribal councils and benefit all members of both tribes. But Peabody's operations on Black Mesa increasingly will bring economic benefits directly to individual Indians as well. The company favors and is committed to hiring qualified Navajos and Hopis and to using Indian contractors whenever it can. Indian employees will receive prevailing industry wages and benefits, and the company has pledged to make a special effort to move them up into skilled technical and other higher-level positions. Indian employment has averaged about 75% of the total work force as Peabody has built up to the 150-man crew required to supply coal to the Mohave plant. When the mines for both plants are in full operation, the work force will increase to 375, with about 80% scheduled to be Indians. Right now, new men are learning on the job, but special courses might be established later to prepare Indian employees for the various skilled jobs required in surface mining operations.

The Indians employed at the mine earn about \$10,000

income of just over \$3,000, and they also enjoy medical, dental and other normal Peabody employee benefits. With 300 Indians at work, the Peabody payroll will contribute about \$3,000,000 annually to the reservation economies. Applying standard economic projections, this amount will be increased by perhaps another \$8,000,000 in income to those providing goods and services to the Peabody wage earners.

The work crew at the Black Mesa pipeline facility is expected to total 33 when the pipeline is in full operation. About two-thirds are expected to be Indians.

Exploration is continuing. If new deposits are found, new leases may be negotiated which undoubtedly would contain benefits to the parties involved similar to those in present leases, as well as appropriate provisions for protecting the Indian tribes in the development of their resources.

Mining Operations

Coal on Black Mesa is close enough to the surface to be removed through surface or strip mining methods, which permit 100% recovery of the mineral. At some points the coal seams reach the surface, but in most areas they are covered by shale and rock up to 120 feet deep.

The coal coming from these deposits is a bituminous variety which is superior to most types of western coal. It is rated at 11,000 BTU per pound; has an ash content of 8% and sulfur content of 0.5%. This means that compared with other western coals, it will produce more heat per pound while generating considerably less fly ash and sulfur dioxide. Although some eastern and midwestern coals have higher BTU ratings, their sulfur content may range above 1%.

The coal seams vary from four feet to 30 feet thick. To reach them, the overlying rock and shale, known as overburden, is stripped away by dragline equipment. The coal is mined and loaded by power shovels into an conveyor trucks which can haul 120 tons at a time. These trucks haulers will carry coal from the open-pit mine to the processing center.

The system consists of a truck receiving hopper, conveyor and a rotary breaker which will break the coal into one-inch size and remove rock and shale. The system also includes a conveyor which will carry the coal to a storage pile.

stockpile site. A 90 by 210 foot building houses offices, maintenance shop, garage and storage.

Adjacent to the processing center, Black Mesa Coal Company has built a plant to grind coal and mix it with a coal slurry which is transported to the Mohave plant. An airstrip has been constructed near the processing center.

Power lines have been built to bring in electricity for the processing center and the mining operations, where the power shovels and draglines are to be electrically powered. Small plots have been leveled to accommodate transformers, switch houses and oil circuit breakers. This equipment will be moved as mining progresses.

The mining operation will be duplicated when a second area is established to supply the Navajo station with coal by unit train. The company has identified 42 separate coal deposits; and mining operations will move to a new deposit as each active deposit is finally depleted.

These deposits lie under a total of nearly 14,000 acres within the 64,858-acre lease area. The coal areas, scattered throughout the lease territory, are the only sections where the surface will be affected. This means that an average of about 400 acres will be mined in any one year. The deposit now being mined for the Mohave plant, for example, covers 525 acres and contains about 24,500,000 tons of coal. It will take five years to mine this deposit.

Of the 78 Navajo families living within the leased area, 53 have their homes on coal deposits. Provisions have been made by the tribal council to relocate these families gradually over the 35-year period. Many live in the traditional Navajo hogans, although there also are a few modern structures on Black Mesa. In either case, the families are to be compensated by Peabody for the improvements they have made on their homesites, and they will be assisted in moving elsewhere on the mesa. The company has agreed to prepare the land at the new homesites. So far, only one family has relocated.

Compensation to the relocated Navajo families is guaranteed by the tribe. Peabody has agreed to reimburse the tribe for all awards made to individual Indians.

The tribes have retained surface rights in the entire area. They can put the land to other uses, and the industrial development which can be done is only to have significant impact on the environment.

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by
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1000

1000

Reinforced
Casing
Permits Water
to Flow

1000

Dakota

Morrison

Entrada

Carmel

Navajo

Kavena

Wingate

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes that proper record-keeping is essential for the effective management of the organization and for ensuring compliance with applicable laws and regulations.

2. The second part of the document outlines the specific procedures and controls that must be implemented to ensure the integrity and security of the organization's information systems. This includes the establishment of strong passwords, regular software updates, and the implementation of firewalls and other security measures.

3. The third part of the document addresses the issue of data privacy and the protection of personal information. It states that the organization is committed to protecting the privacy of its customers and employees and to ensuring that all data is handled in accordance with applicable privacy laws and regulations.

4. The fourth part of the document discusses the importance of regular audits and reviews of the organization's internal controls and procedures. It states that the organization will conduct regular audits to ensure that all controls are operating effectively and that any weaknesses are identified and addressed promptly.

5. The fifth part of the document outlines the organization's policy on the use of information technology resources. It states that all employees must use these resources responsibly and in accordance with the organization's policies and procedures.

6. The sixth part of the document discusses the organization's commitment to ongoing training and education for its employees. It states that the organization will provide regular training to ensure that all employees are up-to-date on the latest developments in their field and on the organization's policies and procedures.

7. The seventh part of the document discusses the organization's commitment to transparency and accountability. It states that the organization will provide regular reports to its stakeholders on its performance and on the progress of its various initiatives.

8. The eighth part of the document discusses the organization's commitment to ethical behavior and to the promotion of a positive corporate culture. It states that the organization will encourage all employees to act ethically and to promote a culture of respect and integrity.

9. The ninth part of the document discusses the organization's commitment to environmental sustainability. It states that the organization will take steps to reduce its carbon footprint and to promote the use of sustainable practices.

10. The tenth part of the document discusses the organization's commitment to social responsibility. It states that the organization will support various community programs and initiatives and will strive to make a positive impact on society.

Mining Coal on Black Mesa



Peabody Coal on Black Mesa

Peabody Coal Company

Subsidiary of

Kennecott Copper Corporation

November 1970

Peabody General Offices

301 North Memorial Drive

St. Louis, Missouri 63102

Peabody Southwest Office

304 Del Webb Building

3800 North Central Avenue

Phoenix, Arizona 85012

Introduction

Coal mining on a major scale brings many changes to Black Mesa. It means increased activity on a highland traditionally used for raising livestock and develops an important part of the natural resources of the Navajo and Hopi tribes, making a contribution to their efforts to advance their economies. Black Mesa coal will have a large role in helping meet the rapidly rising power needs of Arizona and neighboring states. And growing out of this mining activity, archaeological research is beginning to put together the first picture of prehistoric life on the mesa.

It is clear that coal cannot be mined without some impact on the land and life of Black Mesa. This impact can be kept to a minimum and mined land can be returned to traditional uses in a condition similar to its natural state. Through careful grading and planting, it is even possible to make the land more useful than it was originally. Mining operations will not disturb the water supplies now used on the mesa, which are close to the surface. Water for coal transportation will be drawn from separate sources far below the mesa, but these deep reserves will not be significantly reduced. The following pages contain a full discussion of these and other matters.

Black Mesa, its inhabitants and its environment are comprehensively protected by the terms of leases between Peabody and the Hopi and Navajo tribes, as well as the laws of the tribes and the United States. Peabody Coal Company intends not only to meet these requirements, but to do all the things which good will and common sense indicate are best for everybody living and working on Black Mesa.

Mining on Black Mesa

Black Mesa is a massive highland in northeast Arizona which rises gently northeast from the Little Colorado River to a peak altitude of 8,110 feet at its northern rim. There, it drops abruptly to the surrounding plain along an uneven wall as high as 2,000 feet. Most of the 2-million-acre mesa is rolling country covered with sagebrush and grass, with piñon and juniper growing along the slopes and ridges. Wildlife is largely limited to rabbits, lizards and snakes. Near the north rim, the highland is broken by canyons which form the beginnings of washes draining to the southwest. The piñon and juniper are denser in the canyons, and they are joined by stands of pine and fir, giving the mesa the dark appearance which leads to its name.

Black Mesa lies on both the Navajo and the Hopi Indian reservations, as well as on land reserved for the joint use of the two tribes. Navajo families graze sheep, goats and cattle on the northern part of the mesa, while Hopis farm the land some 60 miles to the south of the mine.

Just south of the northern rim, Peabody Coal Company has opened a surface mine which began supplying coal in 1970 to the new Mohave electric power plant in southern Nevada. The mine later will be expanded to produce coal for a second power plant, now under construction on the Navajo Reservation at Page, Arizona. Although Indians have mined coal commercially on the mesa, the new Peabody installation represents the first major industrial activity there.

The company is operating under leases with the Navajo and Hopi tribes which award mineral rights on 64,858 acres. There is coal under approximately 14,000 acres, about seven tenths of one percent of Black Mesa, and the tribes have granted Peabody rights to sufficient use of the surface to remove it. The company expects to be mining an average of 400 acres of land in the course of each year of operation. Contracts to supply the power plants run for 35 years.

The leases, in addition to specifying royalties for each tribe, require Peabody to operate in a safe and workmanlike manner and avoid waste on the land. The mined areas must be returned to a condition compatible with the surrounding mesa. All users of Black Mesa water supplies are completely protected. The company will hire as many Navajo and Hopi Indians as it can, pay them prevailing mining wages and work them into higher-level jobs.

The Black Mesa mine has been launched by a firm with

Corporation in 1968. In addition to Black Mesa, the company operates coal mines in Alabama, Arkansas, Colorado, Illinois, Indiana, Kentucky, Missouri, Montana, Ohio and Oklahoma, as well as in Australia.

Peabody has become the nation's largest coal producer by following a course of innovation in mining, transportation and marketing. The company has pioneered the long-term contracting of coal supplies for electric utilities, a market that today dominates industry sales. Advanced concepts in transportation are reflected in the underground pipeline which will ship coal 275 miles from Black Mesa to the Mohave plant. Peabody also has pioneered in land reclamation, and its Operation Green Earth provides for restoration of all 6,000 acres the company surface mines annually.

The Mohave plant is a 1,500-megawatt installation located in Nevada, near the state's southern tip. It is jointly owned by the Southern California Edison Company, the Los Angeles Department of Water and Power, the Nevada Power Company and the Salt River Project Agricultural Improvement and Power District. Each of the owners will transmit a share of the Mohave power to customers in its service area.

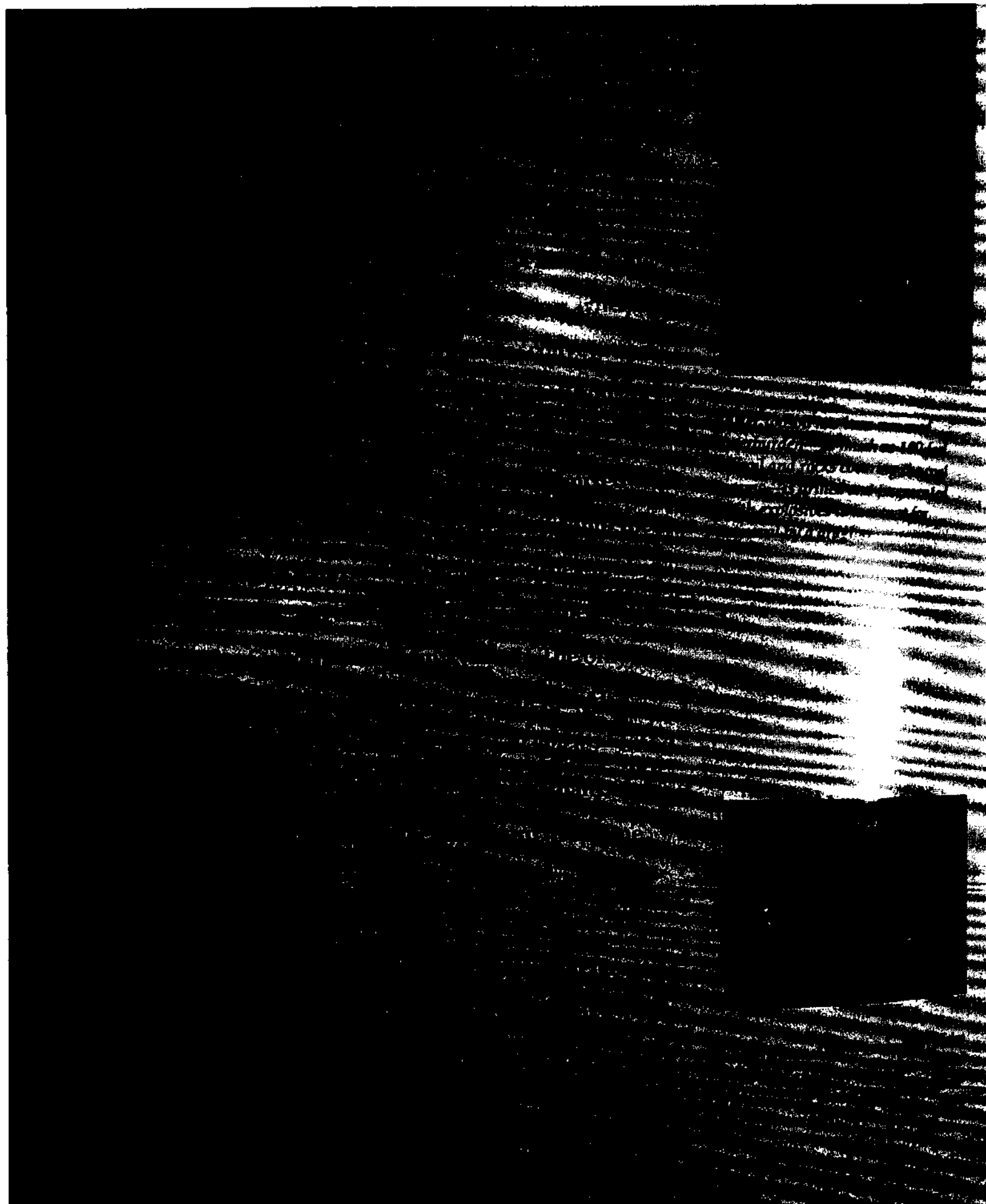
The Navajo Generating Station near Page, Arizona, is being built under a similar arrangement. In this case, the joint owners are the U. S. Bureau of Reclamation, Salt River Project, Los Angeles Department of Water and Power, Arizona Public Service Company, Nevada Power Company and Tucson Gas & Electric Company. Three 770-megawatt units will be installed, to begin operating in 1974, 1975 and 1976.

The two plants produce enough power to meet the normal needs of a city of 3,750,000 people.

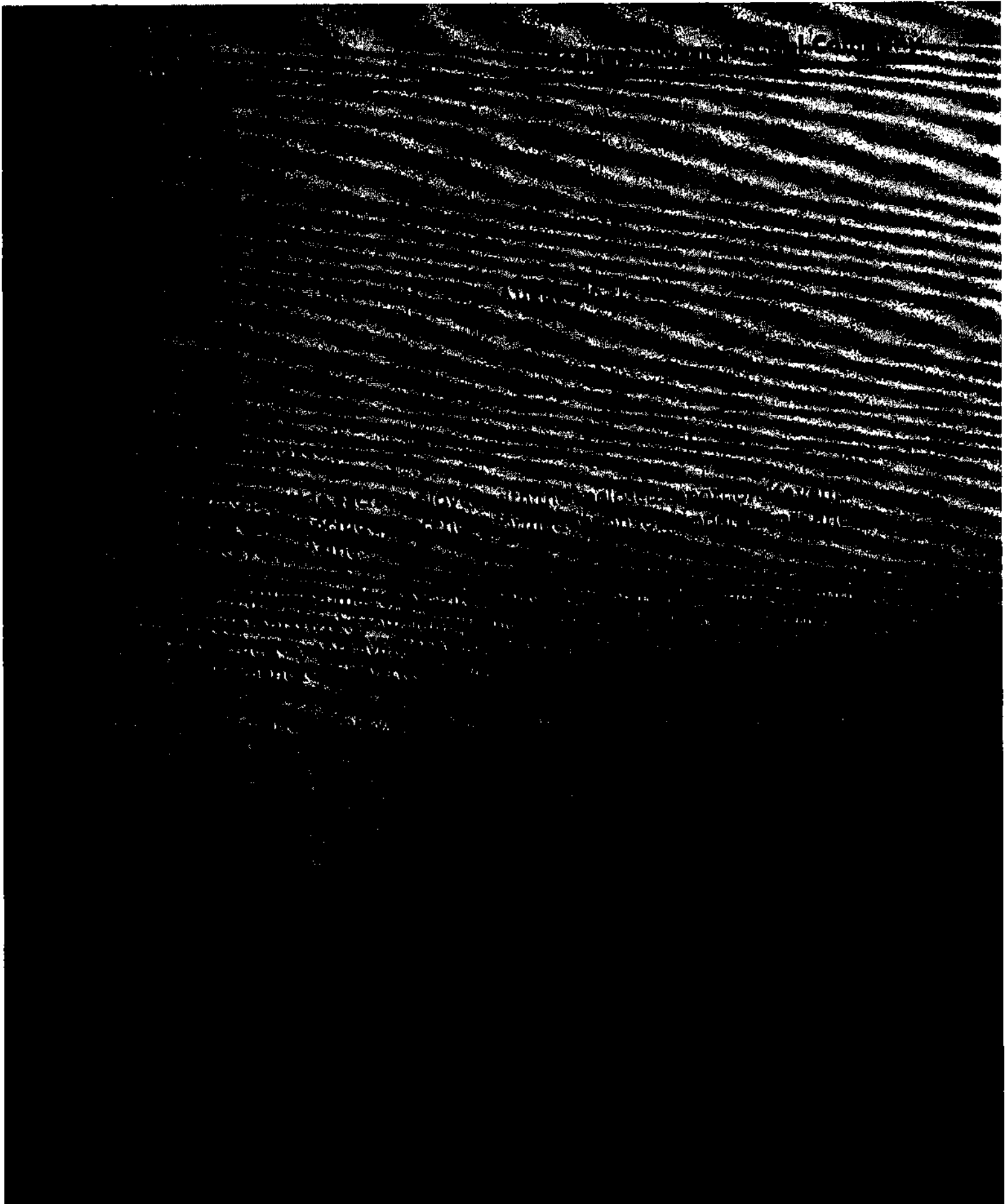
Why Coal for Western Power

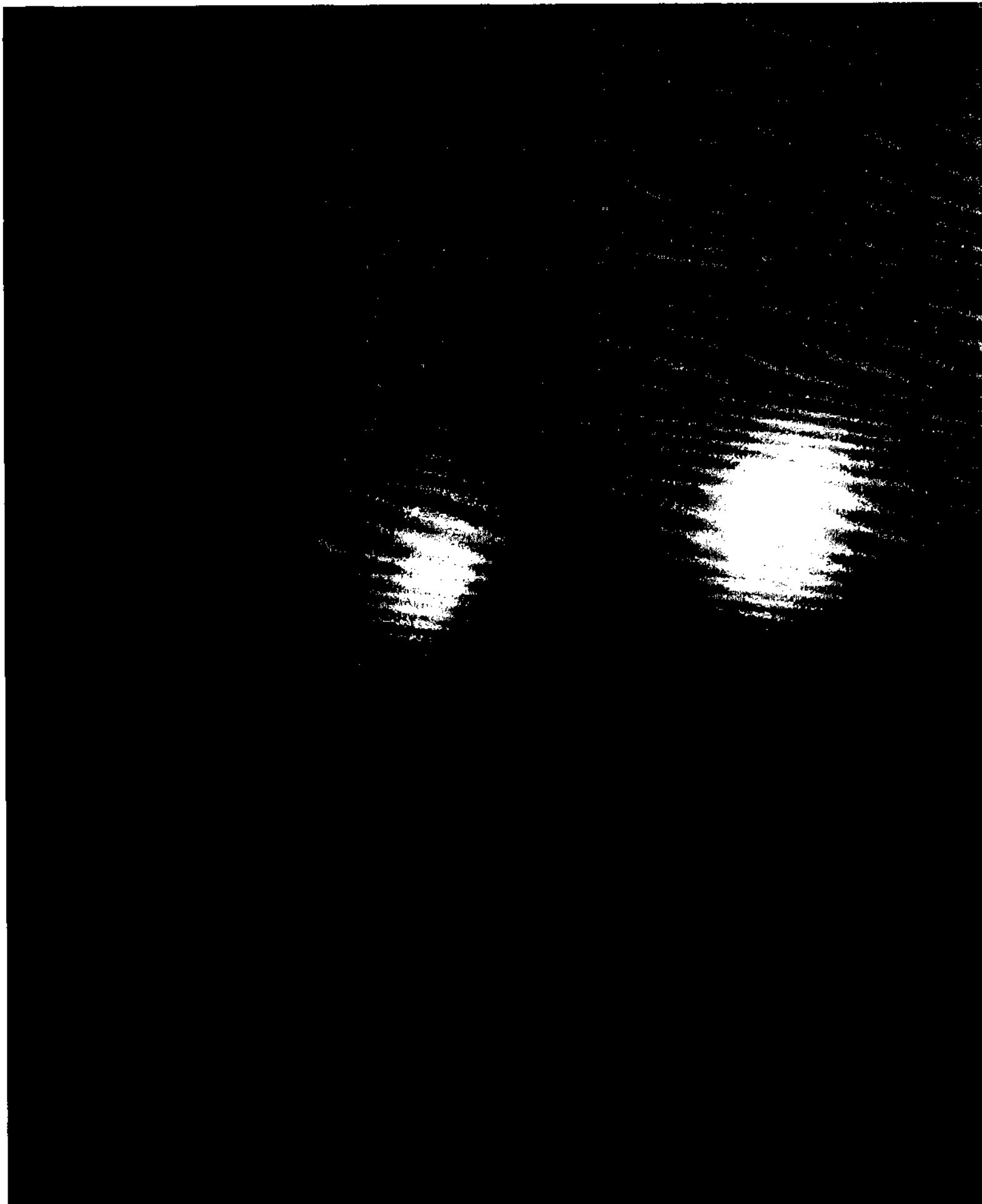
Large-scale coal mining and the construction of power plants in isolated areas of the West are encouraged by the constantly rising demand for electricity, which has been doubling every 10 years. When participants studied their power needs in the Southwest before launching the Navajo Generating Station project, they discovered they would be short of electricity even with the 2,310 megawatts projected for the Navajo project. Total load with 15% reserves anticipated for 1973 was 10,569 megawatts, while resources were estimated at 10,133 megawatts. For 1976, the requirements were projected as 13,089 megawatts and resources at 10,615 megawatts. The gap between the two was 2,474 megawatts.

REPORT ON BLACK MESA MINE



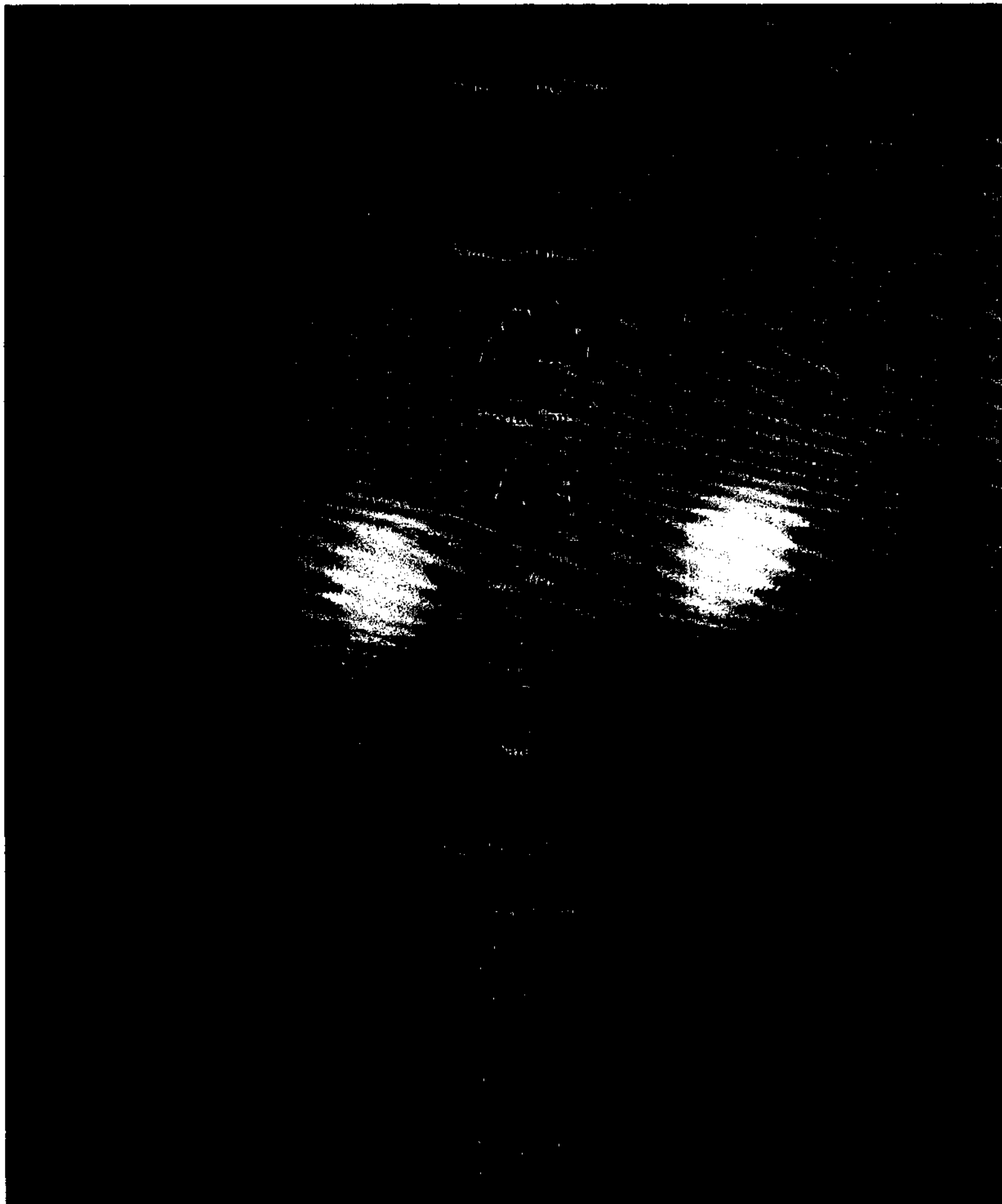
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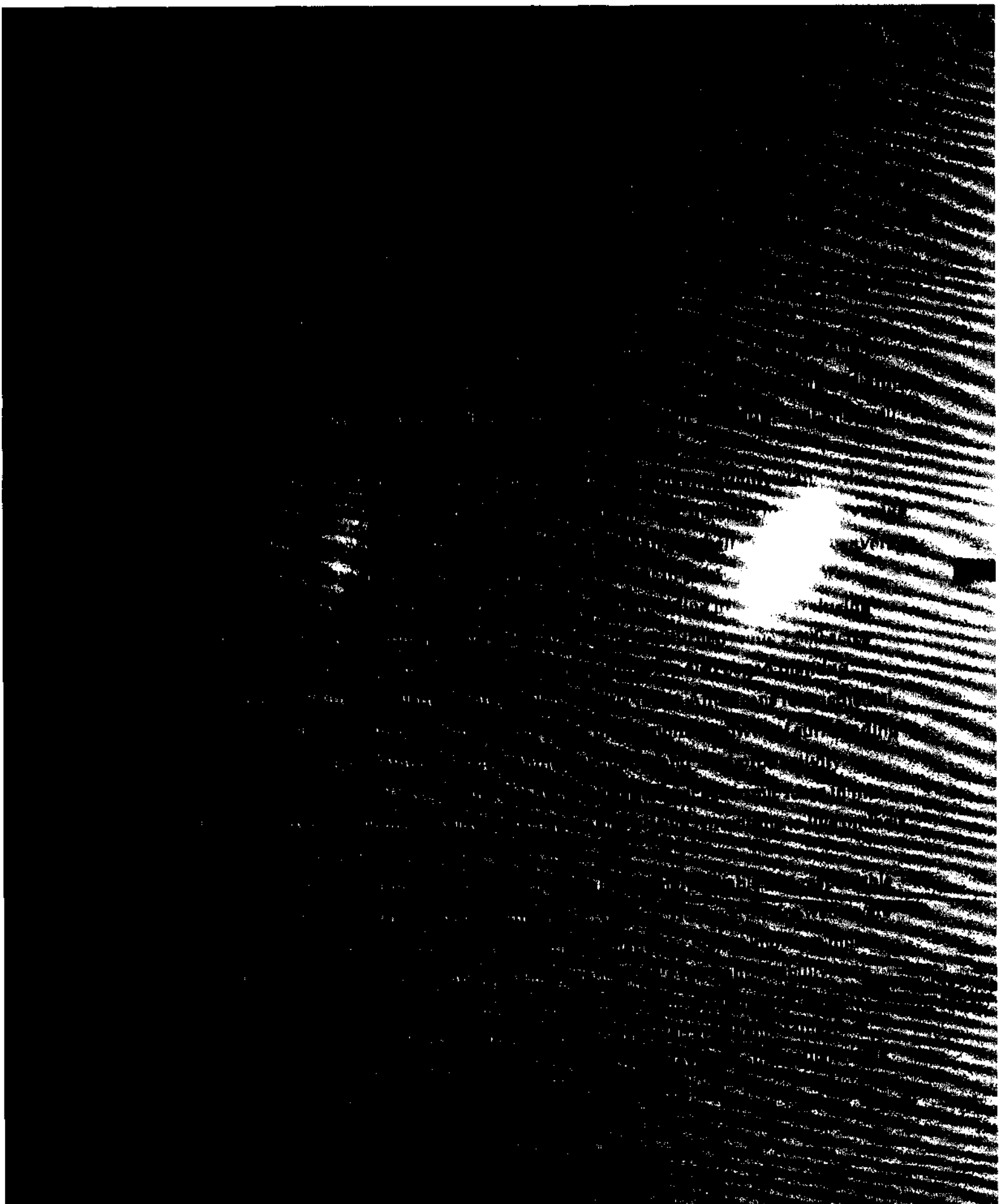




*Around the clock, Lamento Movie
will make a movie of the day and
tonight, does and then to bring it
back to the New York, the
Station of the New York.*







He told me, a young Navajo at Ravena, Arizona told me, "I know why he was let go from his job. He's a real killer, and has even applied for membership in the Tribal Council at Window Rock to try to get his job back. He and two friends agreed to go to the former Black Mesa supervisor and his wife and say, 'How do you get along with the Navajo? They don't like the money, people and always want to know how to do a good job.'"

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The older residents take the right-of-way on Black Mesa.

Navajo and Hopi tribes get \$3½ million in royalties

Many of the Navajos don't understand some of their instructions, so they wing it. Many of those interviewed in the Black Mesa area gave answers that indicated they didn't really understand the question. Some gave no answers at all. Others discussed questions with another Navajo in their native tongue before answering.

Most of the stories in national magazines quoted older, more traditional Navajos as being against the strip mine. The April 16, 1971 issue of Life, for example, offered the following: "Buck Austin, a 64-year-old Navajo who has always lived on the windy crest of Black Mesa, paused in the building of a new hogan to tell me through a translator that Navajo Mountain, an important tribal shrine that had been visible 50 miles to the north as long as he could remember, had simply vanished in the filthy air."

Just as the film in the air on Black Mesa is gone and on some days, at least, it doesn't ob-
scure the view of Navajo Mountain. Even some
of the younger Navajos are concerned about the
loss of the mountain's sacredness.

The Navajo and Hopi tribes have received \$3½ million in royalties from the sale of uranium ore on Black Mesa. The money is being used to pay for the construction of a new hogan on the mesa. The Navajo and Hopi tribes have also received \$3½ million in royalties from the sale of uranium ore on Black Mesa. The money is being used to pay for the construction of a new hogan on the mesa.

...in the price of New York (the inflationary price
...three years ago) than in

[illegible]

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A large, dense, black and white photograph of a forest floor covered in fallen leaves and branches, with a small stream or path visible in the distance.

arizona

SEPTEMBER 18, 1974 • SUNDAY

is it all black on Black Mesa?

As the environmental dust has settled, end coal miners assess the impact of stripping



...and White House
...from a plastic
...because
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Wabash Pulley & Coal Company first began operations at Hiner, Mo. in the 1880s. Earlier there was a rail line, reached from environmentalists. *Small Business Publications as Life and News*

work emphasized the beauty of the culture of the people there. A star 16, 1971 issue of Life described the

There are bears, rattlesnakes, big as hand grenades, cactuses to spike through a 300 boot. Here are



View of the Grand Canyon from the rim.

At various points came up with such descriptions of the canyon. They were interviewed and they went on. The canyon is the immediate area of the Grand Canyon, and they don't see what the canyon is, and they don't see what the canyon is, and they don't see what the canyon is.

nearby Copper, is the world's largest coal mining firm. Public relations brochures and brochures were designed to persuade the public. Peabody had no intention of making the Navajo land, but was bringing prosperity to the tribe. Peabody's past success in reclamation, mining land and placing it with more desirable vegetation than exists before their discovery came.

Black Mesa is a two million-acre area of sand, peat, pebbles and scrub 250 miles northwest of Phoenix. The sparse grass has for centuries provided grazing for Navajo sheep, horses and cattle. Part of the mesa is high and the rest is low-lying land. The large Navajo herd, many times south of the Peabody mine. The company has leases on 4,500 acres on the mesa's northern edge.

From the air, the strip mining operation first appeared from the sky as a wide ridge. The coal seams are exposed by sand and low-lying shrubs when it has been burned. The original Black Mesa mine has a mine, the Kayenta mine, a few miles away from the strip mine.

Strip mining was very noisy and the noise of loss of earth, smoke, the coal mine.

The view to the Grand Canyon from the rim.



pipe as slurry 275 miles to the Mohave power plant in the southern tip of Nevada, or loaded onto the conveyor that sends it down the wall of the mesa to be railroaded eighty miles to the new Navajo power plant in Page.

The Navajos and Hopis in the area don't fly above the mesa, but see it from below where the smoke and dust and new mountains aren't visible. They walk, drive pickup trucks or ride horses and when the coal train comes along they look up for a moment. At Cow Springs, beside the highway from Tuba City to Kayenta, only one Navajo had a bad opinion of the mine. He said he lives only eight miles from it, on the mesa. "I think the young will not live to be old anymore," Silas Glaw said. He was loading water into a fifty gallon drum. "There is coal dust in the air and the wind will bring bad air from Page, now." He said he has herded sheep and cattle all his life and is now afraid others will move Peabody onto the reservation.

Inside the trading post, owner Tom Hoyt, an Anglo, said most of the local Navajos don't say anything about the mine. "They don't like it or dislike it," he said. "The only time we have any trouble is when somebody from outside comes in because these people don't care whether that strip mine is there or not. The only trouble I've had is my telephone hasn't worked right since they changed the lines on that electric line out there."

For a comparatively few people there's more to it than that. They are the people who live on the mesa and see things which can't be translated into their native tongue. King Mike, a Navajo

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Anglos people

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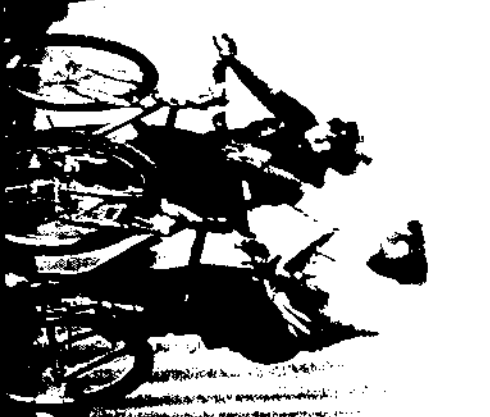
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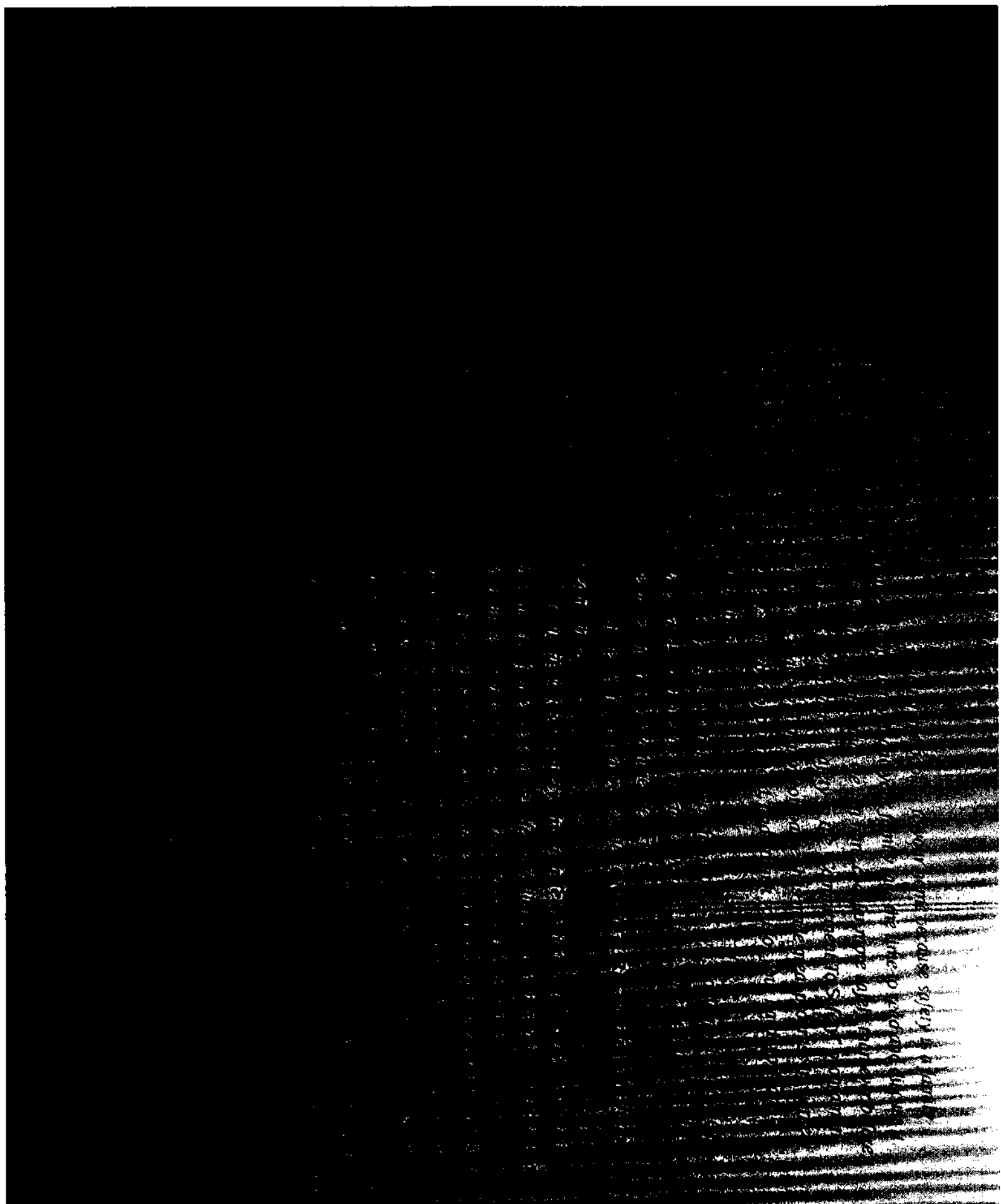
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86. 2075-2076	86. 2075-2076
87. 2076-2077	87. 2076-2077
88. 2077-2078	88. 2077-2078
89. 2078-2079	89. 2078-2079
90. 2079-2080	90. 2079-2080
91. 2080-2081	91. 2080-2081
92. 2081	



ONE FUTURE

Safety Through Teamwork

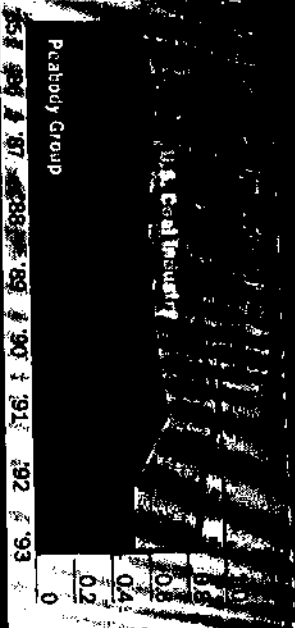


Safety Performance

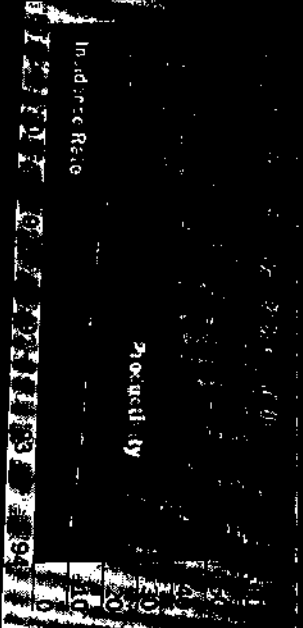
Overviews



Accident incidence rate measures the number of reportable injuries per 200,000 employee hours worked.



This index measures compliance efforts by the number of citations per MSHA inspection day.



Production rate measures the number of tons of coal produced per employee per day.

Rank	Company	Accident Incidence Rate	Citations per MSHA Inspection Day	Production Rate (tons/employee/day)
1	Peabody Group	0.1	0.1	100
2	U.S. Coal Industry	0.8	0.8	100
3	West Virginia	0.8	0.8	100
4	Pittston	0.8	0.8	100
5	Opimus	0.8	0.8	100
6	Mapco	0.8	0.8	100
7	Sun Coal	0.8	0.8	100
8	Exxon	0.8	0.8	100
9	Mississippi	0.8	0.8	100
10	Island Creek	0.8	0.8	100
11	Zenith	0.8	0.8	100
12	Peabody Group	0.1	0.1	100
13	USX	0.8	0.8	100
14	Costain	0.8	0.8	100
15	Eastern Associated	0.8	0.8	100
16	Peabody Coal Company	0.8	0.8	100
17	Lee Ranch Coal Company	0.8	0.8	100
18	Ashtand/Arch	0.8	0.8	100

This shows how Peabody Group's operating companies rank in safety against other top coal producers in terms of accident incidence rate. It also shows how Peabody Group as a whole stacks up against competitors.

The only mining messages: 100% safety record.

to anyone who has watched a child grow up, they know they have a special place in their hearts for the child. And they know that the child is a part of them, and they will always be there for them.

Comment on legislation 0044-19

Robyn Jackson <chooshgai.bitsi@gmail.com>

Tue 3/12/2019 5:35 PM

To: Rickie Nez <rickienez@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>;

Honorable Council Delegate Rickie Nez,

Concerning Legislation 0044-19:

I respectfully request that you withdraw this legislation.

Why do you want to invest in a coal plant and mine in this day and age when making electricity from coal is no longer profitable?

Although it is commendable that this legislation does not take on SRP's liabilities, the rest of this legislation supports NTEC purchasing NGS and Kayenta Mine. NTEC is a tribal enterprise, which means ultimately it is under the Navajo Nation. Should NTEC acquire NGS and Kayenta Mine, the Navajo Nation will ultimately be responsible for these facilities and operations.

How can the council proceed in supporting a purchase by a tribal enterprise (NTEC) that has not fully informed the council of how it can profitably run, when this matter will have huge financial, legal, and environmental consequences for the entire Navajo Nation?

If you really want to help out the remaining plant workers, miners, and Navajo Nation budget, the best effort you could make is to support and develop a transition plan for renewable and sustainable forms of economic development that our communities can actually benefit from.

Sincerely,
Robyn Jackson
Wheatfields, AZ

Public comment on legislation 0044-19

Robyn Jackson <chooshgai.bitsi@gmail.com>

Tue 3/12/2019 5:39 PM

To: Elmer P. Begay <elmerbegay@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>;

Honorable Council Delegate Elmer Begay,

Concerning Legislation 0044-19:

I respectfully request that you vote down this legislation.

The Navajo Nation Council and public has not received detailed and evidence-based data from the Navajo Transitional Energy Company on how they could successfully and profitably operate NGS.

Why has the council not demanded full disclosure and information from NTEC?

How can the council proceed in supporting a tribal enterprise (NTEC) that has not fully informed the council, when this matter will have huge financial, legal, and environmental consequences for the entire Navajo Nation?

SRP has stated that it cannot continue to operate NGS profitably because it is more economical and profitable to operate using natural gas, solar or wind energy. Around the country and world, utility companies like SRP are closing their coal plants. In cases where coal plants still exist, the owners have laid off employees, they have taken money out of retiree benefits, and/or the plants are shut down in a few years anyway.

None of these options will help the Navajo Nation with its budget shortfall. Investing in a coal plant will only bring continued debt to the Navajo Nation. It is your responsibility to ensure the success and economic viability of our community, which is why I voted you in.

If you really want to help the plant workers, miners, and Navajo Nation budget. The best effort you could make is to support and develop a transition plan for renewable and sustainable forms of economic development.

Ahxé'hee',
Robyn Jackson
Wheatfields, AZ

Public comment on Legislation 0044-19

Robyn Jackson <chooshgai.bitsi@gmail.com>

Tue 3/12/2019 5:42 PM

Re: Kee Allen Begay Jr. <keeallenbegayjr@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>.

Honorable Council Delegate Kee Allen Begay,

Concerning Legislation 0044-19:

I respectfully request that you vote down this legislation.

The Navajo Nation Council and public has not received detailed and evidence-based data from the Navajo Transitional Energy Company on how they could successfully and profitably operate NGS.

Why has the council not demanded full disclosure and information from NTEC?

How can the council proceed in supporting a tribal enterprise (NTEC) that has not fully informed the council, when this matter will have huge financial, legal, and environmental consequences for the entire Navajo Nation?

SRP has stated that it cannot continue to operate NGS profitably because it is more economical and profitable to operate using natural gas, solar or wind energy. Around the country and world, utility companies like SRP are closing their coal plants. In cases where coal plants still exist, the owners have laid off employees, they have taken money out of retiree benefits, and/or the plants are shut down in a few years anyway.

None of these options will help the Navajo Nation with its budget shortfall. Investing in a coal plant will only bring continued debt to the Navajo Nation. It is your responsibility to ensure the success and economic viability of our communities, which is why your community voted you in.

If you really want to help the plant workers, miners, and Navajo Nation budget. The best effort you could make is to support and develop a transition plan for renewable and sustainable forms of economic development.

Ahxé'hee',
Robyn Jackson
Wheatfields, AZ

Public Comment on Legislation 0044-19

Robyn Jackson <chooshgai.bitsi@gmail.com>

Tue 3/12/2019 5:45 PM

to Paul Begay <paulbegay@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>;

Honorable Council Delegate Paul Begay,

Concerning Legislation 0044-19:

I respectfully request that you vote down this legislation.

The Navajo Nation Council and public has not received detailed and evidence-based data from the Navajo Transitional Energy Company on how they could successfully and profitably operate NGS.

Why has the council not demanded full disclosure and information from NTEC?

How can the council proceed in supporting a tribal enterprise (NTEC) that has not fully informed the council, when this matter will have huge financial, legal, and environmental consequences for the entire Navajo Nation?

SRP has stated that it cannot continue to operate NGS profitably because it is more economical and profitable to operate using natural gas, solar or wind energy. Around the country and world, utility companies like SRP are closing their coal plants. In cases where coal plants still exist, the owners have laid off employees, they have taken money out of retiree benefits, and/or the plants are shut down in a few years anyway.

None of these options will help the Navajo Nation with its budget shortfall. Investing in a coal plant will only bring continued debt to the Navajo Nation. It is your responsibility to ensure the success and economic viability of our communities, which is why your community voted you in.

If you really want to help the plant workers, miners, and Navajo Nation budget. The best effort you could make is to support and develop a transition plan for renewable and sustainable forms of economic development.

Ahxé'hee',
Robyn Jackson
Wheatfields, AZ

Public Comment on Legislation 0044-19

Robyn Jackson <chooshgai.bitsi@gmail.com>

Tue 3/12/2019 5:58 PM

to Herman Daniels, Jr. <hdaniels@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>,

Honorable Council Delegate Herman Daniels,

Concerning Legislation 0044-19:

I respectfully request that you vote down this legislation.

Why do you want to invest in a coal plant and mine in this day and age when making electricity from coal is no longer profitable?

Although it is commendable that this legislation does not take on SRP's liabilities, the rest of this legislation supports NTEC purchasing NGS and Kayenta Mine. NTEC is a tribal enterprise, which means ultimately it is under the Navajo Nation. Should NTEC acquire NGS and Kayenta Mine, the Navajo Nation will ultimately be responsible for these facilities and operations.

How can the council proceed in supporting a purchase by a tribal enterprise (NTEC) that has not fully informed the council of how it can profitably run, when this matter will have huge financial, legal, and environmental consequences for the entire Navajo Nation?

If you really want to help out the remaining plant workers, miners, and Navajo Nation budget, the best effort you could make is to support and develop a transition plan for renewable and sustainable forms of economic development that our communities can actually benefit from.

Sincerely,
Robyn Jackson
Wheatfields, AZ

Legislation 0044-19

Adella Begaye <alleda.kay@gmail.com>

Tue 3/12/2019 7:13 PM

to: comments <comments@navajo-nsn.gov>;

I am respectfully requesting legislation 0044-19 be voted down. Following are just a few reasons for voting this down:

NTEC purchasing NGS and Kayenta Mine will put the Navajo Nation in a bind and bankruptcy. Even though NTEC is claiming they are profitable, they have yet to disclose full financial records to the Navajo Nation Council and the Public.

The Public and Navajo Nation Council have not seen NTEC's full due diligence report for the proposal to buy NGS. NTEC has yet to show full compliance with the NEPA standards, such as providing scoping meeting for the communities. The resolution that NTEC is presenting at the chapters as a process to satisfy a NEPA process as informing the communities is lacking all the required information.

Power Plants and coal as a source of energy to sell to the outside states or countries is no longer an option. The corporations buy energy that is cheaper.

Everyone is moving towards clean/renewable energy, because it is less hazardous and cheaper.

We encourage Navajo Nation council to begin making plans for transition to renewable energy. It is time to move forward for the betterment of all our Dine' citizens.

Thank you

Adella Begaye

Wheatfields Chapter.

Legislation 0044-19

Linda Curley <dazhone@hotmail.com>

Tue 3/12/2019 8:07 PM

In comments <comments@navajo-nsn.gov>; Rickie Nez <rickienez@navajo-nsn.gov>;

Honorable Members of the 24th Navajo Nation Council Delegates

Concerning Legislation 0044-19:

I urge you to vote against this legislation. I believe it is a very simple decision to make if you ask yourself "What do I value most - Life or Money?"

We have heard heartfelt cries and pleas from the grassroots people whom are living daily with breathing in this dirty air that has been forced upon them for 50 years. It is time to help them with much cleaner air (renewables) they have never experienced. We are losing precious lives that are now only painful memories because of the coal plant and mines. I strongly believe the NTEC/NGS/SRP and any Company associated with coal plants and mines should be made liable and compensate families for the loss of all their loved ones.

SRP and those Companies who have contemplated their take-over and backed down are smart to let NGS decommission because they are the experts. They know it is no longer profitable to them. Yes, it is said the plant has about 10 viable years maybe less. You will once again be faced with these same town halls that is causing division among families even for those living under the same roof. If you are wise, hopefully you would have allowed the current employees be retrained or relocated as is their option offered to them by SRP. I hope all of you, our leaders have honesty and integrity and not have accepted any under-the-table monies.

We as Dine' are taught that "Life is Precious" and it can never be replaced, it can never be seen again once it is gone.

I respectfully request that you stand with the grassroots people and say NO to NGS!!!

Sincerely,
Linda Curley
Tselani Springs
email: dazhone@hotmail.com

legislation 0044-19

Duane Chili Yazzie <chili_yazzie@hotmail.com>

Tue 3/12/2019 11:01 PM

To: comments <comments@navajo-nsn.gov>;

I stand in opposition to proposed legislation 0044-19 due to the following reasons;

1. The owners of NGS have determined the NGS shutdown is only viable option for them since coal is a dying industry and is no longer economically feasible and as such the Navajo Generating Station (NGS) is scheduled to shut down operations in December of 2019 along with its feeder mine, the Kayenta Mine, and
2. All previous buyers of power from the NGS have cancelled all purchase of power and are opting for a more economical source of power. NGS has no more customers, and
3. The Navajo Transitional Energy Company (NTEC) has been exploring the possibility of purchasing the NGS and the Kayenta Mine and NTEC has not found any new customers for NGS if the power plant were to continue, and
4. NTEC has not found any new partners for the proposed purchase of NGS and the Kayenta Mine is relying on the Navajo Nation to provide the funds necessary to make the proposed purchase, and
5. NTEC will be forced to accept the burden and responsibility of paying for all remediation and land restoration costs, Peabody Coal Company does not want to be liable for these costs, when they need to be held responsible, and
6. The tremendous amounts of pristine water depleted from the Navajo Aquifer can never be replaced and what water remains must be kept for our future generations, and
7. This massive cost to assume these responsibilities will require money which NTEC does not have and is relying on the Navajo Nation to guarantee. The Navajo Nation Council Budget and Finance Committee Chairman has stated that "this could involve ALL Navajo Nation assets as well as the Permanent Trust Fund", and
8. The guarantee by the Navajo Nation of this proposed venture by NTEC will force the "pawning" of these Navajo financial assets and jeopardize the financial future of our grandchildren, and
9. The trends of energy development in the United States and the world is moving away from coal burning energy and transitioning to renewable energy and the Navajo Nation must do the same.

I strongly advise the members of the Navajo Nation Council to vote in opposition of legislation 0044-19.

Legislation 0044-19

El Brown <thebrownmachine@hotmail.com>

Wed 3/13/2019 6:41 AM

To: 24thnnc <24thnnc@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>; Rickie Nez <rickienez@navajo-nsn.gov>; Amber K. Crotty <acrotty@navajo-nsn.gov>;

Honorable Council Delegate Rickie Nez,

Concerning Legislation 0044-19:

I respectfully request that you withdraw this legislation.

Why do you want to invest in a coal plant and mine in this day and age when making electricity from coal is no longer profitable?

Although it is commendable that this legislation does not take on SRP's liabilities, the rest of this legislation supports NTEC purchasing NGS and Kayenta Mine. NTEC is a tribal enterprise, which means ultimately it is under the Navajo Nation. Should NTEC acquire NGS and Kayenta Mine, the Navajo Nation will ultimately be responsible for these facilities and operations.

How can the council proceed in supporting a purchase by a tribal enterprise (NTEC) that has not fully informed the council of how it can profitably run, when this matter will have huge financial, legal, and environmental consequences for the entire Navajo Nation?

If you really want to help out the remaining plant workers, miners, and Navajo Nation budget, the best effort you could make is to support and develop a transition plan for renewable and sustainable forms of economic development that our communities can actually benefit from.

Sincerely,
Elouise Brown
TseAlnaozti'i Grazing Officer
thebrownmachine@hotmail.com

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Legislation 0044-19

Al Henderson <ahec01@gmail.com>

Wed 3/13/2019 7:12 AM

To: comments <comments@navajo-nsn.gov>;

C: Jefferson Begay <rezbldr@gmail.com>; Jt Willie <jt.willie@yahoo.com>;

Good morning Honorable Council Delegates, I respectfully request you to vote "No" on this Legislation 0044-19 Supporting NTEC acquiring NGS & Kayenta Mine.

There has been enough monies that have been spent so far that points in the direction of "No" to coal-fired power plants because it is not profitable. Money saved can be used to support the young generation educational scholarship needs where the demand is very high semester after semester.

It is my belief that one of the greatest decision the 24th NNC can make is to establish a more highly respected national tribal leaders by joining the worldwide movement where countries are or will decommission coal-fired power plants. The worldwide movement in this direction is in response to the climate change.

In the U.S. it is also the case where major energy companies have scheduled decommissioning of coal-fired power plants. See the list below to guide your thinking and decision. In this case, it is competition from natural gas that is the reason why energy companies and their owners have made such a decision. In its place they are moving their money toward investment in renewable energy.

Table 1. 10 largest companies by coal capacity (MW) with announced retirements 2016 to 2020.

Company	2016	2017	2018	2019	2020	Total
Tennessee Valley Authority	1,209	1,068	750	0	0	3,027
Duke Energy Corp.	350	0	875	0	0	1,225
Dynegy Inc.	0	1,083	0	0	0	1,083
American Electric Power	988	0	0	0	0	988
Consumers Energy	956	0	0	0	0	956
TransAlta Corp.	0	0	0	0	670	670
Berkshire Hathaway Inc.	376	231	0	0	0	607
PNM Resources Inc.	0	419	0	0	0	419
NRG Energy Inc.	380	0	0	0	0	380
Southern Co.	357	0	0	0	0	357
Total	4,618	3,601	1,625	0	670	10,512

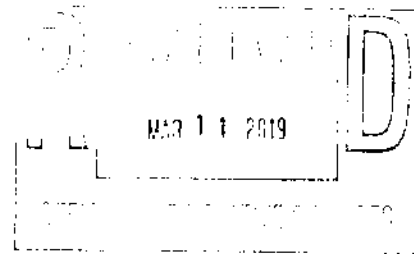
Source: <https://www.powermag.com/coal-power-plant-post-retirement-options/>



Navajo Transitional Energy Company

March 11, 2018

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515



Dear Sir,

Attached are Navajo Transitional Energy Company's (NTEC) support documentation for Legislation No: _0044-19, Navajo Generating Station and Kayenta Mine.

NTEC feels these supporting documents, such as the resolutions, petitions, and support letters are needed to show how much support the Navajo communities and people have provided towards the acquisition of NGS and Kayenta by NTEC.

If you have any questions, please contact our office

Sincerely,

Navajo Transitional Energy Company



Navajo Generating Station & Kayenta Mine Acquisition

Letters of Support
Chapter Resolutions
Community Petitions

Submitted to:

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515
(928) 871-7586

March 11, 2019

CONTACT

Navajo Transitional Energy Company
4801 N. Butler Avenue
Building 2000
Farmington, NM 87401

505-278-8625
www.navajo-tec.com

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APPROVED NAVAJO NATION CHAPTER AND EASTERN NAVAJO AGENCY COUNCIL RESOLUTIONS	4
NAVAJO NATION COMMUNITY PETITIONS	5
Central Agency – 66 signatures Chapters Represented - 11	
Eastern Agency – 149 signatures Chapters Represented - 24	
Fort Defiance Agency – 197 signatures Chapters Represented - 23	
Northern Agency – 482 signatures Chapters Represented - 20	
Western Agency – 329 signatures Chapters Represented - 17	
Others – 61 signatures	
Cherokee – 1 signature	
Hopi – 1 signature	
Southern Ute – 1 signature	
TOTAL SIGNATURES – 1,350	

TAB

1

October 31, 2018

Michael Hummel
General Manager and Chief Executive Officer
Salt River Project
P.O. Box 52025
Phoenix, Az 85072-2025


Kemal Williamson
President – Americas
Peabody Energy
Peabody Plaza
701 Market Street
St. Louis, MO 63101-1826

As the President of the Navajo Nation and Speaker of the Navajo Nation Council, we write this important letter to inform you that we remain committed to keeping the Navajo Generating Station ("NGS") operating beyond 2019. We take this position because of the great impact to the Navajo Nation including the Navajo families currently employed at the NGS and Kayenta Mine.

With that, we have directed the Navajo Transitional Energy Company ("NTEC") to immediately start negotiations to acquire all assets associated with NGS. In addition, NTEC is directed to start immediate negotiations with Peabody Energy. NTEC is also authorized to begin discussions with owners of the transmission and switchyard assets, this will allow for NTEC to sell power into the open market. NTEC will also take the lead role in analyzing the local energy market, potential PPA's and merchant sales.

Therefore, we ask for your attention to this important task. NTEC has our full support in bringing these negotiations to the Navajo Nation Council and the President's Office for final action.

Sincerely,



Russell Begaye, *President*
THE NAVAJO NATION



LoRenzo Bates, *Speaker*
23RD NAVAJO NATION COUNCIL

MARK FINCHEM
1700 WEST WASHINGTON, SUITE H
PHOENIX, ARIZONA 85007-2844
CAPITOL PHONE: (602) 926-3122
TOLL FREE: 1-800-352-8404
mfinchem@azleg.gov



COMMITTEES:
FEDERAL RELATIONS,
Chairman
NATURAL RESOURCES
ENERGY & WATER
JUDICIARY

TUCSON LEGISLATIVE OFFICE
400 WEST CONGRESS, SUITE 201
TUCSON, ARIZONA 85701
TUCSON PHONE: (520) 398-6000
TUCSON FAX: (520) 398-6028

Arizona House of Representatives Phoenix, Arizona 85007

DISTRICT 11

25 February 2019

President Jonathan Nez
Navajo Nation Council
100 Parkway
Window Rock, Arizona 86515

RE: Support for the Navajo Nation and NGS

Dear President Nez,

I believe you are aware of my long-standing commitment to the Navajo Nation and your right of self-determination. I suspect that you have also been made aware of the work I have done to protect a prime economic development driver in your portfolio, namely the Navajo Generating Station and the Kayenta Mine, for the last 4-years.

As Chairman of the Federal Relations Committee I chose to sponsor and hear a House Concurrent Memorial (HCM-2001) on Wednesday February 20th, 2019. The HCM adopted much of the content of Naabik 'Iyáti' Committee of the Navajo Nation Council. This action was taken to demonstrate the on-going commitment to support you and your nation from the Arizona Legislature, and your desire to maintain the income revenue necessary to provide essential services to Dine'. It is not lost on me that this helps to demonstrate to the Federal government, and more specifically to President Trump's energy advisors, that the Legislature is indeed supporting the Navajo Nation in their bid to acquire NGS.

What is astonishing to me is that every Democrat member of the Federal Relations Committee voted against the bill, while every Republican voted to support the bill. I am including a representation of the Committee vote count for your inspection. If you would like to watch what happened in the hearing, the link is included below. It can also be found at the AZLEG.GOV web site by clicking the Federal Relations Agenda for 20 February 2019.

http://azleg.granicus.com/MediaPlayer.php?view_id=13&clip_id=22148

Mr. President, I am doing what I can to support you, but it appears that Democrats are doing everything they can to undercut your position. I would like to ask that you call on them to demand support for the Navajo Nation and this important project. I would be pleased to meet with you at your earliest convenience to extend my personal support for the success of N-TEC regarding the acquisition venture that they are engaged in. I am willing to fight for you, I need your help as well.

Kindest Regards,

A handwritten signature in black ink, appearing to read "Mark Finchem", written over a horizontal line.

Rep. Mark Finchem

CC: Speaker Seth Damon
Bernard Masters, NTEC

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.C.R. 2001

(Reference to printed resolution)

1 Page 1, strike lines 1 through 21, insert:

2 "Whereas, the Navajo Generating Station (NGS), located on tribal
3 trust lands leased from the Navajo Nation, provides reliable and
4 cost-effective electricity to customers in Arizona and Nevada by operating
5 a 2,250 megawatt power station burning low sulfur bituminous coal from the
6 Peabody Western Coal Company's Kayenta Mine, both of which employ hundreds
7 of workers and contribute millions of dollars to the economy on an annual
8 basis; and

9 Whereas, the NGS is a significant source of employment and revenue
10 for members of the Navajo Nation and, through the Kayenta coal mine that
11 supplies coal for the NGS, for members of the Hopi Tribe as well. Coal
12 mining operations also contribute \$92 million each year in wages, benefits,
13 royalties, business transactions and scholarships; and

14 Whereas, in February 2017, the current owners of the NGS abruptly
15 announced that they would not operate the NGS past December 2019; and

16 Whereas, in June 2017, the Navajo Nation Council approved an
17 extension lease between the Navajo Nation and Salt River Project, Arizona
18 Public Service Company, Tucson Electric Power and NV Energy, which allows
19 NGS operations through December 2019 and decommissioning of the NGS and
20 remediation of the NGS site thereafter; and

21 Whereas, given the negative consequences to this state, the Navajo
22 Nation and Hopi Tribe and local governments of the cessation of the NGS and
23 Kayenta mining operations, the Navajo Nation began an extensive search for
24 a potential new owner for the NGS. The Naabik'iyáti' Committee of the

1 Navajo Nation Council also issued an official resolution that passed
2 overwhelmingly on December 27, 2018, supporting the ongoing effort to find
3 a new owner for the NGS; and

4 Whereas, all men have a right to self-determination and a right to
5 work to their collective good with the blessings bestowed on them by the
6 grace of God; and

7 Whereas, the Legislature has a longstanding history of collaboration
8 and cooperation on matters that promote the enhanced quality of life of the
9 citizens of the State of Arizona and the United States; and

10 Whereas, there remains a question of law regarding the authority of
11 operators to decommission the NGS before the congressionally mandated
12 decommissioning date of December 22, 2044; and

13 Whereas, premature termination of the NGS would have a devastating
14 effect on the local economy, including lost tax revenue to the Arizona
15 budget and both a direct and indirect economic impact of billions of
16 dollars, as reported by the Arizona State University W.P. Carey School of
17 Business.

18 Therefore"

19 Page 1, strike everything after the resolving clause and insert:

20 "That the Members of the Legislature fervently support the
21 continuation of the Navajo Generating Station and the Navajo Nation's
22 ongoing endeavors in negotiating a new acquisition and extension deal, in
23 furtherance of their right to self-determination."

24 Amend title to conform

MARK FINCHEM

HCR2001FINCHEM SE
02/15/2019
~~11:06 AM~~
C:aw

HCR2001FINCHEM SE2
02/18/2019
10:31 AM
H: DC/lc

House Standing Committee Details - HCR2001

Committee	Ref #	Assign	Report	Action	Vote		
FR	1	02/14/2019	02/20/2019	DPA/SE	4-3-0-0-0		
BOLDING	N	HERNANDEZ A	N	TOWNSEND	Y	FINCHEM	Y
BOLICK	Y	MEZA	N	GRIFFIN	Y		

Committee	Ref #	Assign	Report	Action	Vote
RULES	1	02/14/2019		None	0-0-0-0-0

**COMMITTEE ON FEDERAL RELATIONS
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.C.R. 2001
(Reference to printed resolution)**

Page 1, strike lines 1 through 21, insert:

"Whereas, the Navajo Generating Station (NGS), located on tribal trust lands leased from the Navajo Nation, provides reliable and cost-effective electricity to customers in Arizona and Nevada by operating a 2,250 megawatt power station burning low sulfur bituminous coal from the Peabody Western Coal Company's Kayenta Mine, both of which employ hundreds of workers and contribute millions of dollars to the economy on an annual basis; and

Whereas, the NGS is a significant source of employment and revenue for members of the Navajo Nation and, through the Kayenta coal mine that supplies coal for the NGS, for members of the Hopi Tribe as well. Coal mining operations also contribute \$92 million each year in wages, benefits, royalties, business transactions and scholarships; and

Whereas, in February 2017, the current owners of the NGS abruptly announced that they would not operate the NGS past December 2019; and

Whereas, in June 2017, the Navajo Nation Council approved an extension lease between the Navajo Nation and Salt River Project, Arizona Public Service Company, Tucson Electric Power and NV Energy, which allows NGS operations through December 2019 and decommissioning of the NGS and remediation of the NGS site thereafter; and

Whereas, given the negative consequences to this state, the Navajo Nation and Hopi Tribe and local governments of the cessation of the NGS and Kayenta mining operations, the Navajo Nation began an extensive search for a potential new owner for the NGS. The Naabik'iyáti' Committee of the Navajo Nation Council also issued an official resolution that passed overwhelmingly on December 27, 2018, supporting the ongoing effort to find a new owner for the NGS; and

Whereas, all men have a right to self-determination and a right to work to their collective good with the blessings bestowed on them by the grace of God; and

Whereas, the Legislature has a longstanding history of collaboration and cooperation on matters that promote the enhanced quality of life of the citizens of the State of Arizona and the United States; and

Whereas, there remains a question of law regarding the authority of operators to decommission the NGS before the congressionally mandated decommissioning date of December 22, 2044; and

Whereas, premature termination of the NGS would have a devastating effect on the local economy, including lost tax revenue to the Arizona budget and both a direct and indirect economic impact of billions of dollars, as reported by the Arizona State University W.P. Carey School of Business.

Therefore"

Page 1, strike everything after the resolving clause and insert:

"That the Members of the Legislature fervently support the continuation of the Navajo Generating Station and the Navajo Nation's ongoing endeavors in negotiating a new acquisition and extension deal, in furtherance of their right to self-determination."

Amend title to conform

And, as so amended, it do pass

**MARK FINCHEM
CHAIRMAN**

**HCR2001FEDERAL RELATIONS
02/20/2019
04:06 PM
H: ra**

TAB

2

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE OF THE
23rd NAVAJO NATION COUNCIL -- Fourth Year, 2018
AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; STATEMENT OF POLICY
REGARDING CONTINUED OPERATIONS OF THE NAVAJO GENERATING STATION
AND KAYENTA MINE

WHEREAS:

- A. The Navajo Nation established the Naabik'iyáti' Committee as a Navajo Nation Council standing committee and, as such, empowered Naabik'iyáti' Committee to coordinate with all committees, Chapters, branches and entities concerned with all Navajo appearances and testimony before Congressional committees, and departments of the United States government. See 2 N.N.C. §§ 164 (A)(9), 700 (A), 701 (A)(8).
- B. The Navajo Generating Station (NGS), located in LeChee Chapter, provides electricity to customers in Arizona and Nevada by operating a 2,250 megawatt power station burning low sulfur bituminous coal from the Peabody Western Coal Company's Kayenta Mine, both of which employ hundreds of Navajo workers and contribute millions of dollars to the Navajo Nation government on an annual basis.
- C. In February 2017, the current owners of NGS abruptly announced that they would not operate NGS past December 2019.
- D. In June 2017, the 23rd Navajo Nation Council approved a lease between the Navajo Nation and Salt River Project Agricultural Improvement and Power District, Arizona Public Service Company, Tucson Electric Power Company, Nevada Power Company d/b/a NV Energy, and Department of Water and Power of City of Los Angeles (the "NGS owners"), which would allow NGS operations through December 2019 and decommissioning of NGS and remediation of the NGS site post-2019 ("Extension Lease"). The Extension Lease was executed by the Nation and the NGS owners, and was approved by the Secretary of the Interior on November 29, 2017.
- E. Given the large negative economic impacts the Navajo Nation would experience if NGS and the Kayenta Mine were to shut

down next year, the Nation immediately began a search for a potential new owner for NGS. After negotiations with a potential new owner fell through this past fall, the Navajo Nation leadership requested that the Navajo Transitional Energy Company, LLC ("NTEC") step in and try to negotiate a deal for the acquisition of NGS and the Kayenta Mine. This would allow operations beyond December 2019 and preserve crucial Navajo jobs and revenue to the Navajo Nation government.

- F. The Naabik'iyáti' Committee realizes understands that NTEC's discussions with key NGS stakeholders are ongoing, including discussions with the Navajo Nation government, the NGS owners and the United States. The Committee also realizes that a great deal of work must be done, including NTEC's due diligence efforts related to NGS and the Kayenta Mine and the necessary environmental reviews. The Naabik'iyáti' Committee also understands and respects that it will be the decision of the 24th Navajo Nation Council to approve or not approve any agreements resulting from NTEC's acquisition of NGS and the Kayenta Mine and will make a thoughtful decision on the matter.
- G. Given the importance of this issue to the Navajo Nation, and given the fact that it was this 23rd Navajo Nation Council that approved the Extension Lease, the Naabik'iyáti' Committee feels compelled to issue this Statement of Policy in support of NTEC's efforts.

NOW, THEREFORE, BE IT RESOLVED:

The Naabik'iyáti' Committee of the 23rd Navajo Nation Council fully supports NTEC's ongoing efforts in exploring the possibility of NTEC acquiring NGS and the Kayenta Mine and negotiating such a deal, subject to the finalizing of the necessary agreements, including those agreements that need to be approved by the Navajo Nation and the 24th Navajo Nation Council.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Naabik'iyáti' Committee of the 23rd Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 09 in Favor, and 00 Opposed, on this 27th day of December 2018.



Jonathan Perry, Chairman Pro Tem
Naabik'iyáti' Committee

Motioned: Honorable Davis Filfred
Second : Honorable Olin Kieyoomia

Chairman Pro Tem Jonathan Perry not voting

Pursuant to § 700 (D), A quorum of the committee shall be satisfied by the presence of two (2) members of each Standing Committee or a majority of delegates of the Navajo Nation Council.

NAVAJO NATION

RCS# 1187

Naa'bik'iyati Committee

12/27/2018

11:01:39 PM

Amd# to Amd#

Legislation 0449-18: Statement
of Policy Regarding Continued
Operations of the Navajo
Generating Station and...

PASSED

MOT Filfred

SEC Kieyoomia

Yea : 9

Nay : 0

Excused : 0

Not Voting : 15

Yea : 9

Bates
Begay, K
BeGaye, N

Bennett
Filfred

Jack
Kieyoomia

Tso
Yellowhair

Nay : 0

Excused : 0

Not Voting : 15

Begay, NM
Brown
Chee
Crotty

Damon
Daniels
Hale
Perry

Pete
Phelps
Shepherd
Slim

Smith
Tsosie
Yazzie

TAB

3



Timothy Nuvangyaoma
CHAIRMAN

Clark W. Tenakhongva
VICE-CHAIRMAN

February 11, 2019

Assistant Secretary Dr. Timothy R. Petty
US Department of Interior
1849 C Street, NW
Washington, DC 20240

Assistant Secretary Petty:

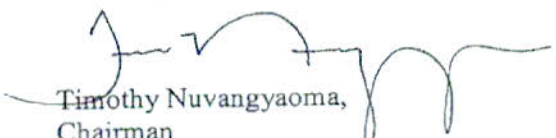
The Hopi Tribe is concerned over the fate of the Navajo Generating Station and Kayenta Mine. The closure of the mine and power plant would have a devastating impact on the Hopi Tribe and our Hopi-Tewa people. Decades ago, the federal government, the State of Arizona and the non-government owners of the Navajo Generating Station made a commitment to the Hopi Tribe to provide financial support through use of mining Hopi coal.

The closure will significantly impact the Hopi Tribe. Economic studies show a negative effect of over \$2 Billion in Northern Arizona from the closure of the power plant and mine. The financial revenue provides living wage jobs to hundreds of Hopi-Tewa people. Royalties received provide 85% of the Tribe's general revenue. Closure will cause significant reductions to the Hopi tribal budget and ability to provide critical services to our people.

Navajo Transitional Energy Company ("NTEC"), a proven coal mine operator and energy marketer in Southwest energy markets, has come forward to acquire the mine and power plant.

The Hopi Tribe supports the acquisition of the Navajo Generating Station by NTEC, to sustain the Hopi Tribe's economic stability and the preservation of jobs.

Sincerely,



Timothy Nuvangyaoma,
Chairman
The Hopi Tribe

cc: Navajo Nation President Jonathan Nez
Navajo Nation Speaker Seth Damon

TAB

4

NN Chapters that passed resolution in support of NTEC acquisition of NGS and Kayenta Mine

- 1 Chinle
- 2 Churchrock
- 3 Roundrock
- 4 Cove
- 5 Teec Nos Pos
- 6 Lupton
- 7 Rough Rock
- 8 LeChee
- 9 Baca/Prewitt
- 10 Dennehotso
- 11 San Juan
- 12 Newcomb
- 13 Nenahnezad
- 14 Upper Fruitland
- 15 Whitehorse Lake
- 16 Pueblo Pintado
- 17 Cornfields
- 18 K'ai'Bii'to
- 19 Leupp
- 20 Mariano Lake
- 21 Kayenta
- 22 Teesto
- 23 Manuelito
- 24 Iyanbito
- 25 Alamo
- 26 To'hajiilee
- 27 Red Valley
- 28 Oljato
- 29 Burnham
- 30 Northern Veterans Organization
- 31 NOST Regional Council
- 32 Kayenta Township Commission
- 33 Eastern Navajo Agency Council



Navajo Nation Kayenta Chapter
Post Office Box 1088
Kayenta Chapter, Navajo Nation, AZ 86033
Chapter Resolution



RESOLUTION NO. KY19-403-02

THE KAYENTA CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. Kayenta is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution N. CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Nation Law, including custom, tradition, and fiscal matter; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, L.L.C. ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation Requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Kayenta Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTE in order to preserve their operations.
- 2.
3. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
4. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Kayenta Chapter.

CERTIFICATION

WE hereby certify that the foregoing resolution was duly considered by the Kayenta Chapter, Kayenta, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 50 in favor, 00 opposed, and 07 abstaining, this 20th day of February, 2019.

Motioned By: Sara Blackwater

Seconded By: Analita Osif


Stanley Clitso, Kayenta Chapter President



**RESOLUTION
OF THE
EASTERN NAVAJO AGENCY COUNCIL
THE NAVAJO NATION**

No. ENAC-12-2018-003

URGING THE 24TH NAVAJO NATION COUNCIL, THE NAVAJO NATION GOVERNMENT, AND NAVAJO TRANSITIONAL ENERGY COMPANY, LLC (NTEC) TO EMPLOY PRUDENT DECISION-MAKING INCLUDING EXTENSIVE FACT BASED DUE-DILIGENCE AND LONG-TERM EFFECTIVE ASSESSMENTS WHEN CONSIDERING THE ACQUISITION OF THE NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. The Eastern Navajo Agency Council is established under the Legislative Branch of the Navajo Nation and certified by Resolution IGRS-251-01; and
2. Pursuant to 26 N.N.C. Section 103 (D) (4), the Eastern Navajo Agency Council, a consortium of elected Chapter Officials representing thirty-one (31) certified Navajo Nation Chapters, agree to address and undertake common goals and interests for the benefit of the Eastern Navajo Agency Chapters; and
3. Pursuant 2 N.N.C. SECTION: 402B; the Eastern Navajo Agency Council is vested with government authority to review all matters affecting the community to make most appropriate recommendations when necessary to the Navajo Nation, County, State, Federal and other local agencies; and
4. NTEC is promoting and actively seeking supporting resolutions for acquisition from Navajo Chapters and the Navajo People without providing the essential information required for such a significant purchase/investment/decision.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Eastern Navajo Agency Council hereby urges the 24th Navajo Nation Council, the Navajo Nation Government, and Navajo Transitional Energy Company, LLC (NTEC) to employ prudent decision-making including extensive fact based due-diligence, and long-term effective assessments when considering the acquisition of the Navajo Generating Station (NGS) and the Kayenta Mine - more specifically, study:
 - a. Accuracy of asking/purchase price
 - b. Firm commitments of from where the funds will come
 - c. Associated Costs (clean-up, upgrade, etc.)
 - d. Realistic long-term financial value of purchase
 - e. Sources of valuation presented by seller(s)?
 - f. Guarantees return on investment?
 - g. Stability and long-term forecast of the Coal Industry with particular view of the U.S. movement to alternative energy sources (solar, electric, wind, etc.)
 - h. What are other businesses and growth opportunities that the Nation should be exploring and undertaking?
 - i. Methods to assure any decision (large or small) are not political, with the potential use of outside assessment by uninterested parties

CERTIFICATION

I hereby certify that the foregoing resolution was approved by the Eastern Navajo Agency Council at a duly called meeting at Prewitt, Navajo Nation, New Mexico, at which a quorum was present and the same was passed by a vote of 39 in favor, 00 opposed, 28 abstained, this 2nd day of March 2019.

Moved by: Cecil Lewis, Jr., Basa Chapter
Seconded: Jordan Elicitly, Tohajiilee Chapter

Johnny Gonzalez, President

ATTEST

W. Wanda Arviso, Secretary



EASTERN NAVAJO AGENCY COUNCIL

Quarterly Meeting

9am, March 2, 2019 • Baca Chapter House, Prewitt, NM

CHAPTER ROLL CALL SHEET

#	CHAPTER	1st Call <u>9:10 AM</u>		2nd Call <u>10:00 AM</u>		3rd Call _____	
		Present	Absent	Present	Absent	Present	Absent
1	Alamo Navajo Chapter	✓		✓			
2	Baca/Prewitt Chapter	✓		✓			
3	Becenti Chapter	✓		✓			
4	Baahaali Chapter	✓		✓			
5	Casamero Lake Chapter	✓		✓			
6	Chichiltah Chapter	✓		✓			
7	Churchrock Chapter	✓		✓			
8	Counselor Chapter	✓		✓			
9	Crownpoint Chapter	✓		✓			
10	Huerfano Chapter	✓		✓			
11	Iyanbito Chapter	✓		✓			
12	Lake Valley Chapter	✓		✓			
13	Littlewater Chapter	✓		✓			
14	Manuelito Chapter	✓		✓			
15	Mariano Lake Chapter	✓		✓			
16	Nageezi Chapter	-		-			
17	Nahodishgish Chapter	✓		✓			
18	Ojo Encino Chapter	✓		✓			
19	Pinedale Chapter	✓		✓			
20	Pueblo Pintado Chapter	✓		✓			
21	Ramah Navajo Chapter	-		✓			
22	Rock Springs Chapter	-		-			
23	Smith Lake Chapter	-		✓			
24	Thoreau Chapter	✓		✓			
25	Tohajiilee Chapter	✓		✓			
26	Torreón Chapter	✓		✓			
27	Tse'ii'ahi Chapter	✓		✓			
28	Tse'lichii Chapter	-		-			
29	Tsayatoh Chapter	✓		✓			
30	Whitehorse Lake Chapter	✓		✓			
31	Whiterock Chapter	✓		✓			
TOTAL		26		28			

Roll call taken by:

28



Baca/Prewitt Chapter

Cecil Lewis, Jr., President
Norma James, Vice President
Cindy V. Howe, Secretary-Treasurer
Daniel Tso, Council Delegate
Tina Becenti, Chapter Manager
Vacant, Administrative Assistant
Bobby Delgarito, Land Board



Jonathan Nez
President

Myron Lizer
Vice-President

RESOLUTION OF THE BACA/PREWITT CHAPTER BPC/19/02/30

THE BACA/PREWITT CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. Baca/Prewitt Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP 34-98 and is delegated authority with respect to local matters consistent with Navajo Nation Law, including custom, tradition and fiscal matters; and
2. The current owners and participation of both the NGS power plant and Kayenta Mine has announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, L.L.C. ("NTEC") 2013 and charged it with responsibility to develop the economic, financial, social and cultural well-being of the Navajo People, the Navajo Nation, and its future generation through the development of its energy portfolio. In October 2018, in furtherance of this responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare jobs and prosperity of the Navajo Nation, and therefore a matter of local concern; and
5. On December 27, 2018 the Naabikiyati issued a resolution supporting continued effort by NTEC to acquire NGS and Kayenta Mine. On December 28, 2018 NTEC reported to the Council that its Management Committee had approved continued negotiations and the diligence for the purpose of concluding a deal to acquire both NTEC and Kayenta Mine.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Baca/Prewitt Chapter and its community and members hereby supports the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial needs.



Baca/Prewitt Chapter

Cecil Lewis, Jr., President
Norma James, Vice President
Cindy V. Howe, Secretary-Treasurer
Daniel Tso, Council Delegate
Tina Becenti, Chapter Manager
Vacant, Administrative Assistant
Bobby Delgarito, Land Board

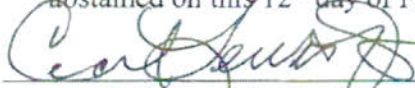


Jonathan Nez
President

Myron Lizer
Vice-President

CERTIFICATION

WE HEREBY certify that this foregoing resolution was duly discussed and considered at a duly called Baca/Prewitt Chapter meeting and adopted by James Martin seconded by Mary Jane Garcia and that same passed by a vote of 13 in favor, 0 opposed and 6 abstained on this 12th day of February, 2019.


Cecil Lewis Jr, President


Tina Becenti, Chapter Manager

Chinle Chapter Government

THE NAVAJO NATION

Myron McLaughlin
PRESIDENT

David Yazzie, Jr.
VICE PRESIDENT

Cynthia Hunter
SECRETARY/TREASURER

Eugene Tso
COUNCIL DELEGATE

Vacant
GRAZING COMMITTEE MEMBER

RESOLUTION OF THE CHINLE CHAPTER NAVAJO NATION CHIN-FEB-19-005

SUPPORTING THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:


1. Chinle Chapter, a recognized certified local government of the Navajo Nation, vested with the power and authority to advocate on behalf of its constituents for the improvement of health, education, safety and general welfare; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social and cultural well-being of the Navajo People, the Navajo Nation and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation and therefore a matter of critical local concern; and
5. The Navajo Nation distributes benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students as well as other financial assistance; and
6. On December 27, 2018 the Nabik'iyati' Committee issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Chinle Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by NTEC in order to preserve their operations.

CERTIFICATION

We, hereby certify that the foregoing resolution was duly considered and moved for Adoption by Andy Ayze, Second by Francis Draper, thoroughly discussed and approved by a vote of 39 in favor, 5 opposed and 10 abstained at a duly called meeting at Chinle Chapter, the NAVAJO NATION, Chinle, Arizona on this 17th day of February 2019.


Myron McLaughlin, President


David Yazzie, Vice-President


Cynthia Hunter, Secretary/Treasurer

**THE NAVAJO NATION
CHURCH ROCK CHAPTER**

Kin Łitsó Sinilí

Community Service Coordinator

Vera Marianito, Accounts Maintenance Specialist



Edmund E. Yazzie, Council Delegate
Johnnie Henry Jr., President
Sherman Woody, Vice-President
Louise Jim, Secretary/Treasurer
Donald Arviso, Land Board Member

RESOLUTION OF CHURCH ROCK CHAPTER
CRC-19-02-03

**THE CHURCH ROCK CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL
ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING
STATION (NGS) AND THE KAYENTA MINE**

WHEREAS,

1. Church Rock Chapter is a local governance of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'íyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Church Rock Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.

THE NAVAJO NATION CHURCH ROCK CHAPTER

Kin Łitsó Sinilí

Community Service Coordinator

Vera Marianito, Accounts Maintenance Specialist



Edmund E. Yazzie, Council Delegate
Johnnie Henry Jr., President
Sherman Woody, Vice-President
Louise Jim, Secretary/Treasurer
Donald Arviso, Land Board Member

2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Church Rock Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We hereby certify that the forgoing resolution was duly considered by the Church Rock Chapter of the Navajo Nation, at a duly called meeting at which a quorum was present and that same way passed by a vote of 41 in favor, 00 opposed, and 13 abstained on this 13th day of February, 2019.

Motioned by: Geneva Peter

Seconded by: Janice Yazzie


President, Johnnie Henry Jr.


Vice-President, Sherman Woody


Secretary/Treasurer, Louise Jim

Church Rock Chapter Meeting
Meeting Sign In Sheet

CHURCH ROCK CHAPTER 02-13-19

Sign in Sheet

Regular Meeting

1 President

2 Vice- President

3 Secretary/ Treasure

4 Land Board

5 Council Delegate

6 Community Service Coordinator

7 Account Maintance Specialist

8 *Janice Gami*

9 *Frank Gami*

10 *Jan Ethel*

11 *Deft Ethel*

12 *Louise Begay*

13 *Emma Gordon*

14 *Margie Gree*

15 *Nicole Warrre*

16 *Alice Chuyote*

17 *May C. Mung*

18 *Ellen Carriso*

19 *Vincent Yazzie*

20 *Elsee Peshlatae*

21 *John C. S. Jt*

22 *Ray*

23 *Alfred - E*

24 *Loretta Johnson*

25 *Robert Begay*

26 *Joe Begay*

27 *Sharlene Begay-Platero*

28 *Elizabeth Whitman*

29 *Debra Whitman W. Beg*

30 *Miron Tommy*

31 *Edith*

32 *Robert Begay*

33 *Herbert J. Touchie*

34 *Ronald Miller*

35 *Eleanor Cesman*

36 *Harley Charley*

37 *Loretta Jim*

38 *MARIA Johnson*

39 *Charles Long Sr Thoren*

40 *Ben*

41 *Jeremiah White*

42 *Tommy Warrre*

43 *Wes Craig*

44 *Matt G. Warrre*

45
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47 Nellie L. Bess
48 Tom J. Lee
49 Corvus Lee
50 Alta James
51 Rose Leduc
52 Mary J. Moore
53 CASEY BEGAY
54 Shymon King
55 Olin Kiermont
56 Shayla Draper
57 Rawlin Jacob
58 Leora Eckert
59 Albert Lee
60 Evelyn Johnson
61 Alvin R. Johnson
62 Leander Myers
63 Daniel Deschene
64 Melissa Deschene
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THE NAVAJO NATION CHAPTER GOVERNMENT ♦ COVE CHAPTER ♦

PO BOX # 378, RED VALLEY, ARIZONA 86544 P: (928) 653-5806 F: (928) 653-5808 E-

COV-19-019

RESOLUTION OF THE COVE CHAPTER OF THE NAVAJO NATION

THE COVE CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE.

WHEREAS:

1. Pursuant to the "Local Governance Act", Title 26 N.N.C. Chapter 1, Section 3 (s), the **Cove Chapter** was established as a Chapter of the Navajo Nation Government by the Navajo Nation Council Resolution Number CAP-34-98; and
2. Pursuant to Chapter 1, Sub Chapter 1, Section 131 (1) (2), of the Same "Act" the **Cove Chapter** has the responsibility and authority to promote, protect, and preserve the interest and general welfare including the safety of its community people, programs, property, and
3. Pursuant to, the same resolution, No. CAP-34-98, the **Cove Chapter** is a duly certified chapter of the Navajo Nation Government and is vested with the authority and responsibility to plane and implement projects in the best interest of the community and
4. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
5. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
6. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
7. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.



THE NAVAJO NATION CHAPTER GOVERNMENT ♦ COVE CHAPTER ♦

PO BOX # 378, RED VALLEY, ARIZONA 86544 P: (928) 853-5808 F: (928) 853-5808 E-

COV-19-019

NOW THEREFORE BE IT RESOLVED THAT:

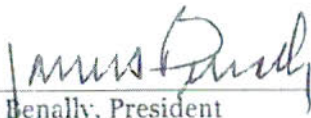
1. The Cove Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Cove Chapter.
4. NGS and Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We, hereby, certify that the foregoing resolution was presented to the Cove Chapter at a duly called meeting in Cove, Navajo Nation, Arizona, and which a quorum of Chapter members was present and that the same was passed by a vote 20 in favor, 02 oppose, 04 abstentions, this 10th day of February 2019.

Motioned: Louella Shorty

Seconded: Harry Brownhat


James Benally, President

**RESOLUTION OF THE
DENNEHOTSO CHAPTER
DCHFEB-033-2019**

**THE DENNEHOTSO CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL
ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION
(NGS) AND THE KAYENTA MINE**

WHEREAS,

1. Dennehotso Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'íyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

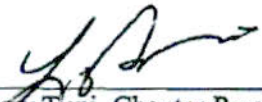
NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Dennehotso Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.

2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Dennehotso Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

I certify that the foregoing resolution was duly considered by the Dennehotso Chapter, at a duly called meeting, in Dennehotso (Navajo Nation), Arizona at which a quorum was present and that same was passed by a vote of; 14 in favor 07 opposed, 08 abstained, this 10th day of February, 2019



Larry Tuni, Chapter President
Dennehotso Chapter – Western Navajo Agency

Motion by: **Anderson Redhouse**
Seconded by: **Kenneth Johnson**



THE KAYENTA TOWNSHIP

P.O. BOX 1490 KAYENTA, AZ 86033 - PHONE: (928) 697-8451 FAX (928) 697-8461

Continuing the legacy of brilliant leadership through best improvement since 1906.



Resolution No: KTCF-12-19

RESOLUTION OF THE KAYENTA TOWNSHIP COMMISSION

THE KAYENTA TOWNSHIP SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. The Kayenta Township Commission ("Commission") is a home-rule municipality of the Navajo Nation with the general authority and responsibility to govern for the welfare of the Kayenta Township ("Township"), the Township's employees, and its residents, including the enactment of such ordinances, rules and regulations as it deems in the best interest of the Township. See 2 N.N.C. §§ 4081-4086, as amended; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyatf issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta Mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Kayenta Township and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.

3. The Navajo Nation also received benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Kayenta Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

I hereby certify that the foregoing resolution was considered by the Kayenta Township Commission at a duly called meeting at Kayenta, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 3 in favor, 0 opposed, and 2 abstained, this 11th day of February, 2019.

Motion: Commissioner J. Williams
Second: Commissioner J. Hall-Ward



Edward Seaton, Chairperson
Kayenta Township Commission

LeChee Chapter



Jerry L. Williams, President
Sara Dale, Grazing Officer
Revaline Tate, Chapter Manager

JoAnn Yazzie-Pioche, Vice-President
Paul Begay, NN Council Delegate
Vacant, Secretary/Treasure

P.O. Box 4720 Page, Arizona 86040 P: 928-698-2805 F: 928.698.2803 E:
lechee@navajochapters.org

RESOLUTION OF LECHEE CHAPTER **RESOLUTION NO.:#LC-021119A.**

THE LECHEE CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. Lechee Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

LeChee Chapter



Jerry L. Williams, President
Sara Dale, Grazing Officer
Revaline Tate, Chapter Manager

JoAnn Yazzie-Pioche, Vice-President
Paul Begay, NN Council Delegate
Vacant, Secretary/Treasurer

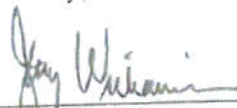
P.O. Box 4720 Page, Arizona 86040 P: 928-698-2805 F: 928.698.2803 E:
lechee@navajochapters.org

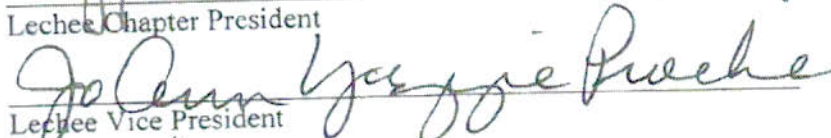
NOW, THEREFORE, BE IT RESOLVED THAT:

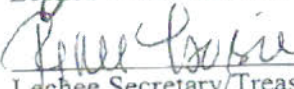
1. The Lechee Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Lechee Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.


CERTIFICATION

We hereby certify that the forgoing resolution was duly considered by the Lechee Chapter of the Navajo Nation, at a duly called meeting at which a quorum was present and that same way passed by a vote of 24 in favor, 1 opposed, and 3 abstained on this 11 day of February, 2019.


Lechee Chapter President


Lechee Vice President


Lechee Secretary/Treasurer

GCM Lechee 



TSA-2019-02-012

RESOLUTION OF THE TSE' SI ANI CHAPTER
LUPTON, ARIZONA

THE TSE SI ANI CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY
COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS)
AND THE KAYENTA MINE.

WHERE AS:

1. Pursuant to N.N.C. Title 26, the Tse' Si Ani Chapter is a certified chapter of the Navajo Nation government and is delegated the authority and responsibility to consider and act upon any requests on behalf of the local constituents; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC (NTEC) in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs, and prosperity of the Navajo Nation, and therefore; a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

RAYMOND SMITH JR.
COUNCIL DELEGATE

YVONNE S. MURPHY
PRESIDENT

ALVIN BLACKGOT
VICE PRESIDENT

MARLENE S. APACHE
SECRETARY/TREASURER

RANDALL COBB
GRAZING OFFICIAL

TSÉ SI ANÍ CHAPTER

P.O. Box 403 - Lupton, AZ 86508
P: 928.688.2128 F: 928.688.3150



NOW, THEREFORE, BE I RESOLVED THAT:

1. The Tse' Si Ani Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations; and
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships, and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation; and
3. NGS and Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly chapter meeting at Tse Si Ani Chapter in Lupton, Arizona, where a quorum was present and that same was passed by a vote of 9 in favor, 1 opposed, and 7 abstained, this 19th day of February, 2018.

MOTION: Paul Begay

Yvonne Murphy
Yvonne Murphy, Chapter President

Marlene Apachee
Marlene Apachee, Secretary/Treasurer

SECOND: Sherman Yuzzie

Alvin Blackgoat
Alvin Blackgoat, Vice President

Hon. Raymond Smith, Jr., NNCD



NAZLINI CHAPTER GOVERNMENT



LEE V. BIGWATER
CHAPTER PRESIDENT

JOSEPH DEDMAN, JR.
CHAPTER VICE PRESIDENT

JOANN DEDMAN
SECRETARY/TREASURER

KEE ALLEN BEGAY, JR.
COUNCIL DELEGATE

IRVIN SHIRLEY
GRAZING REPRESENTATIVE

NAZLINI CHAPTER RESOLUTION NAZL-2019-FEB-019

SUPPORTING THE NAVAJO TRANSITIONAL ENERGY COMPANY'S ACQUISITION OF NAVAJO GENERATING STATION AND THE KAYENTA MINE

WHEREAS:

1. Nazlini Chapter, pursuant to Resources & Development Committee Legislation #RDCF02-15 dated February 17, 2015, is an L.G.A. certified chapter with prime duties to address and advocate on matters beneficial to its constituents; AND
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; AND
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; AND
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; AND
5. On December 27, 2018 the Naabik'iyatí issued a resolution supporting continued efforts by NTEC to acquire NGS and Kayenta mine. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW THEREFORE, BE IT RESOLVED THAT:

1. The Nazlini Chapter and its community members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.


2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Nazlini Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We hereby certify that the forgoing resolution was duly considered by the Nazlini Chapter of the Navajo Nation, at which a quorum was present and that same was passed by a vote of 1 in favor, 20 opposed, and 5 abstained on this 13th day of February, 2019.

Motioned: Reed Bia

Seconded: Isabel Nez




Lee V. Bigwater, Chapter President



JoAnn Dedman, Secretary/Treasurer



Joseph Dedman Jr., Vice-President



Kee Allen Begay Jr., Council Delegate



Lorenzo Bates
Council Delegate

NENAHNEZAD CHAPTER

P.O. BOX 438
FRUITLAND, NEW MEXICO 87416
Ph 505/960-9702 Fax 505/960-6657
www.nenahnezad@navajochapters.org

Norman C. Begaye
President

Lucinda Yellowman-Bennalley
Vice President

LoJan Watson
Secretary/Treasurer

Harold Dodge
Grazing Committee Member

Tracy Raymond
Farm Board Member

NZC-31-2019

SUPPORTING THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. Pursuant to 26 N.N.C. §3 (A), the Nenahnezad Chapter was certified on November 10, 1955 as a chapter of the Navajo Nation and is listed under 11 N.N.C., Part 1, §(B), the Nenahnezad Chapter is delegated the governmental authority to make decisions over local matters consistent with Navajo Laws including custom, tradition, and fiscal matters; and
2. The Nenahnezad has been informed that the current owners and participants of both the NGS Power Plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Navajo Nation and \$40 million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs, and prosperity of the Navajo Nation and therefore a matter of critical local concern; and
5. On December 27, 2018, the Naabik'iyati' issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Navajo Nation Council that its Management

- Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine; and
6. That this support is in the best interest of Nenahnezad Chapter and the Navajo Nation.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Nenahnezad Chapter supports the Navajo Transitional Energy Company's (NTEC) acquisition of Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations.
2. The Navajo Nation received benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if operations cease.
3. The Navajo Nation also received benefits from NGS and Kayenta Mine to the Navajo Nation General Funds from royalties, taxes, ease and rights-of-way, scholarship payments, and AML funds that are used to supplement governmental programs of the Navajo Nation including the Nenahnezad Chapter.
4. The Navajo Generating Station and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

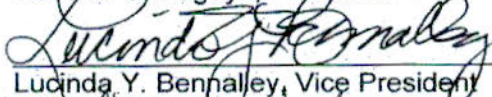
CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Nenahnezad Chapter at a duly called meeting at Nenahnezad, (New Mexico) Navajo Nation. A motion was made by Larry Lowe and seconded by Mae Atcitty and the same was passed by a vote of 32 in favor, 00 opposed, and 00 abstained, this 11th day of February 2018.

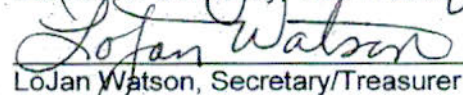
CONCURRED:

Rickie Nez, Council Delegate

Norman C. Begaye, President



Lucinda Y. Benhaley, Vice President



LoJan Watson, Secretary/Treasurer



NEWCOMB CHAPTER – NAVAJO NATION

P.O. Box # 7946, Newcomb, New Mexico 87455; Phone: 505.686-3300 Fax: 505.696.5475

FY'2019
NWCB-021019-039

Resolution of the Newcomb Chapter

SUPPORTING THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. Newcomb Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the Navajo Generating Station (NGS) power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'íyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Newcomb Chapter and its membership hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.

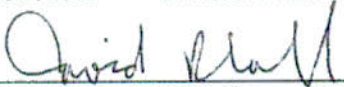
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Newcomb Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

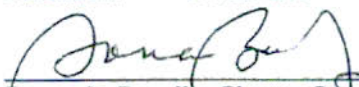
We, hereby certify that the foregoing Chapter Resolution was considered by the Newcomb Chapter membership at a duly called Chapter meeting at Newcomb, Navajo Nation (New Mexico) at which a quorum was present and hat same was passed by a vote of 16 in favor, 00 opposed, 01 abstained this 10th day of February, 2019.

Motioned: Edward evans

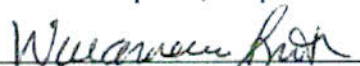
Seconded: Bertha Lee



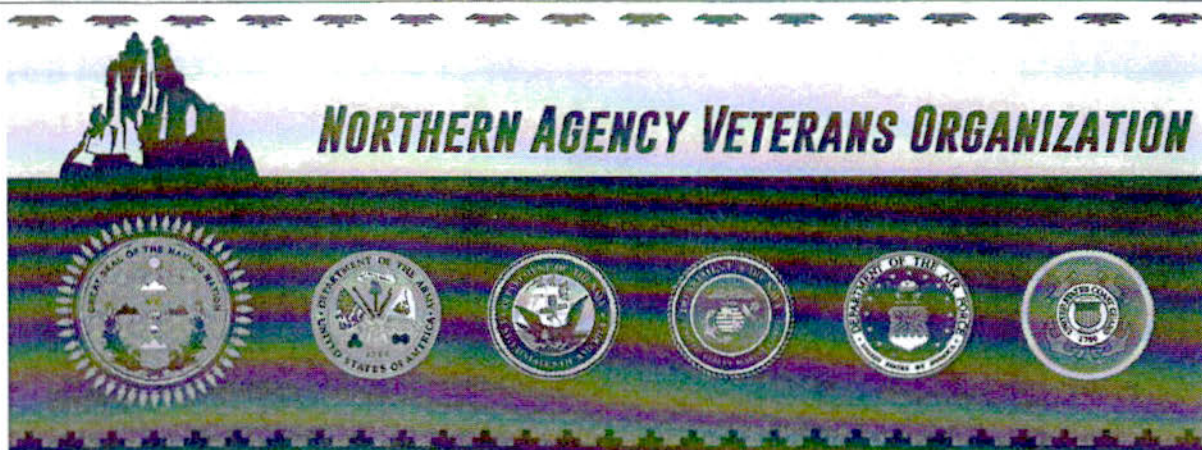
David Randolph Sr., Chapter President



Donna L. Benally, Chapter Secretary/Treasurer



Willamena Smith, Chapter Vice President



Commander: Vern R. Lee Representative: Candice Pioche-Zunie
Vice Commander: Jerry J. Todacheene Secretary: Harlin Benally

NAVO-20-19

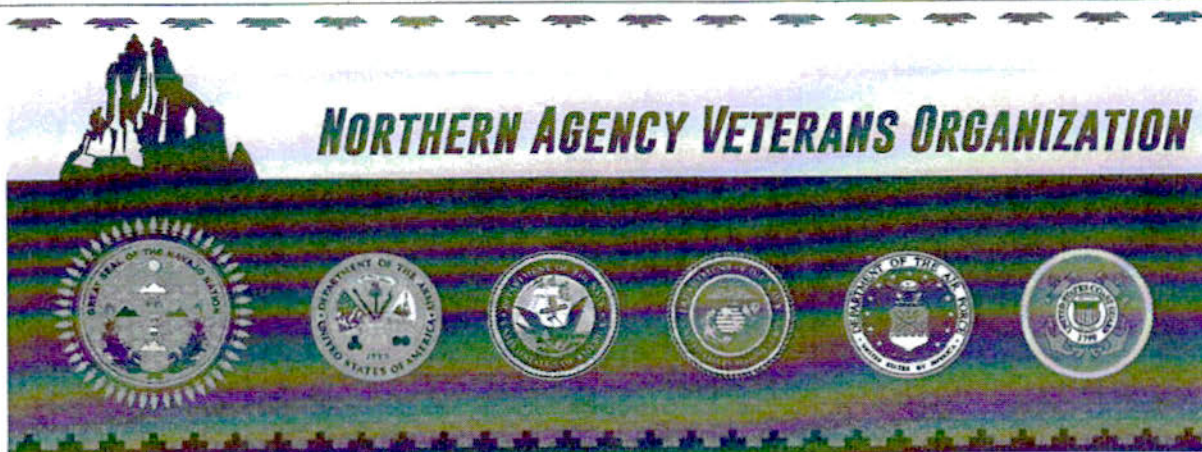
THE NORTHERN AGENCY VETERANS ORGANIZATION SUPPORTS NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. Pursuant to The Navajo Nation Veterans Act; Title II, Section One (E, I, M, N, O, R, T); §1032 (B- 5, 9, 10), The Northern Agency Veterans Organization is duly recognized by the Navajo Nation; and
2. Pursuant to Navajo Nation Council Resolution CMCVO A-25-71; The Northern Agency Veterans Organization is established and established the Department of Navajo Nation Veterans Affairs Department under the Executive Branch of the Navajo Nation Government; and
3. The Northern Agency Veterans Organization is duly recognized by the Navajo Nation with a Plan of Operation to address the issues, concerns and advocate for all Navajo Veterans; and
4. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
5. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
6. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
7. On December 27, 2018 the Naabik'íyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Northern Agency Veterans Organization supports the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.



Commander: Vern R. Lee Representative: Candice Pioche-Zunie
Vice Commander: Jerry J. Todacheene Secretary: Harlin Benally

2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, Navajo Veterans and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Veterans Trust Fund.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

C-E-R-T-I-F-I-C-A-T-I-O-N

The Northern Agency Veterans Organization Hereby Certifies the Foregoing Resolution that was Considered at a Special Called Meeting at Shiprock NECA Conference Room, New Mexico (Navajo Nation) and that the same was approved and passed with a vote of **30** in Favor; **00** Opposed and **11** Abstain on the **18th day January 18, 2019**.

Motioned: Jerry Todacheenie
Seconded: Bert Sandoval

Candice Pioche-Zunie, Representative
Northern Agency Veterans Organization

Vern R. Lee, Commander
Northern Agency Veterans Organization



NOST Regional Council

Elizabeth Whitethorne-Benally
President

Hank Stevens
Vice-President

Martha Tate
Secretary

Herman Daniels, Jr.
Council Delegate

RESOLUTION # 2019-033-001:

THE NOST REGIONAL COUNCIL SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. The NOST Regional Council is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The NOST Regional Council and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the NOST Regional Council.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.


CERTIFICATION

We hereby certify that the forgoing resolution was duly considered by the NOST Regional Council of the Navajo Nation, at a duly called meeting at which a quorum was present and that same was passed by a vote of 5 in favor, 0 opposed, and 1 abstained on this 2nd day of February, 2019 at the Naa T'sis Aan Chapter, Navajo Mountain, Utah.

Motion: Martha Tate

Second: Winifred Bronston

Concur:



Elizabeth Whitethorne-Benally *Vice-Chair*
NOST Regional Council President

NOST Council:
Gjato Chapter
Shonto Chapter
Tsq' Bi Kin Chapter
Naa Ts'as Aan Chapter

**RESOLUTION OF TSE CH'IZHI (ROUGH ROCK) CHAPTER SUPPORTS THE
NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF
NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE
CHAPTER RESOLUTION NO. 2052019 – 05**

WHEREAS:

1. The Tse Ch'izhi (Rough Rock) Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Tse Ch'izhi (Rough Rock) Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial

assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.

3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and right-of-way, scholarship payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Tse Ch'izhi (Rough Rock) Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We, hereby certify that the foregoing resolution was considered by the Tse Ch'izhi (Rough Rock) Chapter at a duly called Chapter meeting in Rough Rock, Navajo Nation, Arizona at which a quorum of Chapter members was present and that the foregoing was passed by a vote of 20 in favor, 0 opposed and 7 abstained. The foregoing was passed this 11th day of February, 2019.

Was the resolution approved as is? Yes

Motion: Katonya Dailey
Second: Raimona Teintagui

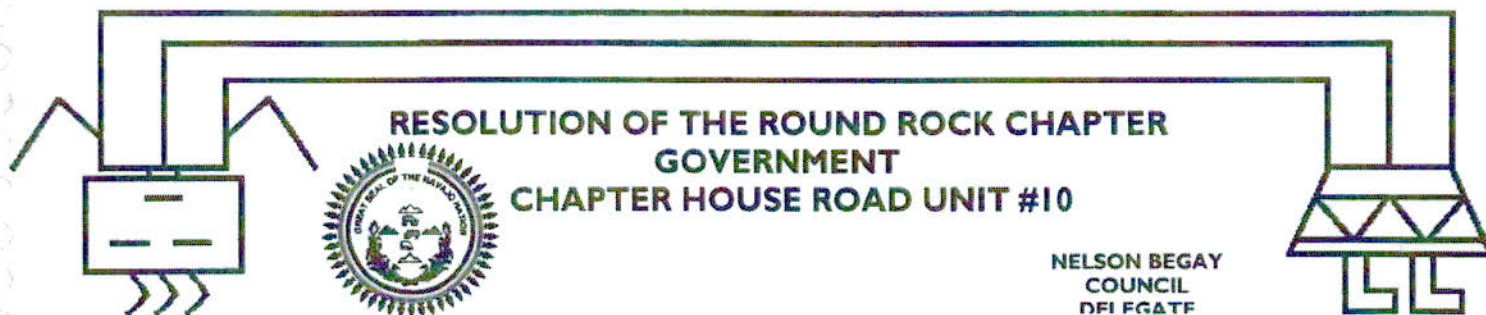
Was the resolution amended? No

Motion: _____
Second: _____

Betty Dailey
Betty Dailey, Chapter President

Jay R. Nez
Jay R. Nez, Chapter Vice-President

Sylvia Hadley
Sylvia Hadley, Chapter Secretary/Treasurer



ROUN1902-06

THE ROUND ROCK CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. Pursuant to the Navajo Nation Local Governance Act (26 N.N.C.), Chapter 1, Subchapter 1, Section 3 (A) the Round Rock Chapter Government, is a certified Chapter Organization, which elects a Delegate to the Navajo Nation Council. The Chapter is also listed as being certified at Part 1, Section 10, of 11 N.N.C., the "Navajo Nation Election Code; AND
2. Pursuant to the same "Act", Chapter 1, Subchapter 1, Section 1 (B-1), the Navajo Nation Council; delegates to our Chapter, governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition; AND
3. Section 1 (B-2), authorizes our Chapter, to improve Community decision making; allow us to excel and flourish; enable our Navajo Leaders to lead towards a prosperous future, and improve the strength and sovereignty of the Navajo Nation. Our Chapter is compelled to govern with responsibility and accountability to us, the Local Citizens; AND
4. Pursuant to the Federal "Indian Self-Determination and Education Assistance Act (P.L; 93-638), as amended, our Chapter Government, is entitled and supported to initiate plans and make recommendations, requests, and thus; determine the promotion, protection, and preservation of the general welfare of our Community People, as well as the Navajo Nation; AND
5. The Round Rock is a certified Chapter of the Navajo nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo nation Law, including custom, tradition, and fiscal matters; AND

Kellywood Harvey, Sr.
PRESIDENT

Paul Jim
VICE-PRESIDENT

Ramona Rogers
SECRETARY/TREASURER

VACANT
GRAZING OFFICIAL

VACANT
COMMUNITY SERVICES
COORDINATOR

Mary L. John
ACCOUNT
MAINTENANCE
SPECIALIST

6. The current owners and participants of both the NGS power plan and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plan and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation ; AND
7. The Navajo Nation created the Navajo Transitional Energy Company, LLC (NTEC) in 2013 and charged it with responsibility to develop the economic, financial, social and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; AND
8. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; AND
9. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta mine.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Round Rock Chapter Government, with all due respect, hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo nation including the Round Rock Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

**RESOLUTION OF THE ROUND ROCK CHAPTER
GOVERNMENT
CHAPTER HOUSE ROAD UNIT #10**



NELSON BEGAY
COUNCIL
DELEGATE

We hereby certify that the foregoing Resolution was considered by the Round Rock Chapter at a duly called Chapter Meeting at Round Rock, Navajo Nation, Arizona, at which a quorum was present and that same was passed by a vote of 18 in favor, 0 opposed, and 01 abstained, on this 12th day of February, 2019 with a motion by Eugene Harvey, and second by Alfred Yazzie.

Kellywood Harvey, Sr.

Kellywood Harvey Sr., President

Kellywood Harvey, Sr.
PRESIDENT

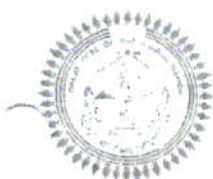
Paul Jim
VICE-PRESIDENT

Ramona Rogers
SECRETARY/TREASURER

VACANT
GRAZING OFFICIAL

VACANT
COMMUNITY SERVICES
COORDINATOR

Mary L. John
ACCOUNT
MAINTENANCE
SPECIALIST



SAN JUAN CHAPTER

SANJ__2019-30

Navajo Nation
San Juan Chapter
Anthony New
San Juan, NM

December 13,
2019

RESOLUTION OF SAN JUAN CHAPTER

THE SAN JUAN CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. San Juan Chapter is a duly Certified Chapter under the Navajo Nation Government pursuant to Resolution No. CD-86-82 and pursuant to N.N.C. §103 and they are delegated and authorized to review all matters affecting its community people; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW THEREFORE, BE IT RESOLVED THAT:

1. San Juan Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the San Juan Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.


CERTIFICATION

We hereby certify that the foregoing resolution was duly considered at a duly called meeting at San Juan Chapter (New Mexico) Navajo Nation, at which a quorum was present that the same was passed by a vote of 27 in favor, 0 opposed, and 1 abstained on this 12th day of February 2019.

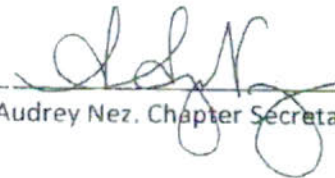
Motion by: Sylvia McKinley

Second by: Amanda Tolino

VACANT, Chapter President



Shawn Mike, Chapter Vice-President



Audrey Nez, Chapter Secretary/Treasurer



Rickie, Council Delegate
SANJ-2019-30



TEEC NOS POS CHAPTER GOVERNMENT

P. O. Box 106, Teec Nos Pos, Arizona, Navajo Nation 86514
Highway 160 BIA School Road #5114 Chapter Government Building
Telephone #928-656-3662 Fax#928-656-3661

RESOLUTION OF TEEC NOS POS CHAPTER

TNPCH-02-11-2019-FY19-R-27

THE TEEC NOS POS CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Teec Nos Pos Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B) Teec Nos Pos Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions; and
3. The current owners and participants of the both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
4. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
5. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
6. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Teec Nos Pos Chapter hereby approves and supports the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Teec Nos Pos Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CHAPTER OFFICERS

Alfred L. Jim Kenny Victor
President Vice President

Daron Yellowhorse
Secretary/Treasurer

Dale Redhouse
Grazing Officer

Charlaine Tso
Council Delegate

Steven Benally
Chapter Coordinator

ADMINISTRATION:

Matilda Begay
Accountant Maintenance Specialist



TEEC NOS POS CHAPTER GOVERNMENT


P. O. Box 106, Teec Nos Pos, Arizona, Navajo Nation 86514
Highway 160 BIA School Road #5114 Chapter Government Building
Telephone #928-656-3662 Fax#928-656-3661

RESOLUTION OF TEEC NOS POS CHAPTER

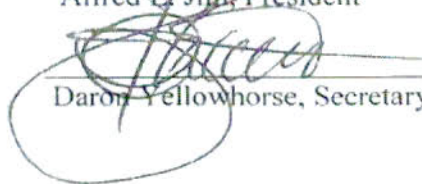
TNPCH-02-11-2019-FY19-R-27

CERTIFICATION

Teec Nos Pos Chapter hereby certify that the foregoing resolution was considered by the Teec Nos Pos Chapter (Navajo Nation) at a duly called meeting at which a quorum was present and was Motioned by: Arlene Ayze Seconded by: Elise Dee and that same was passed by a vote of 50 in favor, 04 opposed and 13 abstained, this 11th day of February, 2019.


Alfred L. Jim, President


Kenny Victor, Vice President


Daron Yellowhorse, Secretary /Treasurer

Charlaine Tso, Council Delegate

CHAPTER OFFICERS

Alfred L. Jim	Kenny Victor	Daron Yellowhorse	Dale Redhouse
President	Vice President	Secretary/Treasurer	Grazing Officer

Charlaine Tso
Council Delegate

ADMINISTRATION:

Steven Benally	Matilda Begay
Chapter Coordinator	Accountant Maintenance Specialist



TEEC NOS POS CHAPTER GOVERNMENT


P. O. Box 106, Teec Nos Pos, Arizona, Navajo Nation 86514
Highway 160 BIA School Road #5114 Chapter Government Building
Telephone #928-656-3662 Fax#928-656-3661

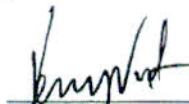
RESOLUTION OF TEEC NOS POS CHAPTER

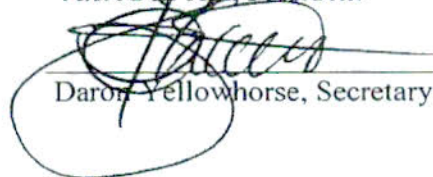
TNPCH-02-11-2019-FY19-R-27

CERTIFICATION

Teec Nos Pos Chapter hereby certify that the foregoing resolution was considered by the Teec Nos Pos Chapter (Navajo Nation) at a duly called meeting at which a quorum was present and was Motioned by: Arlene Ayze Seconded by: Elise Dee and that same was passed by a vote of 50 in favor, 04 opposed and 13 abstained, this 11th day of February, 2019.


Alfred L. Jim, President


Kenny Victor, Vice President


Daron Yellowhorse, Secretary /Treasurer


Charlaine Tso, Council Delegate

CHAPTER OFFICERS

Alfred L. Jim Kenny Victor
President Vice President

Daron Yellowhorse
Secretary/Treasurer

Dale Redhouse
Grazing Officer

Charlaine Tso
Council Delegate

ADMINISTRATION:

Steven Benally Matilda Begay
Chapter Coordinator Accountant Maintenance Specialist

The Navajo Nation
Upper Fruitland Chapter
PO Box 1257
Fruitland, New Mexico 87416
(505) 960-5032/9811
Fax (505) 960-0614



Rickie Nez, Council Delegate
Lynlaria Dickson, President
Faye BlueEyes, Vice-President
Lynelle Etsitty, Secretary/Treasurer
Vacant, Farm Board
Ray Jim, Jr., Grazing Representative

RESOLUTION OF THE NAVAJO NATION UPPER FRUITLAND CHAPTER
THE UPPER FRUITLAND CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL
ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING
STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. Pursuant to 26 N.N.C. § 3(A), the Upper Fruitland Chapter is a certified Chapter of the Navajo Nation as listed under 11 N.N.C., Part 1, P10; and,
2. Pursuant to 26 N.N.C. §1(B), the Upper Fruitland Chapter is delegated the governmental authority to make decisions over local matters consistent with Navajo Law, Custom, and Tradition and under 11 N.N.C. Part, P10 and also delegated authority to make local decisions in the best interest and welfare of the community members; and,
3. Pursuant to 26 N.N.C. §102(A); Upper Fruitland Chapter met the requirements under the Five Management System Policies & Procedures and,
4. Pursuant to 26 N.N.C. §103(d) (1), the Resources and Development Committee certified Upper Fruitland Chapter as Governance Certified who shall exercise authorities pursuant to 26 N.N.C., Section 103, with exceptions of Land Administration Authority beginning February 28, 2012; and,
5. Upper Fruitland Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matters; and
6. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
7. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of

that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and

8. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
9. On December 27, 2018 the Naabik'iyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Upper Fruitland Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Upper Fruitland Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

WE HEREBY CERTIFIED that the foregoing resolution was approved by the Upper Fruitland Chapter at a duly called meeting held at Upper Fruitland Chapter (Navajo Nation), N.M. A motion to approve was made by Lenora Williams and seconded by Ted Decker and the same was passed by a vote of 18 in favor, 12 opposed, 6 abstained, this 26th day of February, 2019.



Lynlaria Dickson, President



Faye BlueEyes, Vice-President



Lynelle Etsitty, Secretary/Treasurer

Absent
Rickie Nez, Council Delegate



THE NAVAJO NATION
JONATHAN NEZ, President
MYRON LIZER, Vice President
DANIEL E. TSO, Council Delegate

Artlee Chavez-President
Debra L. Tolino-Vice President
Rita A. King-Secretary/Treasurer

Howard Martinez, Land Board
Angeline Burnside, Community Services Coordinator
Cornelia R. Teller, Accounts Maintenance Specialist

HCR 79 Box 4069 Cuba, New Mexico 87013 (505) 655-5430 Fax: (505) 655-5432 Email: whitehorselake@navajochapters.org **WEBSITE: whitehorselake.navajochapters.org

**THE WHITEHORSE LAKE CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S
(NTECO ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE**

RESO: WHLC-02-19- 029

WHEREAS:

1. Whitehorse Lake Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal -Council Resolution No. CAP-34-98 and is delegate authority with respect to local matters consistent with Navajo nation Law, including custom, tradition, and fiscal matters; and
2. The Current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations of as December 22, 2019. Both the plant and the mine were originally by permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Navajo nation and 440 Million dollars of annual revenue to the Navajo nation; and
3. The Navajo nation created the Navajo created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations responsibility through development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operations of both NG and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Whitehorse Lake Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operation of NGS and Kayenta Mine and these benefits would be lost if they cease operations.
3. Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo in the form of royalties, taxes lease and rights-of-ways, scholarship payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Whitehorse Lake Chapter.

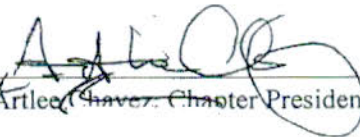
RESO: WHLC: 02-19- 029

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Whitehorse Lake Chapter of the Navajo Nation, at a duly called meeting at Whitehorse Lake Chapter a quorum was present that same way passed by a vote 25 in favor, opposed, and 00 abstained on this 27th day of February 2019.

Motioned: Helena Woodruff

Second: Mary Jane Sandoval


Artlee Chavez, Chapter President


Debra L. Tolino, Vice President


Rita A. King, Secretary / Treasurer


Daniel Tso, Council Delegate

TAB

5

Updated March 7, 2019

Petition signatures

CENTRAL (14)

Black Mesa	2
Blue Gap/Tachee	
Chinle	19
Forest Lake	10
Hardrock	
Lukachukai	6
Many Farms	8
Nazlini	4
Pinon	1
Rough Rock	2
Round Rock	5
Tsaile/Wheatfields	8
Tselani/Cottonwood	1
Whippoorwill Springs	

CENTRAL AGENCY TOTAL	66
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CHAPTERS REPRESENTED	11
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EASTERN (31)

Alamo	
Baahaali (Breadsprings)	2
Baca/Prewitt	2
Becenti	6
Casamero Lake	
Chichiltah	2
Church Rock	11
Counselor	6
Crownpoint	1
Huerfano	37
Iyanbito	1
Lake Valley	12
Little Water	9
Manuelito	3
Mariano Lake	3
Nageezi	11
Nahodishgish	
Ojo Encino	1
Pinedale	3

Pueblo Pintado	
Ramah	2
Red Rock	
Rock Springs	
Smith Lake	2
Standing Rock	1
Thoreau	3
To'hajiilee (Canoncito)	
Torreon/Star Lake	2
Tsayatoh	7
Whitehorse Lake	7
White Rock	15
EASTERN AGENCY TOTAL	149
CHAPTERS REPRESENTED	24

FORT DEFIANCE (27)

Bahast'lah (Twin Lakes)	8
Cornfields	1
Coyote Canyon	
Crystal	11
Dilkon	
Fort Defiance	41
Ganado	3
Greasewood Springs	
Houck	17
Indian Wells	4
Jeddito	3
Kinlichee	4
Klagetoh	1
Low Mountain	8
Lupton (Tse Si Ani)	8
Mexican Springs	3
Nahata Dziil (New Lands)	2
Naschitti	18
Oak Springs/Pine Springs	6
Red Lake	14
Saint Michael's	31
Sawmill	5
Steamboat	3

Teesto	
Tohatchi	1
White Cone	2
Wide Ruins	3

FT. DEFIANCE AGENCY TOTAL	197
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CHAPTERS REPRESENTED	23
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NORTHERN (20)

Aneth	18
Beclabito	22
Cove	5
Gadii'ahi/To'Koi (Cudeii)	5
Mexican Water	3
Nenahnezad	19
Newcomb	41
Red Mesa	7
Red Valley	20
Rock Point	15
San Juan	29
Sheepsprings	21
Shiprock	84
Teec Nos Pos	36
Tiis Tsoh Sikaad (Burnham)	22
Toadlena/Two Grey Hills	18
Tolikan (Sweetwater)	8
Tse anaozt'ii (Sanostee)	24
Tse Daa K'aan (Hogback)	38
Upper Fruitland	47

NORTHERN AGENCY TOTAL	482
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CHAPTERS REPRESENTED	20
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WESTERN (18)

Birdsprings	1
Bodaway/Gap	8
Cameron	
Chilchinbeto	15
Coal Mine Canyon	2
Coppermine	4
Dennehotso	115

K'ai'Bii'To	4
Kayenta	160
LeChee	7
Leupp	1
Navajo Mountain	4
Oljato	32
Shonto	8
Tolani Lake	1
Tonalea	14
To'Nanees'Dizi (Tuba City)	13
Ts'ah Bii Kin (Inscription House)	3

WESTERN AGENCY TOTAL	392
CHAPTERS REPRESENTED	17
N/A	61
CHEROKEE	1
HOPI	1
SOUTHERN UTE	1
GRAND TOTAL	1,350
CHAPTERS REPRESENTED	95

YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Sophia Benally	Benally	01-12-19	KV (Kayenta)
2. Darrell Benally	Darrell Benally	01-12-19	Suaker
3. Garance Lee	Lee	01-12-19	Free over RS
4. Ashlee Enos	Enos	1/12/19	Shiprock
5. Maryk-Murphy	Murphy	1-12-19	Shiprock
6. [Signature]	[Signature]	1-12-19	Birdspings
7. [Signature]	[Signature]	1-12-19	Danahals
8. [Signature]	[Signature]	1-12-19	Shiprock
9. [Signature]	[Signature]	1-12-19	
10. John Franklin Jr	John Franklin Jr	1-12-19	



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Name	Signature	Date	Chapter
1. EMERSON CREE	<i>Emerson Cree</i>	1/15/19	WHEATFIELDS CHAPTER
2. Brentford L	<i>Brentford L</i>	1/15/19	Wheatfields Chapter
3. Bailey Bitrai	<i>Bailey Bitrai</i>	1/15/19	Wheatfields Chapter
4. Jmic hrai	<i>Jmic hrai</i>	1/15/19	Lukachukai Chapter
5. Roger Jones	<i>Roger Jones</i>	1/15/19	Round Rock ch
6. Gordon Gores	<i>Gordon Gores</i>	1/15/19	Lukachukai Chapter
7. Ambrose Chae	<i>Ambrose Chae</i>	1/15/19	Wheatfields, Ar.
8. Samantha Ramirez - Martinez	<i>Samantha Ramirez - Martinez</i>	1/15/19	_____
9.			
10.			



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Name	Signature	Date	Chapter
1. Myrtle Deuterlow	<i>Myrtle Deuterlow</i>	Jan. 15, 19	Naschietta
2. Ruvyn Bay	<i>Ruvyn Bay</i>	Jan 15, 19	H. Dehance
3. Vanessa Koe	<i>Vanessa Koe</i>	Jan. 15, 19	St Michaels
4. Elizabeth Stas	<i>Elizabeth Stas</i>	Jan 15, 19	Chile
5. Theron Bay	<i>Theron Bay</i>	Jan 15, 19	St Michaels
6. Anthony Travis	<i>Anthony Travis</i>	Jan 15, 19	Navajo
7. Kelli Arviso	<i>Kelli Arviso</i>	" "	" "
8. Myron V. Lee	<i>Myron V. Lee</i>	" "	Navajo Chuchans
9. Ross Robbins	<i>Ross Robbins</i>	1/15/19	—
10. Mardy Manning	<i>Mardy Manning</i>	1/15/19	Grand Az



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Name	Signature	Date	Chapter
1. Ross Robbins	Ross Robbins	1/15/19	—
2. Myron V. Lee	Myron V. Lee	1/15/19	St. Michaels
3. Isaac Henderson	Isaac Henderson	1-15-19	—
4. Shauna Naeftneez	Shauna Naeftneez	1/15/19	—
5. Mattie Julian	Mattie Julian	1-15-19	Crypt. war
6. Terry James	Terry James	1/15/19	Houck
7. Shane F.M. 'Dy	Shane F.M. 'Dy	1/16/19	Crypt. war
8. Anelisa R. Anelisa Reddy	Anelisa R. Anelisa Reddy	1/16/19	Transcription
9. J.A. Elmer	J.A. Elmer	1/16/19	—
10. Jonathan	Jonathan	1/16/19	NGNAAAD



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1.	John Leonard	1-15-19	Navajo
2.	Treva Livingston	1-15-19	Pinedale
3.	Nashua JTSie	1-15-19	Twin Lakes
4.	Nelson Leonard Jr.	1-15-19	Twin Lakes
5.	Ronald Connolly	1-15-19	Lupton
6.	Treva Connolly	1-15-19	Lupton AZ
7.	Andrea Silversmith	1/15/19	Fort Defiance, AZ
8.	Alma Yarra	1-15/19	Oak Spring
9.	Tiffany Choe	1-15-19	Tselani/Cottonwood
10.	Avon Haskie	1-15-19	g/14, 1924



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Arnold Keesom	<i>Arnold Keesom</i>	1/16/19	San Juan
2. Jathiel Foxe	<i>Jathiel Foxe</i>	1/17/19	Hogback
3. Helen + Bryan Helms + Begay	<i>Helen + Bryan Helms + Begay</i>	1/17/19	"
4. Kathryn Medley	<i>Kathryn Medley</i>	1/17/19	Hogback
5. George Kenwood	<i>George Kenwood</i>	1-17-19	Skiprock
6. Brian Foxe	<i>Brian Foxe</i>	1-17-19	Hogback
7. ERIC LEE	<i>Eric Lee</i>	1-17-19	Hogback
8. Tara Jones	<i>Tara Jones</i>	1-17-19	Hogback
9. Anita Colne	<i>Anita Colne</i>	1-17-19	Newcomb
10. <i>Shirley</i>	<i>Shirley</i>	1-17-19	Newcomb



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Barbara Lee - Beehive Lee		01-17-19	NEWCOMB
2. Andrea Peterson		01-17-19	Newcomb
3. Angela End English		01-17-19	Tse Dena
4. Robert Howard		1-17-19	REDNAKAAAN
5. Mary E. Clugston		1-17-19	Hogback
6. Lee Benally		1-17-19	Newcomb
7. Lorena Yellow		1-17-19	Newcomb
8. Julian Yellow		1-17-19	Newcomb
9. Evans Paul Francisco		1/17/2019	Newcomb
10. Julian Yellow Jr		1/17/19	Newcomb



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Toni King		2/17/19	Shiprock
2. Toni King		1/17/19	Shiprock
3. Marcus King		1/17/19	Shiprock
4. Everett Yarin Ewertz		1/17/19	Red Valley
5. Norman & the 9th T		1/17/19	Newcomb
6. Alvin Bon'te Alvin		1/14/19	Newcomb
7. Christopher Chavez		1/12/19	Newcomb
8. Jerry Nez		1-19-19	Huerfano
9. Leander Willis		1/19/19	Beclabito
10. Tyranni Shepherd		1/17/19	Beclabito



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Name	Signature	Date	Chapter
1. Tina Willis	<i>Tina Willis</i>	1/17/19	Upper Navajo Land
2. Lawrence Gould	<i>Lawrence Gould</i>	1/17/19	Newcomb, NM
3. Matthew Yazzie	<i>Matthew Yazzie</i>	1/17/19	Newcomb, N.M.
4. Nicholas Junior Beckham Jones	<i>Nicholas Junior Beckham Jones</i>	1/17/19	Hogback, N.M.
5. Norman Jones	<i>Norman Jones</i>	1/17/19	Hogback, NM.
6. CACBERT CHEE	<i>CACBERT CHEE</i>	1-17-2019	Shoonek
7. Calvin Tyler	<i>Calvin Tyler</i>	1-17-2019	S/R
8. Gabrielle Benally	<i>Gabrielle Benally</i>	1-17-19	S/R
9. Chas Tany	<i>Chas Tany</i>	1-17-19	Beckabito
10. Shanna Chassey	<i>Shanna Chassey</i>	1-17-2019	Beckabito



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Sadie Lister	<i>Sadie Lister</i>	1/22/19	Ind. Wells
2. Sharon Sandman	<i>Sharon Sandman</i>	1/22/19	Twin Lakes
3. Vivie Melnyk	<i>Vivie Melnyk</i>	1-25-19	Huerfano
4. HARVIN BENALLY	<i>Harvin Benally</i>	1-25-19	SHIPROCK
5. Desmond Towe	<i>Desmond Towe</i>	1-25-19	Red Valley
6. Carly Houghton	<i>Carly Houghton</i>	1/25/19	Ojibwa
7. Ed Seaton	<i>Ed Seaton</i>	1/25/2019	K-Twp
8. Wiley Monte	<i>Wiley Monte</i>	1/28/19	Red Valley
9. Stella Pete	<i>Stella Pete</i>	1/29/19	San Juan
10. Derek Washburn	<i>Derek Washburn</i>	1/30/19	Haystack



YES TO DINÉ ENERGY PETITION











I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Dolores Embrey	<i>Dolores Embrey</i>	1/24/18	Shiprock
2. Darrell Wagner	<i>Darrell Wagner</i>	1/30/19	Round Rock
3. David Wagner	<i>David Wagner</i>	1/30/19	Round Rock
4. Michelle Dotson	<i>Michelle Dotson</i>	1/30/19	Navajo Gaming
5. Trear Henry	<i>Trear Henry</i>	1/30/19	St. Francis Technology
6. Danielle Toole-Heaney	<i>Danielle Toole-Heaney</i>	1/30/19	Shiprock
7. DONOVAN RUSSELL	<i>Donovan Russell</i>	1/30/19	Kayenta, AZ
8. Beatrice Sims	<i>Beatrice Sims</i>	1/31/19	Shonto, AZ
9. Eric Jose	<i>Eric Jose</i>	1/31/19	Upper Fruitland
10. Teresta Clashum	<i>Teresta Clashum</i>	1/31/19	Shiprock





YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Elsie Grayhat		01-26-19	Tondra Chapter
2. DAISY Nockidevela Buisy		01-26-19	Gap Boway
3. Shirley Cloud-Lane		01-26-19	Coppermine
4. Alma Yellowman		01-26-19	Leechee
5. Shirley Elphick		1-26-19	The Gap
6. Joe York		1-26-19	The Gap
7. Dorothy Dodson		1-26-19	Leechee
8. Shanderee Laughter		1/26/2019	
9. Biljeanna Mae		1-26-2019	Navajo Mtn
10. Rosita Castillo		1-26-2019	Navajo Mtn



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Jack Rans		01/26/19	Tuba
2. [Signature]		01/26/2019	T/C
3. Annette Khongy-Chen		01/26/19	T/C
4. [Signature]		01/26/19	T/C
5. [Signature]		1/26/19	Tolani Lake
6. [Signature]		1/26/19	T/C
7. Joe Davis		1/26/19	Cashman Creek
8. [Signature]		1/26/19	Lupton Chapter
9. Red Baker		1/26/19	Copper mine Chapter
10. [Signature]		1/26/19	Copper mine Chapter



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Fern Begaye	<i>Fern Begaye</i>	1/26/19	Lechee
2. Virginia Begaye	<i>Virginia Begaye</i>	1/26/19	Lechee
3. Liam Vazie	<i>Liam Vazie</i>	1/27/19	Chinle
4.			
5.			
6.			
7.			
8.			
9.			
10.			



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Louise J. Yazzie	<i>Louise J. Yazzie</i>	1/29/19	Burnham
2. Daniella H. Yazzie	<i>Daniella H. Yazzie</i>	1/29/19	Burnham
3. <i>Shah</i>	<i>Shah</i>	1/29/19	Cove
4. <i>Alfred O. King</i>	<i>Alfred O. King</i>	1/29/19	Cove
5. <i>Jerome N. King</i>	<i>Jerome N. King</i>	1/29/19	Cove
6. <i>Shirley Begay</i>	<i>Shirley Begay</i>	1-29-19	T'is Na'abaa
7. <i>Norman Joe</i>	<i>Norman Joe</i>	1-29-19	Red Mesa Chapter
8. <i>Pit Joe</i>	<i>Pit Joe</i>	1-30-19	Rock Point Chapter
9. <i>Proton</i>	<i>Proton</i>	1/30/19	Tecnospos
10. <i>Paul</i>	<i>Paul</i>	1/3/19	Tecnospos



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1.	Fernando Elledge	1-29-19	Huerfano
2.	Eugene Elledge	1-29-19	Huerfano
3.	Marie Benally	1-29-19	San Juan
4.	Ruby Benally	1-29-19	San Juan
5.	Felix Dabbs	1-29-19	Huerfano
6.	Wenderson	1-29-19	San Jose
7.	Richard Shins	1-29-19	San Jose
8.	Richard Chie	1-29-19	Huerfano
9.	David Washburn	1-29-19	Two Grey Hill/Toddler
10.	Dawn Washburn	1-29-19	Toddler/Two Grey Hill



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Name	Signature	Date	Chapter
1. JOE FRED CREE	<i>[Signature]</i>	1-29-2019	Shingano Chapter
2. MARVIN PAUL	<i>[Signature]</i>	1-29-2019	HERFAMO Chapter
3. JOHN BENTLEY	<i>[Signature]</i>	1-29-2019	Shenandoah Chapter
4. JERRY SANDOZ	<i>[Signature]</i>	1-29-2019	Shingano Chapter
5. JOSEPH BENTLEY	<i>[Signature]</i>	1-29-2019	Shingano Chapter
6. RONALD HOQUE	<i>[Signature]</i>	1-29-19	NZD
7. GLENN D. SINGER	<i>[Signature]</i>	1-29-19	NZD
8. ROBERT GALT	<i>[Signature]</i>	1-29-19	Upper Frontland
9. BRANDON MURDOCK	<i>[Signature]</i>	1-29-19	Upper Frontland
10. DOMMIE BEQUY	<i>[Signature]</i>	1/29/19	Shogok



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. JAMIE BEGAY	<i>Jamie Begay</i>	1/29/19	Hogback
2. Norman Syvester	<i>Norman Syvester</i>	1-29-19	Nageezi
3. Unglinda Belidito	<i>Unglinda Belidito</i>	1-29-19	Counselor N.M.
4. Ryaque Sandoval	<i>Ryaque Sandoval</i>	1-29-19	Counselor N.M.
5. Terisha Thoma	<i>Terisha Thoma</i>	1/29/19	Counselor, NM
6. Joseph Allen	<i>Joseph Allen</i>	1-29-19	Huerfano
7. Randall Castano	<i>Randall Castano</i>	1/29/19	Huerfano
8. Cipriano Castano	<i>Cipriano Castano</i>	1/29/19	Huerfano
9. Tasheena Joe	<i>Tasheena Joe</i>	1/29/19	Huerfano
10. Tonya Dimpsey	<i>Tonya Dimpsey</i>	1/29/19	Huerfano



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Dillard Velarde	<i>Dillard Velarde</i>	1-29-19	Huerfano
2. Chris Yazzie	<i>Chris Yazzie</i>	1-29-19	Huerfano
3. Raymond Chino	<i>Raymond Chino</i>	1-29-19	Huerfano
4. Nicholas Chino	<i>Nicholas Chino</i>	1-29-19	Huerfano
5. Jonathan Joe	<i>Jonathan Joe</i>	1-29-19	NZO
6. Daniel Joe	<i>Daniel Joe</i>	1-29-19	NZO
7. Rosita Joe	<i>Rosita Joe</i>	1-29-19	NZO
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Name	Signature	Date	Chapter
1. Tyson Pioche		1/29/19	Upper Fruitland
2. Ancita Benally		1/29/19	Sniprock Chapter ^{Chapter}
3. Saorigh Lewis		1/29/19	Upper Fruitland
4. Kelsi Monroe		1/29/19	Southern Ute
5. James Soos		1/29/19	Cherokee
6. Charles Begay		1/29/19	Lukachukai
7.  Sheldon Howard		1/29/19	Hogback
8. SHANE GARNIER		1/29/19	Shiprock
9. Jordan Begay		1/29/19	Church Rock
10. SHANNON BENALLY		1/29/18	Hogback



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Name	Signature	Date	Chapter
1. Shavonna Teller	<i>[Signature]</i>	1-30-19	S/R
2. Shavonna Teller	<i>[Signature]</i>	01-30-19	MR
3. Tasmine H.	<i>[Signature]</i>	01-30-19	
4. Robert Pete	<i>[Signature]</i>	1-30-19	U/E
5. Shavonna Teller	<i>[Signature]</i>	1-30-19	B/C
6. Grand Canyon	<i>[Signature]</i>	01-30-2019	B/C
7. Orseka Tom	<i>[Signature]</i>	01/30/19	
8. Robynson Begay	<i>[Signature]</i>	01/30/19	Round Rock
9. NATHELLE JERRY	<i>[Signature]</i>	1/30/19	Shiprock
10. Herbert Noh	<i>[Signature]</i>	1/30/19	Fruitland



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Gary Atchity	<i>G. Atchity</i>	1/30/19	Upper Fruitland NM
2. Lela Harris	<i>ALANNA HARRIS</i>	1/30/19	Shiprock NM
3. LaManda Atchity	<i>LaManda Atchity</i>	1/30/19	Shiprock NM
4. Valarie Turner	<i>Valarie Turner</i>	1/30/19	Blanton Field NM
5. Milbert Brown	<i>Milbert Brown</i>	1/31/19	
6. Deverna Aberita	<i>Deverna Aberita</i>	1/30/19	Hogback
7. Rashawn Ramone	<i>Rashawn Ramone</i>	1/30/19	Torreón, NM
8. POCHE, JUSTIN	<i>Justin Poche</i>	1/30/19	U.F.C.
9. D. Walker	<i>D. Walker</i>	1/30/19	Shiprock, NM
10. Shayne Sandoval	<i>Shayne Sandoval</i>	1/30/19	Shiprock, NM



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Name	Signature	Date	Chapter
1. Kyles Lee	<i>Kyles Lee</i>	1/30/19	Bedonkohe chapter
2. Vivien D Yazzie Vining	<i>Vivien D Yazzie Vining</i>	1/30/19	Burnham
3. Daniel J. Vozze	<i>Daniel J. Vozze</i>	1/30/19	Burnham
4. Josiah Brooks	<i>Josiah Brooks</i>	1/30/19	Shiprock
5. Thomas Johnson	<i>Thomas Johnson</i>	1/30/19	Burnham
6. Velma Johnson	<i>Velma Johnson</i>	1/30/19	Newcomb
7. <i>SA</i> / Sara Moore	<i>Sara Moore</i>	1-30-2019	Tec Nos Pos
8. <i>Pauline Kye</i>	<i>Pauline Kye</i>	1/30/19	Tec Nos Pos, A-
9. <i>Pauline Kye</i>	<i>Pauline Kye</i>	1/30/19	Tec Nos Pos Az
10. <i>Joseph H. Deschery</i>	<i>Joseph H. Deschery</i>	1/31/19	Red Point, A



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Cynthia Penally	<i>Cynthia Penally</i>	01/30/19	Tec Nos Pos
2. Sheena Larry	<i>Sheena Larry</i>	01/30/19	Tec Nos Pos
3. Rickard Dick	<i>Rickard Dick</i>	1-30-19	Tec Nos Pos
4. Charlene Barber	<i>Charlene Barber</i>	1-30-19	Shiprock
5. Ernestine Fuzzie	<i>Ernestine Fuzzie</i>	1-30-19	New Mexico
6. Ivan Fob	<i>Ivan Fob</i>	1-30-19	Shiprock
7. Gweth Lee	<i>Gweth Lee</i>	1-30-19	Hoghook
8. Honor Anagad	<i>Honor Anagad</i>	1-30-19	Dendochotsho
9. Josephie Santon	<i>Josephie Santon</i>	1-30-19	Kayenta
10. Regan Anthony	<i>Regan Anthony</i>	1/30/19	Sawtooth N.M.



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Name	Signature	Date	Chapter
1. Shum Shasa	<i>Sh Sh</i>	1-30-19	Dennehotso
2. Kaita Jones	<i>Kaita Jones</i>	1-30-19	Shiprock
3. Drawnden Blackwater	<i>Drawnden Blackwater</i>	1-30-19	Red Valley
4. <i>High</i>	<i>High</i>	1-30-2019	Shespey Chgt
5. Mariath Sandoz	<i>Mariath Sandoz</i>	1-30-2019	Sungah
6. Raymond (W)	<i>Raymond (W)</i>	1/30/2019	Rock Point
7. <i>West</i>	<i>West</i>	1/30/2019	Shespey Spring
8. <i>Galata</i>	<i>Galata</i>	1-30-2019	Shespey
9. Rowella Short	<i>Rowella Short</i>	1/24/19	Cone
10. Harrison Smith	<i>Harrison Smith</i>	1/30/19	Shespey N.M.



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Name	Signature	Date	Chapter
1. Keshu Navajo	Keshu Navajo	1/30/19	Kayenta
2. Salie Gillis	Salie Gillis	01/30/19	Kayenta
3. Opal Vazzie	Opal Vazzie	01/30/19	Kayenta
4. Kerreiss Begay	Kerreiss Begay	1/30/19	Kayenta
5. Tina Manheimer	Tina Manheimer	1-30-19	Kayenta
6. Kelsey Beck	Kelsey Beck	1-30-19	Kayenta
7. Haven Mott	Haven Mott	1-30-19	Kayenta
8. Pearleng Chugante	Pearleng Chugante	1-30-19	Kayenta
9. Lemuel Vazzie	Lemuel Vazzie	1-30-19	Dennehotso
10. Ryan Lewis	Ryan Lewis	1-30-19	Dennehotso



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Name	Signature	Date	Chapter
1. Peter J. J. J.	Peter J. J. J.	1-30-18	Dennehotso
2. Mary L. Yazzie	Mary L. Yazzie	1-30-19	Dennehotso
3. CARPUE DICK GARDNER	CARPUE DICK GARDNER	1-30-19	KAYENTA
4. Elroy Smallen	Elroy Smallen	1-30-18	Kayenta
5. Jessie Chieft	Jessie Chieft	1-30-18	Kayenta
6. Lenora Billy	Lenora Billy	1-30-18	Tonchea
7. Roderick Bayay	Roderick Bayay	1-30-18	GAP
8. Juanita Talles	Juanita Talles	Jan. 30, 2019	Djato
9. Milton Lake	Milton Lake	1/30/19	Forest Lake
10. Lena Clitso	Lena Clitso	1/30/19	Kayenta



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. William Choe	<i>William Choe</i>	2-1-30-19	01/30
2. Cheryl Tallen	<i>Cheryl Tallen</i>	1-30-19	Kayenta
3. Matthew Smith	<i>Matthew Smith</i>	1-30-19	Kayenta
4. Cynthia Payne	<i>Cynthia Payne</i>	1-30-19	Chulihabeh
5. David Lunn	<i>David Lunn</i>	1-30-19	Kayenta, AZ
6. Leobauer	<i>Leobauer</i>	1-30-19	Kayenta Dry
7. David Lunn	<i>David Lunn</i>	1-30-19	Kayenta
8. Rebecca Cly	<i>Rebecca Cly</i>	1-30-19	A.C. (Kee)
9. Pamela Giberson	<i>Pamela Giberson</i>	1/30/19	Chulihabeh
10. Velma Weaver	<i>Velma Weaver</i>	1/30/19	Chulihabeh



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Name	Signature	Date	Chapter
1.	Irene Clifton	1-30-19	Kayenta
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YES TO DINÉ ENERGY PETITION















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Name	Signature	Date	Chapter
1. Felicia Noc	Felicia Noc	1-30-19	Indian Wells, AZ
2. Elroy Becerra	Elroy Becerra	1-30-19	St Michaels AZ
3. Leslie Gouvier	Leslie Gouvier	1-30-19	White Cone
4. Leta Bay	Leta Bay	1-30-19	H. Ochozua AZ
5. CRISTH YAREE	Cristh Yaree	1-30-19	Round Rock AZ
6. M. Q. L.	Mervin L.	1-30-19	St Michaels
7. M. L. B.	M. L. B.	1-30-19	Jeddito AZ
8. Alex Kee	Alex Kee	1-30-19	Klagetah
9. Harley Augustine	Harley Augustine	1-30-19	Torrison CRPT
10. Angela Yaree	Angela Yaree	1-30-19	St Michaels



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Bully Yazzie		Jan 30 2019	Chilchinbito
2. Theresa A Yazzie		1-30-19	Sheep Springs N.M.
3. Darrick Joe		1-30-19	Dove, AZ
4. 		1-30-19	Prewitt N.M.
5. Bernie Gabe		1-30-19	BACA
6. 		1-30-19	Tsanyu, the N.M. Chapter
7. Leandra James Dean		1-29-1990	St. Michaels, AZ
8. 		1/30/19	Ganado
9. Violet Bejar		1/30/19	Ganado
10. 		1/30/19	Chorell Rock Chapter



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Name	Signature	Date	Chapter
1. Karin A Hunter	Karin A Hunter	1-30-19	Fort Defiance
2. MARGARET PESKAKAI	Margaret Peskakai	1-30-19	St. Michaels AZ 86511
3. Raquel Zumbado	Raquel Zumbado	1/30/19	Sheep Springs
4. Davina Claw	Davina Claw	1-30/19	Chinle, AZ
5. Eleanor Claw	Eleanor Claw	1/30/19	Gallup, NM
6. Melody Nelson	Melody Nelson	1/30/19	Mammoth Canyon NM
7. Faith Young	Faith Young	01/30/2019	Lukachukai
8. Brooksby George	Brooksby George	01/30/2019	Lukachukai
9. Tavis Nelson	Tavis Nelson	1/30/19	Sr. Michaels
10. Tonya Harick	Tonya Harick	1/30/19	St. Michael's



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Katherine Jim	<i>Katherine Jim</i>	1-30-19	Thoreau
2. Verna Sam	<i>Verna Sam</i>	1-30-19	St. Michaels
3. PAUL Tsosie	<i>PAUL Tsosie</i>	1-30-19	Oak Spring, Az.
4. Justin Tracy	<i>Justin Tracy</i>	1-30-19	Nazlini
5. Emmeline VanWinkle	<i>Emmeline VanWinkle</i>	1-30-19	Nazlini
6. Louise Woodman	<i>Louise Woodman</i>	1-30-19	St. Michaels
7. Evans Kenne	<i>Evans Kenne</i>	1-30-19	Thoreau
8. Darnen Bryant	<i>Darnen Bryant</i>	Jan 30, 19	St. Michaels
9. Genevieve Williams	<i>Genevieve Williams</i>	1-30-19	St. Michaels
10. Anna Owens	<i>Anna Owens</i>	January 30. 2019	St. Michaels Az



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Name	Signature	Date	Chapter
1. Simpson, Bela		1/30/19	Shimnash
2. Charles Phillips		1/30/19	Arrest H
3. Linda D. D.		1/30/19	Donapetcho
4. Lin Neri Joy		1/30/19	T.C
5. Sheri Ann		1/30/19	OTC
6. Baker, Yvonne		1/30/19	T/C
7. Paul A. D.		1-30-19	Kayenta
8. Kim B. J.		1/30/19	Mexican Water
9. Cecelia White Rock		1/30/19	Tonalea Chapter
10. Tony Jo Caboni		1/30/19	Chilchubeta Chapter



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Name	Signature	Date	Chapter
1. Anna Charley	Anna Charley	01-30-19	Forest Lake Chapter
2. Tatiana Charley	Tatiana Charley	01-30-19	Forest Lake Chapter
3. Shawn Madison	Shawn Madison	1-30-19	Chilchubut Chapter
4. Anita L Yazzie	Anita L Yazzie	1-30-19	Forest Lake Chapter
5. JAMES - CLITSO	JAMES - CLITSO	1-30-19	Kayenta
6. Wilson Hone	Wilson Hone	1-30-19	Buckhorn/Kitsille Chapter
7. ANNA B. CLITSO	ANNA B. CLITSO	01-30-19	Annab Chapter
8. Anka Casoose	Anka Casoose	01-30-19	Dennehotso
9. Elouise Cly	Elouise Cly	01-30-19	Kayenta
10. Kee Cly	Kee Cly	01-30-19	Kayenta



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Name	Signature	Date	Chapter
1. Dexter Crank	<i>[Signature]</i>	01/30/2019	Shonto
2. Deland Singer	<i>[Signature]</i>	1/30/2019	Ojato
3. John Johnson	<i>[Signature]</i>	1/30/19	Rockpoint
4. Jameson Freddy Jameson	<i>[Signature]</i>	1/30/19	Ojato
5. TONYAN CAA	<i>[Signature]</i>	1-30-19	DENVER
6. Martin Hardy	<i>[Signature]</i>	1-30-19	Mary Farm
7. Sharon W. Critch	<i>[Signature]</i>	1-30-19	Kayenta
8. Krystal Burbank	<i>[Signature]</i>	01-30-19	Chinle
9. Philip Toledano	<i>[Signature]</i>	01-30-19	Teecobispo
10. Myra Prager	<i>[Signature]</i>	01-30-19	Chinle



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Name	Signature	Date	Chapter
1. Kristianna Towne	Kristianna Towne	01/30/19	Many Farms Chapter
2. Evangelina Feland	Evangelina Feland	01-30-19	Sanchez
3. Corey Chee	Corey Chee	1-30-19	Sandwater
4. Sharon Clark	Sharon Clark	1-30-19	Red Chapter
5. Chip Tayan	Chip Tayan	1-30-19	Kayenta chapter
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Name	Signature	Date	Chapter
1. Terrian Begay	<i>Terrian Begay</i>	1/30/19	Sanostee
2. Loretta Begay	<i>Loretta Begay</i>	1/30/19	Sanostee
3. Emerson Hayes	<i>Emerson Hayes</i>	2-12-19	Teec Nos Pos
4. Lucinda Raymond	<i>Lucinda Raymond</i>	February 12, 2019	Red Valley
5. Barrett Raymond	<i>Barrett Raymond</i>	02/12/19	Red Valley
6. Lorenda Robinson	<i>Lorenda Robinson</i>	2/12/19	Shiprock
7. Nellie C. Smith	<i>Nellie C. Smith</i>	2-12-19	Sanostee
8. Blaire Oliver	<i>Blaire Oliver</i>	02-12-19	San Juan
9. Dorothy M. Begay	<i>Dorothy M. Begay</i>	2-12-19	Sanostee
10. William Johnson	<i>William Johnson</i>	2-12-19	Sanostee



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Name	Signature	Date	Chapter
1. Nandita Sherlock	<i>Nandita Sherlock</i>	1/31/19	Kayenta, AZ
2. Sean Gray	<i>Sean Gray</i>	1/31/19	Dennehotso, AZ
3. Tremayne	<i>Tremayne</i>	1/31/19	Dennehotso, AZ
4. Ethan Keith	<i>Ethan Keith</i>	1/31/19	Dennehotso, AZ
5. CORENACIA	<i>CORENACIA</i>	1/31/19	Dennehotso
6. Shawn Kaytso	<i>Shawn Kaytso</i>	01/31/19	Dennehotso
7. Curtis Beeson	<i>Curtis Beeson</i>	1/31/19	Dennehotso
8. Doris Jackson	<i>Doris Jackson</i>	1/31/19	Breadsprings, NM
9. Myra Richards	<i>Myra Richards</i>	1-31-19	Dennehotso, AZ
10. Althea Charley	<i>Althea Charley</i>	1/31/19	Dennehotso, AZ



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Name	Signature	Date	Chapter
1. Betty Bilsby	<i>Betty Bilsby</i>	01/31/19	Dennehotso
2. PABRIGO		01/31/19	Ojeto
3. Linda Wren	<i>Linda Wren</i>	1/31/19	Dennehotso
4. Bernadette Degan	<i>Bernadette Degan</i>	01/31/19	Dennehotso
5. J. J. Oby	<i>Lorenzo Gray</i>	01-31-19	Dennehotso AZ
6. Sophia Russell	<i>Sophia Russell</i>	01-31-19	Chinle AZ
7. Tashana Maize	<i>Tashana Maize</i>	1/31/19	Dennehotso, AZ
8. Riley Beggs	<i>Riley Beggs</i>	1/31/19	Shiprock, NM
9. Mary Mc Smith	<i>Mary Mc Smith</i>	1-31-19	Dennehotso
10. Doreen Buckner	<i>Doreen Buckner</i>	1-31-19	Kayenta AZ



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Name	Signature	Date	Chapter
1. MICHAEL GRAY	Michael Gray	01/31/19	DENNEHOTSO
2. TILAHUAGA TODECHANE	Tilahunja Todechane	1/31/19	Kayenta
3. SHANNON C. BEGAY	Shannon C. Begay	1/31/19	Dennehotso
4. CHARLOTTE KEN	Charlotte Ken	1/31/19	Dennehotso
5. ANRIKA CASOOSE	Anrika Casoose	01/31/19	Dennehotso
6. NATASHA DONALD	Natasha Donald	01/31/19	Kayenta
7. ETTA STANLEY	Etta Stanley	01/31/19	Dennehotso
8. BRENDA CHURCH	Brenda Church	01/31/2019	Dennehotso
9. STEVEN GERRIL	Steven Gerril	1/31/19	Dennehotso
10. PENELDA SMITH	Penelda Smith	1/31/19	Kayenta



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Name	Signature	Date	Chapter
1.	Ernessa Hanson Enclite	01/31/19	Rack Point
2.	Aus Susie Kaytso	1-31-19	Dennehotso
3.	Verndine Steve	1-31-19	Dennehotso
4.	Rodell Dutchie Rodell Dutchie	1-31-19	Dennehotso
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YES TO DINÉ ENERGY PETITION

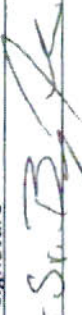








I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Norman Sade	<i>[Signature]</i>	2-1-19	Tonailee Ar
2. Julius Baden	<i>[Signature]</i>	2/1/19	Kaita Ar
3. G. Wilson	<i>[Signature]</i>	" " "	Tonailee Ar
4. Mitchell Nay, Jr.	<i>[Signature]</i>	2/1/19	inscription Hse Hs
5. Diamond Watson	<i>[Signature]</i>	2/1/19	Tonailee
6. Lonelly Lopez	<i>[Signature]</i>	2-1-19	Tuba City
7. Barbara Begay	<i>[Signature]</i>	2/1/19	Lechee
8. Stanley Begay, Jr.	<i>[Signature]</i>	2/1/19	Kaita
9. Rene Ellis	<i>[Signature]</i>	2/1/19	Tonailee
10. Rosie Brown	<i>[Signature]</i>	2/1/19	THC



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Benny Towles Sr.		2-1-2019	Coppa
2. Cora Strong		2-1-19	Ionalea dz
3. Freddie Hatahlu		2-1-19	Cosmimo
4. June Horner		2/1/19	Loches
5. J. Tyh		2/1/19	Hopi
6. Rita Begay		2/1/19	Ojato
7. Elsie Begay		2/1/19	Ojato
8. Marie Maloney		2/1/19	Shonto
9. Betty B. Cody		2/1/19	Shonto
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YES TO DINÉ ENERGY PETITION


I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1.	Gwendolyn Kelly	2/1/19	Beclabito
2.	Miranda Anderson	2-1-19	Upper Fruitland
3.	Eugene LeDall Evelyn Watts	2-1-19	Shiprock
4.	Melissa Kelly - Mully	2-1-19	Beclabito
5.	Mariene Hobson Mully	2-1-19	Shiprock
6.	Awin Hobson	2-1-19	Shiprock
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YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Kendrick Culey		2-01-19	Crystal n.m.
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YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. LANA NELSON	<i>Lana Nelson</i>	2-01-19	TEECNOSPOS, AZ
2. GILBERT JOHN	<i>Gilbert John</i>	2-01-19	Mammy Farms, Arizona
3. Earline Sells	<i>Earline Sells</i>	2-01-19	Teecnospos, Az
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YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Shawn Johnson	<i>Shawn Johnson</i>	2-2-19	Shiprock
2. Darryl George	<i>Darryl George</i>	2-1-19	Red Valley AZ
3. TERRY Clauschee	<i>Terry Clauschee</i>	2-1-19	Chinle, A-
4. Dewayne Tisdale	<i>Dewayne Tisdale</i>	02-01-19	Chinle A.C
5. Anna-James	<i>Anna-James</i>	02-01-19	Whitecone AZ
6. DENNY Todechine	<i>Denny Todechine</i>	02-01-19	Pinon, AZ 86510
7. Ken Parrish	<i>Ken Parrish</i>	02/01/19	Kayenta, AZ 86033
8. Vanessa Paul	<i>Vanessa Paul</i>	02/01/19	Jeddito Chapter
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YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Sarah Redhouse	Jones, Mary	2-2-19	Donnerberg
2. Debra H. C. C.		2/2/19	Kayenta #2
3. Kyle Johnson		2/2/19	Kayenta #2
4. Michael Perry	Madley	2-2-19	Chato
5. Shilky		2-2-19	Chilchinketo
6. Rebecca Bennett	Woodward	02/02/19	Hueston no Chapter
7. Mario Gita	Moya	02/02/19	Round Butte Chapter
8. Elvis Parrish	Glinson	02-02-19	Ojito
9. Marcella Stanley	Mankla Stanley	2-2-19	Kayenta
10. Imabelle Poppe	Boyer	2-2-19	Fort Defiance



2088
Kayenta

YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Cortisha Upshaw	<i>Upshaw</i>	2/3/19	Ft. Defiance
2. Talisha Begaye	<i>Begaye</i>	2/4/19	Ft. Defiance
3. James Upshaw Jr	<i>Upshaw Jr</i>	2/4/19	St. Michaels Az
4. Greyenne Williams	<i>Chequaw Williams</i>	2/4/19	Red lake, NM
5. Donovan Begaye	<i>Don-Beg</i>	2/4/19	Ft. Defiance, Az
6. Chrissa Begaye	<i>Chrissa</i>	2/4/19	Grand Ft def. Az
7. Nastasha Begaye	<i>Nastasha Begaye</i>	2/4/19	Ft. Def. Az
8. Alysia Begay	<i>Alycia Begay</i>	2/4/19	St. Michaels, Az
9. Andrea Smith	<i>Andrea Smith</i>	2/4/19	Nazlini
10. Lawrence Sanchez	<i>Lawrence Sanchez</i>	2/4/19	Manuelito Chapter





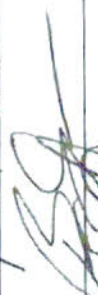




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YES TO DINÉ ENERGY PETITION




I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Michael Dan		02-04-19	Menghnezaad
2. Jason Pentero		02-04-19	—
3. Ben Cogan		02-04-19	—
4. Felix Warner		2-04-19	Capoingpink
5. M. Dan		2-4-19	MENGHNEZAAD
6. Arnold Hatasthe		2-4-19	—
7. Wilfred J. Charley Jr.		2-4-19	—
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YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Clarence Kahn		2/4/19	N/A
2. Crystal Kahn		2/4/2019	N/A
3. HERBERT CHERRY		2/04/19	TNP
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Name	Signature	Date	Chapter
1. Gabriel Bradley	<i>Gabe Bradley</i>	1-30-19	
2. Dashedelle Rvord	<i>Dashedelle Rvord</i>	2-4-19	
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Name	Signature	Date	Chapter
1. Tanara Jim	[Signature]	2-4-19	Tsagayten Chapter
2. Pralinda Tsiese	[Signature]	2-4-19	Tsagayten Chapter
3. Jennifer Nke	[Signature]	2-24-19	Tsagayten Chapter
4. Shaili Tso	[Signature]	2-4-19	Tsagayten Chapter
5. Ambrose Lee Sr.	[Signature]	2-4-19	Wheatfields Chapter
6. Shaili ENERSU ATE	[Signature]	2-4-19	Wheatfields Chapter
7. Arlene Harvey	[Signature]	2-4-19	Tsaiile Az. Chapter
8. Zenda Foulbore	[Signature]	2-4-19	Kinlilooe Chapter
9. Howard Billel	[Signature]	2/24/19	FT. DEF. AZ.
10. Tandi Hedy B. Jorg	[Signature]	2/24/19	Red Lake



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Debbie Nelson	Debbie Nelson	02/4/19	Manuelito
2. Flora Wilson	Flora Wilson	2/4/19	Church Rock
3. Andrea Wilson	Andrea Wilson	2/4/19	Church Rock
4. Ernestine Armstrong	Ernestine Armstrong	2/4/19	ERC
5. Jeremiah Watts	Jeremiah Watts	2/4/19	Church Rock
6. Helen B. Watts	Helen B. Watts	2-4-19	Church Rock
7. Shinitka Dominguez	Shinitka Dominguez	2-4-19	Church Rock
8. Ella Wilson	Ella Wilson	2-4-19	Upper Fort Hunkah
9. Tasheena Bevelly	Tasheena Bevelly	2-4-19	Twin Lakes
10. Fitchell Colwell	Fitchell Colwell	2-4-19	Mariavale



YES TO DINÉ ENERGY PETITION











I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Ophelia Mlekun	Ophelia Mlekun	2/4/19	Ft Defiance
2. Sherry Munketo	Sherry Munketo	2/4/19	Ft Defiance
3. Christopher Vance Choyle	Christopher Vance Choyle	2/4/19	Black Mesa
4. Estor Jones	Estor Jones	2/5/19	Two Gray Hills
5. Lisa Yazzie	Lisa Yazzie	2-5-19	Two Gray Hills
6. Donald Mulla	Donald Mulla	2/5/19	Sheep Springs
7. Foretta Kenyadnee	Foretta Kenyadnee	2/5/19	Newcomb
8. Barbara A. Nez	Barbara A. Nez	2-5-19	Navajo
9. Virginia Henry	Virginia Henry	2-5-19	Sheep Springs
10. Tristan Dennis	Tristan Dennis	2-5-19	Sheep Springs



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Swenke		02-05-19	T-F. Defina Chapter
2. Cindy W. Allen		2-05-19	Navajo Chapter
3. Willie P. Shady		2-05-19	Navajo Chapter
4. End Frank		02-05-19	Navajo Chapter
5. William Josephine		02-05-19	Navajo Chapter
6. Ryan Brynne Ryan Byrne		02-05-19	Red Valley Chapter
7. Delbert Bernally		02-05-19	Red Valley Chapter
8. Rickard Johnson		02-05-19	Navajo Chapter
9. Rachel Hat		02-05-19	Upper Fruitland
10. James Hat		02-05-19	Upper Fruitland



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Burton Wagner	<i>Burton Wagner</i>	2/5/19	Zoo Valley
2. Brian Wain	<i>Brian Wain</i>	2/5/19	Red Valley
3. Jacob Wain	<i>Jacob Wain</i>	2/5/19	Hogback
4. Gene Fred Pfeiffer	<i>Gene Fred Pfeiffer</i>	2/5/19	South Juan
5. Zach Stevens	<i>Zach Stevens</i>	2/5/19	Hogback
6. David Bee	<i>David Bee</i>	2/5/19	San Juan
7. Abraham	<i>Abraham</i>	2/5/19	San Juan
8. Ernest Beaulieu	<i>Ernest Beaulieu</i>	2-5-17	San Juan
9. Antonio Clark	<i>Antonio Clark</i>	2/5/19	San Juan
10. Francisco Clark	<i>Francisco Clark</i>	2-5-17	Red Valley



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Gary Ann	Carrin Ann	02-05-19	Red Valley, AZ
2. Hancey Sue	Hancey Sue	2-5-19	Red Valley, AZ
3. Shawshonally Ann	Shawshonally Ann	2-5-19	Red Valley, AZ
4. Tamen	Celia	2-5-19	Newcomb, NM
5. Benjamin	Allen	2-5-19	Newcomb, NM
6. Hani	Heang	2-5-19	Lakeview, NM
7. Hani	Heang	2-5-19	San Juan, NM
8. Merlan	Ann	2-5-19	Fruitland, NM
9. Leonelle	Mangast	2-5-19	Fruitland, NM
10. Marissa Mangast	Mangast	2/5/2017	San Juan, NM



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Name	Signature	Date	Chapter
1. Janyan Willett	Janyan Willett	2-5-2014	Beant
2. Alida Large	Alida Large	2-5-2014	Beant
3. Colleen Damon	Colleen Damon	2/5/19	Newcomb
4. Roslyn Danner	Roslyn Danner		Newcomb
5. Almarita Luroth	Almarita Luroth		San Juan
6. David Bevington	David Bevington		Fruitland
7. Rosita Iaa	Rosita Iaa		Fruitland
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Name	Signature	Date	Chapter
1. Alberta Woodley	Alberta Woodley	2/5/19	Neshviti
2. Terrence Bendly	Terrence Bendly	2/5/19	Imatshi
3. Helen Joe Helen Joe	Helen Joe	2/5/19	Nashviti
4. Harriet Captive Harriet Captive	Harriet Captive	2/5/19	Neshviti
5. Frank Dabhin	Frank Dabhin	2/5/19	Neshviti
6. Sarah Yazzie Sarah Yazzie	Sarah Yazzie	2/5/19	Nashviti
7. Albert Yazzie Albert Yazzie	Albert Yazzie	2/5/19	Neshviti
8. Lamber Lamber Lamber	Lamber Lamber	2/5/19	Crystal
9. Franklin Carroll Franklin Carroll	Franklin Carroll	2/5/19	Crystal
10. Esther Sandel Esther Sandel	Esther Sandel	2/5/2017	Crystal



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Name	Signature	Date	Chapter
1. Dave Dumas	<i>[Signature]</i>	02/5/19	Naschithi
2. Gregg R. Begay	<i>[Signature]</i>	02/05/2019	Naschithi
3. Byron Hunt	<i>[Signature]</i>	02/06/2019	Naschithi
4. Tyler James	<i>[Signature]</i>	02.06.2019	Naschithi
5. Teresa Tabaka	<i>[Signature]</i>	2-7-2019	St Michaels
6. Yolanda Tosie Appolanda Gossio	<i>[Signature]</i>	2/7/19	St Michaels
7. Joe Stinking	<i>[Signature]</i>	2/7/19	St Michaels
8. Leona Josie	<i>[Signature]</i>	2/7/19	St Michaels
9. Roberta St. Michaels	<i>[Signature]</i>	2-7-19	St. Michaels
10. Maura Collins	<i>[Signature]</i>	2-7-19	St. Michaels



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Margaret Lupton	<i>Margaret Lupton</i>	2/6/19	Beanti
2. Meredith Peto	<i>Meredith Peto</i>	2/6/19	Sanders, AZ
3. Joann Bear	<i>Joann Bear</i>	02-06-19	Nex Sprys. NM
4. Michelle Wilson	<i>Michelle Wilson</i>	2/6/19	St. Michaels
5. Catherine Jensen	<i>Catherine Jensen</i>	2/6/19	Det Spring Ct
6. Dannie Henderson	<i>Pete Henderson</i>	2/6/19	Chicklitan
7. Blake Calkin	<i>Blake Calkin</i>	2/6/19	Red Lake, MN
8. Jordan King	<i>Jordan King</i>	2/6/19	Ft. Defiance
9. <i>Alfred King</i>	<i>Alfred King</i>	2/7/19	Ft. Defiance
10. Carolee Beattie	<i>Carolee Beattie</i>	2/7/19	Ft. Defiance



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Name	Signature	Date	Chapter
1. Tiya Manheimer		2-5-19	KCH
2. Stanley Clits		2/5/19	KCH
3. Mariah Clay		2/5/19	KCH
4. Kenneth Chief		2/11/19	KCH
5. Kenny Christ		2/11/19	KCH
6. Albert Sack		2-11-19	KCH
7. Paydel Reday		2-12-19	KCH
8. Gunnar Jensen		2-12-19	KCH
9. Ben Edwards		02/12/19	KCH
10. Bailey Ches		2-12-19	KFB/KCH



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Roberts Chaley	<i>Chaley</i>	2/7/2019	Kayenta
2. Corinne Holiday	<i>Chaley</i>	2/7/2019	Kayenta
3. Stephen Arthur	<i>Arthur</i>	2/7/19	Benetobato
4. ETHA M YAZZIE		2/7/19	Kayenta
5. <i>David</i>	<i>David</i>	02/07/19	Kayenta
6. Shonie Navag		02/07/19	Kayenta
7. Ruth Gilmore	<i>Ruth Gilmore</i>	02.07.19	Kayenta Chapter
8. Sher Gransen	<i>Sher Gransen</i>	2-7-19	Kayenta Chapter
9. Bill Gransen	<i>Gransen</i>	2/7/19	Kayenta Chpt.
10. Doreen Siler	<i>Siler</i>	2/7/19	Kayenta Chapter



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Name	Signature	Date	Chapter
1. Dina Huelmy Dine Hiron		2/7/2019	Kayenta
2. Greta Salt		2/7/19	Kayenta
3. Rose A. Salt		2/7/19	Kayenta
4. Rodman Salt		2/7/19	Kayenta
5. JOHN JO Dine Hiron		2/7/19	Kayenta
6. Victorio Forrest		2/7/2019	Kayenta
7. Craig Edwards		02/07/2019	Kayenta
8. Gladys Luna		2/7/19	Kayenta
9. Charles Smith		2/7/19	Kayenta
10. Pete Williams		2/7/19	Beclabito



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Name	Signature	Date	Chapter
1. Willie Sherlock	Wesley Sherlock	2-7-19	Forest Lake
2. Thomanda Springs Community		2/7/19	Forest Lake
3. Nicole John-McCortney		2-7-19	Damenetsso
4. Doreen Lee		2-7-19	East Point
5. Gloria Wauate		2/7/19	Shonto
6. Freddie Helling		2/7/19	Kayenta
7. Alberta Cuy		2/7/19	Kayenta
8. Denise J. D.		2/7/19	Kayenta
9. Tina Begay		2/7/19	Kayenta
10. Deborah Joy		2/7/19	Damenetsso



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Name	Signature	Date	Chapter
* 1. Mary D. Nez	x	2/1/19	St. Michaels
* 2. Annie Naswood	x	2/7/19	St. Michaels
3. Betty Ch's Ch'ill'v	x	2/7/19	St. Michaels
4. Car Ch'sa Ch'ill'v	x	2/7/19	St. Michaels
5. Garth Bonbuss		2/7/19	Fort Defiance
6. David Deane		2/7/19	Tulita
7. Reginald Tanks		2/7/19	Fort Defiance
8. Geraldine Nez		2/7/19	Fort Defiance
9. Herman Beane		2/8/19	Fort Defiance
10. Ethel Badone		2/8/19	Fort Defiance

* I wrote their names cuz they couldn't spell or sign their names. They showed me their IDs, *Abeyon*
Elderly people



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Lee Heflin III	[Signature]	2/9/19	Loop Chapter
2. Chase Hubert	[Signature]	2/9/19	Cornfields Chapter
3. Shawn [unclear]	[Signature]	2/9/19	Navajo Neck
4. Evelyn Charley	[Signature]	2/9/19	Circle
5. Brandon Frank	[Signature]	2/9/19	Tuliphee
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Name	Signature	Date	Chapter
1. Elsie Baldwin	[Signature]	2/9/19	White Ruins
2. David George	[Signature]	2-8-19	Pinedale
3. Vicki Charley	[Signature]	2/9/19	Smith Lake
4. Eugene Charley	[Signature]	2/9/19	Smith Lake
5. Larry Baldwin	[Signature]	2/9/19	White Ruins AZ
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Name	Signature	Date	Chapter
1. Eudell Reddy	Eudell Reddy	02/12/19	Kayenta Chapter
2. Sherie Brock	Sherie Brock		" "
3. Jerry Ditt	Jerry Ditt		" "
4. Henry Stanley	Henry Stanley	2-12-19	Kayenta
5. Esther Stanley	Esther Stanley	2-12-19	Kayenta
6. Rose Allen	Rose Allen	2/12/19	Kayenta
7. Betty Singer	Betty Singer	" "	" "
8. Sally Bitsuie	Sally Bitsuie	" "	" "
9. Elmer Greaves	Elmer Greaves	" "	Kayenta
10. Paula Smith	Paula Smith	02/12/19	Kayenta



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Name	Signature	Date	Chapter
1. Mildred Kallies	Mildred Kallies	2/11/19	Twin Lakes Chpt.
2. Darn Kallies	Darn Kallies	2/11/19	Twin Lakes
3. Ashley McCurtain	A. McCurtain	2/11/19	Ramah
4. Kayla McCurtain	Kayla McCurtain	2/11/2019	Ramah
5. Tanya Begay	Tanya Begay	2-11/19	Fort Defiance
6. Nellie Curtis	Nellie Curtis	2-11-19	Kinlichee
7. Chappan Begay	Chappan Begay	2-11-19	Sawmill Chapter House
8. Grandma Willie	Grandma Willie	2-14/19	St. Michaels Chapter
9. Hilda Wilson	Hilda Wilson	2/14/19	Red Lake Chapter
10. Lorraine Kinlichee	Lorraine Kinlichee	2/14/19	74. Defiance Chapter



YES TO DINÉ ENERGY PETITION


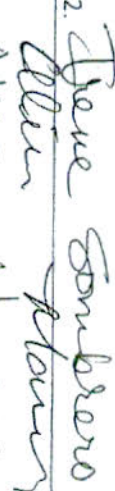





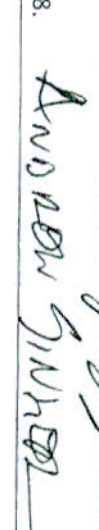
I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Mae D. Bergery		2-12-19	Kayenta, AZ.
2. Yes Kee Bucklee		11 11 11	11 11
3. Corlie Mui		2-12-19	Kayenta, AZ.
4. Roy B. Galloway		2-12-19	11 11
5. Julie Galloway		11 11 11	11 11
6. Perry Galloway		2-12-19	Permohokee
7. Samual A. Good		2-12-19	Kayenta
8. Leonard L. Dolar		2-12-19	XTAN, USA
9. Vincent Berg		2-12-19	Kayenta, AZ
10. Neely R. Shortman		2-12-19	Kayenta, AZ



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Carl Menden		2-12-19	(Forest Hills)
2. Steve Tomblero		2/12/2019	Kayenta, Az
3. Alice Harris		2/12/19	Kayenta Az
4. Stanley E. Semble		2/12/19	Chulokumbo Az
5. Ella Begay		2/12/19	Tonaleo Az
6. Eliseo Gysi		2/12/19	Tonaleo Az
7. Ella Begay		2/12/19	Tonaleo Az
8. Anderson Ginhoo		2.12.19	Kayenta Az
9.			
10.			



YES TO DINÉ ENERGY PETITION











I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. David Curbey	<i>David Curbey</i>	02/12/19	Kayenta
2. Ervaco Jackson	<i>Ervaco Jackson</i>	2/12/19	Kayenta
3. Arthur Wilson	<i>Arthur Wilson</i>	2/12/19	Kayenta
4. Morris Blackhorse	<i>Morris Blackhorse</i>	2/12/19	Kayenta
5. Kyle Yazzie	<i>Kyle Yazzie</i>	2/12/19	Kayenta
6. MARK Fissetter	<i>MARK Fissetter</i>	2/12/19	Kayenta
7. Jessie Clark	<i>Jessie Clark</i>	2.12.19	Kayenta
8.			
9.			
10.			



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Devin Laiseu		2-12-19	Kayenta
2. Ephraime		2/12/19	Deeretroto
3. Sam Sullivan Jr		2/12/19	Kayenta
4. Koe Naton		2/12/19	Kayenta
5. Ronald James Donald James		2/12/19	Kayenta
6. Justin CORFIELD		2/12/19	Kinlichee
7. Mary Austin for David Austin		2/12/19	Kayenta/Leaph
8. Mary Kay		2/12/19	Kayenta
9. Marty Leelay		2-12-19	Low Menden
10. Brendon Hatahli		2-12-19	Civil Clinchco



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Allen Martin	<i>[Signature]</i>	2-12-19	Lechee - Page 12, 80a
2. Curtis D. Lazare	<i>[Signature]</i>	02-12-2019	Forest Lake
3. Michael Manggo	<i>[Signature]</i>	2/12/19	Kayenta
4. Mark Hank Wpdy	<i>[Signature]</i>	2-12-19	Navajo
5. Tyronne L. L. L.	<i>[Signature]</i>		Sweetwater
6. Jeremy Williams	<i>[Signature]</i>	2.12.19	Kayenta AC
7. Dorian Boone	<i>[Signature]</i>	2-12-19	Kayenta AC
8. Woody R. Curlehair	<i>[Signature]</i>	2-12-19	Chilelinbeto AC
9. SI C1150 II	<i>[Signature]</i>	2-12-19	Kayenta AC
10. Joe R. L. L.	<i>[Signature]</i>	2-12-19	Kayenta AC



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Sandon Jones	<i>[Signature]</i>	2/12/19	St Michaels
2. Edward Sexton	<i>[Signature]</i>	02/12/19	Kayenta, AZ
3. BRUCE REICHES JR	<i>[Signature]</i>	02/12/19	KAYENTA, AZ
4. Sampson Spear	<i>[Signature]</i>	02/12/19	Kayenta
5. Elmer Speck	<i>[Signature]</i>	02/12/19	Kayenta
6. Daniel Bently	<i>[Signature]</i>	02/12/19	Forest Lake
7. Jerome Daul	<i>[Signature]</i>	02.12.19	Tonalaca
8. Emma Ruth	<i>[Signature]</i>	2-12-19	Kayenta
9. Johnny Sexton	<i>[Signature]</i>	2-12-19	Kayenta
10. Amos Keith	<i>[Signature]</i>	2.12.19	Oljato, UT.



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Naranita Mark Monjoist Mark		2-12-2019	Sanostee
2. PAUL MARK Paul Mark		2-12-2019	SANOSTEE
3. Darrell Allen Howard Jr		2-12-2019	SHIPROCK
4. Beverly Joe Bealby Joe		2-12-2019	Bealabito
5. Kenneth Joe Kenneth Joe		2-12-2019	Bealabito
6. Virginia Chavez Tommy P. Estay		2-12-19	Arach
7. Freda Bonette Allen		2-12-19	Shiprock
8. Brandon Bedonie		2/12/19	Shiprock
9. Alice Shanty		2/12/19	Navah.
10. Melvin Ken		2/12/19	Shiprock



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Riley M. Co	<i>Riley M. Co</i>	2-12-19	S/R
2. Cordie Sue	<i>Cordie Sue</i>	2-12-19	Hopkirk Chap.
3. Anthony Lewis	<i>Anthony Lewis</i>	2-12-19	Shiprock
4. Lilli Montano	<i>Lilli Montano</i>	2-12-19	Tecoboslos m
5. Zandra Martinez	<i>Zandra Martinez</i>	2-12-19	Tecoboslos m
6. Paul chae	<i>Paul chae</i>	2-12-19	Tecoboslos Az
7. Duron chae	<i>Duron chae</i>	2-12-19	Tecoboslos k
8. Boydell chae	<i>Boydell chae</i>	2-12-19	Tecoboslos Az
9. Chris Charleston	<i>Chris Charleston</i>	2-13-19	Sweetwater Az
10. UTONNA NELSON	<i>UTONNA NELSON</i>	2/13/19	Sweetwater Az



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Lucie Weston	[Signature]	2/14/19	
2. Marine Adala	[Signature]		
3. Maria Dee Muleton			
4. MARIE BEANICE PETERSON			
5. Mary F Bandy			
6. FAY ISO		2/14/19	
7. Rosalinda Bu			
8. Evelyn Lee			
9. June Jodisone		2-14-19	
10. Sylvia Valentino			



* PLEASE WRITE YOUR NAME CLEARLY * THANK YOU

DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Katherine Carley	Katherine Carley	2/14/19	
2. Esther Harwood	Esther Harwood		
3. KENNETH CURLEY	Kenneth Curley		
4. Annie Harvey	Annie Harvey	2/14/19	
5. Elva Slim	Elva Slim	2/14/19	
6. Steven Nez	Steven Nez		
7. Ralph Hunt Jr	Ralph Hunt Jr.		
8. Elouise Nakai	Elouise Nakai		
9. David Warner	David Warner		Red Mesa
10. Herbert Peterson	Herbert Peterson	2/14/19	"



* PLEASE WRITE YOUR NAME CLEARLY * 11/11/19

YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. David		2/14/19	
2. Medhonor Marilyn Redhouse		2/14/19	
3. Kay Redhouse Ray Redhouse			
4. Bobby Bilen	Billy Bilen	2-14-19	
5. Joe TRE	Joe Tre		
6. Shirley Hammond	Shirley Hammond		
7. William Smith			
8. James Lee			
9. Ethel Smith	Ethel Smith	2/14/19	
10. Jean Redhouse		2/14/19	



* I think will your name check * in the book 2/14/19

YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Sleana	Yakie	2/14/19	
2. Ella	Raphael	2/14/19	
3. Mark Bo		2/14/19	
4. Arlene	Ayge Orlene Ayge	2/14/19	
5.			
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Name	Signature	Date	Chapter
1. ANDREW TOMASICA	<i>[Signature]</i>	14 FEB 19	CRYSTAL
2. Kevin Bie	<i>[Signature]</i>	14 Feb 19	Sauvill
3. Tahitha Brown	<i>[Signature]</i>	14 Feb 19	Sauvill
4. Rubythorndike	<i>[Signature]</i>	14 Feb 19	Crystal
5. Evangeline Seery	<i>[Signature]</i>	14 Feb 19	Navajo
6. <i>[Signature]</i>	<i>[Signature]</i>	14 Feb 19	Navajo
7. Kevin Smith	<i>[Signature]</i>	14 Feb 19	TSA-YA-TAAT
8. Darnford Deschise	<i>[Signature]</i>	14 FEB. 19	Navajo
9. Janice Thomas	<i>[Signature]</i>	14 Feb-19	Navajo
10. Corine Pharris	<i>[Signature]</i>	2-14-19	Bread Springs



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Audrey Tose	Audrey Tose	2/14/2019	Fort Defiance
2. Linda Cleveland	Linda Cleveland	2/14/2019	Fort Defiance
3. Dorenda Begay	Dorenda Begay	2/14/19	Navajo
4. Laverne Charley	Laverne Charley	2/14/19	Navajo
5. Terrence Lott	Terrence Lott	2/14/19	Navajo
6. Sharon Whitely	Sharon Whitely	2/14/19	St. Michaels
7. Evangelina Martin	Evangelina Martin	2/25/19	Pinetale
8. Olivia White	Olivia White	2/25/19	Church Rock
9. Sarah Livingston	Sarah Livingston	02-25-19	Church Rock
10. Mary Denebel	Mary Denebel	2/25/19	Fort Defiance



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Leo Blueeyes	<i>Leo Blueeyes</i>	2/15-2019	San Juan Chapter
2. Eldon Bidth	<i>Eldon Bidth</i>	2-15-19	Beclabito Chapter
3. Cecelia Perez	<i>Cecelia Perez</i>	2/15/19	San Juan Chapter
4. Shalay Yarru	<i>Shalay Yarru</i>	2/15/19	San Juan Chapter
5. Grace Hartman	<i>Grace Hartman</i>	2/15/19	Ft. Defiance
6. Samuel Begay	<i>Samuel Begay</i>	2/15/19	Sanstee
7. Wile Summers	<i>Wile Summers</i>	2/15/19	Shiprock Chapt.
8. Kimberly Henswood	<i>Kimberly Henswood</i>	2/15/19	Shiprock
9. Diane P. Clark	<i>Diane P. Clark</i>	2/15/19	Shiprock
10. Diana Paul	<i>Diana Paul</i>	2/15/19	Beclabito Chapter



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Patricia Ann		2/15/2019	Shiprock
2. H. D. Harrison Deeds		2/15/2019	S/R
3. Angela Bertha Taylor Bennett		2-15-19	Shiprock
4. Samantha Tsiniyini		2-15-2019	Sheep Springs
5. Shannon Tracie Shumaker		2-15-2019	Sheep Springs
6. Alfred Smart		Hogback Ch.	2-15-19
7. Dennis Denny		Shiprock NM	2/15/19
8. Alisha Beards		2/15/19	SR
9. Maureen Whelan		2/15/17	Shiprock
10. Donna Whelan		2/15/19	Shiprock



YES TO DINÉ ENERGY PETITION





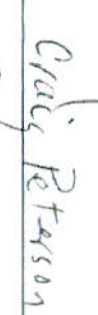





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Name	Signature	Date	Chapter
1. David Jim	David Jim	2-15-19	TNP
2. Lucinda Jim	Lucinda Jim	2-15-19	Tec Nos Pos
3. Bo Begay	Bo Begay	2-15-19	"
4. Rannan Dunn	Rannan Dunn	2/15/19	"
5. Curtnee Begay	Curtnee Begay	2/15/19	"
6. Sherree Jim	Sherree Jim	2/15/19	"
7. Ron Alfred	Ron Alfred	2/15/19	"
8. Carol Varela	Carol Varela	2/15/19	Shiprock
9. Larry Begay	Larry Begay	2/15/19	SR
10. Lynell Begay	Lynell Begay	2/15/19	SR



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Muelster		02-15-19	Redvalley
2. Mastin		02/15/19	Shupree
3. Vernon Howard		02-15-19	Sanostee
4. Thompson		2-15-2019	Hogbocce
5. LeFevre		2-15-19	Say Juan Chapter
6. Leon Roel		2-15-19	Taac Maa Bos
7. Louise Smiley		2-16-19	T.G.H.
8. Phillip Lee		2-16-19	Shupree
9. Sam Claver		02/15/2019	Navajo Nation
10. Duffin		2/15/2019	Trudell



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Name	Signature	Date	Chapter
1. Monica Ndasee	Monica Ndasee	2/15/18	Red valley
2. Shavon Beverly	Shavon Beverly	2/15/18	Red Valley
3. Rose Byler	Rose Byler	2/15/18	Shiprock
4. Harmon Shiver	Harmon Shiver	2/15/19	Shiprock
5. Chayema den	Chayema den	2/15/19	Shiprock
6. Vera Shively	Vera Shively	2/15/19	Shiprock
7. Shavon Levi	Shavon Levi	2/15/19	Shiprock
8. Marianne McKensley	Marianne McKensley	2/15/19	Shiprock
9. Rachel Charles	Rachel Charles	2/15/19	Shiprock
10. Madison Paul	Madison Paul	2/19/19	Shiprock



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Name	Signature	Date	Chapter
1. Benjamin John		02/14/19	14v
2. Travis Lee		02/13/19	SR
3. ^{Krist} De Etshly		2/13/19	Shiprock
4. MARIA ROSIE		2/15/19	SHIPROCK
5.			
6.			
7.			
8.			
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10.			



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Name	Signature	Date	Chapter
1. Tony Thomas	<i>[Signature]</i>	2/15/19	Navajo
2. Al G Thomas	<i>[Signature]</i>	.1	
3. M. X. X. X.	<i>[Signature]</i>	2/15/19	Navajo
4. Sam Tolson	<i>[Signature]</i>	2/15/19	Nav.
5. Robert L. L.	<i>[Signature]</i>	2/15/18	Navajo
6. Robert L. L.	<i>[Signature]</i>	2/15/19	Kayenta
7. Mike Redman	<i>[Signature]</i>	2/15/19	Navajo
8. Andy Thomas	<i>[Signature]</i>	2/15/19	Navajo
9. COFFMAN	<i>[Signature]</i>		Dennehotso
10. Renee L. L.	<i>[Signature]</i>		11

* Signed for
they don't know how
to sign.



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Shanelle Lynette	[Signature]	07/14/19	Deenine
2. GREENE, C/ALY	[Signature]		Deenine
3. Renae Greenlee	[Signature]		"
4. [Signature]	[Signature]		"
5. [Signature]	[Signature]		Kayenta, AZ
6. [Signature]	[Signature]		Deenine
7. Rose H. Schmit	[Signature]		Deenine
8. [Signature]	[Signature]		K-Town
9. [Signature]	[Signature]		K-Town
10. [Signature]	[Signature]		Deenine



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Name	Signature	Date	Chapter
1. Cliff Hult		2-15-19	Deming
2. Javiera Becerra		2-15-19	Paria
3. Thelma H		2/15/19	Deming
4. Doreen D. Jones		2-15-19	Rock Point
5. Doreen D. Jones		"	"
6. Doreen D. Jones		2-15-19	"
7. Doreen D. Jones		2-15-19	Deming
8. Doreen D. Jones		2-15-19	Deming
9. Doreen D. Jones		"	Deming
10. Doreen D. Jones		"	Deming



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Name	Signature	Date	Chapter
1. Bernice B. Johnson	<i>Bernice B. Johnson</i>	2-15-2019	Kayenta
2. Monday Williams	<i>Monday Williams</i>	2-15-2019	Kayenta
3. Doris Cly	<i>Doris Cly</i>	2-15-19	Danahos
4. Betty Johnson	<i>Betty Johnson</i>	2-15-19	Danahos
5. Donna Johnson	<i>Donna Johnson</i>	11	11
6. Paul Cly	<i>Paul Cly</i>	2-15-19	Kayenta
7. Royce F. Johnson	<i>Royce F. Johnson</i>	2-15-19	Kayenta
8. Mike G. Johnson	<i>Mike G. Johnson</i>	2-15-19	Kayenta
9. Lee H. Johnson	<i>Lee H. Johnson</i>	2-15-19	Kayenta
10. Amanda Keith	<i>Amanda Keith</i>	2-15-19	Danahos



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Name	Signature	Date	Chapter
1. Bobby Charley	<i>[Signature]</i>	2/15/2019	Deuelchote
2. Donna Smith	<i>[Signature]</i>	2-15-19	Deuelchote
3. Wilma En Jee	<i>[Signature]</i>	2-15-19	Beela Gito
4. Bob Denny	<i>[Signature]</i>	2-15-19	Kayenta
5. Susan Blunkato	<i>[Signature]</i>	2-15-19	Kayenta
6. Sharon historic	<i>[Signature]</i>	2/15/19	Kayenta
7. Al Borg	<i>[Signature]</i>	2/15/19	Deuelchote
8. Amy	<i>[Signature]</i>	2-15-19	Deuelchote
9. Chris	<i>[Signature]</i>	2-15-19	Deuelchote
10. Alpechin Pryce	<i>[Signature]</i>	2-15-19	Kayenta



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Name	Signature	Date	Chapter
1. Sadie Merty Leavitt	<i>Sadie Merty Leavitt</i>	2/15/19	Udinehchits
2. Louise Salazar	<i>Louise Salazar</i>	2/15/19	Dennahots
3. Janice Nelson	<i>Janice Nelson</i>	2/15/19	Dennahots
4. Billy C.	<i>Billy C.</i>	2/15/19	Dennahots
5. Mary Ann Moody	<i>Mary Ann Moody</i>	2-15-19	MHC
6. Sam Moody	<i>Sam Moody</i>	2-15-19	Rock Point
7. Reinhard	<i>Reinhard</i>	2/15/19	Sweetwater
8. Edwin Hot	<i>Edwin Hot</i>	2/15/19	Teenagospes
9. Ruth J.	<i>Ruth J.</i>	2/15/19	Tee
10. Joe Brown	<i>Joe Brown</i>	2/15/19	Dennahots



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Name	Signature	Date	Chapter
1. <u>John Doe</u>	<u>[Signature]</u>	<u>2-15-19</u>	<u>Dennehotso</u>
2. <u>John Doe</u>	<u>[Signature]</u>	<u>2-15-19</u>	<u>"</u>
3. <u>John Doe</u>	<u>[Signature]</u>	<u>"</u>	<u>"</u>
4. <u>John Doe</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>Dennehotso</u>
5. <u>John Doe</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>"</u>
6. <u>Stewart Thomas</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>"</u>
7. <u>Arlene Burns</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>Dennehotso</u>
8. <u>Emeline Burns</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>Dennehotso</u>
9. <u>Excell Burns</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>Dennehotso</u>
10. <u>John Doe</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>Dennehotso</u>



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. <u>Colleen Egan</u>	<u>[Signature]</u>		<u>Dinehotos</u>
2. <u>Terrell Harris</u>	<u>[Signature]</u>		<u>"</u>
3. <u>Andreas Lopez</u>	<u>[Signature]</u>	<u>1-15-19</u>	<u>Navajo</u>
4. <u>Johanna Boyer</u>	<u>[Signature]</u>	<u>2-15-19</u>	<u>Navajo</u>
5. <u>Johnny Boyer</u>	<u>[Signature]</u>	<u>"</u>	<u>"</u>
6. <u>John Clark</u>	<u>[Signature]</u>	<u>02-15-2019</u>	<u>Navajo</u>
7. <u>Walter Jr</u>	<u>[Signature]</u>	<u>2/15/2019</u>	<u>DeMint</u>
8. <u>Debra R Jr</u>	<u>[Signature]</u>	<u>2/15/2019</u>	<u>"</u>
9. <u>Donna Yogi</u>	<u>[Signature]</u>	<u>2/15/19</u>	<u>Flagstaff</u>
10. <u>Art Yogi</u>	<u>[Signature]</u>	<u>7-15-19</u>	<u>Flagstaff</u>



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Sharon Parish		2-15-19	Kayenta
2. Mae G. Berger		2-14-19	Kayenta
3. Tom & Kay			"
4. Charles		2-15-19	Denudets
5. Frank Good			Denudets
6. Michael Gray		2/15/19	Denudets
7. Moriah		2/15/19	Navajo Mtn.
8. Rosalyn Stucky		2-15-19	Samshot 50
9. Sarah Harrison		2-15-19	Denudets
10. Anna Noel		2/15/19	Kayenta



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Name	Signature	Date	Chapter
1. Lamar	Chief Lamar Chief	2/15/19	Kayenta
2. Archael	Ally	2/15/19	Kayenta
3. Joel	Curry	2/15/19	Winslow
4. Bill Baga	Bill Baga	2/15/2019	Denuchotso Hc
5. Candace	Candace	2/15/2019	Kayenta Hc
6. Kathleen Fresh	Kathleen	2/15/2019	Kayenta Hc
7. Angellam Johnson	Angellam Johnson	2/15/19	Denuchotso AZ
8. Angela Begay	Angela Begay	2/15/19	Denuchotso
9. Daisy Chah	Daisy Chah	2/15/19	Denuchotso
10. Lee Johnson	Lee Johnson	2/15/19	Denuchotso



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Name	Signature	Date	Chapter
1. Stella Stewart	<i>[Signature]</i>	02/15/19	Rock Point
2. Kyriel Mann	<i>[Signature]</i>	2-15-19	Rock Point
3. Dustin Harvey	<i>[Signature]</i>	2/15/19	Leacock, AZ
4. Dyrstina D. Harvey	<i>[Signature]</i>	2/15/19	Rock Point, AZ
5. Dyrstina J. Harvey	<i>[Signature]</i>	2/15/19	Rock Point
6. Wilbur Keith	<i>[Signature]</i>	2/15/19	Donchofso
7. Frank Johnson	<i>[Signature]</i>	2/15/19	Donchofso
8. Lee Hards	<i>[Signature]</i>	2/15/19	Donchofso
9. Jani Johnson	<i>[Signature]</i>	2/15/19	Donchofso
10. Ray Hards	<i>[Signature]</i>	2/15/19	Donchofso



YES TO DINÉ ENERGY PETITION





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	Name	Signature	Date	Chapter
1.	Rebeka Beally		2/15/19	Chilokubeto
2.	Raymond Q. Buel		2/15/19	Chilokubeto, K-Miner
3.	Ebith Jones		2/15/19	Kayenta At
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YES TO DINÉ ENERGY PETITION

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	Name	Signature	Date	Chapter
1.	Darlene Bay		8/15/19	Dennetso
2.	Kileen Jones		2/15/19	Rough Rock
3.	Billy Zahony		2/15/19	Dennetso
	GREENAC/act			Dennetso
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	Name	Signature	Date	Chapter
1.	Arthur	[Signature]	2/13/19	Merchmenad
2.	Desura Tome	[Signature]	2/14/19	Red Kelly
3.	Leer Spa	[Signature]	2/14/19	TTT
4.	Taft Blackhorse	[Signature]	2/15/19	Shuprock
5.	Erin Zen	[Signature]	2/15/19	Sawmill
6.	Juan Massey	[Signature]	2/18/19	Abq
7.	Bob Sherrin	[Signature]	2/18/19	Santa Fe
8.	Sean McLaugh	[Signature]	2/18/19	Ft. Defiance
9.	Taft Blackhorse	[Signature]	2/20/2019	Shoock
10.	Shirley Smith	[Signature]	2/20/19	Hogback



Handwritten notes at the top of the page, including "KILL" and "YES TO DINÉ ENERGY PETITION".

YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
John Wilson	[Signature]	Feb 22, 2019	TNP
Arleen Cordy	[Signature]	Feb. 22, 2019	Beclabito
Michael Freeman	[Signature]	Feb 22, 2019	Manchito
Sammy Joe	[Signature]	Feb 22 -19	TNP
Justice Reddy	[Signature]	02-22-19	Tubacup
Jamie Reddy	[Signature]	02-22-19	Tubacup
Prudence Chee	[Signature]	02/22/2019	Sweetwater
Edgar Adakai	[Signature]	2/22/2019	Oljato
Angie Adams	[Signature]	2-22-19	TNP
Freddie Nguyen	[Signature]	2.22.19	TNP



LETTER WILL BE FORWARDED TO THE STATE OF NEW MEXICO

YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
Jamie Jensen		2/22/19	Tecumseh NM
Shirley Ann Ration		2/22/19	Shiprock NM
Deanna		2/22/19	Shiprock NM
		2/22/19	Del Mar NM
Kelvin Kates		2/22/19	Shiprock NM
Travis B. Kelly		2/22/19	Shiprock NM
Cassandra Tree		2/22/2019	Tribal Tsoh Sikand. Burnham Chapter NM
Endy Bernal		2/22/2019	Sawtoe, NM
Danny Sanchez		2/22/2019	Cudei NM
Lucia Sanchez		2/22/2019	Cudei NM



PLEASE PRINT YOUR NAME AND ADDRESS * DO NOT SIGN YOUR NAME

YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Joe Boy George SR	[Signature]		S/R
2. Mary Cherry	[Signature]		S/R
3. Anne Lynn	[Signature]		S/R
4. Elmer Tiller	[Signature]		S/R, NM
5. Wilson Brady	[Signature]		S/R, NM
6. Herman He	[Signature]		Hopack Chapter
7. Joseph Joe	[Signature]		TDR
8. Donald Watson	[Signature]		S/R
9. Phillip A. Harrison	[Signature]		S/R, NM, Cade
10. PS Rents	[Signature]	2/24	Aneth Chapter



* I ~~think~~ will you will take * I thank you :)

YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Lauren Freeman		Feb. 24, 2019	Anech
2. Averill Buleto		2/24/19	Anech
3. Wylie Begay		Feb. 24, 2019	Sweetwater
4. Anita Benu		2-24-019	Harsh Chapin
5. Marcus Benu		2-24-19	Anech
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Name	Signature	Date	Chapter
1. Albert Allen	<i>Albert Allen</i>	2/26/19	Sheep Springs
2. Albert Manuelito	<i>Albert Manuelito</i>	2/26/19	Sheep Springs
3. Tony Mumbulo	<i>Tony Mumbulo</i>	2/26/19	Sheep Springs
4. Benny Blueeyes	<i>Benny Blueeyes</i>	2/26/2019	Northern
5. Ronnie Nakai	<i>Ronnie Nakai</i>	2.26.19	Upper Fort Haul
6. Alvin Jumbo	<i>Alvin Jumbo</i>	02/26/19	Chinle
7. Della Wilson	<i>Della Wilson</i>	02/26/19	West Strong Hills
8. Raymond and Wilson Raymond Wilson	<i>Raymond Wilson</i>	2/26/19	Yabé Grey Hills
9. Jetteline Francis	<i>Jetteline Francis</i>	2/26/19	Sheep Springs
10. Irma Spencer	<i>Irma Spencer</i>	2/26/19	Sheep Springs



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Name	Signature	Date	Chapter
1. Emily	<i>Emily</i>	2/26/19	Two Grey Hills
2. Joshua Joshua Garcia	<i>Joshua Garcia</i>	2/26/19	Two Grey Hills
3. Garrett Davies	<i>Garrett Davies</i>	2/26/19	Shiprock
4. Harry Chee Hargrave	<i>Harry Chee Hargrave</i>	2-26-19	San Juan Chapter
5. Juliana Joe	<i>Juliana Joe</i>	2-26-19	Upper San Juan
6. Patricia Torres	<i>Patricia Torres</i>	2/26/19	Tuba City
7. Samuel M. Becent	<i>Samuel M. Becent</i>	2/26/19	TGCH
8. Ernest Cleveland	<i>Ernest Cleveland</i>	2/26/19	Mexican Springs
9. Pearlona Bernal	<i>Pearlona Bernal</i>	2/26/19	Twin Lakes
10. Kyle Davis	<i>Kyle Davis</i>	2/26/19	Maricopa Springs



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Name	Signature	Date	Chapter
1. Jimmy Smith	[Signature]	02-26-2019	Upper Navajo
2. Rosita Padilla	[Signature]	2-26-2019	Ignacio
3. Steven Barber	[Signature]	2/26/2019	Upper Navajo
4. Kenzie Kazzie	[Signature]	2/26/2019	Sheep Springs
5. Walter Sainman	[Signature]	2/26/19	Sheep Springs
6. Vergina Lewis	[Signature]	2/26/19	Upper Navajo
7. Zachary Largo	[Signature]	2/26/19	Recenti
8. PERLINA MARTIN	[Signature]	2/26/19	Recenti
9. Brumette Martin	[Signature]	2/26/19	Recenti
10. Yvonne Morgan	[Signature]	2/26/19	Recenti
11. Raymond R. Barber	[Signature]	2/26/19	Recenti



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Name	Signature	Date	Chapter
1. Ray Jim	[Signature]	2/26/19	Sadishii
2. Renee Roche	[Signature]	2/26/19	Gradishii
3. Danelle Stevenson	[Signature]	2/26/19	Lake Valley
4. Avaroz Pike	[Signature]	2/26/19	Lake Valley
5. LeBeaull	[Signature]	2/26/19	Neulock
6. Andrea Baker	[Signature]	2/26/19	Shay Spring N.M.
7. Emma Beatty	[Signature]	2/26/2019	Northern Lake
8. Lucy Sam-Juicy Sam	[Signature]	2-26-19	U/F
9. Brian Baker	[Signature]	2/26/19	Upper Fruitland
10. Brandon Johnson	[Signature]	2/26/19	Upper Fruitland



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Name	Signature	Date	Chapter
1. Debra David	Debra David	02-26-19	Whitehorse Lake
2. Darlene Haines	Darlene Haines	2/26/19	Counselor
3. EVANNA SHERAR	Evanna Sherar	2-26-19	Ojo Encino
4. Jammar Peltier	Jammar Peltier	2/26/19	San Juan
5. Lavinia George	Lavinia George	2/26/19	Menaherzad
6. Tom George	Tom George	2/26/19	Menaherzad
7. Paydole Tyler	Paydole Tyler	2/26/2019	Sanostee
8. Edward Mark	Edward Mark	2/26-19	Sandstee, N/A
9. William Rife	William Rife	2-26-19	Menaherzad
10. Donna Rife	Donna Rife	2-26-19	Menaherzad



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Name	Signature	Date	Chapter
1. Verda Blackgust	Verda Blackgust	2-26-19	Saastoe
2. Kyle Benally	Kyle Benally	2/26/19	Aneth UT.
3. Aalijan Benally	Aalijan Benally	2-26-19	Aneth UT.
4. Jany Palmer	Jany Palmer	2-26-19	Upper Fruitland
5. Albert Kuhlbrook	Albert Kuhlbrook	2-26-19	Upper Fruitland
6. Gerardo Brown	Gerardo Brown	2-26-19	" "
7. Johnny Begay	Johnny Begay	2-26-19	Upper Fruitland
8. Kyle Toledo	Kyle Toledo	2-26-19	Upper Fruitland
9. Quintane Quintane	Quintane Quintane	2-26-19	Counselor
10. Aaron Harris	Aaron Harris	2-26-19	Counselor



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Name	Signature	Date	Chapter
1. Eugene Johnson	<i>Eugene Johnson</i>	2-28-19	Nasichotti
2. Russell P. R. R. R.	<i>Russell P. R. R. R.</i>	2/26/19	Sheep Springs
3. Louis L. L. L.	<i>Louis L. L. L.</i>	2/26/19	Upper Grand D.N.
4. Genita Begay	<i>Genita Begay</i>	2/26/19	Upper Trustland
5. Steven R. R. R.	<i>Steven R. R. R.</i>	2/26/19	Big back
6. David E. Johnson	<i>David E. Johnson</i>	2/26/19	Two Grey Hills
7. Clarence Johnson	<i>Clarence Johnson</i>	2/26/19	2 Grey Hills
8. Larry Lapahé	<i>Larry Lapahé</i>	2/26/19	Two Grey Hills
9. Nelson Garza	<i>Nelson Garza</i>	02-26-19	Shirock
10. Karen Garza	<i>Karen Garza</i>	02/26/19	Upper Fruitland



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Name	Signature	Date	Chapter
1. Dshanaa Jackson	<i>Dshanaa Jackson</i>	02/26/2019	SAN JUAN
2. Leonard Williams	<i>Leonard Williams</i>	2/26/2019	UPPER FRUITLAND
3. Jackson Moody	<i>Jackson Moody</i>	2-26-19	Upper Fruitland, N.M.
4. Leonard Russell	<i>Leonard Russell</i>	2/26/19	U/F
5. Reno Russell	<i>Reno Russell</i>	2/26/2019	U/F
6. Raymond Russell	<i>Raymond Russell</i>	2-26-19	U/F
7. Lance Yazzie	<i>Lance Yazzie</i>	2-26-2019	Nezamed Chapter
8. Jacqueline Yazzie	<i>Jacqueline Yazzie</i>	2/26/2019	Shooshtee
9. Henry Charles	<i>Henry Charles</i>	2-27-19	Two Gray Hills
10. Liza Cher	<i>Liza Cher</i>	2-26-19	Sheep Springs



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Name	Signature	Date	Chapter
1. Valencia Lee Williams	<i>[Signature]</i>	02/26/19	Ft. Defiance.
2. Abigail Yazzie	<i>[Signature]</i>	2-26-19	Nahata Divil G.C.
3. Elizabeth Yazzie	<i>[Signature]</i>	2-26-19	Kandelus
4. Margaret Shuka Margaret Shuka		2-26-19	Ft. Defiance
5. Charlotte Begay	<i>[Signature]</i>	2/26/19	Navajo NM
6. Richard Smith	<i>[Signature]</i>	2/26/19	Ft Def AZ.
7. Joel Smith, Sr	<i>[Signature]</i>	2/26/19	Ft. Defiance, AZ
8. Kathy Brule	<i>[Signature]</i>	2/26/19	Cocon Az
9. Charlene Yazzie	<i>[Signature]</i>	2/26/19	Houck, AZ
10. Anthony Lee	<i>[Signature]</i>	2/26/19	Navajo AZ



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Name	Signature	Date	Chapter
1. Josephine Begay	Josephine Begay	2/26/19	Navajo
Josephine Begay	Nancy Nez	2/26/19	Hock
3. Judy	Judy	2/26/19	Hock
4. Betty Nez	Betty Nez	2/26/19	Hock
5. Marie Smith	Marie Smith	2/26/19	Hock
6. Verdine Nez	Verdine Nez *	2/26/19	Hock
7. Stephanie Barlow	Stephanie Barlow	2/26/19	Crystal
8. Stephanie Barlow	Stephanie Barlow	2/26/19	Hock
9. Michael Lynch	Michael Lynch	2/26/19	Dark Spring
10. Tim Sans	Tim Sans	2/26/19	Dark Spring

* Signed by her son, Leon Nez
(elderly lady)



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. KISA O'KEE	<i>Kisa O'Kee</i>	2-26-19	Huack Chapter
2. Samuel L. Berry	<i>Samuel Berry</i>	2-26-19	Huack Chapter
3. BASIC GORDON	<i>Basic Gordon</i>	2-26-19	Huack Chapter
4. Elizabeth Asha Bigels	<i>Elizabeth Asha Bigels</i>	2-26-19	Huack Chapter
5. Carol Pratt	<i>Carol Pratt</i>	2/26/19	Huack Chap.
6. Anita W.	<i>Anita W.</i>	02/26/2019	Huack Chapter
7. Beth Smith	<i>Beth Smith</i>	02/26/2019	Huack Chapter
8. Darnay Morgan	<i>Darnay Morgan</i>	02/26/2019	Huack Chapter
9. <i>[Signature]</i>	<i>Lynaelee Yazzie</i>	02/26/19	Tse Simi
10. LEONNE	<i>Leonne</i>	02/26/19	Huack Chapter



YES TO DINÉ ENERGY PETITION



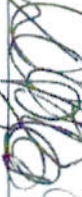







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Name	Signature	Date	Chapter
1. Staunton Begay	<i>Staunton Begay</i>	2/26/2019	Fort Defiance
2. Georgia Chisilly	<i>Georgia Chisilly</i>	2/26/2019	FT Defiance
3. Timothy Begay Jr.	<i>Timothy Begay Jr.</i>	2/26/19	Fort Defiance
4. Ron Blackfoot	<i>Ron Blackfoot</i>	2/26/19	Fort Defiance AZ
5. Amel Woo	<i>Amel Woo</i>	02/26/2019	Fort Defiance
6. Debra Begay	<i>Debra Begay</i>	02/26/2019	Whetfield
7. <i>Debra Begay</i>	<i>Debra Begay</i>	2/26/2019	Wide Ruins
8. Pauline Begay	<i>Pauline Begay</i>	2/26/19	Lupton
9. Howard Begay	<i>Howard Begay</i>	2-26-19	Lupton
10. <i>Mary Silver</i>	<i>Mary Silver</i>	2-26-19	Lupton



YES TO DINÉ ENERGY PETITION


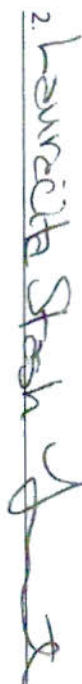




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Name	Signature	Date	Chapter
1. <u>Alfred Chie</u>		2-26-19	Twin Lakes
2. <u>Shelly Boyer</u>		2-26-19	Standing Rock
3. <u>Deborah Anne</u>		2-26-2019	Township N.M.
4. <u>Adrienne Doshin</u>		2-26-19	Fort Defiance
5. <u>Shawn B. Shawna Boko</u>		2/26/19	Gallup
6. <u>Kerstin B. Kooty Boko</u>		2/26/19	Gallup
7. <u>Carrolla Warren Carmella Warren</u>		2/26/19	Gallup nm
8. <u>Deborah Boyer</u>		3-05-19	Out Spring
9. <u>Nicole A. Boyer</u>		3/5/19	Ft. Defiance
10. <u>Trish Boyer</u>		3/5/19	Ft. Defiance



YES TO DINÉ ENLARGY PETITION

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Name	Signature	Date	Chapter
1. Alice Allen Alice Williams		Feb-27-2019	Gap/Baldy
2. Lawrence Stash		2/27/19	Dennehotso
3. Betty Tokohere		2/27/19	Kayenta
4. Oliver Dick		2/27/19	Kayenta
5. Denise Frantz Bell		2/27/19	Inscription House
6. Rona Lee Remder		2/27/19	Rock Pt. AZ
7.			
8.			
9.			
10.			



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Steve Smith	[Signature]	2/21/19	Bedonkohe
2. Russell Hanson	[Signature]	2/21/19	Dennehotso
3. Steve Shing	[Signature]	2/22/19	Kayenta
4. Jeffery C. [Signature]	[Signature]	2/27/2019	Kayenta, Arizona
5.			
6.			
7.			
8.			
9.			
10.			



YES TO DINÉ ENERGY PETITION













I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Marilyn Bitsinnie	Marilyn Bitsinnie	2-27-19	Oljato
2. Dorothy Lee	Dorothy Lee	2-27-19	Kayenta
3. Pearl Blumstein	Estee Blumstein	2-27-19	Denaikeo
4. Daisy Tucker	Daisy Tucker	2-27-19	Shonto
5. Mary Bernally	Mary Bernally	2-27-19	Kayenta
6. Danielle John	Danielle John	2-27-19	Bedonkohe
7. Beanie Dean	Beanie Dean	2-27-19	Denaikeo
8. Chirale	Chirale	2-27-19	Chirale
9. Lolita Williams	Lolita Williams	2-27-19	Chirale
10. Victoria Jones	Victoria Jones	2-27-19	Monument Valley



YES TO DINÉ ENERGY PETITION









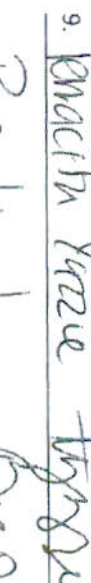

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Therman Ben Therman Ben		2/27/19	Chinle AZ
2. Lonnie Wilkins		2/27/19	Coolwater AZ
3. Quine Bully		2/27/19	Donaipah, AZ
4. Phillip Boosley Jr		2/27/19	Kayenta, AZ
5. Lorena L. Hadley		2/27/19	Chilchickito, AZ
6. Ongeline Johnson		2/29/19	Shonto, AZ
7. Roy Duck		2/27/19	MV
8. ^{off} Agnise Stone		2/27/19	
9. 		2-27-19	Pennington
10. 	 (AMES HOLLAND)	2-27-19	MV/01/19 to 44



YES TO DINÉ ENERGY PETITION











I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Tara Sutherland		2/27/19	Oljato
2. Tiffany Bernally		2/27/19	Kayenta
3. Erica Mitchell		2/27/19	Chap
4. Anna Munkkinik		2/27/19	Kayenta
5. Doreen Morris		2/27/19	Chinle
6. Alice E. Parred		2/27/19	Kayenta
7. Melvin Taylor Jr		02/27/2019	Cristal
8. Clarence Otero		02/27/19	Oljato
9. Kenneth Krazie		2/27/19	Kayenta
10. Joseph's Joe		2/27/19	Chinle



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Tolesoli		02/27/2019	Kayenta, AZ
2. Wmema Sheen		02/27/19	Tuba City, AZ
3. Darryl Brown		02-27-19	Tonalea
4. Alfred Chester		02-27-19	KCTHAP
5. Marilyn Marie Munday		02-27-19	Forest Lake
6. Bernethi Singer		02/27/19	Kayenta, AZ
7. David Jones		02/27/19	Chinle AZ
8. Jennifer Jones		2/27/19	Chinle AZ
9. Thomas B. Sherry		2/27/19	Chickadee
10. Leonard Begay		2/27/19	Chickadee



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Daphnia Fredy	<i>Daphnia Fredy</i>	2-27-2019	Ojato
2. Lucille Jumbo	<i>Lucille Jumbo</i>	2-27-19	Mary Farms
3. Orleanie Yazzie	<i>Orleanie Yazzie</i>	2-27-19	Ojato
4. Geraldine Heliker	<i>Geraldine Heliker</i>	2-27-19	Ojato
5. Virginia M. Mendoz	<i>Virginia M. Mendoz</i>	2-27-19	Ojato
6. Shamsha Goodman	<i>Shamsha Goodman</i>	2/27/19	Ojato
7. Mary Gumbler	<i>Mary Gumbler</i>	2/27/19	Kayenta
8. Gregory Friday	<i>Gregory Friday</i>	2/27/19	Ojato
9. Ellen S. Hendry	<i>Ellen S. Hendry</i>	2/27/19	Ojato
10. Raymond Banally	<i>Raymond Banally</i>	"	Kayenta



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Terrence Butch		2/27/19	Teiwaile
2. Delphine Bradley		2/27/2019	Clawo
3. Emanuel W. Holiday		2/27-2019	Kayenta
4. Louis Woody		2/27/2019	Ploma
5. Sheldon		2/27/2019	Mary Farms
6. Lillie Singer		2/27/2019	Oljato
7. TC		2/27/2019	Mary Farms
8. Herbert Wilphore		2-27-2019	Kayenta, AZ
9. Gina Blake		2/27/19	TBR
10. Terry Brack		2/27/2019	Kayenta, AZ



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Mary Enock	Mary Enock	2/28/19	Hshk
2. Tommy Lorie	Tommy Lorie	2/28/19	Shoshone
3. Wyatt Lorie	Wyatt Lorie	2/28/19	Shoshone
4. Tommy Lorie	Tommy Lorie	4/28/19	Shoshone
5. Andrew B	Andrew B	4/28/19	Burnham
6. Shante Bernally	Shante Bernally	2/28/19	Shiprock
7. Michael Lee	Michael Lee	2/28/19	Hogback
8. Lane P. Harvey	Lane P. Harvey	2/28/19	Huerfano
9. Anthony K. Johnson	Anthony K. Johnson	2/28/19	Huerfano
10. Rick Elliott	Rick Elliott	2/28/19	Huerfano



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. STEVEN WILCO		2/28/19	Huerfano
2. RETANA LARGO		2-28-19	Huerfano
3. TRAVIS LARGO		2/28/19	Huerfano
4. DANIEL HANCOCK		2-28/19	Huerfano
5. TOMMY NEZ JR.		2-28-19	Bedonko
6. PAUL BERRY		2-28-2019	Bedonko
7. STERLING SHIRLEY		2-28-19	Barnham
8. ROSE ANN JIN			Whiterock
9. CORY BAKER			Whiterock
10. JUSTIN MARR		2/28/19	Tse Daa' Kaan



YES TO DINÉ ENERGY PETITION

I support the Navajo Nation purchasing the Navajo Generating Station (NGS) and the Kayenta Mine in order to preserve their operations and because of the economic benefits it will bring to the workers, their families and the Navajo Nation.

Name	Signature	Date	Chapter
1. Darlene Valdez	Darlene Valdez	02-28-19	Huerfano
2. Everett Peshlakai	Everett Peshlakai	02-28-19	Huerfano
3. Arlene Peshlakai	Arlene Peshlakai	02-28-19	Tepic Steelhead
4. Lilly Peshlakai	Lilly Peshlakai	02-28-2019	Huerfano
5. Woody Dale	Woody Dale	2-28-19	Hog Back
6. Ronald Johnson	Ronald Johnson	2-28-19	Hog Back
7. Annabelle Collins	Annabelle Collins	2-28-19	Boadabito
8. Elouise Pokis	Elouise Pokis	2-28-19	Boadabito
9. Van Collins Jr	Van Collins Jr	2-28-19	Boadabito
10. Aris Jones	Aris Jones	2-28-19	Whitewater



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Thompson George	<i>George Thompson</i>	2-28-19	Whiterock
2. Stanley Charles	<i>Stanley Charles</i>	2-28-19	Whiterock
3. Danny H. Neill	<i>Danny H. Neill</i>	2-28-19	Huerfano
4. Matthew Smith	<i>Matthew Smith</i>	2-28-19	Huerfano
5. Brian Bogay	<i>Brian Bogay</i>	2-28-19	Hogback
6. Darrin San Juan	<i>Darrin San Juan</i>	2-28-19	Burnham
7. Sampson Yezie	<i>Sampson Yezie</i>	2-28-19	Burnham N.M.
8. Lorraine Allen	<i>Lorraine Allen</i>	2-28-19	Newcomb
9. Joe W. Bogay	<i>Joe W. Bogay</i>	2-28-2019	Burnham
10. Michael Jackson	<i>Michael Jackson</i>	2-28-2019	Huerfano



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Jack White Sr.	<i>[Signature]</i>	2-28-19	Huerfano
2. Robyn White	<i>[Signature]</i>	2-28-19	Naagooz
3. David B. B. B.	<i>[Signature]</i>	2-28-19	Naagooz
4. Harold Willets	<i>[Signature]</i>	2-28-19	Naagooz
5. Keel hazi	<i>[Signature]</i>	2-28-19	Naagooz
6. Regina Henderson	<i>[Signature]</i>	2-28-19	Sandoz
7. Daisy Nez	<i>[Signature]</i>	2/28/19	Beclabito
8. Taylor Dubois	<i>[Signature]</i>	2/28/19	Beclabito
9. Jason Bia	<i>[Signature]</i>	2/28-19	Newcomb Chapter
10. Erickson Antonio	<i>[Signature]</i>	2-28-19	Take Valley Chapter



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Jennifer Tenorio	<i>[Signature]</i>	2-28-19	Lake Valley Chapter
2. Jared B. H.	<i>[Signature]</i>	2/28/19	Yp. Fruitland Chapter
3. Jacob Tenorio	<i>[Signature]</i>	2/28/19	Lake Valley Chapter
4. Freddie Jones	<i>[Signature]</i>	2/28/19	hog back Chapter
5. Freddie <i>[Signature]</i>	<i>[Signature]</i>	2/28/19	Hog back Chapter
6. Glenn Pablo	<i>[Signature]</i>	2-28-19	Lake Valley
7. Raymond Lee	<i>[Signature]</i>	2-28-19	Hogback
8. Howard Lopez	<i>[Signature]</i>	2-28-19	Nagera, cl. after
9. DeMarcos Marquez	<i>[Signature]</i>	2/28/19	Nagera Chapter
10. Paul George	<i>[Signature]</i>	2-28-19	Whitewash



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Paul George Andberg	<i>Paul George Andberg</i>	2-28-19	Whitlock
2. Sadie T. George Andert, George	<i>Sadie T. George</i>	2-28-19	Whitlock
3. Daniel T. Anderson	<i>Daniel T. Anderson</i>	2-28-19	Chuska
4. Darrell Barber Donald Barber	<i>Darrell Barber</i>	2-28-19	Burham Chapter
5. Travis Betsie Tawini Betsie	<i>Travis Betsie</i>	2-28-19	Burham Chapter
6. Daray Barber Thompson	<i>Daray Barber</i>	2-28-19	Burham Chapter
7. Shanda Betsy Barber	<i>Shanda Betsy Barber</i>	2-28-19	Burham Chapter
8. Robert Johnson Rylford Johnson	<i>Robert Johnson</i>	2-28-19	Whitlock Chapter
9. Carol Johnson Caulfield	<i>Carol Johnson</i>	2-28-19	Whitlock Chapter
10. Marvin Herbert Albin Delant	<i>Marvin Herbert</i>	02/28/19	Whitlock



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Neil Helber		2/28/19	Nageezi
2. Rosita Bitsie Kooch Butte		2/28/19	Burnham
3. Melissa R. Hovine Molly R. Hovine		2/28/19	Burnham
4. Charles Hovine Jr. & Barbara Hovine		2/28/19	Burnham, NM
5. Helen Lewis Johnson		2/28/19	White Rock
6. Lippiano Redhouse		2-28-19	Upper Fruitland
7. Priscilla Bigardi Priscilla Bigardi		2-28-19	Burnham
8. Casey Bizard Casey Bizard		2-28-19	Whiterock
9. Kelly Martinez Greenmeyer		2-28-19	Ngagei NM
10. Dorene George		2-28-19	Nageezi, NM



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Name	Signature	Date	Chapter
1. Eisha Back	<i>Eisha Back</i>	May 3, 2019	Aneth, UT
2. Wayne Johnson	<i>Wayne Johnson</i>	May 3, 2019	Red Mesa, UT
3. Shayna Johnson	<i>Shayna Johnson</i>	Mar 3, 2019	Aneth, UT
4. Fred J. Tapaha	<i>Fred J. Tapaha</i>	March 3, 2019	Aneth, UT
5. Adrian Tapaha	<i>Adrian Tapaha</i>	March 3, 2019	Aneth, UT
6. Stella Johnson	<i>Stella Johnson</i>	March 3, 2019	Aneth, UT
7. West Johnson	<i>West Johnson</i>	March 3, 2019	Aneth, UT
8. Sherron Johnson	<i>Sherron Johnson</i>	March 3, 2019	Bannock, UT
9. Ernest Johnson	<i>Ernest Johnson</i>	March 3, 2019	Aneth, UT
10. Clarence Johnson	<i>Clarence Johnson</i>	March 3, 2019	Aneth, UT



YES TO DINÉ ENERGY PETITION











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Name	Signature	Date	Chapter
1. Ruth Johnson	<i>Ruth Johnson</i>	3-3-19	Red Mesa, UT
2. Linda James	<i>Linda James</i>	3-3-19	Neahvnezad, NM
3. Alfonso James	<i>Alfonso James</i>	3-3-19	Neahvnezad, NM
Thomas Cleveland	<i>Thomas Cleveland</i>	3-3-19	Two Gray Hill
5. Rodney D. Johnson	<i>Rodney D. Johnson</i>	03/03/2019	Another Chapter Navajo
6.			
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YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Jones Jean		03-03-19	Lake Valley
2. Marlana Elsie		03-05-19	Lake Valley
3. Herbert Padilla		3-5-19	Lake Valley
4. Harris Jennifer		3-5-19	San Juan
5. Marlene Jim		3-5-19	San Juan
6. Belinda Blackhorse		3-5-19	San Juan
7. Alta Blackhorse		3-5-19	Upper Navajo
8. Grace Blackhorse		3-5-19	San Juan
9. Jean Begay		3-5-19	Lake Valley
10. Letta Najahik		3-5-19	Lake Valley



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Name	Signature	Date	Chapter
1. Marcus	<i>Marcus Toline Toline</i>	03-05-19	Whitehorse Lake
2. Wesley Nor	<i>Wesley Nor</i>	03-05-2019	Naschitti
3. Lorenzo	<i>Lorenzo Nor</i>	3/5/19	Naschitti
4. Nora	<i>Nora Nor</i>	3/5/19	Naschitti
5. Cecilia Nor	<i>Cecilia Nor</i>	3/5/19	Naschitti
6. Coren SM	<i>Coren SM</i>	3/5/19	HOGBACK
7. Nichol	<i>Pete Nichol</i>	3-5-19	San Juan Chapter
8. Sergio	<i>Bernard Sergio</i>	3-5-19	Whitehorse Lake
9. Cornelia	<i>Teller Cornelia</i>	3.5.19	Whitehorse Lake
10. Beth	<i>Beth</i>	3-5-19	Whitehorse Lake



YES TO DINÉ ENERGY PETITION

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Name	Signature	Date	Chapter
1. Day H Whitehorse	<i>[Signature]</i>	March 5 2019	Whitehorse Lake
2. Janie B. Jim	<i>[Signature]</i>	March 5, 2019	Whitehorse Lake
3. Alondra Cody	<i>[Signature]</i>	3/5/2019	Red Mesa
4. Thomas Blackhorse	<i>[Signature]</i>	3/5/2019	San Juan
5. Derek Blackhorse	<i>[Signature]</i>	3/5/2019	San Juan
6. Phillip George Foster	<i>[Signature]</i>	3/5/2019	Naschitti, NM
7. Marlene Mason	<i>[Signature]</i>	3-5-19	San Juan
8.			
9.			
10.			



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Name	Signature	Date	Chapter
1. Sampson Boy	[Signature]	3-26-17	Low Mtn
2. Stephen Pelt	[Signature]	3-26-17	Low Mtn
3. Raymond Charley	[Signature]	3-26-17	Low Mtn
4. Juanita M. Yazzie	[Signature]	03.06.19	Low Mountain
5. Roger B. George	[Signature]	03/06/19	LMtn.
6. [Signature]	[Signature]	3-6-19	Low Mtn.
7. [Signature]	[Signature]	3.06.19	Indian Wells AR
8. Patrick Lester	[Signature]	3.06.19	Indian Wells AR
9.			
10.			



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Name	Signature	Date	Chapter
1. Allen Miller	Allen Miller	3/7/19	Upper Fruitland
2. Steven Barber	Steven Barber	3/7/19	Upper Fruitland NM
3. Herbert Miller	Herbert Miller	3/7/19	UFE
4. Harrison Barclay	Harrison Barclay	3/7/19	APS Redondo-SR
5. Fred Babbs	Fred Babbs	3/7/19	Littlehale (Eastern)
6. Tyler Fabis	Tyler Fabis	3/7/19	Littlehale
7. Emily Smart	Emily Smart	3/7/19	RED LAKE
8. Tyrese Henry	Tyrese Henry	3/7/19	San Juan
9. Rosita Joe	Rosita Joe	3/7/19	San Juan
10. Coral Singer	Coral Singer	3/7/19	Shupack



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Name	Signature	Date	Chapter
1. June Barbone	<i>[Signature]</i>	3/7/19	Littaukai
2. Alexander Jim Perry	<i>[Signature]</i>	3/7/19	Littaukai
3. Berina Lee Butts-Joe	<i>[Signature]</i>	3/7/19	Newcomb
4. Herman Peterson	<i>[Signature]</i>	3/7/19	Newcomb
5. Scott Smith	<i>[Signature]</i>	3/7/19	Harcetio
6. Linda Berg-Frizzle	<i>[Signature]</i>	3/7/19	Wesley Newcomb
7. Lynette Berg-Joyce Berg	<i>[Signature]</i>	3-7-19	Newcomb
8. Joanne Tisdale	<i>[Signature]</i>	3-7-19	Tribal Greyl-Hill
9. Leroy H. Berg	<i>[Signature]</i>	3-7-19	Newcomb Chapter
10. Lionel H. Benally	<i>[Signature]</i>	3-7-19	Chickilthah



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Name	Signature	Date	Chapter
1. Clyde Smith	[Signature]	3/7/19	Shiprock
2. Dan Adams	[Signature]	3/7/19	Norco
3. Albert Silentman	[Signature]	3/7/19	Newcomb
4. Alton Hunt	[Signature]	3/7/19	Little Water
5. Charles Gould	[Signature]	3/7/19	Little Water
6. [Signature]	[Signature]	3/7/19	Little Water
7. Sheldon Moore	[Signature]	3/7/19	Little Water
8. Leonard Dean	[Signature]	3/7/19	White Rock
9. Marilyn Swan	[Signature]	3/7/19	White Rock
10. Henry Cherry	[Signature]	3/7/19	Little Water



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Name	Signature	Date	Chapter
1. Luther Brown	[Signature]	3-7-19	Newcomb NM 87
2. Delores Brown	[Signature]	3-7-19	Newcomb NM 8745
3. Victoria John	[Signature]	3-7-19	Newcomb NM 11
4. Leon L. Brown	[Signature]	3-7-19	Newcomb, N.M. 11
5. Gabriel L. Brown	[Signature]	3/7/19	Newcomb NM. 87455
6. Alberta Brown	[Signature]	3/7/19	Newcomb NM 8745
7. Eric Brown	[Signature]	3/7/19	Newcomb NM 87455
8.			
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10.			



THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0044-19

SPONSOR: Honorable Rickie Nez

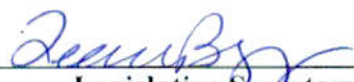
TITLE: An Action Relating To The Resources and Development Committee and The Naabik'iyáti Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

Posted: March 7, 2019 at 8:02pm

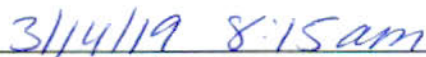
5 DAY Comment Period Ended: March 12, 2019

Digital Comments received:

Comments Supporting	<i>1)NTEC (Supporting documents, file is too large to email, only 10 pages are attached. To view the rest please contact OLS.)</i> <i>1)Jarvis Williams Peabody</i> <i>2)Fannie Atcitty</i>
Comments Opposing	<i>1)Nicole Horseherder, Black Mesa</i> <i>2) Percy Deal, Big Mountain</i> <i>3) Vincent Yazzie</i> <i>4) Robyn Jackson, Wheatfields, AZ</i> <i>5) Adella Begay3, Wheatfields Chapter</i> <i>6) Linda Curley, Tselani Springs</i> <i>7) Duane Chili Yazzie, Shiprock Chapter</i> <i>8) Elouise Brown, TseAlnaozti'I Grazing Officer</i> <i>9) Al Henderson</i> <i>10) Kris Benally</i> <i>11) JL Begay, Dineh Chamber of Commerce</i> <i>12) Lori Goodman, Dilkon Voter</i> <i>13) Carol Davis, Dilkon, AZ</i>
Inconclusive Comments	<i>1) Leon Spencer</i>



Legislative Secretary
Office of Legislative Services



Date/Time

Voices from Dzilijiin (Black Mesa)

kris benally <cyb8@hotmail.com>

Wed 3/13/2019 11:54 AM

To: Aneth Chapter <aneth@navajochapters.org>; Beclabito Chapter <beclabito@navajochapters.org>; Counselor Chapter <counselor@navajochapters.org>; Cove Chapter <cove@navajochapters.org>; Huerfano Chapter <huerfano@navajochapters.org>; Mexican Water Chapter <mexicanwater@navajochapters.org>; Nageezi Chapter <nageezi@navajochapters.org>;

We feel similar blasting effects from Navajo Mine, and the broader community with respiratory conditions from it. Lives are being compromised; that is what evil people do.

<https://youtu.be/tyVYNKYOIng>

Legislation 0044-19

JL Begay <rezblldr@gmail.com>

Wed 3/13/2019 12:18 PM

To: comments <comments@navajo-nsn.gov>;

Please do not jeopardize our assets by allowing NTEC to purchase NGS. There is way too much risk involved and lack of expertise. Be wise. VOTE NO TO NGS.

Jeff Begay, Chairman
Dineh Chamber of Commerce

0044-19

Lori Goodman <lgoodman89@gmail.com>

Wed 3/13/2019 1:10 PM

To: comments <comments@navajo-nsn.gov>;

Dear Honorable Council Delegates:

RE: LEGISLATION NO: _0044-19__ SPONSOR: Rickie Nez

TITLE: An Action Relating To The Resources And Development Committee And The NAABIK'IYATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition Of Navajo Generating Station And Kayenta Mine; Statement Of Policy Regarding Refusal To Financially Guarantee Or Provide Waivers Or Releases Of Claims By The Navajo Nation Pertaining To That Acquisition

I respectfully urge you to vote against this legislation. We have no information on just how this would make an income for the Navajo Nation. Most important to have secured a buyer of the electricity with a contract signed for one to two years and there is none because NGS electricity is too expensive.

The Navajo Nation needs to secure what is already on the table from Navajo Generating Station owners and walk away and let NGS close. We would then take possession of the \$168 million cash plus the \$244 million in additional assets, together totally more than **412 MILLION DOLLARS** in revenues and assets.

There are more millions to be made from three of the assets listed:

- 1.) Access to the 500 megawatts of existing transmission lines;
- 2.) The 1,500 acre-feet per year of NGS water;
- 3.) And the 950 acre-feet per year water for the LeChee Chapter.

With these assets we can build a better future for the Navajo people. The Navajo Nation needs to take what is already on the table and walk away from NGS, rather than foolishly gamble that coal powered energy generation has any future in the 21st century.

Sincerely,

Lori Goodman
Dilkon voter

0044-19

Leon Spencer <l.spencer@navajo-nsn.gov>

Wed 3/13/2019 5:40 PM

To comments <comments@navajo-nsn.gov>;

I'm thinking about the 700 families is there going to be out in the cold December.

They are going to shut it down decommissioned but they're going to take their time they're not going beyond 10 years will be headed towards renewable anyways.

Today solar panels and renewables haven't brought any funds to the Navajo Nation we haven't determined if it's actually sustainable on the Navajo Nation yet.

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I Ted Curley support Legislation

#0044-19.

Name: Ted Curley

Position: Electrical Supervisor

Address: P.O. 2127

Tuba City

Az, 86045

Signature: 

Date: 3/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Jack Greyeyes

Position: 2570 dragline growid man

Address: P.O. Box # 1617
Kayenta, Az. 86033

Signature: Jack Greyeyes

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: John Seaton

Position: Dozer op.

Address: P.O. Box 1458

Kayenta, Az 86033

Signature: John Seaton

Date: March 13, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I Allen G. Parrish encourage and ask

my Delegate from Ofeto Chapter to really consider

his vote to a approved to continue the operations

of N.G.S. & Kayenta Mine by purchase of operation
both NGS & Kayenta mine. Thank you.

Name: Allen G. Parrish

Position: Dozer Oper at Kayenta mine

Address: Promise Rock, Az.

Signature: Allen G. Parrish

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Please Keep the Mine going

Name: Watson Mawymules

Position: 3rd ~~st~~ Dozer

Address: P.O. Box 609
Pinon, Az.
86510

Signature: W. Mawymules

Date: March 13th, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Yes to purchase of NGS + Peabody.

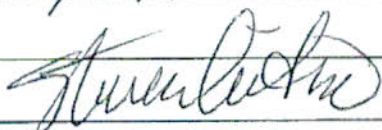
Additional Comment(s): Residents, Peabody retirees + children old + not of age don't really understand the situation + the state of Peabody + N.G.S. If you flash cash to anyone they will reach for it w/o asking question till its too late to change anything.
I'm a 40 yr employee of Peabody, UMW Member, Navajo resident of Kayenta. I think this is a good opportunity for our Navajo Nation to do our own investment in coal mining + run our power plant with the best coal in whole U.S.A. I've learn alot from Peabody learning to operate now 8750, 8200, 1266. Draglines, coming out of high school in 1978. I started as labor to operating differt equipments to getting to the Draglines. Never have I had to leave the reservation, I'm grateful that we have Peabody + N.G.S. Thank You 24th Council, God Bless

Name: Steven Chis

Thanking
Mr. Du

Position: 8750^{#2} Dragline Oper. 3rd Shift

Address: POB #1594
Kayenta, Az. 86033

Signature: 

There are some former employees of Peabody + Relatives of Peabody + N.G.S. complaining about employment + such, but there are rules + regulation about safety, safety work place. These people are angry because their own use of absentes, use of illegal substance and Alcohol. Do you delegates, approve of this behavior in your work place.

Date: 3/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): We need our job, I worked 10 miles

away, NOT some where out of state. People needs

these job so they can stay the family together, Kids

mothe, father etc. So 'yes' is for the people's job.

Name: Thomas Aruigo

Position: Dragline opr.

Address: Box 1235

Kayenta, AZ 86033

Black Mesa Store area

Signature: Thomas Aruigo

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): We need our jobs here on the reservation

both Peabody and NGS. Where are we going to find more

jobs. Things take a long time to develop, both the wind energy

and gas energy. Keep whatever is already in place. It's
better for our people and kids.

Name: Heene L Becenti

Position: Mine Clerk

Address: PO Box 1526
Kayenta, AZ 86033

Signature: [Signature]

Date: 3/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): NTEC to
Yes, I support Keeping NGS

going and also Kayenta mine, this is
all Navajo Nation economics to stay strong and
livelihood for everyone here on reservation

Name: Fenae Tallman

Position: Warehouse Clerk

Address: Box 2566
Kayenta, AZ 86033

Signature: Fenae Tallman

Date: 03/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): The Navajo and Hopi people need

NGS & Coal Mine to continue & we need to

keep jobs and sustain local economies. Our

Tribe have an opportunity to sustain ourselves.
I support NTEC & their efforts to keep the mine
Name: Ammon Long & NGS running.

Position: Electrician Trainee

Address: _____

Kayenta, AZ 86033

Signature: 

Date: 3.13.19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

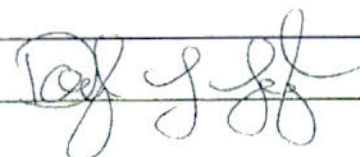
Thank You.

Additional Comment(s): I am 29 years old trying to achieve the Navajo Nation American Dream. I contribute my share to society. I pay my taxes and would like to express my voice to continue mining black mesa. We cannot turn our backs on our Hopi brothers and sisters. They absolutely need us. That is more than enough reason for us to do what ever is necessarily possible. I appreciate you taking the time.

Name: Daryl L Long

Position: 2nd Shift Mechanic

Address: P.O. Box 1031
Kayenta AZ, 86033

Signature: 

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I am a Resident of Black

meza near Kayenta Mine. (1 mi North of K-Mine),

I am in Support of Coal Mining.

Support of N4S & NTECH

Name: Grace Arjono

Position: Truck Driver.

Address: P.O. Box 3152
Kayenta, AZ 86033

Signature: Grace Arjono

Date: 3-13-2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): yes NGS

Supporting NTEE to Acquisition NGS Thanks

Name: Eugene Platero

Position: ~~Trk~~ Trk Shop Welder

Address: PO Box 426
Kayenta AZ 86033

Signature: Eugene Platero

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Yes to NGS, Keep going. Support N-Teke

Thankyou

Name:

Daniel Yazzie

Position:

Truck Driver 1st

Address:

P.O. Box 2140

Kayenta, Az. 86033

Signature:

Daniel Yazzie

Date: March -13 - 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): the need for jobs to improve conditions

on the rez is very important, there will

always be a need for jobs whether

it's in energy or what were. Thank
you

Name: John Greengard

Position: Welder

Address: P.O. Box 1371

Kayenta, AZ 86035

Signature: John Greengard

Date: 3/13/2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): YES to NGS, YES to Kayenta Mine.

Keep Families together.

Name: Harvey Harrison

Position: Serviceman

Address: Post Office Box 4052
Kayenta, AZ 86033

Signature: Harvey Harrison

Date: 3/13/2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I am currently the youngest employee for

Reabody Western Coal Company and enjoy my employment

for them, giving me the opportunity to support my family

and being there physically is perfect.

Name: Bradford Haskan

Position: Electrical Trained

Address: PO Box 4406

Kayenta AZ 86033

Signature: 

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I HAVE WORK AT KAYENTA MINE AND

HAVE WORK FOR A LONG TIME MADE A LIVING OFF

IT AND RAISE MY KIDS OFF THE MINE AND

FAMILY WORKING HERE TO AND I THANK THE MINE

Name: ALISON BITSINKIE

Position: TRUCK DRIVER

Address: PO. BOX 2019
KAYENTA AZ 86033

Signature: Alison Bitsinkie

Signature: _____

Date: Mar 13 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Peabody (Kayenta Mine) is my life

I believe NTEC to be joint Corp. if they
buy NGS. and Kayenta Mine

Name: David X. Salt

Position: Pit Elect.

Address: P.O. Box 3862
Kayenta, AZ
86033

Signature: [Signature]

Date: 3 - 13 - 19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I support the legislation # 0044-19

Power
Keep the Plant and mine going

and Thanks you Peabody, NTEC, for their work

done for us, so we can keep working

Name: Davis Vazie

Position: Tripple Lobar

Address: P.O. Box 3810
Page AZ 86040

Signature: [Signature]

Date: 6-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I'm IN FULL SUPPORT OF THE ABOVE

LEGISLATION FOR ME, MY FAMILY, MY NAVAHO NATION,

Name: ALVIN LONG

Position: MECHANIC

Address: P.O. BOX 1031

KAYENTA, AZ.

86033

Signature: 

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): yes to NGS

Name: Reynolds Benally Sr

Position: Prop. Dozer Operator

Address: P.O. Box #1533

Kayenta Az. 86033

Signature: Reynolds Benally Sr

Date: 3-13-2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): A would like for the

plant & coal mine to continue

Name: Sam Gilmore

Position: Prop Labor

Address: P.O. Box 1538
Kayenta, AZ. 86033

Signature: Sam Gilmore

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Yes To NGS

Name: Harry Benary

Position: Prep Welder

Address: PO Box 1354
Kayenta AZ 86033

Signature: Harry Benary

Date: March 13, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): To keep jobs near home and family,

to keep economic growth on Reservation

Name: Avery Paimyama

Position: Prep Supervisor

Address: P.O. Box 130
Kykotsmovi, AZ 86039

Signature: Avery Paimyama

**RESOURCES AND DEVELOPMENT COMMITTEE
24th NAVAJO NATION COUNCIL**

FIRST YEAR 2019

COMMITTEE REPORT

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

Legislation # 0044-19: An Action Relating to Resources and Development Committee and the Naabi'Iyati Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims by the Navajo Nation pertaining to that Acquisition.
Sponsor: Honorable Rickie Nez

Has had it under consideration and reports a **DO PASS** with no amendment;

And thereafter the legislation was referred to Naabi'Iyati Committee.

Respectfully submitted,



Kee Allen Begay, Jr., Presiding Pro Tem Chairperson
Resource and Development Committee of
the 24th Navajo Nation Council

Date: March 13, 2019

Meeting Location: Monument Valley Welcome Center, Monument Valley, Utah

MAIN MOTION:

M: Herman M. Daniels S: Mark Freeland Vote: 4-0-1(Pro Tem CNV)

YEAS: Rickie Nez, Mark Freeland, Wilson Stewart, Jr., and Herman M. Daniels,

NAYS: NONE

EXCUSED: Thomas Walker, Jr.

RESOURCES AND DEVELOPMENT COMMITTEE
24th Navajo Nation Council
Special Meeting

March 13, 2019

ROLL CALL
VOTE TALLY SHEET:

Legislation # 0044-19: An Action Relating to Resources and Development Committee and the Naabik'iyáti Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims by the Navajo Nation pertaining to that Acquisition. *Sponsor: Honorable Rickie Nez*

Date: March 13, 2019

Meeting Location: Monument Valley Welcome Center, Monument Valley, Utah

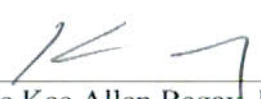
MAIN MOTION:

M: Herman M. Daniels S: Mark Freeland Vote: 4-0-1(Pro Tem CNV)

YEAS: Rickie Nez, Mark Freeland, Wilson Stewart, Jr., and Herman M. Daniels,

NAYS: NONE

EXCUSED: Thomas Walker, Jr.



Honorable Kee Allen Begay, Presiding Pro Temp Chairman
Resources and Development Committee



Shammie Begay, Legislative Advisor
Office of Legislative Services

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I Ted Curley support Legislation

#0044-19.

Name: Ted Curley

Position: Electrical Supervisor

Address: P.O. 2127
Tuba City
Az, 86045

Signature: 

Date: 3/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Jack Greyeyes

Position: 2570 dragline ground man

Address: P.O. Box # 1617
Kayenta, Az. 86033

Signature: Jack Greyeyes

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: John Seaton

Position: Dozer op.

Address: P.O. Box 1458
Kayenta, AZ 86033

Signature: John Seaton

Date: March 13, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I Allen G. Parrish encourage and ask

my Delegate from Ofeto Chapter to really consider

his vote to a approved to continue the operations

of N.G.S. & Kayenta Mine by purchase of operation
both NGS & Kayenta mine. Thank you.

Name: Allen G. Parrish

Position: Dover oper at Kayenta mine

Address: Promise Rock, Az.

Signature: Allen G. Parrish

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Please Keep the Mine going

Name: Watson Mawmules

Position: 3rd ~~st~~ Dozer

Address: P.O. Box 609
Pinon, AZ.
86510

Signature: W. Mawmules

Date: March 13th, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Yes to purchase of NGS + Peabody.

Additional Comment(s):

Residents, Peabody retirees + childrened old + not of age don't really understand the situation + the state of Peabody + N.G.S. If you flash cash to anyone they will reach for it w/o asking question till its too late to change any thing. I'm a 40 yr employee of Peabody, union member, Navajo resident of Kayenta. I think this is a good opportunity for our Navajo Nation to do our own investment in coal mining + run our power plant with the best coal in whole U.S.A. I've learn alot from Peabody learning to operate now 8750, 8200, 1266. Draglines, coming out of high school in 1978. I started as labor to operating differt equipments to getting to the Draglines. Never have I had to leave the reservation, I'm grateful that we have Peabody + N.G.S. Thank You 24th Council, God Bless

Name:

Steven Clotso

*Thanking
Stu Du*

Position:

8750^{#2} Dragline Oper. 3rd Shift

Address:

POB[#] 1594

Kayenta, Az. 86033

Signature:

Steven Clotso

There are some former employees of Peabody + Relatives of Peabody + N.G.S. complaining about employment + such, but there are rules + regulation about safety, safety work place. These people are angry because their own use of absentees, use of alcohol, and Absentee delegates approve.

Date: 3/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): We need our job, I worked 10 miles

away, NOT some where out of state. People needs

these job so they can stay the family together, Kids

mothe, father etc. So 'yes' is for the people's job.

Name: Thomas Aruiso

Position: Dragline opr.

Address: Box 1235

Kayenta, AZ 86033

Black Mesa Store area

Signature: Thomas Aruiso

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): We need our jobs here on the reservation

both Peabody and NSG. Where are we going to find more

jobs. Things take a long time to develop, both the wind energy

and gas energy. Keep whatever is already in place. It's
better for our people and kids.

Name: Irene L Becenti

Position: Mine Clerk

Address: PO Box 1526
Kayenta, AZ 86033

Signature: [Signature]

Date: 3/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Yes, I support ^{NTEC to} keeping NGS

going and also Kayenta mine, this is
to stay
all Navajo Nation economics strong and
livelihood for everyone here on reservation

Name: Fence Tallman

Position: Warehouse Clerk

Address: Box 2566
Kayenta, AZ 86033

Signature: Fence Tallman

Date: 03/13/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): The Navajo and Hopi people need

NGS & Coal Mine to continue! We need to

keep jobs and sustain local economies. Our

Trikes have an opportunity to sustain ourselves.
I support NTEC & their efforts to keep the mine
Name: Ammon Long & NGS running.

Position: Electrician Trainee

Address: _____

Kayenta, AZ 86033

Signature: 

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

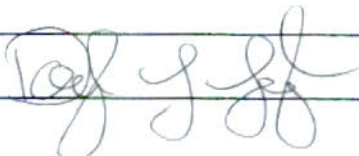
Thank You.

Additional Comment(s): I am 29 years old trying to achieve the Navajo Nation American Dream. I contribute my share to society. I pay my taxes and would like to express my voice to continue mining black mesa. We cannot turn our backs on our Hopi brothers and sisters. They absolutely need us. That is more than enough reason for us to do what ever is necessarily possible. I appreciate you taking the time.

Name: Daryl L Long

Position: 2nd Shift Mechanic

Address: P.O. Box 1031
Kayenta AZ, 86033

Signature: 

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I am a Resident of Black

meza near Kayenta Mine (1 mi North of K-Mine),

I am in support of coal mining.

Support of NELS & NTECH

Name: Grace Antonio

Position: Truck Driver

Address: P.O. Box 2152
Kayenta, AZ 86033

Signature: Grace Antonio

Date: 3-13-2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): YES NGS

Supporting NTEE to Acquisition NGS Thanks

Name: Eugene Platero

Position: ~~Trk~~ Trk Shop welder

Address: PO Box 426
Kayenta AZ 86033

Signature: Eugene Platero

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s):

Yes to NGS, Keep going. Support N-Gen

Thankyou

Name:

Daniel Yazzie

Position:

Truck Driver 1st

Address:

P.O. Box 2140
Kayenta, AZ. 86033

Signature:

Daniel Yazzie

Date: March - 13 - 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): The need for jobs to improve conditions

on the rez is very important, there will

always be a need for jobs whether

in energy or what were. Thank
you

Name: John Greyeyes

Position: Welder

Address: P.O. Box 1371
Kayenta, AZ 86033

Signature: John Greyeyes

Date: 3/13/2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Yes to NGS, Yes to Kayenta mine.

Keep Families together.

Name: Harvey Harrison

Position: Service man

Address: Post office Box 4052
Kayenta, AZ 86033

Signature: Harvey Harrison

Date: 3/13/2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I am currently the youngest employee for

Reabsody Western Coal Company and enjoy my employment

for them, giving me the opportunity to support my family

and being there physically is perfect.

Name: Bradford Hasken

Position: Electrical Trained

Address: PO Box 4906

Kayenta AZ 86033

Signature: 

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): IN WORK AT KAYENTA MINE AND

HAVE WORK FOR A LONG TIME MADE A LIVING OFF

IT AND RAISE MY KIDS OFF THE MINE AND

FAMILY WORKING HERE TO AND I THANK THE MINE

Name: ALISON BITSINWIE

Position: TRUCK DRIVER

Address: PO. Box 2019
KAYENTA AZ 86033

Signature: Alison Bitsinwie

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): For all the ~~contenders~~ for the Navajo Nation

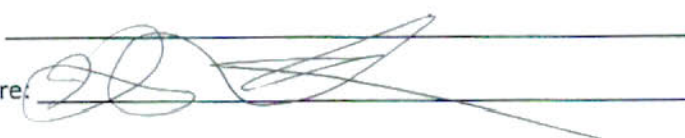
Thank you for the position you do, decisions must

be made for Peabody and NGS. Hope you consider the
people the work up at this mine and power house. Doing what
we can to support our family. Look at the money is made for the
school and chapter houses that the ~~money~~ giving from the mine
the coal makes money and it makes power -> NGS

Name: Herman Denetsosie

Position: Welder

Address: Kayenta Az

Signature: 

Date: Mar 13 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Peabody (Kayenta Mine) is my Life

I believe NTEC to be joint Corp. if they
buy NGS. and Kayenta Mine

Name: David X. Salt

Position: Pit Elect.

Address: P.O. Box 3862
Kayenta, AZ
86033

Signature: 

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I support the legislation # 0044-19

Keep the ^{Power} Plant and mine going.

and Thank you Peabody, NTEC, for the work your
dois for us. So we can keep working.

Name: Davis Vazria

Position: Tripple Labor

Address: P/O Box 3810
Page AZ 86040

Signature: 

Date: 6-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I'm IN FULL SUPPORT OF THE ABOVE

LEGISLATION FOR ME, MY FAMILY, MY NAVAHO NATION!

Name: ALVIN LONG

Position: MECHANIC

Address: P.O. BOX 1031

KAYENTA, AZ.

86033

Signature: 

Date: 3-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): yes to NGS

Name: Reynolds Benally Sr

Position: Prop. Dozer Operator

Address: P.O. Box # 1533
Kayenta Az. 86033

Signature: Reynolds Benally Sr

Date: 3-13-2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I would like for the
plant & coal mine to continue

Name: Sam Gilmore

Position: Prep. Labor

Address: P.O. Box 1538
Kayenta, AZ. 86033

Signature: Sam Gilmore

Date: 03-13-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Yes To NGS

Name: Harry Benary

Position: Prep Welder

Address: PO Box 1354
Kayenta AZ 86033

Signature: Harry Benary

Date: March 13, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): To keep jobs near home and family,

to keep economic growth on Reservations

Name: Alroy Pavingama

Position: Prep Supervisor

Address: P.O. Box 130
Kykotsmovi, AZ 86039

Signature: Alroy Pavingama

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0044-19

SPONSOR: Honorable Rickie Nez

TITLE: An Action Relating To The Resources and Development Committee and The Naabik'iyáti Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

Posted: March 7, 2019 at 8:02pm

5 DAY Comment Period Ended: March 12, 2019

Digital Comments received:

Comments Supporting	<i>1)NTEC (Supporting documents, file is too large to email, only 10 pages are attached. To view the rest please contact OLS.)</i> <i>2)Jarvis Williams Peabody</i> <i>3)Fannie Atcitty</i> <i>4) Employees of the Mine.</i>
Comments Opposing	<i>1)Nicole Horseherder, Black Mesa</i> <i>2) Percy Deal, Big Mountain</i> <i>3) Vincent Yazzie</i> <i>4) Robyn Jackson, Wheatfields, AZ</i> <i>5) Adella Begay3, Wheatfields Chapter</i> <i>6) Linda Curley, Tselani Springs</i> <i>7) Duane Chili Yazzie, Shiprock Chapter</i> <i>8) Elouise Brown, TseAlnaozti'I Grazing Officer</i> <i>9) Al Henderson</i> <i>10) Kris Benally</i> <i>11) JL Begay, Dineh Chamber of Commerce</i> <i>12) Lori Goodman, Dilkon Voter</i> <i>13) Carol Davis, Dilkon, AZ</i>
Inconclusive Comments	<i>1) Leon Spencer</i>



Legislative Secretary
Office of Legislative Services



Date/Time

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0044-19

SPONSOR: Honorable Rickie Nez

TITLE: An Action Relating To The Resources and Development Committee and The Naabik'iyáti Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

Posted: March 7, 2019 at 8:02pm

5 DAY Comment Period Ended: March 12, 2019

Digital Comments received:

Comments Supporting	<i>1)Jarvis Williams, 17 Mine Workers</i>
Comments Opposing	<i>1)Naomi Begay, Lukachukai Chapter 2) Percy Deal</i>
Inconclusive Comments	



Legislative Secretary
Office of Legislative Services

3/20/19 7:32pm

Date/Time

0044-19

Naomi Begay <omibear1313@gmail.com>

Fri 3/15/2019 11:01 AM

To: comments <comments@navajo-nsn.gov>;

Greetings Relatives,

My name is Naomi Begay, I am a registered voter at Lukachukai Chapter, but reside in Durango CO. I moved to continue my schooling and job training. All though I am far from home, my heart and mind are still close with my home lands. Throughout my educational career, I have become familiar with Navajo History from Dine College and historical stories. As I grew up, I understand we should always protect Nihimá Nahasdzaán. "What we do to mother earth, we do to ourselves."- Klee Benally. If we the people (Dine) take over NGS we are continuing the abuse of our earth, our water and our people. NGS does give Navajo Nation monetary funding with its sales, but there is a reason they are closing down. There is no more money to be made. If we take this venture on we will open the Navajo Nation up to lawsuits that NGS left behind in regards to human and environmental health. We cannot jump into this Coal game, but the race start a long time ago, and we are late to the race. Please do not take this any further, purchasing this plant will only bandage the Navajo Nation budget problem. Invest in the people, job training, internet, electricity, and jobs that don't hurt mother earth. I do not stand for NGS, I stand for out Navajo People, I have not giving up hope in our future.

Thank you,

Naomi Begay

Re: No on 0044-19

Percy Deal <deal.percy@gmail.com>

Mon 3/18/2019 3:23 PM

To: Vincent Yazzie <vinceyazzie@yahoo.com>;

Cc: comments <comments@navajo-nsn.gov>; Ed Becenti <rezztone@yahoo.com>;

Remember, they are both junk, over 50 years old. They are not worth what they say. It's a major tax write off.

On Mar 18, 2019 7:20 AM, "Vincent Yazzie" <vinceyazzie@yahoo.com> wrote:

March 18, 2019

Vincent H. Yazzie
10080 Palomino Road
Flagstaff, AZ 86004

e-mail: vinceyazzie@yahoo.com

(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

So NGS is for free. How much is the Kayenta Mine?

[Peabody completes \\$5.1 billion Macarthur Coal purchase - St. Louis Business Journal](#)

Date: 3/18/19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

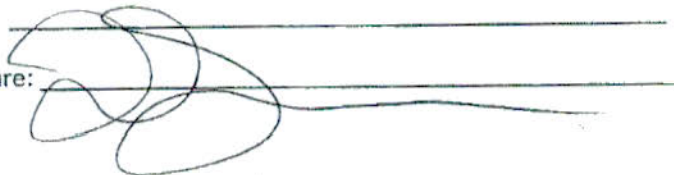
Name: Tiffany Rephs

Position: Office Assistant

Address: P.O. Box 859

Kayenta, Az 86033

Signature: _____



Date: _____

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Emanuel D. Jr.

Position: Operator

Address: PO Box 2186
Window Rock AZ 86515

Signature: Emanuel D. Jr.

Date: March 18, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Lillie Hosteen

Position: Whelan Security

Address: P.O. Box 2641
Kayenta, Az 86003

Signature: Lillie Hosteen

Date: March 18, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Ryan Johnson

Position: Laborer, Reclamation

Address: P.O. Box 2564
Kayenta AZ, 86033

Signature: 

Date: Mar 21, 18/2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Martha Bagay

Position: Whelan Security

Address: PO-Box #3415
Kayenta AZ 86023

Signature: Martha Bagay

Date: 3-18-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IIYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Lynol Loughlin

Position: Stationary Equipment Operator.

Address: PO. Box 1215

Tobatchi NM.

87325

Signature: Lynol Loughlin

Date: March 18, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Olivia Claw

Position: Whelan Security

Address: P/O Box 2056
Kayenta, Az, 86033

Signature: Olivia Claw

Date: March 18 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Tony K. Liibitwahgalie

Position: Coal Miner

Address: P.O. Box 2890

Kayenta, Az 86033

Signature: Tony K. Liibitwahgalie

Date: March 18, 2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): _____

Name: Raymond Blackhorse Sr.

Position: Tipple Operator

Address: P.O. Box 847
Tonalca, AZ 86094

Signature: Raymond Blackhorse Sr.

Date: 3-18-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): Please Keep the plant open, we need

to keep our water, jobs and the mine open.

Name: Robert Alcott

Position: Heavy Equipment Operator

Address: P.O. Box 274
Ht. Defiance AZ 86501

Signature: Robert Alcott

Date: 3-14-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I support above legislation

keeping the mine going, support my family

Name: Harrison Benally

Position: Welder

Address: P.O. Box 283
Sanostee NM 87444

Signature: Harrison Benally

Date: 3-14-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I want stay working on Dine' country

near my family. Stay here so my children

can get education and by Mine. with mine open

gives Navajo Nation Council time to find other economy

Name: Leander Gilmore

Position: 1st class welder

Address: P.O. Box 674

Kayenta AZ 86033

Signature: 

Date:

3-12-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s):

I would like ^{to} continue for the
younger Generation

Name:

Tamas Lodge Jr

Position:

Tripple Labor

Address:

Signature:

Tamas Lodge Jr

Date: 3-14-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I Support N-TEC to Take

over, NGS & Kayenta Mine. Due
to High Unemployment on Reservation.

I have kids are going to college. They need support

for the money.
Name: McDonald Sandoz

Position: 1st Deputy Governor

Address: P.O. Box 2053
Kayenta Az 86033

Signature: [Signature]

Date: 03-14-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee: Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): I support Above noted legislation. I

hope everything goes thru. As I Support and need this

job full-time and I don't want to travel long ways to


work. this is just as we drive to my work and I support my
6 kids & wife with this employment.

Name: Spencer Yazzie Sr

Position: loader hand 3rd

Address: P.O. Box 26116

Kayenta, AZ 86033

Signature: 

Date: 3-14-19

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'YATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): My family want to keep

the mine running that it were we get our
income. we support the NG-S

Name: Samuel K. Sullivan

Position: Heavy Equipment operator

Address: P.O. Box # 1932
Kayenta Az 88033

Signature: Samuel K Sullivan

Date: 03-14-2019

To: 24th Navajo Nation Council

RE: Legislation 0044-19

TITLE: An Action Relating to the Resources and Development Committee and the NAABIK'IYATI' Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

I support the above noted legislation and encourage Navajo elected leadership to vote "YES", in support of Legislation No. 0044-19. Your support is great appreciated.

Thank You.

Additional Comment(s): YES - Continue NGS and Kayenta Mine

for New Generation - and continue Power

to else where. Keep Economy Going.

and Revenue.

Name: DAVID AUSTIN

Position: Dozer Operator

Address: P.O. Box 965
Kayenta, AZ. 86033

Signature: David Austin

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0044-19

SPONSOR: Honorable Rickie Nez

TITLE: An Action Relating To The Resources and Development Committee and The Naabik'iyáti Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kaventa Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

Posted: March 7, 2019 at 8:02pm

5 DAY Comment Period Ended: March 12, 2019

Digital Comments received:

Comments Supporting	<ul style="list-style-type: none"> 1) <i>Red Valley Chapter</i> 2) <i>Whitehorse Lake Chapter</i> 3) <i>Tse ch'izhi (Rough Rock)</i> 4) <i>Kayenta Chapter</i> 5) <i>Tolani Lake Chapter</i> 6) <i>Upper Fruitland Chapter</i> 7) <i>San Juan Chapter</i> 8) <i>Tíís Tsoh Síkaad Chapter</i> 9) <i>Oljato Chapter</i> 10) <i>Chinle Chapter</i> 11) <i>LeChee Chapter</i> 12) <i>Dennehotso Chapter</i> 13) <i>K'ai'bii'To Chapter</i>
Comments Opposing	<ul style="list-style-type: none"> 1) <i>Kris Benally</i> 2) <i>Vincent H. Yazzie</i> 3) <i>Nazlini Chapter</i> 4) <i>Hardrock Chapter</i> 5) <i>Mary Lane, Forgotten People President</i> 6) <i>Rosey Allen, Navajo Nation Citizen</i> 7) <i>Dorothy Yazzie</i>
Inconclusive Comments	<ul style="list-style-type: none"> 1) <i>M. Howard</i>



Sr. Programs & Projects Specialist
Office of Legislative Services

03-21-19 @ 9am

Date/Time



Red Valley Chapter Government • The Navajo Nation

P.O. Box 304 • Red Valley, Arizona 86544

Hwy 491 Route N13 Buffalo Drive, Bldg. #R006-001

RVC-21-19

Resolution of the Red Valley Chapter

THE RED VALLEY CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. The RED VALLEY CHAPTER, pursuant to the Navajo Nation Council Resolution #CAP-34-98 dated October 01, 1998, is a recognized certified local unit of government with the responsibility to review matters pertaining to its government, administration membership and to decide whether issue(s) is/are in their best interest or not and act accordingly, AND
2. The RED VALLEY CHAPTER under the Local Governance Act is asserting its authority in pursuant to resolution CAP-34-98 by the Navajo Nation Council October of 1998 and therefore has been delegated authority; AND
3. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; AND
4. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, the furtherance of that responsibility of NGS and Kayenta Mine order to preserve their operations; AND
5. The continued operations of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; AND
6. On December 27, 2018 the Naabik'iyati' issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta Mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW THEREFORE BE IT RESOLVED THAT:

1. The RED VALLEY CHAPTER and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations; AND
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships, and summer job for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation; AND
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and right-of-way, scholarship payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the RED VALLEY CHAPTER; AND

4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

WE, hereby certify the foregoing resolution was duly considered at called meeting at RED VALLEY CHAPTER, Navajo Nation, ARIZONA, at which quorum was present and that same was passed by a vote of 17 in favor, 2 opposed, and 4 abstained on this 10th day of March, 2019.

MOTION BY: Willie Johnson

SECONDED BY: Ona Bluehouse

JC Begay, President

Gary Chavez, Vice-President

Stella Tsosie, Secretary/Treasurer

Amber Crotty, Council Delegate



Artlee Chavez-President
Debra L. Tolino-Vice President
Rita A. King-Secretary/Treasurer

Howard Martinez, Land Board
Angeline Burnside, Community Services Coordinator
Cornelia R. Teller, Accounts Maintenance Specialist

HCR 79 Box 4069 Cuba, New Mexico 87013 (505) 655-5430 Fax: (505) 655-5432 Email: whitehorselake@navajochapters.org **WEBSITE: whitehorselake.navajochapters.org

THE WHITEHORSE LAKE CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

RESO: WHLC-02-19- 029

WHEREAS:

1. Whitehorse Lake Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal -Council Resolution No. CAP-34-98 and is delegate authority with respect to local matters consistent with Navajo nation Law, including custom, tradition, and fiscal matters; and
2. The Current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations of as December 22, 2019. Both the plant and the mine were originally by permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Navajo nation and 440 Million dollars of annual revenue to the Navajo nation; and
3. The Navajo nation created the Navajo created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations responsibility through development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operations of both NG and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Whitehorse Lake Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operation of NGS and Kayenta Mine and these benefits would be lost if they cease operations.
3. Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo in the form of royalties, taxes lease and rights-of-ways, scholarship payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Whitehorse Lake Chapter.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Whitehorse Lake Chapter of the Navajo Nation, at a duly called meeting at Whitehorse Lake Chapter a quorum was present that same way passed by a vote 25 in favor, opposed, and 00 abstained on this 27th day of February 2019.

Motioned: Helena Woodruff

Second: Mary Jane Sandoval

Artlee Chavez
Artlee Chavez, Chapter President

Debra L. Tolino
Debra L. Tolino, Vice President

Rita A. King
Rita A. King, Secretary / Treasurer

Daniel Tso
Daniel Tso, Council Delegate

**RESOLUTION OF TSE CH'IZHI (ROUGH ROCK) CHAPTER SUPPORTS THE
NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF
NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE
CHAPTER RESOLUTION NO. 2052019 – 05**

WHEREAS:

1. The Tse Ch'izhi (Rough Rock) Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Tse Ch'izhi (Rough Rock) Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial

assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.

3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and right-of-way, scholarship payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Tse Ch'izhi (Rough Rock) Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We, hereby certify that the foregoing resolution was considered by the Tse Ch'izhi (Rough Rock) Chapter at a duly called Chapter meeting in Rough Rock, Navajo Nation, Arizona at which a quorum of Chapter members was present and that the foregoing was passed by a vote of 20 in favor, 0 opposed and 7 abstained. The foregoing was passed this 10th day of February, 2019.

Was the resolution approved as is? Yes

Motion: Katherine Dailey
Second: Ramona Tsingini

Was the resolution amended? No

Motion: _____
Second: _____

Betty Dailey
Betty Dailey, Chapter President

Jay R. Nez
Jay R. Nez, Chapter Vice-President

Sylvia Hadley
Sylvia Hadley, Chapter Secretary/Treasurer



Navajo Nation Kayenta Chapter
Post Office Box 1088
Kayenta Chapter, Navajo Nation, AZ 86033
Chapter Resolution



RESOLUTION NO. KY19-403-02

THE KAYENTA CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. Kayenta is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution N. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matter; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, L.L.C. ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural we-being of the Navajo People, the Navajo Nation Requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Kayenta Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTE in order to preserve their operations.
- 2.
3. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
4. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Kayenta Chapter.

CERTIFICATION

WE hereby certify that the foregoing resolution was duly considered by the Kayenta Chapter, Kayenta, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 50 in favor, 00 opposed, and 07 abstaining, this 20th day of February, 2019.

Motioned By: Sara Blackwater

Seconded By: Analita Osif



Stanley Clitso, Kayenta Chapter President

FAX COVER SHEET

Tolani Lake Chapter
HC61, Box 3001
Winslow, AZ 86047
928.686.3285 phone
928.686.3287 fax

DATE: 3/13/19

FAX # 928-871-7255

TO: Karen Thompson

ATTN: _____

FROM: Dawn Chatter

NOTES: NGS Supporting From

Chapter meeting in May 2017
If need more Info our email is tolanilake@navajochapters.org
PAGES: 1 of 2

- Request for prayers for our Warriors
- Tuba Commanders Agency accused of misuse of funds
- May 29-Veterans Memorial Wall decorations, requesting for Veterans names/branch/date of death, keep it confidential;

VII. UNFINISHED BUSINESSES:

a. none

VIII. NEW BUSINESSES:

A. Resolutions:

1. TL-05-1a-17 Sponsored by: Chapter officials
 APPROVING NEW CHAPTER CSC'S SIGNATURE TO WELLS FARGO ACCOUNT
 AND WITHDRAW FORMER CSC'S SIGNATURE FROM THE ACCOUNT
 MOTION BY: Margaret Tom SECOND BY: Alice Goy
 INFAVOR: 20 OPPOSED: 0 ABSTAIN: 2
 MOTION CARRIES

2. TL-05-1b-17 Sponsored by: Sid Whitehair, Coppermine Chapter
 SUPPORTING TO EXTEND NGS TO STAY OPEN FOR 2 MORE YEARS
 DISCUSSION: keep open for 2 more years to prepare for closure;
 MOTION BY: Leslie Williams SECOND BY: Ray McCabe
 INFAVOR: 19 OPPOSED: 0 ABSTAIN: 2
 MOTION CARRIES

3. TL-05-1c-17 Sponsored by: Alfred Thomas
 REQUESTING TARIQUE TO REHABILITATE EARTHEN DAMS IN '34 AREA AND
 ENTIRE TOLANI LAKE AREA
 DISCUSSION: to clean out/scoop out earthen dams
 MOTION BY: Alice Goy SECOND BY: Raymond Williams
 INFAVOR: 19 OPPOSED: 0 ABSTAIN: 2
 MOTION CARRIES

4. TL-05-1d-17 Sponsored by: Alfred Thomas
 REQUESTING NRCS TO USE LOCAL PRICES FOR WATERLINE PROJECT
 INSTEAD OF USING NATIONAL PRICING
 DISCUSSION: waterline project materials to costly; water tank 7 to 8,000 local price;
 National pricing for same materials are lower;
 MOTION BY: Cecelia Kescoli SECOND BY: Raymond Williams
 INFAVOR: 19 OPPOSED: 0 ABSTAIN: 2
 MOTION CARRIES

5. TL-05-1e-17 Sponsored by: Alfred Thomas
 SUPPORTING TO CONTINUE RECOGNITION OF "BEARS EARS" AS NATIONAL
 MONUMENT
 DISCUSSION: Near Mexican Hat; Navajo people traditional structures still exist;
 MOTION BY: Leslie Williams SECOND BY: Ray McCabe
 INFAVOR: 19 OPPOSED: 0 ABSTAIN: 2
 MOTION CARRIES

May 7, 2017
 1 passed

The Navajo Nation
Upper Fruitland Chapter
PO Box 1257
Fruitland, New Mexico 87416
(505) 960-5032/9811
Fax (505) 960-0614



Rickie Nez, Council Delegate
Lynlaria Dickson, President
Faye BlueEyes, Vice-President
Lynelle Etsitty, Secretary/Treasurer
Vacant, Farm Board
Ray Jim, Jr., Grazing Representative

RESOLUTION OF THE NAVAJO NATION UPPER FRUITLAND CHAPTER
THE UPPER FRUITLAND CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL
ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING
STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. Pursuant to 26 N.N. C. § 3(A), the Upper Fruitland Chapter is a certified Chapter of the Navajo Nation as listed under 11 N.N.C., Part 1, P10; and,
2. Pursuant to 26 N.N.C. §1(B), the Upper Fruitland Chapter is delegated the governmental authority to make decisions over local matters consistent with Navajo Law, Custom, and Tradition and under 11 N.N. C. Part, P10 and also delegated authority to make local decisions in the best interest and welfare of the community members; and,
3. Pursuant to 26 N.N.C. §102(A); Upper Fruitland Chapter met the requirements under the Five Management System Policies & Procedures and,
4. Pursuant to 26 N.N.C. §103(d) (1), the Resources and Development Committee certified Upper Fruitland Chapter as Governance Certified who shall exercise authorities pursuant to 26 N.N.C., Section 103, with exceptions of Land Administration Authority beginning February 28, 2012; and,
5. Upper Fruitland Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matters; and
6. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
7. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of

that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and


8. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
9. On December 27, 2018 the Naabik'íyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Upper Fruitland Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Upper Fruitland Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

WE HEREBY CERTIFIED that the foregoing resolution was approved by the Upper Fruitland Chapter at a duly called meeting held at Upper Fruitland Chapter (Navajo Nation), N.M. A motion to approve was made by Lenora Williams and seconded by Ted Decker and the same was passed by a vote of 18 in favor, 12 opposed, 6 abstained, this 26th day of February, 2019.



Lynlaria Dickson, President



Faye BlueEyes, Vice-President



Lynelle Etsitty, Secretary/Treasurer

Absent
Rickie Nez, Council Delegate



SAN JUAN CHAPTER

SANJ__2019-30

Shawn Mike
*Vice President*Audrey Nez
*Secretary/Treasurer*Harrison Clark
At-Large Board Member

RESOLUTION OF SAN JUAN CHAPTER

THE SAN JUAN CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. San Juan Chapter is a duly Certified Chapter under the Navajo Nation Government pursuant to Resolution No. CD-86-82 and pursuant to N.N.C. §103 and they are delegated and authorized to review all matters affecting its community people; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'íyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW THEREFORE, BE IT RESOLVED THAT:

1. San Juan Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the San Juan Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

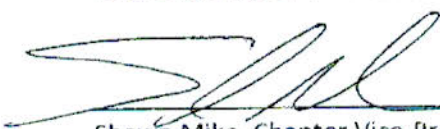
CERTIFICATION

We hereby certify that the foregoing resolution was duly considered at a duly called meeting at San Juan Chapter (New Mexico) Navajo Nation, at which a quorum was present that the same was passed by a vote of 27 in favor, 4 opposed, and 1 abstained on this 12th day of February 2019.

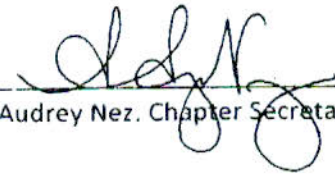
Motion by: Sylvia McKinley

Second by: Amanda Tolino

VACANT, Chapter President



Shawn Mike, Chapter Vice-President



Audrey Nez, Chapter Secretary/Treasurer



Rickie, Council Delegate
SANJ-2019-30

TIIS TSOH SIKAAD CHAPTER

Post Office Box 7359
Newcomb, New Mexico 87455
505-696-5470 (Telephone)
505-696-5473 (Fax)
tiistsohsikaad@navajochapters.org



Perry J. Begaye Sr., Presiden
Harrison LaMone, Vice Presiden
Elevena Begay, Secretary/Treasure
Tanner J. Begaye, Grazing Membe
Rickie Nez, Council Delegat

RESOLUTION OF THE TIIS TSOH SIKAAD CHAPTER TTS-RES-19-03-023

THE TIIS TSOH SIKAAD CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. Tiis Tsoh Sikaad is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:


1. The Tiis Tsoh Sikaad Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.

Page II

3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Tiis Tsoh Sikaad Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We hereby certify that the forgoing resolution was duly considered by the Tiis Tsoh Sikaad Chapter of the Navajo Nation, at a duly called meeting at which a quorum was present and that same was passed by a vote of 10 in favor, 09 opposed, and 04 abstained on this 10th day of March, 2019.

Motioned: Tanner BegaySeconded: Lavern Begay
Perry Begaye SR, President
Harrison LaMone, Vice-President
Elevena Begay, Secretary/Treasurer
Rickie Nez, Council Delegate



OLJATO CHAPTER/ADMINISTRATION
PO BOX 360455
MONUMENT VALLEY, UTAH 84536
Email: oljato@navajochapters.org
Phone: 435-727-5850 Fax: 5852
Shirlee Bedonie, Com. Serv. Coord.

Herman Daniels Jr. Council Delegate
James Adakai, President
Albert Holiday, Vice President
LaNell Menard-Parrish, Sec/Treasurer
Billy Charley, Grazing Official
Peggy Abrigo, Account. Maint. Specialist

RESOLUTION OF THE OLJATO CHAPTER

Resolution No: OLJ03-01-2019

THE OLJATO CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS;

1. Pursuant to Navajo Nation Code, Section 4001 (D) and 4028 (a), (b), the Oljato Chapter is established and certified as a local government entity of the Navajo Nation vested with the authority to review all matters affecting the Chapter and submit appropriate recommendations to the Navajo Nation Government or other local agencies by resolution; and
2. Pursuant to 26 N.N.C., Chapter 1: Navajo Nation Chapter, Section 1., (B) (1) & (2), The Navajo Nation Councils delegated to Chapter governmental authority with respect to local matters consistent with Navajo law, including custom and tradition and allows chapter to make decisions to govern with responsibility and accountability to community membership; and
3. The current owners and participants of both the NSC power plan and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 million dollars of annual revenue to the Navajo Nation; and
4. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social and cultural well-being of the Navajo People, the Navajo Nation and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
5. On December 27, 2018 the Naabik'iyati issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta Mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NSG and Kayenta Mine.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Oljato Chapter at a regular duly called meeting at Oljato, Navajo Nation, Utah at which a quorum was present and that same was passed by a vote of 42 in favor, 4 opposed and 5 abstained, this 10 day of MARCH 2019.

1st Motion by: Amos Keith

James Adakai
James Adakai, Chapter President

LaNell Menard-Parrish
LaNell Menard-Parrish, Secretary/Treasurer

2nd Motion by: Sarah Nez

Albert Holiday
Albert Holiday, Vice-President

Chinle Chapter Government

THE NAVAJO NATION

Myron McLaughlin
PRESIDENT

David Yazzie, Jr.
VICE PRESIDENT

Cynthia Hunter
SECRETARY/TREASURER

Eugene Tso
COUNCIL DELEGATE

Vacant
GRAZING COMMITTEE MEMBER

RESOLUTION OF THE CHINLE CHAPTER NAVAJO NATION CHIN-FEB-19-005

SUPPORTING THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS:

1. Chinle Chapter, a recognized certified local government of the Navajo Nation, vested with the power and authority to advocate on behalf of its constituents for the improvement of health, education, safety and general welfare; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social and cultural well-being of the Navajo People, the Navajo Nation and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation and therefore a matter of critical local concern; and
5. The Navajo Nation distributes benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students as well as other financial assistance; and
6. On December 27, 2018 the Nabik'iyaan Committee issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Chinle Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by NTEC in order to preserve their operations.

CERTIFICATION

We, hereby certify that the foregoing resolution was duly considered and moved for Adoption by Andy Ayze, Second by Francis Draper, thoroughly discussed and approved by a vote of 39 in favor, 5 opposed and 10 abstained at a duly called meeting at Chinle Chapter, the NAVAJO NATION, Chinle, Arizona on this 17th day of February 2019.


Myron McLaughlin, President


David Yazzie, Vice-President


Cynthia Hunter, Secretary/Treasurer

LeChee Chapter



Jerry L. Williams, President
Sara Dale, Grazing Officer
Revaline Tate, Chapter Manager

JoAnn Yazzie-Pioche, Vice-President
Paul Begay, NN Council Delegate
Vacant, Secretary/Treasure

P.O. Box 4720 Page, Arizona 86040 P: 928-698-2805 F: 928.698.2803 E:
lechee@navajochapters.org

RESOLUTION OF LECHEE CHAPTER **RESOLUTION NO.:#LC-021119A.**

THE LECHEE CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA MINE

WHEREAS,

1. Lechee Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistence with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

LeChee Chapter



Jerry L. Williams, President
Sara Dale, Grazing Officer
Revaline Tate, Chapter Manager

JoAnn Yazzie-Pioche, Vice-President
Paul Begay, NN Council Delegate
Vacant, Secretary/Treasurer

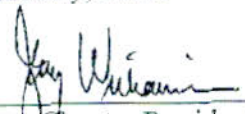
P.O. Box 4720 Page, Arizona 86040 P: 928-698-2805 F: 928.698.2803 E:
lechee@navajochapters.org

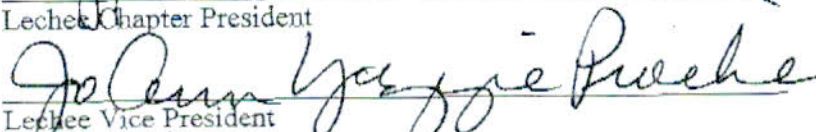
NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Lechee Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Lechee Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We hereby certify that the forgoing resolution was duly considered by the Lechee Chapter of the Navajo Nation, at a duly called meeting at which a quorum was present and that same way passed by a vote of 24 in favor, 1 opposed, and 3 abstained on this 11 day of February, 2019.


Lechee Chapter President


Lechee Vice President


Lechee Secretary/Treasurer

GCM Lechee 

**RESOLUTION OF THE
DENNEHOTSO CHAPTER
DCHFEB-033-2019**

**THE DENNEHOTSO CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL
ENERGY COMPANY'S (NTEC) ACQUISITION OF NAVAJO GENERATING STATION
(NGS) AND THE KAYENTA MINE**

WHEREAS,

1. Dennehotso Chapter is a certified Chapter of the Navajo Nation pursuant to Navajo Tribal Council Resolution No. CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Nation Law, including custom, tradition, and fiscal matters; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyatí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Dennehotso Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.

ORIGINAL



The K'ai'bi'Tó Chapter

P.O. Box 1761 * Kaibeto, AZ 86053 Phone#: (928)673-5850/5851 Fax#: (928) 673-5853
 THE K'AI'BII'TÓ CHAPTER SUPPORTS THE NAVAJO TRANSITIONAL ENERGY COMPANY'S
 (NTEC) ACQUISITION OF NAVAJO GENERATING STATION (NGS) AND THE KAYENTA
 MINE.

WHEREAS:

1. The K'ai'bi'Tó Chapter is a duly recognized and certified chapter of the Navajo Nation government, pursuant to 26 NNC Section 3 and 11 NNC, Part 1, Section 10. Pursuant to the Title 26, NNC, Section 1 (B), the K'ai'bi'Tó Chapter is vested the governmental authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation(INN) and other local agencies for appropriate actions; and
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Navajo and \$40 Million dollars of annual revenue to the Navajo Nation; and
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, TNN, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, TNN requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'iyati issued a resolution (supporting continued efforts by NTEC to acquire NGS and Kayenta Mine). On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW, THEREFORE, BE IT RESOLVED THAT:


1. The K'ai'bi'Tó Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by TNN and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from operation of NGS and Kayenta Mine to the General Funds of TNN in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of TNN including K'ai'bi'Tó Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION


We hereby, certify that the foregoing resolution was presented and duly considered by the K'ai'biit'ó Chapter at a duly called meeting of the K'ai'biit'ó Chapter, Navajo Nation, Arizona, at which a quorum of Chapter members was present and that the same was passed by a vote of 10 in favor, 6 opposed and 6 abstained this 10th day of February, 2019.

Motion by: Pauline Fowler


Franklin Fowler, President


Yolanda Ellis-Bileen, Secretary/Treasurer

Seconded by: Jovita Tracey


Tom Franklin, Vice-President


Paul Begay, Council Delegate

3/21/2019

Miners laid off at Kayenta coal mine on Navajo and Hopi land as ... - comments

Miners laid off at Kayenta coal mine on Navajo and Hopi land as closure looms

kris benally <cyb8@hotmail.com>

Thu 3/21/2019 7:52 AM

To: comments <comments@navajo-nsn.gov>; Marley Shabala <mshebala@gmail.com>; El Brown <thebrownmachine@hotmail.com>; Etta Arviso <bitahnii06@yahoo.com>;

Closing these ngs and mines is best.

<https://amp.azcentral.com/amp/3205903002>

Sent via the Samsung Galaxy S8, an AT&T 4G LTE smartphone

Miners laid off at Kayenta coal mine on Navajo and Hopi land as closure looms



Coal pit J19, February 2, 2017, at the Kayenta Mine.
MARK HENLE/THE REPUBLIC

RYAN RANDAZZO | ARIZONA REPUBLIC | 16 hours ago



Peabody Energy laid off about 40 miners at the Kayenta coal mine on Navajo and Hopi land in Arizona last month in preparation for the mine's closure later this year, a spokeswoman has

confirmed.

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"Based on current business needs, Peabody's Kayenta Mine reduced its workforce in February, affecting about 40 workers," Peabody Director of Corporate Communications Charlene Murdock said. "The company regrets the impact this action has had on impacted workers and their families."

The layoffs represent about 12 percent of the mine's workforce. The company did not provide a date of the layoff action, but confirmed it this week.

The mine near Kayenta supplies coal to the Navajo Generating Station power plant about 80 miles away outside of Page, on the shore of Lake Powell.

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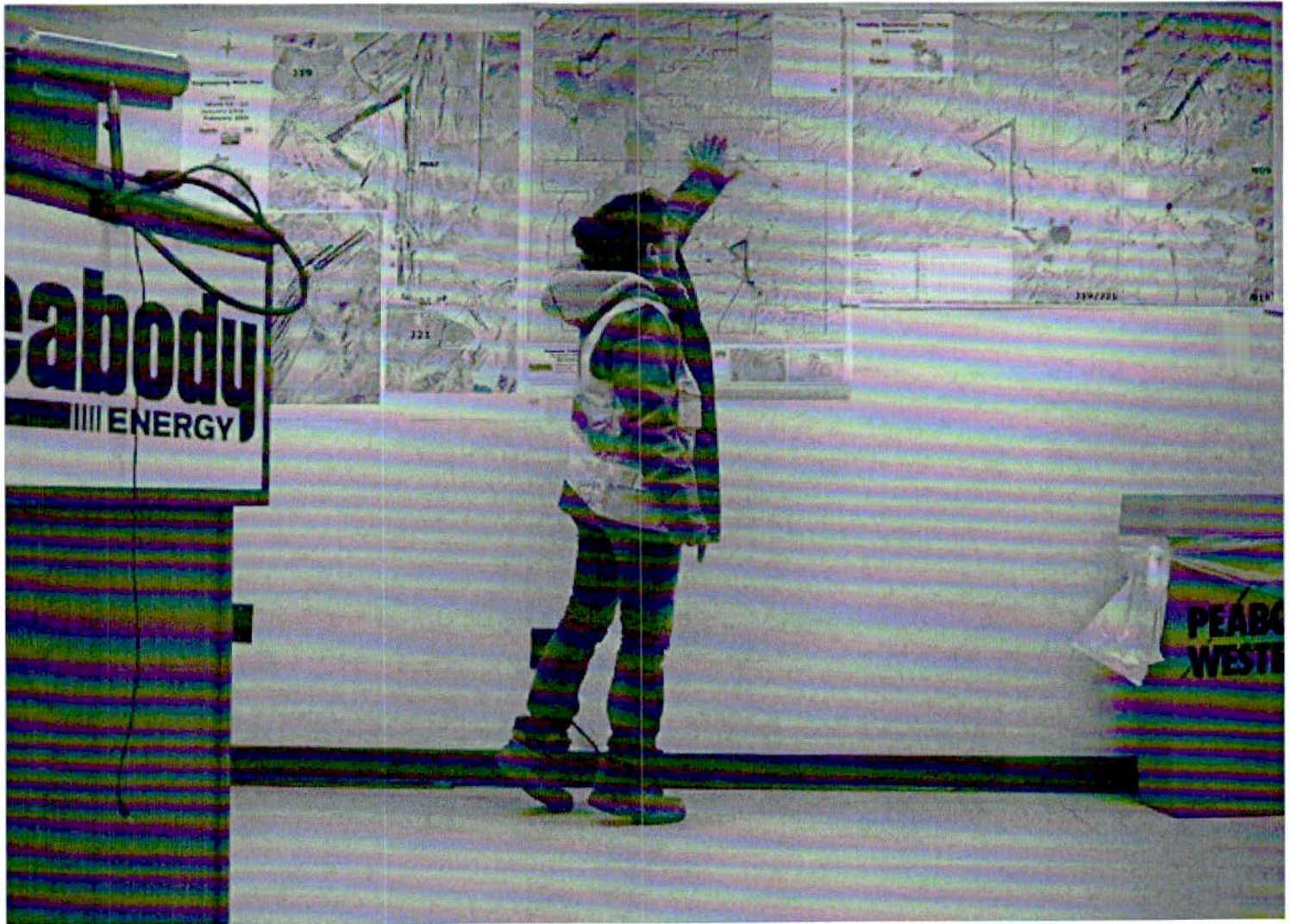
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Salt River Project runs the power plant for multiple owners, who decided in 2017 to close the plant because it is a money loser.

"The mine will continue operating with about 300 employees who will continue to safely produce coal at volumes targeted to meet customer needs and will then advance into a final reclamation phase as part of the closure plan," Murdock said, adding that more information regarding closure will come "at the appropriate time."

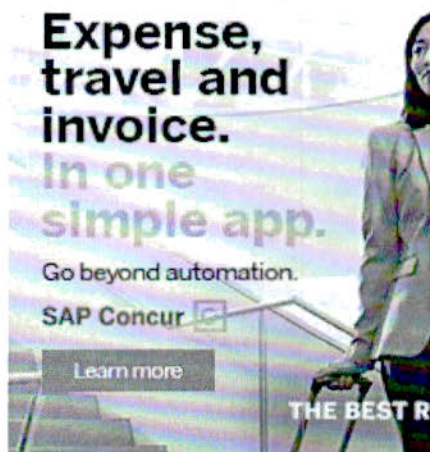
SRP plans to close the coal-fired power plant by late December, but the mine will cease operations earlier because the power plant stockpiles coal on site, and the mine won't need to send trainloads to the plant up to the final day of operations.



Marie Shepherd (environmental manager) speaks during a meeting, February 2, 2017, at the Kayenta Mine.

MARK HENLE/THE REPUBLIC

Peabody disclosed Feb. 6 in a regulatory filing that the mine is expected to close by October.



The mine and power plant are crucial to the economies of the Navajo and Hopi, not only because of the coal royalties and approximately 750 jobs they provide but also lease payments, and myriad ancillary transactions, such as selling power to the mine.

SRP has transferred workers from the power plant to other jobs at SRP when possible, and has many temporary contract workers at the plant today. However, the new jobs for SRP workers are mainly in metro Phoenix or at other SRP facilities across the state, which will require those people to relocate.

SRP reported in January that of the 433 employees at Navajo Generating Station in 2017 when the closure was announced, 152 have taken new SRP jobs, 36 retired, 15 declined new jobs and 15 were terminated (either decided to take a job outside SRP or fired for poor performance). That left 215 awaiting a job offer or sticking on through the planned December closure.

Takeover deal stalled

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A Navajo business entity called NTEC, the Navajo Transitional Energy Company, had been negotiating to take over the plant, **but those talks hit an impasse last month** regarding who would bear financial responsibility for unforeseen liabilities related to the mine's eventual clean up.

If SRP and the other owners of the plant close this year, they are responsible for site remediation, which would include not only taking down the power plant but cleaning up coal ash there.

SRP officials have said that while they are not looking to profit from the sale, they do want to assure the utility and its shareholders won't be liable for any unforeseen expenses if the plant is transferred to another owner.

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Because SRP and the other owners have run the plant since it opened in the 1970s, they are responsible for the majority of the clean up, even if new owners take over the plant and run it for another decade or two.

SRP and the plant's other owners have agreed to put money in an escrow account to pay for the eventual clean up of the plant if it is transferred to NTEC.

And NTEC has agreed to a second clean-up fund as a "backstop." NTEC has offered to issue a performance bond, and is willing to negotiate the amount, to pay any potential cleanup liability beyond what SRP is offering.

But SRP wants even more: full release from any further liability.

Navajo leaders are unwilling to offer that, so negotiations hit a wall.

Legislation was introduced in the Navajo Council **to instruct NTEC to continue the negotiations but not offer the liability waiver that SRP is seeking.**

MORE: Navajo leaders listen to community regarding coal operations.

Peabody officials are hopeful NTEC succeeds, but are preparing for the worst.

"We are actively engaging with NTEC in support of their activities and continue to encourage stakeholders to seek out appropriate steps to facilitate a transition for NGS and Kayenta," Murdock said. "Our base case remains closure absent formalized agreements."

Reach reporter Ryan Randazzo at ryan.randazzo@arizonarepublic.com or 602-444-4331. Follow him on Twitter [@UtilityReporter](https://twitter.com/UtilityReporter).

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Greeningz

Re: No on 0044-19

Vincent Yazzie <vinceyazzie@yahoo.com>

Thu 3/21/2019 4:47 AM

to comments <comments@navajo-nsn.gov>;

Cc: Ed Becenti <rezztone@yahoo.com>; Percy Deal <deal.percy@gmail.com>;

1 attachment

peabody_eis_04191972_vegas.pdf;

March 23, 2019

Vincent H. Yazzie
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(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Peabody Coal knew in April 19, 1972 that the D-Aquifer was corrosive to pipes especially iron. Recently, one well was plugged as there was a short circuit between the N-Aquifer and D-Aquifer allowing bad water to mix with pure drinking water from the N-Aquifer.

Page 14, "After careful study, it was felt that the water was of poor quality and possibly contained dissolved gases which could have resulted in a casing corrosion problem. Sealing of the zones containing poor water quality was also a requirement under the contract with the Indians to protect the local water supply."

Peabody has damaged the N-aquifer by allowing the D-Aquifer to mix with good drinking water for years. Stainless steel pipes are usually employed to prevent corrosion.

Peabody needs to replaced the damaged N-Aquifer water.

No to 0044-19.

Vincent H. Yazzie

ps Recent Draft EIS is pro-mining. N-Aquifer water level measured as to how high the water will squirt from the actual water surface level of the N-Aquifer. Draft EIS does not differentiate. Earlier studies says if the water squirt drops to less than 10 feet above the N-Aquifer, the N-Aquifer is damaged. Fill a Ziploc with water and poke a needle hole. The water will squirt above the plastic bag surface. Recent draft EIS does not differentiate between Ziploc water surface and how high the water squirts. If one assumes the surface of the plastic bag has dropped, then the N-Aquifer no longer squirts up. Recent Draft EIS paints a picture that says theres no thing wrong with the N-Aquifer.

On Monday, March 18, 2019, 7:20:42 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 18, 2019

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(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

So NGS is for free. How much is the Kayenta Mine?

[Peabody completes \\$5.1 billion Macarthur Coal purchase - St. Louis Business Journal](#)

-

3/21/2019

Re: No on 0044-19 - comments

Peabody Energy Corp. said today that it has completed its \$5.1 billion acquisition of Macarthur Coal Ltd. and no...

Vincent Yazzie

On Tuesday, March 12, 2019, 2:18:53 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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(928) 380-3198

Executive Director
Office of Legislative Services
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Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Peabody promised in 1970 that if local water was damaged they would replace the water. Land must be reclaimed to a similar natural State. Many burials sites were plowed under and dead relatives stored in jars in far off lands as part of archeological research.

No on 0044-19.

Vincent H. Yazzie

attachements (3 of 3)

On Tuesday, March 12, 2019, 2:14:38 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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(928) 380-3198

Executive Director
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P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Peabody promised in 1970 that if local water was damaged they would replace the water. Land must be reclaimed to a similar natural State. Peabody was paying 25 cents/ton for the coal back then. Impervious Shale turned out to be leaky shale rocks.

No on 0044-19.

Vincent H. Yazzie

attachements (2

of 3)

On Tuesday, March 12, 2019, 2:05:19 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Peabody promised in 1970 that if local water was damaged they would replace the water. Land must be reclaimed to a similar natural State.

No on 0044-19.

Vincent H. Yazzie

attachements (1 of 3)

On Tuesday, March 12, 2019, 12:12:28 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Executive Director
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Subject: No on 0044-19

Black Mesa Mine Report 1993.

Former Peabody Western President Howard Carson, " . . . In short, Black Mesa Mine continued to be an economical, extremely reliable and responsible supplier of high quality fuel for Southern California Edison in 1993. However, we're well aware that the electric utility industry is changing, rapidly and dramatically. So, we know we must continue to improve every aspect of our operation to support SCE's competitive ability."

Howard Carson says the deep wells of the N-Aquifer will not effect surface drinking water as both are seperated by an impervious layer of shale. Presently, the N-Aquifer is damaged, and the impervious shale layers were breached. Surface drinking water is being effected by the deep wells of the N-Aquifer.

Black MesaMine is dead. No to 0044-19

Vincent H. Yazzie

attachments (2)

On Tuesday, March 12, 2019, 10:03:40 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Executive Director
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Window Rock, AZ 86515

Subject: No on 0044-19

Former Peabody Western President Howard Carson, " . . . In short, Kayenta Mine continued to be an economical, extremely reliable and responsible supplier of high quality fuel for Navajo Generating Station in 1993. However, we're well aware that the electric utility industry is changing, rapidly and dramatically. So, we know we must continue to improve every aspect of our operation to support NGS's competitive ability."

Kayenta Mine has become uneconomical. NGS is no longer competitive. No to 0044-19

Vincent H. Yazzie

attachments (2)

On Tuesday, March 12, 2019, 3:06:24 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Executive Director
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Window Rock, AZ 86515

Subject: No on 0044-19

Electricity and jobs were promised to the people of Black Mesa. No to 0044-19

Vincent H. Yazzie

attachments (2

of 2)

On Tuesday, March 12, 2019, 3:00:52 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Executive Director
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Subject: No on 0044-19

Electricity and jobs were promised to the people of Black Mesa. No to 0044-19

Vincent H. Yazzie

attachments (1
of 2)

On Tuesday, March 12, 2019, 2:22:32 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Executive Director
Office of Legislative Services
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Subject: No on 0044-19

Some miners at the Townhall meetings mentioned that some miners are on oxygen. Attached is safety literature from Peabody from the 1990s. Safety from dust was overlooked by Peabody. No to 0044-19

Vincent H. Yazzie

attachments (2 of 2)

On Tuesday, March 12, 2019, 2:21:20 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 12, 2019

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Executive Director
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Subject: No on 0044-19

Some miners at the Townhall meetings mentioned that some miners are on oxygen. Attached is safety literature from Peabody from the 1990s. Safety from dust was overlooked by Peabody. No to 0044-19

Vincent H. Yazzie

attachments (1 of 2)

On Monday, March 11, 2019, 3:15:06 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 11, 2019

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(928) 380-3198

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

SRP issued a Press Release that NGS will decommission. NTEC painting a picture that NGS negotiations are still on going. Whos' lying? No to 0044-19

Vincent H. Yazzie

attachments

MARCH 4, 2019

CHANDLER, Ariz. – Navajo Transitional Energy Company officials outlined points to the Navajo Nation Council, on Saturday, March 2, that led to last week's stalled negotiations with Salt River Project for the acquisition of Navajo Generation Station.

Negotiations for Navajo Generating Station stalled last week due to SRP's insistence on a direct and unlimited guarantee from the Navajo Nation itself for any and all of the obligations and liabilities NTEC would assume under the acquisition. NTEC has made repeated attempts to offer alternate, and commercially reasonable assurances to SRP, including a significant bond amount. NTEC voiced opposition to SRP's demands and has publicly stated the Nation should not accept the demand for the unlimited guarantee and that the tribe created NTEC to protect the tribe's sovereignty.

The meeting lasted five hours as the NTEC board answered questions from the 18 Council delegates that attended the meeting. The purpose of the work session was to continue discussions regarding the status of NTEC's efforts to acquire Navajo Generating Station (NGS) and Kayenta Mine. NTEC's Management Committee presented to the Navajo Nation Council. The seven-member Management Committee is comprised of Navajo professionals in various fields, including engineering, science, legal and business.

"NTEC believes all the points leading to stalled negotiations with SRP and NGS owners were explained and outlined diligently and tactfully by the board to the delegates that attended the meeting," said NTEC CEO Clark Moseley.

On Saturday, NTEC's Board informed the Council that talks with NGS majority owner Salt River project (SRP) had stalled because of SRP unreasonable demands such as having the Navajo Nation provide unlimited guarantees on the purchase of the power plant.

Some Council members stated that SRP has a monopoly in the desert southwest power grid and expressed the idea that the Navajo Nation soon could become its main competitor.

Others voiced concern that SRP was protecting the 50,000-acre feet water currently assigned to SRP and that the utility would prefer to return the water rights over to the State of Arizona rather than the Navajo Nation.

Tim McLaughlin, NTEC board chair, began by stating that the Navajo leadership had requested that NTEC assess the feasibility and advisability of purchasing NGS and Kayenta. McLaughlin reported to the Council that NTEC had concluded that such an acquisition would be in the best interest of both the Navajo Nation and NTEC. He further explained that the Management Committee had directed the company to proceed with negotiations.

McLaughlin also took the opportunity to explain NTEC's corporate status and purpose as a wholly-owned tribal entity. NTEC was created under Navajo Law as a separate legal entity and was formed to manage and develop the Navajo Nations energy assets. The 22nd Navajo Nation council gave NTEC full authorization and authority to pursue energy acquisitions. Most importantly the Navajo Nation wanted an entity that could assist the tribe in taking back control of its natural resources. As Mr. McLaughlin stated, the proposed acquisition of NGS/Kayenta is precisely the type of opportunity NTEC was created to pursue.

During the session, a number of participants voiced their concern that SRP, as a regulated monopoly in the desert south west power grid, was intentionally trying to block any deal to prevent the entry of a significant competitor in the market. Others voiced concern that SRP was protecting the 50,000-acre feet water currently assigned to the NGS plant and that the utility would prefer to return the water rights over to the State of Arizona rather than the Navajo Nation

"We consistently reminded the Council the acquisition is too important to the Navajo people.

Aside from breaking up Navajo families because the main bread winners would have to leave the

Navajo Nation to look for jobs, closure of NGS would have a major economic impact to the Nation. Estimates over another 10-year period of operation for NGS will yield an estimated economic impact of \$2.6 billion to Northern Arizona, the Navajo Nation, and the Hopi Tribe," Moseley said.

The meeting with the Navajo Nation Council ended with the Council proposing to have emergency legislation regarding to address several important issues: to support NTEC's proposition to acquire the assets and to inform SRP that the Navajo Nation would not agree to the demand for an unlimited guarantee from the Nation, and, to inform the Department of Interior that the Navajo Nation wishes to continue with acquiring both assets.

"We feel this vote is extremely important to the outcome of further negotiations. We are still open and optimistic that an agreement can be met between NTEC and the NGS owners and having the Navajo Council's support would help our prospects to continuing creating a strong tribal business entity that responsibly manages energy assets of the Navajo Nation. We still believe the acquisition would make the Nation stronger for the long term," Moseley said.

https://www.savenativeamericanfamilies.com/?fbclid=IwAR0mT8qlc_YKJoGwUFJj_9x9aBLGPx_ibQRJlwpU0_5HwfyQAu1r2tqAFIw

On Monday, March 11, 2019, 9:53:47 AM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 11, 2019

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Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

Does NTEC know that NGS needs water and the State of AZ controls the water? If the State of AZ pulls the water, no water to drive the steam turbine to make electricity. No water no play. Like running a truck with no radiator fluid.

Vincent H. Yazzie

On Sunday, March 10, 2019, 10:47:50 PM MST, Vincent Yazzie <vinceyazzie@yahoo.com> wrote:

March 10, 2019

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Executive Director
Office of Legislative Services
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Window Rock, AZ 86515

Subject: No on 0044-19

Dear Honorable Delegates,

The Gila River Indian Community consider Navajo Generating Station (NGS) electricity and coal as uneconomical see attached file file0.114123761692223.pdf page 2 in the first paragraph ". . . Plaintiffs' coal operation by purchasing uneconomical electricity generated by Plaintiffs' coal."

New power plants are natural gas, combined-cycle and solar PV see attached New U.S. power plants expected to be mostly natural gas combined-cycle and Solar PV, March 8, 2019, Energy Information Agency

Use of the Permanent Trust Fund (PTF) requires that the question be referred to the Navajo People by Referendum. Waivers of Navajo Sovereignty requires 2/3 vote.

Line H in 44-19 says there is an agreement that limits the liability of the Navajo Nation with Salt River Project (SRP) which I believe does not exist.

The Four Corners Power Plant (FCPP) has lined pits for their ash pile, but there is no ash pit lining for NGS.

The Environmental Assessment (EA) for NGS and Kayenta Mine uses fish for mercury threshold levels, but the 1974 NGS EIS uses fish plankton or fish food for the mercury threshold level as fish need to eat.

SRP says coal is too expensive.

[This Coal Plant Shutdown Shows We Can't Ignore Communities Left Behind](#)

This Coal Plant Shutdown Shows We Can't Ignore Communities Left Behind

[LECHEE, Ariz. — A frosted sheet cake sits on a conference room table, part of a goodbye ceremony that has become...](#)

In case, Navajo Nation did not get the memo, see srp_its_over.jpg

[Owners Move Forward with Decommissioning NGS](#)

Owners Move Forward with Decommissioning NGS

Discussions have reached an impasse between the owners of NGS and NTEC.

SRP says its over NGS is to be decomissioned.

NTEC needs to stop wasting our time. NGS is going away.

Need to focus on other things.

No to 0044-19

Vincent H. Yazzie

“Environmental Impact on Coal Mining at Black Mesa”

Presented at
AIME
Pacific Southwest Mineral Industry Conference
Las Vegas, Nevada
April 19, 1972



By James R. Jones, Director
Environmental Quality
Peabody Coal Company
301 N. Memorial Drive
St. Louis, Missouri



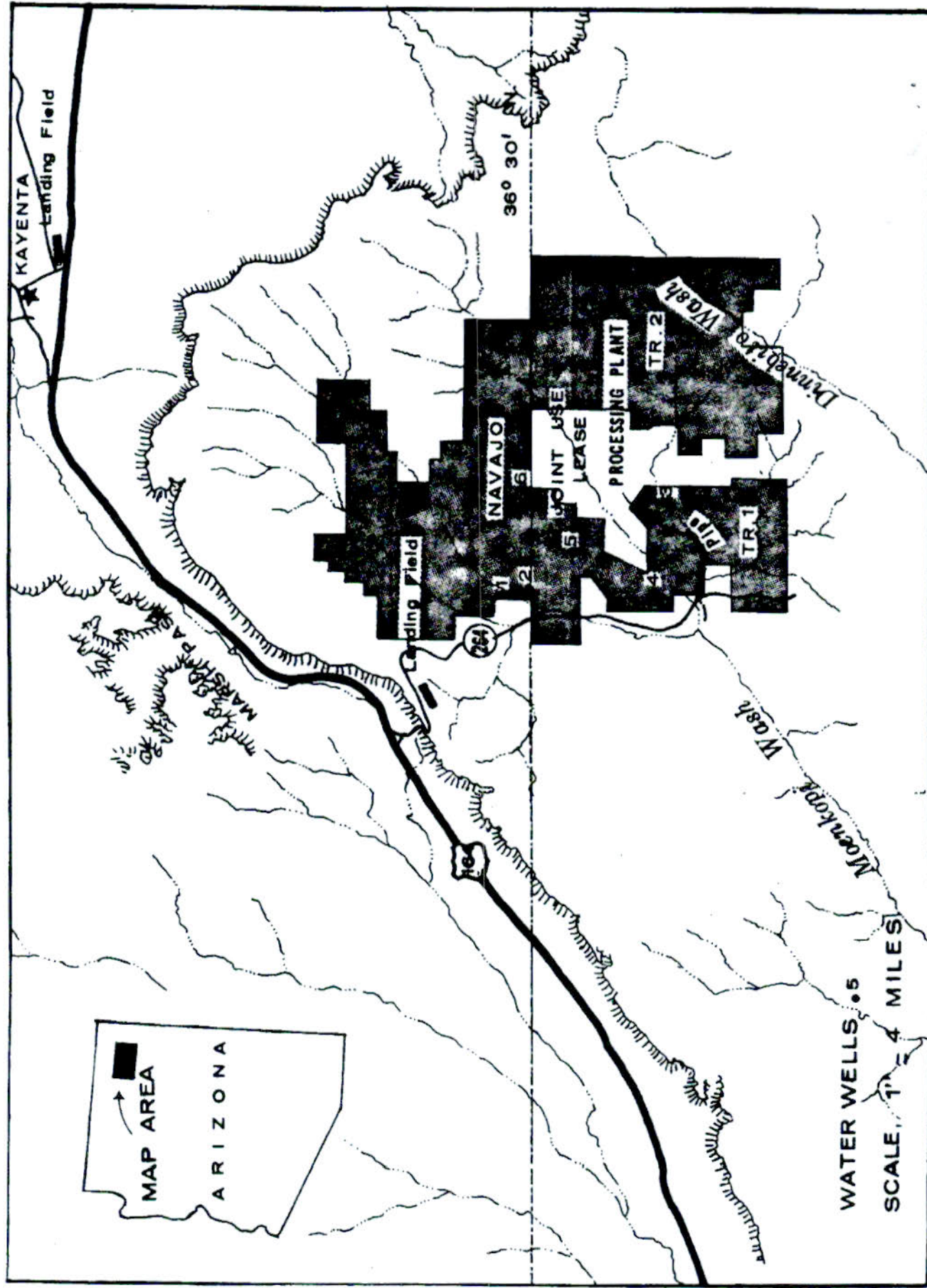
INTRODUCTION

While this paper will specifically discuss the environmental impact on mining coal on the Black Mesa, the requirements and needs for environmental considerations apply to coal mining in general. In some respects, these coal reserves are unique in that the coal itself is of extremely low sulfur content, the overburden soil does not contain chemicals deleterious to the growth of plants, and there is very little water. Thus the mine is not confronted with the well-known "acid mine drainage" situation occurring in the Eastern part of the United States. On the other hand, the necessity for extremely deep wells to obtain water for transporting the coal in a pipeline, creates a unique situation not applicable elsewhere in this country at this time.

The Black Mesa Mine is located in Navajo County, in the Northeastern corner of Arizona as shown on the map, (Fig. 1). It lies within the boundaries of the 12.5 million acres of the Navajo Reservation.

Drilling for coal in this area began about ten years ago under leases with the Navajo Tribal Council. This program resulted in a mining lease signed February 1, 1964, covering 24,858 acres lying entirely on the Navajo Reservation. Subsequent drilling on the area known as the "Navajo/Hopi Joint-Use Area" ultimately resulted in another mining lease covering 40,000 acres. This lease was signed in June 1966 by both the Hopi and Navajo Tribal Councils and subsequently approved by the Federal Department of Interior.

There is recoverable coal under approximately 14,000 acres of the



Black Mesa No. 1

Fig. 1

Mohave Generating Station operated by Southern California Edison Company on behalf of itself, Nevada Power Company, Los Angeles Department of Water & Power, and Salt River Project Agricultural Improvement & Power District. The plant is located below the Davis Dam on the Colorado River in the Southwest corner of Nevada. The coal is supplied via a slurry pipeline 273 miles from the Mine to the Generating Station. When both 750 megawatt generators are in full operation, the Station is expected to consume 5 million tons of coal per year.

The Black Mesa #2 Mine is scheduled for operation in 1973 and will supply coal for the Navajo Electric Generating Station at Page, Arizona which will commence operation early in 1974. It is to be operated by Salt River Project on behalf of itself, Arizona Public Service Company, Los Angeles Department of Water & Power, the U.S. Bureau of Reclamation, Nevada Power Company, and Tucson Gas & Electric Company. The coal will be conveyed from the Mine on a 6-1/2 mile long belt conveyor to a transfer point where it will be loaded into an electrically powered train for the 78 mile haul to the Station. It is expected that at full production of the three 770 megawatt turbine generators, the Station will consume 8 million tons of coal per year.

MINING OPERATIONS

There is estimated to be 154 million tons of coal in the area dedicated to the Black Mesa #1 Mine. The reserves are composed of several seams. Since these have never been identified geologically, Peabody has used a designation of Red, Blue, Green, Yellow, Brown, and Orange Seams.

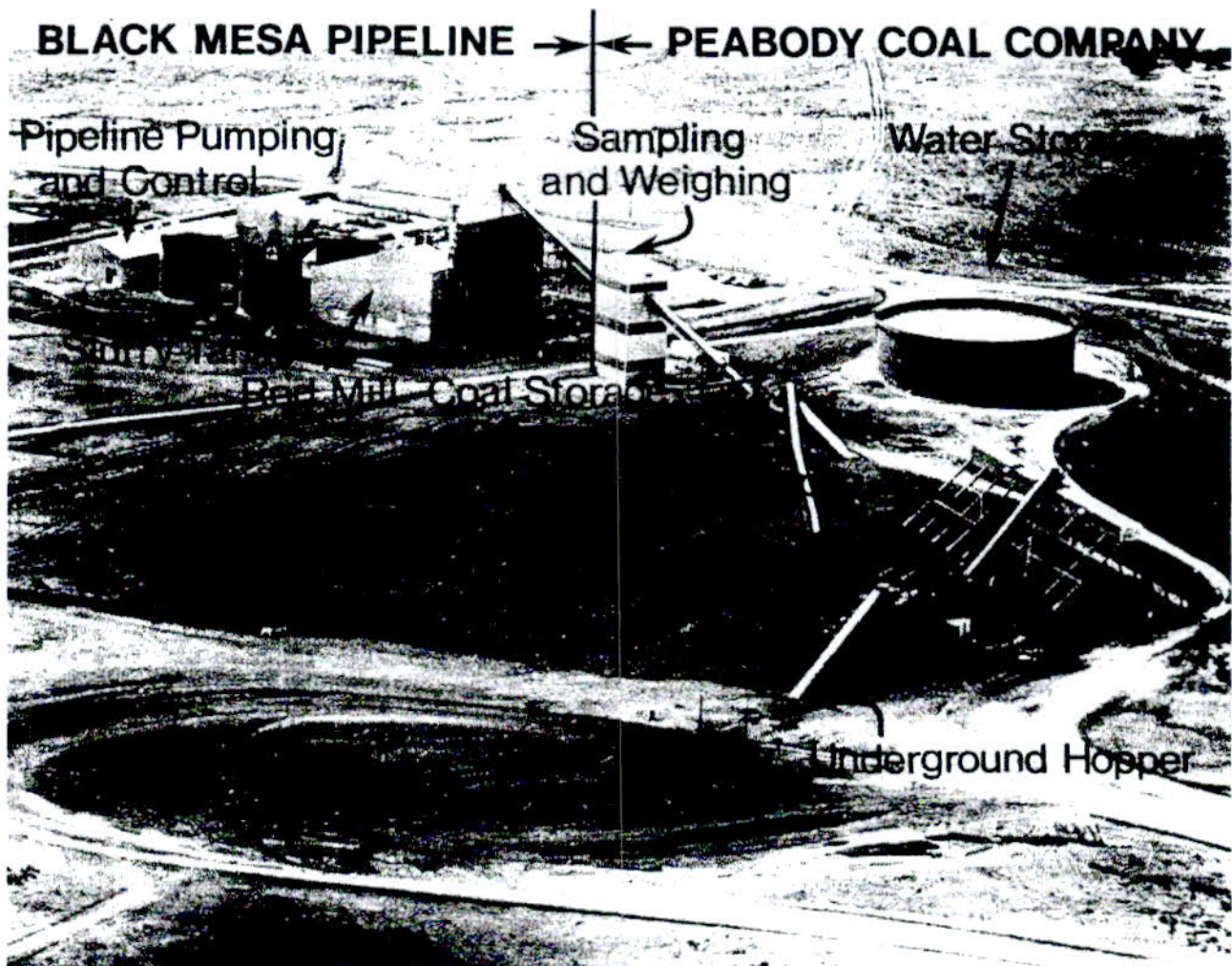


Fig. 2

ENVIRONMENTAL IMPACT ON MINING

Since the dragline for removing overburden, as well as the coal loading shovels, are electrically powered there is no effect on the air or water in the area.

Because of the natural slope of the Mesa, from 2% to 5% to the Southwest, any rainfall that occurs on the Mesa will run off very rapidly, as witness the large and badly eroded washes on the Mesa that make up the basic drainage patterns. The annual precipitation is from 10" to 14" and most of this amount will occur in

Water required for dust suppression at the crushing and storage pile will amount to approximately 6,000 gallons per hour when used. Shower and general office and shop water use will average about 450 gallons per hour. Therefore, under very adverse conditions, the mine could use about 16,450 gallons of water per hour. All of these water requirements are supplied from the five deep wells, described later in the paper.

Due to the absence of surface water and not encountering any surface water in mining operations to date, there is expected to be no brackish or brine water resources.

Sanitary wastes from the Black Mesa #1 Mine are very small in volume, and are handled by a septic tank and leaching field on the office grounds. Mine roads are surfaced with native burnt shale and any runoff from a road would be of the same characteristics as any runoff water falling on the Mesa.

WATER FOR THE PIPELINE AND MINE USES

Water is scarce in the Southwest and its use for industrial purposes always calls for careful study. Knowing this, Peabody conducted extensive hydrologic studies through independent specialists before asking for authority to draw from deep wells on Black Mesa.

Water for the slurry pipeline, and mine uses previously discussed, comes from water bearing formations, or aquifers, which are completely separated from the water supply tapped by the Indians now living on Black Mesa. Their water comes from the Mesa Verde formations which run to a depth of about 800 feet below the surface as

FIG. 3

Typical Peabody Well

BLACK MESA MINE

Well Sealed
by
Concrete

SHALES

Casing
Permits Water
To Flow

WATER-BEARING
SANDSTONES

TYPICAL
INDIAN
WELL

Mesa Verde

Mancos

Dakota

Morrison

Entrada

Carmel

Navajo

Kayenta

Wingate

500ft

1000

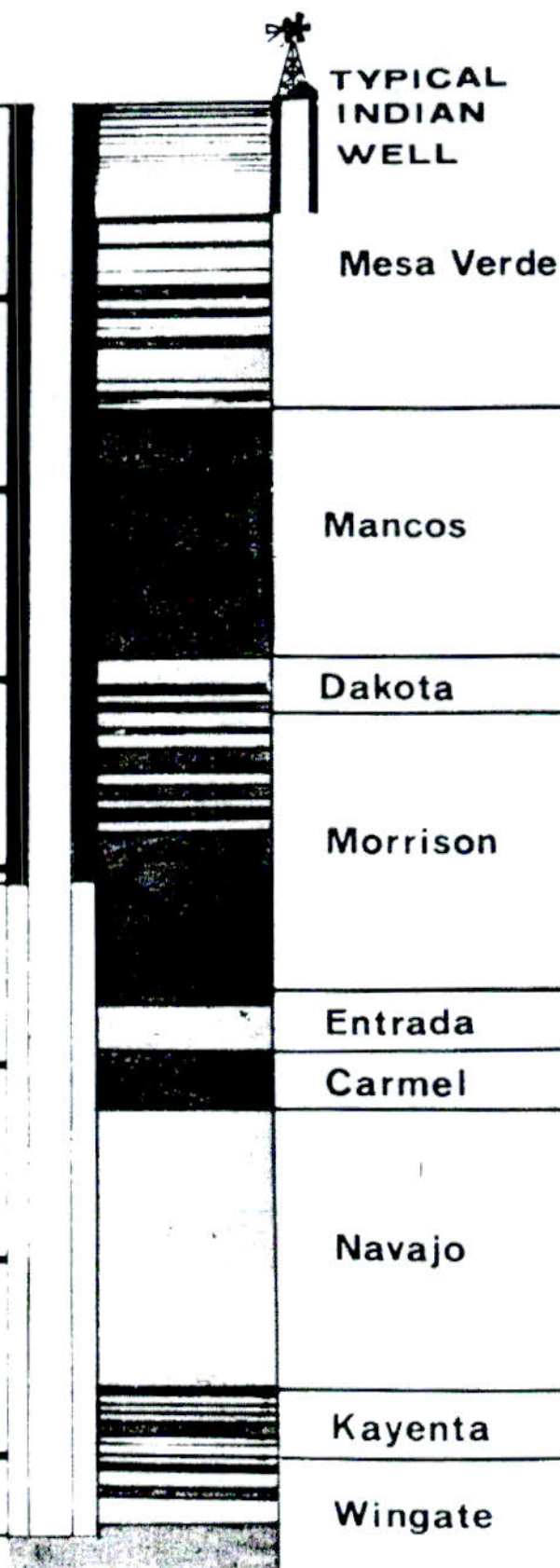
1500

2000

2500

3000

3500



their stock, from the Company's deep wells instead of travelling to the more distant tribal wells on the Mesa or to Kayenta 35 miles away. When mining operations are completed, the five deep wells will be turned over to the Tribes in accordance with the provisions of the lease.

A history of the investigation preceeding the drilling of the five wells is of interest. The study of water supply began in June 1965 with the employment of a consultant to review the then available geologic and hydrologic data and make a reconnaissance investigation of the Black Mesa area of Arizona. That study concluded that a feasible ground water supply could probably be obtained directly from the Mesa. It was recommended that two test wells be drilled to depths of about 2,000 feet and that each aquifer be tested in each well. However, subsequently it was decided to drill one small diameter deep test well to investigate if a feasible source of ground water could be obtained on the Mesa. That well, referred to as Navajo #1 well, was completed and tested in December 1965. It penetrated to the Coconino sandstone in the Supi formation at a depth of 5,735 feet. The rocks penetrated consisted of water-bearing fine to medium grained sandstones interbedded with relatively impermeable shale, claystone, and siltstone. Geologic structures along the northern and western edges of the Mesa cause the formations to lie at great depths under the Mesa, and as a result of the impermeable formations interbedded with the aquifers the groundwater is under artesian conditions.

Four waterbearing zones, consisting of fine to medium grained con-

#5, and #6.

The general construction plan required that the wells be drilled through the waterbearing sandstone of the Wingate formation to depths of 3,500 to 3,650 feet and obtain water from the Entrada, Navajo, Kayenta and Wingate formations. For each well, a large diameter hole was to be drilled to a depth of 1,800 to 2,000 feet and blank steel casing set and grouted. Upon completion of the grouting operation a small diameter hole was to be drilled from the base of the upper casing string to the total depth of the well. Slotted liner would be set in the lower hole and hung by a liner hanger at the base of the upper casing string. The annulus between the lower hole and the casing string would then be gravel packed. The larger diameter casing in the upper hole was necessary to accomodate the pumping equipment.

This construction plan of the wells resulted in the sealing off by grout of the Dakota and most of the Morrison formation, both containing some water. After careful study, it was felt that the water was of poor quality and possibly contained dissolved gases which could have resulted in a casing corrosion problem. Sealing of the zones containing poor water quality was also a requirement under the contract with the Indians to protect the local water supply. Proper construction to include these upper formations would have caused large increases in well construction costs. Therefore, it was decided to forfeit an estimated initial water production of 10 to 15% of the total supplied by all the aquifers and completely grout the entire upper casing string.

ground, approximately 3' for the entire 273 miles to the Mohave Generating Station. In many locations revegetation has restored the earth to its original appearance so that the pipeline is unable to be detected by the visitor. The pipeline has many automatic fail safe features to prevent line ruptures. It will deliver 660 tons of coal per hour to the power plant.

There are four pumping stations along the way. They carry the slurry from the 6,600-foot elevation of the mine area down to 4,200 feet, then back up to 6,500 feet before the line descends to the 500-foot level at Mohave Station.

RECLAMATION

Reclamation discussions with the Navajo tribe began in February 1964. Test pits were being dug to provide coal for testing of the slurry pipeline. The discussions resulted in seeding of 110 lbs. of a mixture of alfalfa, lespedeza, crown vetch, various wheat grasses, Indian rice grass, green needle grass, Kentucky -31 fescue, and orchard-grass on seven test pits in March of 1965. An additional seed mixture of 84 lbs. of a combination of wheat grasses, sand dropseed, yellow sweet clover, blue grama grass, sand lovegrass, and alkali sacaton were seeded in the Spring of 1966. A field report in July stated "I found germination and growth on areas seeded one year ago and this Spring. I found some sweet clover germination and, possibly, some alfalfa along with a little grass. Heavy sheep grazing made identification and accurate interpretation practically impossible." This experience indicated that germination and growth of certain species is possible, but that overgrazing will probably prove to be our biggest problem unless fencing and proper protec-

As of October 1, 1971, the Mine had disturbed 242 acres of which 64 were being used as haulage roads and for other operating purposes. Twenty-eight acres had been graded, leaving 150 still to be graded. By October 21st all 28 graded acres had been seeded. It is hoped that by this spring results of these efforts will be visible.

Peabody fully intends to plant grasses and legumes on mined land areas not only to provide adequate food for the live stock but also to provide nitrogen in the soil to form a base for other grass species and forbs. It is readily admitted that rainfall can effect reseeding attempts just as it effects all other growing plants on Black Mesa, but with normal precipitation a good job of revegetating the mined area can be accomplished.

ARCHAEOLOGY

Black Mesa has been considered a possible source of answers to questions concerning the Southwest's prehistoric period, which extends to the arrival of Spanish explorers and the beginning of recorded history in the area. Under the terms of the Federal Antiquities Act of 1906, public lands must be evaluated for their archaeological value before the surface can be disturbed. Peabody secured the expert services of the Archaeological Survey at Arizona's Prescott College, an integral part of the College's Center for Man and Environment.

The Survey is charged with exploring the areas which are to be mined and preserving whatever data and artifacts might be discovered. The first annual survey was conducted in 1968. The Company pays

cent centuries.

The support of the Company is helping to generate new knowledge from an area that might not otherwise have been explored for many years.

AIR POLLUTION

The effects of air pollution regulations on the coal industry are materially different than those on the hardrock mining industry. The principal effect on coal is from a marketing standpoint, particularly as related to the sulfur content of the coal itself. While most states and newer local ordinances restrict the emission of sulfur dioxides from the burning of fuel, some of the earlier regulations actually limit the sulfur content of the coal being burned on a percentage basis regardless of the Btu value. This approach is illogical from an effects standpoint but nevertheless is the legal requirement in many areas. These agencies have pursued the path of limitation of sulfur content of fuel because they felt it was the easiest to enforce. For instance, the City of Chicago currently limits sulfur to 1.5%. A plant could switch from midwestern coal to western coal to comply with the regulations, and yet actually emit more sulfur dioxide because of the lower Btu value and thus greater consumption of the western coal.

The Federal Environmental Protection Agency, for new sources, restricts the emission of sulfur dioxide to 1.2 lbs. per million Btu when coal is burned. This is equivalent to approximately 0.6 to 0.8% sulfur in coal, depending upon the Btu value. Some jurisdictions, however, are more stringent even for existing plants. When

of the men employed at the Mine today are Indians, and they earn an average wage of \$11,300 per year. When in full production, the Mine will employ 375 men, 300 of whom will be Indians, earning a total annual wage of approximately \$4 million, based on current economics.

SUMMARY

It can be seen that concern and study of environmental factors has had a strong influence in the development and operation of the coal mine on the Black Mesa. The action to protect the environment dates back to the conception of the Mine. While these concerns continue today at even an accelerated pace, they were initiated as long as eight years ago.

The job of communicating these factors to the public and particularly those involved in environmental causes is a most difficult, time consuming effort. It requires repeating the story of what is being done over and over before as many groups as possible. Peabody has been involved in an extensive program of conducting visits to the mine, holding press conferences, and fulfilling speaking engagements before many interested groups.

The current Southwest Energy Study being conducted by the Department of Interior will report and expand upon the environmental activities as they relate to the power plants and their coal supply in the Southwest. A number of sections of this study have been released in preliminary form, having been prepared by various bureaus and departments.



NAZLINI CHAPTER GOVERNMENT

LEE V. BIGWATER
CHAPTER PRESIDENT

• JOSEPH DEDMAN, JR.
CHAPTER VICE PRESIDENT

• JOANN DEDMAN
SECRETARY/TREASURER

• KEE ALLEN BEGAY, JR.
COUNCIL DELEGATE

• IRVIN SHIRLEY
GRAZING REPRESENTATIVE

NAZLINI CHAPTER RESOLUTION

NAZL-2019-FEB-019

SUPPORTING THE NAVAJO TRANSITIONAL ENERGY COMPANY'S ACQUISITION OF NAVAJO GENERATING STATION AND THE KAYENTA MINE

WHEREAS:

1. Nazlini Chapter, pursuant to Resources & Development Committee Legislation #RDCF02-15 dated February 17, 2015, is an L.G.A. certified chapter with prime duties to address and advocate on matters beneficial to its constituents; AND
2. The current owners and participants of both the NGS power plant and Kayenta Mine have announced plans to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and mine will result in the loss of 700 jobs on the Nation and \$40 Million dollars of annual revenue to the Navajo Nation; AND
3. The Navajo Nation created the Navajo Transitional Energy Company, LLC ("NTEC") in 2013 and charged it with responsibility to develop the economic, financial, social, and cultural well-being of the Navajo People, the Navajo Nation, and its future generations through the development of its energy portfolio. In October of 2018, in furtherance of that responsibility, the Navajo Nation requested NTEC to evaluate the possible acquisition of NGS and Kayenta Mine in order to preserve their operations; AND
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; AND
5. On December 27, 2018 the Naabik'îyatí issued a resolution supporting continued efforts by NTEC to acquire NGS and Kayenta mine. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW THEREFORE, BE IT RESOLVED THAT:

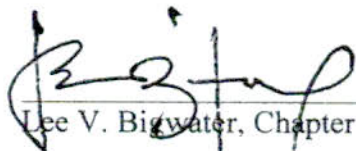
1. The Nazlini Chapter and its community members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.

2. The Navajo Nation receives benefits to various community members in the form of jobs for our people, scholarships and summer jobs for college students, and other financial assistance to the local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease operation.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease and rights-of-way, scholarships payments and AML funds, which in turn, are used to supplement governmental programs of the Navajo Nation including the Nazlini Chapter.
4. NGS and the Kayenta Mine have complied with all environmental regulations and permits issued for the operation of the facilities and have contributed to the economy and well-being of the Navajo Nation and the southwestern United States.

CERTIFICATION

We hereby certify that the forgoing resolution was duly considered by the Nazlini Chapter of the Navajo Nation, at which a quorum was present and that same was passed by a vote of 1 in favor, 20 opposed, and 5 abstained on this 13th day of February, 2019.

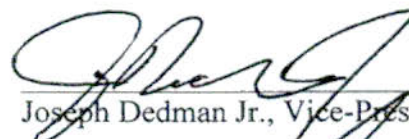
Motioned: Reed Bia Seconded: Isabel Nez



Lee V. Bigwater, Chapter President



JoAnn Dedman, Secretary/Treasurer



Joseph Dedman Jr., Vice-President



Kee Allen Begay Jr., Council Delegate

RESOLUTION OF HARDROCK CHAPTER
HR-03/19-02
THE NAVAJO NATION

Expressing Opposition to Legislation # 0044-19 and Requesting the Navajo Nation Council and the Administration to Fully Embrace 2017 Extension Agreement and Implement all Benefits Negotiated and Move to Renewable Energy using the 500 MW Transmission Line and Fully Plan for Use of Water.

Whereas:

1. The Navajo Nation Council by Resolution CS-34-98 enacted the Navajo Local Governance Act and codified it under Navajo Nation Code Title 26; and
2. Pursuant to Title 26 NNC, Section B-1&2, the purpose of the Local Governance Act is to recognize at the local level and to delegate to chapter government with respect to local matters consisted with Navajo Nation laws including costume and tradition and to make decision over local matters; and
3. The Navajo Nation and Salt River Project (SRP) agreed in June, 2017 to extend the operation of Navajo Generating Station two years to December, 2019 and within the agreement the Navajo Nation negotiated over \$169 million in new revenue and over \$200 million in assets including 500 MW transmission lines, lake pump and water rights to the Upper Colorado River Basis and other valuable assets; and
4. In the agreement SRP and partners agreed to have clean-up and decommissioning responsibilities for a period of 35 years, they agreed to put up escrow and bond to cover any anticipated cost, and assume all transmission maintenances cost for 10 years and give the Navajo Nation access for another 25 years;
5. Peabody tried to find new owners to operate the generating station beyond December, 2019 after several months of searching Avenue Capital Group and Middle River Power came forth the companies after several months of researching and investigating into possible purchase of the plant in September, 2018 decided to terminate their effort due to numerous reasons including no commitment from any energy company to buy energy from NGS; and
6. Navajo Transitional Energy Company (NTEC) claiming they been given permission to negotiate with SRP to acquire NGS and Kayenta Mine and after several months of negotiating it came to a halt SRP and other NGS owners want a complete waiver of all liability from NTEC and the Navajo Nation; and
7. Legislation 0044-19 been introducing to give support to NTEC to acquire the plant and the mine and is now ready for the Council consideration; and
8. The Navajo Nation Council been holding town hall meetings with impact communities and work sessions with various groups including NTUA and tribal programs, finance department and other divisions, most indicated if NTEC were

to acquire NGS and the mine it would put the Navajo Nation in very risky situation and advise against such purchase; and

9. Town hall meeting in Hardrock about 85% of the speakers objected to the purchase due to 50 years of experiencing negative impact as result of Peabody's propaganda causing U.S. Congress to enact 1974 Relocation Act which lead to losing their ancestral land thus relocating thousands off their land, impact on their livelihood, their health, their water and overall environments; and
10. All issues raised by NTEC and SRP are clearly spelled out in the 2017 extension agreement, the Navajo Nation would greatly benefit without putting up any money; and
11. It would be in the best interest the Navajo Nation Council rejects Legislation 0044-19 and fully embrace all benefits negotiated in 2017 agreement and move toward renewables and claiming all waters dedicate to NGS and to the mine operations.

Now therefore be it resolved that:

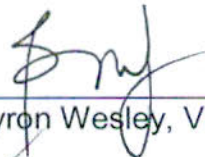
The Hardrock Chapter hereby express complete opposition to Legislation 0044-19 and request the Navajo Nation Council and the Nez Administration to reject the legislation and fully embrace 2017 Extension Agreement with Salt River Project and implement all benefits negotiated and move toward renewables energy using the 500MW transmission lines and claim all waters dedicated to NGS and Kayenta Mine and fully plan for the use of the water.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Hardrock Chapter at a duly called meeting in Hardrock, Navajo Nation, Arizona which quorum was present that same was passed by vote of 28 in favor 0 opposed and 4 abstained on this 17th day March, 2019.



Timothy Johnson, President



Byron Wesley, Vice President



Valencia Edgewater, Secretary/Treasurer



Jimmy Yellowhair, Council Delegate

RESOLUTION OF HARDROCK CHAPTER
HR-03/19-01
THE NAVAJO NATION

The Hardrock Chapter Supports The Navajo Transitional Energy Company's (NTEC) Acquisition of Navajo Generation Station (NGS) And The Kayenta Mine.

Whereas:

1. The Navajo Nation Council by Resolution CS-34-98 enacted the Navajo Nation Local Governance Act and codified it under Title 26 of the Navajo Nation Code; and
2. Pursuant to Title 26 NNC, Section B – 1 & 2, the purpose of the Local Governance Act is to recognize at the local level and to delegate to chapter government with respect to local matters consistent with Navajo Nation laws including costume and tradition and to make decisions over local matters; and
3. The current owners and participants of both the NGS power plant and Kayenta Mine have announced to cease all operations as of December 22, 2019. Both the plant and the mine were originally permitted to operate through 2044. Despite this, the owners have decided to abandon their original plans of operation and close both facilities. The closure of the plant and the mine will result in loss of 700 jobs on the Nation and \$40 Million dollar of annual revenue to the Navajo Nation; and
4. The continued operation of both NGS and Kayenta Mine are crucial to the public welfare, jobs and prosperity of the Navajo Nation, and therefore a matter of critical local concern; and
5. On December 27, 2018 the Naabik'íyátí issued a resolution [supporting continued efforts by NTEC to acquire NGS and Kayenta mine]. On December 29, 2018, NTEC reported to the Council that its Management Committee had approved continued negotiations and due diligence for the purpose of concluding a deal to acquire both NGS and Kayenta Mine.

NOW THEREFORE, BE IT RESOLVED THAT:

1. The Hardrock Chapter and its community and members hereby support the acquisition of NGS and Kayenta Mine by the Navajo Nation and NTEC in order to preserve their operations.
2. The Navajo Nation receives benefits to various community members in the forms of jobs for our people, scholarships and summer jobs for college students and other financial assistance to local government units from the operations of NGS and Kayenta Mine and these benefits would be lost if they cease.
3. The Navajo Nation also receives benefits from the operation of NGS and Kayenta Mine to the General Funds of the Navajo Nation in the form of royalties, taxes, lease, and rights-of-way, scholarships payments and AML funds, which in turns, are used to supplement governmental programs of the Navajo Nation including Hardrock Chapter.

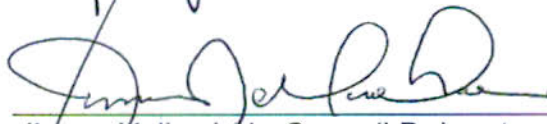
CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Hardrock Chapter at a duly called meeting in Hardrock, Navajo Nation, Arizona which quorum was present that same was passed by vote of 3 in favor 18 opposed and 7 abstained on this 17th day March, 2019.


Timothy Johnson, President


Byron Wesley, Vice President


Valencia Edgewater, Secretary/Treasurer


Jimmy Yellowhair, Council Delegate



Forgotten People

Mary Lane, President

P.O. Box 539

Tonalea (Navajo Nation), AZ 86044

(928) 864-6413 and (928) 863-4113

www.forgottennavajopeople.org

forgottenpeoplecdc@gmail.com

March 18, 2019

The Honorable Seth Damon
Speaker, Navajo Nation Council.
Submitted: March 18, 2019
Via: Hand delivery and Email

Re: Opposing NAABIK'IYATI' Legislation 0044-19

Dear Mr. Speaker,

I am herewith submitting this letter as a Member of Black Mesa Review Board to oppose Legislation 0004-17 and request NAABIK'IYATI' Committee block NTEC's purchase of the Navajo Generating Station (NGS) and Peabody Kayenta mine and as a condition of purchase, demand the Navajo Nation assume ALL liabilities for NGS and guarantee those liabilities with Navajo Nation assets, including the Navajo Nation Permanent Trust Fund.

There is a legal basis in Navajo case law and traditional fundamental law to block the proposed sale. The concept of sustainable environment also encompasses economies and activities that promote healthy land use and traditional activities, so a just transition is possible.

The NGS plant's owners decided in February 2017 to close the plant and are in the process of decommissioning. The few jobs that will be preserved are not worth adverse financial and health issues to the Nation, and to miners and people living in the mining permit area.

The Navajo Nation must hold SRP, NGS owners and Peabody accountable for reclaiming the power plant, Black Mesa mine, and the Navajo Aquifer and not waive ALL liability. The purchase will adversely impact the entire Navajo Nation and People who depend on the Navajo Aquifer.

Affected communities in Hardrock communities of Dził Yíjiiin, and Tó Nizhóní Ání, DineCARE and Black Mesa Water Coalition have subsidized the mining operations and the export of electricity export for the past 50 years, living without running water and electricity, and suffering from the effects of relocation.

Under Navajo Fundamental Law, All public officials in the Nation have a fiduciary responsibility to the Navajo People to execute the trust the People have placed with them in the administration of the government and cites:

Thinn v. Navajo Generating Station, No. SC-CV-25-06, slip op. 7 (Nav. Sup. Ct. October 19, 2007) citing *Thompson v. Navajo Nation*, 6 Nav. R. 181, 183-184 (Nav. Sup. Ct. 1990).

These cases hold "The Navajo Nation government has a fiduciary responsibility to account for public funds, to manage finances wisely, and to plan for the adequate funding etc.; and

Timothy Nelson v. Initiative Committee to Reduce NN Council SC-CV-03-10, a case that arises from an Appeal dated 12/15/2009, address at length the process as to whether or not Council can utilize the Peoples money. In part it states:

Fiduciary safeguards in place pursuant to 2 N.N.C. section 164(B)(2), 2 N.N.C. section 185(A) Navajo Nation Appropriation Act Title 12, Chapter 7 et seq. and regulations promulgated pursuant to the Act-the Council own policies & Procedures concerning financial assistance to private citizen, and well settled fiduciary principles embodied in our fundamental law. Page 8 last paragraph states fiscal matters are governed by **Chapter 7, Title 12 of Navajo Nation Code** states: "The Speaker & members of the Council are not free to spend public funds for any "public purpose the may choose, but must utilize appropriated funds in accordance with the legislatively designated purpose.

Page 8 last paragraph states: Fiscal matters are governed by **Chapter 7, Title 12 of Navajo Nation Code** states: "The Speaker & members of the Council are not free to spend public funds for any "public purpose the may choose, but must utilize appropriated funds in accordance with the legislatively designated purpose.

The Dine' Policy Institute looked at the international good governance standards above and attempted to incorporate them into the Title 2 amendments that implemented the Navajo Nation Council reduction popular vote. The two major concepts were the creation of a popular body that would be open to public participation and respond to current needs articulated by the people, and that body was to be the Naa'bik'iyati' Committee as established in the amended 2 N.N.C. § 700.

NAABI'KIYATI' Committee is a standing committee of the Council, and the statute requires it to use fundamental law principles of *Naisahakees*, *Nahat'a*, *Iina* and *Siihasin* to exercise oversight authority in governmental affairs, promulgate rules and regulations, confirm appointments, develop agendas, coordinate the work of committees and advocacy for the Nation, etc.

Those principles are the basic Navajo "cosmology" or what some call The Paradigm, based on the Four Principal Directions and the elements of each. They are defined in Section 110 N, M, G and 2.

- *Nitsahakees* requires critical thinking go give direction and guidance for a given issue.
- *Nahat'a* provides for strategic planning, using the foundation of Dine' law, and also utilizing informed research and public input.
- *Iina* requires collaborative efforts to make and implement decisions in a conscious manner.
- *Siihasin* drives the evaluation of decision-making and of outcomes "in a constant cycle of examining and analyzing issues for growth and development"; and

The NAABIK'YATI' Committee is not functioning as a governmental organ that receives the People to learn of their needs, wants and desires and it is not utilizing the good governance principles of The Paradigm in a meaningful way. Fundamental law drives the use of The Paradigm as a traditional foundation for doing things in a good and responsible way to achieve good results that can be seen and measured.

The law is there. The Navajo Nation Council must implement case statutes and fundamental law principles of *Natsahakees*, *Nahat'a*, *Iina* and *Siihasin* to We implore you to make it right.

We believe these decisions and the application of K'é provides a statutory basis to stop the purchase of NGS and Peabody. It is our belief that the Council thinks the People don't know and don't want to stall the process so they can run with their intended purchase of NGS and Peabody.


We believe NNC must conduct a well thought out process and not be in a hurry to risk using as collateral funds that belong to the Navajo People. Please understand the time for coal is gone and the cost to the People and future generations is too great.

Sincerely,



Mary Lane

President, Forgotten People

 Elouise Brown, Tse'Xnaozti'; Chapter 11 12
Betty Dixon
Gerry Jay - Shiprock dist
Betty Amone
Gerry Moore

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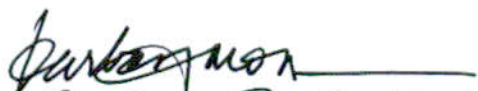
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Sincerely,



Mary Lane

President, Forgotten People



Barbara T. Goodluck Morgan, Shiprock NM

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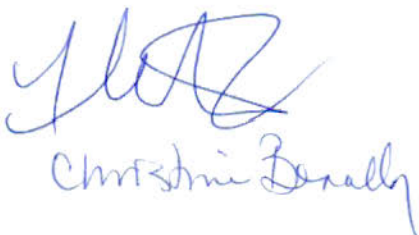
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Sincerely,



Mary Lane

President, Forgotten People



Christine Bonally

From Rosey Allen, Navajo Nation Citizen; Called in from Steamboat AZ

Unable to come to the meeting but wanted to speak her piece.

1. She wanted to specify that citizens were never told how to dispose of burned coal ash. For years they have been disposing ash in a pit and they don't know what happens to it after that. The wind usually picks up and blows the ash dust up into the air. That is for sure hazardous to everyone's health.
2. Human life is only one time. Money will always come again. Health issues resulting from coal will come at a higher cost.
3. Workers at NGS knew that it was going to get shut down. They had time to find other work.
4. It's time for renewable energy.

Opposing the NTEC Purchase of NGS-Peabody
Hard Rock Chapter Town Hall Meeting, March 08, 2019
Presented by Dorothy Yazzie

Who is NTEC? The Navajo People, Dine are the Stockholders! I keep it in my daily prayers that this proposed NTEC Purchase of NGS-Mine will not happen because I believe it's an insane idea.

From the advertisements I hear, NTEC is promoting the idea based on two main items, jobs (800) and revenue (\$40M). However no one is presenting the other side that makes jobs and revenues possible. *(With Substances)*

It is unjust and unconscionable to allow NTEC to push the Nation into financial disaster with very limited transparency and so many questions unanswered. I realized that NTEC is using our Nation or people's money to promote this propaganda with no substance and trying to put our Permanent Trust funds at very high risk! I believe these people have no stake in the well-being of the Dine People and are harming us. What the Nation should be doing is present both sides

It is unfortunate that the opposing party is making an effort to counter this insane propaganda at their own expense. I hope and pray our Council Delegates and our leaders are scrutinizing NTEC intentions, and asking critical questions to protect Dine!

Most of us except NTEC, and all the opposing parties, know that COAL PLANTS have become too expensive to run. NTEC is not answering questions beyond simple jobs and revenues or they being done on purpose to put the NN in financial risks to the point of destruction.

We are being forced to buy a used vehicle that will soon be debilitated. Example: If I buy used vehicle, I would expect my engine or transmission may go out soon. If that happens I am looking at \$4,000 bill to replace the engine. By now the engine probably is exceeding the value of the vehicle. If I have to buy the engine I would have to cut cost somewhere to compensate for the lost cost. This means cutting my food cost, utilities, rent, or whatever my livelihood expenses. I would be in the red on my livelihood expenses. So is with the buying a USED POWER PLANT. To maintain the operating cost of the plant or repairs, probably the operator will have to cut jobs, benefits, reduce the energy output, etc. There go the jobs and revenues. If we insist on the operation, it will hit our NN finances and our people's services, with heavy cost! NTEC is not transparent about this! Finally we would have to put up our Permanent Trust to survived or even lose it all!

According to studies currently the operating cost for coal plants far exceed the revenue because of renewable energy and natural gas. NTEC is not transparent about this! Has NTEC done or doing any research on the status of current energy.

Did NTEC study or research the coal plant capacity factor? In 2017 the coal plants average capacity factor was 54% falling more than 5% since 2014. According to Union of Concerned Scientist study, found that coal plants falling below 58% is no longer ECONOMICALLY VIABLE. With such studies, why is NTEC promoting this insane idea? NTEC is not transparent about this!

Who will be the buyers of the energy for the purchased Power Plant? If we do not have buyers of our energy what happens to the jobs and revenues? NTEC is not transparent about this.

Data! Data!

We know that NGS has offered the Nation, assurance liabilities in the amount of \$412,037,681 for decommissioning or shut down of plant. However if the NTEC purchase goes, this will be void. Is NTEC authorized to void this offer??

Peabody Energy has offered nothing. The hearsay is that Peabody is hopeful and waiting for the Nation to purchase it. The Company made millions of money but will not give back what they took toward reclamation and all the damages they have incurred. NTEC is ignoring this!

On other critical side is the Public Health. We know that coal plant operation produces lung killing sulfur dioxide, smog producing nitrogen dioxide and carbon dioxide. Has the Nation or NTEC have study how these are affecting our Nation or our people. I lost one of my parents to lung disease; we were told it is caused by smoke in the air. I also lost a brother to a lung disease who worked at NGS and another brother who worked at NGS. No one seems to doing a study on this. And no one is talking about the effects. I am hoping someone from the Health department will speak to this more.

What about the Impact it has on us, Dził Yi Jiin Region Dine?? We have been used too long! Our water and land has been destroyed, our health has been compromised, our livelihood has been altered, and our culture has been desecrated. What about this injustice? Millions of money has been made but we still have so much need – roads, infrastructures, housing, etc.

I am so ELATED and JOYFULL and I said, "Holy Holy, thank you Creator", when I saw and read in Thursday's Gallup Independent Headline, **No compromise on purchase demands, SRP tells NTEC to take or leave it in NGS, mine deal.** It is very IRONIC that our own Navajo Times is printing PRO NTEC stuff! Our own KTNN does the same! But they all spout the motto: "Navajo Owned, Navajo Operated!" with NTEC!

Navajo Proud

With so much at stake and unanswered questions about the NGS-Peabody purchase, I am asking our Leaders, our Council Delegates to STOP NTEC from negotiating away our DINE *(water)* sovereignty, DINE Permanent Trust Funds, DINE Culture and Values, and DINE resources! DINE are resilient people and will survive after NGS-Peabody!! We need to focus on renewal energy! **The Wind will Blow, the Sun will shine but Coal is history!**

1974 US Federal Government initiated the Navajo-Hopi Indian Relocation Program with a promise that housing and related community services, such as water, sewer, roads, schools, and health facilities would be available at their replacement home site. Relocation of households, the children listed on the "Reports and Plans" should receive full benefit that are entitled to and have not yet received, Unfulfilled obligation.

Public Law 93-531, as amended, 25 USC 640d-12, requires Navajo-Hopi Indian Relocation Commission to submit a report to US Congress. The Federal Relocation Program broke up family units, lost their grazing area, lost their livelihood, family do not live together anymore. Many couples divorced. Head of household leave their home and children to find work. Live without their family and tradition. Several families living in one house because there are no public rental housings. There are no jobs to earn a living.

Many of us cannot go back to the place where we were raised. Our birthplace are on the Hopi side. We cannot have healing ceremonies, make prayers and offerings to the Holy People on the Hopi side. We are denied access to sacred places and springs. We cannot practice our religion freely. When ancestral lands are lost, so is the family place of offering places, with that lost, they also lose their sense of hope for their future including their descendants.

Mildred Howard

24th NAVAJO NATION COUNCIL

NAABIK'ÍYÁTI' COMMITTEE REPORT

First Year 2019

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0044-19

An Action Relating To The Resources and Development Committee and The Naabik'iyáti Committee; Supporting Navajo Transitional Energy Company's Independent Acquisition of Navajo Generating Station and Kayenta Mine; Statement of Policy Regarding Refusal to Financially Guarantee or Provide Waivers or Releases of Claims By The Navajo Nation Pertaining to That Acquisition

Sponsored by: Honorable Rickie Nez

Co-Sponsored by: Honorable Herman M. Daniels

Has had it under consideration and reports the same that the legislation **FAILED**.

Respectfully Submitted,


Honorable Seth Damon, Chairman
NAABIK'ÍYÁTI' COMMITTEE

21 MARCH 2019

MAIN MOTION

Motioned by: Honorable Herman M. Daniels

Seconded by: Honorable Nathaniel Brown

Vote: 09 in Favor, 11 Opposed (Chairman Damon Not voting)

AMENDMENT #1

1. Page 2 of 2, line 26, after the word "guarantees" insert the following "nor any future financial assistance";
Page 2 of 2, line 27, after the word "acquisition" insert the following "and operation"
2. Page 2 of 2, line 29, after "NTEC" insert the following ", now and in the future,"; after the word "acquisition" insert "and operation"

3. Renumber or re-letter succeeding paragraphs or sections accordingly, if necessary; and this amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. Office of Legislative Services is hereby authorized to make grammatical changes or correct typographical errors with notice to the sponsor.

Motioned by: Honorable Jimmy Yellowhair

Seconded by: Honorable Raymond Smith, Jr.

Vote: 11 in Favor, 10 Opposed (Chairman Damon Not Voting)

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24th Navajo Nation Council

Naabik'iyati' Committee Special Meeting

Date: March 21, 2019Legislation: 0044-19M: H. DanielsS: N. PrawnV: 9-11

ALL DELEGATES:

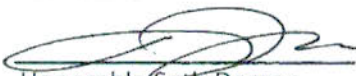
BY COMMITTEE:

	Yea	Nay		Yea	Nay	TOTAL
Elmer P. Begay		✓	BFC:			
Kee Allen Begay, Jr.		✓	BEGAY, Elmer P.			
Paul Begay	✓		BROWN, Nathaniel			
Nelson BeGaye		✓	CROTTY, Amber Kanazbah			
Nathaniel Brown	✓		HENIO, Jamie			
Eugenia Charles-Newton		✓	SMITH, JR., Raymond			
Amber Kanazbah Crotty			YELLOWHAIR, Jimmy			
Herman M. Daniels	✓		HEHSC:			
Seth Damon			BEGAY, Paul			
Mark Freeland		✓	BEGAYE, Nelson			
Pernell Halona	✓		HALONA, Pernell			
Jamie Henio			TSO, Charlaiane			
Vince James		✓	TSO, Daniel			
Rickie Nez	✓		WAUNKEA, Edison			
Raymond Smith, Jr.		✓	LOC:			
Wilson Stewart, Jr.		✓	CHARLES-NEWTON, Eugenia			
Charlaiane Tso		✓	JAMES, Vince			
Daniel Tso		✓	TSO, Eugene			
Eugene Tso	✓		TSO, Otto			
Otto Tso	✓		YAZZIE, Edmund			
Thomas Walker, Jr.	✓		RDC:			
Edison Wauneka	✓		BEGAY, JR., Kee Allen			
Edmund Yazzie			DANIELS, Herman M.			
Jimmy Yellowhair		✓	FREELAND, Mark			
			NEZ, Rickie			
			STEWART, JR., Wilson			
			WALKER, JR., Thomas			
			CHAIRMAN:			
			DAMON, Seth			
			(Votes only in a tie)			
GRAND TOTAL	<u>9</u>	<u>11</u>				

CERTIFICATION:

GRAND TOTAL

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 3/21/19
Honorable Seth Damon Date

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24th Navajo Nation Council

Naabik'iyati' Committee Special Meeting

Date: March 21, 2019

Amendment # 1 to Legislation: 0044-19M: J. YellowhairS: R. Smith Jr.V: 11-10

ALL DELEGATES:


BY COMMITTEE:

	Yea	Nay		Yea	Nay	TOTAL
Elmer P. Begay	✓		BFC:			
Kee Allen Begay, Jr.		✓	BEGAY, Elmer P.			
Paul Begay		✓	BROWN, Nathaniel			
Nelson BeGaye		✓	CROTTY, Amber Kanazbah			
Nathaniel Brown		✓	HENIO, Jamie			
Eugenia Charles-Newton	✓		SMITH, JR., Raymond			
Amber Kanazbah Crotty			YELLOWHAIR, Jimmy			
Herman M. Daniels	✓		HEHSC:			
Seth Damon			BEGAY, Paul			
Mark Freeland	✓		BEGAYE, Nelson			
Pernell Halona	✓		HALONA, Pernell			
Jamie Henio	✓		TSO, Charlaiane			
Vince James		✓	TSO, Daniel			
Rickie Nez		✓	WAUNKEA, Edison			
Raymond Smith, Jr.	✓		LOC:			
Wilson Stewart, Jr.		✓	CHARLES-NEWTON, Eugenia			
Charlaiane Tso	✓		JAMES, Vince			
Daniel Tso	✓		TSO, Eugene			
Eugene Tso		✓	TSO, Otto			
Otto Tso			YAZZIE, Edmund			
Thomas Walker, Jr.		✓	RDC:			
Edison Wauneka	✓		BEGAY, JR., Kee Allen			
Edmund Yazzie		✓	DANIELS, Herman M.			
Jimmy Yellowhair	✓		FREELAND, Mark			
			NEZ, Rickie			
			STEWART, JR., Wilson			
			WALKER, JR., Thomas			
			CHAIRMAN:			
			DAMON, Seth			
			(Votes only in a tie)			
GRAND TOTAL	<u>11</u>	<u>10</u>				

CERTIFICATION:

GRAND TOTAL

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 3/21/19
Honorable Seth Damon Date