



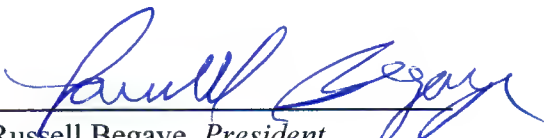
# THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT  
JONATHAN NEZ VICE PRESIDENT

## MEMORANDUM

**TO:** Honorable LoRenzo Bates, Speaker  
Navajo Nation Council

**FROM:**

  
Russell Begaye, *President*  
THE NAVAJO NATION

**DATE:** May 7, 2016

**SUBJECT: RESOLUTION No. CAP-18-16: RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$270,000.00 FOR THE THIS TSOH SIKAAD FENCING PROJECT; WAIVING 12 N.N.C. 820 (I) AND 860(C) RELATING TO THE CAPITAL IMPROVEMENT PROCESS**

Pursuant to 2 N.N.C. 1005 (C)(10), action for Legislation CAP-18-16 is being submitted to the Navajo Nation Council, through the Office of the Speaker within the ten (10) day requirement. The Navajo Nation President is empowered with the authority to line-item veto legislations passed by the Navajo Nation Council and such authority is not subject to override by the Navajo Nation Council, pursuant to 2 N.N.C. 164 (A)(17).

After review of **Resolution No. CAP-18-16**, I hereby exercise my line-item veto to:

1. **Resolution CAP-18-16; Section 3. I line-item veto the supplemental appropriation amount of \$270,000.00**
2. **Exhibit "C"**
  - a. **Project Budget Summary, Part II, FUNDING SOURCES I line-item veto the Amount column and TOTAL of \$270,000**

- b. Project Budget Summary, Part III, BUDGET SUMMARY, I line-item veto**
  - i. 8000 Public Assistance, Column (A) and (B) the amount of \$270,000**
  - ii. TOTAL in Column (A) and (B) the amount of \$270,000**
- c. Detailed Line Item Budget and Justification Part II. Detailed Budget, 8000 Infrastructure (non cap) Column (C) and Column (D) I line item veto \$270,000; and I line-item TOTAL Column (C) and Column (D) \$270,000**
- d. SUPPLEMENTAL FUNDING BUDGET PROPOSAL SUMMARY, PART I. Amount Requested I line item veto \$270,000**

The justification to exercise my line-item veto are set forth below:

The Office of the President and Vice-President ("OPVP") were informed of a long-standing dispute regarding a grazing issue and construction of a fence line that is part of this Resolution CAP-18-16. This dispute dates back to October 20, 1989 starting with the Grazing Committee and appealed all the way to the Navajo Nation Supreme Court. The *Benally* case was finally closed on August 27, 2012. See *Johnny Charles and Fannie Lookingglass v. Irene Benally*, No. SC-CV-35-12. The final decision of the Court settled the grazing dispute and construction of a fence. The Court stated that the fence could be constructed to encompass the grazing areas .0389 and .0390, subject to Navajo law and with the consent of the Benally family the Appellants in the case.

The proposed fence in this Resolution CAP-18-16 is also part of the same fence in the final decision of the *Benally* case. As such, the concern of the OPVP is the Benally family has stated consent has not been granted for construction of the fence for their permit areas as required by the Court. However, in review of the Resolution CAP-18-16 and attached to this memorandum is a consent form that appears to be signed by David Benally. In speaking with the family, the consent form is not valid and the signatures have been forged. Attached is a letter from one of the signatories that stated her name was also forged on this consent form. Therefore, it is unclear whether consent has been granted and the Nation is in compliance with the Court's final decision.

The Navajo Nation is a three branch government with the Supreme Court the highest court within the Judicial Branch. We must be give due respect to each Branch and as leaders we must lead that charge. Less than a year ago, during our bond financing review we learned a great lesson that if we do not respect our own laws and Court rulings how do we expect outside

industries to respect our laws and our Courts. We cannot allow for legislations to supersede or conflict with the decisions of the Courts, we must abide by their rulings.

As President of the Navajo Nation, I must act in the best interest of the Navajo Nation and whether I agree or disagree with the final decision of our Navajo Nation Supreme Courts is not debatable I must respect their decisions, as such I exercise my line-item veto authority.

## APPLICATION FOR APPROVAL TO ESTABLISH A RANGE MANAGEMENT UNIT

THE UNDERSIGNED APPLICANT(S) OF DISTRICT # 13, UNIT NO. 3, REQUEST APPROVAL TO ESTABLISH A RANGE MANAGEMENT UNIT WITHIN MY (OUR) CUSTOMARY USE AREA. IF THIS FENCE IS APPROVED AND CONSTRUCTED, I (WE) AGREE TO MAINTAIN ANY AND ALL IMPROVEMENTS WITHIN THIS AREA AND TO ABIDE BY THE REGULATIONS ESTABLISHED BY THE NAVAJO NATION AND THE DISTRICT GRAZING COMMITTEE GOVERNING THE USE OF THE AREA. I (WE) ALSO AGREE TO USE THE AREA IN ACCORDANCE WITH A SOUND RANGE MANAGEMENT PLAN.

## 1. NAME(S) OF APPLICANT(S)

PRINT NAME(S)	CENSUS NO.	PERMIT NO.	SIGNATURE	DATE
(A) <u>Yarker, E. Holtz</u>		<u>488-13</u>	<u>[Signature]</u>	<u>3/31/11</u>
(B) <u>Way Bignman</u>		<u>13-499</u>	<u>[Signature]</u>	<u>3/31/11</u>
(C) <u>Grady T. Begay</u>		<u>13-572</u>	<u>Grady T. Begay</u>	<u>3/31/11</u>
(D) <u>Molly Hogue</u>		<u>13-647</u>	<u>Molly R. Hogue</u>	<u>3/31/11</u>
(E) <u>Lorraine Shirley</u>		<u>13-517</u>	<u>[Signature]</u>	<u>3/31/11</u>
(F) <u>Paula Begay</u>		<u>13-647</u>	<u>Paula Begay</u>	<u>3/31/11</u>

## 2. CONCURRENCE OF ADJOINING GRAZING PERMITTEES HAVING DIRECT INTEREST IN THE AREA OF THE PROPOSED FENCE BOUNDARY.

PRINT NAME(S)	CENSUS NO.	PERMIT NO.	SIGNATURE	DATE
(A) <u>Neelie Gleason</u>		<u>13-352</u>	<u>[Signature]</u>	<u>3/31/11</u>
(B) <u>Patty R. Chew</u>		<u>13-650</u>	<u>[Signature]</u>	<u>4/3/11</u>
(C) <u>Perry Jo Begay</u>		<u>13-587</u>	<u>[Signature]</u>	<u>4-3-11</u>
(D) <u>[Signature]</u>		<u>13-661</u>	<u>TRANE Joe</u>	<u>4-3-11</u>
(E) <u>Judy A. Willey</u>		<u>13-507</u>	<u>[Signature]</u>	<u>4-3-11</u>
(F) <u>Daniel Benally</u>		<u>13-486</u>	<u>Daniel Benally</u>	<u>4-4-11</u>

3. DISCUSSED AND RECOMMENDED FOR APPROVAL BY DISTRICT # 13 GRAZING COMMITTEE IN A

REGULAR MEETING AT \_\_\_\_\_ ON \_\_\_\_\_  
 PLACE DATE

## CONCURRENCE:

DISTRICT CHAIRMAN, GRAZING COMMITTEE - DATE

GRAZING MEMBER, RESPECTIVE CHAPTER - DATE

CHAIRMAN, RESOURCES COMMITTEE - DATE

RESOLUTION NO.

( ) THE USE AREA CLAIMED BY THE APPLICANT(S) HAS BEEN DELINEATED AND IS HEREBY APPROVED FOR FENCING.

( ) APPROVAL IS DENIED FOR THE FOLLOWING REASONS: \_\_\_\_\_

APPROVED:

REGIONAL NATURAL RESOURCE MANAGER - DATE



(Continuation)

2. Concurrence of adjoining permittees:

PRINT NAME(S)	CENSUS NO.	PERMITS NO.	SIGNATURE	DATE
(G) <u>Jane D. Jones</u>	<u>                    </u>	<u>13-665</u>	<u>Jane D Jones</u>	<u>4-4-11</u>
(H) <u>Lorraine Yazzie</u>	<u>                    </u>	<u>13-91</u>	<u>Lorraine Yazzie</u>	<u>4-5-11</u>
(I) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(K) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(L) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(M) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(N) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(O) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(P) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>

RESOLUTION OF THE  
NAVAJO NATION COUNCIL

23rd NAVAJO NATION COUNCIL - Second Year, 2016

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$270,000.00 FOR THE TIIS TSOH SIKAAD FENCING PROJECT; WAIVING 12 N.N.C. § 820(I) AND 860(C) RELATING TO THE CAPITAL IMPROVEMENT PROCESS

BE IT ENACTED:

SECTION 1. FINDINGS

- A. Pursuant to 12 N.N.C. § 820 (L), "[t]he Navajo Nation Council may adopt and approve supplemental appropriations to the Annual Comprehensive Budget during the fiscal year. Supplemental appropriations of General Funds within the current fiscal year are permitted, if and when additional sources of revenues above and beyond the initial or current revenue projections are projected and which are also in excess of the reserve amount set forth at § 820(J)."
- B. Pursuant to 2 N.N.C. § 164 (A)(9), a proposed resolution that requires final action by the Navajo Nation Council shall be assigned to the Naabik'íyáti' Committee before it is heard by the Navajo Nation Council.
- C. Pursuant to 2 N.N.C. § 300 (C)(1)(3) and (4) the Budget and Finance Committee is authorized to recommend adoption of resolutions related to the expenditure of the Nation's financial resources.
- D. Pursuant to 2 N.N.C. § 501 (C)(1), the Resources and Development Committee is the oversight committee for the Division of Community Development, Capital Improvement Office.
- E. The Title 12 Finance Act Supplemental Appropriation requirements include:

1. Pursuant to 12 N.N.C. § 820(M), all requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget ("OMB") for budget impact analysis. On May 11, 2015, the Office of Management and Budget presented its memorandum with regard to this supplemental request for appropriation. The memorandum is attached as Exhibit A.
  2. Pursuant to 12 N.N.C. § 820(M), when the Controller identifies additional sources of revenues above and beyond the initial or current revenue projections, supplemental appropriations may be allocated by the Navajo Nation Council. The attached memorandum, Exhibit B, from the Office of the Controller has identified the additional revenues.
- F. The Title 12 Capital Improvement Process includes:
1. Pursuant to 12 N.N.C. § 810(F), "Capital Improvement" means a major project undertaken by the Navajo Nation that is generally not recurring on an annual basis and which fits within one or more of the following categories:
    - (1) All projects requiring debt obligation or borrowing;
    - (2) Any acquisition or lease of land;
    - (3) Purchase of major equipment or vehicles, with a life expectancy of five years or more, valued in excess of an amount to be established by the Controller;
    - (4) Major building improvements that are not routine maintenance expenses and that substantially enhance the value or extend the useful life of a structure;
    - (5) Construction of new buildings or facilities including engineering, design, and other pre-construction costs with an estimated cost in excess of an amount to be determined by the Controller; and/or

- (6) Major equipment or furnishing required to furnish new buildings or other projects, the cost of which is above a certain amount to be established by the Controller.
2. Pursuant to 12 N.N.C. § 820 (I), the "[d]evelopment of the Capital Budget shall be coordinated with development of the Operating Budget. All budget requests for capital improvements shall be in compliance with an adopted Capital Improvement Plan and shall not be approved unless in compliance with the Plan."
3. Pursuant to 12 N.N.C. § 820 (M), the Office of Management and Budget shall coordinate the overall preparation, adoption and implementation of both the annual operating and capital budgets of the Navajo Nation. All requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget for budget impact analysis and other appropriate action.
4. Pursuant to 2 N.N.C. § 501 (B)(4)(c), the Resources and Development Committee is to review and recommend to the Navajo Nation Council through the appropriate process supplemental appropriations to the capital improvement projects annual budget to fund necessary additional capital improvement projects.
5. Pursuant to 12 N.N.C. § 860 (C)(2) "[t]he appropriation portion of the Capital Improvement Plan is subject to approval of the Navajo Nation Council upon recommendation of the Budget and Finance Committee. Any modification or amendment affecting the approved Capital Improvement Plan is subject to review and concurrence by the Resources and Development Committee prior to consideration by the Navajo Nation Council."
- G. The Tiis Tsoh Sikaad Fencing Project is not included in the Title 12 Capital Improvement Plan as approved by Navajo Nation Council Resolution CAP-18-14.



- H. Any modification or amendment affecting the approved Capital Improvement Plan is subject to review and concurrence by the Resources and Development Committee prior to consideration by the Navajo Nation Council. 12 N.N.C. § 860.
- I. Tiis Tsoh Sikaad Fencing Project will reconstruct the fence between District 13 and Districts 12, 14 and 15. The fence was constructed in the early 1930s to the 1950s and is in bad need of repair and reconstruction. The reconstruction will control the livestock from roaming from one district to another; will reduce the number of stray horses and unidentified livestock in the area; and will facilitate the maintenance of the projected carrying capacities within the respective districts and, thereby, prevent overgrazing. Maps for the Tiis Tsoh Sikaad Fencing Project are attached as Exhibit D.
- J. Tiis Tsoh Sikaad Chapter, Naschitti Community Chapter, White Rock Chapter, Nenahnezad Chapter, Burnham Chapter, Newcomb Chapter and Sheep Springs Chapter and the Northern Navajo Agency District 13 Grazing Committees have passed resolutions in support of the reconstruction of the fence between District 13 and Districts 12, 14 and 15. The resolutions are attached as Exhibit E.
- K. Guidelines for Fencing are described in documents attached as Exhibit F.
- L. A Bureau of Indian Affairs letter to the Burnham CLUP President stating that the Northern Agency-Division of Natural Resources will assist with fence material for the fence protect and will assist with the cost of an Archaeological Survey to be performed by the Navajo Nation Archaeology Department is attached as Exhibit G.
- M. The Navajo Nation finds it in the best interest to waive 12 N.N.C. §§ 820(I) and 860 (C) regarding the Capital Improvement for the Tiis Tsoh Sikaad Fencing Project.
- N. The Navajo Nation finds it in the best interest to approve Supplemental Appropriation for the Tiis Tsoh Sikaad Fencing Project.

**SECTION 2. WAIVING 12 N.N.C. §§ 820(I) 1 AND 860 (C) REGARDING THE TIIS TSOH SIKAAD FENCING PROJECT**

The Navajo Nation Council hereby waives 12 N.N.C. §§ 820(I) and 860(C) with regard to the Tiis Tsoh Sikaad Fencing Project.

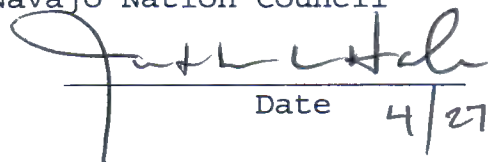
**SECTION 3. APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$270,000 FOR THE TIIS TSOH SIKAAD FENCING PROJECT**

- A. The Navajo Nation Council, having received certification by the Office of the Controller of the availability of certain funds from the Unreserved, Undesignated Fund Balance (UUFb) for supplemental appropriation, hereby approves the supplemental appropriation of \$270,000.00 for the Tiis Tsoh Sikaad Fencing Project as further described in budget documents attached as Exhibit C.
- B. This supplemental appropriation of \$270,000.00 shall be to a new Business Unit Number and from that amount of funds that exceeds the minimum fund balance of the UUFb.

**CERTIFICATION**

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 18 in favor and 4 opposed, this 19<sup>th</sup> day of April 2016.

Jonathan L. Hale, Pro Tem Speaker  
Navajo Nation Council

  
Date 4/27/16

Motion\*: Honorable Mel R. Begay  
Second\*: Honorable Alton Joe Shepherd

\* Original motion/second made on January 26, 2016

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 \_\_\_\_\_ day of \_\_\_\_\_ 2016.

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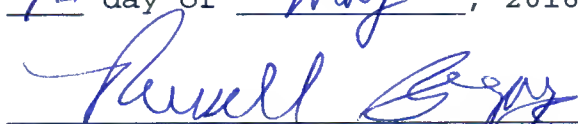
Russell Begaye, President  
Navajo Nation

2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (11), this \_\_\_\_\_ day of \_\_\_\_\_ 2016 for the reason(s) expressed in the attached letter to the Speaker.

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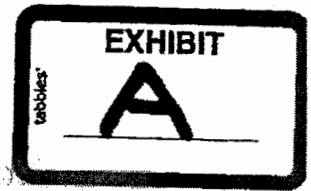
Russell Begaye, President  
Navajo Nation

3. I hereby exercise line item veto pursuant to the 2010 certified Initiative, over the supplemental appropriations approved herein by the Navajo Nation Council; on this 7<sup>th</sup> day of May, 2016.



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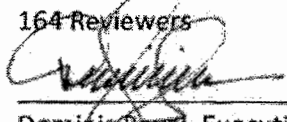
Russell Begaye, President  
Navajo Nation



The Office of Management and Budget

Memorandum

To: 164 Reviewers

From:   
Dominic Beyer, Executive Director

Date: May 11, 2015

Subject: 164 Document #003772, Tiis Tsoh Sikaad Fencing, \$270,000.00

The Office of Management and Budget has reviewed the above referenced document. Upon review of the proposed supplemental proposal, OMB notes the following:

1. The attached copy of the overall Navajo Nation Capital Improvement Plan 2013-2018, which was approved by the Navajo Nation Council (CAP-18-14), does not include the Tiis Tsoh Sikaad Fencing project as an approved project for fencing in the amount of \$270,000.00.
2. This Navajo Nation Capital project should be listed for funding purposes on the Capital Improvement Plan before it is considered eligible for funding in accordance with the Appropriations Act (12 NNC they Section 820-I and 860 E.I.). 12 NNC Section 820 (I) reads as follows in part: "All budget requests for capital improvements shall be in compliance with an adopted Capital Improvement Plan and shall not be approved unless in compliance with the Plan."
3. Pursuant to the Appropriations Act, Section 860, the Capital Improvement Office within the Division of Community Development is charged with the responsibility to administer and coordinate Navajo Nation Capital Improvements. Thus, DCD/CIO should provide guidance on the propriety of this proposal. There is no information from DCD/CIO.
4. If Burnham Chapter proposes to use Navajo Nation government wage rates, then the attached copy of the Scope of Work and Estimated Cost has temporary fence laborers listed at an hourly rate of \$10.04. According to the Navajo Nation Salary Schedule "AB", Grade 55, Step A has an hourly rate of \$8.95. Documentation may need to be justified in order to start at a higher step. The total amount cost should be changed to \$8,592.00. Fringe benefits should be changed to \$1,046.51. According to the Navajo Nation Salary Schedule "AB", a Field Supervisor is classified at Grade 60, Step A with an hourly rate of \$13.75. Hourly labor rates for the Fence Project Supervisor are listed at \$12.96. This amount needs to be changed to \$2,200.00 with a total amount of \$12,884.91. This amount will apply to the 1<sup>st</sup> and 2<sup>nd</sup> group.
5. The attached copy of the Scope of Work and Estimated Cost has a total labor cost of \$66,239.94. The amount should be \$65,528.92 since hourly rates need to be adjusted



and fringe benefits were calculated at 13.05% when it should have been calculated at 8.84% for a temporary employee.

6. The quotes for Big R of Farmington, LLC, Lowe's Home Centers, LLC, The Home Depot, and Frank's Supply Company, Inc. all have expired quotes from June 2014 to September 2014. These quotes will need to be updated to current date.

OMB recommends that these projects be in compliance with the Appropriations Act, Section 820-I and have the project listed for funding purposes on the overall Navajo Nation Capital Improvement Plan. Otherwise, a waiver or amendment to 12 NNC 860 (I) may be necessary. If you have any questions, contact Raquel Tenille at (505) 871-6575.

XC: President Russell Begaye/ Vice President Jonathan Nez  
Division of Community Development  
Capital Improvement Office

[illegible]

Project	Activity	QTY	Unit	Material	Labor	Equipment	Subcontractor	Other	Notes	Cost	Revenue	Profit	Loss	Net
Rough Rock	C/1 Construct Scattered Bathroom Addition - Rev. 1/1/2010													
Round Rock	C/2 Bathroom Addition (40)	182	X	X	X	X	X	X	X	\$ 300,000.00				
Marano Lake	E/3 Bathroom Addition (32) revise	1	156	X	X	X	X	X	X	\$ 448,000.00				
Jeddah	F/4 B/A for Project #44	5	126	X	NA	NA	NA	X	NA	\$ 502,500.00	X			
Havok	F/5 Burnt Water (Q-64) B/A - V6/L	2	136	X	NA	NA	NA	X	NA	\$ 3,000,000.00	X			
Sanossee	S/6 Bathroom Addition - Rev. 1/1/2010													
Manuelito	E/7 75 Bathroom Addition - Rev. 1/1/2010			X										
Pueblo Pecos	E/129 Bathroom Addition Project	10	120	X				X	50%	\$ 125,000.00				
Low Mountain	F/22 Bathroom Addition	1	139	X	NA	NA	NA	X	NA	\$ 320,000.00	X			
										\$ 4,555,500.00				

[illegible][illegible]

Page 1 of 1  
5/10/2018

Item	Quantity	Unit	Value	Remarks
1. Cement	100	kg	100	
2. Sand	200	kg	200	
3. Aggregate	300	kg	300	
4. Water	400	kg	400	
5. Admixture	50	kg	50	
6. Labor	10	hr	10	
7. Transport	10	hr	10	
8. Supervision	10	hr	10	
9. Testing	10	hr	10	
10. Miscellaneous	10	hr	10	
<b>Total</b>			<b>1000</b>	

LEGEND  
\* = Project Sponsor Requesting Funds X = On file N/A = Not Applicable  
None = Not on file NA = Not Available

Page 3 of 7  
6/27/19

# NAVAJO NATION CAPITAL IMPROVEMENT PLAN 2013 - 2018

Chapter	Agency/Proposal Number	Project Description	Funding Source	Status	Phase	Request	Anticipated start of funds	Request Amount	Priority	Annual Operating Cost	Estimated Completion Date	Local Agency Approval	Recommendation of Project	Recommendation Year of Acquisition
Parks and Rec	43	Modular Building						\$3,000,000.00						
Window Rock Governmental Entity	44	Emergency Replacement Building						\$15,000,000.00						
Window Rock Governmental Entity	45	Existing Building - Admin B1						\$10,000,000.00						
Window Rock Governmental Entity	46	Administration Building B1						\$0,000,000.00						
NN Gaming enterprise	47	Twin Arrows Police/Fire Substation	154	X	N/A	X	X	\$4,311,056.81						
Navajo Nation	48	Navajo Regional Wastewater Treatment Plant	123	X	N/A			\$200,000.00	X					
NN Agriculture	49	Rangeland Improvement	0	138	N/A	N/A		\$300,000.00	X					
NN Oil & Gas Company	125	Office Building Complex Phase II Design & Phase III Construction	132	X	X	N/A	X	\$5,000,000.00	X					
Eastern Navajo Agency	E-106	Administrative Complex	1	162	X	X	X	\$8,815,087.00						
Tolson	E-102	Emergency Medical Building	X	112	X	X	X	\$200,000.00						
Eastern Navajo Agency	E-110	Office of Youth Development		200				\$1,533,000.00						
NN	131	Parkgrounds	192	X	X	N/A	X	\$18,063,256.80	X					
NN ZOO	112	Golden Eagle Aviary and Ed. Center	100	X	N/A	X	X	\$757,038.00						
Yecrowapas	S-52	Multi-Purpose Building	1	104	X			\$3,300,000.00						
Wenden Valley	S-71	Multi-Purpose Building Phase II	1	168	X			\$1,953,000.00						
Tellon	S-90	Multi-Purpose Building	2	148	X			\$6,000,000.00						
								\$113,418,093.81						

New Chapter House														
Blue Gap/Tachee	C-50	New Chapter House	154	X	X	X	X	X	X	100%	X	X	X	\$2,000,000
St. Michaels	F-61	New Chapter House	3	106	X	X	N/A	X	X	100%	X	X	X	\$5,880,000
Backs Art	S-52	New Chapter House	1	182	X									\$2,000,000
Tonolow Chapter	N-37	New Chapter House Replacement	106	X	X	X	X	X	X	100%	X	X	X	\$3,580,000
								\$13,420,000						

## LEGEND

\* = Project Sponsor Requesting Funds X = On file N/A = Not Applicable  
None = Not on file NA = Not Available

L = Local Govt. Impvt. Project  
C = Capital



# NAVAJO NATION CAPITAL IMPROVEMENT PLAN 2013 - 2018

Chapter	Agency/Project Number	Project Description	Funding Source	STATUS														Future Request				Anticipated source of funds	Requested Amount	Inventory				Anticipated Capital Cost	Anticipated Annual Operating Cost	Estimated Completion Date	Lead Agency	Adopted Title or Policy	Classification of Project	Recommended Year of Implementation																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																
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				Conceptual	Land Survey	Final Design	Environmental Review	Architectural	Utility Review	Right of Way/Lease	% Completed	Conceptual	Information	Design	Plans and Specs	Blueprint	% Completed	Planned	Design	Construction																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
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Judicial																																
Prison	C-63	Construction of Prison Public Safety Complex	184	X	X	X	X	X	X	X	X	100%	X	X	X	X				X	X	X										
Shonto	W-64	Public Service Complex Phase III	170	X	X	X	X	X	X	X	X	100%	X	X	X	X	X	100%	X	X	X	X										
Judicial Complex	65	Construct I NA Supreme Court	184	X	X	N/A	X	X	X	X	X	100%	X	X	X	X		90%								X				X		
Shuprock	66	Public Safety and Judicial Facilities																														

Senior Citizen																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																			
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## LEGEND

\* = Project Sponsor Requesting Funds X = On file N/A = Not Applicable  
None = Not on file NA = Not Available

L = Local Govt. Impvt. Project  
C = Capital

NAVAJO NATION CAPITAL IMPROVEMENT PLAN 2013 - 2018																
Division	Agency/Project Number	Project Description	Funding (Project)					Funding (Agency)					Total Project Cost	Total Agency Budget	Total Available for Other Projects	
			F.Y. 2013					F.Y. 2014								
			Federal	State	Local	Private	Total	Federal	State	Local	Private	Total				
Healthcare	017	Senior Center	1	0	0	0	0	0	0	0	0	0	0	0	0	0
Education/Arts	018	Senior Center	1	0	0	0	0	0	0	0	0	0	0	0	0	0
			Total					Total					0	0	0	

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## Page 2 of 2

**NAVAJO NATION CAPITAL IMPROVEMENT PLAN 2013 - 2018**[illegible]

**Water/Waste  
Water  
Projects**

[illegible]

**Sewer Line**

[illegible]

### LEGEND

\* = Project Sponsor Requesting Funds X = On file N/A = Not Applicable  
None = Not on file NA = Not Available

L = Local Govt. Impvt. Project  
C = Capital

# NAVAJO NATION CAPITAL IMPROVEMENT PLAN 2013 - 2018

Chapter	Agency/Proposal Number	Project Description	S.D. #	STATUS																Anticipated source of funds	Request Amount	Inventory				Anticipated Capital Cost	Anticipated Annual Operating Cost	Estimated Completion Date	Lead Agency	Advised Plan to Policy	Classification of Project	Fiscal/Accountal Year of																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																									
				Phase 1/Chapter								Design A/E				Construction Documents						Phase Request											Natural Resource	Recreation	Ecotourism	Recreation																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																					
				Capital	Land	Land Use	Conservation	Aesthetics	Archaeology	Lateral	Rights of way	% Completed	Conceptual	Schematic	Design	Plan and Specs	Bidding	% Completed	Planning			Design	Construction																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																		
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Whippoorwill	C-116	Regional Solid Waste Transfer Station	100	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X

## LEGEND

\* = Project Sponsor Requesting Funds X = On file N/A = Not Available  
None = Not on file NA = Not Available

L = Local Govt. Impvt. Project  
C = Capital



October 1, 2014

## THE NAVAJO NATION

### Salary Schedule "AB"

STEP > GRADE	A HOURLY RATE	B HOURLY RATE	C HOURLY RATE	D HOURLY RATE	E HOURLY RATE	F HOURLY RATE	G HOURLY RATE	H HOURLY RATE	I HOURLY RATE	J HOURLY RATE	K HOURLY RATE	L HOURLY RATE
51	6.36	6.53	6.74	6.93	7.15	7.35	7.57	7.80	8.04	8.27	8.52	8.80
52	6.91	7.14	7.34	7.56	7.78	8.03	8.26	8.51	8.79	9.04	9.29	9.58
53	7.55	7.77	8.00	8.24	8.48	8.76	9.02	9.27	9.56	9.84	10.14	10.46
54	8.22	8.46	8.73	8.97	9.24	9.54	9.82	10.11	10.41	10.72	11.05	11.38
55	8.95	9.22	9.51	9.79	10.08	10.38	10.69	11.02	11.35	11.69	12.04	12.40
56	9.76	10.05	10.35	10.66	10.98	11.31	11.66	12.01	12.35	12.73	13.11	13.50
57	10.64	10.96	11.29	11.63	11.98	12.32	12.69	13.08	13.46	13.89	14.29	14.73
58	11.60	11.95	12.29	12.65	13.05	13.43	13.84	14.26	14.70	15.14	15.59	16.06
59	12.63	13.03	13.41	13.80	14.23	14.67	15.10	15.57	16.04	16.52	17.02	17.52
60	13.75	14.16	14.58	15.01	15.48	15.93	16.43	16.92	17.43	17.94	18.48	19.03
61	14.99	15.44	15.90	16.39	16.89	17.38	17.91	18.44	18.99	19.56	20.16	20.78
62	16.36	16.84	17.35	17.88	18.40	18.95	19.52	20.10	20.71	21.33	21.87	22.52
63	17.82	18.33	18.89	19.47	20.04	20.65	21.27	21.82	22.44	23.12	23.81	24.54
64	19.43	19.97	20.58	21.23	21.88	22.39	23.08	23.76	24.48	25.22	25.98	26.77
65	21.18	21.81	22.34	23.02	23.71	24.41	25.16	25.91	26.67	27.49	28.30	29.14
66	22.96	23.65	24.36	25.11	25.84	26.62	27.43	28.23	29.09	29.95	30.86	31.79
67	25.03	25.76	26.53	27.35	28.16	29.02	29.89	30.80	31.71	32.63	33.63	34.64
68	27.27	28.09	28.96	29.82	30.74	31.63	32.58	33.57	34.58	35.62	36.68	37.78
69	29.73	30.62	31.55	32.50	33.49	34.46	35.48	36.58	37.67	38.79	39.97	41.16
70	32.42	33.37	34.38	35.41	36.49	37.58	38.71	39.88	41.08	42.30	43.35	44.65
71	35.34	36.38	37.48	38.60	39.76	40.96	42.19	43.45	44.55	45.87	47.25	48.67
72	38.51	39.66	40.85	42.07	43.35	44.43	45.76	47.12	48.55	49.99	51.50	53.05
73	41.97	43.25	44.31	45.66	47.03	48.43	49.88	51.38	52.92	54.49	56.16	57.82
74	45.54	46.92	48.30	49.76	51.26	52.79	54.38	56.00	57.70	59.44	61.22	63.06
75	49.64	51.11	52.65	54.24	55.87	57.55	59.27	61.04	62.88	64.77	66.70	68.69
76	54.10	55.74	57.38	59.13	60.88	62.72	64.61	66.56	68.54	70.61	72.71	74.90
77	58.97	60.76	62.57	64.45	66.37	68.37	70.42	72.54	74.72	76.95	79.27	81.64

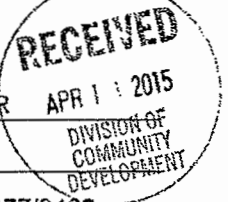


Effective October 1, 2014

## THE NAVAJO NATION

### Salary Schedule "AB"

STEP > GRADE	A SALARY AMOUNT	B SALARY AMOUNT	C SALARY AMOUNT	D SALARY AMOUNT	E SALARY AMOUNT	F SALARY AMOUNT	G SALARY AMOUNT	H SALARY AMOUNT	I SALARY AMOUNT	J SALARY AMOUNT	K SALARY AMOUNT	L SALARY AMOUNT
51	13,228.80	13,582.40	14,019.20	14,414.40	14,872.00	15,288.00	15,745.60	16,224.00	16,723.20	17,201.60	17,721.60	18,304.00
52	14,372.80	14,851.20	15,387.20	15,724.80	16,182.40	16,702.40	17,180.80	17,700.80	18,283.20	18,863.20	19,323.20	19,947.20
53	15,704.00	16,161.60	16,640.00	17,139.20	17,638.40	18,220.80	18,761.60	19,281.60	19,884.80	20,467.20	21,091.20	21,756.80
54	17,097.60	17,596.80	18,158.40	18,657.60	19,219.20	19,843.20	20,425.60	21,028.80	21,652.80	22,297.60	22,904.00	23,670.40
55	18,616.00	19,177.60	19,780.80	20,363.20	20,966.40	21,590.40	22,235.20	22,921.60	23,608.00	24,315.20	25,043.20	25,792.00
56	20,300.80	20,904.00	21,528.00	22,172.80	22,838.40	23,524.80	24,252.80	24,980.80	25,688.00	26,478.40	27,268.80	28,096.00
57	22,131.20	22,796.80	23,483.20	24,190.40	24,918.40	25,625.60	26,395.20	27,206.40	27,996.80	28,891.20	29,723.20	30,638.40
58	24,128.00	24,856.00	25,563.20	26,312.00	27,144.00	27,934.40	28,787.20	29,680.80	30,576.00	31,491.20	32,427.20	33,404.80
59	26,270.40	27,102.40	27,962.80	28,704.00	29,598.40	30,513.60	31,408.00	32,385.60	33,363.20	34,361.60	35,401.60	36,441.60
60	28,600.00	29,452.80	30,326.40	31,220.80	32,196.40	33,134.40	34,174.40	35,193.60	36,254.40	37,315.20	38,438.40	39,582.40
61	31,179.20	32,115.20	33,072.00	34,081.20	35,131.20	36,150.40	37,252.80	38,355.20	39,499.20	40,684.80	41,932.80	43,222.40
62	34,028.80	35,027.20	36,088.00	37,190.40	38,272.00	39,416.00	40,601.60	41,808.00	43,076.80	44,366.40	45,489.60	46,841.60
63	37,065.60	38,126.40	39,291.20	40,497.60	41,683.20	42,952.00	44,241.60	45,385.60	46,675.20	48,089.60	49,524.80	51,043.20
64	40,414.40	41,537.60	42,806.40	44,158.40	45,510.40	46,871.20	48,006.40	49,420.80	50,818.40	52,457.60	54,038.40	55,681.60
65	44,054.40	45,364.80	46,687.20	47,981.60	49,316.80	50,772.80	52,332.80	53,892.80	55,473.60	57,179.20	58,864.00	60,611.20
66	47,796.80	49,192.00	50,668.80	52,226.80	53,747.20	55,368.80	57,054.40	58,718.40	60,507.20	62,296.00	64,188.80	66,123.20
67	52,062.40	53,580.80	55,182.40	56,868.00	58,572.80	60,361.60	62,171.20	64,064.00	65,956.80	67,870.40	69,950.40	72,051.20
68	56,721.60	58,427.20	60,238.80	62,025.60	63,939.20	65,790.40	67,786.40	69,820.80	71,926.40	74,089.60	76,294.40	78,582.40
69	61,838.40	63,689.60	65,624.00	67,600.00	69,659.20	71,676.80	73,798.40	76,086.40	78,353.60	80,683.20	83,137.60	85,612.80
70	67,433.60	69,409.60	71,510.40	73,652.80	75,899.20	78,196.40	80,516.80	82,950.40	85,448.40	87,984.00	90,168.00	92,872.00
71	73,507.20	75,679.40	77,958.40	80,288.00	82,700.80	85,196.80	87,716.20	90,376.00	92,664.00	95,409.60	98,280.00	101,233.60
72	80,100.80	82,492.80	84,988.00	87,505.60	90,168.00	92,414.40	95,180.80	98,009.60	100,984.00	103,979.20	107,120.00	110,344.00
73	87,297.60	89,980.00	92,164.80	94,972.80	97,822.40	100,734.40	103,750.40	106,870.40	110,073.60	113,339.20	116,812.80	120,265.60
74	94,723.20	97,583.60	100,464.00	103,500.80	106,620.80	109,803.20	113,110.40	116,480.00	120,016.00	123,635.20	127,337.60	131,164.80
75	103,251.20	106,308.80	109,512.00	112,819.20	116,209.60	119,704.00	123,281.60	126,963.20	130,790.40	134,721.60	138,736.00	142,875.20
76	112,528.00	115,939.20	119,371.20	122,990.40	126,830.40	130,857.60	134,388.80	138,444.80	142,563.20	146,868.80	151,236.80	155,792.00
77	122,657.60	126,380.80	130,145.60	134,056.00	138,049.60	142,209.60	146,473.60	150,883.20	155,417.60	160,056.00	164,881.60	169,811.20

Document No. 003772Date Issued: 04/14/2015**SECTION 164 REVIEW FORM**Title of Document: UUFB-\$270,000-TiisTsoh Sikaad FencingContact Name: BEGAY, MARIE RProgram/Division: DIV. OF COMMUNITY DEVELOPMENTEmail: marierb@nncio.orgPhone Number: 505-371-8477/8463Division Director Approval for 164A: *Carl Smith*

Check document category: only submit to category reviewers. Each reviewer has a maximum 7 working days,  
except Business Regulatory Department which has 2 days, to review and determine whether the document(s) are  
sufficient or insufficient. If deemed insufficient, a memorandum explaining the insufficiency of the document(s) is required.

**Section 164(A) Final approval rests with Legislative Standing Committee(s) or Council**

<input type="checkbox"/>	Statement of Policy or Positive Law:		Sufficient	Insufficient
	1. OAG: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	IGA, Budget Resolutions, Budget Reallocations or amendments: (OMB and Controller sign ONLY if document expends or receives funds)			
	1. OMB: <u>LSM - See 5/11 Memo</u>	Date: <u>5-14-15</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	2. OOC: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. OAG: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>

**Section 164(B) Final approval rests with the President of the Navajo Nation**

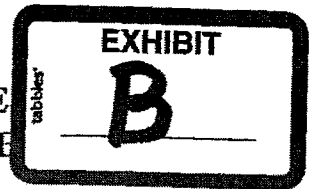
<input type="checkbox"/>	Grant/Funding Agreement or amendment:			
	1. Division: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
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	3. OOC: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	4. OAG: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Subcontract/Contract expending or receiving funds or amendment:			
	1. Division: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. BRD: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. OMB: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	4. OOC: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	5. OAG: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Letter of Assurance/M.O.A./M.O.U./Other agreement not expending funds or amendment:			
	1. Division: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. OAG: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	M.O.A. or Letter of Assurance expending or receiving funds or amendment:			
	1. Division: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. OMB: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. OOC: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	4. OAG: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>

*April 14 2015*

# THE NAVAJO NATION



BEN SHELLY PRES  
REX LEE JIM VICE



## MEMORANDUM:

TO : 2 NNC § 164 Reviewers  
Delegates & 2 NNC '164 Reviewers  
Navajo Nation Government

FROM : Robert Willie  
Robert Willie, Acting Controller  
Office of the Controller

DATE : April 21, 2015

SUBJECT : Re: 164-003763- UUFB \$2,922,425-Teesto Chapter House.

The Office of the Controller has been asked to provide the UUFB balance.

1. The balance of the UUFB is \$17,981,883 as of April 16, 2015. (see attached Financial Report). The Minimum Fund balance is taken out at the beginning of the fiscal year, the minimum fund balance was established by CJA-07-06 which is 10% of prior year General Fund budget (I have attached CJA-07-06). There have been eight supplemental appropriations during the Fiscal Year 2015 in the amount of \$12,364,442. If you review "Exhibit C" of the financial report, the September 30, 2014 UUFB was \$47.9 million, an amount of \$17.5 is reserved for Minimum Fund Balance, there are eight supplemental appropriations during Fiscal Year 2015, these are deducted which brings the UUFB balance to \$17,981,883 as of April 16, 2015.
2. The request is seeking funding to construct a new Chapter house.

If you should have any questions you can contact me at tribal extension X6125.

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

<b>PART I. Business Unit No.:</b> <u>108088</u> <b>Program Title:</b> <u>Tjis Tsoh Sikaad Chapter</u> <b>Division/Branch:</b> <u>community Development</u>			
<b>Prepared By:</b> <u>Juanita Dennison</u> <b>Phone No.:</b> <u>(505) 696-5470</u> <b>Email Address:</b> <u>tiistsohsikd@navajochapters.org</u>			

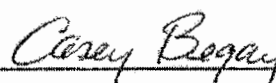
PART II. FUNDING SOURCE(S)	Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY	(A)	(B)	(C)	
					Fund Type Code	NNC Approved Original Budget	Proposed Budget	Difference (Column B - A)
UUFB	10/1/15 to 9/30/16	270,000.00	100%					
				2001 Personnel Expenses	1			0
				3000 Travel Expenses	1			0
				3500 Meeting Expenses	1			0
				4000 Supplies	1			0
				5000 Lease and Rental	1			0
				5500 Communications and Utilities	1			0
				6000 Repairs and Maintenance	1			0
				6500 Contractual Services	1			0
				7000 Special Transactions	1			0
				8000 Public Assistance	1	270,000	270,000	0
				9000 Capital Outlay	1			0
				9500 Matching Funds	1			0
				9500 Indirect Cost	1			0
				<b>TOTAL</b>		\$270,000.00	270,000.00	0

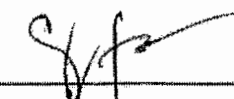
	<b>PART IV. POSITIONS AND VEHICLES</b>	(D)	(E)
	Total # of Positions Budgeted:		
	Total # of Permanently Assigned Vehicles:		
<b>TOTAL:</b>	\$270,000.00	100%	

**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**



SUBMITTED BY: Program Manager's Printed Name and Signature / Date



APPROVED BY: Division Director/Branch Chief's Printed Name Signature / Date

EXHIBIT "C"

THE NAVAJO NATION  
DETAILED LINE ITEM BUDGET AND JUSTIFICATION

## PART I. PROGRAM INFORMATION:

Program Name/Title:

Tiis Tsoh Sikaad Chapter

Business Unit No.:

108088

## PART II. DETAILED BUDGET:

(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification	Total by DETAILED Object Code	Total by MAJOR Object Code
7	8000 - Infrastructure (non cap)	270,000	270,000
7	8555 - Chapter Projects		
TOTAL		270,000	270,000

NNOMB-BF4



**THE NAVAJO NATION**  
**SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

**PART I. Business Unit No.:** 108088 **Program Title:** Division of Community Development- Tiis Tsoh Sikaad Chapter  
**Division/Branch:** EXECUTIVE **Amount Requested:** \$ 270,000.00 **Phone No.:** (505) 696-5470  
**Prepared By:** Juanita Dennison **Email Address:** tiistsohsikaad@navajochapters.or

**PART II. REASON FOR REQUEST AND STATEMENT OF NEED:**

To re-construct the Historical Fence Line between District 13 that is adjacent with District 12, 14 and 15. The Fence Line meanders along the north side of the Char wash. The fence was constructed in the early 1930's through the 1950's.

Reconstruction of the fence obstructions would enable the Livestock Producers to better manage and control their livestock from roaming from one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies. Furthermore, the fence would assist in maintaining the projected carrying capacities within the respective Districts and minimize livestock trespassing issues. In addition, the fence will prevent over-grazing and destruction of the grazing lands and to make proper Range Management Programs is implemented.

Total estimated budget is \$270,000.00 to complete the fence project.

**PART III. SCOPE OF WORK/METHODOLOGY**

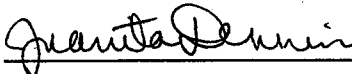
The 1st Phase of construction will begin south of Gleason Bridge along the Chaco River to the Great Bend. The District Fence Line borders six Navajo Chapters o Tiis Tsoh Sikaad Chapter, Whiterock Chapter, Naschitti Chapter, Sheepsprings Chapter, Sanostee Chapter, and Newcomb Chapter. According to field data's collected from the BIA Northern Agency there is approximately 23 miles of fence that need reconstruction. The fence will implement better range management and control of drifting fetal horses and livestock.

Scope of Work will consists of dismantle the old fence, rolling up the used barbwire, gathering the old barbwire, installing 23 miles of fence per specification to construct barrier to livestock. Fencing materials shall be of a high quality and durability and the construction performed to meet the intended management objectives and requirements. Height, number and spacing of wires will be installed to facilitate control and management of the animal(s) and the topograp of the landscape. Selected Contractor will furnish everything necessary to complete all work as specified herein. Install new fencing in accordance with instructions. Before commencing with work, the selected Contractor shall notify all public and private companies who may have utilities within the proposed fence project.

**PART IV. AFFIRMATION IS PROVIDED THAT THE PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL.**

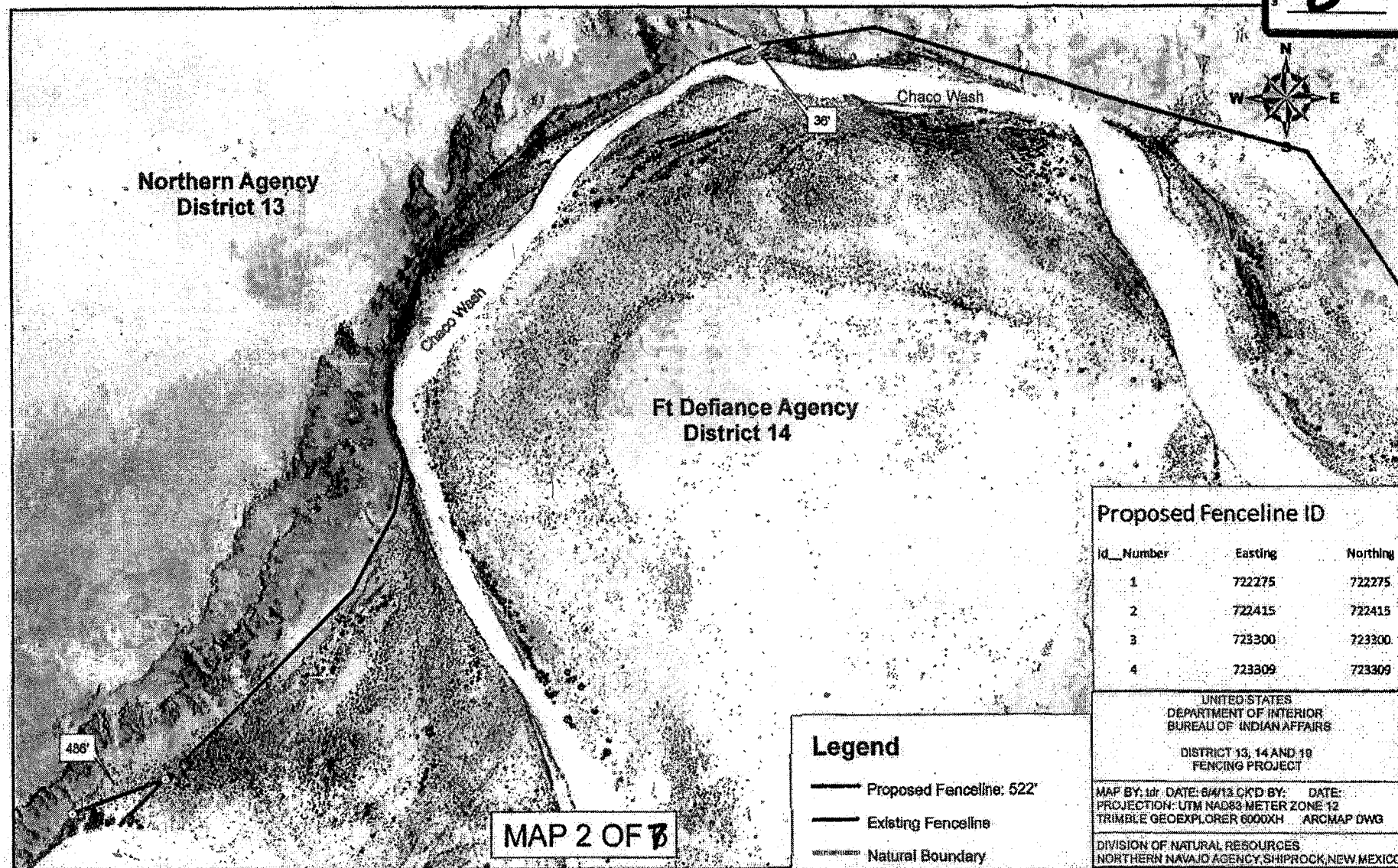
 4.19.16

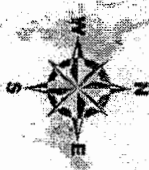
**REVIEWED BY: . Program Manager/Director Signature / Date**

 04/19/2016

**RECOMMEND APPROVAL: Branch Chief's Signature / Date**







Northern Agency  
District 13

Ft Defiance Agency  
District 14

Chaco Wash

Chaco Wash

0.37 miles

0.26 miles

0.23 miles

MAP 3 OF 8

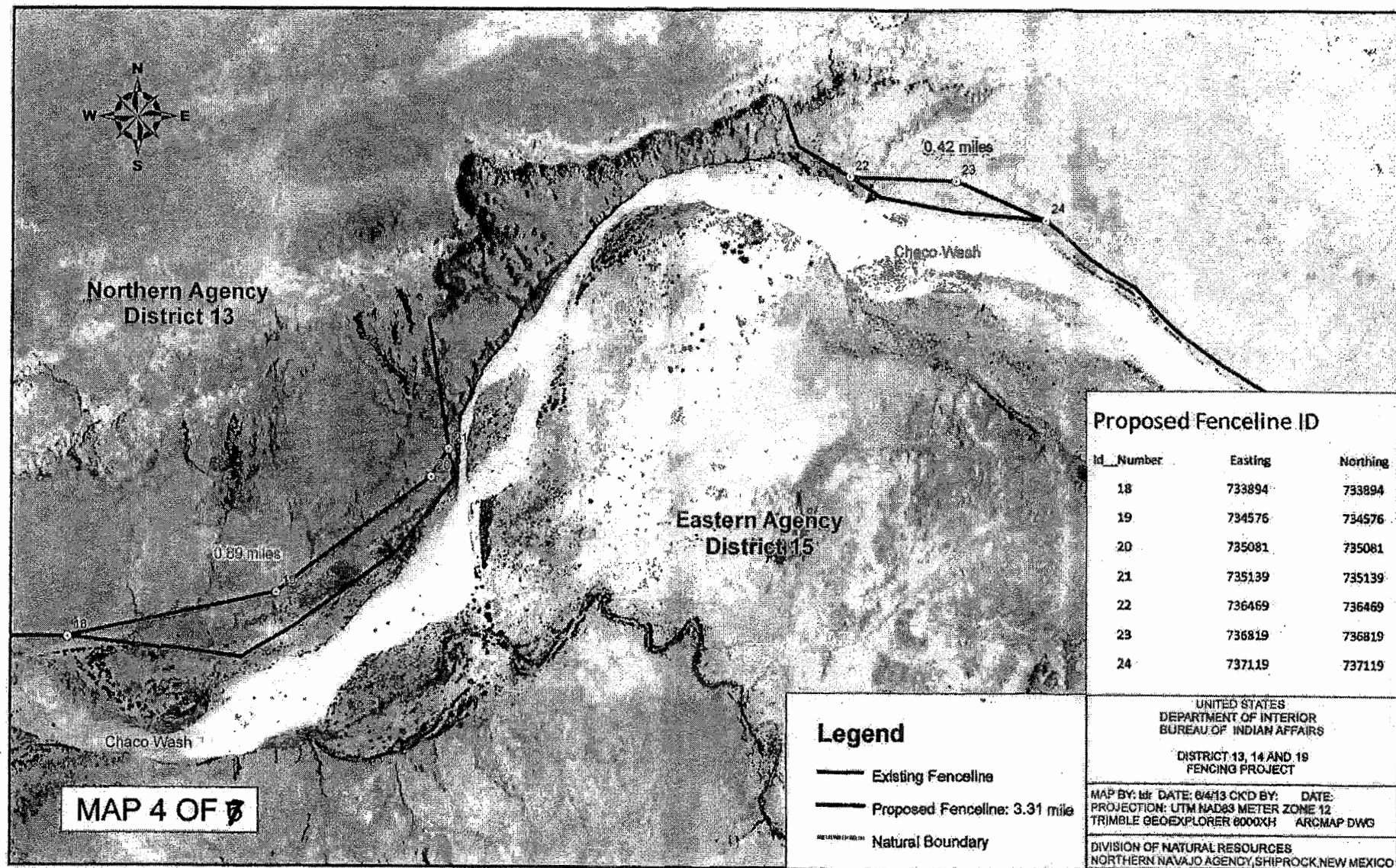
### Legend

- Existing Fenceline
- Proposed Fenceline: .91 mile
- Natural Boundary

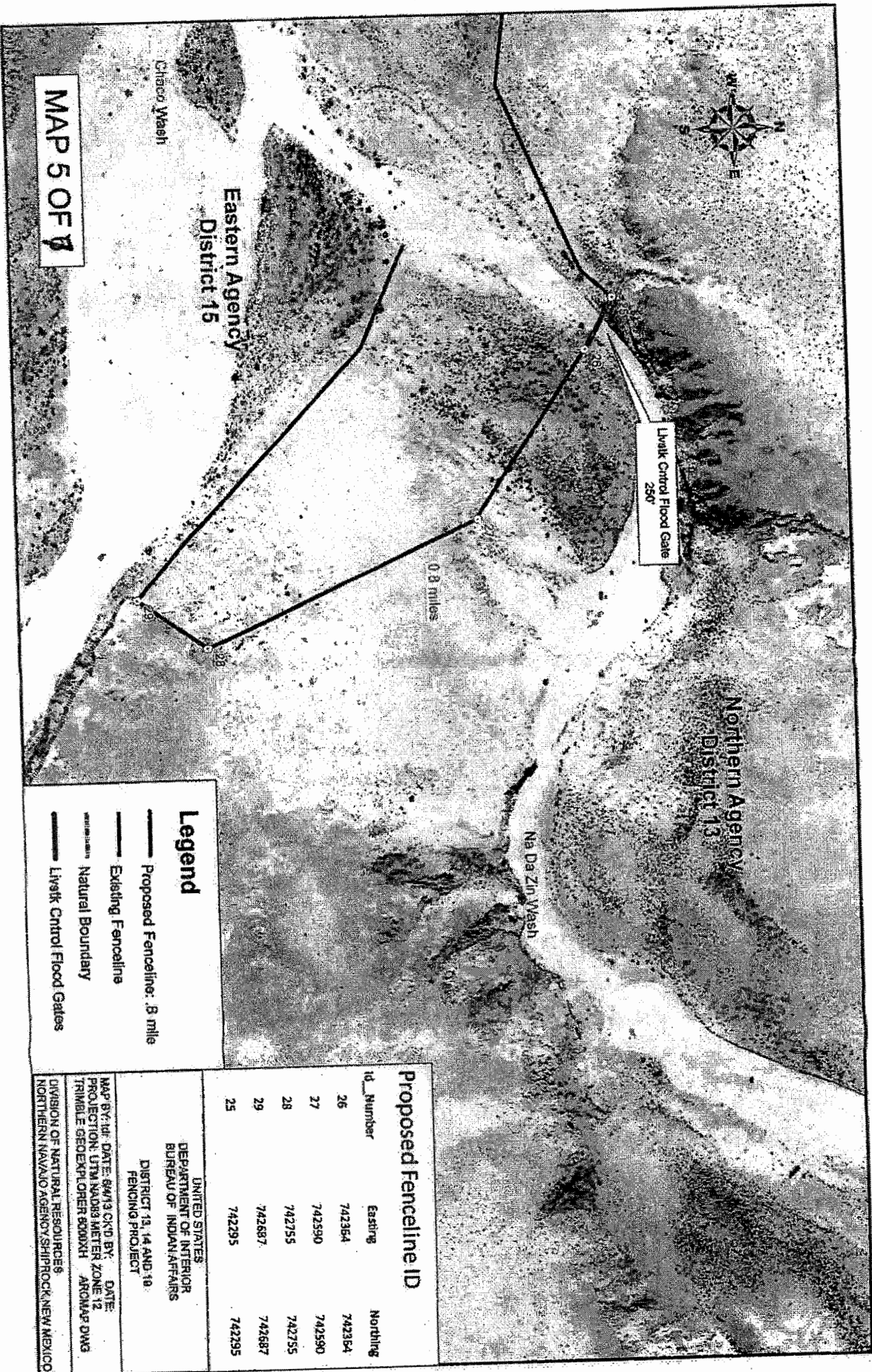
### Proposed Fenceline ID

Id Number	Eastng	Northng
5	725323	725323
6	725420	725420
7	725522	725522
8	725627	725627
9	725602	725602
10	727525	727525
11	727412	727412
12	727436	727436
13	727364	727364
14	727292	727292
15	727200	727200
16	727273	727273
17	727292	727292

UNITED STATES  
DEPARTMENT OF INTERIOR  
BUREAU OF INDIAN AFFAIRS  
DISTRICT 13, 14 AND 18  
FENCING PROJECT  
MAP BY: dr. DATE: 9/4/13 CND BY: DATE:  
PROJECTION: UTM NAD83 METER ZONE 12  
TRIMBLE GEOEXPLORER 9900XH ARCMAP DWG  
DIVISION OF NATURAL RESOURCES  
NORTHERN NAVAJO AGENCY, SHIPROCK, NEW MEXICO







MAP 5 OF 7

**Legend**

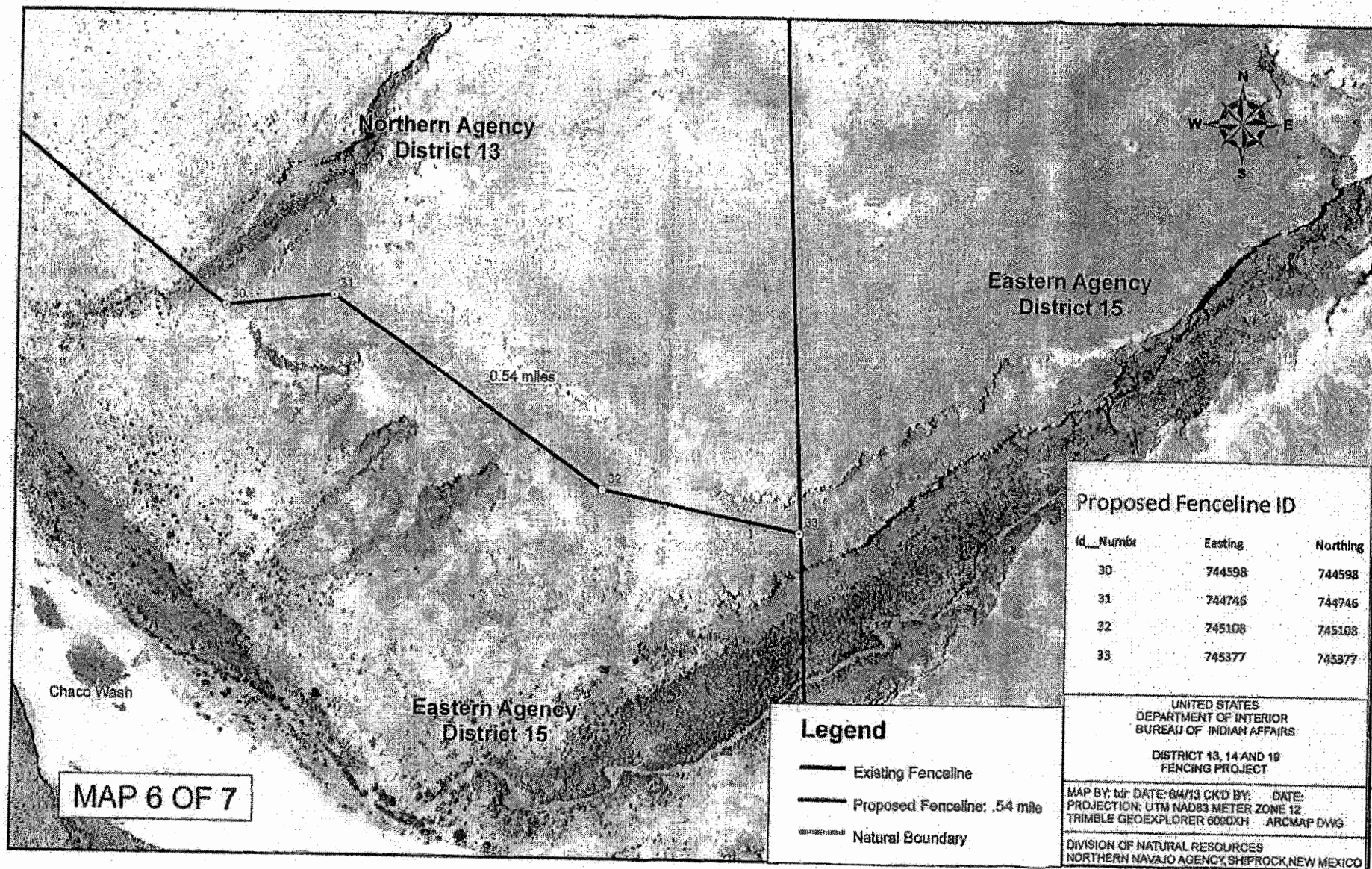
- Proposed Fenceline: .8 mile
- Existing Fenceline
- Natural Boundary
- Lisik Control Flood Gates

**Proposed Fenceline ID**

ID Number	Easting	Northing
26	742364	742364
27	742590	742590
28	742755	742755
29	742687	742687
25	742295	742295

UNITED STATES  
DEPARTMENT OF INTERIOR  
BUREAU OF INDIAN AFFAIRS  
DISTRICT 13, 14 AND 16  
FENCING PROJECT  
MAP BY: DATE: 6/4/13 CND BY: DATE:  
PROJECTION: UTM NAD83 METER ZONE 12  
TRIMBLE GEOGRAPHIC ORDER 8000XH ARCMAP DWG  
DIVISION OF NATURAL RESOURCES  
NORTHERN NAVAJO AGENCY SHIPROCK, NEW MEXICO







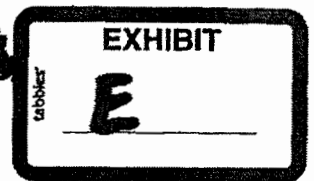




**Tiis Tsoh Sikaad Chapter**  
Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
tiistsohsikaad@navajochapters.org



Tiis Tsoh Sikaad



**RESOLUTION OF TIIS TSOH SIKAAD CHAPTER**  
TTS-RES14-04-050

**REAFIRM RESOLUTION DATED 3/11/07 IN SUPPORT OF TIIS TSOH SIKAAD CHAPTER HEREBY REQUESTING THE NORTHERN AGENCY, BIA, BRANCH OF AND NATURAL RESOURCES TO COLLABORATE, COORDINATE WITH TIIS TSOH SIKAAD CHAPTER EFFECTED EASTERN AND FT. DEFIANCE AGENCY CHAPTER(S) AND NAVAJO NATION TO PROVIDE FENCING MATERIAL TO RE-CONSTRUCT FENCE LINE BETWEEN DISTRICT 15 AND 13, DISTRICT 14 AND 13 AND DISTRICT 12 AND 13.**

**WHEREAS:**

1. The Tiis Tsoh Sikaad Community Chapter is a certified chapter of the Navajo Nation pursuant to Navajo Nation Council Resolution CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Law, including custom, tradition, and fiscal matters; **And**
2. The Bureau of Indian Affairs and Navajo Nation constructed the District fence lines in the early 1950's and these fence lines consisting of wooden posts and barbwire have deteriorated and in places covered by sand. These conditions are failing to keep animals from trespassing from other neighboring districts. The fence has outlasted its life span and is now in dire need of repairs with new construction to serve its purpose; **AND**
3. The new fence will benefit the Bureau of Indian Affairs and the Navajo Nation government carrying out their trust responsibility by providing protection to the renewable natural resources. It would also help the land users to improve range management as intended in the 25 CFR 167.5 Land Management District of the Navajo Grazing Regulations; **AND**
4. The new fence lines will provide better control of the grazing practices within the district and Keep sheep units within the carrying capacity as authorized by the permit within their customary use area; **And**
5. The rebuilt fence line will give the land users an opportunity to plan for conservation projects. The fence line is necessary as part of developing a Sound Range Management Plan when the permittee has the opportunity to do conservation project on his Customary Use Area.
6. A similar request was made in 1997 but the Bureau of Indian Affairs returned no reply to the Chapter as how to pursue the fencing project between the districts.

**NOW, THEREFORE BE IT RESOLVED THAT:**

1. The Tiis Tsoh Sikaad Chapter hereby approves the request for Northern, Eastern and Fort Defiance Agencies provide fencing materials, technical assistance and necessary resources to rebuild the Historical District Fence Line between District 13 that is adjacent to 12, 14 and 15 (along Chaco Wash).

Lester Begay  
President

Arthur J. Yazzie  
Vice President

Nancy A. Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member

Lorenzo C. Bates  
Council Delegate

CERTIFICATION

\_\_\_\_\_ hereby certify that the foregoing resolution was duly considered by the Tiis Tsoh Sikaad Chapter of the Navajo Nation, (New Mexico), at a duly called meeting at which a quorum was present and that the resolution passed by a vote of 30 in favor, 0 opposed and 5 abstained on this 13<sup>th</sup> of April, 2014.

Motion: Albert Davis

Seconded: Marty Choe

[Signature]  
Lester Begay, President

[Signature]  
Arthur J. Yazzie, Vice- President

[Signature]  
Nancy A. Begay, Secretary/Treasurer

[Signature]  
Lorenzo Bates, Council Delegate



# Naschitti Community Governance

P.O. Box Drawer D, Sheep Springs, New Mexico 87364

Phone: 505-732-5400/5401 Fax: 732-5406



NAS-14-03-049

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

THE NASCHITTI CHAPTER CONSENT TO REESTABLISHING FENCING BOUNDARY LINE BETWEEN DISTRICT 13 AND 14 WITH TWO CONDITIONS. 1.) THE FENCING BE REESTABLISHED AT THE ORIGINAL BOUNDARY THAT IS SURVEYED AND ESTABLISHED ACCORDING TO BIA RECORDS. 2.) TO HAVE BIA BE ALLOWED TO COVER THE FULL EXPENSE AND FUTURE MAINTANANCE OF THE FENCING.

### WHEREAS:

1. Pursuant to N.N.C. , Title 26; Chapter 1, Section 3 (A) under the Local Governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and codified at 11 N.N. C., Part 1 Section 10; and
2. Pursuant to Chapter 1, Section 1(B)(1) of the same "Act," Naschitti Chapter is vested with the governmental authority with respect to local matters consistent with Navajo law, including custom and tradition; and
3. Pursuant to Chapter 1, Section 1(B)(2) of the same "Act," Naschitti Chapter is vested with the authority to make decisions over local matters and to govern with responsibility and accountability; and
4. Have the BIA and Navajo Nation identify the original fence boundary; and
5. B.I.A. provide documents on Right of Ways, archeological clearance, assessment and maps pertaining to sites, and;
6. BIA work with all Districts 13,14, and 15 Grazing Committee and local permittees on any proposed changing; and
7. The chapter will involve their Land Use Planning Committee in these processes; and
8. The Naschitti Community Governance feel the maintenance on up keeping the boundaries fence should stay with B.I.A.

### NOW THEREFORE BE IT RESOLVED THAT

The Naschitti Chapter hereby approves to Re- establish the BIA District Boundary and Maintenance and repair of the said boundary.

### CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Naschitti Community Governance and moved for approval by Melvin Stevens and seconded by Linda Smiley at a duly called meeting at Naschitti, Navajo Nation, (New Mexico), at which a quorum was present and that same was passed by a Vote of 17 in favor, 0 opposed, and 5 abstained on this 16<sup>th</sup> day of March 2014.

A handwritten signature in dark ink, appearing to read "Hoskie Bryant", with a stylized flourish at the end.

Hoskie Bryant/President

Hoskie Bryant  
President

Michael J. Clani  
Vice-President

Darlene Bitsoi  
Secretary/Treasurer

Mel R. Begay  
Council Delegate

Willis Nez  
Grazing Committee



White Rock Chapter  
P.O. Box 660  
Crownpoint, New Mexico 87313  
Phone: (505) 786-2444 Fax: (505) 786-2447  
E-mail: whiterock@navajochapters.org

Ben Shelly, President

Rex Lee Jim, Vice President

WRC-014-020

## RESOLUTION OF WHITE ROCK CHAPTER

**SUPPORTING TIIS TSOH SIKAAD CHAPTERS' REQUEST FOR THE BIA, BRANCH OF NATURAL RESOURCES TO SUPPLY FENCING MATERIALS TO RE-CONSTRUCT THE HISTORIC FENCE BETWEEN DISTRICT 13 AND DISTRICT 12, 14, AND 15 AND TO SEEK THE SUPPORT OF ALL ADJOINING CHAPTERS TO PROVIDE RESOURCES TO RE-CONSTRUCT THE FENCE TO RENEW THE PRIOR APPROVED CHAPTER RESOLUTION WRC-009-008.**

### WHEREAS:

1. White Rock Chapter is a duly recognized and certified local government of the Navajo Nation Government, pursuant to 2 N.N.C., Section 4001; and
2. Pursuant to 26 N.N.C., Section 1 (B) White Rock Chapter is vested with the authority and responsibility to promote, to receive, act upon and protect the interest of the general welfare of its constituents and interact with other entities of the Navajo Nation and other local agencies for appropriate actions; and
3. Pursuant to CAP-34-98 the Navajo Nation Council enacted the Local Governance Act, and White Rock Chapter was L.G.A. certified by the Resources and Development Committee on December 21, 2010; and
4. White Rock Chapter is aware of the historic fence that was constructed between the respective districts by the BIA in the 1950s. Furthermore, the fence has deteriorated and is in need of reconstruction; and
5. The deterioration of the fence has resulted in livestock trespassing to and from adjacent districts, which is not in compliance with the Navajo Grazing Regulations (25 CFR 167.13); and
6. It is within the authority of the BIA Branch of Natural Resources to protect tribal lands against waste, to ensure preservation of the forage, the land and water resources on the Navajo Reservation and to regulate grazing of livestock on such lands; and
7. The re-construction of the fence will provide better control of livestock while maintaining the carrying capacities within the respective districts and minimizing livestock trespass issues, which will meet the overall objectives outlined above #4; and
8. The project will require collaboration and cooperation from adjoining chapters and technical assistance from the BIA Branch of Natural Resources.

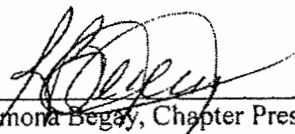
### NOW, THEREFORE, BE IT RESOLVED BY THE WHITE ROCK CHAPTER THAT:

1. The White Rock Chapter hereby supports Tiis Tsoh Sikaad Chapters' request to renew the prior Chapter Resolution WRC-009-008 (attached exhibit A) for Northern and Eastern Navajo Agency BIA Branch of Natural Resources to provide fencing materials to reconstruct the historical fence between District 13 and District 12, 14, and 15 (along Chaco Wash); and

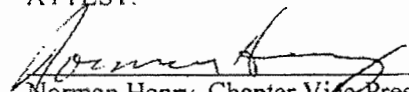
2. The White Rock hereby requests the Northern and Eastern Navajo Agency BIA Branch of Natural Resources to provide technical assistance to Tiis Tsoh Sikaad Chapter and adjoining chapters to complete the re-construction of the historic fence.
3. The White Rock Chapter hereby requests that all adjoining chapters provide the necessary resources to re-construct the fence.

### CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by White Rock Chapter at a duly called meeting at White Rock Chapter, New Mexico, Navajo Nation, at which a quorum was present motioned by: Aaron Shorty, second motion by: Jason Chee and that same was passed by a vote of 25 in favor, 00 opposed, and 01 abstained on this 17th day of November, 2013.

  
\_\_\_\_\_  
Ramona Begay, Chapter President

ATTEST:

  
\_\_\_\_\_  
Norman Henry, Chapter Vice-President

Ramona Begay, President  
Norman Henry, Vice-President  
Vacant, Secretary/ Treasurer

Rosilyn Smith, Chapter Manager  
Tabitha Harrison, Administrative Assistant  
Irwin Jim, Grazing Official

Danny Simpson, Council Delegate



**The  
Navajo  
Nation**

**Resolution of the  
Northern Navajo Agency  
District 13 Grazing Committees**  
[Nenahnezad, Upper Fruitland, Tiis Tsoh Sikaad & San Juan Chapter]

Ben Shelly  
President

Rex L. Jim  
Vice President

**REAFFIRM RESOLUTION DATED 7/03/2008 IN SUPPORT OF THE COMMUNITY LAND  
USE PLANNING COMMITTEES (CLUP) AND IN SUPPORT OF THE TIIS TSOH SIKAAD  
CHAPTER IN REQUESTING THE NORTHERN AGENCY BUREAU OF INDIAN AFFAIRS  
NATURAL RESOURCES TO PROVIDE ASSISTANCE WITH FENCING MATERIALS FOR  
RE-CONSTRUCTING THE HISTORICAL FENCE LINE IN DISTRICT 13 THAT IS  
ADJACENT TO DISTRICTS 12, 14 AND 15.**

**WHEREAS:**

1. The District Grazing Committees of the Navajo Nation; were established by the Navajo Tribal Resolution CJ-6-53; and the Navajo Tribal Advisory Committee Resolution ACA-31-55 and CAN-83-57; and
2. The District 13 Grazing Committees are the administrative bodies within the Navajo Nation Government with primary responsibility for managing Range Lands, Livestock Management and for enforcing the Navajo Grazing Regulations and other related land use issues on the Navajo Nation's land; and
3. The District 13 Grazing Committees are in compliance with 25 CFR Part 167 – Navajo Grazing Regulation and in compliance with the Grazing Committee's Plan of Operation; and
4. On March 5, 2014, at the Burnham Chapterhouse it was discussed once more with the four District 13 Grazing Committees to support the Community Land Use Planning Committees (CLUP) on behalf of Tiis Tsoh-Skiaad Chapter to request the BIA Natural Resources to provide assistance with fencing materials to re-construct the Historical Fence Line between District 13 that is adjacent with Districts 12, 14 and 15 [map attached]; and
5. At the outset, installation of fence barriers would enable the Livestock Producers to better manage and control their livestock from roaming from one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies; and
6. Furthermore, this would assist in maintaining the projected carrying capacities within the respective Districts and minimize livestock trespassing issues; and
7. Thus, it is within the authority and responsibility and purpose of the Bureau of Indian Affairs and the Navajo Nation to protect the Natural Resources and the Indian Tribal Lands in preventing over-grazing and destruction of the grazing lands and to make certain proper Range Management Programs are implemented.

**NOW THEREFORE BE IT RESOLVED THAT:**


1. Upon discussion at a duly called Meeting, the District 13 Grazing Committees supports the CLUP Committees on behalf of the Tiis Tsoh Skiaad Chapter in requesting the Northern Agency BIA Natural Resources to provide assistance with obtaining fencing materials to re-construct the Historical Fences between District 13 that is adjacent with Districts 12, 14 and 15.

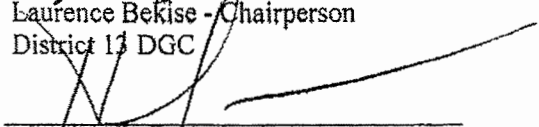
## CERTIFICATION

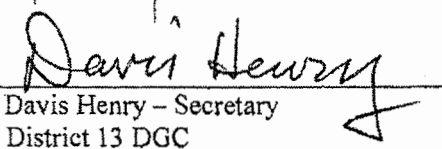
We hereby certify that the foregoing Resolution was duly considered by the District 13 Grazing Committee at a duly called meeting at the Burnham (New Mexico) Navajo Nation, at which a quorum was present and that the Resolution was passed by a vote of 3 in favor, 0 opposed and 1 abstained this 5<sup>th</sup> day of March 2014.

Motion by

Second by

  
Laurence Bekise - Chairperson  
District 13 DGC

  
Harold Dodge - Vice Chairperson  
District 13 DGC

  
Davis Henry - Secretary  
District 13 DGC





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

Philbert Johnson  
Vice President

Juanita Begay  
Secretary/Treasurer

Harold Dotige  
Grazing Committee Member

Vacant  
Farm Board Member

NZC-39-14

### NENAHNEZAD CHAPTER SUPPORT OF TIIS TSOH SIKAAD CHAPTER ON THEIR RE-CONSTRUCTING THE HISTORICAL FENCE LINE IN DISTRICT 13

#### WHEREAS:

1. Pursuant to 26 N.N.C. §. (A), the Nenahnezad Chapter was certified on November 10, 1955 as a chapter of the Navajo Nation as listed and 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 Chapter was notified that the Tiis Tsoh Sikaad Chapter is re-constructing the historical fence line along the boundary so they can better manage and control their livestock from roaming and reduce unidentified livestock; and
3. The Nenahnezad Chapter realizes the importance of livestock and for this reason supports Tiis Tsoh Sikaad's effort in refencing the boundary.

#### NOW, THEREFORE BE IT RESOLVED THAT:

1. The Nenahnezad Chapter hereby supports Tiis Tsoh Sikaad Chapter's in re-constructing the historical fence line in District 13.
2. The Nenahnezad Chapter directs the Community Coordinator, Chapter Officials and Council Delegate to carry out the intent of this resolution.

#### CERTIFICATION

We hereby certify that the foregoing certification 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 37 in favor, 0 opposed, 1 abstained, this Ninth Day of March 2014.

#### CONCURRED:

LoRenzo Bates, Council Delegate

Norman Begay  
Norman Begaye, President  
Philbert Johnson  
Philbert Johnson, Vice-President  
Juanita Begay  
Juanita Begay, Secretary/Treasurer



## BURNHAM CHAPTER

Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
burnham@navajochapters.org



### RESOLUTION OF BURNHAM CHAPTER

Resolution No: Burnham-07-03-016

**THE BURNHAM CHAPTER HEREBY REQUESTS THE NORTHERN AGENCY, BIA, BRANCH OF NATURAL RESOURCES TO COLLABORATE, COORDINATE WITH BURNHAM CHAPTER AND NAVAJO NATION TO PROVIDE FENCING MATERIALS TO RE-CONSTRUCT FENCE LINE BETWEEN DISTRICT 15 AND 13, DISTRICT 14 AND 13 AND DISTRICT 12 AND 13.**

#### WHEREAS:

1. The Burnham Community Chapter is a certified chapter of the Navajo Nation pursuant to Navajo Nation Council Resolution CAP-34-98 and is delegated authority with respect to local matters consistent with Navajo Law, including custom, tradition, and fiscal matters; AND
2. The Bureau of Indian Affairs and Navajo Nation constructed the District fence lines in the early 1950's and these fence lines consisting of wooden posts and barbwire have deteriorated and in places covered by sand. These conditions are failing to keep animals from trespassing from other neighboring districts. The fence has outlasted its life span and is now in dire need of repairs with new construction to serve its purpose; AND
3. The new fence will benefit the Bureau of Indian Affairs and the Navajo Nation government carrying out their trust responsibility by providing protection to the renewable natural resources. It would also help the land users to improve range management as intended in the 25 CFR 167.5 Land Management District of the Navajo Grazing Regulations; AND
4. The new fence lines will provide better control of the grazing practices within the district and keep sheep units within the carrying capacity as authorized by the permit within their customary use area; AND
5. The rebuilt fence line will give the land users an opportunity to plan for conservation projects. The fence line is necessary as part of developing a Sound Range Management Plan when the permittee has the opportunity to do conservation project on his Customary Use Area.
6. A similar request was made in 1997 but the Bureau of Indian Affairs returned no reply to the Chapter as how to pursue the fencing project between the districts.

#### NOW, THEREFORE BE IT RESOLVED THAT:

1. The Burnham Chapter hereby approves the request for Northern, Eastern and Fort Defiance Agencies provide fencing materials to rebuild the District Fence Line around Burnham Chapter.

Albert Davis  
President

Wilson R. Benally  
Secretary/Treasurer

Samuel D. Benally, Sr.  
Grazing Member

Arthur J. Yazzie  
Vice President

George Arthur  
Council Delegate

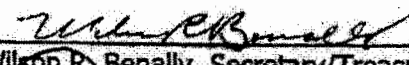
**CERTIFICATION**


We hereby certify that the foregoing resolution was duly considered by the Burnham Chapter of the Navajo Nation, (New Mexico), at a duly called meeting at which a quorum was present and that same was passed by a vote of 20 in favor, 0 opposed and 5 abstained on this 11th of March, 2007.

Motion: Patty Chee

Seconded: Watson Bradley

  
Albert Davis, President

  
Wilson R. Benally, Secretary/Treasurer

  
Arthur J. Yazzie, Vice-President

  
George Arthur, Council Delegate

  
Samuel D. Benallie, Sr., Grazing Official



Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
burnham@navajochapters.org



## **Resolution of the Tiis Tsoh Sikaad Chapter**

T.T.S NO.: 09-04-028

### **TIIS TSOH SIKAAD CHAPTER REQUESTING SUPPORT FROM THE RESOURCE COMMITTEE OF THE NAVAJO NATION COUNCIL TO EXPEND \$52,000 OF NORTHERN AGENCY BIA NATURAL RESOURCE LAPS FUNDS FOR RECONSTRUCTION OF DISTRICT MANAGEMENT FENCE LINE ALONG CHACO RIVER (WASH) THAT IMPACTS SIX NAVAJO CHAPTERS WITHIN THE NAVAJO NATION**

#### **WHERE AS:**

- 1. The Tiis Tsoh Sikaad Chapter is a certified chapter of the Navajo Nation pursuant to the Navajo Nation Council Resolution CAP-34-98 and is delegated Authority with respect to local matters consistent with Navajo Law, including custom, tradition, and fiscal matters; and**
- 2. The Bureau of Indian Affairs and Navajo Nation constructed the District Management Fence Line in the early 1950's and these fence line consisting of wooden posts and barbwire have deteriorated and in places covered by sand. These conditions are failing to keep animals from trespassing from other neighboring districts. The fence has outlasted its life span and is now in dire need of repairs with new construction to serve its purpose; and**
- 3. The District Management Fence Line impacts six Chapters within the Navajo Nation Reservation. Four of the Chapters are within Northern Agency, one Chapter is within Fort Defiance and one Chapter in Eastern Agency; (see attach map) and**
- 4. It is the goal and objective of the Natural Resources to preserve forage, land, and water resources on the Navajo Reservation and the building up of these resources where they have deteriorated. The rebuilding of this fence line will ensure control of animals within district and will conserve forage; and**
- 5. The District Fence Line will prevent inter-district drifting of livestock and prevent trespassing; and**

Wilson R. Benally  
President

Perry J. Begaye Sr.  
Vice President

Nancy Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member

George Arthur  
Council Delegate

**P. 2 - Resource Committee-Dist. Fence**

**NOW, THEREFORE BE IT RESOLVE THAT:**

- 1. The Resource Committee of the Navajo Nation Council to support Tiis Tsoh Sikaad Chapter in their effort of rebuilding the District Management Fence Line along the Chaco River (wash) that would benefit six Chapters: (See attached supporting Tiis Tsoh Sikaad Chapter; Resolutions from Sanostee Chapter, Newcomb Chapter, Sheepsprings Chapter, Naschitti Chapter, Whiterock Chapter, also from District 13 Grazing Committee Members and Northern Navajo Agency Grazing Committees (District 9, 12, and 13).**

**CERTIFICATION**

**We hereby certify that the foregoing Resolution was duly considered by the Tiis Tsoh Sikaad Chapter of the Navajo Nation, (New Mexico) at a duly called meeting at which a quorum was present and that same was passed by a vote Of 22 in favor, 0 opposed and 04 abstained on this 9<sup>th</sup> day of April 2009.**

**Motion:** Harriet Yazzie

**Seconded:** Patty Chee

Wilson R. Benally  
Wilson R. Benally, President

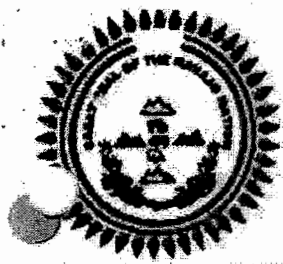
Nancy Begay  
Nancy Begay, Secretary/Treasurer

Perry J. Begaye Sr.  
Perry J. Begaye Sr., Vice-President

George Arthur  
George Arthur, Council Delegate

Davis Henry  
Davis Henry, Grazing Official





**The  
Navajo  
Nation**

**Resolution of the  
Northern Navajo Agency  
District 13 Grazing Committees**  
(Nenahnezad, Upper Fruitland, Tiis Tsoh Sikaad & San Juan Chapter)

Joe Shirley, Jr.  
President

Ben Shelly  
Vice President

**IN SUPPORT OF THE COMMUNITY LAND USE PLANNING COMMITTEES (CLUP) AND IN  
SUPPORT OF THE TIIS TSOH SIKAAD CHAPTER IN REQUESTING THE NORTHERN  
AGENCY BUREAU OF INDIAN AFFAIRS NATURAL RESOURCES TO PROVIDE  
ASSISTANCE WITH FENCING MATERIALS FOR RE-CONSTRUCTING THE HISTORICAL  
FENCE LINE IN DISTRICT 13 THAT IS ADJACENT TO DISTRICTS 12, 14 AND 15.**

**WHEREAS:**

1. The District Grazing Committees of the Navajo Nation; were established by the Navajo Tribal Resolution CJ-6-53; and the Navajo Tribal Advisory Committee Resolution ACA-31-55 and CAN-83-57; and
2. The District 13 Grazing Committees are the administrative bodies within the Navajo Nation Government with primary responsibility for managing Range Lands, Livestock Management and for enforcing the Navajo Grazing Regulations and other related land use issues on the Navajo Nation's land; and
3. The District 13 Grazing Committees are in compliance with 25 CFR Part 167 – Navajo Grazing Regulation and in compliance with the Grazing Committee's Plan of Operation; and
4. On July 3, 2008, at the Burnham Chapterhouse it was discussed with the four District 13 Grazing Committees to support the Community Land Use Planning Committees (CLUP) on behalf of Tiis Tsoh Sikaad Chapter to request the BIA Natural Resources to provide assistance with fencing materials to re-construct the Historical Fence Line between District 13 that is adjacent with Districts 12, 14 and 15 [map attached]; and
5. At the outset, installation of fence barriers would enable the Livestock Producers to better manage and control their livestock from roaming from one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies; and
6. Furthermore, this would assist in maintaining the projected carrying capacities within the respective Districts and minimize livestock trespassing issues; and
7. Thus, it is within the authority and responsibility and purpose of the Bureau of Indian Affairs and the Navajo Nation to protect the Natural Resources and the Indian Tribal Lands in preventing over-grazing and destruction of the grazing lands and to make certain proper Range Management Programs are implemented.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. Upon discussion at a duly called Meeting, the District 13 Grazing Committees supports the CLUP Committees on behalf of the Tiis Tsoh Sikaad Chapter in requesting the Northern Agency BIA Natural Resources to provide assistance with obtaining fencing materials to re-construct the Historical Fences between District 13 that is adjacent with Districts 12, 14 and 15.

## CERTIFICATION

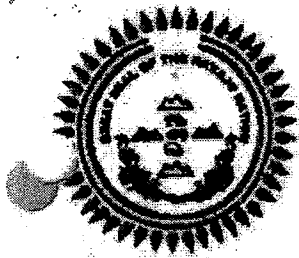
We hereby certify that the foregoing Resolution was duly considered by the District 13 Grazing Committee at a duly called meeting at the Tiis Tsoh Sikaad (New Mexico) Navajo Nation, at which a quorum was present and that the Resolution was passed by a vote of 2 in favor, 0 opposed and 1 abstained this 3<sup>rd</sup> day of July 2008.

Motion by Samuel D Benal/iesr

Second by Quintin E. Jara

Harold Dodge - Chairperson  
District 13 DGC

Quintin E. Jara  
~~Ismael Benal~~ - Vice Chairperson  
District 13 DGC *Pro temp*



**The  
Navajo  
Nation**

*Amend*  
**Resolution of the  
Northern Navajo Agency  
Grazing Committees  
[District 9, 12 and 13]**

**Joe Shirley, Jr.**  
President

**Ben Shelly**  
Vice President

**IN SUPPORT OF THE COMMUNITY LAND USE PLANNING COMMITTEES (CLUPC) AND  
IN SUPPORT OF THE TII STO H SIKAAD CHAPTER IN REQUESTING THE NORTHERN  
AGENCY BUREAU OF INDIAN AFFAIRS NATURAL RESOURCES TO PROVIDE  
ASSISTANCE WITH FENCING MATERIALS FOR RE-CONSTRUCTING THE HISTORICAL  
FENCE LINE IN DISTRICT 13 THAT IS ADJACENT TO DISTRICTS 12, 14 AND 15.**

**WHEREAS:**

1. The District Grazing Committees of the Navajo Nation; were established by the Navajo Tribal Resolution CJ-6-53; and the Navajo Tribal Advisory Committee Resolution ACA-31-55 and CAN-83-57; and
2. The District 13 Grazing Committees are the administrative bodies within the Navajo Nation Government with primary responsibility for managing Range Lands, Livestock Management and for enforcing the Navajo Grazing Regulations and other related land use issues on the Navajo Nation's land; and
3. The Northern Navajo Grazing Committees are in compliance with 25 CFR Part 167 -- Navajo Grazing Regulation and in compliance with the Grazing Committee's Plan of Operation; and
4. On June 20, 2008, Mrs. Patty Chee a spokesperson of the Community Land Use Planning Committees (CLUPC) on behalf of the Tii Stoh Skiaad Chapter expressed her concern issue through a power point presentation in reference to the Historical fencing along Chaco Wash requesting from the Northern Agency Grazing Officials in support to have the BIA Natural Resources to provide assistance with fencing materials to re-construct the Historical Fence Line between District 13 that is adjacent with Districts 12, 14 and 15 [map attached]; and
5. In addition, Mrs. Chee talked about the onset condition of the fence line that was formerly constructed in the early 1950's with wooden posts and barbed wires. Since then, Mrs. Chee stated that the wooden posts had deteriorated and in some places are buried in sands; and
6. At the outset, Mrs. Chee indicated that installation of fence barriers would enable the Livestock Producers to better manage and control their livestock from roaming from one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies; and
7. Furthermore, this would assist in maintaining the projected carrying capacities within the respective Districts and minimize livestock trespassing issues; and
8. Thus, it is within the authority and responsibility and purpose of the Bureau of Indian Affairs and the Navajo Nation to protect the Natural Resources and the Indian Tribal Lands in preventing over-grazing and destruction of the grazing lands and to make certain that proper Range Management Programs are implemented; and

9. On June 20, 2008, after Mr. Chee's presentation it was recommended by the majority of the Officials that the Fencing Project be presented at the District level first with supporting resolutions in support of the re-construction of the fencing line; and
10. However, since that time, District 13 Grazing Committees and Chapters within the District 12 Regions had submitted supporting Resolutions on behalf of the Tiis Stoh Skiaad Chapter to re-construct the fencing barrier.

**NOW THEREFORE BE IT RESOLVED THAT:**

Upon discussion at a duly called Meeting, the Northern Agency Grazing Officials supports the CLUP Committees on behalf of the Tiis Stoh Skiaad Chapter in requesting the Northern Agency BIA Natural Resources to provide assistance with obtaining fencing materials to re-construct the Historical Fences between District 13 that is adjacent with Districts 12, 14 and 15; and

**CERTIFICATION**

We hereby certify that the foregoing Resolution was duly considered by the Northern Agency Grazing Officials at a duly called Meeting conducted at the BIA Complex, Shiprock, New at which a quorum was present and that the Resolution was approved by a vote of 14 in favor, 0 opposed and 1 abstained this 18<sup>th</sup> day of July 2008.

Motion by

Harry Lee

Joe Ray Harvey  
Joe Ray Harvey - Chairperson  
Cove Chapter

Second by

Chely L. Brown

Dale Redhouse  
Dale Redhouse - Vice Chairperson  
Tee Nos Pos Chapter

Harold Dodge  
Harold Dodge - Secretary  
Nenahnezad Chapter

**NEWCOMB CHAPTER**

P.O. Box 7946 • Newcomb, NM. 87455 • Telephone: 505-696-3300 • Fax: 505-696-5475

Chapter Manager  
Raymond TsosieAdministration Assistant  
Elizabeth Kuipers**Resolution of the Newcomb Chapter****NWCB-081207-183**

**THE NEWCOMB CHAPTER REQUESTS THE NORTHERN AGENCY BIA, BRANCH  
OF NATURAL RESOURCES TO COLLABORATE AND COORDINATE WITH  
NEWCOMB CHAPTER AND NAVAJO NATION TO PROVIDE FENCING  
MATERIALS TO RE-CONSTRUCT THE FENCE LINE BETWEEN DISTRICT 12 AND  
13, DISTRICT 14 AND 13 AND DISTRICT 12 AND 13.**

**WHEREAS:**

1. The Newcomb Chapter is a governance certified chapter of the Navajo Nation with vested authority to adopt ordinances and to adopt plans on matters of local concerns in the best interest of its local community membership; and
2. The Bureau of Indian Affairs and Navajo Nation constructed the district fence lines in the early 1950's and these fence lines consisted of wooden posts and barbwire, which have deteriorated and covered by sand. This condition is failing to keep livestock from trespassing into neighboring districts. The fence is in dire need of repairs and construction to serve its purpose; and
3. The new fence will benefit the Bureau of Indian Affairs and the Navajo Nation government in carrying out their trust and responsibility by providing protection to the renewable resources and it will help the land users to improve range management as intended in 25 CFR 167.5 Land Management District of the Navajo Grazing Regulations; and
4. The new fence lines will provide a better control of the grazing practices within the respected districts and keep sheep units within the carrying capacity as authorized by the permit within their customary use area; and
5. The fence line is a necessary part of developing a Sound Range Management Plan to the permit holder and gives an opportunity to implement a conservation project on their Customary Use Area; and
6. Newcomb Chapter is situated in District 12 and its community membership is in support of the neighboring chapters in this request made to the Bureau of Indian Affairs Branch of Natural Resources.



RESOLUTION OF NEWCOMB CHAPTER  
NWCB-081207-183  
PAGE TWO

**NOW THEREFORE BE IT RESOLVED THAT:**

The Newcomb Chapter membership hereby approves the request for Northern, Eastern and Fort Defiance Agencies to provide fencing materials to rebuild the district fence lines.

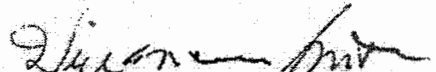
**CERTIFICATION**


We certify that the foregoing official chapter resolution was presented and approved by the Newcomb Chapter membership at a duly called chapter meeting where a quorum was present and that the same was passed this 12<sup>th</sup> day of August 2007 at Newcomb, Navajo Nation, New Mexico with 32 in favor and 0 opposed.


Motioned: James Begay

Seconded: Raymond Tom

  
Thomas J. Yazzie, President

  
Willamena Smith, Vice President

  
David Randolph, Sr., Secretary/Treasurer

  
Edward V. Jim, Sr., Council Delegate  
Newcomb/Tosilena-TGH/Sheepsprings Chapters

Thomas J. Yazzie, President

Edward V. Jim, Council Delegate

Willamena Smith, Vice-President

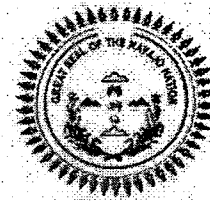
Lawrence Gould, Grazing Representative

David Randolph, Sr., Secretary/ Treasurer

# *Naschitti Community Chapter*

P.O. Box Drawer D, Sheep Springs, New Mexico 87364

Phone: 505-732-5400/5401 Fax: 732-5406



NAS-09-12-27

## RESOLUTION OF NASCHITTI CHAPTER

TO SUPPORT TIIS TSOH SIKAAD CHAPTER'S REQUEST FOR THE BIA, SHIPROCK BRANCH OF NATURAL RESOURCES TO SUPPLY FENCING MATERIALS TO RECONSTRUCT THE HISTORIC FENCE BETWEEN DISTRICT 13 AND DISTRICTS 12, 14, AND 15 TO SEEK THE SUPPORT OF ALL ADJOINING CHAPTERS TO PROVIDE RESORUCES TO RECONSTRUCT THE FENCE.

### WHEREAS:

1. The Naschitti Chapter is a duly certified chapter of the Navajo Nation Government and is hereby authorized to act on behalf of the community residents; and
2. The Naschitti Chapter is aware of the historic fence that was constructed between the respective districts by the BIA in the 1950's. Furthermore, the Chapter is aware that the fence has deteriorated and is need of reconstruction; and
3. The deterioration of the fence has resulted in livestock trespassing to and from adjacent districts, which is not in compliance with the Navajo Grazing Regulations (25 CFR 167.13); and
4. It is within the authority of the BIA Branch of Natural Resources to protect tribal lands against waste, to ensure preservation of the forage, the land and water resources on the Navajo Reservation and to regulate grazing of livestock on such lands; and
5. The reconstruction of the fence will provide better control of livestock while maintaining the carrying capacities within the respective districts and minimizing livestock trespass issues, which will meet the overall objectives outlined above (#4); and
6. The project will require collaboration and cooperation from adjoining chapters and technical assistance from the BIA Branch of Natural Resources.

### NOW, THEREFORE BE IT RESOLVED THAT:

1. The Naschitti Chapter hereby supports Tiis Tsoh Sikaad Chapter's request for Shiprock Agency BIA Branch of Natural Resources to provide fencing materials to reconstruct the historical fence between District 13 and Districts 12, 14 and 15 (along Chaco Wash); and

*Harkin Boyant*  
President

*Gloria Davidson*  
Vice-President

*Gregory R. Bogay*  
Secretary/Treasurer

*Herman R. Moyle*  
Council Delegate

*Peterson R. Yarcia*  
Council Delegate

*Wille Nee*  
Grazing Committee

# Naschitti Community Chapter

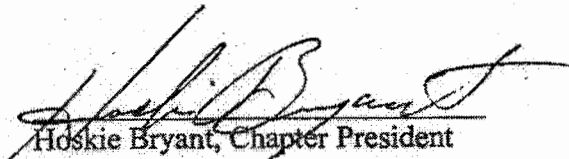
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NAS-09-12-27

2. The Naschitti hereby requests the Shiprock Agency BIA Branch of Natural Resources to provide technical assistance Tiis Tsoh Sikaad Chapter and adjoining chapters to complete the reconstruction of the historic fence.
3. The Naschitti Chapter hereby requests that all adjoining chapters provide the necessary resources to reconstruct the fence.

## CERTIFICATION

I, hereby certify that the foregoing resolution was duly considered and moved for approval by reddie Becenti and seconded by Marian Newman at a duly called meeting of the Naschitti Community Chapter at which a quorum was present and that the same was passed by a vote of 30 in favor, 00 opposed and 01 abstained on this 11<sup>th</sup> day of February 2008.

  
Hoskie Bryant, Chapter President



[SS.08.07.0159]

P.O. Drawer "T" • Sheep Springs, New Mexico 87364

(505) 732-5408 • fax (505) 732-5409

### RESOLUTION OF SHEEPSPRINGS CHAPTER

To support Tlil Tsoh Sikaad Chapter a request for the BIA Branch of Natural Resources to supply fencing materials to re-construct the historic fence between District 13 and Districts 12, 14, and 15 and to seek the support of all adjoining chapters to provide resources to re-construct the fence.

#### WHEREAS:

1. The Sheep Springs Chapter is a certified Navajo Nation Chapter Government pursuant to 28 N.N.C. Section 103 is hereby Local Governance Act Certified Chapter as of August 24, 2007 pursuant to TCDC Resolution TCDCAU-23-07; and
2. The Sheep Springs Chapter is aware of the historic fence that was constructed between the respective districts by the BIA in the 1980s. Furthermore, the chapter is aware that the fence has deteriorated and is need of re-construction; and
3. The deterioration of the fence has resulted in livestock trespassing to and from adjacent districts, which is not in compliance with the Navajo Grazing Regulations ((25 CFR 167.13); and
4. It is within the authority of the BIA Branch of Natural Resources to protect tribal lands against waste, to ensure preservation of the forage, the land and water resources on the Navajo Reservation and to regulate grazing of livestock on such lands; and
5. The re-construction of the fence will provide better control of livestock while maintaining the carrying capacities within the respective districts and minimizing livestock trespass issues, which will meet the overall objectives outlined above (#4); and
6. The project will require collaboration and cooperation from adjoining chapters and technical assistance from the BIA Branch of Natural Resources.

**NOW, THEREFORE BE IT RESOLVED THAT:**

1. The Sheep Springs Chapter hereby supports Tlis Tsoh Sikaad Chapter's request for Northern Agency BIA Branch of Natural Resources to provide fencing materials to reconstruct the historical fence between District 13 and Districts 12, 14 and 15 (along Chaco Wash); and
2. The Sheep Springs Chapter hereby requests the Northern Agency BIA Branch of Natural Resources to provide technical assistance to Tlis Tsoh Sikaad Chapter and adjoining chapters to complete the re-construction of the historic fence.
3. The Sheep Springs Chapter hereby requests that all adjoining chapters provide the necessary resources to re-construct the fence.

**CERTIFICATION**


We hereby certify that the foregoing resolution was duly considered by Sheep Springs Chapter of the Navajo Nation, (New Mexico), at a duly called meeting at which a quorum was present and that same was Passed by a Vote of 25 in Favor, 0 Opposed and 02 Abstained on this 16<sup>th</sup> Day of July 2008.

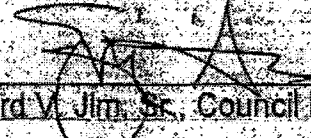
MOTIONED BY: ROSEMARY MITCHELL


SECONDED BY: THELMA YAZZIE

  
Kellywood Begay, SR, President

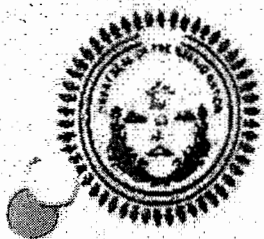
  
Steven Mitchell, Vice President

  
June H. Berland, Secretary/Treasurer

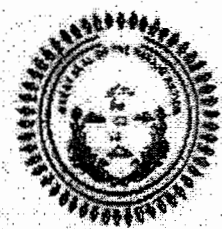
  
Edward V. Jim, Sr., Council Delegate

  
Bonnie Joe, Grazing Official





**Sanostee Community Chapter**  
P.O. Box 219  
Sanostee, New Mexico  
Phone: (505) 723-2702  
FAX: (505) 723-2705  
Website: [www.sanostee.nndes.org](http://www.sanostee.nndes.org)



## **RESOLUTION OF SANOSTEE CHAPTER**

**To support Tlis Tsoh Sikaad Chapter's request for the BIA, Branch of Natural Resources to supply fencing materials to re-construct the historic fence between District 13 and Districts 12, 14, and 15 and to seek the support of all adjoining chapters to provide resources to re-construct the fence.**

### **WHEREAS:**

1. Pursuant to Title 2 NNC, Section 4001 (d) and 4028 (a) Sanostee Chapter is an officially recognized chapter of the Navajo Nation Government, delegated the authority to review and process all matters affecting the community and its people, assuring that quality services are provided; and
2. The Sanostee Chapter is aware of the historic fence that was constructed between the respective districts by the BIA in the 1950s. Furthermore, the chapter is aware that the fence has deteriorated and is need of re-construction; and
3. The deterioration of the fence has resulted in livestock trespassing to and from adjacent districts, which is not in compliance with the Navajo Grazing Regulations ((25 CFR 167.13); and
4. It is within the authority of the BIA Branch of Natural Resources to protect tribal lands against waste, to ensure preservation of the forage, the land and water resources on the Navajo Reservation and to regulate grazing of livestock on such lands; and
5. The re-construction of the fence will provide better control of livestock while maintaining the carrying capacities within the respective districts and minimizing livestock trespass issues, which it will meet the overall objectives outlined above (#4); and
6. The project will require collaboration and cooperation from adjoining chapters and technical assistance from the BIA Branch of Natural Resources.

**Emil Benally, Jr.**  
President

**Dorothy B. Redhorse**  
Vice-President

**LaVerda D. Washburn**  
Secretary/ Treasurer

**Jerry Bodie**  
Council Delegate

**Alonzo Cohoe**  
Grazing Official Rep.


**NOW, THEREFORE BE IT RESOLVED THAT:**

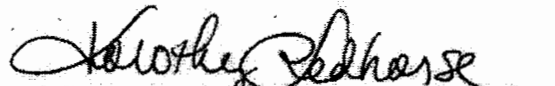
1. The Sanostee Chapter hereby supports Tiis Tsoh Sikaad Chapter's request for Northern Agency BIA Branch of Natural Resources to provide fencing materials to reconstruct the historical fence between District 13 and Districts 12, 14 and 15 (along Chaco Wash); and
2. The Sanostee Chapter hereby requests the Northern Agency BIA Branch of Natural Resources to provide technical assistance to Tiis Tsoh Sikaad Chapter and adjoining chapters to cooperate in the re-construction of the historic fence.

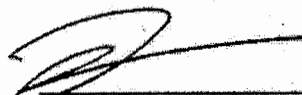
**CERTIFICATION**

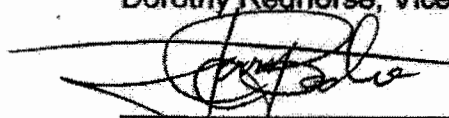
We hereby certify that the foregoing resolution was duly considered by Sanostee Chapter of the Navajo Nation, (New Mexico), at a duly called meeting at which a quorum was present and that same was passed by a vote of 31 in favor, 0 opposed and 0 abstained on this 20th of July, 2008.

Motion: Ammerson Barber Seconded: Anderson Bedah

  
Emil Benally, Jr., President

  
Dorothy Redhorse, Vice President

  
LaVerda Washburn, Secretary/Treasurer

  
Jerry Bodle, Council Delegate

  
Alonzo Coffee, Grazing Official

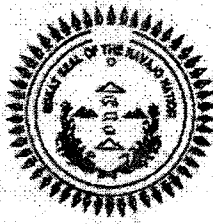
White Rock Chapter  
The Navajo Nation  
P.O. Box 660

Jump Point, New Mexico 87313

Phone: (505) 786-2444

Fax: (505) 786-2190

Email: whiterockchapter87313@yahoo.com



Harry Hubbard, Council Delegate

John Nee Begay, President

Shawn Jim, Vice President

Connie Johnson, Secretary/Treasurer

Irwin Jim, Land Board Member

Gilbert Roger, Community Services Coordinator

Jerold Manuelito, Office Specialist

Joe Shirley, Jr., President

Don Shirley, Vice President

## RESOLUTION OF WHITE ROCK CHAPTER

WRC-009-008

**Supporting Tiis Tsoh Sikaad Chapter's request for the BIA, Branch of Natural Resources to supply fencing materials to re-construct the historic fence between District 13 and Districts 12, 14, and 15 and to seek the support of all adjoining chapters to provide resources to re-construct the fence.**

### WHEREAS:

1. Pursuant to 2 N.N.C., Section 4001, the White Rock Chapter is a duly recognized and certified chapter of the Navajo Nation government; and
2. Pursuant to 2 N.N.C., Section 4028(a), White Rock Chapter is vested with the authority to review all matters affecting the community and to make appropriate recommendations to the Navajo Nation, Federal, State, and local agencies for appropriate actions; and
3. The White Rock Chapter is aware of the historic fence that was constructed between the respective districts by the BIA in the 1950s. Furthermore, the fence has deteriorated and is in need of re-construction; and
4. The deterioration of the fence has resulted in livestock trespassing to and from adjacent districts, which is not in compliance with the Navajo Grazing Regulations ((25 CFR 167.13); and
5. It is within the authority of the BIA Branch of Natural Resources to protect tribal lands against waste, to ensure preservation of the forage, the land and water resources on the Navajo Reservation and to regulate grazing of livestock on such lands; and
6. The re-construction of the fence will provide better control of livestock while maintaining the carrying capacities within the respective districts and minimizing livestock trespass issues, which will meet the overall objectives outlined above (#4); and
7. The project will require collaboration and cooperation from adjoining chapters and technical assistance from the BIA Branch of Natural Resources.

### NOW, THEREFORE BE IT RESOLVED THAT:

1. The White Rock Chapter hereby supports Tiis Tsoh Sikaad Chapter's request for Northern and Eastern Navajo Agency BIA Branch of Natural Resources to provide fencing materials to reconstruct the historical fence between District 13 and Districts 12, 14 and 15 (along Chaco Wash); and
2. The White Rock hereby requests the Northern and Eastern Navajo Agency BIA Branch of Natural Resources to provide technical assistance to Tiis Tsoh Sikaad Chapter and adjoining chapters to complete the re-construction of the historic fence.
3. The White Rock Chapter hereby requests that all adjoining chapters provide the necessary resources to re-construct the fence.

## CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by White Rock Chapter of the Navajo Nation, (New Mexico), at a duly called meeting at which a quorum was present and that same was passed by a vote of 21 in favor, 0 opposed and 4 abstained on this 21<sup>st</sup> day of October, 2008.

Motion: Herbert Benally

Seconded: Herbert Succo Sr.

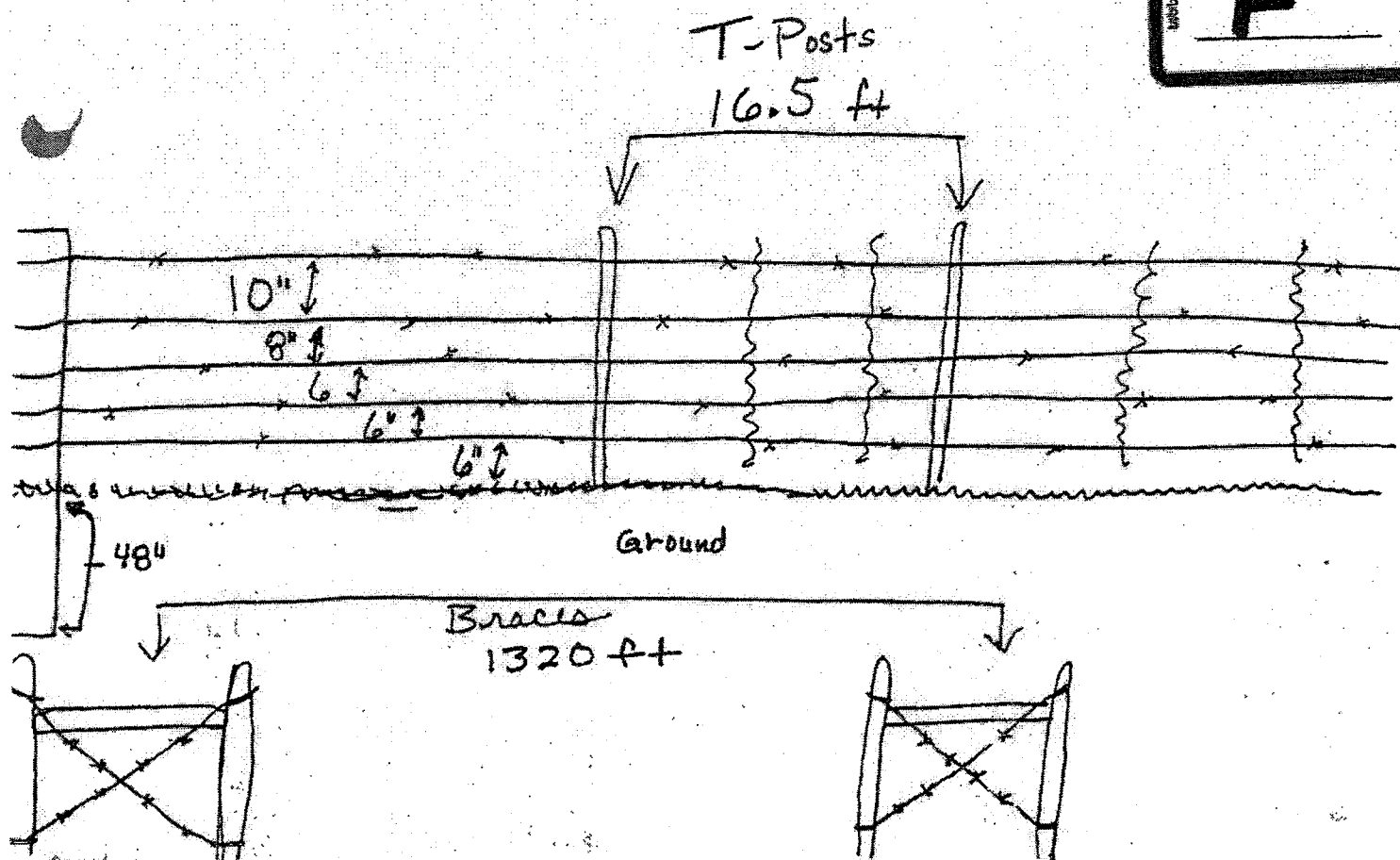
John Nez Begay  
John Nez Begay, President

Gorfaice Johnson  
Gorfaice Johnson, Secretary/Treasurer

Shawn Jim  
Shawn Jim, Vice President

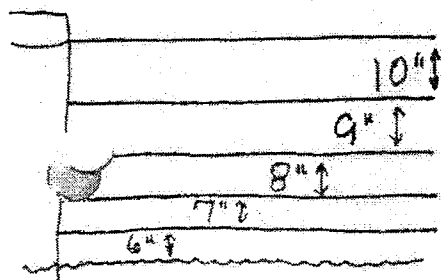
Harry Hubbard  
Harry Hubbard, Council Delegate

# GUIDELINES



Five strand barbed wire fence with spacings from top to bottom  
 (10", 8", 6", 6", 6") OR (10", 9", 8", 7", 6")  
 Posts set at every 16.5 ft. (Set 80 T-Posts between H-Brace  
 Two stays per section  
 H Braces set up at every 1320 ft (approx 1/4 mile)  
 and at the corners and on each side of entrance.

Another Pattern:

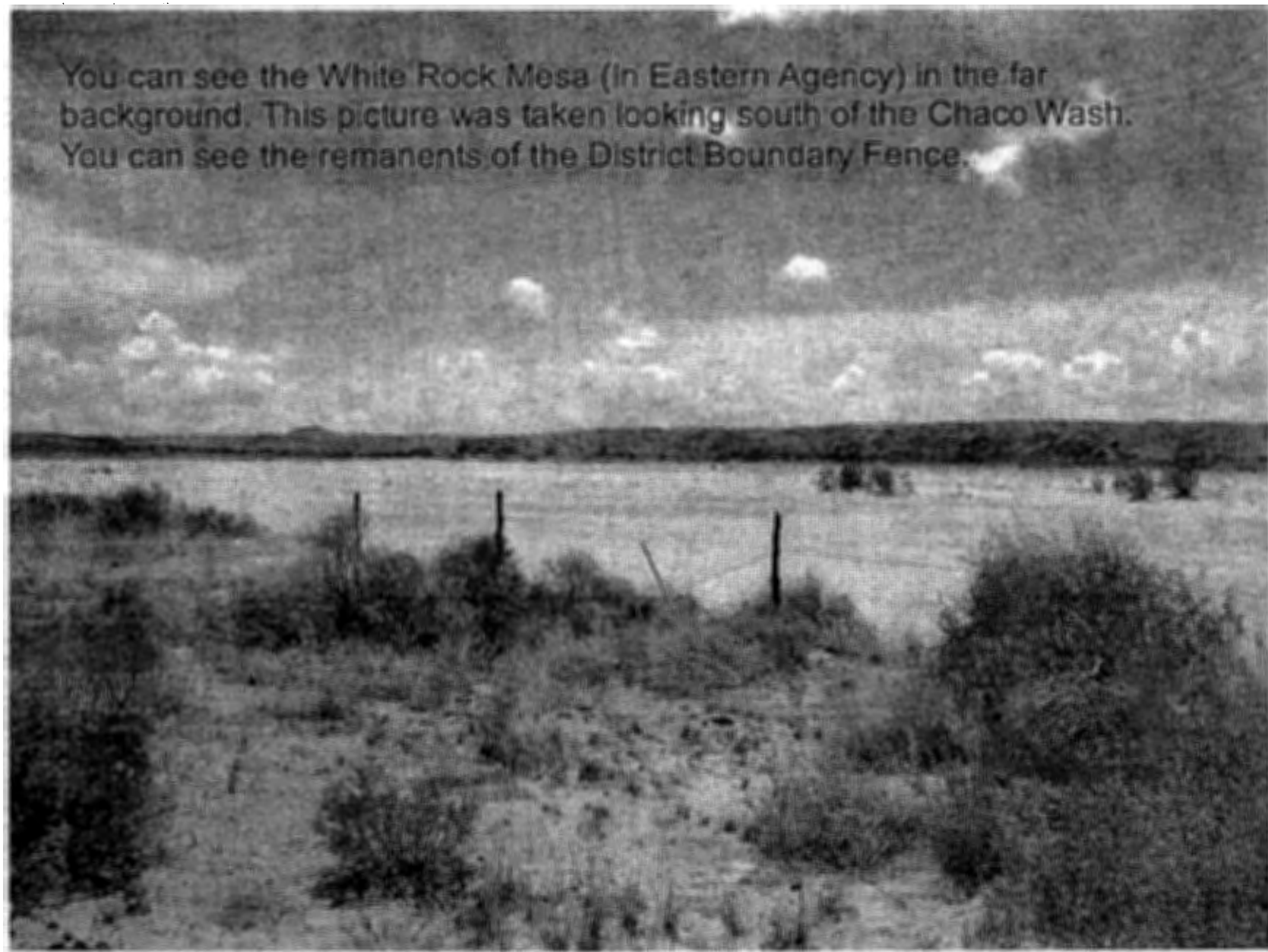




This is looking south across the Chaco Wash. The mesa in the background is in the Fort Defiance Agency. This picture shows a lone post still standing with wires on the ground. This is also a place the horses from Fort Defiance Agency enter District 13.



You can see the White Rock Mesa (In Eastern Agency) in the far background. This picture was taken looking south of the Chaco Wash. You can see the remnants of the District Boundary Fence.



# NATURAL RESOURCES CONSERVATION SERVICE CONSERVATION PRACTICE STANDARD

## FENCE (Feet) CODE 382

### DEFINITION

A constructed barrier to livestock, wildlife or people.

### PURPOSES

This practice may be applied as part of a conservation management system to facilitate the application of conservation practices that treat the soil, water, air, plant animal and human resource concerns.

### CONDITIONS WHERE THIS PRACTICE APPLIES

This practice may be applied on any area where livestock and/or wildlife control is needed, or where access to people is to be regulated. Fences are not needed where natural barriers will serve the purpose.

### CRITERIA

Fencing materials shall be of a high quality and durability, and the construction performed to meet the intended management objectives.

Fences shall be positioned to facilitate management requirements.

Standard or conventional (barbed or smooth wire), suspension, woven wire, or electric fences shall consist of acceptable fencing designs to control the animal(s) or people of concern and meet the intended life of the practice.

Height, number, and spacing of wires will be installed to facilitate control and management of the animal(s) and people of concern.

Height, size, spacing and type of posts will be used that best provides the needs for the style of fence required and is best suited for the topography of the landscape.

### CONSIDERATIONS

Consider installing fences in locations that will facilitate maintenance avoiding irregular terrain and/or water crossings.

Consider wildlife movement needs when locating fences.

Consider livestock management, handling, watering and feeding when locating fences.

Boundary fences shall comply with state laws and standards for construction.

Where applicable, clear right-of-ways will be established which will facilitate fence construction and maintenance.

Consider soil erosion potential when planning and constructing a fence on steep slopes.

### PLANS AND SPECIFICATIONS

Plans and specifications are to be prepared for specific field sites based on the NRCS National and State Fence Standards and appropriate state or local statutes or laws.

### OPERATION AND MAINTENANCE

Regular inspection of fences should be part of an on-going management program. Inspection of fences after storm events is needed to facilitate the function of the intended use of the fence.

Maintenance and repairs will be performed as needed to facilitate the intended operation of the installed fence.

Conservation practice standards are reviewed periodically, and updated if needed. To obtain the current version of this standard, contact the Natural Resource Conservation Service.

NRCS, NHCP  
April, 1995

UNITED STATES DEPARTMENT OF AGRICULTURE  
SOIL CONSERVATION SERVICE  
ARIZONA

Technical Guide  
Section IV  
All Field Offices  
March, 1988

**SPECIFICATIONS**

**Fencing (feet) 382**

Fences covered by this specification include standard wire, suspension, let-down, rock jack and figure 4, pole and timber, permanent power and special use fences.

The type of fence needed is determined by the kind of livestock operation planned, the following provides guidance on which fence meets minimum needs.

<u>Operation</u>	<u>Fence</u>
Cattle or sheep in a cell or short duration grazing system	2-wire permanent electric
Cattle	3-wire permanent electric 3, 4 and 5 wire regular
Haifer or bull pastures	4-wire permanent electric 4 and 5 wire regular
Sheep and/or goats	4- and 5-wire permanent electric Woven wire regular 7-wire barbed regular
Deer and predator control	7- and 8-wire permanent electric Woven wire

Fences can be constructed using either barbed, smooth or woven wire or poles or there combinations. They must be constructed of good quality materials, in a manner that will equal or exceed, in strength and durability the following specifications:

C. Posts

1. Line Posts

- a. Wooden - Untreated posts of such species as Juniper, Osage orange (Bois d' Arc), Oak, Mesquite, Black Locust and Redwood can be used. Pine, treated as indicated on Table 1 or other treatment according to Federal Specification TT-W-571 may also be used. All posts must have a 3 inch nominal top diameter (3/8 inch variance) and a minimum life expectancy of at least 10 years.

TABLE 1

LIFE EXPECTANCY IN YEARS OF TREATED  
AND UNTREATED FENCE POSTS

<u>Kind of Wood</u>	<u>Untreated</u>	<u>Treated</u>		
		<u>Pressure</u>	<u>Treated Hot and Cold Bath</u>	<u>Cold Soak</u>
Osage Orange (Bois d'Arc)	25-30	---	---	---
Jefferson Pine	2-4	20-25	15-20	10-20
Ponderosa Pine	2-4	20-25	15-20	10-20
Aspen, Cottonwood	1-3	15-20	10-15	5-10
Redwood	20	---	---	---
Mesquite	20	---	---	---
Locust, Black (Heartwood)	20	---	---	---
Oak	20	---	---	---
Alligator Juniper	20	---	---	---
Utah Juniper	20	---	---	---
<u>Treatment for Pine Posts</u>		<u>Retention lbs/ft<sup>3</sup></u>		
Creosote petroleum solution		7		
Creosote coal tar		6		
pentachlorophenol		0.3		
acid copper chromate		0.5		
ammoniacal copper arsenite		0.4		
chromated copper arsenate (CCA)		0.4		



## 2. Corner, Gate, and Brace Posts

### a. Wooden - same species as in I-C-1-a (Exhibits 1 and 2)

- (1) Size - Length sufficient to provide for the construction of at least a 44-inch-high fence, and permit setting at least 36 inches in the ground; top diameter nominal size 6 inches (1-inch variance) or larger.
- (2) Bracing - Required at all corners, gates, and at all angles in the line fence. Horizontal braces must be the equivalent of a nominal size 4-inch diameter to (3/8-inch variance) line post, or 2-inch nominal size (2.375-inch outside diameter) steel pipe, with minimum length of 6.0 feet notched or doweled into the top one-half of the brace post and post being braced, installed not less than 3 feet above ground line. A tension member composed of two complete loops, twisted, of (a) 9-gage smooth wire or (b) barbed or smooth wire as shown in section I-A shall extend from a point above the horizontal brace to ground level of the post being braced into the ground to a deadman.

In corrosive soils use a non-deadmanned double "H" brace or a deadmanned "H" brace using a 1/2-inch or larger steel rod extending from the deadman and tied to the tension wire a minimum of 4 inches above the ground.

Use of a deadman may be omitted when the stretch of fence is 300 feet or less. The brace wire shall be twisted to secure the brace and provide needed rigidity.

### b. Steel (Exhibits 1 and 2)

- (1) Where new steel pipe is used for corner, gate, and brace posts, the following criteria shall be met:
  - (a) Steel pipe will equal or exceed the requirements for 2-inch (2.375-inch outside diameter) nominal size standard steel pipe (ASTM A-120 Schedule 40).

- (c) Steel braces should be galvanized or painted. If painted, they shall be brushed with a wire brush, treated with a rust inhibitor, primed with a metal primer paint, and then painted with two coats of a high grade, weather resistant epoxy or enamel paint.
- (d) Alternative to angle brace will be to use deadman or anchor plate as described for wooden posts.

#### D. Gates

Gates shall equal or exceed the quality of adjoining fence. They may be made of aluminum, steel, or wire. Wire gates will be constructed of equal or better quality wire and line posts used in the fence construction and must have a stay approximately every 4 feet. (See Exhibit 1).

#### E. Stays

Stays may be made of galvanized twisted wire, or made from the same wire used in the fence. Wooden or fiberglass stays may also be used. (See Exhibit 3).

#### F. Wire Splicing

When splicing of wire is necessary, either the "Western Union" or "loop splice" is acceptable.

#### G. Anchoring

In crossing narrow drainage ways or draws, a weight or deadman anchor equivalent to a 12" x 12" concrete block should be fastened to the fence wires by suspension wire or wires of equivalent gauge of the fence. (See Exhibit 4).

### II. Suspension Fences

Suspension fences are applicable only where a majority of the terrain will allow the use of approximately 100-foot spacing between line posts.

Dimensions and quality of all materials used, fence heights, and fence construction will be in accordance with the requirements set forth in section I, Standard Wire Fence, except as noted in the following items.

- A. Line posts shall be spaced approximately 80 or 100 feet apart. In areas of difficult terrain, spacing will need to be shortened to allow fence to follow the contour of the land. (See Exhibit 5).

### Material Specifications

- A. Timber for bucks will be at least 5 inches in diameter. Poles must be at least 3 inches in diameter at the small end.
- B. The top pole of buck and pole or worm type fences can not be less than 3 feet nor more than 4 feet high for livestock control or 6 feet for deer control. A combination of wire on top of the buck and pole fence may be used for deer exclusion.
- C. Bucks should be firmly anchored to the ground or anchored with rock.
- D. Pole placement and number must approximate at least minimum vertical spacing as set forth for regular fences.
- E. The bottom poles of a worm type fence will be raised off the ground by means of rocks or log bucks at ends and in the center whenever the log sags excessively.
- F. Where worm fences are used in deer country, they must not exceed 42 inches in height. In antelope areas, crossings will be provided where the bottom poles are not less than 16 inches above ground.

### Permanent Power Fences (Exhibit 11 and 12)

Power fencing is an acceptable alternative to standard fencing for cross fences only.

#### A. Wire

- 1. Perimeter portion of fence will be constructed of at least four wires, with the total height to the top wire not less than 40 inches. Interior fences will be constructed of at least three wires, with a total height to the top wire not less than 36 inches.

Fences for cattle and/or sheep in a short duration or cell grazing system may be 2-wire with the top wire 26 inches high for sheep and 26 to 30 inches high for cattle.

Wire will be new, smooth, and meet or exceed the following:

Tensile strength - 110,000 psi  
Galvanizing - Type III  
Gage - 12 1/2

b. Wooden. Two inch top diameter or larger posts otherwise meeting standard fence specifications or insultimber or Australian iron wood are acceptable when set in the ground 18 inches deep.

c. Steel Posts. "T" steel posts will be one pound per foot and of sufficient length for the height of fence, with high quality commercial, black polypropylene or polyethylene plastic or porcelain ceramic insulators. On corrosive soils, the coating may be either hot dip galvanizing or painted (Commercial Standard 184) with one or more coats of high grade, weather resistant paint or baked enamel.

d. Reinforcement Bars - Steel reinforcement type bars may be used on two wire fences. They must be set in the ground to a depth of 18 inches and extend above the top wire 4-6 inches. Minimum size for line post is 5/8" or #5 bar.

## 2. Corner, Gate, and Brace Assemblies (Exhibit 13 & 14)

Gates. "Lift" or Australian" gates are acceptable. Posts on either side of these gates will be the same as standard brace posts as defined in the section for Standard Wire Fence. All other gate assemblies will meet the standards as indicated below.

Wooden Posts. Same as Standard Wire Fence except posts must have a minimum of 4-inch top diameter, be set in the ground 3 feet deep, and be long enough to allow 3-4 inches above the top wire. Pull posts shall be 6 inches and set in the ground 3 feet deep.

Reinforcement Bars Steel reinforcement bars may be used for bracing on two wire electric fences only. The bars will be a minimum of 1-3/8 inches or #11 and set in the ground a minimum of two feet. The holes will be back filled with concrete. The angle section of the assembly must be welded to the main post. (See Exhibit 14)

Bracing. Same as Standard Fence except as noted above.

Spacing. Brace assemblies of single pull posts will be spaced at intervals no greater than 4000 feet throughout the length of the fence. Single pull posts will only be used in straight line sections where equal pull is exerted in both directions. Brace assemblies ("H" braces, or single six inch wooden posts with one or more earth anchors to withstand 1100 pounds of pull) will be placed any place the fence breaks, ends or makes a 15 degree or greater bend. (See Exhibits No. 16 to 17).

this 6-foot depth, use two or more galvanized pipes or rods. Ground wires in the fence must also be connected to a galvanized pipe or rod. The ground wire attached to the fence may be located anywhere along the fence that a 6-foot depth can be obtained for the galvanized rod or pipe.

#### VII. Used Steel Pipe

Used steel pipe may be substituted for new steel pipe provided it is approved prior to construction by an authorized SCS representative who determines that it is good quality pipe relatively free of pits and scaling. Substituted used steel pipe shall be any one of the three types listed below:

<u>Nominal Size Diameter</u>	
<u>Type of Pipe</u>	<u>(Inches)</u>
Standard Schedule 40	2.5
Extra Strong Schedule 80	2.0
Double Extra Strong Schedule 120	2.0

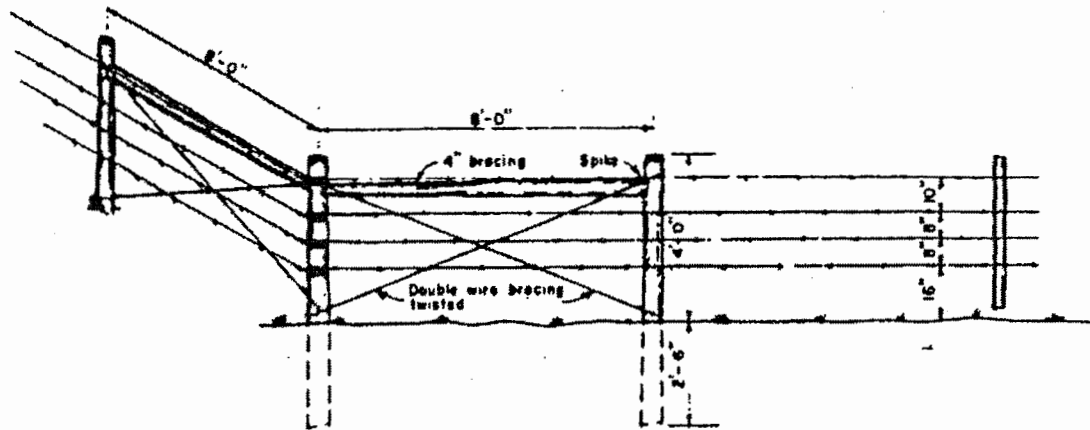
#### VIII. Special Fencing Considerations for Wildlife

The free movement of elk, deer, pronghorn and bighorn sheep should be considered in every fence design and the following guide will be used:

1. Mule deer and/or white-tailed deer
  - a. Fencing for cattle, or cattle and sheep. Four strands of barbed or smooth wire with a minimum height of 38 inches (97 cm) and a maximum height of 44 inches (112 cm) and a barbless bottom wire at least 10 inches above the ground, 16 inches for cattle only.
2. Pronghorn antelope: Fences must be built so antelope can move from one pasture to another. This may be accomplished when:
  - a. Fencing for cattle. Provide a three or four strand fence with the top wire no higher than 44 inches (112 cm) and no less than 38 inches (97 cm) above the ground, and a barbless bottom wire that averages 16 inches (41 cm) above the ground.
  - b. Fencing for Sheep. Provide a four-strand fence with the top wire no higher than 42 inches (107 cm) and no lower than 32 inches (97 cm) above the ground, and a barbless bottom wire at least 10 inches (25 cm) above the ground.

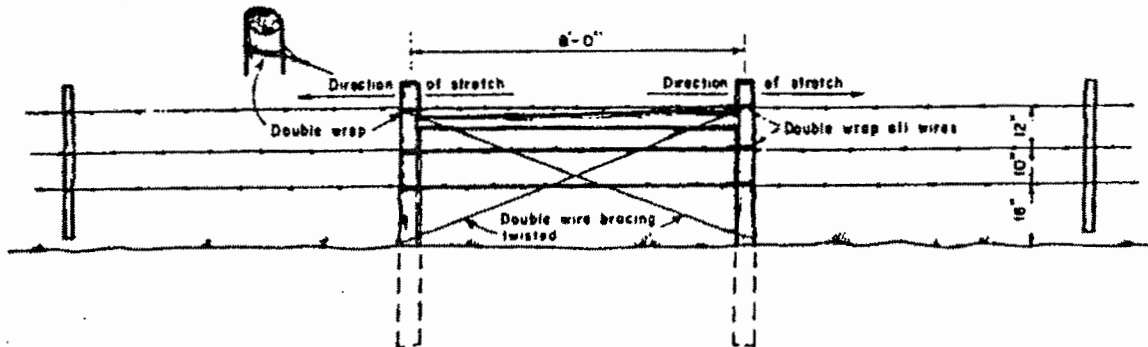


# EXHIBIT 1

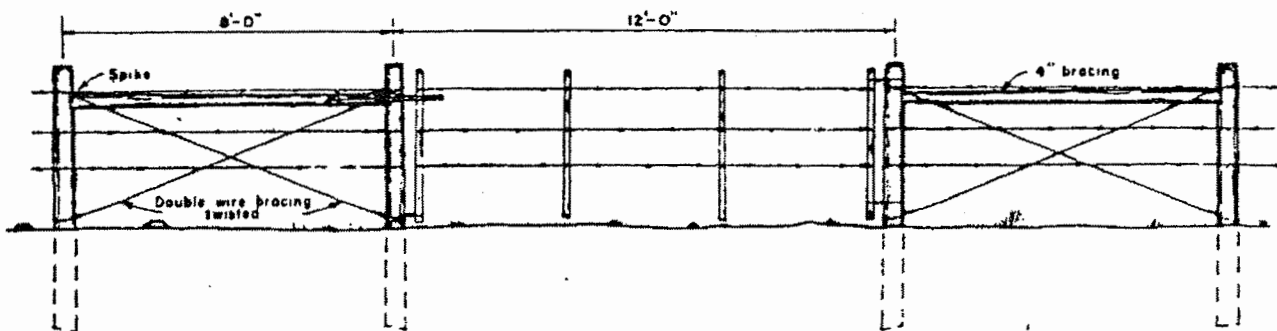


CORNER BRACE

DOUBLE WRAP DETAIL



LINE BRACE



GATE BRACE

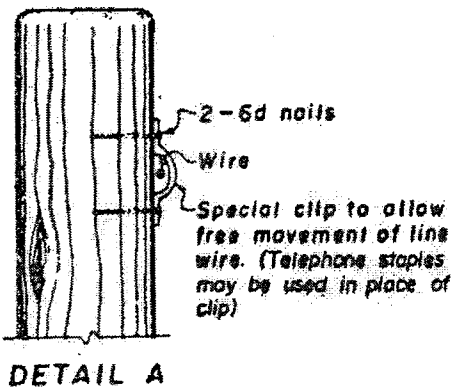
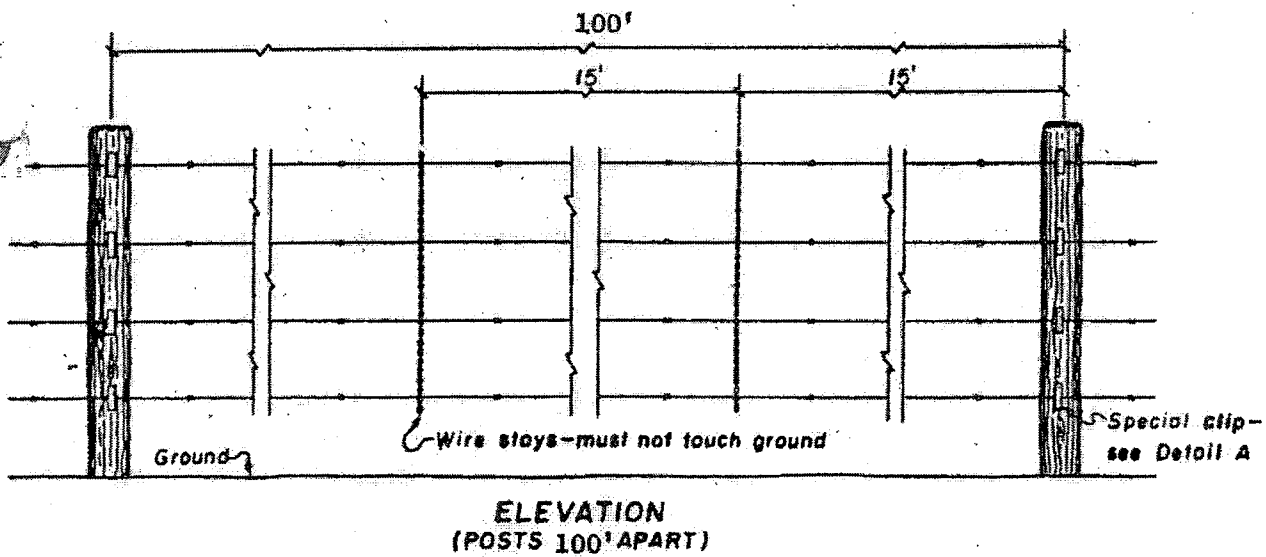
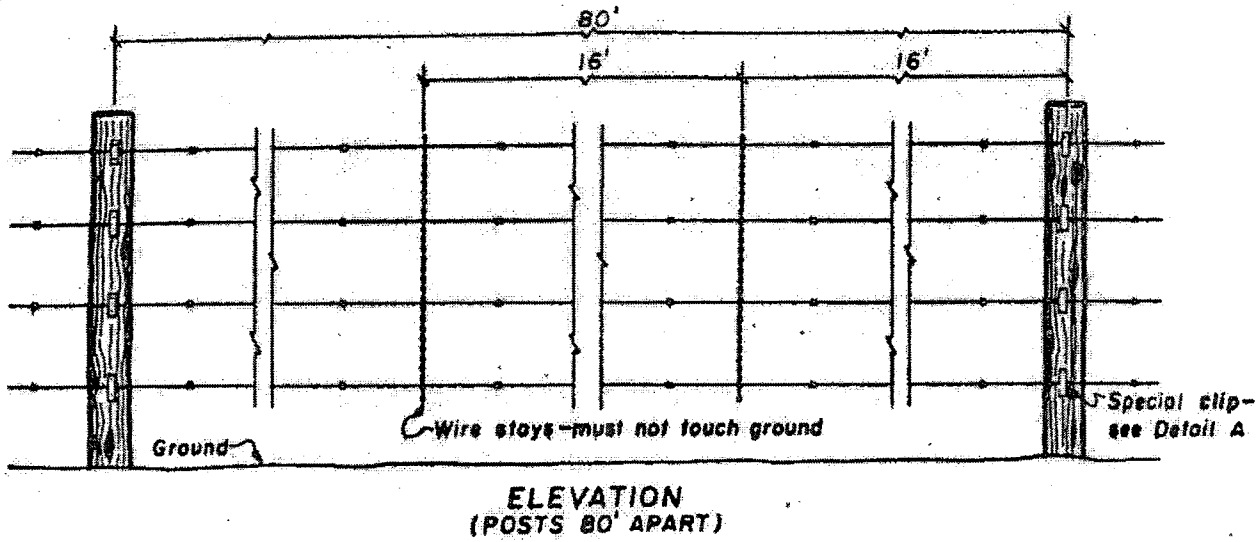
## Note.

1. Peeling of posts optional
2. Dap braces into posts
3. Spike braces to posts

## WIRE FENCE BRACES (STANDARD)

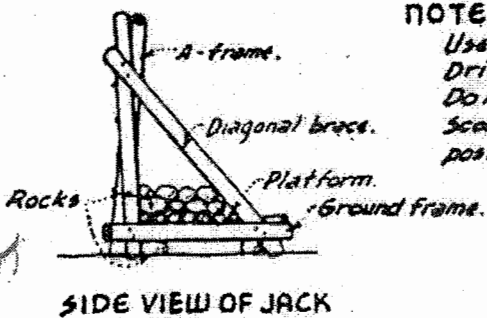
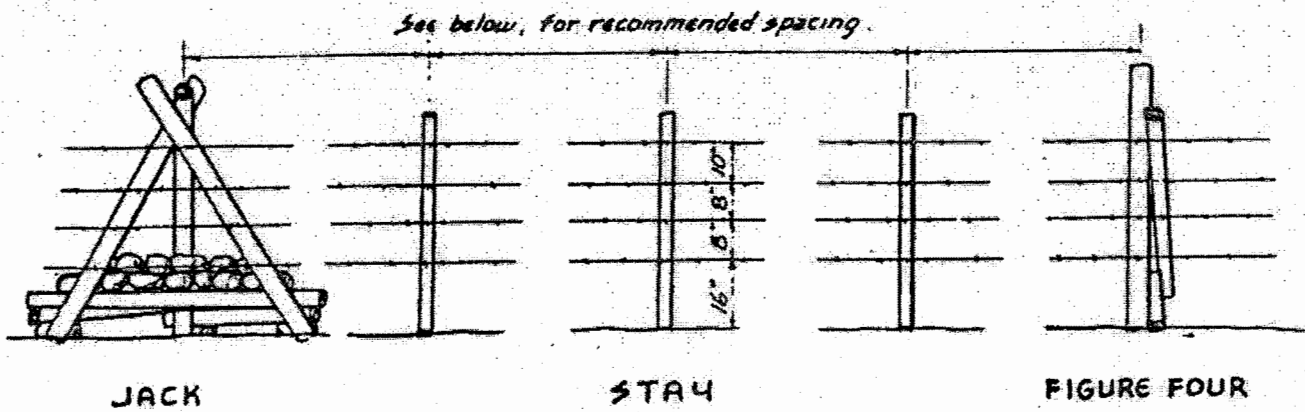


# EXHIBIT 5

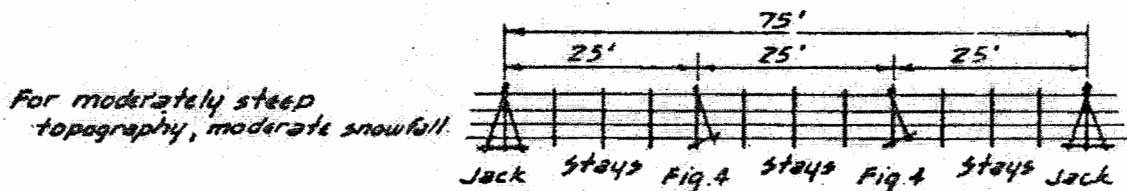
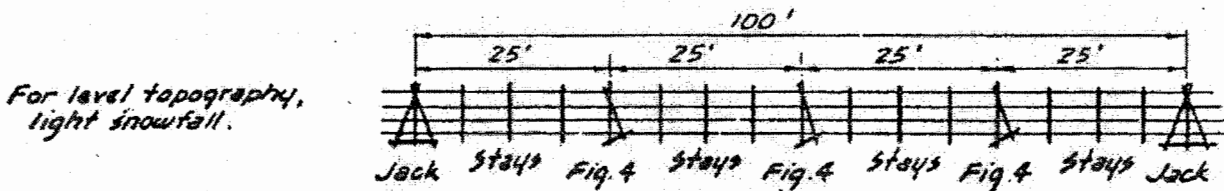
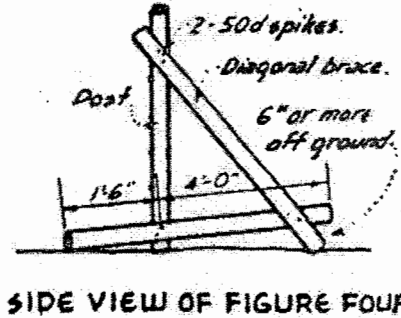


SUSPENSION FENCE

# EXHIBIT 7

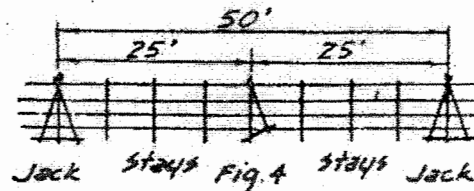


NOTE:  
Use 2-50d nails at each joint.  
Drive nails at binding angle.  
Do not nail rock platform down.  
Scoop shallow holes in ground, for  
posts & braces, to prevent excess  
slipping on hillsides.



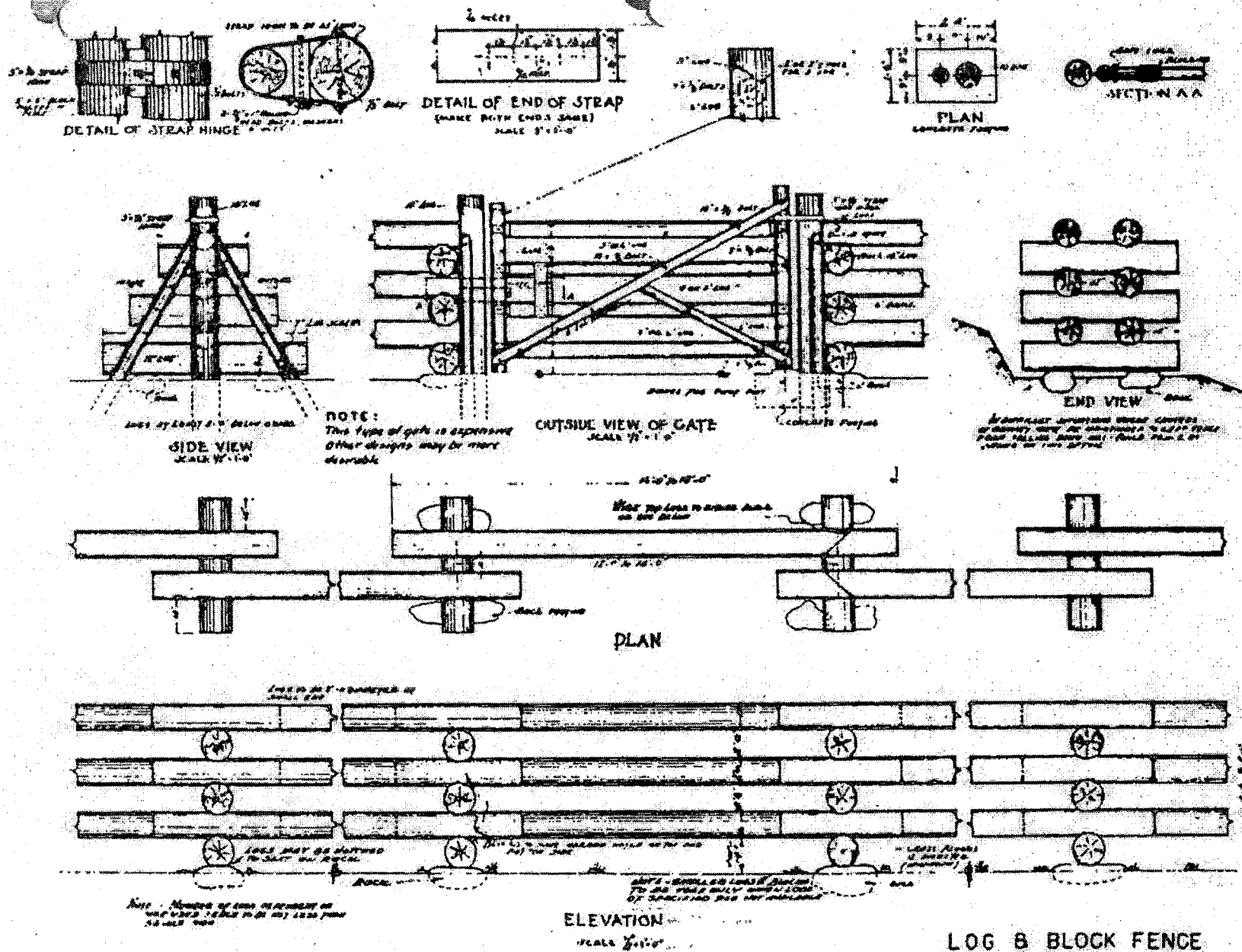
NOTE:  
Place additional jacks at all  
abrupt breaks in topography.

For steep topography,  
heavy snowfall.



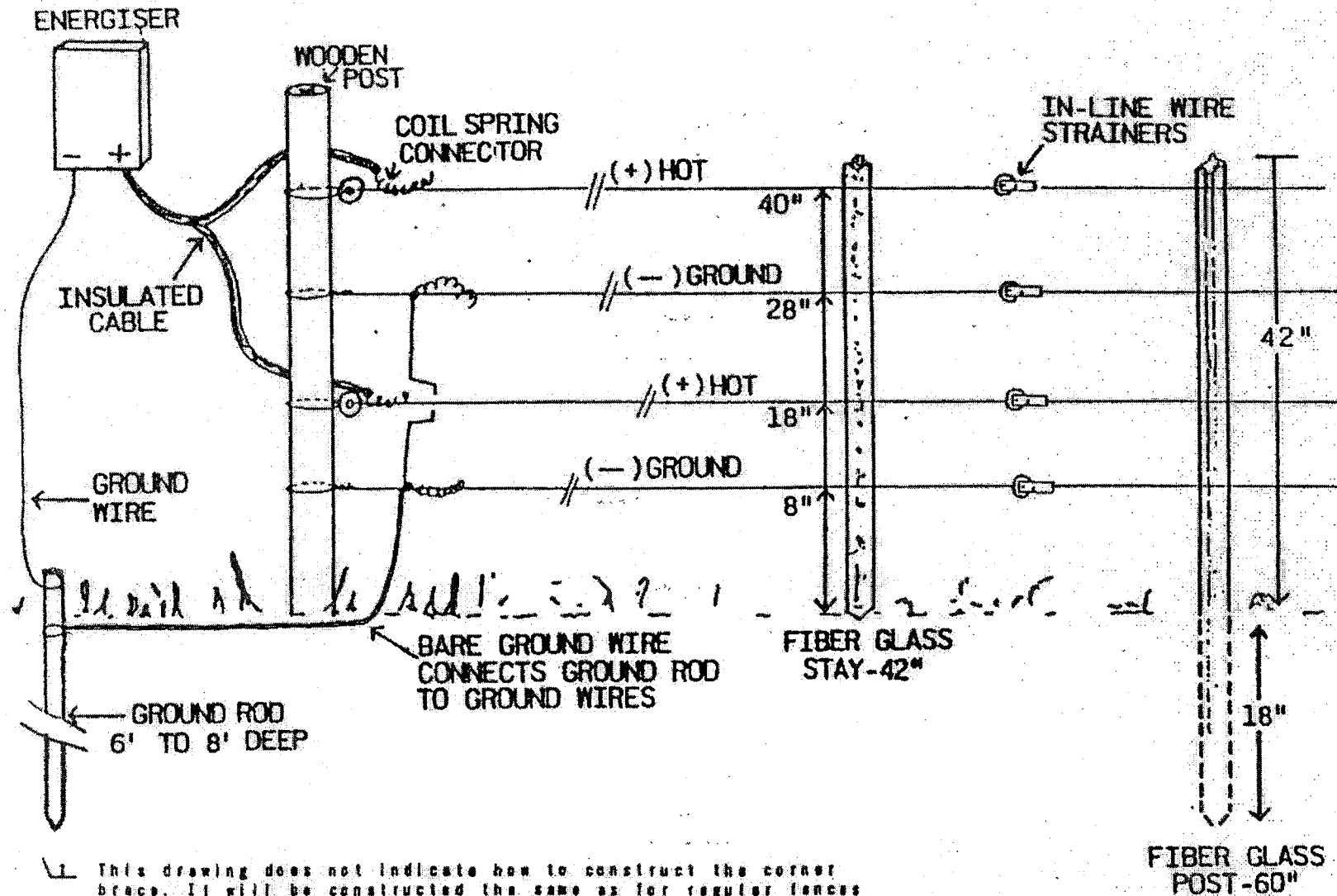
SPACING DIAGRAMS

ROCK JACK AND  
FIGURE "4" FENCE



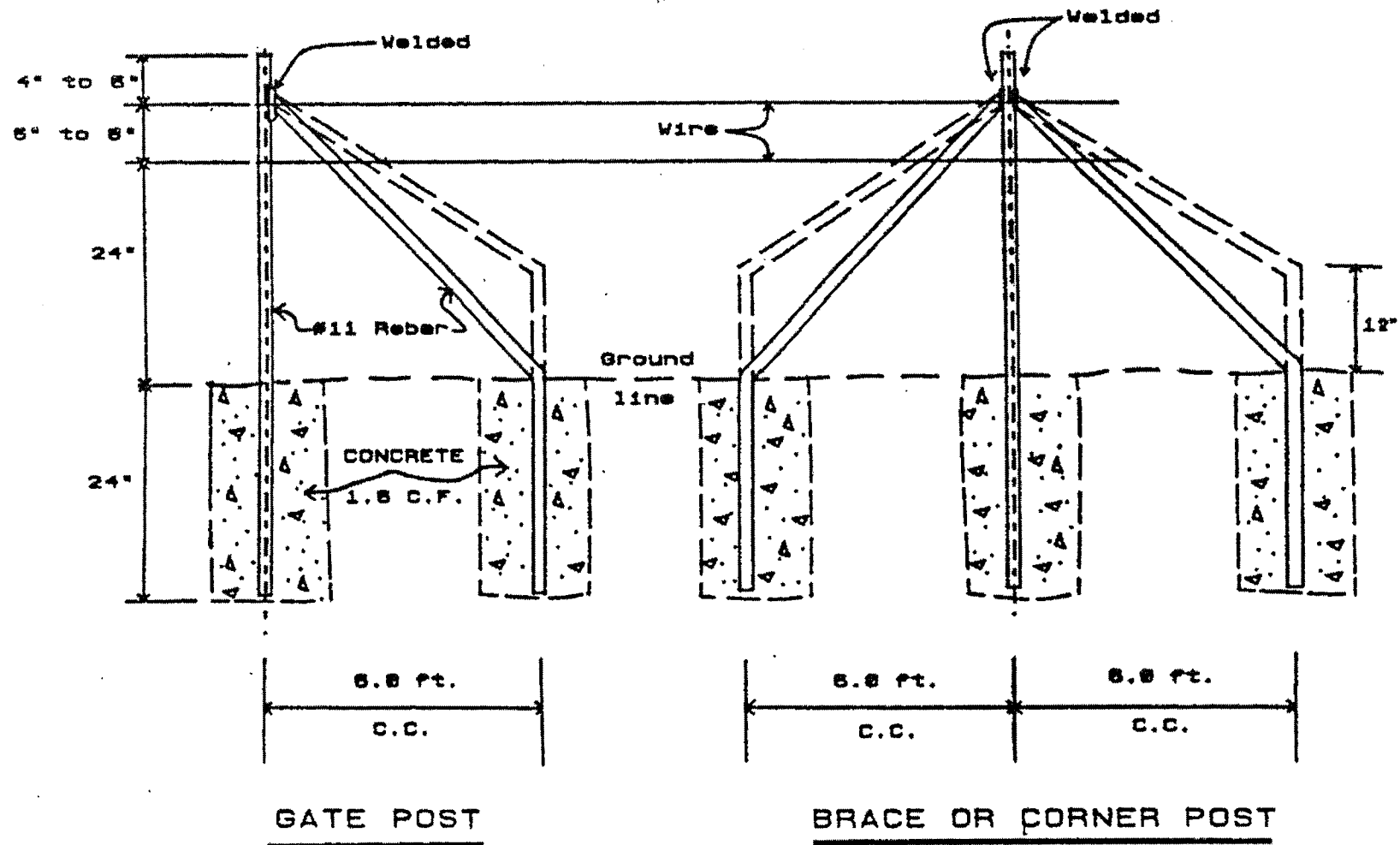


# Typical 4 Wire Hot/Ground System

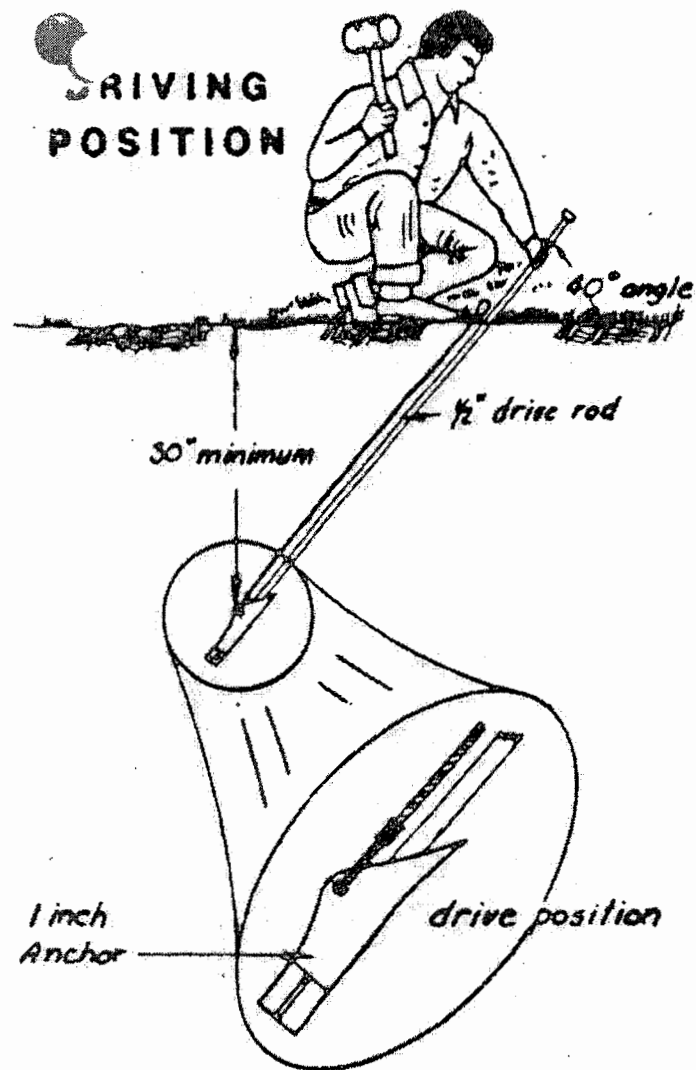


1 This drawing does not indicate how to construct the corner brace. It will be constructed the same as for regular fences except steel pipe will not be used. See attachment 2.

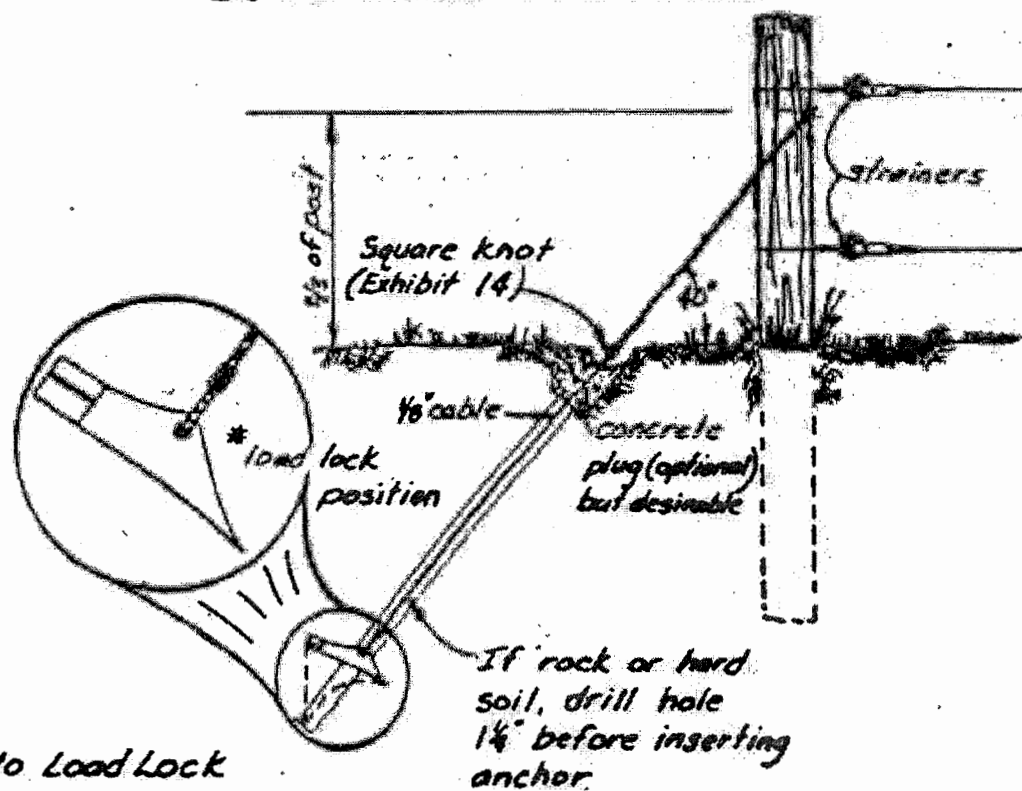
# REINFORCEMENT BAR GATE, BRACE OR CORNER POST



# DRIVING POSITION



# LOAD LOCK POSITION



## \* Methods used to Load Lock

1. Fulcrum
2. Winch
3. "Handymans" Jack or Hydraulic Jack

## FENCING

### SPECIFICATIONS

Fences shall consist of either barbed, smooth, or woven wire, or combinations thereof, and must be constructed of good material and in a workmanlike manner to equal or exceed, in strength and durability, one constructed in accordance with the following specifications:

#### Types of Fences

#### 1. Standard Fences for Exclusion or Control of Livestock.

- 4 wire barbed and/or smooth - min. height 42 inches.
- 3 wire barbed and/or smooth - min. height 40 inches.
- Woven, barbed and/or smooth - min. height 40 inches.

#### 2. Suspension-Fences.

- 4 wire barbed - min. height 42 inches.

Modified 3 wire suspension for specialized grazing management.

#### 3. Modified fences for wildlife considerations.

The following guide will be used where free movement of big game animals is a consideration in fence design.

- a. Mule deer. The top wire not higher than 42 inches above the ground.
- b. Pronghorn antelope. Fences must be built so antelope can move from one pasture to another. This may be accomplished by:
  - (1) Placing bottom barbed or smooth wire at least 15 inches above the ground.
  - (2) Leaving gates open during migration periods when livestock are not in pastures.
  - (3) Leaving a gap not greater than 32 inches high in net wire sheep fences.
  - (4) Using small cattle guards of six feet wide and four feet in line length, installed about one mile apart.

#### c. Fences for exclusion or control of big game.

Where big game management is a major consideration, a site specific specification will be developed. The specifications must be approved by the State Resource Conservationist.

- d. Let-down fences (Modified Standard) for elk movement and/or winter snowpack (Exhibits 1, 2, and 3)

4. Permanent Electric Fence (Exhibit 4)

- 2 wire smooth - min. height 24 inches or 18 inches for sheep and goats for specialized grazing management.  
3 wire smooth - min. height 36 inches for conventional cross fencing.

5. Special fences to be designed by the state resource conservationist.

Standard Fences for Exclusion or Control of Livestock (Exhibits 5, 6, and 7)

1. Wire. Barbed wire, woven wire and wire netting fencing shall conform to the requirements of Federal Specification RR-F-221 for the specified types and styles of fencing. Barbed wire and woven wire shall have zinc coating of at least 0.50 ounce per square foot of wire surface.

Woven wire shall be a minimum of 26 inches high with 14 1/2 gauge or larger intermediate and stay wires spaced on not more than 12 inch centers. All barbed or smooth wire will be 13 1/2 gauge or larger or 15 1/2 gauge high tensile double strand. Minimum strand breaking strength of 950 foot pound is required for all wire. All wire, whether woven or stranded, will be of new galvanized material.

Woven wire fences shall be topped by at least two double strand wires.

When splicing of wire is necessary, the "Western Union" splice will be recommended. This splice is made by overlapping the ends of each wire and wrapping each wire five times around the other wire (Exhibit 8). The use of a fence splicing tool will facilitate this operation and result in a neat job. If sleeve is used, a crimping tool is required.

2. Staples. Staples shall be of nine gauge polished (bright) hard wire and should be 1 1/2 inches long for soft woods and 1 1/4 inches long for hardwood posts. The staples should be driven diagonally with the wood grain to avoid splitting. Space should be left between the staple and the post to permit movement of the wire. Tie wires of soft metal 12 gauge may be substituted for staples

3. Posts.

Line Posts.

- a. Wooden Type. Untreated posts from such species as juniper (cedar), except Rocky Mountain, oak, osage orange, black locust, and redwood or pine posts treated with a creosote coal-tar solution, or pentachlorophenol, with less than six pounds retention per cubic foot, in accordance with Federal Specification TT-W-571c, are acceptable.

- b. Steel. Standard "Tee" or "U" section steel posts with anchor plate weighing not less than 1.33 pounds per foot of length, exclusive of anchor plate, may be used in lieu of wooden line posts. Length shall be the same as for wooden posts. Steel posts shall be rolled from high carbon steel. The coating may be either hot dip galvanizing or painting in accordance with Commercial Standard 184 with one or more coats of high grade, weather resistant steel paint or baked enamel. Steel posts shall be studded, embossed or punched for the attachment of wire to the posts. Wire shall be attached to the posts by wrapping with number 16 gauge galvanized wire or by use of manufacturer's special designed clips.

Size. Length must be sufficient to provide for the construction of at least a 42 inch-high fence to permit stapling of the top wire without splitting, and be set solidly in the ground a minimum depth of two feet in sandy soils or 18 inches in all other soils. Ninety-five percent of top diameters of wooden posts (two inches above the top wire) must be three inches or larger. In rocky soil where penetration cannot be obtained with ordinary hand tools, straddlejacks may be used.

Spacing. On 4 wire and net wire standard fences, maximum interval shall not exceed 20 feet if no stays are used between posts, or 30 feet if stays are used between posts at intervals not to exceed ten feet.

On 3 wire standard fences, maximum interval shall not exceed 16 1/2 feet between posts.

#### 4. Corner, Gate and Brace Posts (Exhibits 8, 9, 10, and 13)

##### Brace Posts

- a. Wooden. Same species as above.

Size. Length sufficient to provide for the construction of at least a 42 inch-high fence and permit setting at least 36 inches in the ground, top diameter commercial size six inches or larger.

- b. Alternate. Steel corner or brace posts set in concrete with a three inch (O.D.) new or (equivalent weight of 7.58 pounds per linear foot) pipe or larger with brace member welded to the posts.
- c. If soil conditions prevent proper brace or line post installations, trees may be used. Fasten the wire as indicated in Exhibit 15.
- d. Rock cribs may be used in shallow rocky areas.



Bracing. Required at all corners, gates and at all definite angles in the line fence. In straight sections, brace units (pull posts) shall be spaced at intervals not to exceed 1,320 feet. Wire shall be tied off at the brace units. Braces can be a four inch diameter top line post of the approved species with minimum length of 6.0 feet notched into the top one-half of the brace post and post being braced, or two inch (O.D.) new or used pipe or angle iron (2" x 2" x 1/4") or equivalent installed not less than three feet above ground line. A tension member composed of two complete loops of number nine gauge smooth wire, or two complete loops of number 12 1/2 gauge double strand barbed or smooth wire, shall extend from a point approximately six inches below the top of the brace post to ground level of the post being braced. The brace wire shall be twisted to secure the brace and provide needed rigidity. (Exhibit 10)

The standard bracing designed by the New Mexico Highway Department is an accepted alternative. (Exhibit 13)

#### Suspension Fences for the Exclusion or Control of Livestock (Exhibit 11)

Dimensions and quality of all materials used, fence heights and fence construction shall be in accordance with the requirements set forth in Specifications for Regular Fences except as noted in the following items:

Woven wire is not acceptable for suspension fence design.

Bracing shall be required at all corners, gates, definite angles in the line at prescribed spacing in straight line sections of the fence as described below. All corner, gate, brace and pull posts shall be eight feet long with eight inch diameter top and imbedded in the ground at least 3 1/2 feet. Suspension fences shall not be constructed on a curve; directional changes in line shall be by definite angles properly braced.

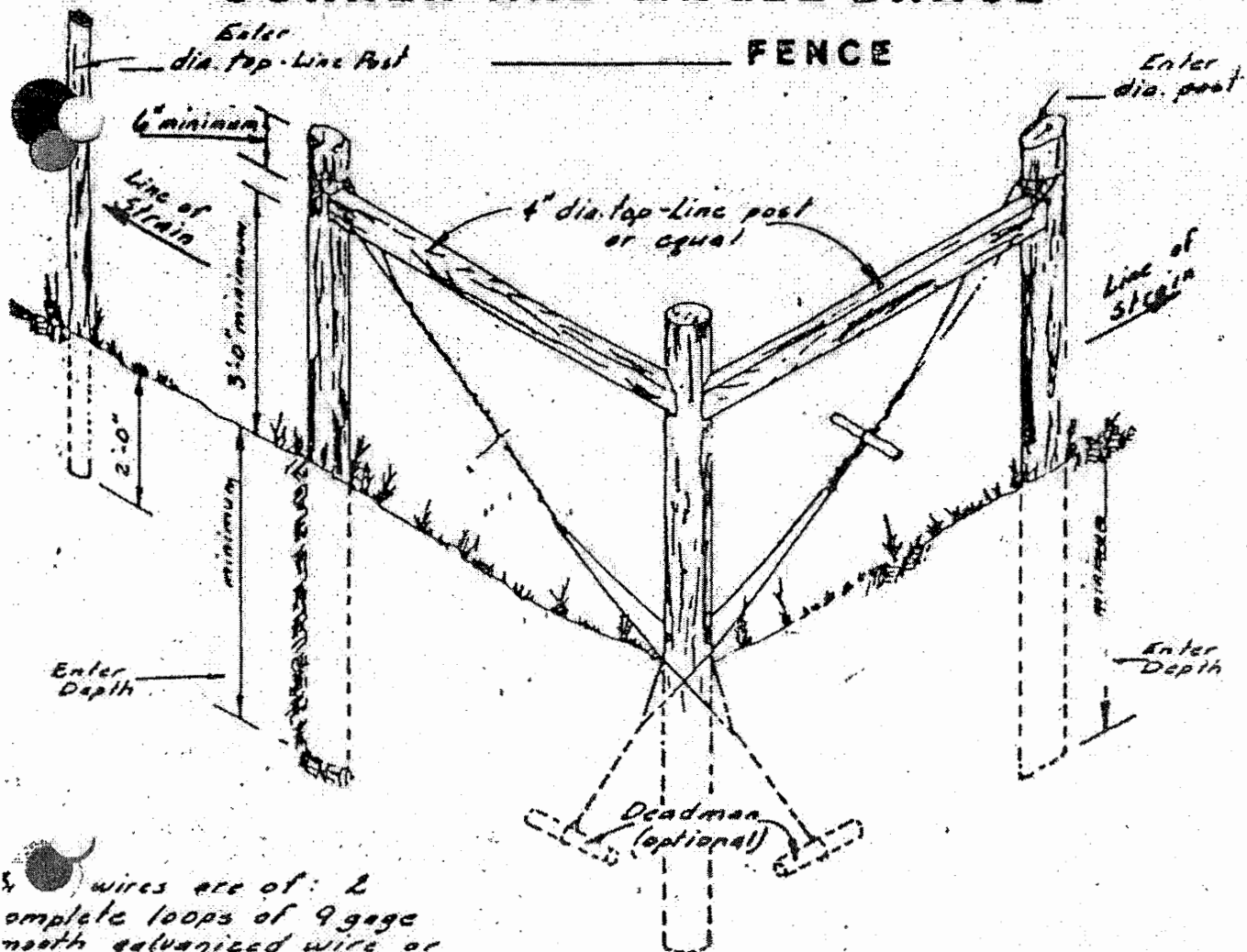
In straight sections of a suspension fence, anchor or pull posts shall be spaced at intervals not to exceed 1,320 feet. Any straight section of fence more than one-half mile long shall have a minimum of two (2) line anchor or pull post assemblies. The pull post assemblies should be equally spaced along straight sections. It is desirable to tie off all wires at stretch panels and start with a new wire on the next 1/4 mile section.

When wooden line posts are used, they shall have a minimum top diameter of four inches. Line posts shall be spaced 80-100 feet apart. Galvanized twisted wire stays shall be spaced approximately 15 feet apart in the line. Six stays shall be used between posts spaced 100 feet apart. For a lesser spacing, the number of stays should be reduced accordingly to the approximate 15 foot spacing.

All stays should swing free of the ground to permit the fence to sway when contacted by animals.

Any suitable fastener showing good workmanship and allowing the wire to freely contract and expand may be used to secure the wire to the post. Some examples of acceptable fasteners are small plates of 20 gauge metal cut 1/2 x 1 inch in size and used to fasten wire to post with sixpenny nails, staple secured diagonally but not tight against the wire, etc.

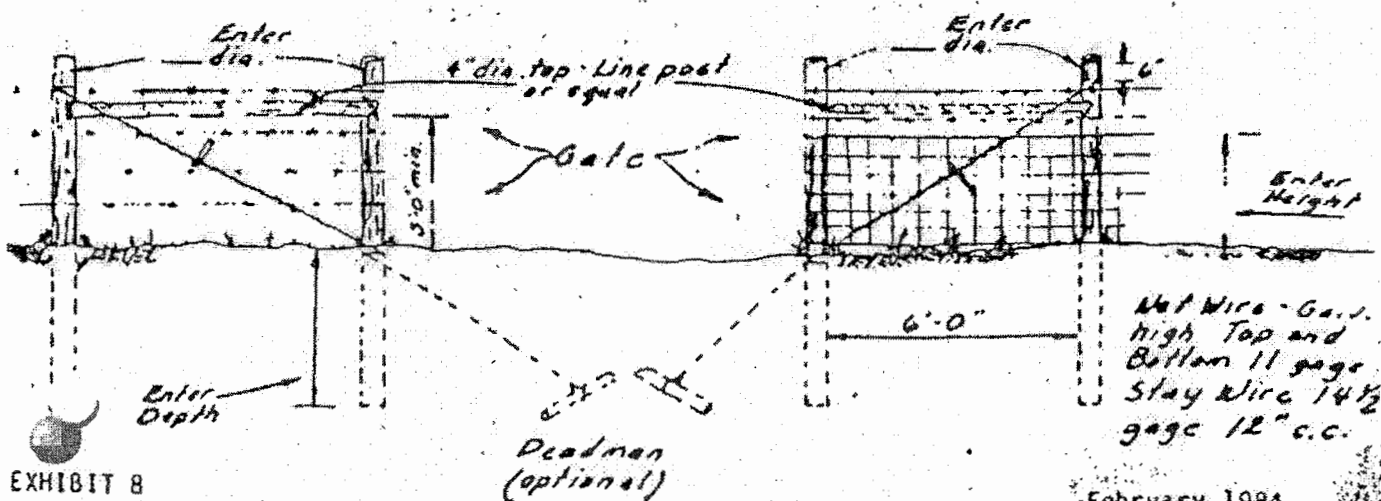
# CORNER AND ANGLE BRACE



4 wires are of: 2 complete loops of 9 gage smooth galvanized wire or 1/2 gage galvanized double strand Barbed or Smooth wire twisted

Splices should be - Western Union Splices

## GATE BRACE

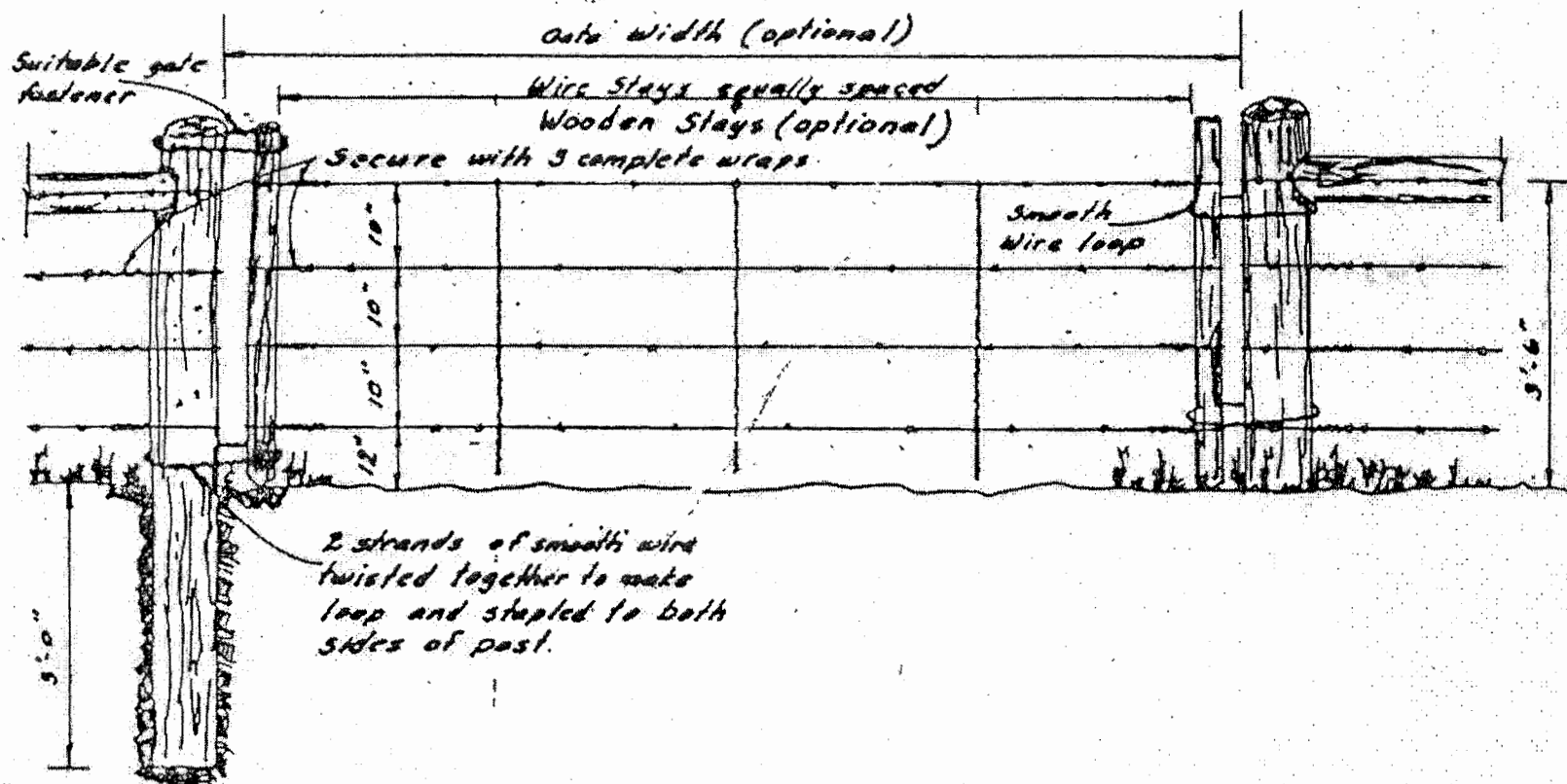


Net Wire - Galv. high Top and Bottom 11 gage Stay Wire 14 1/2 gage 12\" c.c.

EXHIBIT 8

February 1984

# 4 WIRE GATE



# IN LINE WOODEN BR (STANDARD FENCE)

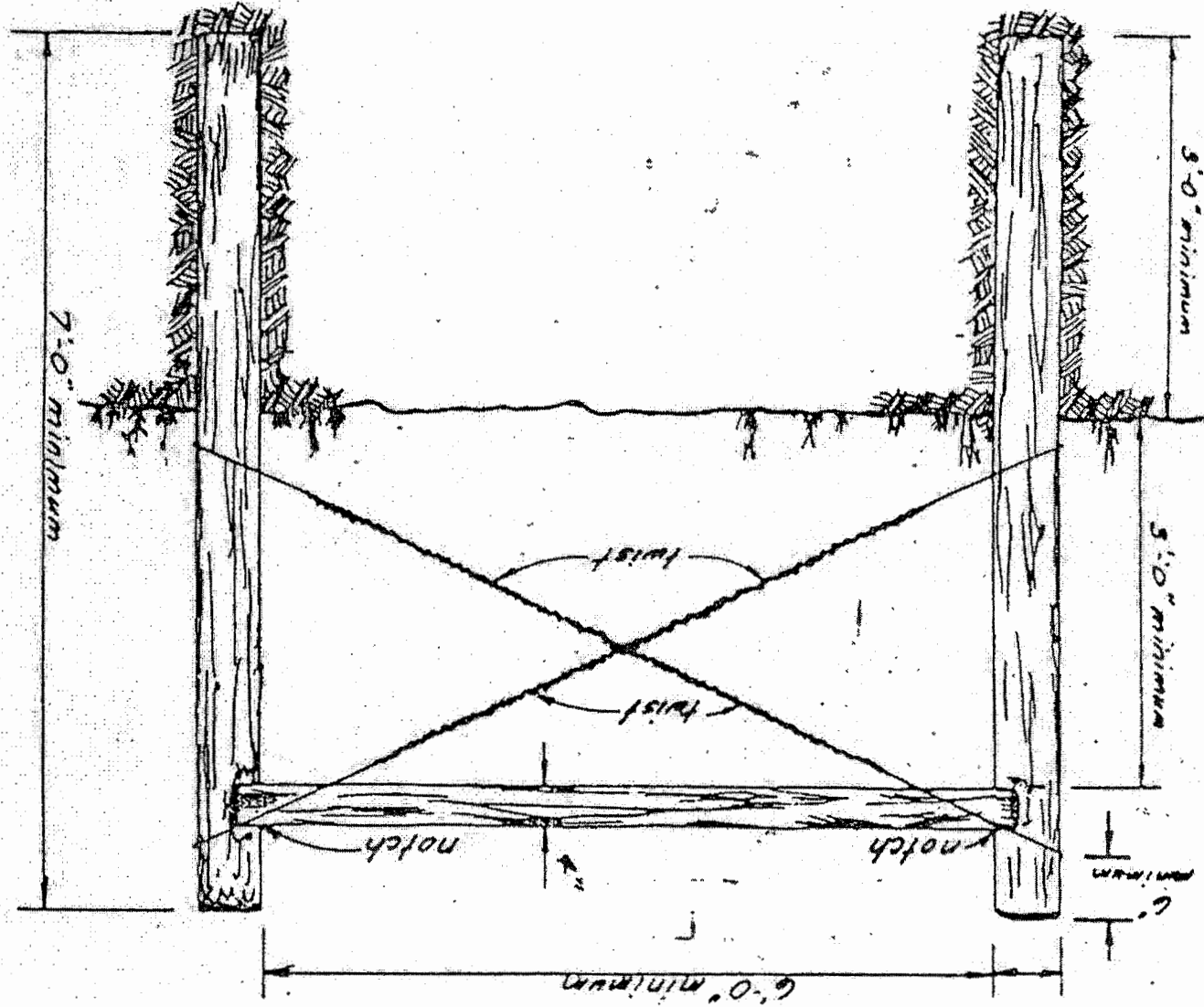
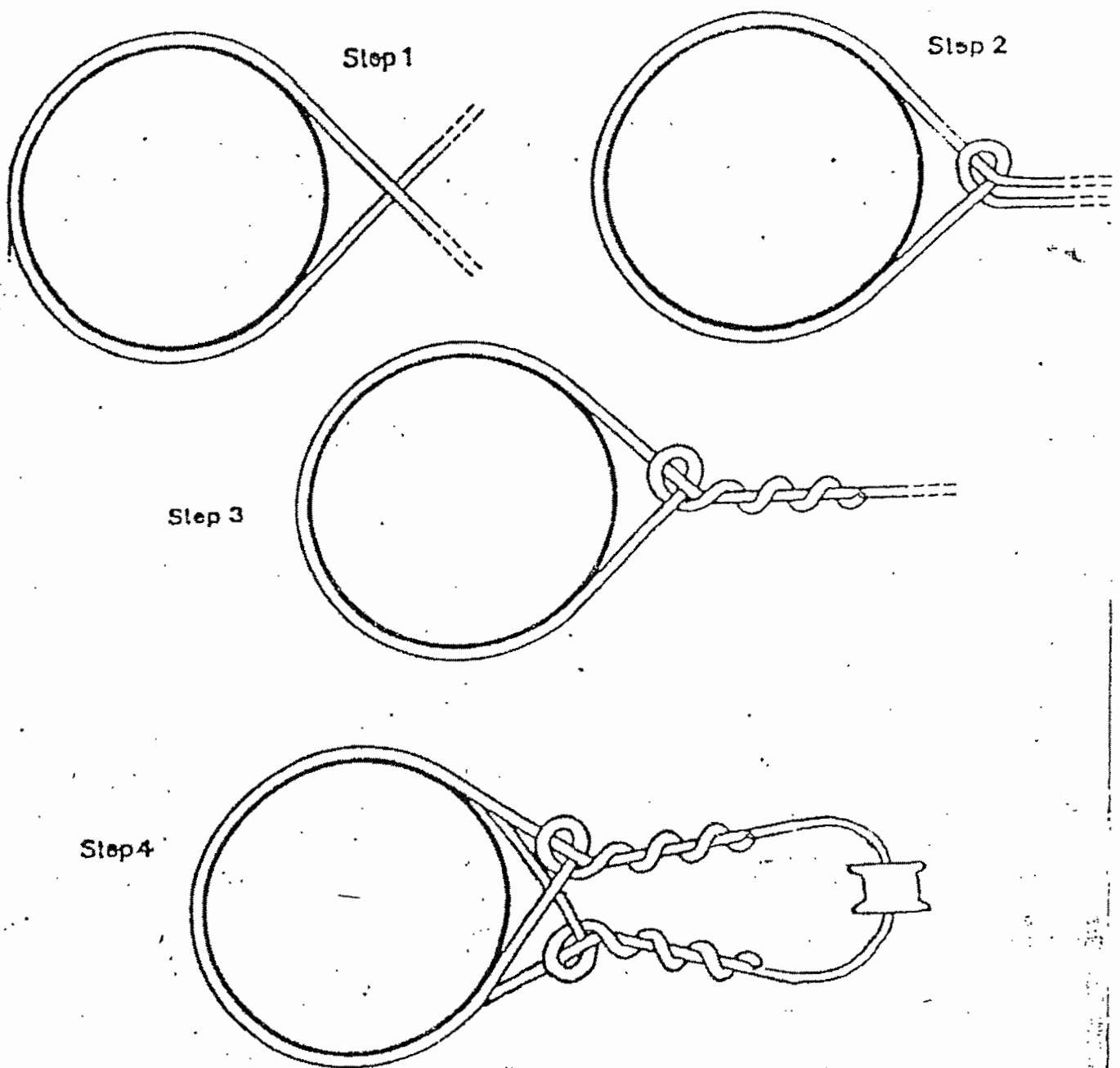


EXHIBIT 10-A

February 1984

1474

# TIE KNOTS



WHEN TYING-OFF A GROUND WIRE AROUND A STRAINER POST WE SUGGEST YOU FOLLOW STEPS 1, 2 & 3. IF YOU ARE TYING-OFF A HOT WIRE, SIMPLY GO THROUGH STEPS 1, 2 & 3 THEN STRING A INSULATOR ON THE TIE-WIRE, GO BACK AROUND THE STRAINER POST AND FOLLOW STEPS 1, 2 & 3 AGAIN AS ILLUSTRATED IN STEP 4. TIE-OFF FENCE WIRE AROUND THE INSULATOR BY FOLLOWING STEPS 1, 2 & 3.

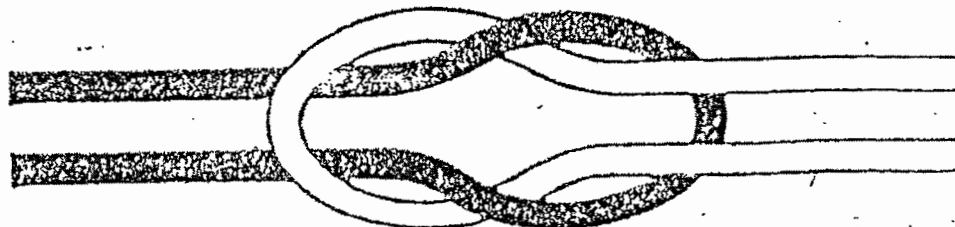
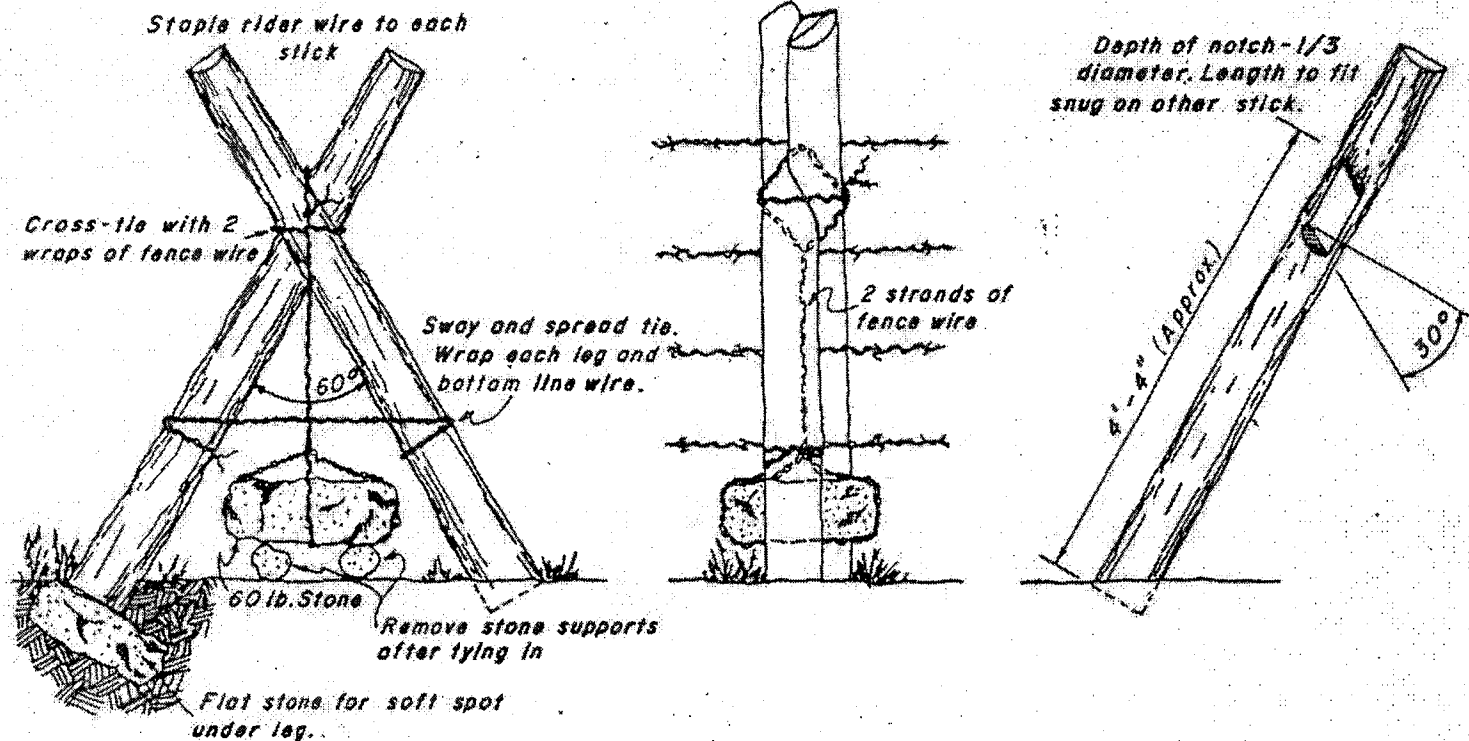


Exhibit 14

SQUARE KNOT USED TO SPLICE WIRE TOGETHER

February 1984

## STRADDLE JACK FOR WIRE FENCE



Note: Stretch wires and staple to set posts. Notch 2 sticks and make cross tie. Set jack in place under rider wire and staple to one leg. Make jack footing secure. Make spread tie wrapping bottom wire. Make sling on stone and set in place. Twist sling wires up around line wires and cross under rider wire to tie. Staple rider to other leg.

Not over seven straddle jacks shall be set consecutively in a fence line.



# CORNER AND GATE JACK

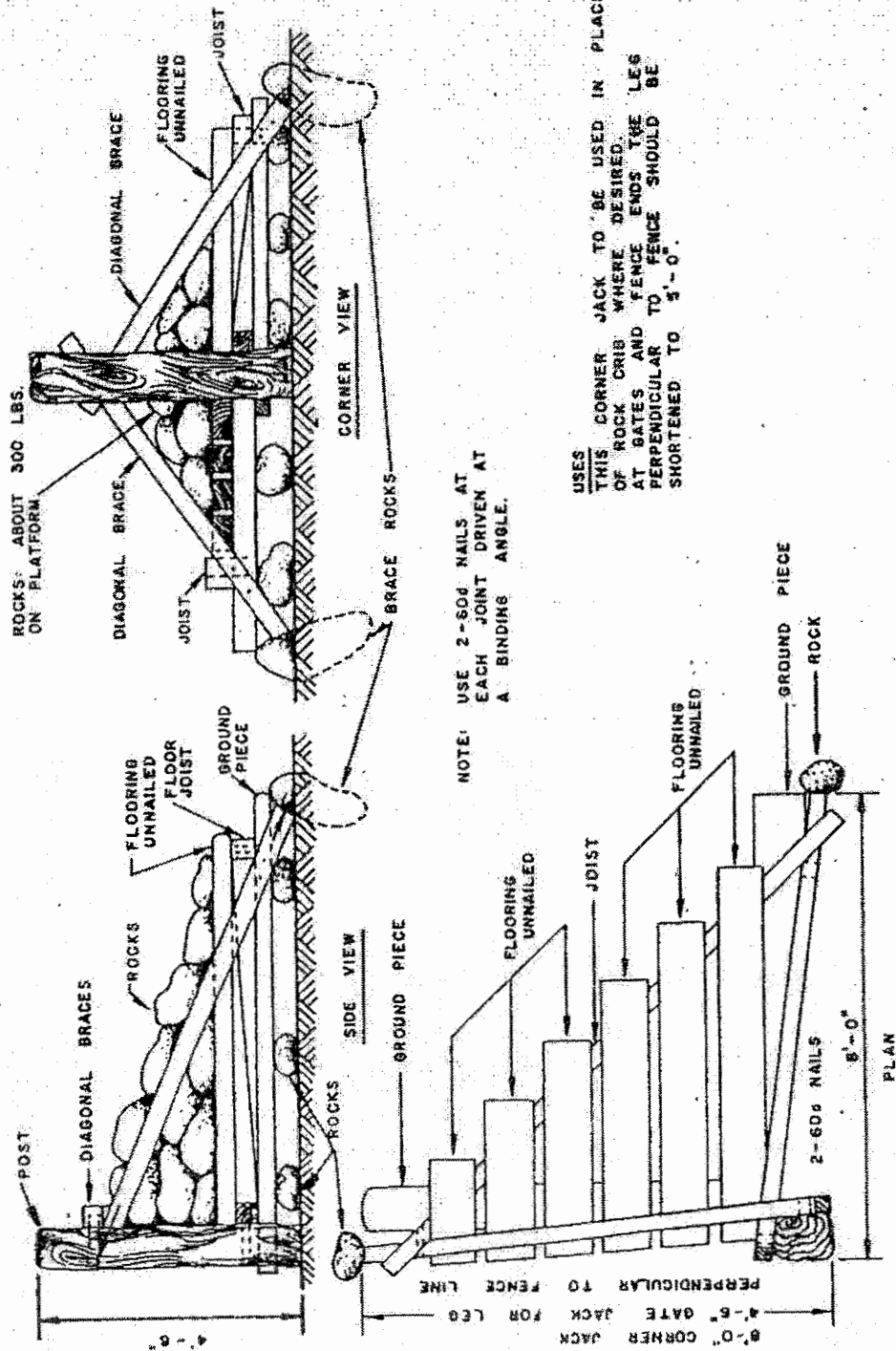
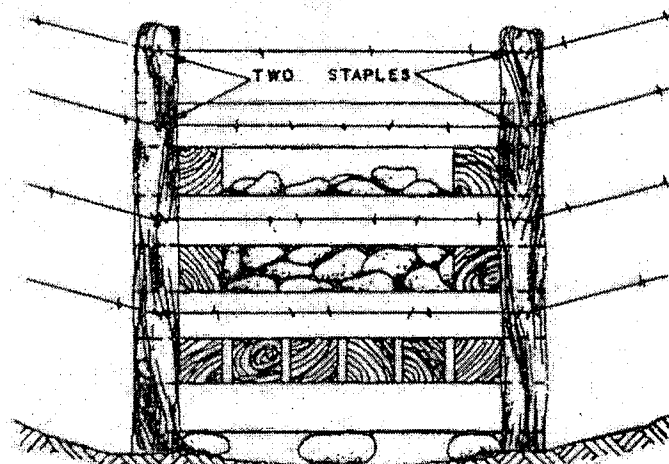
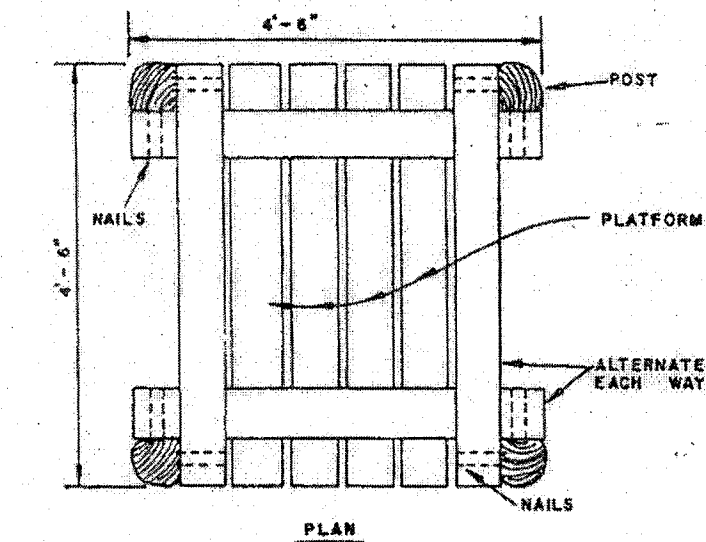
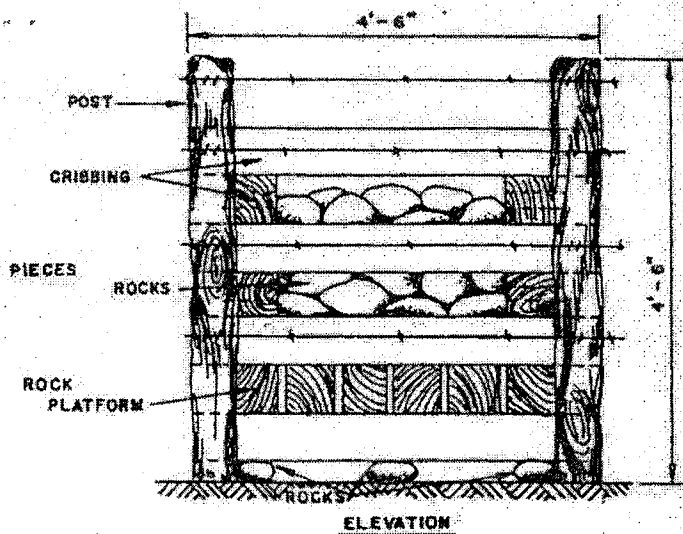


EXHIBIT 30b



## SQUARE ROCK CRIB



### USES

SQUARE ROCK CRIBS MAY BE USED WHERE DESIRED FOR FENCE CORNERS, FENCE ENDS OR AT GATES WHERE ROCK JACK POST AND FIGURE FOUR FENCES ARE CONSTRUCTED, OR TO HOLD FENCE LINES IN PLACE.

FENCE CROSSING DEPRESSIONS

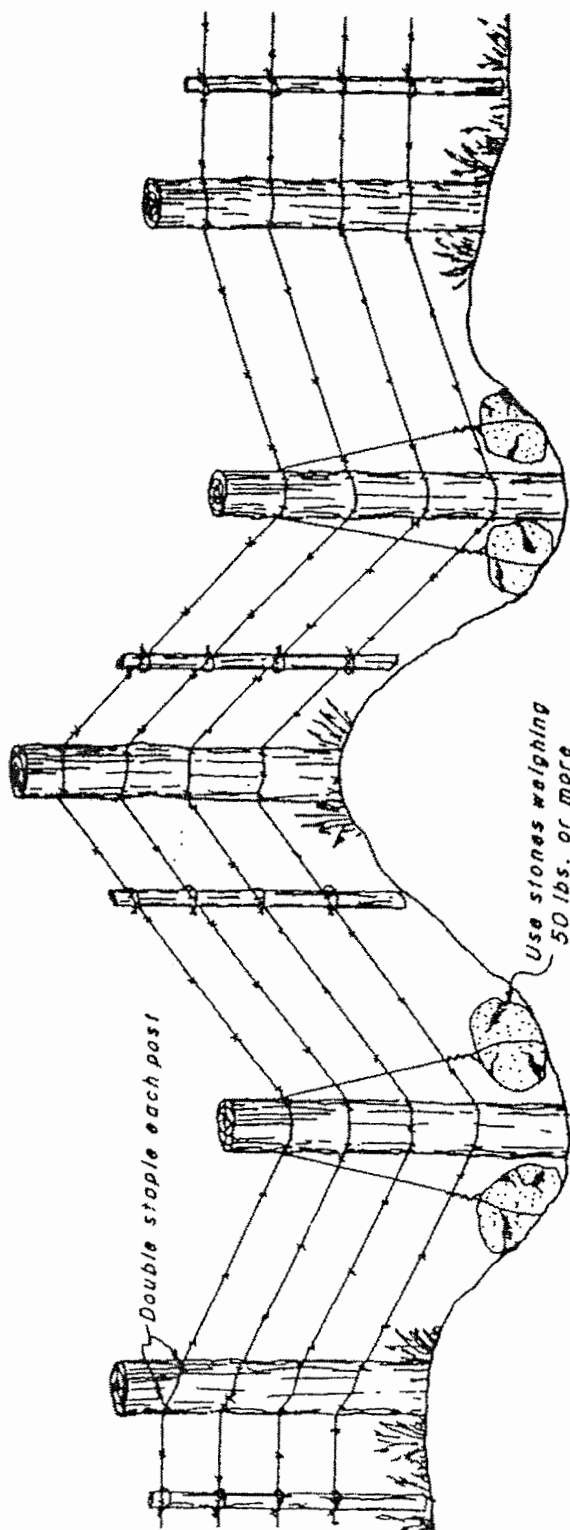


EXHIBIT 31a

FENCE CROSSING DEPRESSIONS

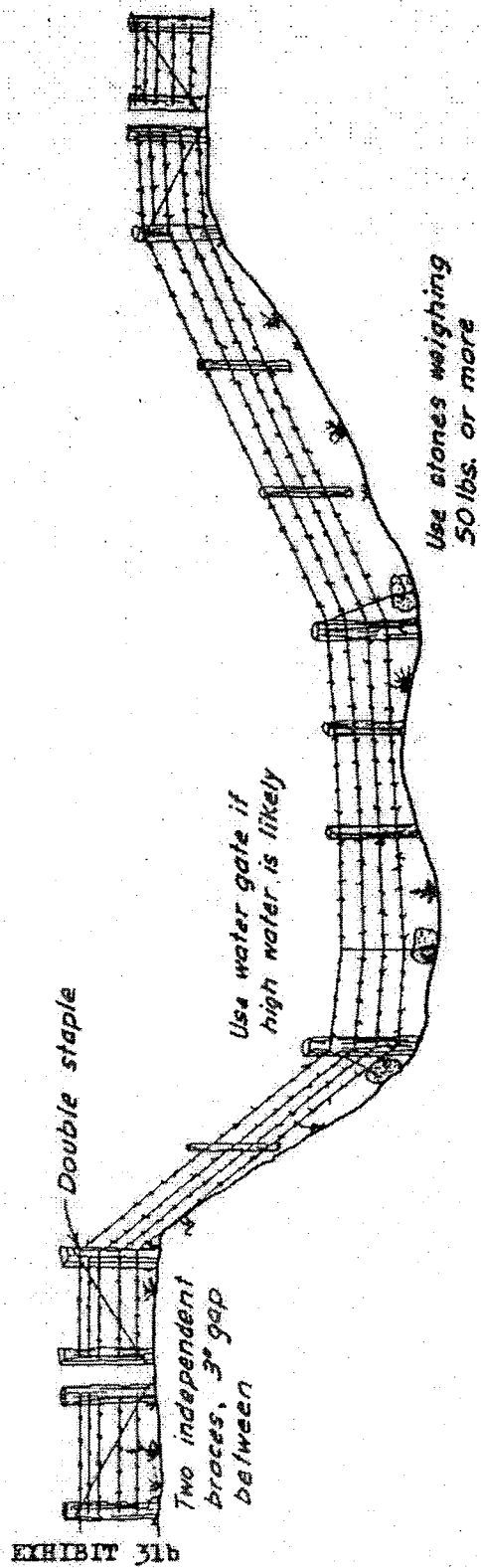
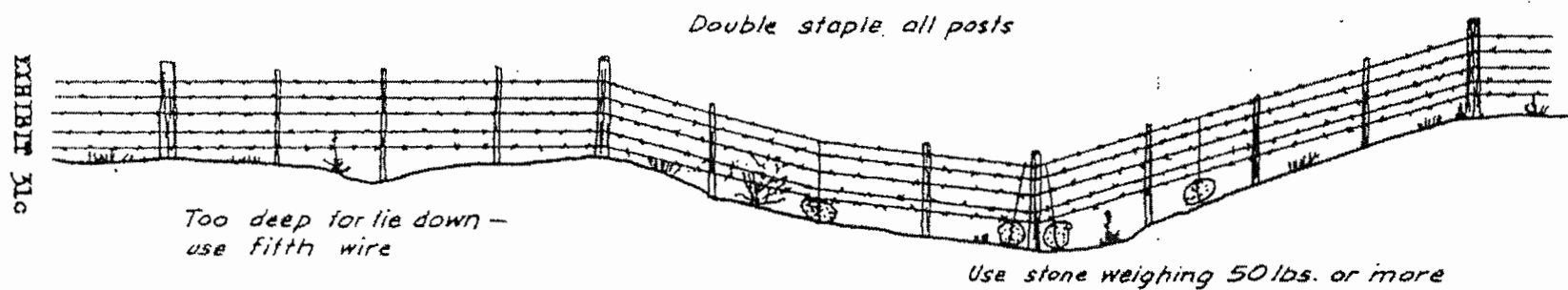


EXHIBIT 31b

## FENCE CROSSING DEPRESSIONS



FENCE CROSSING DEPRESSIONS

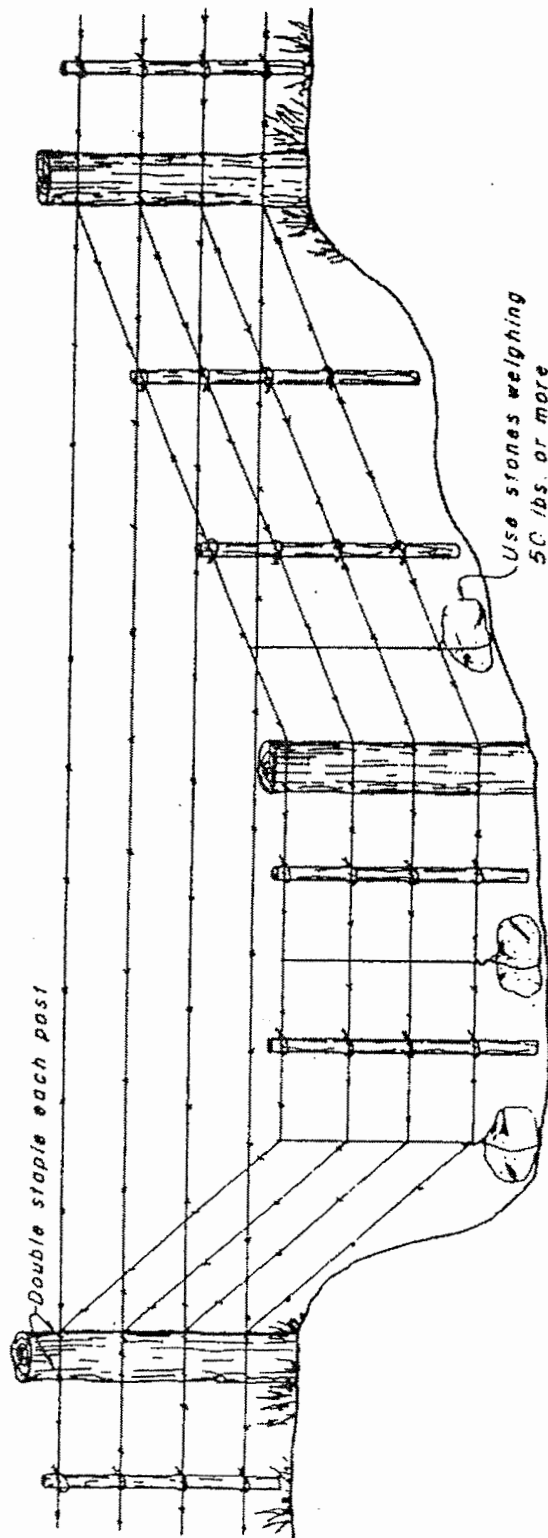


EXHIBIT 31d



RIDGELINE CROSSINGS

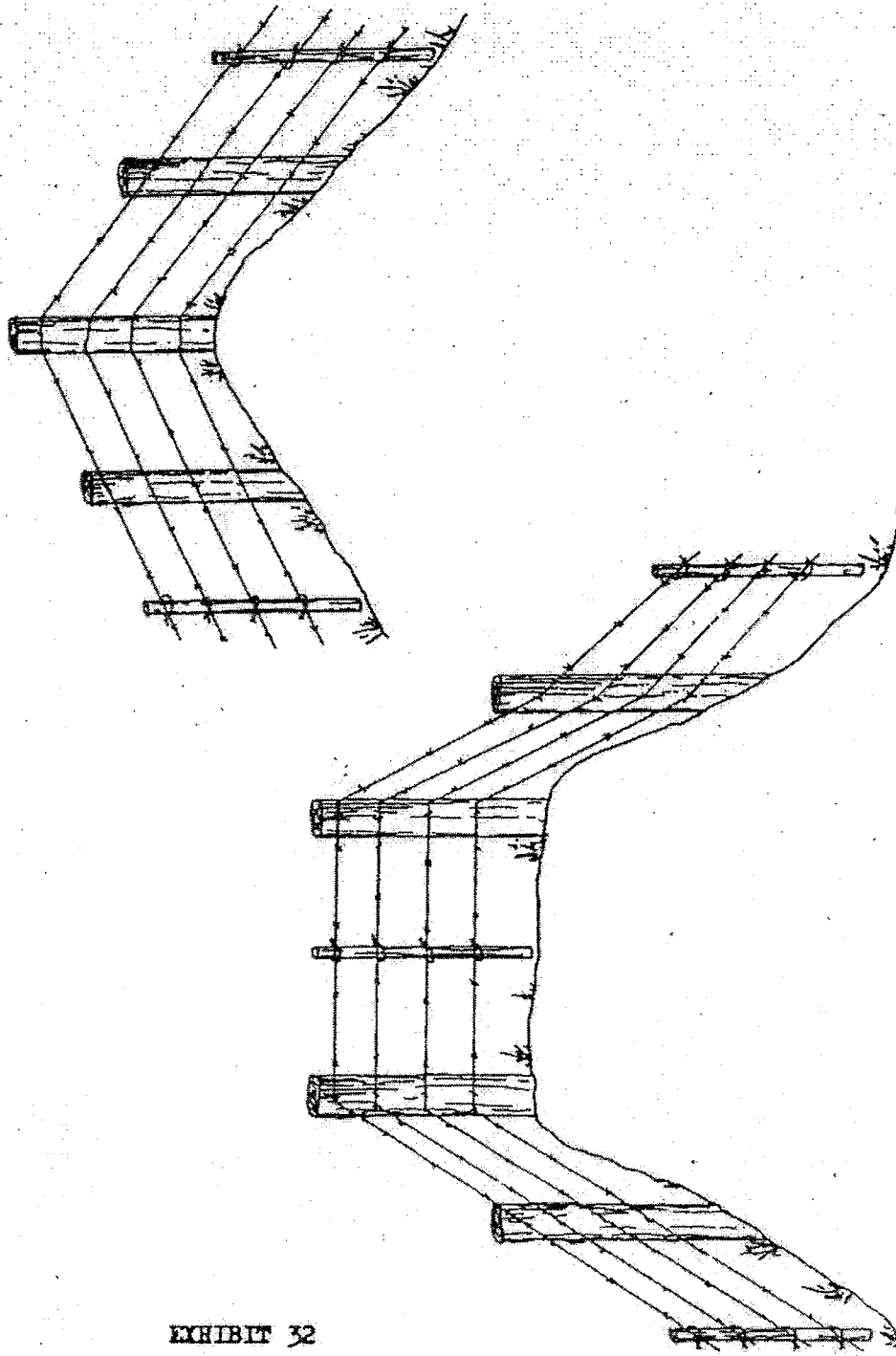


EXHIBIT 32



**TIIS TSOH SIKAAD CHAPTER**  
Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
tiistsohsikaad@navajochapters.org



June 19, 2014

Calvert Curly, Natural Resource Manager  
Fort Defiance Navajo Agency  
Bureau of Indian Affairs  
Fort Defiance, Arizona 86504

Dear Mr. Calvert Curley:

I am writing to you on behalf of the Tiis Tsoh Sikaad Chapter (Burnham) Community Land Use Planning Committee (CLUP). The CLUP members and other contributors for several years have worked on getting the Historical District Fence Line along the Chaco Wash reconstructed.

Our objective to the Fence Line is to enable the Livestock Producers to better range manage and control their livestock from roaming one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies. Furthermore, the fence would assist in maintaining the projected carrying capacities within the respective Districts and minimize livestock trespassing issues. In addition, the fence will prevent over-grazing and destruction of the grazing lands and to make proper Range Management Programs implementation.

The Historical District Fence Line will originate south of Gleason Bridge along the Chaco Wash bordering White Rock Chapter for nine miles and meandering west to the Great Bend which is across Naschitti Chapter within Fort Defiance Agency for another three miles.

As a result, we are requesting for your support by considering a contribution toward the fence line project. Thank you for considering our request. If you have any questions or need further information, please feel free to contact me at 505-419-9575 or [pattychee@peoplepc.com](mailto:pattychee@peoplepc.com).

Sincerely,

Patty R. Chee, CLUP Committee President, Tiis Tsoh Sikaad Chapter

VACANT  
President

Arthur J. Yazzie  
Vice President

Nancy Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member

Lorenzo C. Bates  
Council Delegate



**TIÍIS TSOH SÍKAAD CHAPTER**  
Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
tiistsohsikaad@navajochapters.org



June 19, 2014

Effie Delmar, Natural Resource Manager  
Eastern Navajo Agency  
Bureau of Indian Affairs  
Crownpoint, New Mexico 87313

Dear Ms. Effie Delmar:

I am writing to you on behalf of the Tiis Tsoh Sikaad Chapter (Burnham) Community Land Use Planning Committee (CLUP). The CLUP members and other contributors for several years have worked on getting the Historical District Fence Line along the Chaco Wash reconstructed.

Our objective to the Fence Line is to enable the Livestock Producers to better range manage and control their livestock from roaming one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies. Furthermore, the fence would assist in maintaining the projected carrying capacities within the respective Districts and minimize livestock trespassing issues. In addition, the fence will prevent over-grazing and destruction of the grazing lands and to make proper Range Management Programs implementation.

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As a result, we are requesting for your support by considering a contribution toward the fence line project. Thank you for considering our request. If you have any questions or need further information, please feel free to contact me at 505-419-9575 or [pattychee@peoplepc.com](mailto:pattychee@peoplepc.com).

Sincerely,

Patty R. Chee, CLUP Committee President, Tiis Tsoh Sikaad Chapter

VACANT  
President

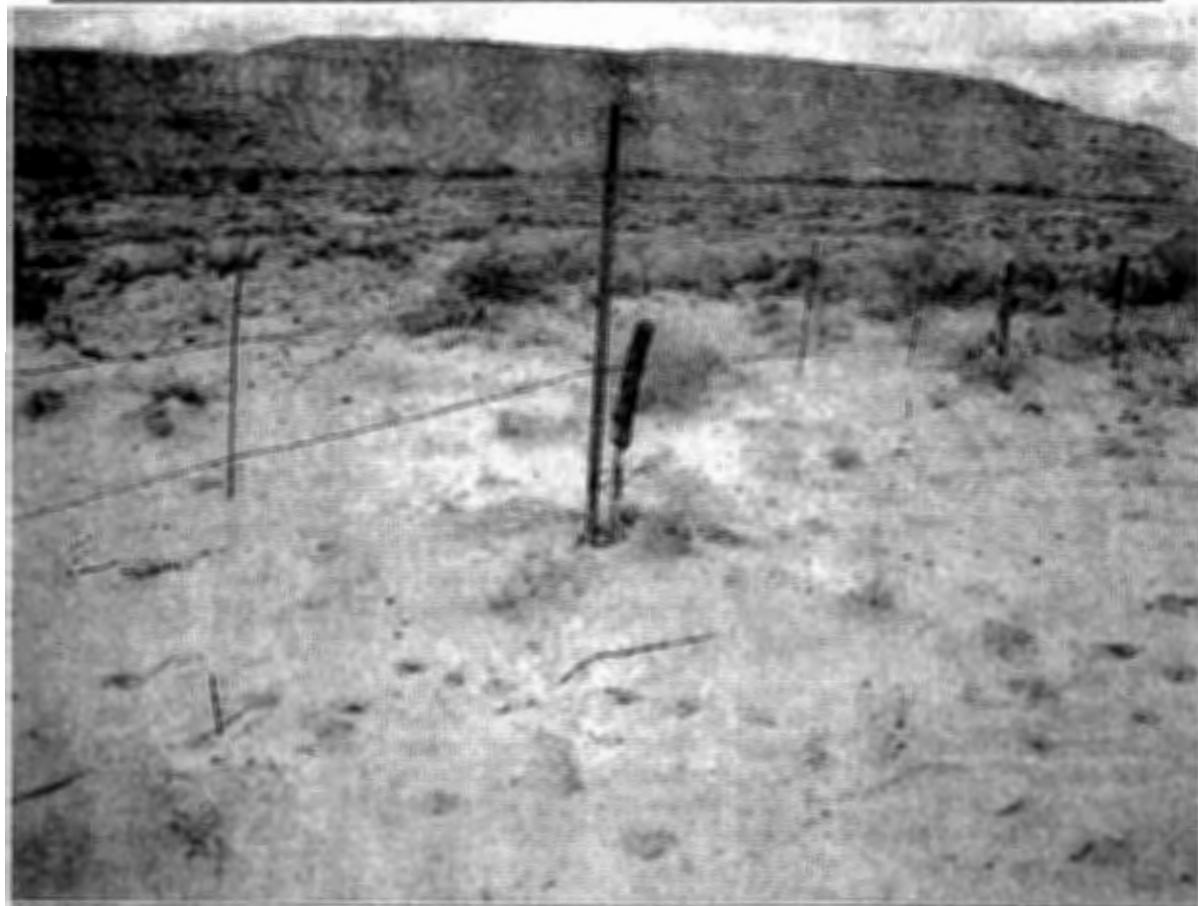
Arthur J. Yazzie  
Vice President

Nancy Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member

Lorenzo C. Bates  
Council Delegate

## TIIS TSOH SIKAAD CHAPTER (BURNHAM)



RECONSTRUCTING THE HISTORICAL FENCE LINE IN  
DISTRICT 13 THAT IS ADACENT TO DISTRICT 12, 14,  
AND 15.

June 9, 2014

**RE-CONSTRUCTING THE HISTORICAL FENCE LINE IN DISTRICT 13 THAT IS ADJACENT TO  
DISTRICT 12, 14 AND 15.**

**THE ORGANIZATION:**

Tiis Tsoh Sikaad Chapter is located in San Juan County, New Mexico, approximately 30 miles south of Shiprock, New Mexico and 12 miles east of U.S. Highway 491, on Navajo Route 5. Tiis Tsoh Sikaad is also accessible from NM Highway 371 on Navajo Route 5 going west.

The Community Land Use Planning Committees (CLUP) and the Grazing Official through numerous meetings on behalf of Tiis Tsoh Sikaad Chapter requested from the Northern Agency BIA Natural Resources, the Eastern Agency BIA Natural Resources, the Fort Defiance Agency BIA Natural Resources, and the Navajo Nation to provide assistance to re-construct the Historical Fence Line between District 13 that is adjacent to Districts 12, 14, and 15.

**OBJECTIVE:**

To address the need to re-construct the Historical Fence Line between District 13 that is adjacent with Districts 12, 14, and 15. The Fence Line meanders along the north side of the Chaco Wash. The fence was constructed in the early 1930's through the 1950's.

Reconstruct of the fence obstructions would enable the Livestock Producers to better range manage and control their livestock from roaming one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies. Furthermore, the fence would assist in maintaining the projected carrying capacities within the respective Districts and minimize livestock trespassing issues. In addition, the fence will prevent over-grazing and destruction of the grazing lands and to make proper Range Management Programs is implemented. Implementing appropriate strategies now can have a positive effect on both the short and long-term; so the Navajo Nation can protect the interest of the various good and law abiding Navajo stockmen and those in future generations.

**JOB LOCATION:**

The First Phase of construction will begin south of Gleason Bridge along the Chaco River to the Great Bend [map attached]. The District Fence Line borders six Navajo Chapters of; Tiis Tsoh Sikaad Chapter, Whiterock Chapter, Naschitti Chapter, Sheepsprings Chapter, Sanostee Chapter, and Newcomb Chapter. According to field data's collected from the BIA Northern Agency there is approximately 23 miles of fence that need reconstruction.

**SCHEDULE OF EVENTS:**

1. Archeological Clearance to be finalized by Navajo Historical Preservation, Window Rock, Arizona.
2. Tiis Tsoh Sikaad Chapter receives approval for funding fencing project from Navajo Nation Council when and all necessary financial requirements are in place.

3. Upon receipt of funding. Tiis Tsoh Sikaad Chapter will advertise and hire for two groups of temporary fence labors from the community.
4. 1<sup>st</sup> group will spend two days hauling fencing materials from Shiprock BIA Natural Resources to designated areas. Later, they will disassemble the old fence line for two weeks and haul away old fence materials to designated area. The 2<sup>nd</sup> group will install new fence line. All positions will be under the PEP program for duration of eight weeks (40 days). If additional labors are needed it will be advertised in accordance with the Navajo Preference in Employment Act. Experience working on fencing projects will be required.
5. The first day of employment to the 1<sup>st</sup> and 2<sup>nd</sup> group, the Shiprock BIA Natural Resources will be provided orientation, as well as the Tiis Tsoh Sikaad Chapter Maintenance worker, fence project supervisor, and Tiis Tsoh Sikaad Grazing Official. Safety Training will also be provided by the Community Health Representative.

**a. Workers Responsibility:**

- Snacks
- Chair
- Steel Toe Boots
- Safety Helmet
- Leather Gloves
- Drinks [bottle water, sodas, etc.]
- Dress appropriately for harsh hot dry climate
- To realize work starts at 8:00am to 5:00pm with lunch break from 12:00pm to 1:00pm
- Continue work after lunch

**b. Tiis Tsoh Sikaad Chapter Responsibility :**

- First Aid Kit
- Shade 10' by 10' (can be tent or tarp)
- Rent Porta-Potty
- Auger
- Shovels
- Posthole Diggers
- Fencing Pliers
- T-Post Puller
- T-Post Drivers
- Tamping Bars
- Auger Post Adjust

**c. Tiis Tsoh Sikaad Chapter Payment Terms:**

- Tiis Tsoh Sikaad Chapter will pay workers \$10.04/per hour at 40 hours/per week from Monday through Friday as determine by the Navajo Nation wage determination.



# SCOPE OF WORK AND ESTIMATED COST

Scope of Work: 1st Group

- Dismantling the old fence
- Rolling up the used barbwires
- Pulling old Wooden Posts
- Gathering wires and posts and disposing used materials at a certified landfill

Labor cost:

Quantity	Unit	Cost/Unit	Total Cost
6	160 hours	\$ 10.04	\$ 9,638.40
1	160 hours	\$ 12.96	\$ 2,073.60
			\$ 11,712.00

Fringe Benefits:  $\$11,712.00 \times .1305 = \$1,528.416$

\$13,240.42

Scope of Work: 2nd Group

- Installing new fence line
- digging holes for T-posts
- stringing new barb wires
- pulling barb wires, and building fence braces

Labor cost:

Quantity	Unit	Cost/Unit	Total Cost
6	160 hours	\$ 10.04	\$ 9,638.40
1	160 hours	\$ 12.96	\$ 2,073.60
			\$ 11,712.00

Fringe Benefits:  $\$11,712.00 \times .1305 = \$1,528.416$

\$13,240.42

## LABOR COST TO REPLACE LIVESTOCK CONTROL FLOW GATES:

Scope of Work: Contractors

- Contractor to supply manpower
- Contractor to supply all equipment
- Proof of liability Ins., commercial general liability Ins.
- worker's compensation, knowledge of maintenance, etc.

Labor cost:

Quantity	Unit	Cost/Unit	Total Cost
2	Each	\$17,618.55	\$ 35,237.10

Scope of Work: Bobcat Operator

- Grade along fence line

Quantity	Unit	Cost/Unit	Total Cost
1	160 hrs	\$ 25.00	\$ 4,000.00

Fringe Benefits:  $\$4,000. \times .1305 = \$522.00$

\$ 522.00

Total \$ 4,522.00

**TOTAL LABOR COST : \$66,239.94**

# MATERIALS ESTIMATED COST

Description	Quantity	Unit	Cost/Unit	Total Cost
Shovels	4	each	\$ 12.99	\$ 51.96
Fencing Pliers	4	each	\$ 13.99	\$ 55.96
T-Post Puller	2	each	\$ 54.99	\$ 109.98
T-Post Driver	2	each	\$ 61.99	\$ 123.98
Tampering Bar	3	each	\$ 39.99	\$ 119.97
Auger Post Adjust	2	each	\$ 61.99	\$ 123.98
Post Hole Digger	3	each	\$ 27.99	\$ 83.97
Tax				\$ 48.15
			Total	\$ 717.95

## First Aid Kit and Canopy

Description	Quantity	Unit	Cost/Unit	Total Cost
Shade 10' x 10'	2	each	\$ 129.99	\$ 259.98
First Aid Kit	2	each	\$ 24.99	\$ 49.98
Tax				\$ 22.28
			Total	\$ 332.24

## Fence Line Materials

Description	Quantity	Unit	Cost/Unit	Total Cost
12 gauge double pt Barbwire	368	roll	\$ 84.00	\$ 30,912.00
Heavy Duty 7 ft. Steel T-post	6000	each	\$ 6.24	\$ 37,440.00
36" 4 gauge Fence Stays	6000	each	\$ 0.56	\$ 3,360.00
Fence clip	30000	each	\$ 0.10	\$ 3,000.00
Treated 8'x6' Wooden post	150	each	\$ 18.35	\$ 2,752.50
6'x1/8"x3"x3" angle Steel post St	100	each	\$ 70.80	\$ 7,080.00
60# Ready Mix Concret	200	bag	\$ 3.53	\$ 706.00
12' Heavy Duty Metal Gates	5	each	\$ 92.80	\$ 464.00
			Total	\$ 85,714.50

## Livestock Control Flow Gates

Description	Quantity	Unit	Cost/Unit	Total Cost
3/4" Galv. Steel Cable	700	ft.	\$ 2.00	\$ 1,400.00
Heavy Gauge 6" Steel pipe	80	ft.	\$ 4.84	\$ 387.20
7/8" Steel Rod	440	ft.	\$ 1.78	\$ 783.20
Misc, Steel Bracket, Cable Clasps,	1	lot	\$ 1,500.00	\$ 1,500.00
Concrete	12	yd.	\$ 130.00	\$ 1,560.00
Galvanized gabion baskets	100	each	\$ 40.00	\$ 4,000.00

Total \$ 9,630.40  
**TOTAL MATERIAL COST: \$ 96,395.09**

## EQUIPMENT RENTAL COST

Description	Quantity	Price	U/M	Extention
Bobcat Rental				
Rent Skid Steer Loader 1/3 YD	2	\$ 1,300.00	MO	\$2,600.00
Theft and Damage Waiver	1	\$ 156.00	each	\$ 156.00
Environmental Charge-Rental	1	\$ 26.00	each	\$ 26.00
			Tax	\$ 106.53
			Total	\$2,888.53
Rock Drill Rental				
Rent Air Compressor 185CFM D	1	\$ 700.00	MO	\$ 700.00
Rent Rock Drill 55#	1	\$ 350.00	MO	\$ 350.00
Rent 1" x 2' Drill Steel	1	\$ 75.00	MO	\$ 75.00
Rent 3/4 "x 50' Air Hose	1	\$ 126.00	ea.	\$ 126.00
Theft and Damage Waiver	1	\$ 126.00	ea.	\$ 126.00
Environmental Charge-Rental	1	\$ 23.30	ea.	\$ 23.30
			Tax	\$ 94.47
			Total	\$ 1,494.77
Porta Potty Rental				
Porta Potty	2	\$ 250.00	MO	\$ 500.00
Cleaning (Included in Cost)			5% Tax	\$ 25.00
			Total	\$ 525.00
RENTAL TOTAL				\$4,908.30
GRAND TOTAL				\$167,543.33

### Acknowledgement

Albert Davis, the late Lucy Davis, Davis Henry, Marty Chee, Fannie Lookingglass, Patty R. Chee, Harold Dodge, Honorable Lorenzo Bates, Wilson Benally, Lucy Willie, Tracey Raymond, James Dee, George Arthur, Ricky Nez, District 13 Grazing Officials, and the adjacent Chapters to Tiis Tsoh Sikaad Chapter for supporting resolutions.

# BURNHAM / TIIS TSOH SIKAAD CHAPTER

FENCE RENOVATION

August 1, 2014

*Burnham / Tiis Tsoh Sikaad Fence Project: RFP Re-Construction of Historical Fence Line*

## **1. Statement of Work**

### **1.1 Purpose**

The purpose of the Request for Proposal (RFP) is to invite prospective Licensed General Contractors to submit a proposal to Renovate and Re-Construction of the Historical Fence Line in District 13 That is Adjacent to District 12, 14 and 15. The RFP provides the Licensed General Contractor with relevant operational requirements.

### **1.2 Coverage and Participation**

The intended coverage of this RFP, and any agreement resulting from this solicitation, shall be for the use of the renovation project. Burnham Chapter reserves the right not to enter into any contract, to add or delete elements, or to change any element of the coverage and participation before an award is made without prior notification and without any liability or obligation of any kind or amount.

## **2. General Information**

### **2.1 The Organization**

Tiis Tsoh Sikaad Chapter is located in San Juan County, New Mexico, approximately 30 miles south of Shiprock, New Mexico and 12 miles east of U.S. Highway 491, on Navajo Route 5. Tiis Tsoh Sikaad is also accessible from NM Highway 371.

The Community Land Use Planning Committees (CLUP) and the Grazing Officials through numerous meetings on behalf of Tiis Tsoh Sikaad Chapter requested from the Northern Agency BIA Natural Resources and the Navajo Nation to provide assistance to re-construct the Historical Fence Line between District 13 that is adjacent to District 12, 14, and 15. The Fence Line meanders along the north side of the Chaco Wash. The fence was constructed in the early 1930's through the 1950's.

The Objective of the fence obstructions would enable the Livestock Producers to better range manage and control their livestock from roaming one District to another and would reduce and/or eliminate the number of strays, unidentified livestock and horses that are depleting the forage and water supplies.



Selection of business will be done in accordance with the Navajo Business Opportunity Act and Navajo Preference in Employment Act.

## **2.2 Definitions**

**"Navajo Business Opportunity Act Title 5, Chapter 2"** means the requirements that business entities within the Navajo Nation issuing request for bids provide certified Navajo Owned businesses first opportunity to bid on projects.

**"Navajo Business Procurement Act Title 12, Chapter 15"** means the laws set for by the Navajo Nation to prevent Navajo Nation from issuing any lease permits or lease renewals, contracts, loans, or money to any person or business entity who: owes outstanding debt to the Navajo Nation, had failed to meet a material or contractual obligation to the Navajo Nation, or has failed to comply with applicable laws, and has been found engaged in unlawful or criminal offenses within the previous ten years.

### **(1) Priority #1**

Certification shall be granted to any 100% Navajo-owned and controlled business, having principal place of business on or off the Navajo Nation.

### **(2) Priority #2**

Certification shall be granted to any 51% to 99% Navajo or 51% to 100% other Indian owned and controlled business or 100% Navajo Nation owned and controlled economic enterprise having its principal place of business on or off the Navajo Nation.

## **MINIMUM WAGE RATES**

- The Contractor must follow the Office of Navajo Labor Relations Prevailing wage rates. Please see attachment for wage determination.

## **3. Schedule of Events**

The following schedule will apply to this RFP and may change in accordance with Burnham Chapter's needs or unforeseen circumstances. Changes will be communicated by email, telephone, or in person to all bidders who submitted Notice of intention to bid.

Issue date of the RFP	October 6, 2014
Requested Submission Date	October 27, 2014 by 12:00 pm
Pre-Bid Meeting	October 15, 2014 at 1:00 pm at Burnham Chapter

### **3.1 Parties shall bear their own costs**

The respondent will bear their own costs associated with or incurred through this RFP process, including any cost arising out of or incurred in; (a) the preparation and issuance of this RFP; (b) the preparation and making of submission; or (c) the conduct of interviews, negotiations or other activities related to this RFP process.

### **3.2 Good Faith statement**

All information provided by Burnham Chapter in this RFP is offered in good faith. Individual items are subject to change at any time. Burnham Chapter makes no certification that any item is without error. Burnham Chapter is not responsible or liable for any use of the information or for any claims asserted there from.

## **4. General Contractor Qualifications & Reference**

All Proposals must include the following information to be considered:

### **1. A brief outline of the General Contractor**

- Full Legal Name of the Company
- Name of President/CEO of the company
- Year Business was established

2. Proof of NM General Contractor's License from the NM Regulations & License held in other states Licensing dept.

3. Proof of Commercial / Liability insurance, Commercial General Liability Insurance, Worker's compensation insurance, commercial / Business automobile liability insurance. The contractor shall provide and maintain insurance coverage during the terms of the agreement.

4. References: Contact information for at least **three references** from projects similar in size, application, and scope and a brief description of their implementation.

5. Licensed General Contractor must have thorough & comprehensive knowledge of the fence operation & equipment involved in facility systems, maintenance, renovation & construction.

## **5. Estimation**

The vendor must agree that the offer will remain valid for a minimum of 30 calendar days from submission.

Budget subtotals are required for each of the categories and in the case of discrepancies between subtotals and total price, the subtotals will be taken as reference basis in the evaluation.

Price quoted will be all-inclusive (i.e. including but not limited to all labor, transportation, all materials).

**PAYMENT TERMS:**

30% at initial contract signing

30% at beginning of construction

35% at the completion and acceptance of entire project with 5% on final inspection & approval

**6. Additional terms and agreements**

**6.1 Non-Disclosure Agreement**

Burnham Chapter reserves the right to require any Respondent to enter into a non-disclosure agreement.

**6.2 Costs**

This RFP does not obligate Burnham Chapter to pay for any costs, of any kind whatsoever, which may be incurred by a Respondent or any third parties, in connection with the Response. All Responses and supporting documentation shall become the property of Burnham Chapter, subject to claims of confidentiality I respect of the Response and supporting documentation.

**6.3 Intellectual Property**

The respondent should not use any intellectual property of Burnham Chapter, including, but not limited to all logos, registered trademarks, or trade names of Burnham Chapter, at any time, without prior written approval of Burnham, as appropriate.

**6.4 Respondent's Responses**

All accepted Responses shall become the property of Burnham Chapter and will not be returned.

**6.5 SOVEREIGN IMMUNITY**

Burnham Chapter is an entity of the Navajo Nation and is immune from suit. Any waiver of Burnham Chapter's immunity must be made explicitly by contract recommended by the Burnham Chapter Officials and approved by the Navajo Nation Council. Except where Burnham Chapter elects to file suit in another forum, all disputes arising under this Contract or in connection with this Contract shall be decided in the courts of the Navajo Nation. This Contract will be interpreted pursuant to Navajo Nation laws.

**6.6 No Liability**

Chapter reserves the right to accept or reject any proposal or stop the procurement process at any time, without assigning any reason or liability.

Burnham Chapter shall not be liable to any Respondent, person, or entity for losses, expenses, costs, claims, or damages or any kind:

- Arising out of, by reason of, or attributable to, the Respondent responding to this RFP; or
- As a result of the use of any information, error, or omission contained in this RFP document or providing during the RFP process.

#### NAVAJO PREFERENCE INFORMATION

- A. Compliance with the Navajo Preference Laws shall be adhered to when hiring personnel for all new positions created by this proposal. To obtain information regarding the availability of Navajo employees and the Navajo Nation Labor Laws and Requirements, contact:

Office of Navajo Labor Relations

P.O. Box 1704

Shiprock, NM 87420

(505) 368-1142

In addition, upon acceptance of the proposal, the Contractor must contact the aforementioned office to schedule an orientation, and to submit an Affirmative Action Statement.

- B. To obtain information about the availability of Navajo subcontractors, contact:

Division of Economic Development

Business Regulatory Department

Navajo Business Preference Program

P.O. Box 1864


Shiprock, NM 87420

(505) 368-1315

#### NOTES:

Contractor shall be responsible for 5% Reservation tax, other taxes and fees are not included.

Contractors will cover all related expenses to inspections



## *Scope of Work*

---

### *SECTION I - RECONSTRUCT OF FENCE LINE*

#### *Objective:*

- For better range management and control of drifting feral horses and livestock.

#### *Attachment A - Map*

- Refer to proposed fence line map

#### *Scope of Work:*

- Dismantle the old fence
- Rolling up the used barbwire
- Pulling out the old cedar fence posts
- Gathering the old barbwire, wooden posts and disposing the used material at a certified landfill at the expense of the Contractor
- Installing 18.1 miles of fence per specification
- Installing 5 metal gates per specification
- Installing 2 livestock control flow gate at washes

### *SECTION II - STANDARDS ON FENCE LINE*

#### *Objective:*

- A constructed barrier to livestock.

#### *Attachment B - Diagram drawing of fencing*

- Refer to the drawing specification

#### *Scope of Work:*

- Fencing materials shall be of a high quality and durability, and the construction performed to meet the intended management objectives.
- Fences shall be positioned to facilitate management requirements.
- Standards or conventional (barbed or smooth wire), shall consist of acceptable fencing designs to control the animal(s) or people of concern and meet the intended life of the practice.
- Height, number, and spacing of wires will be installed to facilitate control and management of the animal(s).
- Height, size, spacing and type of posts will be used that best provides the needs for the style of fence required and its best suited for the topography of the landscape.

### *SECTION III - CONTRACTOR RESPONSIBILITIES*

#### *Objective:*

- Contractor will furnish everything necessary to complete all work as specified herein. Install new fencing in accordance with instructions. Remove, haul, and properly dispose of obsolete existing fence.
- Be familiar with all of the job requirements, prior to submission of bid.
- Contractor to supply manpower, tools and all equipment to complete the job.
- Work to be performed shall include all labor, equipment, materials and miscellaneous items necessary to perform all clearing, excavation, and backfilling.

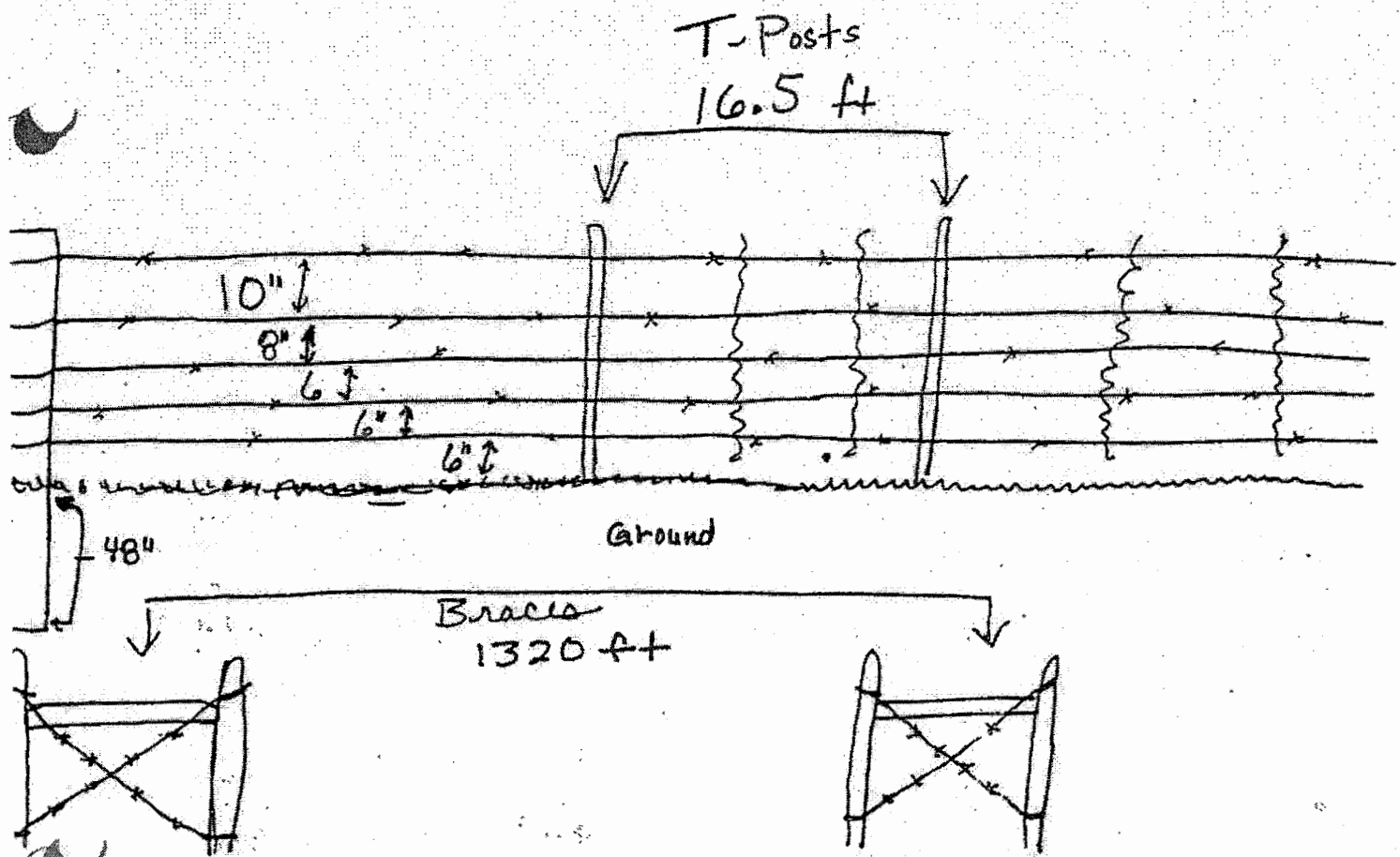


### *Scope of Work*

- Ensure that work is done in strict compliance with all applicable legal requirements.
- Ensure that all applicable safety measures are enforced in connection with the work.
- Remove and dispose of obsolete fencing materials according to all applicable legal requirements.
- Install the new fencing, control flow gates and gates.
- Before commencing with work, the Contractor shall notify all public and private companies who may have utilities within the proposed fence project.

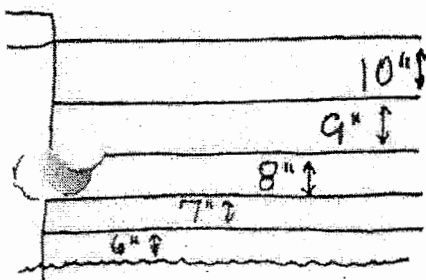


# GUIDELINES



five strand barbed wire fence with spacings from top to bottom  
 (10", 8", 6", 6", 6") OR (10", 9", 8", 7", 6")  
 Posts set at every 16.5 ft. (Set 80 T-Posts between H-Brace)  
 Two stays per section  
 + Braces set up at every 1320 ft (approx 1/4 mile)  
 and at the corners and on each side of entrance.

Another Pattern:



Southwest Conservation Corps  
Project Cost Estimate  
District Management Fence Line  
Chaco River (Wash)

Proposal

By: RJH  
Date: 9/2/2014

Dear Mr. Henry,

Below is Southwest Conservation Corp's draft estimate based on project information and photos provided on August 27, 2014.

**Proposal 1**

Southwest Conservation Corps (SCC) proposes to complete the removal of existing fence and construction of 23 miles of fence along Chaco River between the southern edge of the Northern Agency Boundary and the Fort Defiance and Eastern Agency. The project includes construction of 2 Livestock Control Flood Gates and five metal gates, as well as disposal of the existing fence. It is SCC's understanding that the materials would be provided for the project. If this is not the case, we are happy to explore options, but this is outside of our typical partner arrangement. SCC is a non profit youth development program not a contractor. Please see attached documents for additional details.

SCC will utilize 4, 5 person crews to complete the project for a total of 11 weeks. Each crew of Navajo Youth will be lead by an experienced leader (Navajo preference). The crews will be trained in fence construction, outdoor skills, backcountry camping, ATV safety, and risk management. Each crew member will receive a weekly living allowance and an AmeriCorps Education Award Scholarship upon successful completion of the project. The crews will be outfitted with a vehicle, trailer, tools, food, camping gear, and equipment to complete the project. If needed, the group will also be supported with two ATVs and trailers that will be used to move new and existing fence materials along the fence line.

**Project Estimate**

Total Labor and Equipment = \$217,000

Materials Based on estimate provided = \$108063

---

Total Project Cost: \$325,063

**Southwest Conservation Corps**  
**Project Cost Estimate**  
**District Management Fence Line**  
**Chaco River (Wash)**

By: RJH  
 Date: 9/2/2014

**Budget Detail**

SCC Project Budget		Base	
Fence Construction & Repair	Principal	Wage	\$ 5.30
Navajo Nation		No. People	5
	Crew Leader	Living Allow	\$ 15.60
		No. Leaders	1
	Member	Living Allow	\$ 8.12
		No. Members	4
	Hours		440
	Crew Leader Training		2
	Weeks		11
	Vehicles		1
Budget			
Principal =			\$11,660
Crew Leader =			\$6,944
Member =			\$14,291
Basic Supplies \$37/week/person			\$2,035
Camping Supplies \$30/week/person			\$1,650
Tools=\$25/week/person			\$1,375
Vehicle = \$479.53/week			\$5,275
Fence Training \$250/person			\$2,500
Rock Drill, Generator, Fuel			\$4,500
ATV, PPE and Pull Behind Trailers			\$4,020
Total =			\$54,250
	avg production per hitch (miles)	hitches	
5 person crew	1	5.5	5.5 miles
5 person crew	1	5.5	5.5 miles
5 person crew	1	5.5	5.5 miles
5 person crew	1	5.5	5.5 miles
	4		22 miles

Southwest Conservation Corps

Project Cost Estimate  
District Management Fence Line  
Chaco River (Wash)

By: RJH

Date: 9/2/2014

SCC was not able to conduct a full site visit for this estimate due to recent rains. However, in the event a full site visit is possible in the near future, SCC will be happy to adjust our estimate accordingly. SCC is currently waiting to review this potential project with the BIA out of Shiprock to discuss additional support as needed, including purchasing of materials and ensuring the survey of new fence line is complete.

Thank you for this opportunity to continue to work with the youth in your community. Please contact me by phone at 970 749-3960 or by email at [ron@conservationlegacy.org](mailto:ron@conservationlegacy.org) if you have any questions. Have a great day.

Sincerely,



Ron Hassel  
Executive Director  
Southwest Conservation Corps  
[ron@conservationlegacy.org](mailto:ron@conservationlegacy.org)



IN REPLY REFER TO:  
NATURAL RESOURCES

**United States Department of the Interior**  
**Bureau of Indian Affairs**  
**Northern Navajo Agency**  
**P.O. Box 3538**  
**Shiprock, New Mexico 87420**



Patty Chee, CLUP President  
Burnham Chapter  
Burnham, New Mexico

Dear Ms. Chee:

This is to confirm that Northern Agency-Division of Natural Resource will assist Burnham Chapter with \$40,000 worth of fence material on the District 13 Boundary Fence Project. We will be getting cost estimate on basic fence supplies, such as, barb wires, T-post, clips, and fence stays.

In addition, we have obligated \$95,000 for an Archaeology survey for District 13 Boundary Fence in January 17, 2014. The preferred Vendor for that Archaeology Survey is Navajo Nation Archaeology Department-Shiprock Branch Office.

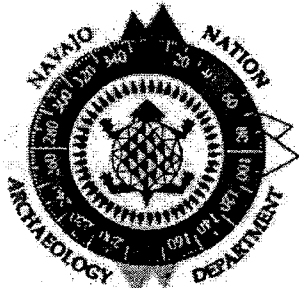
If you have any question, please contact my office at (505) 368-3300.

Sincerely,

The Navajo Nation  
Archaeology Department  
Shiprock Branch Office at Dine  
College

## FAX TRANSMITTAL FORM

Number of Pages (including cover page): 2



(505) 368-1215 fax

ecmason @frontiernet.net

### NNAD OFFICES

#### Main Office

Linda Laughing, Acting Dept. Manager  
P.O. Box 689  
Window Rock, AZ 86515  
(928) 871-8541  
(928) 871-8515 Fax

#### Northern Arizona University Branch Office

Neomie Tsosie, Program Manager  
P.O. Box 6013  
Flagstaff, AZ 86011  
(928) 523-9151  
(928) 523-9185 Fax

#### Diné College-Shiprock Branch Office

Elaine Cleveland-Mason,  
Program Manager  
P.O. Box 580  
Shiprock, NM 87420  
(505) 368-1214  
(505) 368-1215 Fax

Fruitland Chapter

Attention: Davis Henry

FAX:

505-960-5033

From: Elaine Cleveland-Mason, NNAD Shiprock Office

Mr. Davis, attached is a copy of front page of a revised budget proposal for the cultural resource inventory for the 23 miles of District 13, 14, 19 Fencing project along Chaco Wash. Initially it was \$95,000. Now it has been reduced to proposed \$83,168.

It appears that there were some issues working under PL 638 with BIA and NNHPD and NNAD. We recently were informed by Terry McClung at BIA Regional office in Gallup through Ron Maldonado at NNHPD-CRCS earlier this week.

NNAD is still working diligently with Mr. Dee, BIA Natural Resources, trying to get the cultural resource inventory and ethnographic work funded by BIA under an agreement. Our NNAD office very much wanted to get this project underway for months also. We have had NNAD staff available to start the work. Now we will be facing layoffs at the end of the month if we do not get this project funded as well. We would very much want to conduct the archaeology for Burnham Chapter. I know this is a high priority project to get underway and completed for Lorenzo Bates, Council Delegate and the Chapter. We have been in contact with Rick Nez as well. Thank you.



FY 2014

# THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 6

<b>PART I. Business Unit No.:</b> <u>NEW</u>		<b>Program Title:</b> <u>BIA Districts 13, 14, and 19 Fencing Project-Cultural Resource Inventory</u>		<b>Division/Branch:</b> <u>Natural Resources/Archaeology</u>	
<b>Prepared By:</b> <u>Elaine Cleveland-Mason 8 8 14</u>		<b>Phone No.:</b> <u>605-388-1214</u>		<b>Email Address:</b> <u>ecmason@frontier.net</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY	(A)	(B)	(C)	
					Fund Type Code	NHC Approved Original Budget	Proposed Budget	Difference (Column B - A)
Bureau of Indian Affairs	10/01/13-12/31/14	83,168	100%					
			0%					
				2001 Personnel Expenses			57,195	57,195
				3000 Travel Expenses			16,504	16,504
				3500 Meeting Expenses			0	0
				4000 Supplies			2,687	2,687
				5000 Lease and Rental			0	0
				5500 Communications and Utilities			900	900
				6000 Repairs and Maintenance			0	0
				6500 Contractual Services			5,802	5,802
				7000 Special Transactions			80	80
				8000 Public Assistance			0	0
				9000 Capital Outlay			0	0
				9500 Matching and Indirect Cost			0	0
				TOTAL		\$0.00	83,168	83,168

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted		5
Total # of Permanently Assigned Vehicles		


  

TOTAL:	\$83,168	100%
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**PART V. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE:** Perform cultural resource surveys, monitor, testing, and excavation for a fee, to comply with federal laws and regulation, provide training to Navajo staff, educate public regarding the legal requirements of cultural resource compliance and the need to preserve Navajo historical heritage for future generations. Tribal Code: Navajo Nation Cultural Resources Protection Act (CRPA; CMY-19-88) in complying with federal laws and regulations: National Historic Preservation Act (NHPA); Archaeological Resources Protection Act (ARPA); American Indian Religious Freedom Act (AIRFA); Native American Graves Protection and Repatriation Act (NAGPRA); 38CFR800; 43CFR7; 38CFR80.4

 8/8/14

SUBMITTED BY: Linda Laughing, ASO/Acting Department Manager / Date

 8/13/14

APPROVED BY: Frederick H. White, DNR Executive Director / Date

**Proposal for the Reconstruction of the  
Historical District Management Fence Line  
along the Chaco River (Wash).**



**By the Burnham Chapter  
(Tiis Tsoh SiKaad Chapter)**

1

Resolutions

2

Guide Line  
For Fencing

3

Budget  
Supplemental  
Request

4

BIA  
Archaeological  
Clearance

5

Maps



**TIIS TSOH SÍKAAD CHAPTER**  
Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
tiistsohsikaad@navajochapters.org



## TIIS TSOH SÍKAAD CHAPTER

### PATTY CHEE, CLUPC PRESIDENT

# Proposal for the Reconstruction of the Historical District Management Fence Line along the Chaco River Wash

Prepared By:

Patty Chee, CLUPC President  
Tiis Tsoh Sikaad Chapter

  
VACANT  
President

Arthur J. Yazzac  
Vice President

Nancy Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member

Lorenzo C. Bates  
Council Delegate

## Table of Content

Letter to Honorable LoRenzo Bates.....	1
Letter to Burnham Chapter Officials.....	2
Introduction.....	3
Location Map of Burnham Chapter.....	4
Map of District Locations.....	5
Information on documents submitted.....	6
Application For Approval To Establish A Range Management Unit.....	7
Letter to Mr. James Dee.....	8
Copy of letter to Mr. James Dee.....	9
Map of Burnham Chapter.....	10
Resolution of Burnham Chapter.....	11
Tiis Tsoh Sikaad Chapter Requesting support From Resource Committee.....	12
Resolution of the Northern Navajo Agency District 13.....	13
Resolution of the Northern Navajo Agency Grazing Committees District 9, 12, and 13.....	14

Resolution of the Newcomb Chapter.....	15
Resolution of Naschitti Chapter.....	16
Resolution of Sheepsprings Chapter.....	17
Resolution of Sanostee Chapter.....	18
Resolution of White Rock Chapter.....	19
Pictures of deteriorated fence line.....	20

**Fort Defiance, Eastern Navajo Agency and Northern Agency meeting Reconstruction of the  
District Management Fence Line along Chaco River**

**Location of Meeting: Tiis Tsoh Sikaad Chapter House**

**August 8, 2012 at 10:00 am**

**Minutes of Meeting by Marty Chee**

Davis Henry the Grazing Committee member introduces himself and welcomes the visitors to Tiis Tsoh Sikaad Chapter (Burnham).

Tracy Raymond with the Bureau of Indians, Affairs Northern Agency started with his computer presentation. Mr. Raymond asked why Tiis Tsoh Sikaad Chapter needs a fence line. The answer was on the next slide. A fence line is one form of animal control. On another slide, there stretch across the screen was the Chaco River (dry). On that map of Chaco River Tracy drew a line which would show the proposed fence line.

Mr. Raymond showed some pictures of different land formations. These land formations had different type of fence lines. The old fence lines were tied into the rocks and cliffs. In one picture the fence post was set down on the ground. Another picture showed the wires hanging so low to the ground a set of track crossed one side to the other side.

Mr. Raymond explained he did see some fence lines that were well maintain. Fence lines that go right up to a cliff stop there and continue where the cliff stops. Tracy Raymond concluded by saying he would like to have taken more pictures, further down the wash.

Tracy Raymond has created a budget, which has a cost estimate of \$270,000. . Mr. Raymond reported the BIA must dismantle the old fence line. This job will be done by rolling up used barbwire and pulling out old fence post. An added expense is the crossing of the De-Na-Zin Wash. Tracy Raymond was interested where the money will come from.

James M. Dee Bureau of Indians Affairs Northern Navajo Agency presented the Agenda for this 8/8/12 meeting. Mr. Dee reviewed the agenda to the group.

Davis Henry, Grazing Committee member presented on his past horse entrapments. Davis explained to the group why the horses were crossing the Chaco Wash. The horses were looking for greener pastures. Davis Henry named the windmills where he setup his portable corral. Mr. Henry had pictures of posts which held up the V-mesh fence, in capturing horses. Mr. Henry explained he did have to make improvements to the corral after each entrapment. Davis Henry ended his presentation by expressing his feelings with the stud horses.



Irwin Jim offered his advice on where the fence line should be placed. He would like the fence line to be moved up, to allow less water damage.

Effie Delmar Eastern Agency explained if we were to accompany the grazing committee down the Chaco Wash, we would get an idea on where to put the fence line. Mr. Dee asked Jerome Willie, Bureau of Indian Affairs, Fort Defiance Agency to comment on this matter. Jerome asked "Is this fence line to be maintained?"

Mr. Dee then brought up the topic of employment. Mr. Dee advised the group it would be better to split the work fifty fifty on the shared agency boundaries. For example, the boundary that Fort Defiance and Northern Agency share can split their work fifty-fifty.

Hoskie Bryant with Naschitti Chapter, made a comment in the Navajo Language.

Lester Begay with Tiis Tsoh Sikaad, made a comment about Navajo Taxation.

Mr. Dee introduced the idea of sharing the cost between the three different agencies. He continued to say that we can request funding from NRCS. In order to get funding from NRCS, a NRCS Contract must submit.

Mr. Dee gave a small summary, on how the Tiis Tsoh Sikaad Chapter prepared a fence line proposal. The chapter sent out resolutions to the neighboring chapter, to begin that process. LoRenzo Bates even lobbied and met with Sharon Pinto, to find funding. Mr. Dee finished by saying we should use a Navajo owned construction firm.

The Meeting was place on hold, because of the lunch meal prepared by the Tiis Tsoh Sikaad Chapter.

Mr. Dee explained the cost estimate on the proposed Fence Line/ Acquisition. Tracy Raymond had created a budget report, which he displayed from the computer. Mr. Raymond had listed the Old Fence Line Removal, Labor Cost Materials for the fence line, Livestock Control Flow Gates, Labor Cost Livestock, and Labor Cost Flow Gates.

Mr. Dee introduced the idea of working with the NRCS in Phoenix. Mr. Dee expressed his concern by saying this fence line must be kept longer than 30 years. Setting the fence near the wash would allow moisture damage. Mr. Raymond reminded the group of the vegetation that would be lost. The wash area has some good green vegetation explained Mr. Raymond.

Effie Delmar with Eastern Agency informed the group of a similar fencing project. In 1970's Standing Rock lost some land. Ms Delmar did not want this to happen again.

Mr. Dee asked some of the White Rock Officials if it was necessary for their chapter to do a Public Hearing. Mr. Will Somebody advised, the group to speak with the permittee's from that area. Davis Henry agreed knowing that permit holders have an input on this fence line.

Jim Dee expressed his concern for the Chaco Wash. The range near the wash has some good green grass, but the wash can and will flood. Flooding will carry everything away.

Jim Dee reads through some of Resolutions from the surrounding chapters.

Next topic from the agenda: Who will maintain these Range Improvements- Henry Davis Henry explains that the Tiis Tsoh Sikaad Chapter can maintain these fence lines. Jim Dee asked that an agreement must come first, before government spending. Effie Delmar requested it be a written agreement between agencies.

Jane Jones a Tiis Tsoh Sikaad resident, expressed her opinions for the fence line. The fence line maintenance is shared within her family. She and her family purchase tee post and fence wire. Jane did warn the group about the gates that walk away. People have a problem of stealing gates. For the phase two, Jane Jones would like to have all her supplies she purchase return to her. She ended her speech by reminding the people the expense of fencing material.

Jim Dee is willing to help draft up a maintenance agreement, and Davis Henry agreed.

Tracy Raymond accepted the help from the neighbor agencies.

Jim Dee announced a meeting for August 15, 2012. This will begin data collection.

Jim Dee ended this meeting at 2:00P.M.

 8/8/12

**Fort Defiance, Eastern Navajo Agency and Northern Navajo Agency meeting on  
Reconstruction of District Management Fence Line along Chaco Wash**

**August 8, 2012**

**Meeting Location:**  
Burnham Chapter  
Burnham, New Mexico

**AGENDA**

**Wednesday**

<b>10:00 am</b>	<b>Welcome &amp; Introduction (purpose)</b> <ul style="list-style-type: none"><li>- James M. Dee, Supvy Natural Resource Specialist, Northern Navajo</li></ul>	
<b>10:15 am</b>	<b>Field Data of District 13, 14, and 15</b> <ul style="list-style-type: none"><li>• Existing fence line vs. District Management Boundary</li><li>• Missing fence line</li><li>• Locations of gates, cattle guard</li><li>• Environmental Clearances</li><li>• Concurrence on the District Boundary Fence</li></ul>	<b>Raymond/Fort Defiance/Eastern Navajo</b>  <b>Northern Navajo Fort Defiance, Eastern Navajo</b>
<b>12:00 noon</b>	<b>Lunch</b>	
<b>12:30 pm</b>	<b>Cost estimate on Proposed Fence Line/Acquisition</b> <ul style="list-style-type: none"><li>• Funding (Environmental Clearance &amp; fence)</li><li>• Fence Specification</li><li>• Cost Estimate for removal, installation, and other materials (gates, cattle guard, flow gates and etc).</li><li>• Environmental Clearances</li><li>• Acquisition</li></ul>	<b>Dee Agency Raymond</b>
<b>1:30 pm</b>	<b>Who will maintenance these Range Improvements (fence, cattle guard, gates, wash crossing, and etc)?</b>	<b>Henry</b>
<b>2:30 pm</b>	<b>Adjourn for the Day</b>	

# Sign In

8/8/12

- 1) Tracy Raymond BIA/Northern
- 2) Abster Bryan + Nashville
- 3) Lillian B. Livingston Nashville CS
- 4) Jerome W. Walter BIA/PT Defiance
- 5) Oxnard Begay BIA - BNR. Ft. Defiance, Az
- 6) Wilson R. Bernal TTS Ch President
- 7) ~~Bernie Lee~~ White Rock
- 8) Nancy Brown White Rock
- 9) Davis Henry Burnham Grazing Member
- 10) Marty Choo
- 11) David Gunn Burnham Resident
- 12) Jane Jones Burnham Resident
- 13) Harold Dodge Perched Chapter
- 14) Gailene Begay Burnham Resident
- 15) Lester Begay TTS Tsoh Sikan Resident
- 16) Wil Estelle Crownpoint BIA - DNR.
- 17) ~~EX LIVINGSTON~~ EASTERN AGENCY -
- 18) Dean Gamble BIA - Eastern Agency
- 19) Effie Dekmar BIA - Eastern Navajo Ag.
- 20) James M. Ace BIA - Northern Navajo Agency
- 21) ERNEST & Edwina Disbrow Burnham Chapter.



**TIIS TSOH SIKAAD CHAPTER**

Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
tiistsohsikaad@navajochapters.org



June 25, 2012

Dear Honorable LoRenzo Bates:

Enclosed are all documents pertaining to the Reconstruction of the District Management Fence Line along the Chaco River (Wash) within the District 13 grazing area.

Also enclosed is a letter outlining the tentative time-line by Mr. James Dee, Natural Resource Manager, Northern Agency, Shiprock, New Mexico.

Tiis Tsoh Sikaad Chapter permittees and other Chapters along the Chaco Wash appreciate your interest in the Reconstruction of the District Management Fence Line within the District 13 grazing district. The reconstruction of the fence will allow the chapters to have more control over animals drifting into other districts. The fence will also conserve forage and water for livestock of the permit holders.

In addition to your support, the Tiis Tsoh Sikaad Chapter and other Chapters adjacent to the Chaco Wash are in need of your assistance in obtaining funds for the fencing project. Your assistance will be greatly appreciated.

If you have any questions, call Davis Henry, Grazing Official at 505-860-6031 or Patty Chee, Community Land Use Planning Committee President at 505-419-9575.

Sincerely,

Davis Henry, Grazing Official, Tiis Tsoh Sikaad Chapter

Wilson R. Bonally  
President

Perry J. Begaye Sr.  
Vice President

Nancy Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member

LoRenzo C. Bates  
Council Delegate



**TIIS TSOH SIKAAD CHAPTER**  
Post Office Box 7359  
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Sincerely,

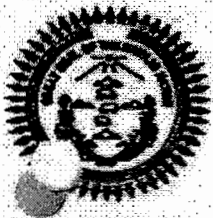
Davis Henry, Grazing Official, Tiis Tsoh Sikaad Chapter

Wilson R. Benally  
President

Patty J. Begaye Sr.  
Vice President

Nancy Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member  
LoRenzo C. Bob  
Council Delegate



**Tłiłts'oh Sikaad Chapter**  
Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
tliitsohsikaad@navajochaptera.org



June 20, 2012

Dear Burnham Chapter Officials:

On June 20, 2012, I attended a meeting with Mr. James Dee, Natural Resource Manager, Bureau Of Indian Affairs, and Tracy Raymond, also of Bureau of Indians Affairs, Shiprock, New Mexico concerning the Reconstruction of the District Management Fence line along the Chaco River (Wash). Also In attendance at this meeting were: Ms. Patty Chee, Burnham Chapter Community Land Use Planning Committee President and Marty Chee, Burnham Chapter Community Land Use Planning Committee Secretary.

In the process of the meeting, Mr. James Dee reviewed the Reconstruction of the District Management Fence Line package submitted by the Burnham Chapter. Mr. James Dee suggested that the fencing begin from the east side of Chaco River (Wash) at the Gleason Bridge, beginning at Mr. Herbert Benally's customary use area which is within the Burnham Chapter in District 13 grazing area and possible survey to the Great Bend along the Chaco River. Mr. James Dee made some other recommendations with Mr. Raymond to survey, flagged areas, archeological clearance, biological clearance, etc.

Mr. Dee also recommended that there be maintenance agreement with other Chapters and Agencies along the Reconstruction of the District Management Fence Line route.

Mr. James Dee recommended a tentative time-line as:

- |    |               |  |
|----|---------------|--|
| 1. | June 25, 2012 | Field survey-                                    |
|    | June 26, 2012 | "  |
|    | June 27, 2012 | "  |
| 2. | June 29, 2012 | Field work                                       |
| 3. | July 13, 2012 | Estimate cost                                    |
|    |               | Fence  |
|    |               | Gates  |
|    |               | Cattle guards                                    |
|    |               | NEPA   |
|    |               | Biological Assessment                            |
|    |               | Archeological Clearance                          |
|    |               | Other  |
| 4. | July 18, 2012 | Burnham Chapter Officials and CIUPC              |
|    |               | meeting with Mr. Dee.                            |
|    |               | (Review progress of fence line and deficiencies) |

Wilson R. Benally  
President

Perry J. Beggs Sr.  
Vice President

Henry Henry  
Secretary/Treasurer

Doris Henry  
Grazing Member

LaRene C. B.  
Council Delegate



July 19, 2012

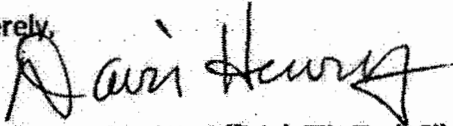
Collaborate with Eastern Agency and Fort Defiance Agency  
on fencing project.

5. July 20, 2012

Submit Fencing Project to Navajo Area Region

If you have any questions, I can be contacted at 505-860-6031 or call Patty Chee at 505-419-9575.

Sincerely,



Davis Henry, Grazing Official, Tlis Tsoh Sikaad Chapter

Cc. Harold Dodge, District 13 grazing official

LoRenzo Bates, Council Delegate

Wilson R. Benally, Burnham Chapter President

Veronica Begay, Burnham Chapter Coordinator

## **Introduction**

The District Management Fence Line meandered along the north side of Chaco River (Wash), was constructed around the 1940s and 1950s. The Navajo Reservation boundary and Eastern Agency boundary met south of Gleason Bridge. The District Fence line began south of Gleason Bridge along the Chaco Wash and extended to approximately Ram Springs north of Burnham Chapter. The six Navajo Nation Chapters impacted by the fence line and are adjacent to the Chaco Wash are: Sanostee Chapter, Burnham Chapter, Newcomb Chapter, Sheepsprings Chapter, Naschitti Chapter, and Whiterock Chapter. The District Management Fence Line also impacted three Bureau of Indian Affairs Agency Offices which are: Northern Agency, Eastern Agency, and Fort Defiance Agency.

Today, the remnants of the old Fence Line are still visible by buried and rotted cedar posts, and buried and visible rusted barbed wire. Attached are pictures of the remains of the District Fence Line.

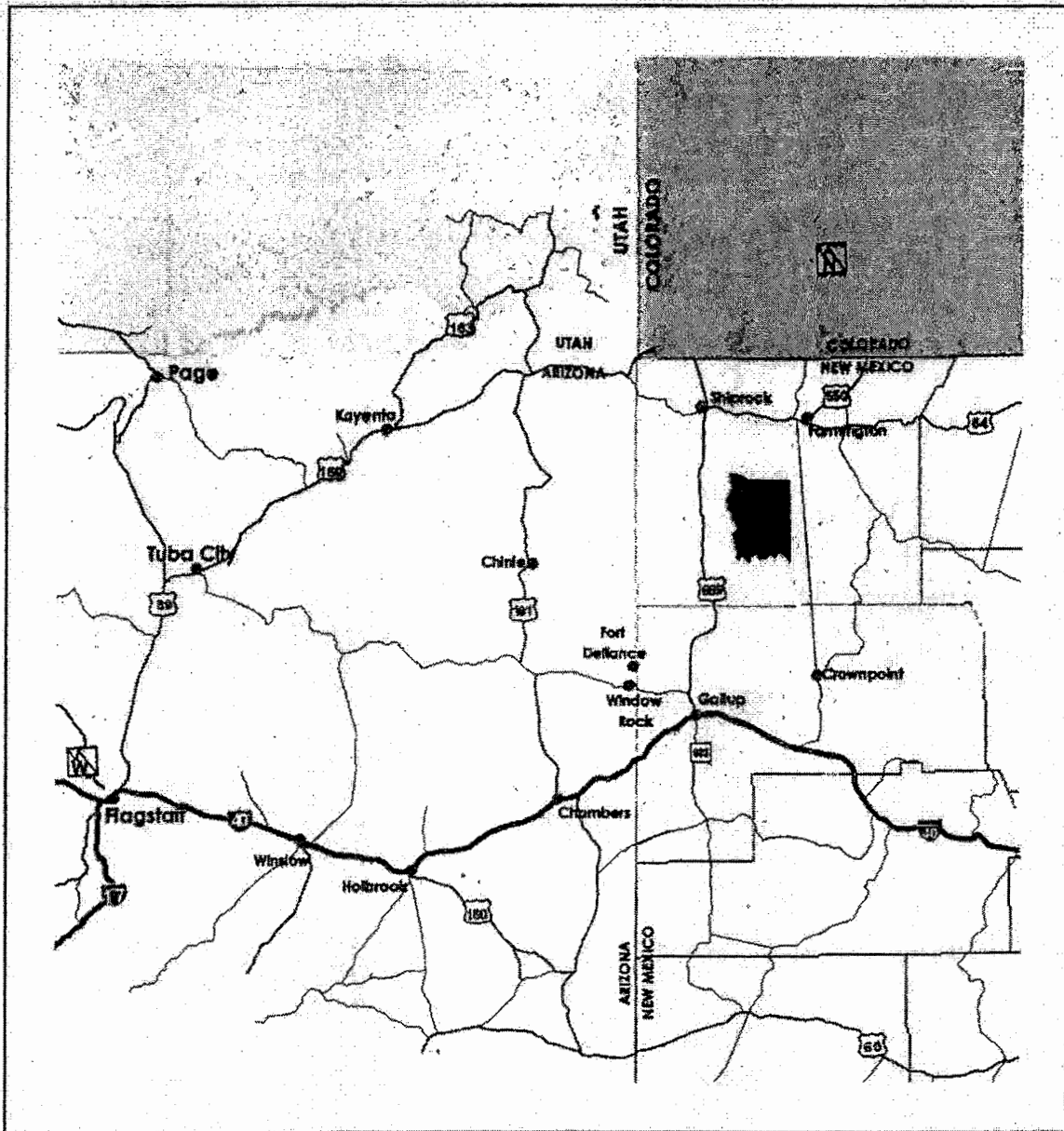
The sheep herders and cattle ranchers along the fence line remember the time when the Fence Line was functional. The Fence Line kept stray animals on the north or south side of the fence line. The Fence Line also helped conserve forage and water for the livestock such as cattle and sheep. The Fence Line also controlled feral horses from eating up the range and depleting water on either side of the Fence Line. The Fence Line served its' purpose of range management.

The Burnham Chapter Officers and Community Land Use Planning Committee members have collected supporting resolutions from all Navajo Chapters adjacent to the Chaco Wash and are impacted by the District Fence Line. Attached are all supporting resolutions.

## **Summary**

Any consideration for financing the Reconstruction of the District Fence Line will be very much appreciated by the six Navajo Chapter members who are within three Bureau of Indian Affairs Agencies: Northern Agency, Fort Defiance Agency, and Eastern Agency.

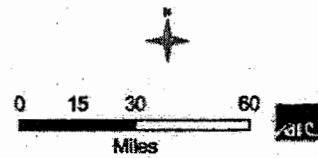
**Exhibit 3: Navajo Nation Location Map**

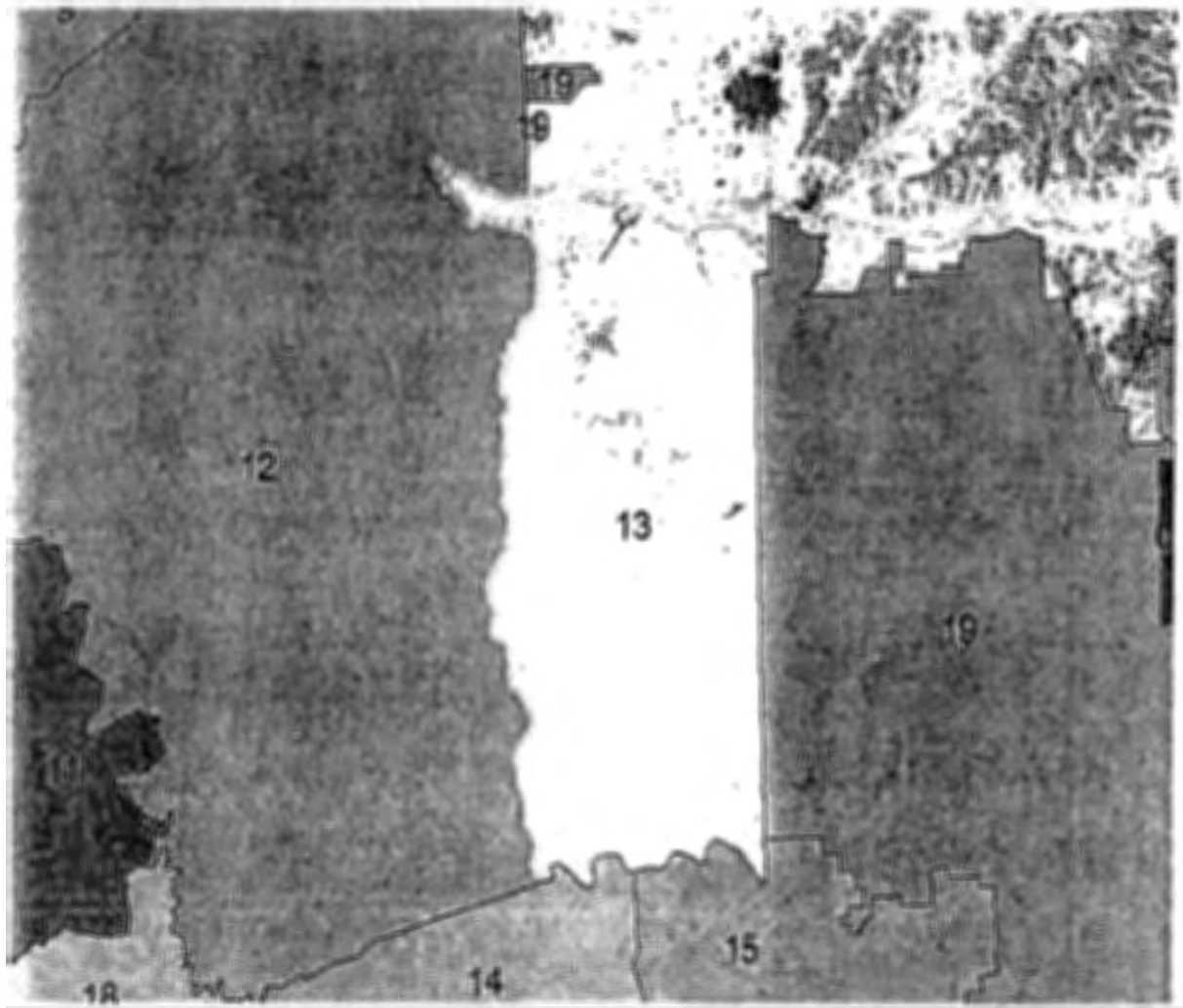


**Legend**

- Major Cities
- Burnham Chapter Boundary
- ▨ Navajo Reservation
- Arizona
- Colorado
- New Mexico
- Utah
- Interstate Highway
- US Highway
- State Highway

**Burnham Chapter**





Reference: Natural Resources Conservationist Map (USDA)

# **BURNHAM CHAPTER FENCE PROJECT**

Delivered by Veronica Begay,  
Burnham Chapter Coordinator  
on March 16, 2011

## **DOCUMENTS SUBMITTED:**

1. Letter from Patty Chee, President of TlilTsoh Sikaad Chapter dated June 4, 2010, addressed to Jim Dee. Attached is a letter from Albert Davis, Chapter President. (map attached)
2. Resolution of Burnham Chapter, to construct fenceline, dated March 11, 2007.
3. Resolution of Burnham Chapter to Resource Committee, dated April 9, 2009
4. Resolution from District #13 Grazing committee, dated July 3, 2008
5. Resolution from Northern Navajo Agency, in support, dated July 18, 2008

## **RESOLUTION FROM NEIGHBORING CHAPTERS:**

1. Newcomb Chapter, dated August 12, 2007
2. Naschitti Chapter, dated February 11, 2008
3. Sheepspring Chapter, dated July 16, 2008
4. Sanostee Chapter, dated July 22, 2008
5. White Rock Chapter, dated October 21, 2008

Compiled by: Roxanne Harrison  
Range Technician  
(3-22-11)

# APPLICATION FOR APPROVAL TO ESTABLISH A RANGE MANAGEMENT UNIT

THE UNDERSIGNED APPLICANT(S) OF DISTRICT # 13, UNIT NO. 3, REQUEST APPROVAL TO ESTABLISH A RANGE MANAGEMENT UNIT WITHIN MY (OUR) CUSTOMARY USE AREA. IF THIS FENCE IS APPROVED AND CONSTRUCTED, I (WE) AGREE TO MAINTAIN ANY AND ALL IMPROVEMENTS WITHIN THIS AREA AND TO ABIDE BY THE REGULATIONS ESTABLISHED BY THE NAVAJO NATION AND THE DISTRICT GRAZING COMMITTEE GOVERNING THE USE OF THE AREA. I (WE) ALSO AGREE TO USE THE AREA IN ACCORDANCE WITH A SOUND RANGE MANAGEMENT PLAN.

## 1. NAME(S) OF APPLICANT(S)

PRINT NAME(S)	CENSUS NO.	PERMIT NO.	SIGNATURE	DATE
(A) <u>Harlow E. Hartsel</u>		<u>788-13</u>	<u>[Signature]</u>	<u>3/31/11</u>
(B) <u>Max Bignan</u>		<u>13-499</u>	<u>[Signature]</u>	<u>3/31/11</u>
(C) <u>Gradyst Begay</u>		<u>13-572</u>	<u>[Signature]</u>	<u>3/31/11</u>
(D) <u>Molly Hogue</u>		<u>13-647</u>	<u>[Signature]</u>	<u>3/31/11</u>
(E) <u>Lorraine Shirley</u>		<u>13-517</u>	<u>[Signature]</u>	<u>3/31/11</u>
(F) <u>Paula Begay</u>		<u>13-647</u>	<u>[Signature]</u>	<u>3/31/11</u>

## 2. CONCURRENCE OF ADJOINING GRAZING PERMITTEES HAVING DIRECT INTEREST IN THE AREA OF THE PROPOSED FENCE BOUNDARY.

PRINT NAME(S)	CENSUS NO.	PERMIT NO.	SIGNATURE	DATE
(A) <u>Nellie Gleason</u>		<u>13-352</u>	<u>[Signature]</u>	<u>3/31/11</u>
(B) <u>Patty R. Chew</u>		<u>13-650</u>	<u>[Signature]</u>	<u>4/3/11</u>
(C) <u>Perry Jo Begay Sr</u>		<u>13-587</u>	<u>[Signature]</u>	<u>4-3-11</u>
(D) <u>[Signature]</u>		<u>13-661</u>	<u>[Signature]</u>	<u>4-3-11</u>
(E) <u>Judy A. Willis</u>		<u>13-607</u>	<u>[Signature]</u>	<u>4-3-11</u>
(F) <u>Daniel Benally</u>		<u>13-486</u>	<u>[Signature]</u>	<u>4-4-11</u>

## 3. DISCUSSED AND RECOMMENDED FOR APPROVAL BY DISTRICT # 13 GRAZING COMMITTEE IN A

REGULAR MEETING AT \_\_\_\_\_ PLACE ON \_\_\_\_\_ DATE

### CONCURRENCE:

DISTRICT CHAIRMAN, GRAZING COMMITTEE - DATE

GRAZING MEMBER, RESPECTIVE CHAPTER - DATE

CHAIRMAN, RESOURCES COMMITTEE - DATE

RESOLUTION NO.

( ) THE USE AREA CLAIMED BY THE APPLICANT(S) HAS BEEN DELINEATED AND IS HEREBY APPROVED FOR FENCING.

( ) APPROVAL IS DENIED FOR THE FOLLOWING REASONS: \_\_\_\_\_

APPROVED:

REGIONAL NATURAL RESOURCE MANAGER - DATE

(Continuation)

2. Concurrence of adjoining permittees:

PRINT NAME(S)	CENSUS NO.	PERMITS NO.	SIGNATURE	DATE
(G) <u>Jane D. Jones</u>	<u>                    </u>	<u>13-665</u>	<u>Jane D Jones</u>	<u>4-4-11</u>
(H) <u>Lorraine Yazzie</u>	<u>                    </u>	<u>13-91</u>	<u>Lorraine Yazzie</u>	<u>4-5-11</u>
(I) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(K) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(L) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(M) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(N) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(O) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
(P) <u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>





Post Office Box 7359  
Newcomb, New Mexico 87455  
505-696-5470 (Telephone)  
505-696-5473 (Fax)  
tiistsohsikaad@navajochapters.org



June 4, 2010

Mr. James Dee, Natural Resource Manager  
Department of Natural Resources  
Bureau of Indian Affairs  
Shiprock, New Mexico

Dear Mr. James Dee,

You requested a possible meeting with Tilis Tsoh Sikaad (Burnham) Chapter officials on June 9, 2010 or June 10, 2010 concerning archeological clearance for the rebuilding of the District Management Fence Line for district 13. The Chapter Officials have a prior schedule to attend a Chapter Official Convention in Gallup, New Mexico during June 9 - 10, 2010.

The Tilis Tsoh Sikaad Chapter Officials and the Community Land Use Planning Committee would really appreciate your office rescheduling a meeting at a later date since this Rebuilding of the District Management Fence Line is one of the priorities of the Chapter for managing livestock.

You requested an estimate of the fencing material necessary for completing the project. Attached is a rough draft letter written by Albert Davis, President of Burnham Chapter, estimating the necessary fencing material as thirty-five miles of material within Northern Agency, three miles of fencing material within Fort Defiance Agency, and nine miles of fencing material within Eastern Agency and the total as forty-seven miles of fencing materials. A map showing the adjacent chapters along the Chaco River (wash) is also attached.

We appreciate your interest in the fencing project. If you have any questions, contact Patty R. Chee at 505-786-5046 or Davis Henry can be contacted at 505-860-6031.

Sincerely,

Patty R. Chee, President of CLUPC

cc. Harold Dodge, District 13 Grazing Official  
Wilson Benally, President of Tilis Tsoh Sikaad Chapter

Wilson Benally  
President

Terry J. Begaye Sr.  
Vice President

Nancy Begay  
Secretary/Treasurer

Davis Henry  
Grazing Member

George Arth  
Council Delegate



December 31, 2008

Mr. James Dee, Natural Resource Manager  
Department of Natural Resources  
Bureau of Indian Affairs  
Shiprock, New Mexico

Dear Mr. James Dee,

We are very appreciative that one of your staff requested our CLUPC members to determine an estimate of how many miles of fencing will be required for the rebuilding of the Land Management District 13 Fence line.

~~The Burnham Chapter has been working on rebuilding the Land Management District 13 Fence Line, which runs along the Chaco River (Chaco Wash). This Land Management District 13 Fence Line was constructed by the Bureau of Indian Affairs Natural Resources about the early 1950's and is now completely deteriorated. The wooden posts are rotted and buried in the sand, barb wires rusted and buried in the sand, etc.~~

We have estimated that Northern BIA Agency would have to come up with thirty-five miles of fencing materials, Fort Defiance BIA Agency would have to come up with three miles of fencing materials, and Eastern BIA Agency will come up with nine miles of fencing materials. The totals fence line would require up to forty-seven miles of fencing material.

If you have any questions, you can contact Albert Davis, Chapter President, or Veronica Begay, Chapter Coordinator at 505-696-5470. Thank you for your services.

Sincerely,

Albert Davis,  
Chapter President, Burnham Chapter