

**RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
Of the 23rd Navajo Nation Council---Second Year 2016**

AN ACTION

**RELATING TO RESOURCES AND DEVELOPMENT; WAIVING 16 N.N.C. § 1159
(B) REGARDING ACREAGE LIMIT OF 1.5 ACRES FOR A MISSION SITE FOR
PURELY RELIGIOUS REASONS; AND, APPROVING A REVOCABLE USE PERMIT
FOR TWO ACRES FOR AN EXISTING MISSION SITE FOR THE GLORY ROAD
MINISTRIES ON NAVAJO NATION TRUST LANDS IN THE VICINITY OF
PINEDALE CHAPTER, NAVAJO NATION (MCKINLEY COUNTY, NEW MEXICO)**

Section One. Standing Committee Authority

Pursuant to 16 N.N.C., Section 1151 (C), the Resources and Development Committee of the Navajo Nation Council has the authority to give approval on behalf of the Navajo Nation all permits for Mission Sites.

Section Two. Title 16 Provisions with Respect to Mission Sites

A. Pursuant to 16 N.N.C. Section 1153 (B) the application for a mission site shall contain:

1. An exact description of the Navajo Nation land for which application is made.
2. A detailed statement of the purpose or purposes for which the said Navajo Nation land shall be used. If a missionary or mission body proposes to establish facilities for educational, medical, or other non-religious activities, the application shall set forth fully the extent and character thereof.
3. A signed petition of a substantial number of Navajos residing in the vicinity of the proposed site endorsing the proposed permit.
4. An endorsement of Navajo Nation Council Delegates of the District in which the proposed site is located.

5. A description of buildings and improvements to be placed on Navajo Nation lands and an estimate of the cost thereof.

B. Pursuant to 16 N.N.C. § 1155 the Resources and Development Committee is authorized to deny or grant, on behalf of the Navajo Nation, any permit with special consideration to the establishment of too many missions in any one area or at any one point.

C. Pursuant to 16 N.N.C. § 1159 (B) the following acreage limitations shall apply to all applicants for permits:

- a. Mission site for purely religious activities: one and one-half (1 1/2) acres;
- b. mission site for religious activities and community services facilities: three and one-half (3 1/2) acres;
- c. Mission site for religious activities and either substantial medical or accredited educational programs: eight (8) acres; and
- d. The Resources and Development Committee may, in the case of applications for mission sites in or near areas withdrawn for townships in the Navajo Nation, limit site acreage to less than two and five-tenths (2 5/10) acres, and may set rental fees with due regard for present or future competing demands for land use in such areas.

D. Pursuant to 16 N.N.C. § 1159 (C) "community service facilities" shall be deemed to include only those permanent improvements upon the permitted site which are for the purpose of providing recreational programs, non-religious educational programs, including adult education, and other non-religious programs of benefit to the community.

E. Pursuant to 16 N.N.C. § 1160 (A) the acreage limitations established by 16 N.N.C. § 1159 may be waived by the Resources and Development Committee upon a showing by the applicant that planned programs will be of sufficient benefit to the Navajo People to justify waiver of acreage limitations. No waiver of acreage

limitations shall be granted unless the applicant has complied with 16 N.N.C. §§ 1153 and 1161, and all other procedures provided by law.

F. Pursuant to 16 N.N.C. § 1160 (B) no waiver of acreage limitations shall be granted in cases of applications subject to acreage limitations established by 16 N.N.C. § 1159(B)(1).

G. Pursuant to 16 N.N.C. § 1161 no application for a mission site permit for an area of Navajo Nation land in excess of the limitations established in 16 N.N.C. § 1159 shall be granted by the Resources and Development Committee unless the application for such permit has been reviewed and approved by the Division of Community Development of the Navajo Nation, and by the Navajo Land Department of the Navajo Nation.

Section Three. Findings

A. Glory Road Ministries, Post Office Box 150, Rehoboth, New Mexico 87322 applied for a Revocable Use Permit for Mission Site within the Pinedale Chapter vicinity, as further described herein in Exhibit "A", attached hereto and incorporated herein by this reference; and

B. The existing mission site is located on 2.00 acres of trust lands within the south One-Half (S1/2) of Section 21, Township 16 North, Range 15 west, N.M.P.M., located near the vicinity of Pinedale Chapter, Navajo Nation, District 16, Crownpoint, Agency (McKinley County, New Mexico) and is more particularly described on the survey plat attached hereto and incorporated herein as Exhibit "B"; and

C. The District Grazing Official Wilbur Murphy identified one land user, Delbert Nez, and his consent is attached hereto as "Exhibit "C." The chapter resolution and the signed petition by the local residents are also attached herein as Exhibit "D"; and

D. Biological, Historical, Cultural and Archaeological surveys and clearances for this permit were completed including an Environmental Assessment and are all attached herein as Exhibit "E"; and

E. On June 16, 2015, the Resources and Development Committee of the Navajo Nation Council through resolution RDCJN-33-15 delegated the Director of Navajo Land Department (NLD), Division of Natural Resources, the power and authority to give final approval of all land withdrawal designations on the Navajo Nation. The Land Withdrawal Designation has been approved for mission site for Glory Road Ministries for 2.00 acres of tribal trust land for five (5) years, attached hereto land withdrawal designation from Navajo Land Department as Exhibit "F"; and

F. It is in the best interest of Pinedale Chapter and the Navajo Nation that a Revocable Use Permit for Mission Site be approved for Glory Road Ministries.

Section Four. Waiver of 16 N.N.C. § 1159 (B) Regarding Acreage Limit of 1.5 Acres

The Resources and Development Committee of the Navajo Nation Council hereby waives the 16 N.N.C. § 1159 (B)(1) requirement that a mission site for purely religious activities be limited to one and one-half acres (1 1/2) with regard to the Glory Road Ministries request for a Revocable Use Permit for Mission Site within the Pinedale Chapter vicinity for a total of two (2) acres.

Section Five. Approval of Mission Permit

A. The Resources and Development Committee of the Navajo Nation Council hereby approves and consents to the Revocable Use Permit to the Glory Road Ministries, subject to, but not limited to the attached Terms and Conditions contained herein as Exhibit "G" which is attached hereto and incorporated herein by this reference.

B. The Resources and Development Committee of the Navajo Nation Council does hereby authorize President of the Navajo Nation to execute all documents to affect the intent and purpose of this resolution.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Resources and Development Committee of the 23rd Navajo Nation Council at a duly called meeting at Navajo Nation Council Chambers, (Navajo Nation) Window Rock, Arizona, at which quorum was present and that same was passed by a vote of 4 in favor, 0 opposed, 1 abstained this 1st day of March, 2016.

A handwritten signature in blue ink, appearing to read 'Alton Joe Shepherd', with a long horizontal flourish extending to the right.

**Alton Joe Shepherd, Chairperson
Resources and Development Committee
Of the 23rd Navajo Nation Council**

**Motion: Honorable Benjamin Bennett
Second: Honorable Walter Phelps**

LEGISLATIVE SUMMARY SHEET

Tracking No. 0042-14

DATE: January 29, 2016

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; WAIVING 16 N.N.C. § 1159 (B) REGARDING ACREAGE LIMIT OF 1.5 ACRES FOR A MISSION SITE FOR PURELY RELIGIOUS REASONS; AND, APPROVING A REVOCABLE USE PERMIT FOR TWO ACRES FOR AN EXISTING MISSION SITE FOR THE GLORY ROAD MINISTRIES ON NAVAJO NATION TRUST LANDS IN THE VICINITY OF PINEDALE CHAPTER, NAVAJO NATION (MCKINLEY COUNTY, NEW MEXICO)

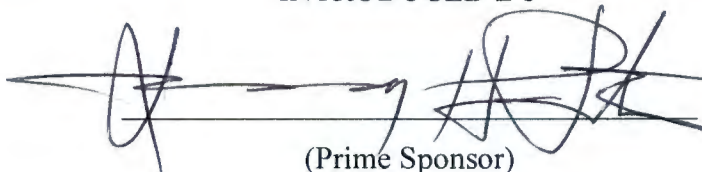
PURPOSE: Approving the waiver of 16 N.N.C. § 1159 (B) which limits the Mission site acreage for purely religious activities to one and one-half (1 1/2) acres. Approving a Revocable Use Permit for existing Mission Site for two (2) acres for the Glory Road Ministries on Navajo Nation Trust Lands in the vicinity of Pinedale Chapter, Navajo Nation (McKinley County, New Mexico).

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 to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: 11/21/16
Website Posting Time/Date: 11:41am 11/25/16
Posting End Date: 2/10/2017
Eligible for Action: 2/11/2017

PROPOSED STANDING COMMITTEE RESOLUTION
23rd NAVAJO NATION COUNCIL -- Second Year, 2016

INTRODUCED BY



(Prime Sponsor)

TRACKING NO. 0042-16

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; WAIVING 16 N.N.C. § 1159
(B) REGARDING ACREAGE LIMIT OF 1.5 ACRES FOR A MISSION SITE FOR
PURELY RELIGIOUS REASONS; AND, APPROVING A REVOCABLE USE
PERMIT FOR TWO ACRES FOR AN EXISTING MISSION SITE FOR THE GLORY
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A. Pursuant to 16 N.N.C. Section 1153 (B) the application for a mission site shall
contain:

1. An exact description of the Navajo Nation land for which application is made.
2. A detailed statement of the purpose or purposes for which the said Navajo Nation
land shall be used. If a missionary or mission body proposes to establish facilities
for educational, medical, or other non-religious activities, the application shall set
forth fully the extent and character thereof.

1 3. A signed petition of a substantial number of Navajos residing in the vicinity of the
2 proposed site endorsing the proposed permit.

3 4. An endorsement of Navajo Nation Council Delegates of the District in which the
4 proposed site is located.

5 5. A description of buildings and improvements to be placed on Navajo Nation
6 lands and an estimate of the cost thereof.

7 B. Pursuant to 16 N.N.C. § 1155 the Resources and Development Committee is
8 authorized to deny or grant, on behalf of the Navajo Nation, any permit with special
9 consideration to the establishment of too many missions in any one area or at any
10 one point.

11 C. Pursuant to 16 N.N.C. § 1159 (B) the following acreage limitations shall apply to
12 all applicants for permits:

13 1. Mission site for purely religious activities: one and one-half (1 1/2) acres;

14 2. Mission site for religious activities and community services facilities: three
15 and one-half (3 1/2) acres:

16 3. Mission site for religious activities and either substantial medical or accredited
17 educational programs: eight (8) acres; and

18 4. The Resources and Development Committee may, in the case of applications
19 for mission sites in or near areas withdrawn for townships in the Navajo
20 Nation, limit site acreage to less than two and five-tenths (2 5/10) acres, and
21 may set rental fees with due regard for present or future competing demands
22 for land use in such areas.

23 D. Pursuant to 16 N.N.C. § 1159 (C) "community service facilities" shall be deemed
24 to include only those permanent improvements upon the permitted site which are
25 for the purpose of providing recreational programs, non-religious educational
26 programs, including adult education, and other non-religious programs of benefit
27 to the community.

28 E. Pursuant to 16 N.N.C. § 1160 (A) the acreage limitations established by 16
29 N.N.C. § 1159 may be waived by the Resources and Development Committee
30 upon a showing by the applicant that planned programs will be of sufficient

benefit to the Navajo People to justify waiver of acreage limitations. No waiver of acreage limitations shall be granted unless the applicant has complied with 16 N.N.C. §§ 1153 and 1161, and all other procedures provided by law.

F. Pursuant to 16 N.N.C. § 1160 (B) no waiver of acreage limitations shall be granted in cases of applications subject to acreage limitations established by 16 N.N.C. § 1159(B)(1).

G. Pursuant to 16 N.N.C. § 1161 no application for a mission site permit for an area of Navajo Nation land in excess of the limitations established in 16 N.N.C. § 1159 shall be granted by the Resources and Development Committee unless the application for such permit has been reviewed and approved by the Division of Community Development of the Navajo Nation, and by the Navajo Land Department of the Navajo Nation.

Section Three. Findings

A. Glory Road Ministries, Post Office Box 150, Rehoboth, New Mexico 87322 applied for a Revocable Use Permit for Mission Site within the Pinedale Chapter vicinity, as further described herein in Exhibit "A", attached hereto and incorporated herein by this reference; and

B. The existing mission site is located on 2.00 acres of trust lands within the south One-Half (S1/2) of Section 21, Township 16 North, Range 15 west, N.M.P.M., located near the vicinity of Pinedale Chapter, Navajo Nation, District 16, Crownpoint Agency (McKinley County, New Mexico) and is more particularly described on the survey plat attached hereto and incorporated herein as Exhibit "B"; and

C. The District Grazing Official Wilbur Murphy identified one land user, Delbert Nez, and his consent is attached hereto as "Exhibit "C." The chapter resolution and the signed petition by the local residents are also attached herein as Exhibit "D"; and

1 D. Biological, Historical, Cultural and Archaeological surveys and clearances for
2 this permit were completed including an Environmental Assessment and are all
3 attached herein as Exhibit "E"; and

4 E. On June 16, 2015, the Resources and Development Committee of the Navajo
5 Nation Council through resolution RDCJN-33-15 delegated the Director of
6 Navajo Land Department (NLD), Division of Natural Resources, the power and
7 authority to give final approval of all land withdrawal designations on the Navajo
8 Nation. The Land Withdrawal Designation has been approved for mission site
9 for Glory Road Ministries for 2.00 acres of tribal trust land for five (5) years,
10 attached hereto land withdrawal designation from Navajo Land Department as
11 Exhibit "F"; and

12 F. It is in the best interest of Pinedale Chapter and the Navajo Nation that a
13 Revocable Use Permit for Mission Site be approved for Glory Road Ministries.
14

15 **Section Four. Waiver of 16 N.N.C. § 1159 (B) Regarding Acreage Limit of 1.5 Acres**

16 The Resources and Development Committee of the Navajo Nation Council hereby
17 waives the 16 N.N.C. § 1159 (B)(1) requirement that a mission site for purely
18 religious activities be limited to one and one-half acres (1 1/2) with regard to the
19 Glory Road Ministries request for a Revocable Use Permit for Mission Site within
20 the Pinedale Chapter vicinity for a total of two (2) acres.
21

22 **Section Five. Approval of Mission Permit**

23 A. The Resources and Development Committee of the Navajo Nation Council hereby
24 approves and consents to the Revocable Use Permit to the Glory Road Ministries,
25 subject to, but not limited to the attached Terms and Conditions contained herein as
26 Exhibit "G" which is attached hereto and incorporated herein by this reference.

27 B. The Resources and Development Committee of the Navajo Nation Council does
28 hereby authorize President of the Navajo Nation to execute all documents to affect
29 the intent and purpose of this resolution.
30



APPLICATION FOR REVOCABLE USE PERMIT (RELIGIOUS SITE)
NAVAJO NATION LANDS

President, Navajo Nation
Window Rock, Arizona

Date 8-05-14

Glory Road Ministry
(Name of Church)

P.O. Box #150 Rehoboth N.M. 87322
(Address)

hereby makes application for a religious site covering approximately 2.07 acres of Navajo Nation land located in Pinedale N. Mex, McKinley County, Arizona/New Mexico, as shown on the attached map.

After the local chapter approval of this application and with approval of land clearance given by the Navajo Land Department, a survey plat and legal description of the site prepared by a licensed or registered surveyor shall be submitted to the Navajo Land Department or the Bureau of Indian Affairs for review.

In support of said application, the applicant hereby submits the following information:

- | | |
|--|---|
| <input type="checkbox"/> Articles of Incorporation | <input type="checkbox"/> Land Use Consent |
| <input type="checkbox"/> Chapter Resolution | <input type="checkbox"/> Survey Plat |
| <input type="checkbox"/> Petition of Names | <input type="checkbox"/> Other Supporting Documents |

Detailed statement of the purpose(s) for which said Navajo Nation land shall be used. If a missionary or mission body proposes to establish facilities for educational, medical or other non-religious activities, this paragraph shall set forth fully the extent and character thereof:

Land will be used for church services as a non-
denominational independent church.

Description of buildings and improvements to be placed on tribal land and the estimated cost thereof.

Church building will be renovated. Building is existing
on the area with utilities. Hook up will be requested when permit
gets approved.

Applicant's plan for development of water and sewer.

water line is there, but will have it Service
Sewer is also there, but will have it Service.

All corporations must attach hereto a certified copy of their Articles of Incorporation. If foreign to the state where religious site is to be located, the corporation must supply a certified copy of their authority to do business in the state.

All corporations must furnish evidence of authority of the person(s) signing this application to execute papers on their behalf. Evidence should ordinarily be in the form of a general resolution of the Board of Directors certified by the Secretary over the seal of the corporation.

For the purpose of conducting business within the Navajo Reservation, all corporations must file their Articles of Incorporation with the Economic Development Commerce Department of the Navajo Nation. The Commerce Department will issue a corporate number to the church organization.

In all cases of applications on behalf of Unincorporated bodies where documents do not explicit give one individual authority to execute necessary papers, a power of attorney executed before a notary public by all associated parties for this purpose should be attached. If this is not supplied, all such persons must personally sign this application and all other documents submitted to the Navajo Agency.

Unincorporated applicants should submit articles depicting their organization, unless none exists, in which case an explanation of the nature of the organization should be listed on a separate sheet.

Applicant agrees to give preference to qualified local residents of the Navajo Nation for employment in the construction of any improvement on the church site if the permit is granted.

Delbert Nez
(Print Name) Authorized Agent

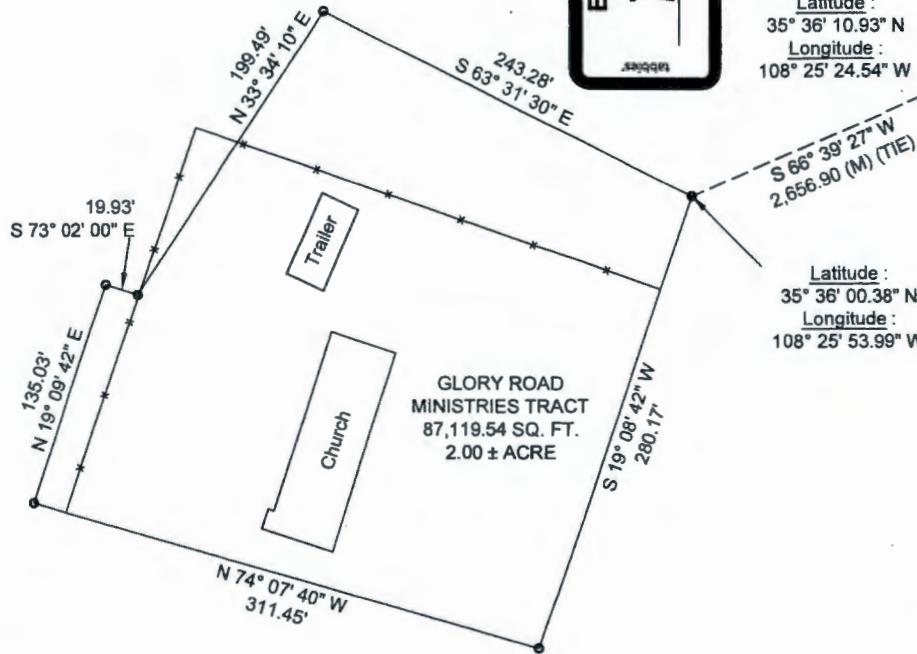
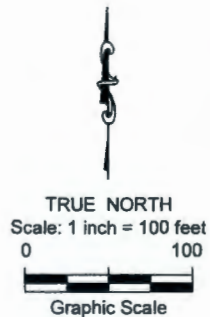
Delbert Nez
(Signature) Authorized Agent

PO Box 150
Address

Rehobeth nm 81322
Phone

Symbol Legend

- Fenceline
- — Found 1/2" Rebar
- — Set 1/2" Rebar with Yellow plastic cap stamped "RPS 19633"
- C — Calculated
- M — Measured
- R1 — 1881 U.S. Surveyor General Plat



GLORY ROAD MINISTRIES TRACT

LEGAL DESCRIPTION

A tract of land situated within the South One - Half of Section 21, Township 16 North, Range 15 West, New Mexico Principal Meridian. Located near the vicinity of Pinedale, District 16, Crownpoint Agency, Navajo Nation, McKinley County, State of New Mexico and being more particularly described as follows:

Commencing at a 1/2" Rebar, being the One - Quarter Corner of Sections 21 & 22, Township 16 North, Range 15 West, New Mexico Principal Meridian, State of New Mexico.

Thence, S 66° 39' 27" W, a measured distance of 2,656.90 feet, to the Point of Beginning of the herein described tract;

Thence, S 19° 08' 42" W, a distance of 280.17 feet;
Thence, N 74° 07' 40" W, a distance of 311.45 feet;
Thence, N 19° 09' 42" E, a distance of 135.03 feet;
Thence, S 73° 02' 00" E, a distance of 19.93 feet;
Thence, N 33° 34' 10" E, a distance of 199.49 feet;
Thence, S 63° 31' 30" E, a distance of 243.28 feet to the Point of Beginning.

The described Tract of land contains 2.00 acre or 87,119.54 square feet, more or less.

NOTE: Basis of Bearing, N 00° 14' 49" W, from the Section Corner of Sections 21, 22, 27 & 28 & 16, to the One - Quarter Corner of Sections 21 & 22, Township 16 North, Range 15 West, New Mexico Principal Meridian.

SURVEYOR'S CERTIFICATE :

I, Lonnie Bitsoi, New Mexico Registered Professional Surveyor No. 19633, do hereby certify that this Boundary Survey Plat and the actual survey on the ground upon which it is based were performed by me or under my direct supervision; that I am responsible for this survey; that this survey meets the Minimum Standards for Surveying in New Mexico; and that it is true and correct to the best of my knowledge and belief.

Lonnie Bitsoi 10/19/2015

Lonnie Bitsoi, NMRPS No. 19633

Date

NOTES:

- 1.) Bearings shown hereon are referred to Grid North, New Mexico Coordinate System - West Zone (NAD 83), and were derived using GPS relative positioning techniques.
- 2.) Distances and Areas shown hereon are horizontal ground distances.
- 3.) No attempt has been made as a part of this Survey to obtain or show data concerning any utility or public service facility.

FALCON
LAND
SURVEYORS

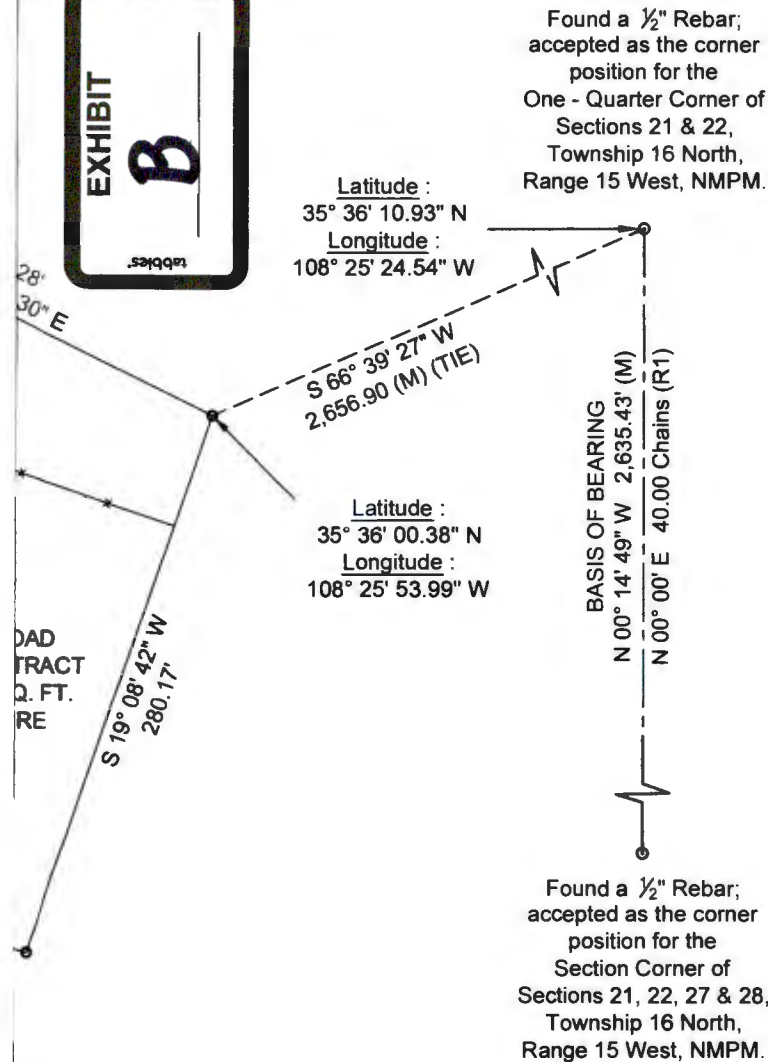
P.O. Box 3018
Peoria, AZ 85380
(623) 680-8716

falconlandsurveyors@hotmail.com

Drawing # NM-2015-16-45

Surveyed by: Jerry Bitsoi 10/13/2015
Approved by: Lonnie Bitsoi 10/19/2015





GLORY ROAD MINISTRIES TRACT

LEGAL DESCRIPTION

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LAND
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P.O. Box 3018
Peoria, AZ 85380
(623) 680-8716
falconlandsurveyors@hotmail.com

Drawing # NM-2015-16-45

Surveyed by: Jerry Bitsoi 10/13/2015
Approved by: Lonnie Bitsoi 10/19/2015





THE NAVAJO NATION

PUSSETT REGAYE
JONATHAN NEZ



INTER OFFICE MEMO:

TO : SAS REVIEWERS

FROM : *Vera Shurley*
Vera Shurley, Right of Way Agent
Project Review Section/NLD

DATE : February 9, 2015

SUBJECT : Field Clearance Report for Glory Road Ministries

Glory Road Ministries, Post Office Box 150, Rehobeth, New Mexico 87322 submitted an application for a Revocable Use Permit for mission site. The existing church building is located on 2.00 acres near the vicinity of Pinedale, Crownpoint Agency, McKinley County, New Mexico, State of New Mexico.

The District 16 Land Board Committee Member, Wilbur Murphy identified Delbert Nez as the permit holder who is also the applicant for the mission site.

This completes my field clearance for the above mentioned project.

cc: Project File

**CONSENT TO USE NAVAJO TRIBAL LANDS
FOR MISSION SITE**

TO WHOM IT MAY CONCERN:

I, Delbert Nez, hereby grant consent to the Navajo Nation and the Bureau of Indian Affairs to permit Glory Road Ministry (Church) located approximately 2 miles from Pinedale Chapter to use approximately 1.54 acres of my assigned grazing land for church purposes.

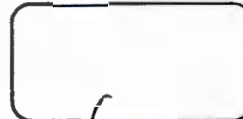
Furthermore, I hereby waive any rights I may have to compensation for the taking of my land use and the diminishment of my land value as a result of the above request. Should the church liquidate or if the land taken for religious use is no longer needed, then I shall have the right to reclaim the land. The subject land will be re-incorporated back into my grazing allotment.

REMARKS: Church site is already in existence.
Was Under Assembly of God

Delbert Nez 132 935 8-05-14
Signature of Permit Holder Census No. Permit No. Date

WITNESSES:

Right Thumbprint



Wilbur Murphy
(Print Name) Grazing Official/Farm/Land Board
8-26-14
Chapter

Wilbur Murphy
(Signature) Grazing Official/Farm/Land Board
16 8-26-14
District No. Date

Acknowledge of Field Agent

I acknowledge that the contents of this consent form was read or fully explained to the land user in Navajo ☐ or English ☒

Terrence Shurely 2/9/15
Signature of Land Department Field Agent Date

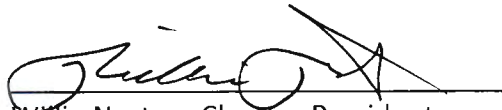
CERTIFICATION

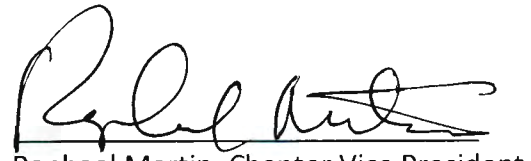
We hereby certify that the foregoing was duly considered by Pinedale Chapter membership at a duly called meeting in Pinedale Chapter, McKinley County, New Mexico, at which time a quorum was present and that this Resolution was passed by a vote of 37 in favor, 0 opposed, and 9 abstained, on this 22nd day of March, 2015.

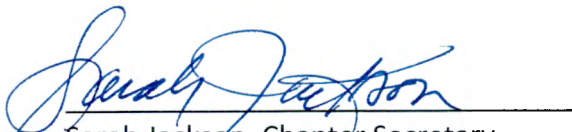
Motion by: Kee Ke Begay

Seconded by: Paul Brodie Jr.

SIGNED:


Willie Norton, Chapter President


Raphael Martin, Chapter Vice President


Sarah Jackson, Chapter Secretary

Angeline Burnside, Chapter Coordinator

The Honorable Edmund Yazzie, Council Delegate
22nd Navajo Nation Council

PETITION OF NAMES

We, the undersigned are citizens, registered voters and residents of Pinedale Chapter living within this community where the Glory Road Church (Church) is being built. The primary purpose of this religious site is to provide a place to worship and basically have the church conduct religious services on any given days through out the year. Further, we hereby give our signatures on this petition to further the development of the church.

	NAME	DATE	WITNESS
01.	Delbert Nez	8-05-14	Ella Nez
02.	Ella Nez	8-05-14	Delbert Nez
03.	Justin Sanderson	8-26-14	Ella Nez
04.	Clara J. Daye	8-26-14	Ella Nez
05.	Ben Francisco	8-26-14	Ella Nez
06.	Emmaline Becenti	8-26-14	Ella Nez
07.	Heann Bogay	8-26-14	Ella Nez
08.	Ben Becenti	8-26-14	Ella Nez
09.	Randy, T Sosie	8-26-14	Ella Nez
10.	Roselyn Becenti	8-26-14	Ella Nez
11.	Ben Becenti	8-26-14	Ella Nez
12.	Ben Becenti	8-26-14	Ella Nez
13.	Ben Becenti	8-26-14	Ella Nez
14.	Ben Becenti	8-26-14	Ella Nez
15.	Tony Becenti Jr.	8-26-14	Ella Nez
16.	Ma Mae Cook	8-26-14	Ella Nez
17.	Ma Mae Cook	8-26-14	Ella Nez
18.	Paula Tomlin	8-26-14	Ella Nez

	NAME	DATE	WITNESS
19.	Paul Budie Jr	8-26-14	
20.	Vernon J. Darry	8-26-14	
21.	Cajeta Darry	8-26-14	
22.	Roger P. Johnson	8-26-14	
23.	Pat O	8-26-14	
24.	Cassandra Emmitte	8-26-14	
25.			

THUMBPRINT

26.			
27.			
28.			
29.			
30.			

**** SIGNING FOR ANOTHER PERSON WILL CAUSE THIS PETITION TO BE VOID.**

RESOLUTION OF PINEDALE CHAPTER
PDC- 03-15-032



RESPECTFULLY REQUESTING OF PINEDALE CHAPTER , NAVAJO NATION RESOURCES COMMITTEE, THE NAVAJO LAND DEPARTMENT, COMMUNITY DEVELOPMENT DIVISION, AND THE NAVAJO NATION COUNCIL TO APPROVE AND AUTHORIZE GLORY ROAD MINISTRIES' PETITION TO ACQUIRE TWO (2) ACRES OF NAVAJO TRIBAL LAND WITHIN PINEDALE COMMUNITY FOR A MISSION SITE TO BUILD A CHURCH AND MULTI-PURPOSE BUILDING, WITH PARKING LOTS, FOR MINISTRY PURPOSES.

WHEREAS:

1. Pursuant to the authority vested in Pinedale Chapter through N. N. C. Title 26, Chapters 1.1.B1 and 1.1. B2, Pinedale Chapter is a certified Navajo Nation Chapter empowered by the Navajo Nation Council to review all matters affecting the community and make favorable decisions in the best interest of the community.
2. The board of trustees of Glory Road Ministries has authorized its officers and agents to take action and execute all documents necessary to acquire land to carry out its short and long term mission goals and outreach.
3. The Glory Road Ministries is requesting two (2) acres of Tribal land for its proposed new mission site which will be established to support various church ministries that will serve and benefit the community.
4. The proposed mission site and facilities, including the vision and goals for a better community, have been discussed with community members and is found to be reflective of the needs of the people to bring about renewal in all areas of their lives as well as spiritual ministry.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Chapter approves the request for two (2) acres of land located in Pinedale Community and that the land be designated as Glory Road Ministries property to develop, maintain, and operate as a mission site.
2. This petition be reviewed in a fair and timely manner, taking into consideration the common vision and goals of the Chapter and Glory Road Ministries to improve economic and social conditions of the community for present and future generations.

ARCHAEOLOGICAL INVENTORY REPORT DOCUMENTATION PAGE (HPD JAN/91)

1. HPD REPORT NO.	2. (FOR HPD USE ONLY)	3. RECIPIENTS NO.
4. TITLE OF REPORT: A Cultural Resources Inventory of the Glory Road Ministries Church Site for Delbert & Ella Nez in Pinedale, McKinley County, New Mexico.		5 FIELD WORK DATES 10-06-2015
Author: Genevieve Pino		6. REPORT DATE 10-29-2015
7. CONSULTANT NAME AND ADDRESS: Gen'l Charge: Genevieve Pino Org. Name: Org. Address: P.O. Box 6235 Gallup, New Mexico 87305		8. Permit No. B15473
Phone: (505) 495-9488		9. Consultant Report No GP-15-082
10. SPONSOR NAME AND ADDRESS: Ind. Responsible: Delbert & Ella Nez Org. Address: P.O. Box 150 Rehoboth, New Mexico 87322 Phone (505) 786-7873		11. SPONSOR PROJECT NO.
		12. AREA OF EFFECT: 2.0 ac (0.81 ha) AREA SURVEYED: 3.6 ac (1.4 ha)
13. LOCATION (MAP ATTACHED)		
a. Chapter: Pinedale	e. Land Status: Tribal Trust	
b. Agency: Eastern	f. UTM Center: Zone 12: 3942611N, 732615E	
c. County: McKinley	g. Area: T.16N, R.15W, S 1/2 of Sec. 21	
d. State: New Mexico	h. 7.5 Map Name(s): Pinedale, N. Mex., 1963	
14. REPORT OR SUMMARY (REPORT ATTACHED) //		
a. Description of Undertaking: The sponsors, Delbert & Ella Nez, propose to construct a church and install associated facilities within the two acre church site. The total area of effect equals approximately 87,126 sq ft (8094 sq m) or 2.0 ac (0.81 ha). Ground disturbance, both surface and subsurface, is expected to be intensive and extensive from the use of heavy equipment. The lead agency for the proposed undertaking is the Bureau of Indian Affairs-Navajo Area Office.		
b. Existing Data Review: A check of NNHPD archival records indicates that four archaeological survey projects HPD 87-105, HPD 03-245, HPD 03-764 and HPD 03-1323 has been conducted, and one archaeological site, NM-Q-28-36 has been recorded within an approximate 100 m radius of the current project area. NM-Q-48-11 is located within the buffer zone of the project area.		
c. Area Environmental & Cultural Setting: The project is situated on a north facing slope at an elevation of 7081 ft (2158 m). Vegetation consists of juniper snakeweed and small seasonals. The surface sediment is aeolian sand. The nearest water source is an unnamed drainage, located 400 ft (121 m) east of the project area. The surrounding area has been impacted by the existing church, nearby homes, dirt roads, waterlines, powerlines and natural erosion.		
d. Field Methods: The requested archaeological survey and a TCP interview were conducted by Genevieve Pino. A Class III pedestrian survey was conducted by walking parallel transects spaced 15 m (45 ft) covering the project area. The total area inventoried equalled approximately 158,928 ft (14,764 sq m) or 3.6 ac (1.4 ha). Also a brief interview was conducted with Mr. Nez regarding Traditional Cultural Properties in and around the project area.		
15. CULTURAL RESOURCES FINDINGS: One archaeological site (previously recorded) and one (1) currently in-use area were identified during the inventory; no other cultural resources were encountered or identified.		
a. Location/Identification of Each Resource: See Supplement Sheet		
b. Evaluation of Significance of Each Resource: See Supplement Sheet.		
16. MANAGEMENT SUMMARY (RECOMMENDATION): A determination of "no historic properties affected" is recommended for the proposed undertaking.		

17. CERTIFICATION: SIGNATURE: Genevieve Pino DATE: 10/29/15
General/Charge Name: Genevieve Pino, Archaeologist

14. **CULTURAL RESOURCE FINDINGS:** One (1) archaeological site (previously recorded) and one (1) currently in-use area were identified during the inventory. The site is described below and its location is shown in Figure 1. Site Survey and Management Update Form is appended to this report. The IUA consist of the existing church site.

Archaeological Site

Site Number: NM-Q-28-36 [previously recorded by Dan Simplicio under NNCRMP 87-105] (Figure 2)

Map Reference: Pinedale, N. Mex., 1963

Legal Description: T. 16N, R. 15W S1/2 of Sec. 21

UTM Coordinates: Zone 12; 3942450N, 732570E

Site Type: Historic Navajo/Anasazi Habitation

Site Size: 36 m x 28 m (101 sq m)

Site Setting: The site is situated a hill an elevation of 7090 ft (2045 m) amsl. An unnamed drainage is located 1 mile south of the site. The surface sediment is sand/gravel. Vegetation consist of juniper, wolfberry, prickly pear, snakeweed, cheat and rice grass.

Site Recordation Summary: Site NM-Q-28-36 was originally recorded by Dan Simplicio in 1987. The site was re-located in conjunction with this report and updated for the current project area.

Site Description: Site NM-Q-28-36 was last recorded in 1987 as a Historic Navajo & Anasazi habitation consisting of 10 or more artifacts. The site is confined to a hill, which has been heavily disturbed and can be considered an in-use area.

b. EVALUATION OF SIGNIFICANCE OF EACH RESOURCE: Site NM-Q-28-36 possesses integrity of location and setting, meets the 50-year guideline, and is eligible for nomination to the National Register of Historic Places under criterion d. The site is more than 100 years old and is of archaeological interest: therefore it warrants protection under the Archaeological Resources Protection Act (ARPA). The site is ineligible for protection under the American Indian Religious Freedom Act (AIRFA) since it has no known religious significance.

The in-use area is less than 50 years old and is not distinctive enough to justify waiving the 50- year age guideline of the National Register. Being less than 100 years old, it does not meet the definition of an archaeological resource as required for protection under ARPA. The IUA is not eligible for protection under the American Indian Religious Freedom Act (AIRFA) since it does not have known religious significance.

16. MANAGEMENT SUMMARY (RECOMMENDATION): A determination of "no historic properties affected" is recommended with the stipulation that all further construction at the church to be restricted within the fenced area of the church site. No construction should occur outside the perimeter fence area.

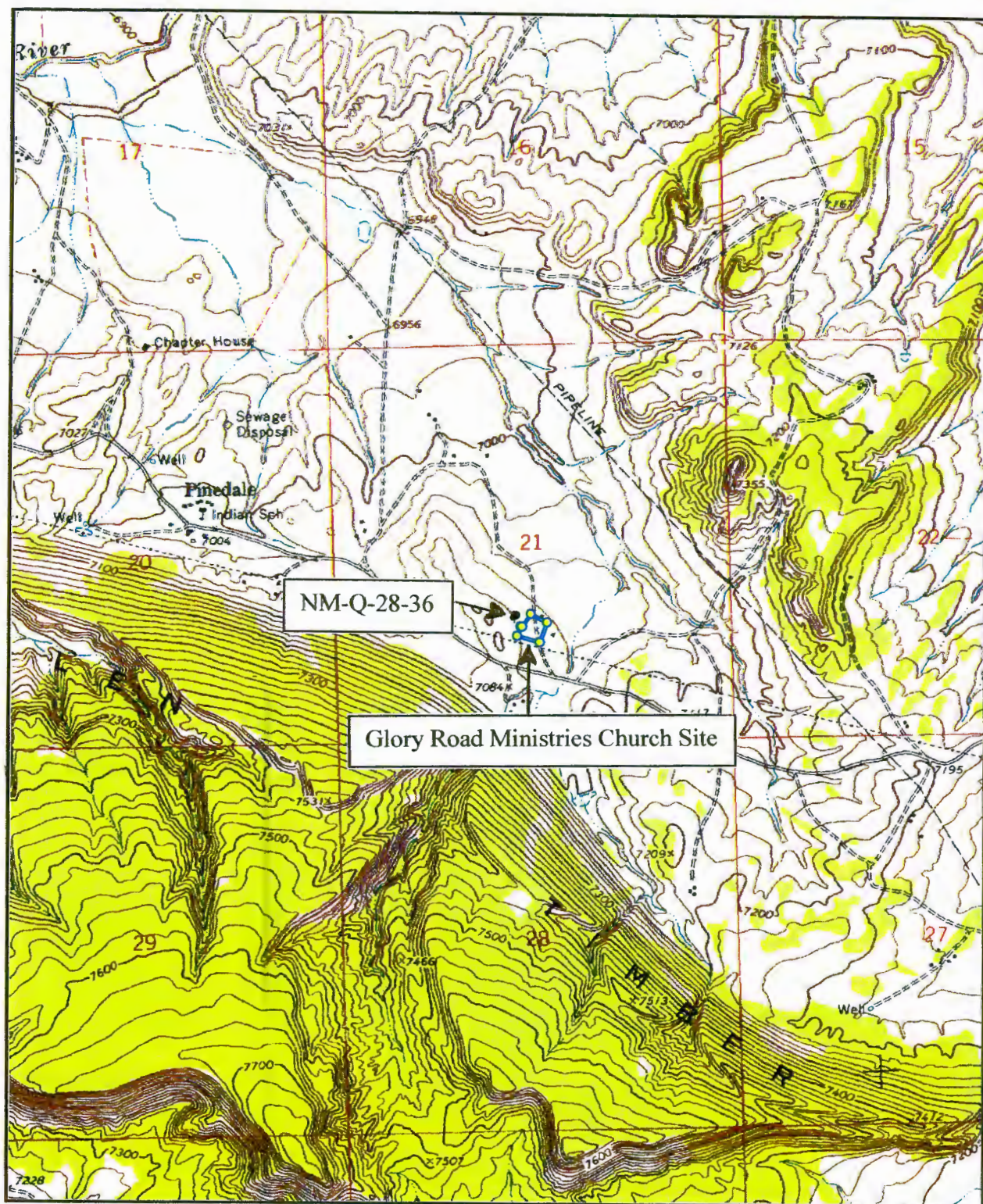


Figure 1. Map showing location of the project area and of identified cultural resource. USGS 7.5' map reference: Pinedale, N. Mex., 1963.

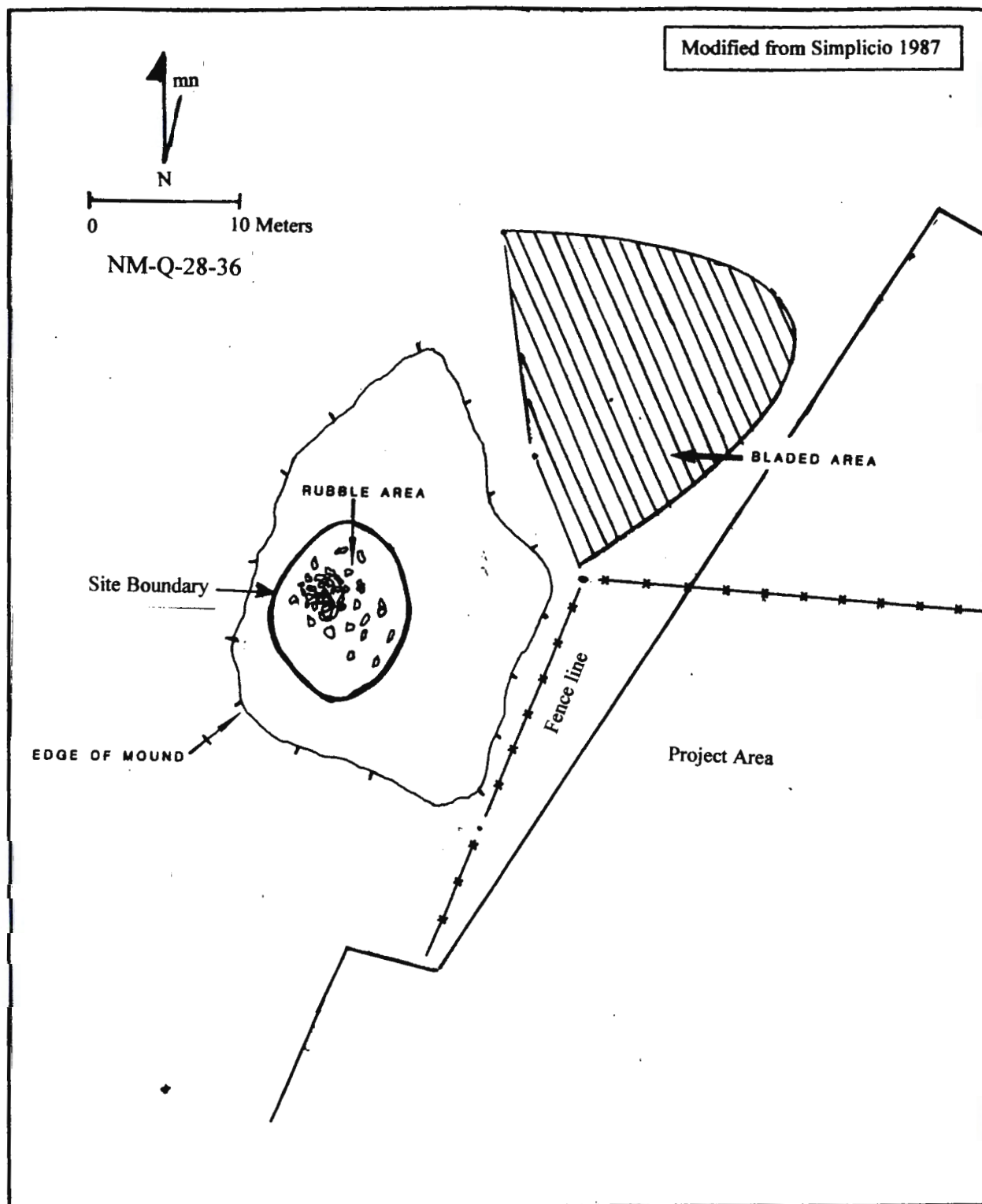


Figure 2. Plan map of site NM-Q-28-36.

SITE SURVEY AND MANAGEMENT UPDATE FORM

NNAD SITE NUMBER: NM-Q-28-36

ORIGINAL SITE NUMBER: Same

DATE: 10-29-15

CURRENT PROJECT NUMBER AND NAME: A Cultural Resources Inventory of the Glory Road Ministries Church site for Delbert & Ella Nez in Pinedale, McKinley County, New Mexico.

Update by: Genevieve Pino

NEW LOCATION INFORMATION

Legal description: No change

UTM Coordinates: Zone 12; 3942644N, 732535E

Map Reference: No change

Other: Site size change to 9 m x 11 m (99 sq m)

SITE RELATIVE TO CURRENT PROJECT AREA: The site is located outside the northwest corner of the church perimeter fence

ADDITIONAL DESCRIPTION/COMMENTS (including current condition of the site): Site NM-Q-28-36 was last recorded in 1987 as an Anasazi PI-PIII habitation and a Navajo 1700-1800AD habitation. During reassessment, the ground stone fragment and ceramics previously noted within the site were not found. The scattered building material and the hearth were deleted. This resulted in decreasing the size of the site.

REFERENCE:

Simplicio, Dan

1987

An Archaeological Survey of a Drainfield and Septic Tank at Cecelia and Lewis Yazzie homesite in Pinedale, McKinley County, New Mexico

SITE ASSESSMENT (indicate any changes from original evaluation):

36 CFR 60.4 (National Register): No change

Integrity: No change

Criteria a-d: No change

50-year Guideline: No change

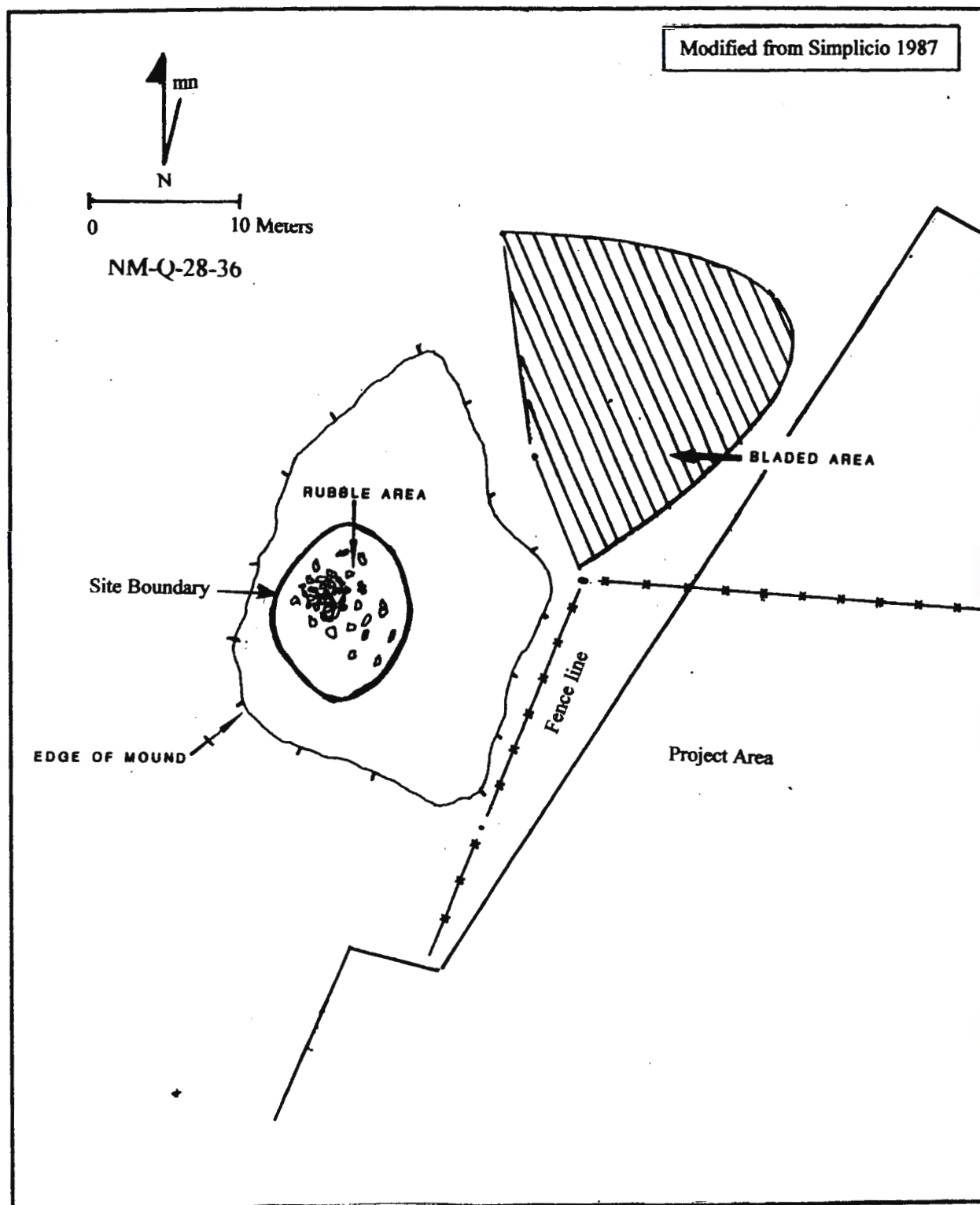
43 CFR 7.4 (Archaeological Resource Protection Act): No change

Archaeological Interest: No change

100-year Age Requirement: No change

AMERICAN INDIAN RELIGIOUS FREEDOM ACT (AIRFA): No change

RECOMMENDATIONS: A determination of "no historic properties affected" is recommended with the stipulation that all further construction at church site to be restricted within the fenced area of the church. No construction should occur outside the perimeter fenced area.



Plan map of site NM-Q-28-36.

NAVAJO NATION ARCHAEOLOGY DEPARTMENT

Site Survey and Management Form

SITE: NM-Q-28-36 FIELD OR OTHER NAME: DATE RECORDED: 06/19/87

PROJECT NUMBER & NAME: NNCRMP-87-105--An Archaeological Survey of a Drainfield and Septic Tank at Cecelia and Lewis Yazzie home-site in Pinedale, McKinley County, New Mexico.

ORGANIZATION: NNAD ARCHAEOLOGIST: Dan Simplicio

SE 1/4, NE 1/4, SW 1/4, Section: 21, Township: 16N, Range: 15W

UTM Zone: 12, m N: 3942450, m E: 732570

STATE: New Mexico COUNTY: McKinley CHAPTER: Pinedale

LAND STATUS: Tribal Trust

USGS MAP REFERENCE and DATE: Pinedale, New Mexico, 1963

GROUND VISIBILITY: Kind and extent of cover? 85% vegetation cover

TOPOGRAPHY: gentle rolling hills

DRAINAGE: well located approximately 1 mile to the south

ELEVATION (ft/m): 7090 ft./2161.5m Slope and Direction: 6% northfacing

SOIL TYPE: sand/gravel (alluvium) Other:

VEGETATION PRESENT: juniper, wolfberry, prickly pear, snakeweed, compositae, cheat and rice grass.

CULTURAL AFFILIATION: Historic Navajo + SITE TYPE: Habitation

PERIOD(S) OF OCCUPATION (Date, if known): 1700-1800 HOW DATED?: ceramic
Prehist. Anasazi

DIMENSIONS OF SITE (l x w): 36 by 28m Total area (sq m): 101 sq. meters

HOW DETERMINED: 60m tape

ARCHITECTURE PRESENT? Yes Describe: rubble area

ARTIFACTS OBSERVED/COUNTED: 10+

COLLECTIONS MADE? None OF WHAT? N/A Method:

PHOTOS TAKEN? None B/W: Roll Frames Color: Roll Frames

SITE DESCRIPTION: The site consist of a rubble mound, hearth, build material scatter, and a sparse scatter of artifacts. The rubble mound consist of sandstones 8m in diameter which appears to be a structure, but has no visible rock alignment. A sparse scatter of artifacts was located in the

rubble area which included a groundstone fragment, and a few sherds. The ceramic assemblage included one PII-PIII indented corrugated with medium coarse sand tempering and a dark core. This ceramic appears to be an outwash. No other Anasazi ceramics were located throughout the site. Other ceramics included Navajo Gray ware with sherd and sand temper and a dark core with striations on the outer surface; and a Gobernador Polychrome sherd with a buff colored slip on both sides of surfaces along with sherd and sand temper and medium gray core with no carbon streak. The Navajo ceramics date to 1700-1800 A.D. Northwest of the rubble mound is a scatter of building material 6m in diameter consisting of scrap lumber, scrap metal, roofing material, and miscellaneous glass fragments. These materials were placed there by local residents (see ethnographic data below). North of the rubble mound is a hearth 1m in diameter with metal fencing material partially buried within the ash and charcoal. The hearth does not appear to be associated with the older components of the site (see Figure 2).

The site has sustained heavy disturbance along the northeast border of the site due to tractor blading.

CONDITION OF SITE: Fair Causes of disturbance: Tractor blading

LOCATION OF SITE RELATIVE TO PROJECT AREA: Outside the southwest boundary of the project area.

EXTENT OF INVESTIGATIONS TO DATE: Recording

RESEARCH POTENTIAL: Navajo settlement and subsistence in Dutton Plateau area.

RECOMMENDATIONS: Site is avoidable. However, further impact (blading) should be discontinued by the location residences.

SITE ASSESSMENT UNDER 36 CFR 60.4:

INTEGRITY: Integrity of location, setting, and a association.

and CRITERIA a-d: Site does meet criterion d in that this site could yield important scientific information; see above "Research Potential".

EXCLUSIONS: None

SITE ASSESSMENT UNDER AIRFA: The site is not known to possess religious significance to be protected under AIRFA.

PROVIDE A SITE MAP (including site designation, North arrow, scale, recognizable features, landmarks and relationship to project area).

HOW CAN THE SITE BE REACHED? (See attached U.S.G.S map)

OTHER COMMENTS: Ethnographic Data: On June 19, 1987, Dan Simplicio of Navajo Nation Archaeology Department interviewed Mr. Lawrence Yazzie whose house is to be served with sanitation facilities concerning site NM-Q-28-36 as well as the bladed area. Mr. Yazzie stated he never knew there was a site at the location which is why he bladed that area to build a storage shed

using scrap material that he put within the site area. Mr. Yazzie was then asked whether he knew when the site was in use or abandoned. He replied by saying no, his family did not move out there until about 1960. He was then asked if any of his other relatives knew of the site. Again, he replied "no". Mr. Yazzie then stated now that he knows there is a site there, he would seek an alternate location to build his shed. At this point, the archaeologist concluded the interview.

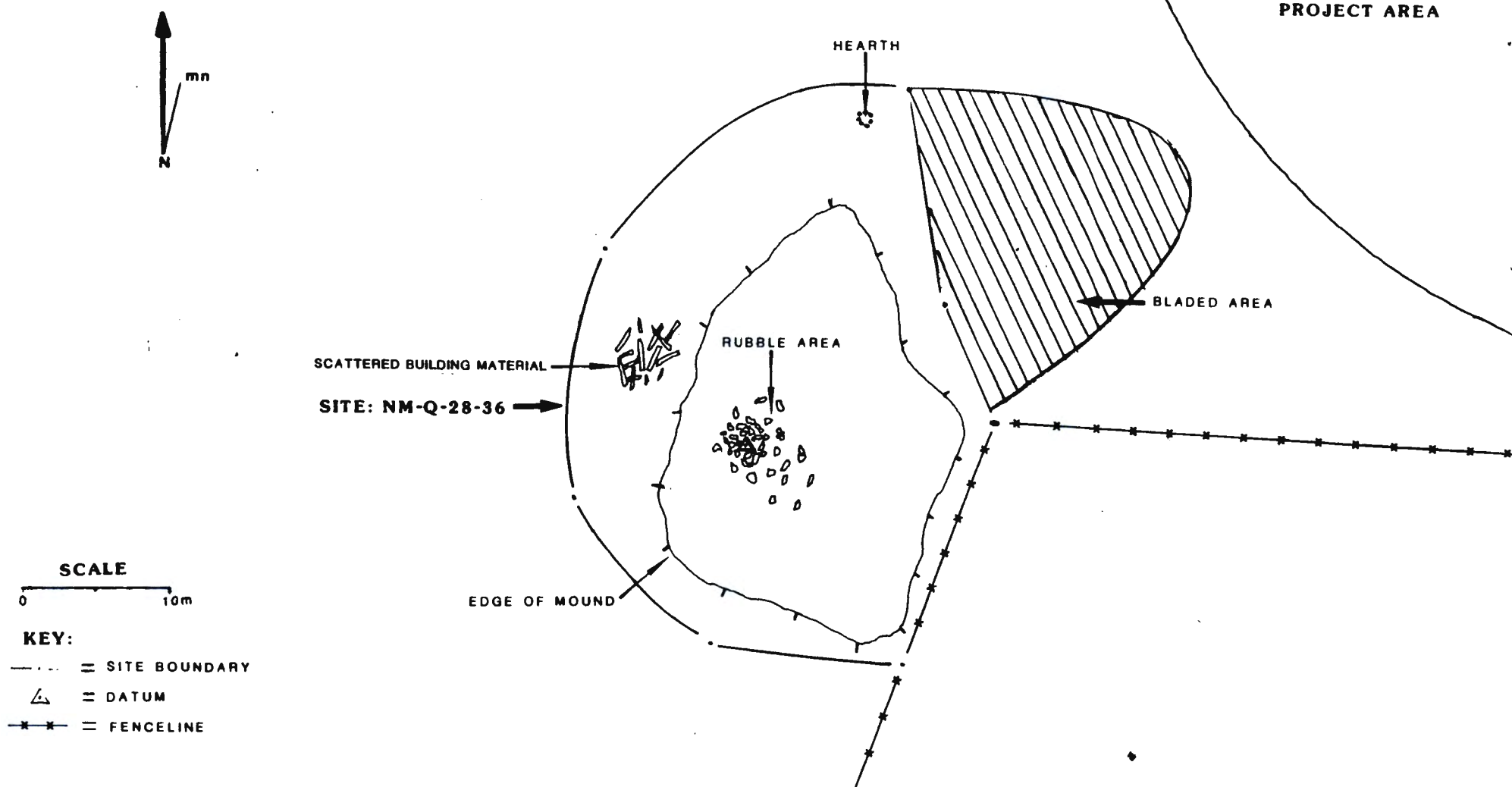


Figure 2. General plan map of Site NM-Q-28-36 (NNCRMP-87-105)

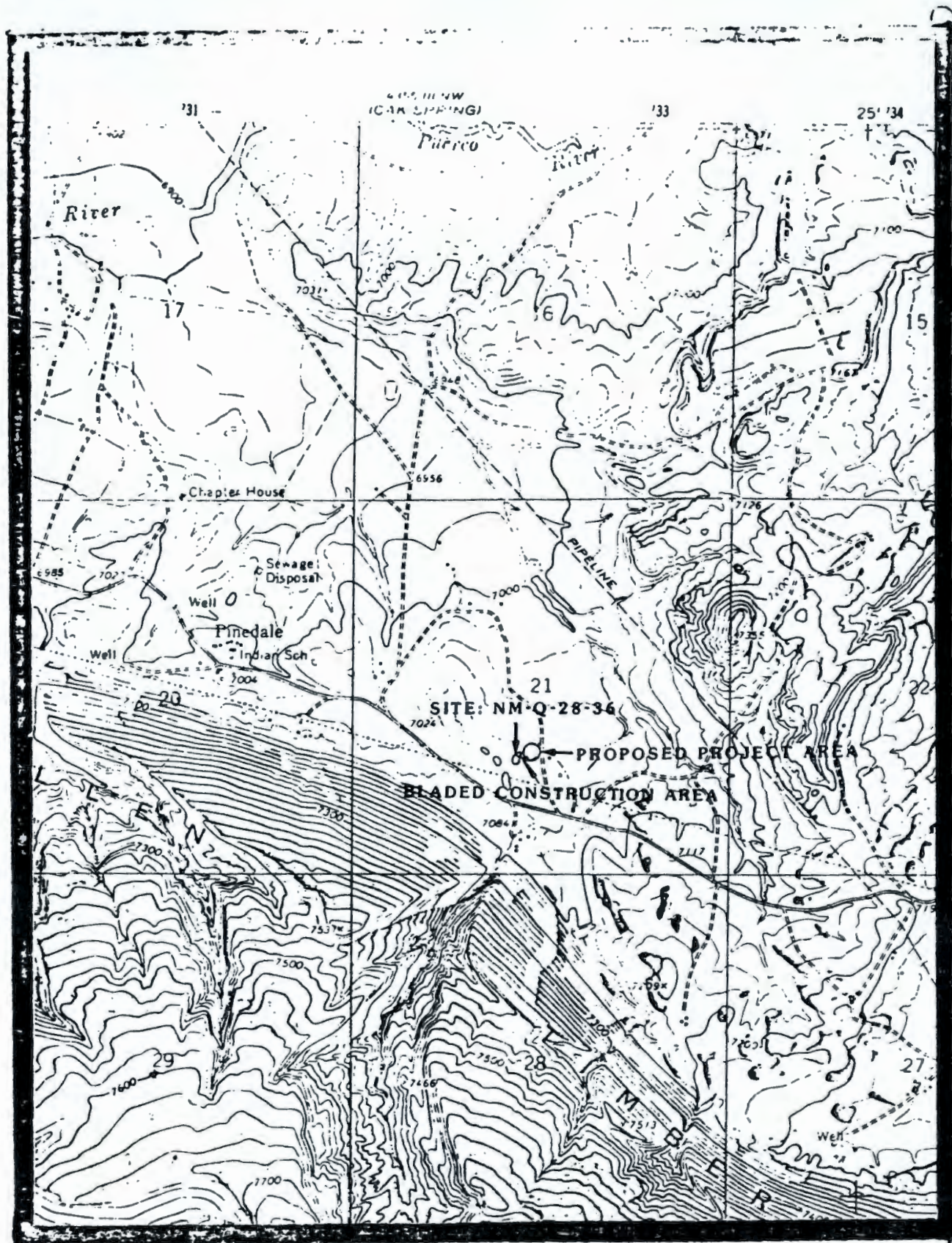


Figure 1. Locational map of the project area and cultural resources, U.S.G.S. Pinedale, N.M., 1963, 7.5 minute map, T16N, R15W, (NNCRMP-87-105).

**BIOLOGICAL RESOURCES COMPLIANCE FORM
NAVAJO NATION DEPARTMENT OF FISH AND WILDLIFE
P.O. BOX 1480, WINDOW ROCK, ARIZONA 86515-1480**

It is the Department's opinion the project described below, with applicable conditions, is in compliance with Tribal and Federal laws protecting biological resources including the Navajo Endangered Species and Environmental Policy Codes, U.S. Endangered Species, Migratory Bird Treaty, Eagle Protection and National Environmental Policy Acts. This form does not preclude or replace consultation with the U.S. Fish and Wildlife Service if a Federally-listed species is affected.

PROJECT NAME & NO.: Glory Road Ministries - Revocable Use Permit

DESCRIPTION: Proposed 2.00-acre mission site for Glory Road Ministries.

LOCATION: S½ of Section 21, T16N, R15W, NMPM, Pinedale Chapter, McKinley County, New Mexico

REPRESENTATIVE: Delbert Nez, Glory Road Ministries

ACTION AGENCY: Bureau of Indian Affairs & Navajo Nation

B.R. REPORT TITLE / DATE / PREPARER: No effect determination per C. Smith & A. Hazelton (#15GRDM-01)

SIGNIFICANT BIOLOGICAL RESOURCES FOUND: Area 3.

POTENTIAL IMPACTS

NESL SPECIES POTENTIALLY IMPACTED: NA

FEDERALLY-LISTED SPECIES AFFECTED: NA

OTHER SIGNIFICANT IMPACTS TO BIOLOGICAL RESOURCES: NA


AVOIDANCE / MITIGATION MEASURES: NA

CONDITIONS OF COMPLIANCE*: NA

FORM PREPARED BY / DATE: Pamela A. Kyselka/24 NOV 2015

COPIES TO: (add categories as necessary)

☐ _____ ☐ _____

<u>2 NTC § 164 Recommendation:</u>		Signature	Date
<input checked="" type="checkbox"/> Approval			11/24/15
<input type="checkbox"/> Conditional Approval (with memo)			
<input type="checkbox"/> Disapproval (with memo)			
<input type="checkbox"/> Categorical Exclusion (with request letter)			
<input type="checkbox"/> None (with memo)			
		Gloria M. Tom, Director, Navajo Nation Department of Fish and Wildlife	

*I understand and accept the conditions of compliance, and acknowledge that lack of signature may be grounds for the Department not recommending the above described project for approval to the Tribal Decision-maker.	
Representative's signature	Date

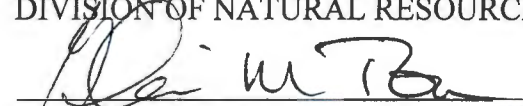
THE NAVAJO NATION



RUSSELL BEGAYE PRESIDENT
JONATHAN NEZAYEH PRESIDENT

MEMORANDUM

TO : David Mikesic, Zoologist
Department of Fish and Wildlife
DIVISION OF NATURAL RESOURCES

FROM : 
Gloria M. Tom, Department Manager II
Department of Fish and Wildlife
DIVISION OF NATURAL RESOURCES


DATE : November 20, 2015

SUBJECT : DELEGATION OF AUTHORITY

I will be on Travel on Monday thru Wednesday, November 23-25, 2015. Therefore, I am hereby delegating you to act in the capacity of the Director, Department of Fish and Wildlife, effective 8:00 am on, Monday, November 23, 2015. This delegation shall end at 5:00 p.m. on Wednesday, November 25, 2015.

Your authority will cover the review and signing off of all routine documents pertaining to the Department of Fish and Wildlife, except for issues that you feel should have the attention of the Director.

ACKNOWLEDGEMENT:


David Mikesic, Zoologist
Department of Fish & Wildlife



NAVAJO NATION
Department of Fish & Wildlife
Navajo Natural Heritage Program
P.O. Box 1480
Window Rock, AZ 86515



Phone: 928.871.6472 • Fax: 928.871.7603 • <http://nnhp.nndfw.org>

Russell Begaye, President

Jonathan Nez, Vice-President

12 May 2015

File#15GRDM-01

Delbert Nez
Glory Road Ministries
P.O. Box 150
Rehoboth, NM 87322

NAVAJO ENDANGERED SPECIES LIST (NESL) INFORMATION FOR:

PROJECT: GLORY ROAD MINISTRIES
MISSION SITE LEASE
LAT/LONG: 35° 35' 59.08"N, 108° 25' 55.93"W NAD83
PINEDALE, MCKINLEY COUNTY, NM

Mr. Nez:

The following information on species of concern¹ is provided in response to your 09 February 2015 request concerning the subject project, which consists of the 2-acre proposed Mission Site Lease located in Pinedale, McKinley County, NM

The project is not expected to affect any federally listed species or significantly impact any tribally listed species or other species of concern.

AREA 3 of The Biological Resource Land Clearance Policies & Procedures

Area 3-Low Sensitivity Wildlife Resources: This area has a low, fragmented concentration of species of concern. Species in this area may be locally abundant on 'islands' of habitat, but islands are relatively small, limited in number and well spaced across the landscape. (For detailed information regarding "Area 3" please refer to our website at nndfw.org).

Potential impacts to wetlands should also be evaluated. The U.S. Fish & Wildlife Service's National Wetlands Inventory (NWI) maps should be examined to determine whether areas classified as wetlands are located close enough to the project site(s) to be impacted. In cases where the maps are inconclusive (e.g.,

¹"Species of concern" include protected, candidate, and other rare or otherwise sensitive species, including certain native species and species of economic or cultural significance. For each species, the following tribal and federal statuses are indicated: Navajo Endangered Species List (NESL), federal Endangered Species Act (ESA), Migratory Bird Treaty Act (MBTA), and Eagle Protection Act (EPA). No legal protection is afforded species with only ESA candidate or NESL group 4 status; please be aware of these species during surveys and inform the NFDW of observations. Documentation that these species are more numerous or widespread than currently known, and addressing these species in project planning and management is important for conservation and may contribute to ensuring they will not be uplisted in the future. Species without ESA or NESL legal protection (e.g., NESL group 4 species) are only included in responses on a regular basis and may not be included in this response. Please refer to the NESL for a list of group 4 species; contact me if you need a copy.

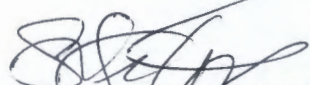
due to their small scale), field surveys must be completed. For field surveys, wetlands identification and delineation methodology contained in the 'Corps of Engineers Wetlands Delineation Manual' (Technical Report Y-87-1) should be used. When wetlands are present, potential impacts must be addressed in an environmental assessment and the Army Corps of Engineers, Phoenix office, must be contacted. NWI maps are available for examination at the NFWD's Natural Heritage Program (NHP) office, or may be purchased through the U.S. Geological Survey (order forms are available through the NHP). The NHP has complete coverage of the Navajo Nation, excluding Utah, at 1:100,000 scale; and coverage at 1:24,000 scale in the southwestern portion of the Navajo Nation.

This response is based on information in the Navajo Natural Heritage Program database; knowledge of staff biologists about the project area; the scope of the project; the USGS topographic map of the project area; and information you provided. Because the NFWD's information is continually updated, any given information response is only wholly appropriate for its respective request.

For a list of sensitive species on the Navajo Nation in addition to the species listed on the Navajo Endangered Species List (NESL) please refer to our website at www.nndfw.org.

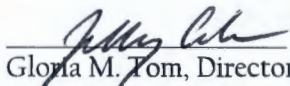
An invoice for this information is attached.

If you have any questions I may be reached at (928) 871-6472.



Sonja Detsol, Wildlife Tech.
Natural Heritage Program
Department of Fish and Wildlife

CONCURRENCE



Gloria M. Tom, Director
Department of Fish & Wildlife
Division of Natural Resources

xc: file/chrono



THE NAVAJO NATION

RUSSELL BEGAYE **PRESIDENT**
JONATHAN NEZ **VICE PRESIDENT**



ENVIRONMENTAL PROTECTION AGENCY

OFFICE OF EXECUTIVE DIRECTOR/ADMINISTRATION

OFFICE OF ENVIRONMENTAL REVIEW

PO BOX 339 WINDOW ROCK ARIZONA 86515 Office: 928/871-7188 Fax: 928/871-7996

Website: www.navajonationepa.org

September 29, 2015

Delbert Nez
Glory Road Ministries
PO Box 150
Rehoboth New Mexico 87322

Subject: Mission Site Lease – Glory Road Ministries

Mr. Nez,

The Navajo Nation Environmental Protection Agency (NNEPA) recommends *approval* for the proposed ± 2.00 acres mission site lease to Glory Road Ministries. The proposed mission site lease action will not significantly impact the Navajo Nation's environmental resources. The building, utilities and access road are existing. This environmental clearance is only for the 2.00 acre mission site lease.

If there are any questions, you may contact Rita Whitehorse-Larsen at 928/871-7188. Thank you.

Sincerely,

Rita Whitehorse-Larsen, Senior Environmental Specialist
Navajo Nation Environmental Protection Agency
Office of the Executive Director/Administration
Office of Environmental Review

Cc: Vera Shurley, Right-of-Way Agent, Navajo Land Department
Pinedale Chapter, via email



THE NAVAJO NATION

DELBERT NEZ
JONATHAN NEZ



November 4, 2015

Mr. Delbert Nez, Pastor
P.O. Box 150
Rehobeth, New Mexico 87322

RE: Glory Road Ministries

Dear Mr. Nez:

Enclosed for your information and use is an approved Land Withdrawal Designation for the Glory Road Ministries. The Designation authorizes construction, operation, maintenance and application of a Revocable Use Permit for mission site on 2.00 acres of tribal trust lands. The area is located within the South One-Half (S1/2) of Section 21, Township 16 North, Range 15 West, N.M.P.M., located near the vicinity of Pinedale, District 16, Crownpoint Agency, McKinley County, State of New Mexico.

On June 16, 2015, the Resources and Development Committee of the Navajo Nation Council through RDCJN-33-15, delegated the Director of Navajo Land Department (NLD), Division of Natural Resources (DNR), the power and authority to give final approval of all land withdrawal designations on the Navajo Nation.

The Land Withdrawal Designation has been approved for five (5) years. Within ninety (90) days prior to expiration, you must notify and request for another (5) year withdrawal from Navajo Land Department.

Sincerely,

W. Mike Halona, Department Manager III
Navajo Land Department
Division of Natural Resources

XC: File



**TERMS AND CONDITIONS FOR MISSION SITE PERMIT
GLORY ROAD MINISTRIES (PERMITTEE)**

1. This Mission Site Permit is issued to Glory Road Ministries, Post Office Box 150, Rehobeth, New Mexico 87322, to use and occupy Navajo Nation Trust Lands for religious purposes, and shall be subject to the terms and conditions set forth herein. The term of the Mission Site Permit is effective beginning on the date the permit is approved by the Resources & Development Committee of the Navajo Nation Council or authorized representative. This Permit is authorized by Resources and Development Committee No. _____.
2. This permit is revocable at the discretion of the Resources and Development Committee of the Navajo Nation Council. The permit shall immediately be revoked for the failure to use the land herein described for religious purposes. It is understood and agreed that this instrument is "NOT A LEASE" and is not to be taken or construed as granting any leasehold interest or right in or to the land herein described, but is merely a temporary permit, terminable and revocable.
3. The Permittee shall be given at least thirty (30) days written notice before this Mission Site Permit is terminated and revoked. Upon termination of the Mission Site Permit, the Permittee shall have ninety (90) days in which to remove from the site to dispose of any and all buildings, structures, materials and equipment and other personal property owned by the religious organization. After the expiration of the ninety (90) days, the Permittee shall peacefully and without legal process deliver the possession of the premises to the Navajo Nation. All improvements not removed after ninety (90) days will become the property of the Navajo Nation, unless the Navajo Nation demands in writing that the improvements be removed.
4. This Permit is not transferable, except with the consent of the Resources and Development Committee of the Navajo Nation Council.
5. This Permit shall be reviewed every five (5) years to reevaluate the rent and compliance with the terms and conditions.
6. The legal land description of the premises is described as follows:

TRACT DESCRIPTION

A Tract of land situated within the South One-Half of Section 21, Township 16 North, Range 15 West, New Mexico Principal Meridian. Located near the vicinity of Pinedale, District 16, Crownpoint Agency, Navajo Nation, McKinley County, State of New Mexico and being more particularly described as follows:

Thence, South 66° 39' 27" West, a measured distance of 2,656.90 feet, to the Point of Beginning of the herein described tract;

Thence, South 19° 08' 42" West, a distance of 280.17 feet;
Thence, North 74° 07' 40" West, a distance of 311.45 feet;
Thence, North 19° 09' 42" East, a distance of 135.03 feet;
Thence, South 73° 02' 00" East, a distance of 19.93 feet;
Thence, North 33° 34' 10" East, a distance of 199.49 feet;

Thence, South 63° 31' 30" East, a distance of 243.28 feet to the Point of Beginning

The described Tract of land contains 2.00 acres or 87,119.54 square feet, more or less.

7. The annual rental is set at \$ _____ per year and is due on or before the first day of January of each year the Permit remains in effect. Pursuant to 16 N.N.C. § 1157, if the Permittee fails to pay the rent when due, this permit shall automatically terminate. The Permittee is responsible to make direct payments to the Navajo Nation Accounts Receivable Section, Post Office Box 3150, Window Rock, Arizona 86515.
8. The Permittee may develop, use and occupy the area under the permit for the purpose(s) of Mission Site. The Permittee may not develop, use or occupy the area under the permit for any other purpose without the prior written approval of the Navajo Nation. The approval of the Navajo Nation may be granted, granted upon conditions or withheld in the sole discretion of the Navajo Nation. The Permittee may not develop, use or occupy the area under the permit for any unlawful purpose.
9. In all activities conducted by the Permittee within the Navajo Nation, the Permittee shall abide by all laws and regulations of the Navajo Nation and of the United States, now in force and effect or as hereafter may come into force and effect, including but not limited to the following:
 - a. Title 25, Code of Federal Regulations, Part 162;
 - b. All applicable federal and Navajo Nation antiquities laws and regulations, with the following additional condition: In the event of a discovery all operations in the immediate vicinity of the discovery must cease and the Navajo Nation Historic Preservation Department must be notified immediately. As used herein, "discovery" means any previously unidentified or incorrectly identified cultural resources, including but not limited to archeological deposits, human remains, or location reportedly associated with Native American religious/traditional beliefs or practices;
 - c. The Navajo Preference in Employment Act, 15 N.N.C. §§ 601 et seq., and the Navajo Nation Business Opportunity Law, 5 N.N.C. §§ 201 et seq.; and
 - d. The Navajo Nation Water Code, 22 N.N.C. § 1101 et seq. Permittee shall apply for and submit all applicable permits and information to the Navajo Nation Water Resources Department, or its successor.
10. The Permittee shall ensure that the air quality of the Navajo Nation is not jeopardized due to violation of applicable laws and regulations by its operations pursuant to the permit.
11. The Permittee shall clear and keep clear the lands within the permit area to the extent compatible with the purpose of the permit, and shall dispose of all vegetation and other materials cut, uprooted, or otherwise accumulated during any surface disturbance activities.

12. The Permittee shall at all times during the term of the permit and at the Permittee's sole cost and expense, maintain the land subject to the permit and all improvements located thereon and make all necessary and reasonable repairs.
13. The Permittee shall indemnify and hold harmless the Navajo Nation and their respective authorized agents, employees, land users and occupants, against any liability for loss of life, personal injury and property damages arising from the development, use or occupancy or use of the permit area by the Permittee.
14. The Permittee shall not assign, convey or transfer, in any manner whatsoever, the permit or any interest therein, or in or to any of the improvements on the land subject to the permit, without the prior written consent of the Navajo Nation. Any such attempted assignment, conveyance or transfer of the permit without such prior written consent shall be void and of no effect. The consent of the Navajo Nation may be granted, granted upon conditions or withheld in the sole discretion of the Navajo Nation.
15. The Navajo Nation may terminate the permit for violation of any of the terms and conditions stated herein. In addition, the permit shall be terminable in whole or part by the Navajo Nation or authorized representative for any of the following causes:
 - a. Failure to comply with any terms and conditions of the permit or of applicable laws or regulations;
 - b. Non-use of the permit; and
 - c. The use of the land subject to the permit for any purpose inconsistent with the purpose for which the permit is granted.
16. At the termination of the permit, the Permittee shall peaceably and without legal process deliver up the possession of the premises, in good condition, usual wear and tear excepted. Upon the written request of the Navajo Nation, the Permittee shall provide the Navajo Nation, at the Permittee's sole cost and expense, with an environmental audit assessment of the premises at least sixty (60) days prior to delivery of said premises.
17. The Permittee shall give written notice to the Navajo Nation Land Department regarding any change to the Permittee's contact information, address, leadership, organizational name, or any other substantial change to the organization. The notice shall be given within thirty (30) days and delivered to the Navajo Land Department at Post Office Box 2249, Window Rock, Arizona 86515.
18. Holding over by the Permittee after the termination of the permit shall not constitute a renewal or extension thereof or give the Permittee any rights hereunder or in or to the land subject to the permit or to any improvements located thereon.
19. The Navajo Nation shall have the right, at any reasonable time during the term of the permit, to enter upon the premises, or any part thereof, to inspect the same and any improvements located thereon.
20. By acceptance of the grant of permit, the Permittee consents to the full territorial legislative, executive and judicial jurisdiction of the Navajo Nation, including but not limited to the jurisdiction to levy fines and to enter judgments for compensatory and punitive damages and injunctive relief, in connection with all activities conducted by the Permittee within the Navajo Nation or which have

a proximate (legal) effect on persons or property within the Navajo Nation.

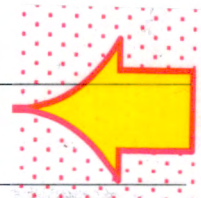
21. By acceptance of the grant of the permit, the Permittee covenants and agrees never to contest or challenge the legislative, executive or judicial jurisdiction of the Navajo Nation on the basis that such jurisdiction is inconsistent with the status of the Navajo Nation as an Indian nation, or that the Navajo Nation government is not a government of general jurisdiction, or that the Navajo Nation government does not possess full police power (i.e., the power to legislate and regulate for the general health and welfare) over all lands, persons and activities within its territorial boundaries, or on any other basis not generally applicable to a similar challenge to the jurisdiction of a state government. Nothing contained in this provision shall be construed to negate or impair federal responsibilities with respect to the land subject to the permit or to the Navajo Nation.
22. Any action or proceeding brought by the Permittee against the Navajo Nation in connection with or arising out of the terms and conditions of the permit shall be resolved administratively under the laws of the Navajo Nation, and no action or proceeding shall be brought by the Permittee against the Navajo Nation, in any court of any state.
23. Nothing contained herein shall be interpreted as constituting a waiver, express or implied, of the sovereign immunity of the Navajo Nation.
24. Except as prohibited by applicable federal law, the law of the Navajo Nation shall govern the construction, performance and enforcement of the terms and conditions contained herein.
25. The terms and conditions contained herein shall extend to and be binding upon the successors, heirs, assigns, executors, administrators, employees and agents, including all contractors and subcontractors, of the Permittee, and the term "Permittee," whenever used herein, shall be deemed to include all such successors, heirs, assigns, executors, administrators, employees and agents.
26. There is expressly reserved to the Navajo Nation full territorial legislative, executive and judicial jurisdiction over the area under the permit and all lands burdened by the permit, including without limitation over all persons, including the public, and all activities conducted or otherwise occurring within the area under the permit; and the area under the permit and all lands burdened by the permit shall be and forever remain Navajo Indian Country for purposes of Navajo Nation jurisdiction.

Date: 11/12/14

By: *Allen Ng*
Glory Road Ministries
Permittee

Date: _____

By: _____
President
Navajo Nation



**SIGN
HERE**

Document No. 004988Date Issued: 11/04/2015**EXECUTIVE OFFICIAL REVIEW**Title of Document: RUP fo Glory Road Ministries Contact Name: DRAPER, HOWARDProgram/Division: DIVISION OF NATURAL RESOURCESEmail: howarddraper@frontiernet.net Phone Number: 928/871-6447☐ **Business Site Lease** Sufficient Insufficient1. Division: _____ Date: _____ ☐ ☐2. Office of the Controller: _____ Date: _____ ☐ ☐

(only if Procurement Clearance is not issued within 30 days of the initiation of the E.O. review)

3. Office of the Attorney General: _____ Date: _____ ☐ ☐☐ **Business and Industrial Development Financing, Veteran Loans, (i.e. Loan, Loan Guarantee and Investment) or Delegation of Approving and/or Management Authority of Leasing transactions**1. Division: _____ Date: _____ ☐ ☐2. Office of the Attorney General: _____ Date: _____ ☐ ☐☐ **Fund Management Plan, Expenditure Plans, Carry Over Requests, Budget Modifications**1. Office of Management and Budget: _____ Date: _____ ☐ ☐2. Office of the Controller: _____ Date: _____ ☐ ☐3. Office of the Attorney General: _____ Date: _____ ☐ ☐☐ **Navajo Housing Authority Request for Release of Funds**1. NNEPA: _____ Date: _____ ☐ ☐2. Office of the Attorney General: _____ Date: _____ ☐ ☐☐ **Lease Purchase Agreements**1. Office of the Controller: _____ Date: _____ ☐ ☐

(recommendation only)

2. Office of the Attorney General: _____ Date: _____ ☐ ☐☐ **Grant Applications**1. Office of Management and Budget: _____ Date: _____ ☐ ☐2. Office of the Controller: _____ Date: _____ ☐ ☐3. Office of the Attorney General: _____ Date: _____ ☐ ☐☐ **Five Management Plan of the Local Governance Act, Delegation of an Approving Authority from a Standing Committee, Local Ordinances (Local Government Units), or Plans of Operation/Division Policies Requiring Committee Approval**1. Division: _____ Date: _____ ☐ ☐2. Office of the Attorney General: _____ Date: _____ ☐ ☐☐ **Relinquishment of Navajo Membership**1. Land Department: _____ Date: _____ ☐ ☐2. Elections: _____ Date: _____ ☐ ☐3. Office of the Attorney General: _____ Date: _____ ☐ ☐

☐ Land Withdrawal or Relinquishment for Commercial Purposes

Sufficient Insufficient

1. Division: _____ Date: _____ ☐ ☐
2. Office of the Attorney General: _____ Date: _____ ☐ ☐

☒ Land Withdrawals for Non-Commercial Purposes, General Land Leases and Resource Leases

1. NLD *gms* _____ Date: *05 Nov 15* ☒ ☐
2. F&W _____ Date: *11/24/15* ☒ ☐
3. HPD _____ Date: *12/1/15* ☒ ☐
~~4. Minerals _____ Date: _____ ☐ ☐~~
5. NNEPA _____ Date: *12-14-2015* ☒ ☐
6. DNR _____ Date: *12-17-2015* ☒ ☐
7. DOJ *(ic)* _____ Date: *1-8-15* ☒ ☐

☐ Rights of Way

1. NLD _____ Date: _____ ☐ ☐
2. F&W _____ Date: _____ ☐ ☐
3. HPD _____ Date: _____ ☐ ☐
4. Minerals _____ Date: _____ ☐ ☐
5. NNEPA _____ Date: _____ ☐ ☐
6. Office of the Attorney General: _____ Date: _____ ☐ ☐
7. OPVP _____ Date: _____ ☐ ☐

☐ Oil and Gas Prospecting Permits, Drilling and Exploration Permits, Mining Permit, Mining Lease

1. Minerals _____ Date: _____ ☐ ☐
2. OPVP _____ Date: _____ ☐ ☐
3. NLD _____ Date: _____ ☐ ☐

☐ Assignment of Mineral Lease

1. Minerals _____ Date: _____ ☐ ☐
2. DNR _____ Date: _____ ☐ ☐
3. DOJ _____ Date: _____ ☐ ☐

☐ ROW (where there has been no delegation of authority to the Navajo Land Department to grant the Nation's consent to a ROW)

1. NLD _____ Date: _____ ☐ ☐
2. F&W _____ Date: _____ ☐ ☐
3. HPD _____ Date: _____ ☐ ☐
4. Minerals _____ Date: _____ ☐ ☐
5. NNEPA _____ Date: _____ ☐ ☐
6. DNR _____ Date: _____ ☐ ☐
7. DOJ _____ Date: _____ ☐ ☐
8. OPVP _____ Date: _____ ☐ ☐

☐ OTHER:

1. _____ Date: _____ ☐ ☐
2. _____ Date: _____ ☐ ☐
3. _____ Date: _____ ☐ ☐
4. _____ Date: _____ ☐ ☐
5. _____ Date: _____ ☐ ☐



☒ RESUBMITTAL

NAVAJO NATION DEPARTMENT OF JUSTICE

DOCUMENT REVIEW REQUEST FORM



DOJ	
-07-15	15
DATE / TIME	
<input type="checkbox"/> 7 Day Deadline	
DOC #:	004988
SAS #:	
UNIT:	NRU

*** FOR NNDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE

DATE OF REQUEST:	1/7/2016	DIVISION:	Division Natural Resources
CONTACT NAME:	Howard Draper or Kayla Bia	DEPARTMENT:	Navajo Land Dept.
PHONE NUMBER:	871-6447 or 6401	E-MAIL:	Click here to enter text.
TITLE OF DOCUMENT: Apptoving a Revocable Use Permit for Glory Road Ministries on 2.00 acres Navajo Nation trust lands in the vicinity of Pinedale, District 16, Crownpoint Agency, New Mexcio, State of New Mexico			

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT:	01/07/16 2:20 pm	REVIEWING ATTORNEY/ADVOCATE:	Irvin, 01/19/16
DATE TIME OUT OF UNIT:	01/08/16 11:02 am		SS

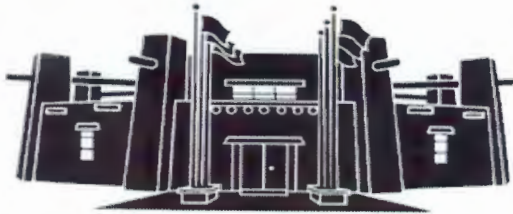
DOJ ATTORNEY / ADVOCATE COMMENTS

Document is legally sufficient.

REVIEWED BY: (Print)	Date / Time	SURNAMED BY: (Print)	Date / Time
Irvin	1-7-16	Korrika Blackbet	1-8-16 10:15 AM

DOJ Secretary Called: Kayla Bia for Document Pick Up on 01/08/16 at 10:40 AM By: SS

PICKED UP BY: (Print)	DATE / TIME:
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MEMORANDUM

TO: Honorable Leonard Pete
Chinle Chapter

FROM:

Mariana Kahn

Mariana Kahn, Attorney
Office of Legislative Counsel

DATE: February 2, 2016

SUBJECT: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; WAIVING 16 N.N.C. § 1159 (B) REGARDING ACREAGE LIMIT OF 1.5 ACRES FOR A MISSION SITE FOR PURELY RELIGIOUS REASONS; AND, APPROVING A REVOCABLE USE PERMIT FOR TWO ACRES FOR AN EXISTING MISSION SITE FOR THE GLORY ROAD MINISTRIES ON NAVAJO NATION TRUST LANDS IN THE VICINITY OF PINEDALE CHAPTER, NAVAJO NATION (MCKINLEY COUNTY, NEW MEXICO)

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 his 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. §§301, 401, 501, 601 and 701. 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: _0042-16_____

SPONSOR: Leonard Pete

TITLE: An Action Relating To Resources and Development Committee; Waiving 16 N.N.C. 1159 (B) Regarding Acreage Limit of 1.5 Acres for a Mission Site for Purely Religious Reasons; and, Approving a Revocable Use Permit for Two Acres for an Existing Mission Site for the Glory Road Ministries on Navajo Nation Trust Lands in the vicinity of Pinedale Chapter, Navajo Nation (Mckinley County, New Mexico).

Date posted: February 5, 2016 at 11:46am

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) 871-7590

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 Nav, ajo 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.: 0042-16

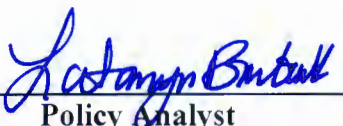
SPONSOR: Honorable Leonard Pete

TITLE: An Action Relating To Resources and Development Committee; Waiving 16 N.N.C. 1159 (B) Regarding Acreage Limit of 1.5 Acres for a Mission Site for Purely Religious Reasons; and, Approving a Revocable Use Permit for Two Acres for an Existing Mission Site for the Glory Road Ministries on Navajo Nation Trust Lands in the vicinity of Pinedale Chapter, Navajo Nation (Mckinley County, New Mexico)..

Posted: February 5, 2016 at 11:46am

5 DAY Comment Period Ended: February 10, 2016

Digital Comments received: *No Comments received.*



Policy Analyst
Office of Legislative Services

2/11/16 8:39am
Date/Time