

**RESOLUTION OF THE  
RESOURCES AND DEVELOPMENT COMMITTEE  
23<sup>rd</sup> Navajo Nation Council --- Fourth Year, 2018**

**AN ACTION**

**RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING A  
WAIVER OF THE 16 N.N.C. § 1159 (B) (2) AND APPROVING A MISSION  
SITE PERMIT FOR 5.0 ACRES FOR THE REZLINE BIBLE CHURCH, INC., IN  
THE VICINITY OF INDIAN WELLS CHAPTER, NAVAJO NATION (NAVAJO  
COUNTY)**

**BE IT ENACTED:**

**Section One. Authority**

- A. Pursuant to 16 N.N.C. Section 1151 (C), the Resources and Development Committee of the Navajo Nation Council has the authority to give approval for permits of mission sites on behalf of the Navajo Nation.
- B. Pursuant to 2 N.N.C. Section 501 (B)(2), the Resources and Development Committee of the Navajo Nation Council has the authority to give final approval for all land withdrawals, non-mineral leases, permits, licenses, rights-of-way, surface easements and bonding requirements on Navajo Nation lands and unrestricted (fee) land. This authority shall include subleases, modifications, assignments, leasehold encumbrances, transfers, renewals, and terminations.

**Section Two. Title 16 of the Navajo Nation Code Provisions with Respect to Mission Sites**

- A. Pursuant to 16 N.N.C. Section 1153 (A), No permit to enlarge the area of Navajo Nation land presently under permit to a missionary or mission body, and no permit to grant Navajo Nation land for a new mission site will be granted by the Resources Committee unless the application for such permit has first been reviewed by the Navajo Land Department of the Navajo Nation.
- B. Pursuant to 16 N.N.C. Section 1153 (B), the application for a mission site shall contain:

1. An exact description of the Navajo Nation land for which application is made.
  2. A detailed statement of the purpose or purposes for which the said Navajo Nation land shall be used. If a missionary or mission body proposes to establish facilities for educational, medical, or other non-religious activities, the application shall set forth fully the extent and character thereof.
  3. A signed petition of a substantial number of Navajos residing in the vicinity of the proposed site endorsing the proposed permit.
  4. An endorsement of Navajo Nation Council Delegates of the District in which the proposed site is located.
  5. A description of buildings and improvements to be placed on Navajo Nation lands and an estimate of the cost thereof. Pursuant to 16 N.N.C. § 1155, the Resources and Development Committee is authorized to deny or grant, on behalf of the Navajo Nation, any permit with special consideration to the establishment of too many missions in any one area or at any one point.
- C. Pursuant to 16 N.N.C. § 1159 (B), the following acreage limitations shall apply to all applicants for permits:
1. Mission site for purely religious activities: one and one-half (1 1/2) acres;
  2. Mission site for religious activities and community services facilities: three and one-half (3 1/2) acres;
  3. Mission site for religious activities and either substantial medical or accredited educational programs: eight (8) acres; and
  4. The Resources and Development Committee may, in the case of applications for mission sites in or near areas withdrawn for townships in the Navajo Nation, limit site acreage to less than two and five-tenths (2 5/10) acres, and may set rental fees with due regard for present or future competing demands for land use in such areas.

- D. Pursuant to 16 N.N.C. § 1159 (C) "community service facilities" shall be deemed to include only those permanent improvements upon the permitted site which are for the purpose of providing recreational programs, non-religious educational programs, including adult education, and other non-religious programs of benefit to the community.
- E. Pursuant to 16 N.N.C. § 1160 (A), the acreage limitations established by 16 N.N.C. § 1159 may be waived by the Resources and Development Committee upon a showing by the applicant that planned programs will be of sufficient benefit to the Navajo People to justify waiver of acreage limitations. No waiver of acreage limitations shall be granted unless the applicant has complied with 16 N.N.C. §§ 1153 and 1161, and all other procedures provided by law.
- F. Pursuant to 16 N.N.C. § 1160 (B), no waiver of acreage limitations shall be granted in cases of applications subject to acreage limitations established by 16 N.N.C. § 1159(B)(1) (regarding a mission site for purely religious activities which is limited to one and one-half (1 1/2) acres).
- G. Pursuant to 16 N.N.C. § 1161, no application for a mission site permit for an area of Navajo Nation land in excess of the limitations established in 16 N.N.C. § 1159 shall be granted by the Resources and Development Committee, unless the application for such permit has been reviewed and approved by the Division of Community Development of the Navajo Nation, and by the Navajo Land Department of the Navajo Nation.

### **Section Three. Findings**

- A. The Rezline Bible Church, Inc., Post Office Box 883, Holbrook, Arizona 86025 has applied for a Revocable Use Permit for Mission Site within the Indian Wells Chapter, as further described in **Exhibit B**, attached hereto and incorporated herein by this reference.
- B. The proposed mission site is located on 5.0 acres, more or less, within the vicinity of Indian Wells, Navajo Nation (Arizona). The land description appears on the survey plat attached hereto and incorporated as **Exhibit C**.
- C. Pursuant to 16 N.N.C. Section 1153 (A) and 16 N.N.C. § 1161, this request for a mission site permit has been reviewed by the Navajo Land Department and the Division of Community Development. The Executive Official Review shows that the

Navajo Land Department and the Division of Community Development have "approved" the applicant's request. See Executive Official Review Document No. 008217 attached as **Exhibit D**.

- D. The District 7-4 Grazing Official identified two land users who gave their consents which are attached hereto as **Exhibit E**.
- E. The Indian Wells Chapter Resolution dated March 18, 2012 entitled "Supporting and Recommending the Rezline Bible Church, Inc., to Establish a Mission the Community of Indian Wells and to Secure a Land Lease from the Navajo Nation; and further, the Navajo Nation Land Administration and the United States Bureau of Indian Affairs to Support the Effort of the Rezline Bible Church, Inc., to Lease Five (5) Acres of Land Within the Indian Wells Chapter" and the signed petition by the local residents are also attached herein as **Exhibit F**.
- F. The White Cone Chapter Resolution WC-12-12-089 and Teesto Chapter Resolution TEE-May-68-013 supporting the establishment of a mission site are attached as **Exhibit G**.
- G. Pursuant to 16 N.N.C. § 1159 (B), the acreage limitations for permits for a mission site for religious activities and community services facilities is three and one-half (3 1/2) acres. The Rezline Bible Church request is for five (5) acres. Pursuant to 16 N.N.C. § 1160 (A), the acreage limitations established by 16 N.N.C. § 1159 may be waived by the Resources and Development Committee upon a showing by the applicant that planned programs will be of sufficient benefit to the Navajo People to justify waiver of acreage limitations.
- H. In justification for the request for five (5) acres, a letter from the Secretary of the Rezline Bible Church, attached as **Exhibit H**, states that "The Church also desires to build additional facilities for community service programs, such as youth recreation, health and wellness programs, tribal and non-tribal social programs, and emergency response. ... RezLine Bible Church envisions the full use of the 5 Acres mission site to support its growing congregation in a location to provide a place of worship and its related activities. Furthermore to support and provide a place for rural community youth and elders to gather for recreational fitness services, meal programs, afterschool tutoring program(s) and other related student enrichment activities to improve the livelihood of our youth."

- I. The Resources and Development Committee finds that the planned programs will be of sufficient benefit to the Navajo People to justify waiver of acreage limitations.
- J. The Biological Resources Compliance Form is attached as **EXHIBIT I**; the Cultural Resources Compliance Form is attached as **Exhibit J**; the Archaeological Inventory Report is attached as **Exhibit K**; the Final Environmental Assessment Rezline Bible Church Site is attached as **Exhibit L**; the NTUA Utility and Sanitation Clearance is attached as **Exhibit M**; the Public Water Systems Supervision and Domestic Water Program Memorandum is attached as **Exhibit N**; and the Procurement Clearance is attached as **Exhibit O**.
- K. The Terms and Conditions for the Mission Site Permit is attached as **Exhibit A**.

**Section Four. Approval**

- A. The Resources and Development Committee of the Navajo Nation Council hereby waives the 16 N.N.C. § 1159 (B)(2) acreage limitation of three and one-half (3 1/2) acres for a mission site for religious activities and community services facilities; and, hereby approves the Rezline Bible Church Mission Site for five (5) acres.
- B. The Resources and Development Committee of the Navajo Nation Council hereby approves and consents to the Revocable Use Permit for a Mission Site for the Rezline Bible Church, subject to but not limited to the attached Terms and Conditions contained herein as **Exhibit A** which is attached hereto and incorporated herein by this reference.
- C. The Resources and Development Committee of the Navajo Nation Council hereby authorizes the President of the Navajo Nation to execute all documents to affect the intent and purpose of this resolution.

**CERTIFICATION**

I, hereby, certify that the following resolution was duly considered by the Resources and Development Committee of the 23<sup>rd</sup> Navajo Nation Council at a duly called meeting at the Indian Wells Chapter, Indian Wells, Navajo Nation (Arizona), at which a quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, 1 abstained on this 11<sup>th</sup> day of April 2018.



Alton Joe Shepherd, Chairperson  
Resources and Development Committee  
of the 23<sup>rd</sup> Navajo Nation Council

Motion: Honorable Walter Phelps  
Second: Honorable Leonard Pete

10/01/2014  
FORM Mission Site



**TERMS AND CONDITIONS FOR MISSION SITE PERMIT  
REZLINE BIBLE CHURCH, INC. (PERMITTEE)**

1. This Mission Site Permit is issued to the Rezline Bible Church, Inc., P.O. Box 883 Holbrook, Arizona 86025 to use and occupy Navajo Nation Trust Lands for religious purposes, and shall be subject to the terms and conditions set forth herein. The term of the Mission Site Permit is effective beginning on the date the permit is approved by the Resources & Development Committee of the Navajo Nation Council or authorized representative. The Permit is authorized by Resources and Development Committee No. \_\_\_\_\_.
2. This permit is revocable at the discretion of the Resources and Development Committee of the Navajo Nation Council. The permit shall immediately be revoked for the failure to use the land herein described for religious purposes. It is understood and agreed that this instrument is 'NOT A LEASE' and is not to be taken or construed as granting any leasehold interest or right in or to the land herein described, but is merely a temporary permit, terminable and revocable.
3. The Permittee shall be given at least thirty (30) days written notice before this Mission Site Permit is terminated and revoked. Upon termination of the Mission Site Permit, the Permittee shall have ninety (90) days in which to remove from the site to dispose of any and all buildings, structures, materials and equipment and other personal property owned by the religious organization. After the expiration of the ninety (90) days, the Permittee shall peacefully and without legal process deliver the possession of the premises to the Navajo Nation. All improvements not removed after ninety (90) days will become the property of the Navajo Nation, unless the Navajo Nation demands in writing that the improvements be removed.
4. This Permit is not transferable, except with the consent of the Resources and Development Committee of the Navajo Nation Council.
5. This Permit shall be reviewed every five (5) years to reevaluate the rent and compliance with the terms and conditions.
6. The legal land description of the premises is described as follows:

**TRACT DESCRIPTION**

**A tract of land situated within Protracted Section 8, Township 20 North, Range 21 East, Gila and Salt River Meridian, near the vicinity of Indian Wells, Navajo County, State of Arizona and being more particularly described as follows:**

Commencing at a United States Department of the Interior, Geological Survey, Bench Mark, brass cap, 3 inches diameter set in a concrete box (1 foot x 1 foot), with the concrete box projecting 5 inches above ground, brass cap dated 1972, marked "3 MPS", located along the barbed wire fence parallel to Navajo Route 4 and the Point of Beginning of the herein described tract,

THENCE, South 70° 38' 13" West, a distance of 1,077.78 feet to a ½" rebar with plastic cap stamped "RLS 48459" (SET);



THENCE, North 31° 52' 24" West, a distance of 349.99 feet to a ½" rebar with plastic cap stamped "RLS 48459" (SET);

THENCE, North 58° 07' 32" East, a distance of 622.28 feet to a ½" rebar with plastic cap stamped "RLS 48459" (SET);

THENCE, South 31° 52' 22" East, a distance of 350.02 feet to a ½" rebar with plastic cap stamped "RLS 48459" (SET);

THENCE, South 58° 07' 43" West, a distance of 622.28 feet to the Point of Beginning.

The described Tract of Land contains 5.00 acres, more or less in area, and being subject to any and all existing easements for underground and aerial utilities located thereon unless denoted.

7. The annual rental rate will be \$ 75.00 per year and is due on or before the first day of December each year the Permit remains in effect. Pursuant to 16 N.N.C. § 1157, if the Permittee fails to pay the rent when due, this permit shall automatically terminate. The Permittee is responsible to make direct payments to the Navajo Nation Accounts Receivable Section, Post Office Box 3150, Window Rock, Arizona 86515.
8. The Permittee may develop, use and occupy the area under the permit for the purpose(s) of Mission Site. The Permittee may not develop, use or occupy the area under the permit for any other purpose without the prior written approval of the Navajo Nation. The approval of the Navajo Nation may be granted, granted upon conditions or withheld in the sole discretion of the Navajo Nation. The Permittee may not develop, use or occupy the area under the permit for any unlawful purpose.
9. In all activities conducted by the Permittee within the Navajo Nation, the Permittee shall abide by all laws and regulations of the Navajo Nation and of the United States, now in force and effect or as hereafter may come into force and effect including but not limited to the following:
  - a. Title 25, Code of Federal Regulations, Part 162;
  - b. All applicable federal and Navajo Nation antiquities laws and regulations, with the following additional condition: In the event of a discovery all operations in the immediate vicinity of the discovery must cease and the Navajo Nation Historic Preservation Department must be notified immediately. As used herein, "discovery" means any previously unidentified or incorrectly identified cultural resources, including but not limited to archeological deposits, human remains, or location reportedly associated with Native American religious/traditional beliefs or practices;
  - c. The Navajo Preference in Employment Act, 15 N.N.C. §§ et seq., and the Navajo Nation Business Opportunity Law, 5 N.N.C. §§ et seq.; and
  - d. The Navajo Nation Water Code, 22 N.N.C. § 1101 et seq. Permittee shall apply for and submit all applicable permits and information to the Navajo Nation Water Resources Department, or its successor.
10. The Permittee shall ensure that the air quality of the Navajo Nation is not jeopardized due to violation of applicable laws and regulations by its operations pursuant to the permit.



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

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

Date: \_\_\_\_\_

By: \_\_\_\_\_

\_\_\_\_\_  
Rezline Bible Church, Inc.  
Permittee

Date: 1-22-18

By: \_\_\_\_\_

  
\_\_\_\_\_  
Russell Begaye  
Navajo Nation President



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

President, Navajo Nation  
Window Rock, Arizona

Date Nov. 14, 2016

Rez Line Bible Church, Inc.

(Name of Church)

P.O. Box 883 Holbrook, Arizona 86025

(Address)

hereby makes application for a religious site covering approximately 5 Acres of Navajo Nation land located in Indian Wells, Navajo County, Arizona, as shown on the attached map.

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

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

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

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

To build a church facility that will provide space for worship service, Sunday school, bible study, revival, camp meetings, vacation bible school, and special events.

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

Church w/ Fellowship hall; Pastors Parsonage (house); Outdoor Arbor; Playground; Volleyball Court; Basketball Court; and Recreation Center (Youth/Elders). Total cost \$110,000.00

Applicant's plan for development of water and sewer.

Cistern System w/ Water Tank - Hanl Water from City of Holbrook Watering Point. Sewer will be Septic System.

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

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

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

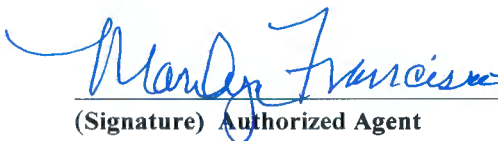
In all cases of applications on behalf of Unincorporated bodies where documents do not explicit give one individual authority to execute necessary papers, a power of attorney executed before a notary public by all associated parties for this purpose should be attached. If this is not supplied, all such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

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

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

Marilyn Francisco

(Print Name) Authorized Agent



(Signature) Authorized Agent

P.O. Box 883 Holbrook, Arizona 86025

Address

(928) 205-8203

Phone





# NAVAJO NATION CORPORATION ACT

## CERTIFICATE OF INCORPORATION

*To all to Whom these Presents Shall Come, Greeting:*

I, the Manager of the Business Regulatory Department, DO HEREBY CERTIFY  
that

\*\*\*REZ LINE BIBLE CHURCH, INC.\*\*\*  
(Non Profit)  
File Number 101504

a corporation organized under the laws of the jurisdiction of the Navajo Nation, was on  
the \_\_\_\_\_ 24th \_\_\_\_\_ day of \_\_\_\_\_ February, 2012 \_\_\_\_\_  
authorized to transact business within the Navajo Nation as a DOMESTIC Corporation.

I FURTHER CERTIFY that this corporation has filed all affidavits and required  
documents and paid all filing fees required and, therefore, is incorporated as a Domestic  
Corporation.



IN WITNESS WHEREOF, I have hereunto set  
my hand and affixed the official seal of the  
Navajo Nation Corporation Act at Window  
Rock, Arizona, this \_\_\_\_\_ 24th \_\_\_\_\_

day of \_\_\_\_\_ February \_\_\_\_\_, 2012 A.D.

*H. H. W. W.*

Manager, Business Regulatory Department

**ARTICLES OF INCORPORATION  
OF  
REZ LINE BIBLE CHURCH, INC.**

**FILED**  
File Number 101504  
**FEB 24 2012**  
Navajo Nation Corporation Act  
*[Signature]*  
Department Manager

The undersigned Incorporators hereby submit the following Articles of Incorporation pursuant to Navajo Nation Nonprofit Corporation Act (N.N.N.C.A.) 301 et seq.

ARTICLE I

The **Name** of the Corporation is Rez Line Bible Church, INC.

ARTICLE II

The **Period of Duration** of the Corporation shall be perpetual.

ARTICLE III

The **Purpose** for which this Corporation is organized shall include any or all lawful affairs for which corporations may be incorporated under the N.N.N.C.A. 301 et seq., including, but not limited to, religious and charitable purposes, including religious education, in order to bring honor and glory to our Lord Jesus Christ.

ARTICLE IV

The **Character of Affairs** of the Corporation will include, but is not limited to, the establishment of a Church. Based on the Bible as the standard of truth, the Church intends to honor God by bringing lives into harmony with Him and one another through balanced emphasis on Worship, Bible Teaching, Fellowship, Discipleship, Outreach, and Service.

ARTICLE V

No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to its members, directors, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distribution in furtherance of the purposes set forth in Article III. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these Articles, the corporation shall not carry on any other activities not permitted to be carried on: (a) by a corporation exempt from Federal Income Tax under Section 501 (c) (3) of the Internal Revenue

Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law).

#### ARTICLE VI

Upon the dissolution of the corporation, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of the corporation, dispose of all its assets exclusively for the purposes of the corporation in such a manner, or to such organizations organized and operated exclusively for charitable, educational, religious or scientific purpose as shall at the time qualify as an exempt organization or organizations under Section 501 (c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Laws) as the Board of Directors shall determine. Any such assets not disposed of shall be disposed of by the Superior Court of the county in which the principle office of the corporation is then located, exclusively for such purpose or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purpose.

#### ARTICLE VII

The name and street address of the **Registered Agent** is: Marilyn Francisco, P.O. Box 883, Holbrook, Arizona 86025 Physical Address: 8 Miles South of Indian Wells Chapter, Mile Post 8, 4.5 Miles East of Mile Post 8

#### ARTICLE VIII

The initial **Board of Directors** shall consist of four (4) Directors. The names and addresses of the persons who are to serve as the Directors until the first annual meeting of the Members or until their successors are elected and qualify are:

Patrick Francisco	Harry Mike	Alberto L. Peshlakai	Charlotte Begay
President	Vice President	Secretary	Treasurer
P.O. Box 883	P.O. Box 3432	P.O. Box 855	P.O. Box 3627
Holbrook, AZ 86025	Indian Well, AZ 86031	Holbrook, AZ 86025	Indian Wells, AZ 86031

The number of persons to serve on the Board of Directors thereafter shall be fixed by the Bylaws.



## ARTICLE IX

The names and addresses of each **Incorporator** are as follows:

Patrick Francisco	Harry Mike	Alberto L. Peshlakai	Charlotte Begay
P.O. Box 883	P.O. Box 3432	P.O. Box 855	P.O. Box
Holbrook, AZ 86025	Indian Well, AZ 86031	Holbrook, AZ 86025	Indian Wells, AZ 86031

All powers, duties and responsibilities of the Incorporators shall cease at the time of delivery of these Articles of Incorporation to the Navajo Nation Business Regulatory Department.

## ARTICLE X

The Corporation will have **Members**.

## ARTICLE XI

The **Ecclesiastical Government** of the Corporation is vested in its Members who exercise the right of control in all its affairs. It is subject to no other ecclesiastical body.

## ARTICLE XII

The original **Bylaws** of the Corporation shall be adopted by its Members.

EXECUTED this 5<sup>th</sup> day of February, 2012 by all of the Incorporators.

Signed: Pat Francisco  
Patrick Francisco, President

Alberto L. Peshlakai  
Alberto L. Peshlakai, Secretary

Harry Mike  
Harry Mike, Vice-President

Charlotte Begay  
Charlotte Begay, Treasurer

### **Acceptance of Appointment By Registered Agent**

The undersigned hereby acknowledges and accepts the appointment as Registered Agent of the above-named Corporation until removed, or resignation is submitted in accordance with N.N.N.C.A. 301 et seq.,

effective this 5<sup>th</sup> day of February, 2012.

Signed: Marilyn Francisco  
Marilyn Francisco

**Navajo Nation  
Business Regulatory Department  
P.O. Box 663  
Window Rock, AZ 86515**

To whom it may concern:

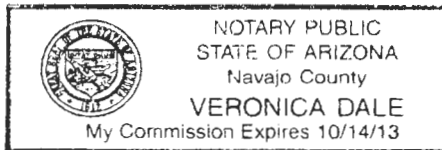
I, Marilyn Francisco having been designated to act as Registered Agent, hereby consent to act in that capacity until renewal or resignation is submitted in accordance with the Navajo Nation Nonprofit Corporation Act 301 et seq.

Marilyn Francisco  
Signature

SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of February, 2012, by

Veronica Dale  
Notary Public

My Commission Expires:



10/14/13



February 24, 2012

Marilyn Francisco, Registered Agent  
PO Box 883  
Holbrook, Arizona 86025

RE: File Number 101504

Dear Incorporator:

The Business Regulatory Department (BRD) is in receipt of your request for incorporation as a non profit corporation under the Navajo Nation Corporation Code 5 N.N.C. § 3100 *et. seq.* Attach please find a Certificate of Incorporation and receipt for the filing fee for *REZ LINE BIBLE CHURCH, INC.* Please ensure that the Certificate of Incorporation is located in a conspicuous area of your organization.

Upon incorporation, it is the corporation's responsibility to fulfill and comply with all requirements (i.e. annual reports, fees, etc.) outlined in the Code. For example, under § 3175, all corporations authorized to conduct business within the Navajo Nation have to file an annual report and accounting to the BRD. These requirements are important to ensure that all corporations are transacting business in a lawful manner while providing services within the Navajo Nation.

If you have any questions, please contact the BRD at 928-871-6714 or 7365.

Sincerely,

A handwritten signature in black ink, appearing to read "Alvin Wauneka".

Alvin Wauneka  
Delegated Department Manager  
Business Regulatory Department  
Division of Economic Development

Enclosures

## Mission Site Procedures Check Off List

PART I: This form identify and outlines the religious organization responsibilities to obtain the necessary documents to submit a mission site application for religious activities.

- A. ☒ Application for religious activities is filled out by the applicant.
- B. ☒ Survey Plat stamped by a registered land surveyor.
- C. ☐ Field Clearance conducted by the Navajo Nation Land Department on the religious site selected.
- D. ☒ Land Use Consent(s) is acquired by the applicant and attested by the chapter grazing official or land board member.
- E. ☒ Chapter Resolution for the religious organization is considered and approved by the local chapter.
- F. ☐ Petition of Names endorsing the proposed mission site is obtained from surrounding residents.
- G. ☐ Appraisal Report is to be performed by the BIA Real Estate Appraiser on the site selected to determine annual rental fee.
- H. ☒ Articles of Incorporation must be filed with the Navajo Nation Business Regulatory Department. Must have a certified copy.
- I. ☐ Sanitation Clearance obtained from Indian Health Service or NTUA. (Water and Waste Water)
- J. ☒ Utility Clearance obtained from utility company serving the community.
- K. ☐ Roadway Easement to site is inspected and given clearance by the Roads Department serving the community.
- L. ☒ Biological Survey performed by the Fish and Wildlife Department to find threatened and endangered animal habitat. Report to be submitted to BIA for further processing.
- M. ☒ Cultural, Historical and Archaeological compliance report given by the Historic Preservation Department.
- N. ☒ Environmental Assessment Report reviewed by the Navajo Environmental Protection Agency to ensure there is no contaminated or hazardous materials.
- O. ☒ The Finding Of No Significant Impact (FONSI) statement given by the BIA.

PART II: The Navajo Land Department's responsibility is to process the mission site for final approval by the Navajo Nation and the Bureau of Indian Affairs.

A. \_\_\_\_\_ A proposed Resources Committee Resolution is prepared and is made a part of the surnaming process (SAS) is implemented for review by the following departments:

1. \_\_\_\_\_ Navajo Land Department
2. \_\_\_\_\_ Fish and Wildlife Department
3. \_\_\_\_\_ Historic Preservation Department
4. \_\_\_\_\_ Division of Natural Resources
5. \_\_\_\_\_ Environmental Protection Agency
6. \_\_\_\_\_ Department of Justice
7. \_\_\_\_\_ Legislative Counsel (Resources Committee)
9. \_\_\_\_\_ Office of the President/Vice-President

B. \_\_\_\_\_ The SAS is presented to the Resources Committee for approval.

C. \_\_\_\_\_ The Revocable Use Permit is forwarded to the Navajo Nation President for approval.

D. \_\_\_\_\_ The Revocable Use Permit is forward to the respective BIA Agency office for final approval by the Regional Director, and retains a copy.

E. \_\_\_\_\_ The Revocable Use Permit is issued to the religious organization and the Navajo Nation .

F. \_\_\_\_\_ The Accounts Receivable of the Navajo Nation is notified of the approved permit and an account is established.

G. \_\_\_\_\_ The permit will be reviewed very five (5) years to reevaluate the rent and compliance with the Terms and Conditions of the Permit

**NOTE:** *While the permit is pending final approval, no religious organization shall construct, commence construction, install or otherwise effect any improvements upon Navajo Nation land without processing a valid mission site permit as stated in 16 NTC. 1156(b). Failure to comply will cause the Navajo Nation to set reasonable rental fee or other remedies at law.*

**It is the policy of the Navajo Nation that the minimum acreage to conduct religious activities shall be 1-1/2 acres. Acreage more than 1-1/2 shall require justification from the applicant.**

## **A PROPOSAL**

For the establishing of a  
church site for **Rez Line Bible Church**  
in **Indian Wells, Arizona**

### **Presented by:**

Patrick Francisco  
Marilyn Francisco  
Harry Mike  
Alberto L. Peshlakai  
Charlotte Begay

### **BACKGROUND**

Rez Line Bible Church is a non-profit organization. It is a Baptist church whose government and authority is vested in its members, and is not under any outside ecclesiastical authority.

### **RATIONALE**

We of the Christian Faith believe that we have much to offer our Navajo people of Indian Wells community. What we believe is not that God has a special group of people that He loves more than others, or that there is a culture and language among the peoples of the human race which He favors.

Therefore, we respect and honor the sense of our Navajo identity that people everywhere have. We do not seek to remake others in the image of some supposed Christian culture or to take away those things which are dear to their hearts.

At the same time, we recognize that every culture and nation in the world, including the English-speaking culture of the United States, has its problems, and that we must all stand under the scrutiny of the Moral Law of Almighty God.

Our goal, then, is to offer to all men everywhere the teachings of the Holy Bible in a way that they may be able to apply them to the problems of their own culture, so that they may find peace with God and the path of a just and peaceful society.

We do this by gathering people together into churches where they may worship the One true and Living God, and learn from His book, how to live in harmony with Him and with their fellow

4. Baptisms, weddings, funerals, dedications, special anniversaries or celebrations
5. Training for Christian living and for Christian ministry
6. Counseling for the troubled and hurting
7. Fellowships for Men and for Women
8. Vacation Bible Schools
9. Ministries of compassion for those in crisis
10. Evangelistic services and camp meetings
11. Ministers▲conferences

Obviously, not everything can start at once. Our plan is, upon receiving permission from the Tribe and Indian Wells Chapter House, the presenters of this proposal will continue to hold basic spiritual services, such as Bible study and worship.

As the congregation grows and resources are developed, the first of several buildings will be erected. A master plan of the final operation is included with this proposal.

If all the above program come to fruition and the facilities to house them are built, it would take 5 acres of land to contain it all. We respectfully request a plot of this size, and believe that the Tribe will have invested well in the welfare of its people by allowing these ministries to take place.



man. We have always encouraged our church members at Rez Line Bible Church to take on the form with is most natural with our culture.

We, presenters of this proposal, have been among our Navajo people here in Indian Wells area all our lives. Our Navajo culture we intimately hold dear, coupled with the love of God gives us the reason and desire to expand this beneficial ministry by establishing a recognizable site in Indian Wells, Arizona.

## OUTLINE OF FUTURE PLANS

Our vision for a strong Navajo church in Indian Wells includes the following elements.

### **Facilities**

1. Sanctuary building in which worship of God can be carried on, which we already have next to our home site.
2. Classrooms in which the Bible may be taught to children, youth and adults.
3. Offices for the pastor and his staff in which the organizational matters could be cared for and in which counseling could take place.
4. If the Lord provides, we will have a recreation facility where sports and healthful activities can be carried on. This would provide a place for youth and others to be active in a positive way.
5. If the need should arise, a residence for the pastor for the church.
6. Parking space would have to be provided. It would be good to have some room where RVs could be park during camp meetings and small retreats as well as the regular week-to-week parking.
7. In addition, we would like to have room for a brush arbor where camp meetings could be held. The campground and brush would be made more serviceable by having a structure with toilets and showers in it.
8. Ball fields and playgrounds will be part of the total complex in due time.

### **Programs**

1. Regular worship services for the glory of God
2. Bible classes for all ages
3. Recreational and social activities

TO THE INDIAN WELLS CHAPTER

Dear Sirs:

We, the undersigned, wished to add our support and approval to the proposal submitted to you by the Rez Line Bible Church.

We agree that it would be good for our Navajo people to have this church in the Indian Wells area, so we add to our names, as local area residents, to the petition for land to be allocated for this purpose.

Names	Address
Elena S. Begay	
Lorey Liberman	
Naia Alice Spencer	
Mary Ann Mike	
Allene L. Rushlak	
Lorina Begay	
Frank Mike	
Pat Francis	
Melanie Geymountain	
Marilyn Francis	
Martinez Mike	
Margarita Mike	
Mary Ann Mike	
Dorinda Begay	
Lilbert Begay	
Mary Y. Begay	
Clara Begay	
Lynn Y. Begay	
Steven Y. Begay	

CAPITAL PROJECT MANAGEMENT DEPARTMENT  
PROJECT PROPOSALS – CHECK-OFF LIST

TRIBAL BUILDINGS AND OTHER PUBLIC FACILITY REQUIREMENTS

It shall be the policy of the "Capital Project Management Department (CPMD) to utilize the following "Check-Off List" for review and acceptance of project proposals.

LOCATION & BUILDING NO.: Indian Wells Rez. line DATE: 10-5-17

PERSON ASSIGN TO: Irma Julian

Please check of documents that were received.



Application for Services

MA



Written Documentation - of need by the Facilities Inventory which documents the need for replacement, renovation or repairs.



Appropriate Chapter Resolution and/or NN Oversight Committee Resolution  
- that indicates the need and priority of the proposal project, subject to the local Land-Use Plan.

MA



Preventive Maintenance Plan and Operating Cost Plan

MA



Cost Estimate:

A. Architect & Engineering (A/E) Cost

B. Construction Cost



Written commitments and encumbrance: of other source(s) of funding.



Letters of Support: From AGENCIES and ENTITIES that affirm the emergency situation or need, enrollment statistics, and justification for square footage.



Documentation of the Clearances: Archaeological, Environmental Assessments and Land Withdrawals. Survey; Consent by Permittees;

Project Quality Assurance/Quality Control Acknowledgement



Complete



Incomplete

Project Name: Land Withdrawal & Establishment

Project Type: church

The undersigned have read and concur with this Project Folder is complete with all necessary PPA's and is in adherence to the Capital Project Management Department Policies and Procedures and Gaming Fund Distribution and Policies and Allocations:

Irma Julian  
Project Manager

[Signature]  
CPMD Department Manager

10/09/17  
Date

W/ 9/17  
Date

INCLUDED IN PROPOSAL EVALUATION:

CFR25: Leasing the Permitting – Sub Section L, Part 131, (e) "Permit" means a privilege revocable at will in the discretion of the Secretary and not assignable, to enter in and use a specific tract of land for a specific purpose. The term "lease", "Lessor" and "Lessee", when used in this part included, when applicable, "Permit", "Permitter", and "Permittee", respectively.

NAVAJO TRIBAL CODE, T-16 – Land, Sub Section 481 (a) (b) to 486; "Permit for Religious Activities; Application for Lands:

Sub Section 482 Revocation of Permits

Sub Section 483 Contents of Application (1) to (5)

Sub Section 484 Report By General Superintendent (1) (2) (3)

Sub Section 485 Number of Mission In Area

Sub Section 486 transfer of Permit

Copy of "Charter"

✓ Copy of "Incorporation"

*Lana Jahn, Project Manager, CPM*



THE NAVAJO NATION  
Capital Projects Management Department  
Division of Community Development



APPLICATION FOR SERVICES

TODAY'S DATE:

8/28/17

AGENCY:

Fort Defiance

TYPE OF PROJECT:

- ☐ Chapter House ☐ Multi-Purpose ☐ Senior Center  
☐ Preschool ☐ NN Facilities ☐ Powerline Ext.  
☐ Sewer Lagoon ☐ Waterline ☐ Sewerline  
☐ Housewiring ☐ Bathroom Addition ☒ Other: Mission Site

PURPOSE:

Division of Natural Resources

SPONSORSHIP/CHAPTER/DEPARTMENT/PROGRAM

for the following areas:

- |  |   |                                     |
|--|---|-------------------------------------|
| <input type="checkbox"/> Project Evaluation        | <input type="checkbox"/> Design Development               | <input type="checkbox"/> Inspection |
| <input type="checkbox"/> Schematic Design          | <input type="checkbox"/> Contract Development             | <input type="checkbox"/> Other      |
| <input type="checkbox"/> Cost Estimation           | <input type="checkbox"/> Negotiation                      |                                     |
| <input type="checkbox"/> Construction Drawings     | <input type="checkbox"/> Evaluation of Contract Proposals |                                     |
| <input type="checkbox"/> Specification Development | <input type="checkbox"/> Meeting Attendance               |                                     |

MAILING  
ADDRESS:

Elerina B. Yazzie

NAME OF ORGANIZATION

CONTACT PERSON/TITLE

ADDRESS

CITY

STATE

ZIP CODE

PHONE:

871-6447

FAX NUMBER:

E-MAIL ADDRESS:

michellehoskie@frontier.com

**CHECKLIST OF PROJECT REQUIREMENTS:**

Do you have the following?

Funding Appropriations

- Source: ☐ CP/TIF ☐ AML ☐ NAAA ☐ Gaming  
Source: ☐ CP/TIF ☐ AML ☐ NAAA ☐ Gaming  
Source: ☐ CP/TIF ☐ AML ☐ NAAA ☐ Gaming

Business Unit: \_\_\_\_\_

Business Unit: \_\_\_\_\_

Business Unit: \_\_\_\_\_

- ☐ Land Withdrawal/Land Designation  
☐ Chapter Approval/Resolution  
☐ Environmental Review/Compliance  
☐ Ofc. of Environmental Hlth (IHS) Assessment  
☐ Cultural Resource Compliance Form (Archaeology)  
☐ Biological Clearance Form (Endangered Species)  
☐ Easement/Right-of-Way

- ☐ Land Use ☐ Building Data  
☐ Cost Estimate ☐ Square Foot (Size)  
☐ Geotechnical Survey ☐ Electrical Service Cost  
☐ Site Analysis ☐ Project Budget  
☐ Scope of Work/Background Information  
☐ Utility Assessment ☐ Feasibility Studies  
☐ Other: \_\_\_\_\_

**PLEASE ATTACH A DETAILED LETTER FOR SERVICES REQUESTED OR AN APPROVED CHAPTER RESOLUTION THAT INDICATES THE NEED AND PRIORITY OF THE PROPOSED PROJECT AND IN ACCORDANCE WITH THE LOCAL LAND-USE PLAN AND SEND TO:**

**Capital Projects Management Department, Post Office Box 1510, Window Rock, Arizona 86515**

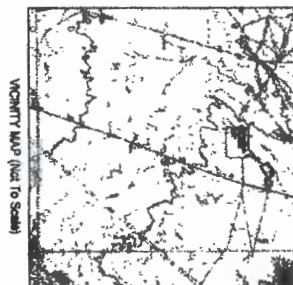


# EXHIBIT

PLAT OF BOUNDARY SURVEY  
FOR REZLINE BIBLE CHURCH, INC.  
LOCATED IN THE VICINITY OF INDIAN WELLS  
TRACTED SECTION 8 OF TOWNSHIP 20 NORTH, RANGE 21 EAST, G&S&R MERIDIAN  
DISTRICT 7, NAVAJO NATION, INDIAN WELLS, NAVAJO COUNTY, STATE OF ARIZONA

TRUE NORTH  
1 inch = 50 Feet  
0 30 60

5/19/2012



- LEGEND
- ▲ Control Point: Bench Mark
  - Found BLM Cadastral
  - Brass Cap Monument
  - Set 1/2" Rebar with Plastic Cap marked TRLS 48458\*
  - Existing Power Pole
  - or — Overlaid Electric Line
  - (c) Calculated
  - (M) Measured
  - (R) Record



U.S. Department of the Interior  
National Geological Survey, Bench Mark  
Arizona State, East Zone, NAD 83  
Northing: 445,621,350 Meters  
Easting: 222,578,642 Meters  
Latitude = 35° 11' 55.3489" (N)  
Longitude = 110° 03' 55.5850" (W)  
GPS OPUS observed

## LEGAL DESCRIPTION

A tract of land situated within Tracted Section 8, Township 20 North, Range 21 East, G&S&R Meridian, near the vicinity of Indian Wells, Navajo County, State of Arizona and being more particularly described as follows:

Commencing at a United States Department of the Interior, Geological Survey, Bench Mark, brass cap, 3 inches diameter set in a concrete box (1 foot x 1 foot), with the concrete box projecting 5 inches above ground, brass cap dated 1972, marked "3 MPS", located along the bordered wire fence parallel to Navajo Route 4 and the Point of Beginning of the herein described tract;

Thence, South 70° 38' 13" West, a distance of 1,077.78 feet to a 1/2" rebar with plastic cap stamped TRLS 48458\* (SET);

Thence, North 31° 32' 24" West, a distance of 349.98 feet to a 1/2" rebar with plastic cap stamped TRLS 48459\* (SET);

Thence, North 58° 07' 32" East, a distance of 822.28 feet to a 1/2" rebar with plastic cap stamped TRLS 48458\* (SET);

Thence, South 31° 32' 22" East, a distance of 350.02 feet to a 1/2" rebar with plastic cap stamped TRLS 48458\* (SET);

Thence, South 58° 07' 43" West, a distance of 822.28 feet to this Point of Beginning;

The described Tract of Land contains 5.00 acres, more or less in area, and being subject to any and all existing easements for underground and/or overhead utilities located thereon unless detached.

NOTE: Basis of Bearing, South 70° 38' 13" West, GPS Derived using OPUS solution from the United States Department of the Interior Geological Survey Bench Mark, brass cap, 3 inches diameter set in a concrete box (1 foot x 1 foot), with the concrete box projecting 5 inches above ground, brass cap dated 1972, marked "3 MPS", located along the bordered wire fence parallel to Navajo Route 4 to a 1/2" rebar with plastic cap stamped TRLS 48458\* (SET). All bearings are Grid and Distances are Ground.

## GENERAL NOTES:

1. THIS SURVEY WAS CONDUCTED WITHOUT THE BENEFIT OF A TITLE REPORT. THIS SURVEY MAKES NO WARRANTY AS TO THE EXISTENCE OF ANY ADDITIONAL EASEMENTS OF RECORD AND/OR RESTRICTIONS TO AFFECTED PARCELS.
2. NO ATTEMPT HAS BEEN MADE AS A PART OF THIS SURVEY TO OBTAIN OR SHOW DATA CONCERNING ANY UTILITY OR PUBLIC SERVICE FACILITY.
3. IT IS RECOMMENDED THAT THE CLIENT RETAIN A TITLE REPORT TO DETERMINE THE EXISTENCE OF ANY ADDITIONAL EASEMENTS OF RECORD AND/OR RESTRICTIONS TO AFFECTED PARCELS.
4. THIS SURVEY WAS PERFORMED BY USING A GLOBAL POSITIONING SYSTEM TO OPTIMIZE THE RELATIVE POSITIONING OF FOLDING CORNERS. CARE HAS BEEN TAKEN TO PRODUCE SURFACE MEASUREMENTS OF THE MONUMENTS FOUND.
5. ALL BEARINGS SHOWN HEREON ARE REFERENCED TO GRID NORTH OF THE ARIZONA COORDINATE SYSTEM, 1983, EAST ZONE.
6. ALL DISTANCES AND AREAS SHOWN HEREON ARE BASED UPON THE ASSUMPTION THAT THE SURVEYED DISTANCES DIVIDED BY COORDED FACTOR OF 0.999830460 = GROUND DISTANCES.



DRAWN: 08-30-14

## PLAT OF BOUNDARY SURVEY

FOR REZLINE BIBLE CHURCH, INC.  
TRACTED SECTION 8 OF  
TOWNSHIP 20 NORTH, RANGE 21 EAST, G&S&R M.  
DISTRICT 7, INDIAN WELLS, NAVAJO COUNTY, AZ

## FALCON LAND SURVEYORS

C/O LONNIE BRISON  
P.O. BOX 3018  
POCONO, ARIZONA 85380  
(602)680-8718  
FalconLandSurveyors@hotmail.com



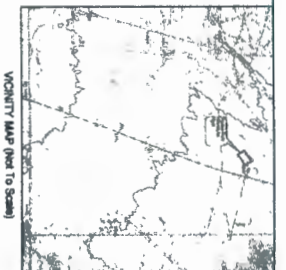
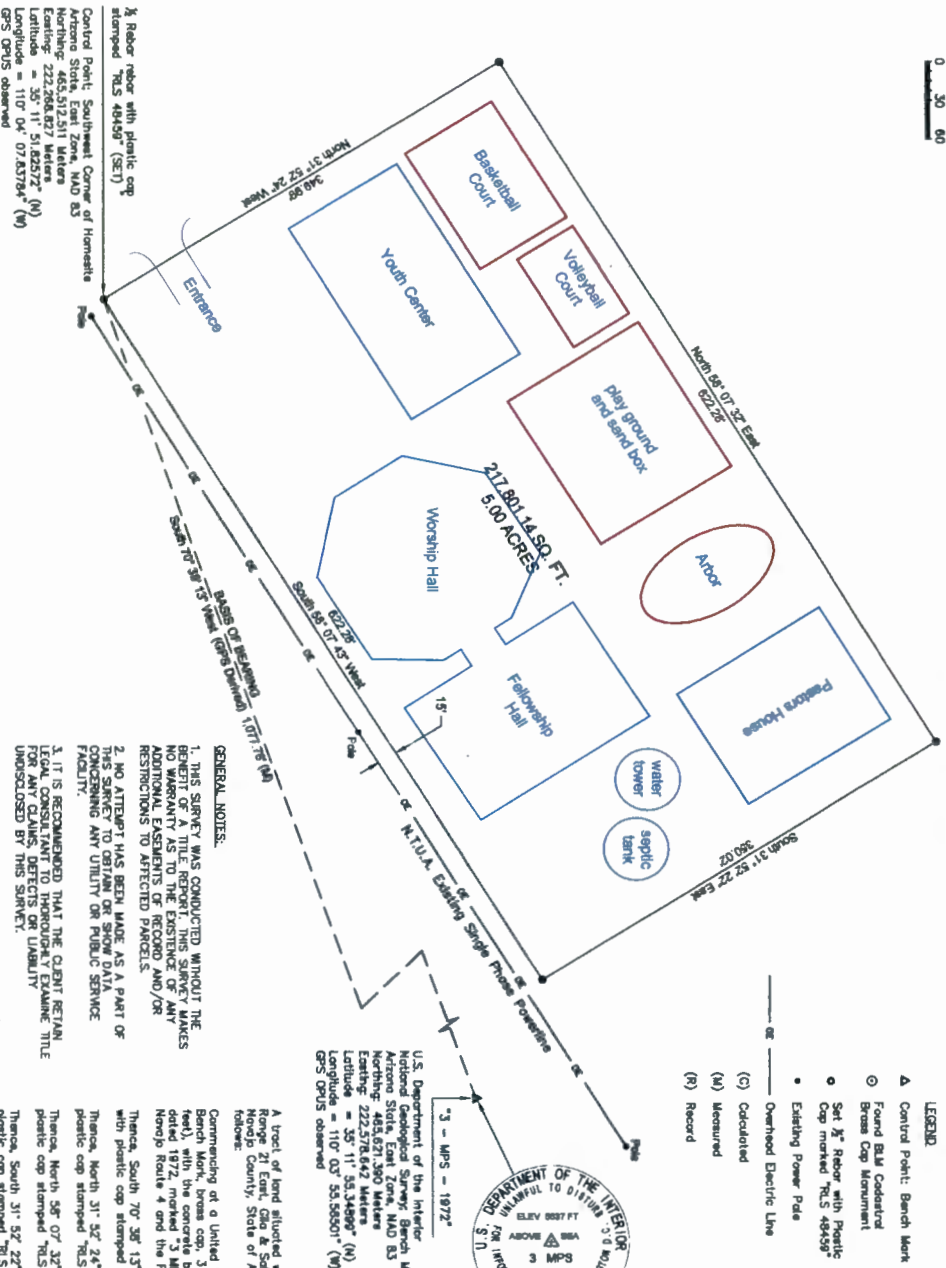
Issue Certification

Log No.	Rev	Date	Description	By
AZ-7-1				
Date: 8/21/2012				
Surveyed by: J.B. & E.A.B.				
Drawn: L.B.				
Checked: L.B.T.B.C.				
Reviewed: L.B.T.B.C.				
Approved: L.B.T.B.C.				

# PLAT OF BOUNDARY SURVEY FOR REZLINE BIBLE CHURCH, INC.

LOCATED IN THE VICINITY OF INDIAN WELLS  
PROTRACTED SECTION 8 OF TOWNSHIP 20 NORTH, RANGE 21 EAST, GILA & SALT RIVER MERIDIAN  
DISTRICT 7, NAVAJO NATION, INDIAN WELLS, NAVAJO COUNTY, STATE OF ARIZONA

TRUE NORTH  
1 inch = 40 feet  
0 20 40



- LEGEND**
- ▲ Control Point: Bench Mark
  - Found BLM Cadastral Brass Cap Monument
  - Set 1/2" Rebar with Plastic Cap marked TRLS 48459
  - Existing Power Pole
  - Overhead Electric Line
  - (C) Calculated
  - (M) Measured
  - (R) Record



U.S. Department of the Interior  
Bureau of Land Management  
Indian Wells, Navajo Nation  
Bench Mark, Arizona  
North 31° 52' 22" East  
Distance 222,284.827 Meters  
Easting 222,284.827 Meters  
Northing 222,284.827 Meters  
Latitude = 35° 11' 51.82572" (N)  
Longitude = 110° 04' 07.83764" (W)  
GPS GPUS observed

## LEGAL DESCRIPTION

A tract of land situated within Protracted Section 8, Township 20 North, Range 21 East, Gila & Salt River Meridian, near the vicinity of Indian Wells, Navajo County, State of Arizona and being more particularly described as follows:

Commencing at a United States Department of the Interior, Geological Survey, Bench Mark, brass cap, 3 inches diameter set in a concrete box (1 foot x 1 foot), with the concrete box projecting 5 inches above ground surface, located to the North 31° 52' 22" East, a distance of 222.28 feet to the beginning of the herein described tract.

Thence, South 70° 36' 13" West, a distance of 1,077.78 feet to a 1/2" rebar with plastic cap stamped TRLS 48459 (SET);

Thence, North 31° 52' 22" East, a distance of 349.99 feet to a 1/2" rebar with plastic cap stamped TRLS 48459 (SET);

Thence, North 56° 07' 43" West, a distance of 822.28 feet to a 1/2" rebar with plastic cap stamped TRLS 48459 (SET);

Thence, South 31° 52' 22" East, a distance of 350.02 feet to a 1/2" rebar with plastic cap stamped TRLS 48459 (SET);

Thence, South 56° 07' 43" West, a distance of 822.28 feet to the Point of Beginning.

The described Tract of Land contains 5.00 acres, more or less in area, and being subject to any and all existing encumbrances for underground and overland utilities located thereon unless devoted.

**NOTE:** Beas of Bland, South 70° 36' 13" West, GPS Defined using GPUS. The described Tract of Land contains 5.00 acres, more or less in area, and being subject to any and all existing encumbrances for underground and overland utilities located thereon unless devoted.

## GENERAL NOTES:

1. THIS SURVEY WAS CONDUCTED WITHOUT THE BENEFIT OF A TITLE REPORT. THIS SURVEY MAKES NO WARRANTY AS TO THE EXISTENCE OF ANY INTERESTS, EASEMENTS, AND/OR RESTRICTIONS TO AFFECTED PARCELS.

2. NO ATTEMPT HAS BEEN MADE AS A PART OF THIS SURVEY TO OBTAIN OR SHOW DATA CONCERNING ANY UTILITY OR PUBLIC SERVICE FACILITY.

3. IT IS RECOMMENDED THAT THE CLIENT RETAIN A PROFESSIONAL ENGINEER TO OBTAIN TITLE FOR ANY CLAIMS, EASEMENTS OR LIABILITIES UNDISCLOSED BY THIS SURVEY.

4. THIS SURVEY WAS PERFORMED BY USING (GLOBAL POSITIONING SYSTEM) TO OBTAIN THE RELATIVE POSITIONS OF THE MONUMENTS. THE DATA TAKEN TO PRODUCE SURFACE MEASUREMENTS OF THE MONUMENTS FOUND.

5. ALL BEARINGS SHOWN HEREON ARE REFERENCED TO THE NAD 83 ARIZONA COORDINATE SYSTEM 1983, EAST ZONE.

6. ALL DISTANCES AND ANGLES SHOWN HEREON ARE REFERENCED TO THE ARIZONA COORDINATE SYSTEM, DISTRICT 7, NAVAJO NATION, INDIAN WELLS, NAVAJO COUNTY, STATE OF ARIZONA.

7. THE DISTANCE FACTOR OF 0.999830440 = GROUND DISTANCES

8. ALL DISTANCES AND ANGLES SHOWN HEREON ARE REFERENCED TO THE ARIZONA COORDINATE SYSTEM, DISTRICT 7, NAVAJO NATION, INDIAN WELLS, NAVAJO COUNTY, STATE OF ARIZONA.

9. THE DISTANCE FACTOR OF 0.999830440 = GROUND DISTANCES

10. THE DISTANCE FACTOR OF 0.999830440 = GROUND DISTANCES

11. THE DISTANCE FACTOR OF 0.999830440 = GROUND DISTANCES

## PLAT OF BOUNDARY SURVEY

FOR REZLINE BIBLE CHURCH, INC.  
PROTRACTED SECTION 8 OF  
TOWNSHIP 20 NORTH, RANGE 21 EAST, G.S.R.M.  
DISTRICT 7, INDIAN WELLS, NAVAJO COUNTY, AZ

**FALCON  
LAND  
SURVEYORS**

C/O LONNIE BITSON  
P.O. BOX 3018  
PEORIA, ARIZONA 85360  
(602) 366-8718  
FalconLandSurveyors@hotmail.com



Survey Certification

Log No.	Date	Surveyed by	Drawn	Checked	Reviewed	Approved
A27-1	02/12/2012	JB & EAB	LR	LBTRCH	LBTRCH	LBTRCH



Document No. 008217Date Issued: 06/20/2017**EXECUTIVE OFFICIAL REVIEW**Title of Document: Rez Line Bible Church, Inc Contact Name: YAZZIE, ELERINA BProgram/Division: DIVISION OF NATURAL RESOURCESEmail: michellehoskie@frontier.com Phone Number: 928/871/6447 / 6401

<input type="checkbox"/>	<b>Business Site Lease</b>		<b>Sufficient</b>	<b>Insufficient</b>
	1. Division:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	(only if Procurement Clearance is not issued within 30 days of the initiation of the E.O. review)			
	3. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<b>Business and Industrial Development Financing, Veteran Loans, (i.e. Loan, Loan Guarantee and Investment) or Delegation of Approving and/or Management Authority of Leasing transactions</b>			
	1. Division:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<b>Fund Management Plan, Expenditure Plans, Carry Over Requests, Budget Modifications</b>			
	1. Office of Management and Budget:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<b>Navajo Housing Authority Request for Release of Funds</b>			
	1. NNEPA:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<b>Lease Purchase Agreements</b>			
	1. Office of the Controller:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	(recommendation only)			
	2. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<b>Grant Applications</b>			
	1. Office of Management and Budget:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<b>Five Management Plan of the Local Governance Act, Delegation of an Approving Authority from a Standing Committee, Local Ordinances (Local Government Units), or Plans of Operation/Division Policies Requiring Committee Approval</b>			
	1. Division:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<b>Relinquishment of Navajo Membership</b>			
	1. Land Department:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Elections:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General:	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>

☐ Land Withdrawal or Relinquishment for Commercial Purposes

Sufficient    Insufficient

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

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

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

☐ Rights of Way

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

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

1. Minerals \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
2. OPVP \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
3. NLD \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐

☐ Assignment of Mineral Lease

1. Minerals \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
2. DNR \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
3. DOJ \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐

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

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

6. Division of Comm. Dev. \_\_\_\_\_

*Edward Preston*

Date: 12/20/2017 ☒ ☐

OTHER:

1. Navajo Land Dept. \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
2. Fish & Wildlife Dept. \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
3. Heritage & Historic Pres. \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
4. NNEPA \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
5. Division of Natural Resources \_\_\_\_\_ Date: \_\_\_\_\_ ☐ ☐  
7. Dept of Justice *(ic)* *V. Schubert* \_\_\_\_\_ Date: 1/17/18 ☒ ☐  
8. Office of President & Vice President \_\_\_\_\_ Date: 1/18/18 ☒ ☐  
9. Office of Controller *1/4/18* *U. R. W.* \_\_\_\_\_ Date: 1/9/18 ☒ ☐



## NAVAJO NATION DEPARTMENT OF JUSTICE

**DOCUMENT  
REVIEW  
REQUEST  
FORM**

DOJ
1/11/18 3:29pm
DATE / TIME
<input type="checkbox"/> 7 Day Deadline
DOC #: 008217#4
SAS #:
UNIT: NRU

☒ RESUBMITTAL

10/16/17

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

**CLIENT TO COMPLETE**

DATE OF REQUEST:	1/11/2018	DIVISION:	Division of Natural Resources
CONTACT NAME:	Michelle Hoskie or Stevie Hudson	DEPARTMENT:	GENERAL LAND DEVELOPMENT DEPARTMENT
PHONE NUMBER:	x 6447	E-MAIL:	steviehudson@frontier.com

TITLE OF DOCUMENT: Rez Line Bible Church, INC DOC#8217

**DOJ SECRETARY TO COMPLETE**

DATE/TIME IN UNIT:	1.11.18 4:30p	REVIEWING ATTORNEY/ADVOCATE:	Devin Chee 1.23.18
DATE TIME OUT OF UNIT:	1.17.18 @ 2:45p		

**DOJ ATTORNEY / ADVOCATE COMMENTS**

- Document is resub. w/corrections made. Document is now legally sufficient. All the required documents are attached along w/the

REVIEWED BY: (Print)	Date / Time	SURNAMED BY: (Print)	Date / Time
JAMIE CHEE	1-17-18	Blackhet	1-17-18 10:50 AM
DOJ Secretary Called:	Emailed Michelle & Stevie	for Document Pick Up on	1.17.18 at 2:10, By: DJ

PICKED UP BY: (Print)







DATE / TIME:

NNDJ/DRRF-July 2013

**COMPLETED**







↓ Right T&C. Doc. was also processed through ODC & DCD for their previous 3 Approval. BRCE, CRCE, EA, Chapter Patn. 3 Consent(s) are all attached. Applicant is requesting for five (5) acres w/justification so we will let RDC deal with acreage limitation issue. Thx - ic


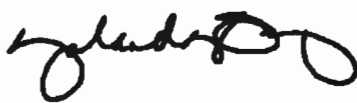
## Tier 2 Document Voting Results

User Name (Facility)	Job Title	Department	Vote Cast	Comments	Replies	Vote Date	Signature
Bidtah N. Becker (FBFA)	FBFA Users	FBFA Action Team	Approved	1. Please note the comment from Mike Halona, Director, Navajo Land Dept. Thanks.	1. No Reply	17-Aug-2017	
Richard Begay NNHP (Navajo Land Title Data System - Windowrock AZ)	Navajo Nation Historic Preservation Officer	Historic Preservation Department	Approved	no comments	No Reply	03-Jul-2017	
Ronnie Ben EPA (Navajo Land Title Data System - Windowrock AZ)	Underground Injection Control - Reviewer	Navajo Nation Environmental Protection Agency	Approved	1. Conditional approval based on compliance with all NNEPA and EPA environmental laws.	1. No Reply	03-Jul-2017	
Sam Diswood (Navajo Land Title Data System - Windowrock AZ)	Technical Review	Fish and Wildlife	Approved	no comments	No Reply	05-Jul-2017	
Steven Prince MIN (Navajo Land Title Data System - Windowrock AZ)	Technical Reviewer	Navajo Nation Minerals Management	Approved	no comments	No Reply	30-Jun-2017	
W. Mike Halona (Navajo Land Title Data System - Windowrock AZ)	Manager III Navajo Land Administration	NLD	Approved	1. The Resources and Development Committee will consider the acreage beyond the 1.5 acres allowed.	1. No Reply	07-Jul-2017	



## Tier 1 Document Voting Results

User Name (Facility)	Job Title	Department	Vote Cast	Comments	Replies	Vote Date	Signature
Eugenia Quintana EPA (Navajo Land Title Data System - Windowrock AZ)	Air and Toxics - Reviewer	Navajo Nation Environmental Protection Agency	Approved	no comments	No Reply	27-Jun-2017	
Lee Anna Martinez EPA (Navajo Land Title Data System - Windowrock AZ)	Water Quality - Reviewer	Navajo Nation Environmental Protection Agency	Approved	no comments	No Reply	30-Jun-2017	
Najamh Tariq (Navajo Land Title Data System - Windowrock AZ)	Approver	Department of Water Resources	Approved	no comments	No Reply	20-Jun-2017	
Pam Kyselka F&W (Navajo Land Title Data System - Windowrock AZ)	Technical Review	Fish and Wildlife	Approved	1. #12ETD-05	1. No Reply	27-Jun-2017	
Pam Maples EPA (Navajo Land Title Data System - Windowrock AZ)	Storage Tanks Program - Reviewer	Navajo Nation Environmental Protection Agency	Approved	no comments	No Reply	23-Jun-2017	
Patrick Antonio EPA (Navajo Land Title Data System - Windowrock AZ)	Water Quality - Supervisor	Navajo Nation Environmental Protection Agency	Approved	1. The project EA indicates coverage will be sought under the federal Construction General Permit for storm water discharges from construction sites.	1. No Reply	20-Jun-2017	
Robert Allan DNR (Navajo Land Title Data System - Windowrock AZ)	Deputy Director	DNR Administration	Approved	1. CONDITIONAL- 16 N.N.C. Section 1153 (B) (4) requires an endorsement of Navajo Nation Council Delegates of the District in which the proposed site is located. This is missing from the documentation.	1. No Reply	30-Jun-2017	

Tamara Billie HPD NNHP (Navajo Land Title Data System - Windowrock AZ)	Reviewer	Historic Preservation Department	Approved	1. CRCF HPD-12- 750	1. No Reply	22-Jun-2017	
Yolanda Barney EPA (Navajo Land Title Data System - Windowrock AZ)	Public Water System Supervision Program	Navajo Nation Environmental Protection Agency	Approved	1. Please see attached memorandum approving this project.	1. No Reply	22-Jun-2017	




# THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT  
JONATHAN NEZ VICE PRESIDENT

## MEMORANDUM

CPMD-12-18-04

TO : ALL CONCERNED

FROM :   
Sherylene Yazzie, Department Manager III  
Capital Projects Management Department

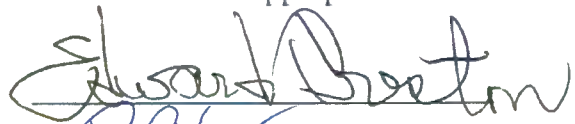



DATE : December 8, 2017

SUBJECT : STANDING DELEGATION OF AUTHORITY  
FISCAL YEAR 2018

---

If in my absence a situation occurs, and there is an urgent need for a decision to be made or an urgent need for document(s) to be signed, the following Capital Projects Management Department employees, in order of succession, will be authorized to take the appropriate action:

1. Edward Preston, Architect
2. Benjamin Cowboy, Construction Supervisor
3. Andy Thomas, Senior Program & Projects Specialist
4. Marie R. Begay, Contract Analyst

This delegation is effective only if there is no other approved Delegation of Authority already in effect. Any employee taking any action under this authority will be required to submit a copy of the document(s) signed or submit a brief report of a decision made.





# THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT  
JONATHAN NEZ VICE PRESIDENT

## MEMORANDUM

To: Irvine Chee, Principal Tribal Court Advocate  
Department of Justice

Veronica Blackhat, Assistant Attorney General  
Department of Justice  
Natural Resources Unit

From: Stevie Rae Hudson  
Stevie Rae Hudson, Senior Office Specialist  
General Land Development Department  
DIVISION OF NATURAL RESOURCES

Date: October 11, 2017

Subject: "Revocable Use Permit" for Rez Line Bible Church Inc.

Mr. Chee, the General Land Development Department does not issue "Revocable Use Permit" anymore therefore there is no Permit attached for packet no. 8217 – Rezline Bible Church, Inc.

If you should have any questions regarding this letter please contact me directly at (928) 871-6447 or at [steviehudson@frontier.com](mailto:steviehudson@frontier.com), your assistance is appreciated. Thank you.

### CONCURRENCE:

Elerina Yazzie  
Elerina Yazzie, Department Manager I  
General Land Development Department

### Attachments

RUSSELL BEGAYE  
Navajo Nation President  
JONATHAN NEZ  
Navajo Nation Vice-President  
LORENZO BATES  
Navajo Nation Council Speaker  
LEE JACK, SR.  
Chapter Council Delegate

THE INDIAN WELLS CHAPTER  
OF  
THE NAVAJO NATION



BENSON STEWART  
Chapter President  
HANK HASKIE  
Chapter Vice-President  
NORA JOHN  
Chapter Secretary/Treasurer  
JENNIFER RUSKIN  
Chapter Grazing Official

March 5, 2018

Elerina Yazzie, Dept. Manager  
General Land Development Dept.  
Navajo Nation Division of Natural Resource  
P.O. Box 69  
St. Michaels, Arizona 86511


Dear Ms. Yazzie,

I've conducted a site visit of the proposed RezLine Bible Church Mission Site (Doc. No. 008217) and my findings of a review of the land users affected by the proposed five (5) acres for the RezLine Bible Church Mission Site are as follows.

The Permittee's, Eleanor S. Greymountain, Permit No. 7-06-09, and Lavina G. Nez, Permit No. 7-19-87 are the only land users within the vicinity of the proposed five (5) acre RezLine Bible Church Mission Site. The Permittee's (Eleanor S. Greymountain and Lavina G. Nez) have been identified, verified and whom have given their consents as provided on March 4, 2012 document "*Consent to Use Navajo Tribal Lands for Mission Site.*" There are no other affected Land Users to the proposed mission site permit.

Therefore, I respectfully request that your office to accept this written letter concerning RezLine Bible Church Mission Site Application (i.e. Consent from Land Users Issue) and further request that your office proceed in moving this application forward. Thank you!

Respectfully,

  
Jennifer Ruskin, Grazing Officer  
Indian Wells Chapter

CC: Lee Jack, Council Delegate  
RezLine Bible Church, Inc.

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

TO WHOM IT MAY CONCERN:

I, Eleanor S. Greymountain, hereby grant consent to the Navajo Nation and the Bureau of Indian Affairs to permit Rez Line Bible Church, Inc. located approximately 17 miles South from Indian Wells Chapter to use approximately 5 acres of my assigned grazing land for church purposes.

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

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Eleanor S. Greymountain*  
Signature of Permit Holder

\_\_\_\_\_  
Census No.

7-06-09  
Permit No.

02/28/2012  
Date

WITNESSES:

*Nora Alice Spencer*  
\_\_\_\_\_

Right Thumbprint



Dottie Wilson  
(Print Name) Grazing Official/Farm/Land Board

*Dottie Wilson*  
(Signature) Grazing Official/Farm/Land Board

Indian Wells  
Chapter

7-4  
District No.

3-4-2012  
Date

***Acknowledge of Field Agent***

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

*Terri Shuley* 7/25/14  
Signature of Land Department Field Agent Date

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

TO WHOM IT MAY CONCERN:

I, Lavina G. Nez, hereby grant consent to the Navajo Nation and the Bureau of Indian Affairs to permit Rez Line Bible Church, Inc. located approximately 17 miles South from Indian Wells Chapter to use approximately 5 acres of my assigned grazing land for church purposes.

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

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Lavina G. Nez*  
Signature of Permit Holder

\_\_\_\_\_  
Census No.

7-19-87  
Permit No.

02/28/2012  
Date

WITNESSES:

Right Thumbprint

\_\_\_\_\_  
\_\_\_\_\_



Dottie Wilson  
(Print Name) Grazing Official/Farm/Land Board

*Dottie Wilson*  
(Signature) Grazing Official/Farm/Land Board

Indian Wells  
Chapter

7-4  
District No.

3-4-2012  
Date

***Acknowledge of Field Agent***

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

*Verla Shumley*  
Signature of Land Department Field Agent

7/25/14  
Date

BEN SHELLEY  
NAVAJO NATION PRESIDENT  
  
REX LEE JIM  
NAVAJO NATION VICE-PRESIDENT  
  
JOHNNY NAIZE  
NAVAJO NATION COUNCIL SPOKER  
  
ELMAER F. BEGAY  
CHAPTER COUNCIL DELEGATE

THE INDIAN WELLS CHAPTER  
OF  
THE NAVAJO NATION



BUDDY R. SCOTT  
PRESIDENT  
  
HANK HASKIE  
VICE-PRESIDENT  
  
ALBERTO L. PESHLAKAI  
CHAPTER SECRETARY/TREASURER  
  
DOTTIE WILSON  
CHAPTER GRAZING OFFICIAL

RESOLUTION OF THE INDIAN WELLS CHAPTER

**Supporting and Recommending the Rezline Bible Church, Inc. to Establish a Mission in the Community of Indian Wells and to Secure a Land Lease from the Navajo Nation and Further, the Navajo Nation Land Administration and the United States Bureau of Indian Affairs to Support the Effort of the Rezline Bible Church, Inc. to Lease Five (5) Acres of Land Within the Indian Wells Chapter.**

**WHEREAS:**

1. The Indian Wells Chapter is a recognized Chapter of the Navajo Nation government, vested with certain authority and responsibilities to consider and take action on matters of local concern that are in the best interest of the health, safety, and welfare of the Chapter members and residence; and
2. Pursuant to 26 N.N.C., Navajo Nation Local Governance Act, the Navajo Nation Council delegates to Chapters, governmental authority with respect to local matters consistent with Navajo Nation laws, including custom and traditions, to make decisions over local matters, and to govern with responsibility and accountability to the local citizens; and
3. The mission of the Rezline Bible Church, Inc., located in the community of Indian Wells, Arizona is to teach and preach the message of salvation by faith in Jesus Christ, and;
4. Rezline Bible Church, Inc. recognizes the need to explore potential mission expansion by witnessing and sharing the Word of God with as many individuals as possible as the Great Commission, and;
5. The Navajo Nation Land Administration approves all land lease requests on the Navajo Nation, including the effort by the Rezline Bible Church, Inc. to lease the land on which the church building of Rezline Bible Church, Inc. will be situated.
6. The Bureau of Indian Affairs reviews and approves all land lease requests on behalf of the United States government, including the effort by the Rezline Bible Church, Inc. to lease the land on which the church building of Rezline Bible Church, Inc. will be located in the Chapter and community of Indian Wells Chapter.

**NOW THEREFORE BE IT RESOLVED THAT:**

The Indian Wells Chapter supports and recommends the Rezline Bible Church, Inc. to establish a mission in the community of Indian Wells and to secure a land lease from the Navajo Nation and further, the Navajo Nation Land Administration and the United States Bureau of Indian Affairs to support and approve the Rezline Bible Church, Inc. to lease five (5) acres of land within the Indian Wells Chapter.



## CERTIFICATION

I hereby certify that the foregoing resolution was considered at a duly called Chapter meeting at Indian Wells, Navajo Nation (Arizona), where a quorum was present and that same passed by a vote of ~~-27-~~ in favor, ~~-0-~~ opposed and ~~-0-~~ abstained on the 18<sup>th</sup> day of March, 2012.

**Motion:** Charlotte Begay

**Second:** Samuel Yazzie, Sr.

**Presiding Official:**

  
Buddy R. Scott, President

# PETITION OF NAMES

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

NAME	DATE	WITNESS
01. <del>Eleonora Spencer</del>	3/2/2012	Wm H. Spencer
02. Wm Alice Spencer	3/2/2012	Albert L. Roshlab
03. Lora September	3/2/2012	Albert L. Roshlab
04. Mary Ann Nick	3/2/2012	Albert L. Roshlab
05. Albert L. Roshlab	3/2/2012	Matijczyk
06. Lavinia Ray	3/2/2012	Matijczyk
07. Matijczyk	" "	Matijczyk
08. Ray Mary	" "	Matijczyk
09. Steven Yessie	" "	Matijczyk
10. Lena M. Singer	" "	Matijczyk
11. Charles I. King	" "	Matijczyk
12. Lorenzo Bayne	" "	Matijczyk
13. Harry Mene	" "	Matijczyk
14. <del>Ray</del> Hayden Mike	" "	Matijczyk
15. Sam B. Yessie	" "	Matijczyk
16. Harry B. Yessie	" "	Matijczyk
17. Charlene Yessie	" "	Matijczyk
18. Joseph M. Ray	" "	Matijczyk

## NAME

## DATE

## WITNESS

19.	Pat Francis	"	"	Matijuzik
20.	Wesley	"	"	Matijuzik
21.	Mary Duke	"	"	Matijuzik
22.	Clara Begay	"	"	Matijuzik
23.	Gary Muro	"	"	Matijuzik
24.	Thomasine Marin	"	"	Matijuzik
25.	Theresa Mire	"	"	Matijuzik
26.	Miles Begay	"	"	Matijuzik
27.	Wynne	"	"	Matijuzik
28.	Julia Rice	"	"	Matijuzik
29.	Julia Rice	"	"	Matijuzik
30.	[Signature]	"	"	Matijuzik
31.	Dolly Smith	"	"	Matijuzik
32.	Bert Begay	"	"	A. F. M.
33.	Roni Schuyler	"	"	A. F. M.
34.				
35.				
36.				
37.				
38.				
39.				

NAME	DATE	WITNESS
40. _____	_____	_____
41. _____	_____	_____
42. _____	_____	_____
43. _____	_____	_____
44. _____	_____	_____
45. _____	_____	_____
46. _____	_____	_____
47. _____	_____	_____
48. _____	_____	_____
49. _____	_____	_____
50. _____	_____	_____

**THUMBPRINT**

51. _____	_____	_____
52. _____	_____	_____
53. _____	_____	_____
54. _____	_____	_____
55. _____	_____	_____

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



## WHITE CONE CHAPTER

P.O. BOX 3338

INDIAN WELLS, ARIZONA 86031

Telephone: (928) 654-3900

Fax: (928) 654-3901



ELMER P. BEGAY  
Council Delegate

BENNIE HANLEY, SR.  
Chapter President

SALLYANN DICK  
Chapter Vice-President

DEBBIE L. HANLEY  
Chapter Secretary / Treasurer

RAY THOMAS  
Planning Committee Member

### RESOLUTION OF WHITE CONE CHAPTER WC-12-12-089

**SUPPORTING THE REZLINE BIBLE CHURCH, INC., TO ESTABLISH A MISSION IN THE  
COMMUNITY OF INDIAN WELLS AND TO SECURE A LAND LEASE FROM THE NAVAJO NATION  
AND FURTHER, THE NAVAJO NATION LAND ADMINISTRATION AND THE UNITED STATES  
BUREAU OF INDIAN AFFAIRS TO SUPPORT THE EFFORT OF THE REZLINE BIBLE CHURCH, INC.,  
TO LEASE FIVE (5) ACRES OF LAND WITHIN THE INDIAN WELLS CHAPTER COMMUNITY.**

#### WHEREAS:

1. The White Cone Chapter is a recognized Chapter of the Navajo Nation government, vested with certain authority and responsibilities to consider and take action on matters of local concern that are in the best interest of the health, safety, and welfare of the Chapter members and residences; and
2. Pursuant to 26 N.N.C., Navajo Nation Local Governance Act, the Navajo Nation Council delegates to Chapters, governmental authority with respect to local matters consistent with Navajo Nation laws, including custom and traditions, to make decisions over local matters, and to govern with responsibility and accountability to the local citizens; and
3. The Mission of the Rezline Bible Church, Inc., located in the community of Indian Wells, Arizona is to teach and preach the message of salvation by faith in Jesus Christ; and
4. Rezline Bible Church, Inc., recognizes the need to explore potential mission expansion by witnessing the sharing the Word of God with as many individuals as possible as the Great Commission; and
5. The Navajo Nation Land Administration approves all land lease requests on the Navajo Nation, including the effort by the Rezline Bible Church, Inc., to lease the land on which the church building of Rezline Bible Church, Inc., will be situated; and
6. The Bureau of Indian Affairs reviews and approves all land lease requests on behalf of the United States government, including the effort by the Rezline Bible Church, Inc., to lease the land on which the church building of Rezline Bible Church, Inc., will be located in the Chapter and community of Indian Wells Chapter.




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

1. The White Cone Chapter supports the Rezline Bible Church, Inc., to establish a mission in the community of Indian Wells and to secure a land lease from the Navajo Nation and further, the Navajo Nation Land Administration and the United States Bureau of Indian Affairs to support and approve the Rezline Bible Church Inc., to lease five (5) acres of land within the Indian Wells Chapter Community.

**CERTIFICATION**

I, hereby certify that the foregoing resolution was duly considered by the White Cone Chapter at White Cone, Arizona at a duly called meeting at which a quorum was present and that the same was passed with a vote of 21 in favor, 0 opposed, and 4 abstained this 18<sup>th</sup> day of December, 2012.

Motion by: Francis Lester Second by: Marvis Mike

  
Bennie Hanley, Sr., Presiding Chairperson



**THE  
NAVAJO  
NATION**

**TEESTO CHAPTER**  
P.O. BOX 7166 – Teesto CPU  
Winslow, Arizona 86047  
Phone: (928) 657-8042 – Fax: (928) 657-8046



"Saddle Butte Mountain"

Resolution of the Teesto Chapter

TEE-May-68-013

Supporting the Rezline Bible Church, Inc. to Establish a Five (5) Acre Mission Site within the Community of Indian Wells

**WHEREAS:**

1. The Teesto Chapter is a Local Governance Act certified chapter vested with certain authority and responsibilities to consider and take actions on matters of local concerns that are in best interest of the local and regional development; and
2. The mission of the proposed Rezline Bible Church, Inc. in Indian Wells community is to teach and preach the message of salvation by faith in Jesus Christ for the benefit of local and regional communities; and
3. The Navajo Nation Land Administration and Bureau of Indian Affairs approves and processes all land lease requests on the Navajo Nation including mission sites.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Teesto chapter supports the Rezline Bible Church, Inc. to establish a mission on a proposed withdrawal of five (5) acres in the community of Indian Wells in Indian Wells, Arizona.

**CERTIFICATION**

I, hereby certify that the foregoing resolution was duly considered at a duly called chapter meeting at Teesto, Navajo Nation, Arizona, where a quorum was present and that the same was passed by a vote of 18 in favor; 0 opposed and 6 abstained on this 20<sup>th</sup> day of May, 2013.

  
Elmer Clark, President

Motioned by: Nora Betoney  
Seconded by: Eva Clark



Rezline Bible Church, Inc.  
Pat Francisco, President  
Harry Mike, Vice-President  
Alberto L. Peshlakai, Secretary  
Charlotte Begay, Treasurer



November 14, 2016

Navajo Land Department  
Division of Natural Resources  
P.O. Box 2249  
Window Rock, Arizona 86515

**RE:** Application for Mission Site & Waiver of Acreage Limitation

A request is hereby made to the Navajo Land Department, for the proposed 'RezLine Bible Church Mission Site Application'. The Project address is 17 miles south of Indian Wells Chapter, Mile Post 2, and 0.2 Miles west of Mile Post 2 on Navajo BIA Route 6 within a 5 Acre mission site survey.

The Navajo Land Department request of the applicant, RezLine Bible Church, Inc., to include in its Mission Site Application a 'Waiver of Acreage Limitation Request' letter stating the justification of the proposed mission site for 5 Acres.

The purpose of the project is to build a Church facility that will provide space for worship service, Sunday school, Bible study, revival, camp meeting, vacation bible school, and special events. The Church also desires to build additional facilities for community service programs, such as youth recreation, health and wellness programs, tribal and non-tribal social programs, and emergency response. The proposed buildings are a Pastors Parsonage, Ramada/Arbor for outdoor activities, recreation building, playground, and basketball/volleyball Courts. Indian Wells Chapter lacks community facilities and venues to support these types of programs. The Church has broken such building construction into phases as follows **Phase 1:** Church w/fellowship hall with Cistern/Septic System; **Phase 2:** Pastor House; **Phase 3:** Youth Recreation Center; **Phase 4:** Basketball Court, Volleyball Court, & Playground; **Phase 5:** Arbor. Therefore, there is a dire need for RezLine Bible Church to build the proposed facilities.

RezLine Bible Church envisions the full use of the 5 Acres mission site to support its growing congregation in a location to provide a place of worship and its related activities. Furthermore to support and provide a place for rural community youth and elders to gather for recreational fitness services, meal programs, afterschool tutoring program(s) and other related student enrichment activities to improve the livelihood of our youth.

Thanks for your attention to our request and greatly appreciate your office cooperation in this matter. If you have additional questions or concerns you can contact me directly at (928) 363-0389.

Sincerely,

Alberto L. Peshlakai, Secretary  
Rezline Bible Church, Inc. BOD

**ATTACHMENTS:** Plat of Boundary Survey w/proposed site plan or acreage use.

P.O. Box 360 Holbrook, Arizona 86025  
tel: (928) 205-8203 email: rezlbc@gmail.com



**Rezline Bible Church, Inc.**  
*Pat Francisco, President*  
*Harry Mike, Vice-President*  
*Alberto L. Peshlakai, Secretary*  
*Charlotte Begay, Treasurer*

June 14, 2017

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Division of Natural Resources  
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Window Rock, Arizona 86515

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P.O. Box 360 Holbrook, Arizona 86025  
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NNDFW Review No. 12ETD-05

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

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

PROJECT NAME & NO.: Rezline Bible Church

DESCRIPTION: Rezline Bible Church proposes to construct church facilities on a 5-acre tract. An existing road near the southeast corner of the tract will provide access to the site.

LOCATION: 21 miles north of Holbrook, west of State Highway 77, Indian Wells Chapter, Navajo County, Arizona

REPRESENTATIVE: Eunice L. Tso, ETD, Inc.

ACTION AGENCY: Rezline Bible Church

B.R. REPORT TITLE / DATE / PREPARER: BE-Rezline Bible Church Project/OCT 2012/ETD, Inc.

SIGNIFICANT BIOLOGICAL RESOURCES FOUND: Area 3.

POTENTIAL IMPACTS

NESL SPECIES POTENTIALLY IMPACTED: NA

FEDERALLY-LISTED SPECIES AFFECTED: NA

OTHER SIGNIFICANT IMPACTS TO BIOLOGICAL RESOURCES: NA


AVOIDANCE / MITIGATION MEASURES: NA

CONDITIONS OF COMPLIANCE\*: NA

FORM PREPARED BY / DATE: Pamela A. Kyselka/09 NOV 2012

COPIES TO: (add categories as necessary)

☐ \_\_\_\_\_ ☐ \_\_\_\_\_

<u>2 NTC § 164 Recommendation:</u> <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Conditional Approval (with memo) <input type="checkbox"/> Disapproval (with memo) <input type="checkbox"/> Categorical Exclusion (with request letter) <input type="checkbox"/> None (with memo)	Signature  Gloria M. Tom, Director, Navajo Nation Department of Fish and Wildlife	Date 11/13/12
--	---	------------------

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





**MEMORANDUM**

TO : Leanna Begay, Wildlife Technician  
Department of Fish and Wildlife  
DIVISION OF NATURAL RESOURCES

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

DATE : November 13, 2012

SUBJECT: DELEGATION OF AUTHORITY

I will be on travel and I am hereby delegating you to act in the capacity of the Director, Department of Fish and Wildlife, effective 8:00 a.m. on Tuesday, November 13, 2012. This delegation shall end at 5:00 p.m. on Tuesday, November 13, 2012.

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

**ACKNOWLEDGEMENT:**

Leanna Begay  
Leanna Begay, Wildlife Technician  
Department of Fish and Wildlife  
DIVISION OF NATURAL RESOURCES



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



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

Ben Shelly, President

Rex Lee Jim, Vice-President

30 July 2012

File#12ETD-05

Eunice Tso, Project Manager  
ETD, Inc.  
2101 N. Fourth Street  
Suite 201  
Flagstaff, AZ 86004

NAVAJO ENDANGERED SPECIES LIST (NESL) INFORMATION FOR:

PROJECT: PROPOSED CHURCH SITE FOR REZLINE BIBLE CHURCH  
UTM COORDINATES: 3895469N, 584820E  
INDIAN WELLS CHAPTER, NAVAJO COUNTY, AZ

Ms. Tso:

The following information on species of concern<sup>1</sup> is provided in response to your 25 July 2012 request concerning the subject project, which consists of the proposed church site for Rezline Bible Church located west of Navajo Route 6 in Indian Wells Chapter, Navajo County, AZ. UTM Coordinates 3895469N, 584820E.

Although the Navajo Fish and Wildlife Department (NFWD) has no record of species of concern occurring on or near the project site(s) at this time, the potential for certain species of concern to occur needs to be evaluated.

Species of concern with potential to occur on the 7.5-minute *Mitten Peak*, AZ quadrangle(s) containing the project boundaries include the following. Potential is based primarily on quadrangle-wide coarse habitat characteristics and species range information. Your project biologist should determine habitat suitability at the project site(s).

1. *Aquila chrysaetos* (Golden Eagle); NESL Group 3; MBTA.
2. *Buteo regalis* (Ferruginous Hawk); NESL Group 3; MBTA.

---

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

3. Charadrius montanus (Mountain Plover); NESL Group 4

### AREA 3: LOW SENSITIVITY WILDLIFE RESOURCES

Potential for the black-footed ferret should be evaluated if prairie-dog towns of sufficient size (per NFWD guidelines) occur in the project area.

Potential for Puccinellia parishii should be evaluated if wetland conditions exists that contain white alkaline crusts.

Biological surveys need to be conducted during the appropriate season to ensure they are complete and accurate please refer to NN Species Accounts.<sup>4</sup> Further questions pertaining to surveys should be referred to Species Account. Surveyors on the Navajo Nation must be permitted by the Director, NFWD. Contact Jeff Cole at (928) 871-7068 for permitting procedures. Questions pertaining to surveys should be directed to the NFWD Zoologist (Chad Smith) for animals at 871-7070 and Botanist (Andrea Hazelton) for plants at (928)523-3221. Questions regarding biological evaluations should be directed to Pamela Kyselka (Acting Environmental Reviewer) at 871-7065.

Potential impacts to wetlands should also be evaluated. The U.S. Fish & Wildlife Service's National Wetlands Inventory (NWI) maps should be examined to determine whether areas classified as wetlands are located close enough to the project site(s) to be impacted. In cases where the maps are inconclusive (e.g., due to their small scale), field surveys must be completed. For field surveys, wetlands identification and delineation methodology contained in the 'Corps of Engineers Wetlands Delineation Manual' (Technical Report Y-87-1) should be used. When wetlands are present, potential impacts must be addressed in an environmental assessment and the Army Corps of Engineers, Phoenix office, must be contacted. NWI maps are available for examination at the NFWD's Natural Heritage Program (NHP) office, or may be purchased through the U.S. Geological Survey (order forms are available through the NHP). The NHP has complete coverage of the Navajo Nation, excluding Utah, at 1:100,000 scale; and coverage at 1:24,000 scale in the southwestern portion of the Navajo Nation.

The information in this report was identified by the NFWD's biologists and computerized database, and is based on data available at the time of this response. If project planning takes more than two (02) years from the date of this response, verification of the information provided herein is strongly recommended. It should not be regarded as the final statement on the occurrence of any species, nor should it substitute for on-site surveys. Also, because the NFWD's information is continually updated, any given information response is only wholly appropriate for its respective request.

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

An invoice for this information is attached.

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

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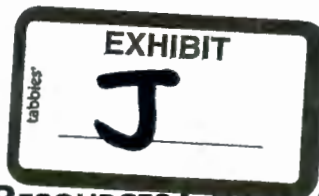
<sup>4</sup> Available free of charge on our website at <http://nnhp.navajofishandwildlife.org/>



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

3

xc: file/chrono



## CULTURAL RESOURCES COMPLIANCE FORM

THE NAVAJO NATION  
HISTORIC PRESERVATION DEPARTMENT  
PO BOX 4950  
WINDOW ROCK, ARIZONA 86515

ROUTING: COPIES TO

AZ SHPO  
XX REAL PROPERTY MGT/330  
ETD

NNHPD NO. **HPD-12-750**  
OTHER PROJECT NO.

ETD-12-009

PROJECT TITLE: A Cultural Resources Inventory of a 5-Acre Church Site for Rezline Bible Church located in Indian Wells, Navajo County, Arizona.

LEAD AGENCY: BIA/NR

SPONSOR: Alberto Peshlakai, Rezline Bible Church, PO Box 360, Holbrook, Arizona 86025

PROJECT DESCRIPTION: The proposed undertaking will involve the Church lease approval and/or the development of a sanctuary, fellowship hall, classrooms, conference room, housing quarters, and outdoor ramada. There will also be the installation of associated facilities/utilities within the 5.0-acre church site lease area. Ground disturbance will be intensive and extensive with the use of heavy equipment.

LAND STATUS: Navajo Tribal Trust

CHAPTER: Indian Wells

LOCATION: Unplatted & Projected T.21N, R.21E; Mitten Peak Quadrangle, Navajo County, Arizona G&SRPM

PROJECT ARCHAEOLOGIST: Mathilda Burke

NAVAJO ANTIQUITIES PERMIT NO.: B12472

DATE INSPECTED: 08/15/12

DATE OF REPORT: 09/14/12

TOTAL ACREAGE INSPECTED: 7.45 -ac

METHOD OF INVESTIGATION: Class III pedestrian inventory with transects spaced 15 m apart.

LIST OF CULTURAL RESOURCES FOUND:	None
LIST OF ELIGIBLE PROPERTIES:	None
LIST OF NON-ELIGIBLE PROPERTIES:	None
LIST OF ARCHAEOLOGICAL RESOURCES:	None

EFFECT/CONDITIONS OF COMPLIANCE: **No historic properties affected.**

In the event of a discovery ["discovery" means any previously unidentified or incorrectly identified cultural resources including but not limited to archaeological deposits, human remains, or locations reportedly associated with Native American religious/traditional beliefs or practices], all operations in the immediate vicinity of the discovery must cease, and the Navajo Nation Historic Preservation Department must be notified at (928) 871-7147.

FORM PREPARED BY: Tamara Billie

FINALIZED: September 25, 2012

Notification to

Proceed Recommended:

Yes XX No     

Conditions:

Yes      No XX

 9-26-12  
Alan S. Downer, Navajo Nation  
Historic Preservation Officer Date

Navajo Region Approval:

Yes X No     

 10/5/12  
Acting BIA-Regional Director Date



## ARCHAEOLOGICAL INVENTORY REPORT DOCUMENTATION PAGE (HPD ARP/95)

<b>1. HPD REPORT NO.</b>	
<b>2. TITLE OF REPORT:</b> ETD-12-009: A Cultural Resource Inventory of a 5-Acre Church Site for Rezline Bible Church located in Indian Wells Chapter, Navajo County, Arizona.  Author(s): Mathilda Burke	<b>3. FIELDWORK DATE:</b> 8/15/12  <b>4. REPORT DATE:</b> 9/4/12
<b>5. CONSULTANT NAME AND ADDRESS:</b> Mathilda Burke ETD, Inc. 2101 N. Fourth St, Suite 201 Flagstaff, AZ 86040 (928) 779-6032	<b>6. PERMIT NO.:</b> B12472
	<b>7. CONSULTATION REPORT NO.:</b> ETD-12-009
<b>8. SPONSOR NAME AND ADDRESS:</b> Alberto Peshlakai Rezline Bible Church P.O. Box 360 Holbrook, AZ 86025	<b>9. SPONSOR PROJECT NO.:</b> N/A
	<b>10. AREA OF EFFECT:</b> 5 ac/2.02 ha  <b>TOTAL AREA SURVEYED:</b> 7.45 ac/3.01 ha

**11. LOCATION (MAP ATTACHED):**

The project site can be accessed by traveling 15 miles north on State Highway 77/Navajo Route 6 from Interstate 40. The project area is located approximately .03 miles west of Navajo Route 6. See Figure 1 for specific location map.

**a. Chapter:** Indian Wells**e. Land Status:** Navajo Tribal Trust**b. Agency:** Fort Defiance

**f. UTM Zone 12:** NW 3895460 N, 584709 E  
SW 3895373 N, 584767 E  
SE 3895466 N, 584927 E  
NE 3895560 N, 584865 E

**c. County:** Navajo**g. Legal Location:** T21N, R21E (projected and unplatted)**d. State:** Arizona**h. 7.5' Map(s):** Mitten Peak, Arizona 1972**i. Lead Agency:** Bureau of Indian Affairs (BIA)**12. Report attachments.**

**a. Description of Undertaking:** Rezline Bible Church is proposing to develop a 5-acre church site. The development will include the construction of a sanctuary, fellowship hall, four classrooms, one conference room, the pastor's housing quarters, and an outdoor ramada. A cistern system and water tank will also be installed. Surface and subsurface will occur within the 5 acre area of effect.

**b. Existing Data Review:** A check of NNHPD records revealed that two projects have been recorded within a 500 foot radius of the project area, with no sites recorded (HPD-04-021/HPD-03-429).

**c. Area Environmental & Cultural Setting:** Topography of the project area is characterized as relatively flat. Elevation at the project area is approximately 5,643 feet. The project site is located in the Plains and Great Basin Grasslands biotic community. Vegetation within the project area consists of snakeweed, rabbitbrush, narrow leaf yucca, Mormon Tea, prickly pear cactus, galleta, and sand dropseed. The soil is described as light brown eolian soils eroding out of the Palma-Clovio-Trail Association. Disturbances at the project area include vehicular traffic, livestock grazing, and natural erosion.

**d. Field Methods:** A Class III pedestrian inventory was conducted by Mathilda Burke, using parallel pedestrian transects spaced approximately 15 meters apart. The total area of effect is 5 acres/2.02 hectares. A 50 foot buffer zone was surveyed around the 5 acre site making the total area surveyed 7.45 acres/3.01 hectares. This method provided 100% coverage of the total area

surveyed. A *Garmin extrex* (GPS Unit, NAD 1983) was used to obtain UTM points for the project area boundary. An ethnographic interview was conducted over the phone with Alberto Peshlakai, who grew up in the area, concerning burials, sacred places, and plant/herb gathering areas in order to determine if there were any potential TCP's in or near the project area. Mr. Peshlakai stated that he had no knowledge of TCPs occurring on or near the project area.

---

**13. CULTURAL RESOURCE FINDING(S):**

a. **Location/Identification of Each Resource:** No cultural resources were encountered during the time of survey.

b. **Evaluation of Significance of Each Resource:** No cultural resources were encountered during the time of survey.

---

**14. MANAGEMENT SUMMARY (RECOMMENDATIONS):** A determination of "no historic properties affected" is recommended for the proposed undertaking. We recommend that the client be allowed to proceed with construction as planned. In the event that buried cultural resources are encountered during construction, construction activities should stop and the Navajo Nation Historic Preservation Department be contacted immediately (928) 871-7147.

---

**15. CERTIFICATION:**

SIGNATURE: 

DATE: 9/4/12

General Charge & Direct Charge Name: Mathilda Burke Project Archaeologist, ETD, Inc.

---

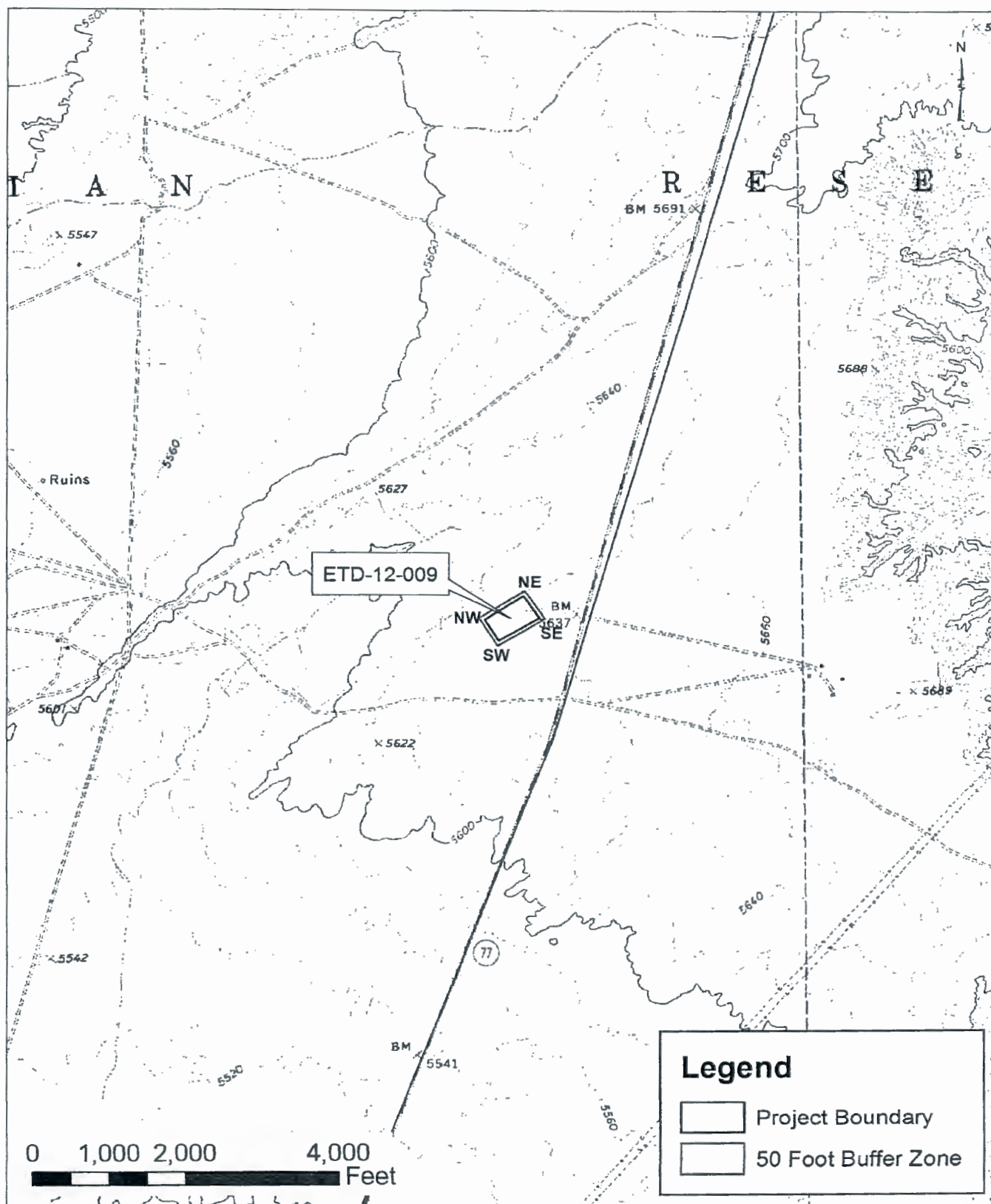


Figure 1. Specific location map of ETD-12-009. (USGS 7.5' Map: Mitten Peak, Arizona 1972)



2013

# Final Environmental Assessment Rezline Bible Church Site, Navajo Nation



ETD, Inc.

Flagstaff, Arizona

July 2013



**ETD, Inc.**

---

**Final Environmental Assessment**

**(July 2013)**

***Project:* Rezline Bible Church Site, Indian Wells Chapter,  
Navajo Nation, Navajo County, Arizona**

***Prepared for:***

Rezline Bible Church  
P.O. Box 360  
Holbrook, AZ 86025

***and for:***

Bureau of Indian Affairs  
Navajo Regional Office  
P.O. Box 1060  
Gallup, New Mexico 87305

***Prepared by:***

ETD, Inc.  
2101 N. Fourth St, Suite 201  
Flagstaff, AZ

***Contact:***

Eunice Tso  
Principal  
Tel 928-779-6032



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- Figure 3. Topographic map of the church site
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## 1.0 PURPOSE AND NEED FOR PROJECT

### 1.1 Introduction

*Rezline Bible Church* proposes to develop a five-acre church facility in Indian Wells Chapter of the Navajo Nation, Navajo County, Arizona. The project sponsor will apply for a revocable land use permit from the Navajo Nation, Window Rock. The Navajo Nation's Environmental Protection Agency will review this Environmental Assessment (EA) to determine if the proposed project will create a significant impact on the human environment.

### 1.2 Purpose and Need for Project

The purpose of the project is to build a church facility that will provide space for worship service, Sunday school, bible study, revival, camp meeting, vacation bible school, and special events. The Church also desires to use the facility for community service programs, such as youth recreation, health and wellness programs, tribal and non-tribal social programs, and emergency response. Indian Wells and surrounding Chapters lack community facilities and venues to support these types of programs. Therefore, there is a need for *Rezline Bible Church* to build the proposed facility.

### 1.3 Location

The proposed site is located in Indian Wells Chapter (Figure 1). It is situated north of Holbrook Arizona, along Navajo Route 6. It can be accessed by traveling north from Interstate 40 on State Highway 77, which turns into Navajo Route 6 at Navajo Nation boundary. The legal description is Township 21 North, Range 21 East (projected and unplatted) of the Gila and Salt River Meridian.

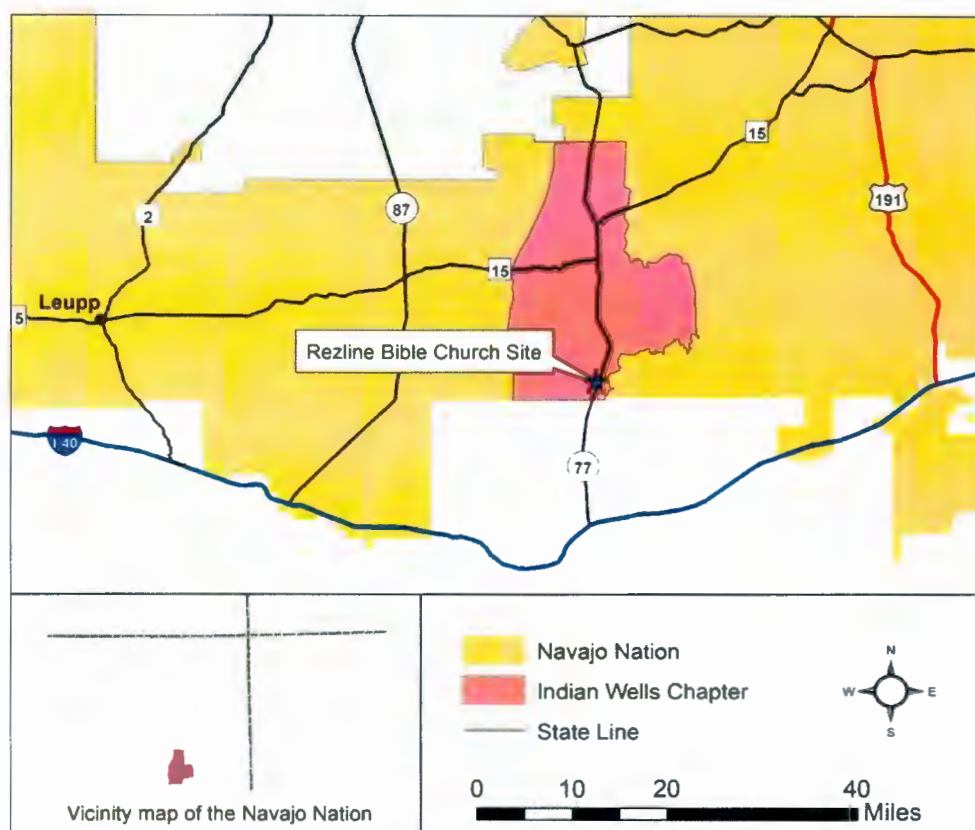


Figure 1. General location map for project.

## 2.0 ALTERNATIVES

This chapter describes the proposed action and the no action alternative. No alternative sites were evaluated for the project because local land users and the Chapter Membership approved the proposed location.

### 2.1 Proposed Action

Under the proposed action, *Rezline Bible Church* will develop a church facility on five-acres in Indian Wells near Indian Route 6. The development would consist of a Hogan-style structure that will contain a sanctuary/fellowship hall, four classrooms, and conference rooms. In addition, an outdoor ramada and a pastor's housing quarters will be constructed. A cistern and septic systems would be installed for water and waste water utilities. The project sponsor is working with Navajo Tribal Utility Authority (NTUA) to gain access to nearby power line. Figure 2 depicts aerial photo of the five-acre church site and surrounding area.

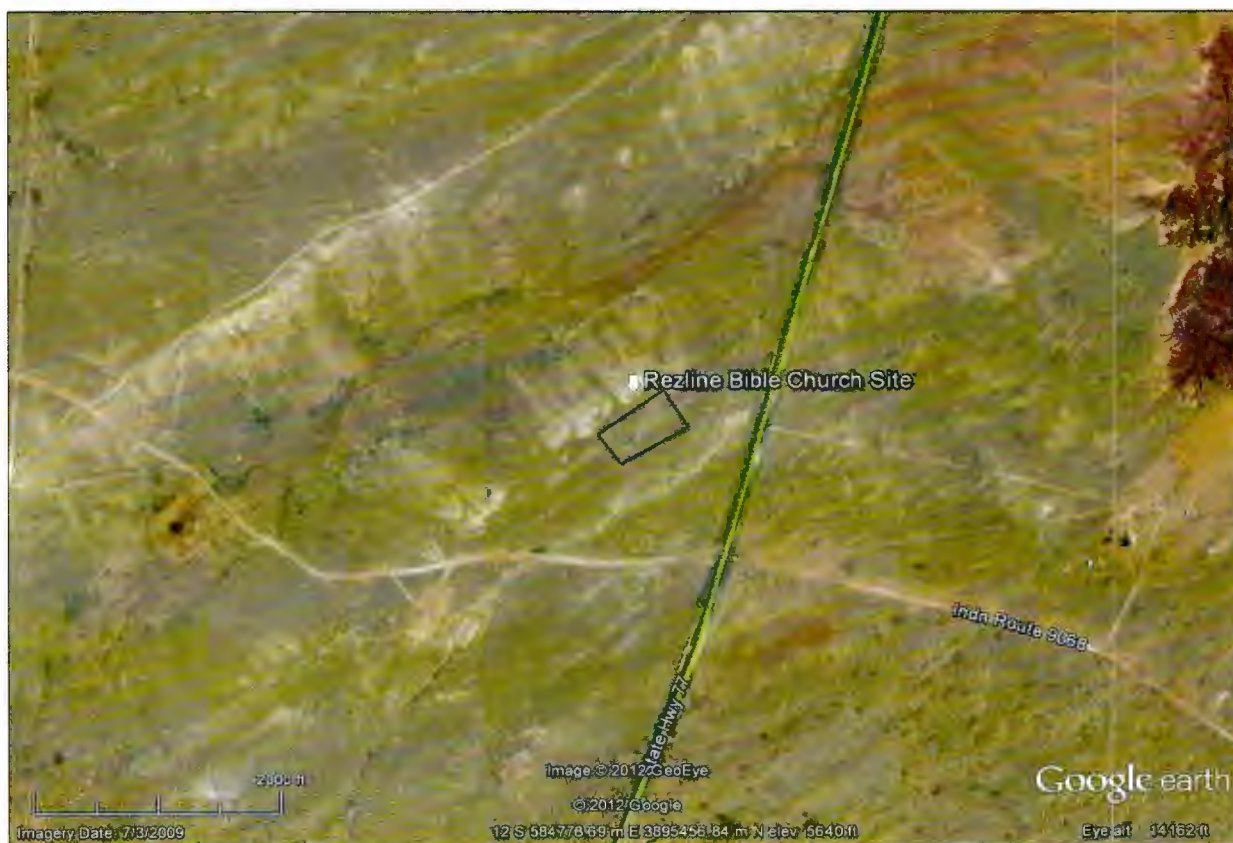


Figure 2. Aerial photo showing the proposed church site (Google Earth, 2012)

### 2.2 No Action

Under the no action alternative, the proposed project would not be approved by the Navajo Nation, and there would be no impact to the surrounding natural and human environment.

### 3.0 DESCRIPTION OF THE AFFECTED ENVIRONMENT

This chapter describes the existing conditions in and around the project area and establishes the baseline data upon which the impacts have been evaluated (Chapter 4).

#### 3.1 Land Resources

This section discusses topography, soils and geology of the project site.

##### 3.1.1 Topography

The topography of the project site is characterized as relatively flat with a gently sloping down to the southwest. Elevation at the project site ranges from 5,635 feet to 5,651 feet. This region of the Navajo Nation lies in the Painted Desert Subdivision. Towering sandstone buttes are located north of the project site. The nearest Wash is Leroux Wash located to the southeast. It flows southwestward toward the Little Colorado River. Figure 3 presents a topographic map with 20 foot contours covering the project site.

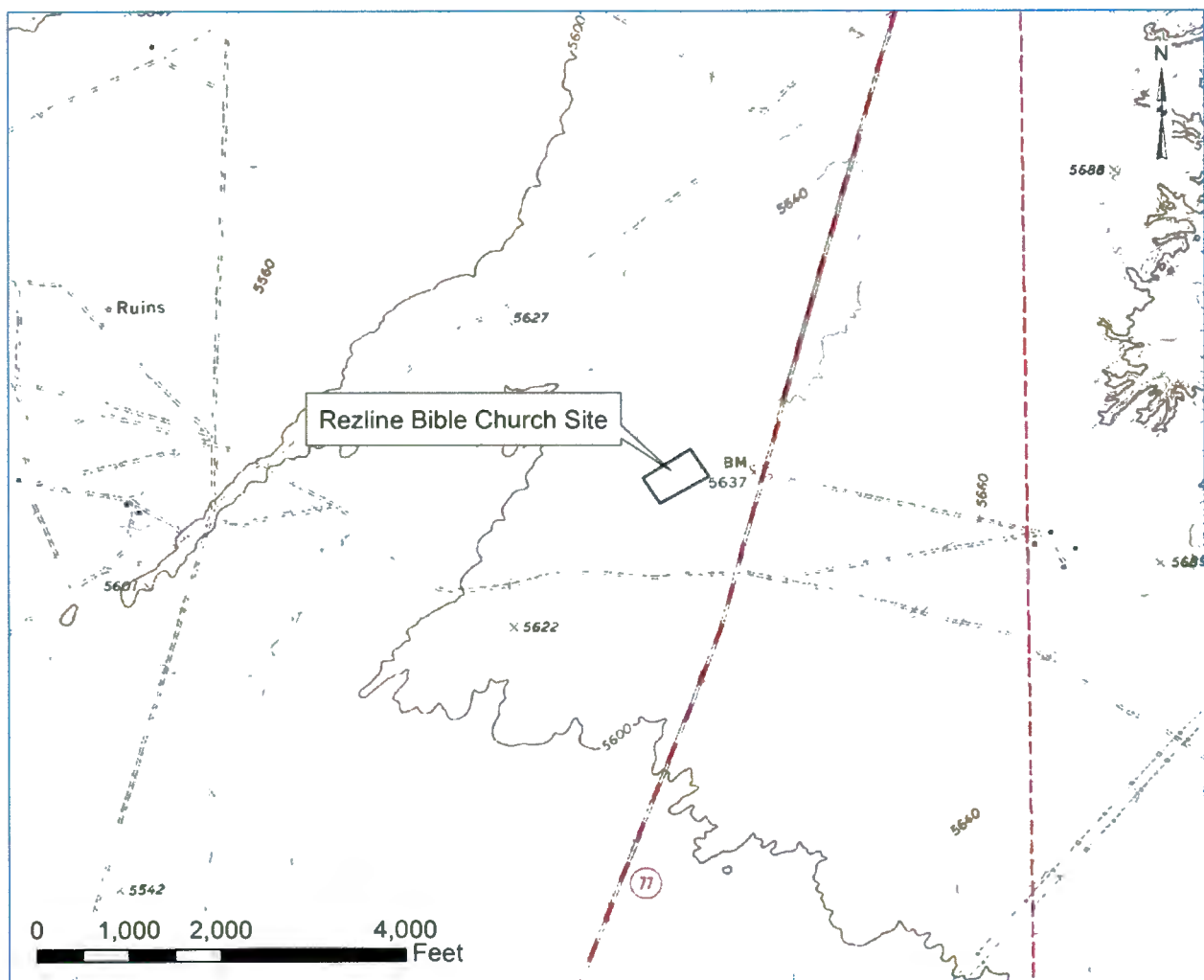


Figure 3. Topographic map of the church site (Base Map: Mitten Peak, Arizona, USGS 7.5' Quadrangles)



### **3.12 Soils**

Soils at the site are classified as Begay complex (NRCS 1980). Begay series consists of very deep, well drained soils that formed in eolian deposits derived mainly from sandstone. Be soils are on rolling uplands and broad mesas.

### **3.13 Geologic Setting and Mineral Resources**

The Navajo Nation is situated in the southern Colorado Plateau physiographic province. This region is known as the Painted Desert Hydrogeologic Subdivision (Cooley et. al. 1969) named from the multicolored rock units of the Chinle Formation.

## **3.2 Water Resources**

### **3.2.1 Surface Water**

The drainage pattern in the project region is to the southwestward to the Little Colorado River. Leroux Wash and Pueblo Colorado Wash are major tributaries crossing Indian Wells Chapter as they flow to the Little Colorado River. Leroux Wash is the closest stream to the project site and is located over 4.4 miles away. No surface water occurs on or near the project site.

### **3.2.2 Ground water**

Data from the Navajo Nation Water Management Branch in Ft. Defiance, Arizona, reveals that no wells within a one-mile radius of the project site.

### **3.2.3 Floodplains**

Due to the distance to the nearest stream, the site is not located in any floodplain boundaries. Floodplains are generally defined as "lowland and relatively flat areas adjoining inland and coastal waters..." and, as "a nearly level alluvial plain that borders a stream and is subject to flooding unless protected artificially" by Executive Order 11988-Floodplain Management and by the U.S. Department of Agriculture, respectively.

## **3.3 Air Resources**

### **3.3.1 Quality/Visibility**

The National Ambient Air Quality Standards (NAAQS) establish limits for pollutants considered harmful to public health and the environment. NAAQS establishes criteria for six principal pollutants. Maps posted at the U.S. EPA website (<http://www.epa.gov>, September 2012) reveals that air quality within this region of the Navajo Nation is in attainment of these standards. Overall, the air quality and visibility are generally good to excellent for most of the Navajo Nation.

### **3.3.2 Climate/Meteorology**

The project region experiences cold, harsh winters, low precipitation scattered more or less throughout the year, and extremes in both daily and seasonal temperatures. The average total annual precipitation at the project site is 8.3 inches. The average annual total snowfall is 8.1 inches. The average maximum temperature (mid July) is 93.9° Fahrenheit. The average minimum temperature (mid January) is 18.7° Fahrenheit. Winds are generally from the southwest (Western Regional Climate Center 2012).

## **3.4 Biotic Resources**

This section describes the existing vegetation and wildlife observed on the site during a field visit by Matt Turner, Project Biologist, ETD, Inc. It also summarizes a biological evaluation report of impacts to threatened, endangered, and sensitive species.

### 3.4.1 Vegetation and Wildlife

The project site lies entirely within the Plains and Great Basin Grassland biotic community. These two continental fasciations of the North American prairie both reach their southern terminus in the American Southwest (Brown 1994).

The vegetation found at the project consists mainly of snakeweed, prickly-pear cactus, rabbitbrush, cholla, and bunch grass.

No wildlife was observed during a field visit on July 24, 2012.



### 3.4.2 Threatened, Endangered and Sensitive Species

Potential impacts to threatened and endangered and sensitive (TES) species were evaluated as part of the BE. A list of TES species was obtained from the Navajo Department of Fish and Wildlife (NDFW)-Natural Heritage Program. The list included three special-status species known to occur, or have potential to occur, on or near the project site (Table 1). These species that are protected under the Navajo Endangered Species List the federal Endangered Species List, Migratory Bird Treaty Act, and the Eagle Protection Act (Appendix A).

This Biological Evaluation of the project site identifies special-status species with suitable habitat in or near the project site. The conclusion of this evaluation is that no adverse effects to the identified species or their habitats are anticipated as a result of the proposed project. While some individual specimens may experience minor effects from loss of small amounts of potential habitat, no long-term, adverse effects are anticipated.

**Table 1. Threatened, Endangered and Sensitive (TES) Species List**

Scientific Name	General Name	Navajo Endangered Species List	Federal Endangered Species Act	Migratory Bird Treaty Act	Eagle Protection Act
<i>Aquila chrysaetos</i>	Golden Eagle	Group 3		✓	✓
<i>Buteo regalis</i>	Ferruginous Hawk	Group 3		✓	
<i>Charadrius montanus</i>	Mountain Plover	Group 4			

### 3.5 Cultural Resources

A cultural resources inventory of the proposed project site was conducted by Mathilda Burke, Project Archaeologist, ETD, Inc. The inventory consisted of a records search at the Navajo Historic Preservation Department (NHPD) and a field survey on August 15, 2012. The records search revealed that no sites were previously recorded within 300 feet of the project area. The result of the cultural resource inventory is discussed below.

### 3.5.1 Archaeological Resources

A field survey of the five-acre church site was conducted by Mathilda Burke using a Class III pedestrian inventory method using transects spaced approximately 7.5 meters apart across the project site, including a 50-foot buffer zone on all sides of the project site. No cultural resources were encountered during the field survey. A report was prepared by the Project Archaeologist and submitted to the Navajo Historic Preservation (NHPD) who later issued a Cultural Resources Compliance Form for the proposed project (**Appendix B**).

### 3.5.2 Traditional Cultural Properties (TCP), Historic, and Religious Properties

Mathilda Burke conducted an interview with Albert Peshlakai, who grew up in the area, about TCP that potentially occur in the area, such as burials, sacred sites, and plant/herb gathering areas found on or near the proposed project area. He stated that he was unaware of any TCPs on or near the project site.

## 3.6 Socioeconomic Conditions

This section discusses the employment and income, demographics and trends, and lifestyles, cultural values, attitudes, expectations, and community infrastructure existing within the project area.

### 3.6.1 Employment and Income

According to the U.S. Census 2010 website ([www.census.gov](http://www.census.gov)), the median household income in the Indian Wells Chapter was \$32,019 and the per capita income was \$10,316. The unemployment rate was nearly 25.4 percent. Approximately 20 percent of the Chapter residents lived below the poverty level. Employment of the Chapter residents includes Navajo Nation Government departments, educational services, Brimhall Sand and Gravel, and public administration.

### 3.6.2 Demographic and Trends

The U.S. Census 2010 ([www.census.gov](http://www.census.gov)) reported the population of the Indian Wells Chapter to be 853, representing a decrease in the population from the previous 2000 census count by 117. The median age is currently around 33 years of age. There were approximately 381 households within the Chapter with an average 3.66 persons per household. In comparison, the average household size for the U.S. is about 2.5 persons.

### 3.6.3 Lifestyles, Cultural Values, Attitudes, Expectations

The communities of the Navajo Nation are generally composed of at least 85.9% Navajo residents (LSR, 2004). These residents continue to practice the traditional Navajo lifestyle, often combining that with the typical American lifestyle. The majority of families travel to off reservation towns for shopping and entertainment.

### 3.6.4 Community Infrastructure

Infrastructure systems that serve the Indian Wells Chapter are described below:

Roads and Accessibility. The project site is accessed via Navajo Route 6 and a short dirt roadway. .

Power. The electrical power infrastructure in the project area is owned and operated by the Navajo Tribal Utility Authority (NTUA). Power utilities are located adjacent to the site.

Water and Wastewater. Water utilities in the project area are owned and operated by NTUA. The project sponsor will not connect to NTUA water and wastewater systems. Instead a cistern and septic tank will be used.

Solid Waste. Solid waste generated in the Indian Wells Chapter is taken to the local transfer station. Waste collected at the transfer stations is hauled by Navajo Sanitation, Inc. to a permitted landfill in Joseph City, Arizona, west of Holbrook, Arizona.

### 3.7 Environmental Justice

The proposed project is located in Indian Wells Chapter where 100% of the population is Native American. Environmental justice has been defined as the pursuit of equal justice and equal protection under the law for all environmental statutes and regulations without discrimination based on race, ethnicity, and/or socioeconomic status. No environmental justice issues were identified for the project.

### 3.8 Environmental Module

This section discusses hazardous, non-hazardous, and toxic waste sites regulated under the Resource Conservation and Recovery Act, the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), and the Toxic Substance Control Act (TSCA). The information was obtained from the U.S. EPA Envirofacts website ([www.epa.gov/enviro](http://www.epa.gov/enviro)) and verified during field survey by Mathilda Burke, ETD, Inc.

- RCRA Subtitle C Sites: No Subtitle C hazardous waste sites occur on or near any of the proposed project site. Furthermore, hazardous waste will not be used, generated, handled, or stored on or near the proposed project site as part of the proposed project.
- RCRA Subtitle D Sites: No RCRA Subtitle D solid waste sites occur on or near the proposed project sites. During construction and operation, waste will be generated that will be hauled to certified landfill or local transfer station.
- RCRA Subtitle I Sites: No RCRA Subtitle I underground storage tank sites occur on or near the project sites. No underground gasoline storage tanks will be installed as part of the proposed project.
- CERCLA Sites: No CERCLA sites on or near any of the proposed project sites.
- Toxic Substances Control Act Sites: No toxic substances will be used, generated, handled, or stored on or near the project site as part of the construction or operation of the proposed project.

### 3.9 Resources/Land Use Patterns

This section describes land uses or practices found in the project site area, including transportation use network, land use planning, and agriculture. Resources or land uses not found in the project area are hunting, fishing, plant gathering, timber harvesting, mining, or solid waste dumpsites.

#### 3.9.1 Transportation Use Network

The primary road found in Indian Wells Chapter is Navajo Route 15 and Navajo Route 6. From these highways, numerous dirt roads, including unpaved BIA bus routes, provide access to most areas of the chapter.

#### 3.9.2 Land Use Plans

The Indian Wells Chapter has a community land use plan in effect. The proposed action will not affect the current land use pattern or plans.

#### 3.9.3 Agriculture

Agricultural activities are important land uses within this region. There are 32 family farms in the Indian Wells Chapter (Rodgers 2004). Livestock grazing of cattle, sheep and horses are a large part of the agricultural activities within the chapter. Based on site visits, no prime or unique farmlands are found on or near the project areas.

#### 3.9.4 Outdoor Recreation

No government or private sponsored outdoor recreation areas occur on or near the proposed or alternate sites.

### **3.10 Other Values**

#### **3.10.1 Wilderness Areas**

The nearest designated wilderness area is the Painted Desert Wilderness area located 20 miles east of the proposed project site. It is managed by the National Park Service.

#### **3.10.2 Sound and Noise**

Man-made sound and noise sources near the project site include traffic along Navajo Route 15, Navajo Route 6 and neighborhood activities. Natural sound and noise sources near the project site primarily consist of atmospheric phenomena such as wind, thunder, and rain.

#### **3.10.3 Public Health and Safety**

The Indian Wells Chapter community is served by the Keams Canyon Indian Hospital, Winslow Health Center, and Dilkon Health Station. Fire protection within the Indian Wells Chapter is provided by a volunteer fire station located in Dilkon, AZ. Wildfire protection is provided by the BIA. The Indian Wells Chapter receives police protection through the Dilkon Police District with headquarters in Dilkon, AZ.

#### **3.10.4 Visual Setting**

The proposed project site is located in a scenic region of the Navajo Nation. However, no scenic byways or scenic areas that are protected by law occur in the project area.



## 4.0 ENVIRONMENTAL CONSEQUENCES OF THE PROPOSED ACTION

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This section discusses the impacts to the natural and human environment on and near the project site as a result of the proposed action. Mitigation measures that reduce or eliminate impacts are discussed where appropriate.

### 4.1 Land Resources Impacts

The project site which includes five acres is quite flat. Vegetation and soils will be permanently disturbed in areas where buildings and parking lot will be installed. During construction, soils will be vulnerable to rain and runoff; storm runoff from a non-stabilized construction site can result in soil erosion. Under Section 402 of the Clean Water Act (CWA) all construction site operators engaged in clearing, grading and excavating activities that disturb one-half acre or more must obtain coverage under a National Pollutant Discharge Elimination System (NPDES) permit for storm water discharges. The permit requires a Storm Water Pollution Prevention Plan (SWPPP) that outlines best management practices for preventing soil erosion. With adherence to a SWPPP, impacts to soil erosion will be minor and short-term.

### 4.2 Water Resources Impacts

Since the project is not located near any stream, the project will not impact surface waters. During construction, however, storm runoff can collect sediment, trash, and pollutants such as oil and grease from construction sites and deposit contaminants on-site and off-site. Since the project will disturb more than one-half acre, the project requires coverage under the National Discharge Pollution Discharge Elimination System (NPDES) general permit, as discussed above. The permit requires a Storm Water Pollution Prevention Plan (SWPPP) that outlines best management practices for preventing impacts to storm runoff. With adherence to a SWPPP the impact to surface water will be negligible and short-term.

The proposed project activities will not involve deep excavation, and therefore, ground water resources will not be impacted.

### 4.3 Air Resources Impacts

Construction activity within the project site will cause a slight degradation of the air quality due to increased airborne dust (particulate matter) and exhaust emissions (carbon monoxide) into the atmosphere. However, this impact will be minor and short-term.

### 4.4 Biological Resources Impacts

Limited earthmoving and clearing of the project site vegetation will occur as part of the project activity. The impacted areas will likely recover after the construction. Therefore, the impact to the vegetation will be minimal and short-term. No wildlife inhabits the proposed project site and surrounding area; therefore, there will be no impact to wildlife.

Potential impacts to threatened and endangered and sensitive (TES) species were evaluated as part of the BE. The BE identified several special-status species with suitable habitat in or near the project area. The Project Biologist concluded there would be no adverse effects to these species or their habitats are anticipated as a result of the proposed project. NDFW concurred and issued a Biological Resource Compliance Form (*Appendix A*).

#### 4.5 Cultural Resources Impacts

No cultural resources were encountered during the field survey. A report was prepared by the Project Archaeologist and submitted to the Navajo Historic Preservation (NHPD) who later issued a Cultural Resources Compliance Form for the proposed project (*Appendix B*).

#### 4.6 Socioeconomic Conditions Impacts

The project will potentially have minor, indirect positive impacts to the socioeconomics conditions of the community, by providing a facility for social service and community programs.

#### 4.7 Environmental Justice

Based on the nature of the project and its purpose, no disproportional adverse human health or environmental effects to minority or low income populations are anticipated due to the proposed project. The proposed project will only benefit the local community which is mainly comprised of low income minority citizens.

#### 4.8 Environmental Module

No RCRA, CERCLA or TSCA sites occur on or near the proposed project sites; therefore, no impacts to or from such sites are anticipated as result of the proposed project.

#### 4.9 Resource/Land Use Patterns

- Transportation Use Network: The project will yield additional traffic in the local area. The impact to transportation use network will be minor, direct, yet long-term.
- Land Use Plans: The five-acre project site will be withdrawn from rangeland status. Due to the vast area that is considered rangeland in Indian Wells Chapter, the proposed project will create minor, direct, yet long-term impacts to the loss of five acres of rangeland.

#### 4.10 Other Values

- Sound and Noise: The project will result in minor direct and short term impacts to existing noise levels during construction.
- Public Health and Safety: No impact to the public health and safety of the Indian Wells Chapter community is anticipated as a result of the proposed project.
- Visual Setting: No impact to area visual resources is anticipated as a result of the proposed project.

#### Cumulative Impacts

The impacts resulting from project activities are very minor in the form of temporary and highly localized surface disturbances. Cumulative impacts result from the incremental impact of the action when added to other past, present, or reasonably foreseeable future actions regardless of what agency or person undertakes these actions. Cumulative impacts can result from individually minor, but collectively significant actions taking place over a period of time. No adverse cumulative impacts are anticipated as a result of the proposed project.

## 5.0 LIST OF AGENCIES AND ORGANIZATIONS CONSULTED

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The information used in this analysis was obtained from reports, government databases, biological and archaeological field surveys, and direct communication either by phone or letters with the following agencies: Navajo Fish and Wildlife, Navajo Historic Preservation Department, Navajo Tribal Utility Authority, and Navajo Department of Water Resources-Branch of Water Management.

## 6.0 DOCUMENT PREPARER'S SIGNATURE

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This document has been prepared by Eunice L. Tso, Principal Investigator, ETD, Inc. Ms. Tso has over 17 years experience in environmental regulatory compliance and is knowledgeable in interpreting federal and tribal laws and regulations that affect environment and development in Indian country. Eunice holds a *M.S. Degree in Geology* from Northern Arizona University.



July 29, 2013

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Eunice L. Tso, M.S. Geology  
Principal Investigator

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Date

## References

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- Brown, D.E. 1994. Biotic Communities of the American Southwest-United States and Mexico. In: Desert Plants. Volume 4. Numbers 1-4 1982. University of Arizona, Tucson, Arizona.
- Chronic, Halka. 1982. Roadside Geology of Arizona. Mountain Press Publishing Company, Missoula, MT.
- Hendricks, D.M. 1985. Arizona Soils. College of Agriculture, University of Arizona. Tucson, Arizona.
- LSR Innovations. 2004. Chapter Images, Prepared for the Navajo Nation Division of Community Development, Navajo Nation, Window Rock, Arizona.
- NCRS, 1980. Soil Survey of Navajo Indian Reservation, San Juan County, Utah. USDA Soil Surveys. June 2012. Available from: [http://soils.usda.gov/survey/online\\_surveys/utah/](http://soils.usda.gov/survey/online_surveys/utah/)
- U.S. Census Bureau [Internet]. 2013. Washington, D.C. U.S. Census Bureau. June 2013. Available from: [www.census.gov](http://www.census.gov).
- U.S. Environmental Protection Agency: Envirofacts Data Warehouse [Internet]. June 2013. Environmental Protection Agency. June 2012. Available from: [www.epa.gov/enviro/index\\_java.html](http://www.epa.gov/enviro/index_java.html)

## Appendix A: Biological Resources Compliance Form

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



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

Ben Shelly, President

Rex Lee Jim, Vice-President

30 July 2012

File#12ETD-05

Eunice Tso, Project Manager  
ETD, Inc.  
2101 N. Fourth Street  
Suite 201  
Flagstaff, AZ 86004

NAVAJO ENDANGERED SPECIES LIST (NESL) INFORMATION FOR:

PROJECT: PROPOSED CHURCH SITE FOR REZLINE BIBLE CHURCH  
UTM COORDINATES: 3895469N, 584820E  
INDIAN WELLS CHAPTER, NAVAJO COUNTY, AZ

Ms. Tso:

The following information on species of concern<sup>1</sup> is provided in response to your 25 July 2012 request concerning the subject project, which consists of the proposed church site for Rezline Bible Church located west of Navajo Route 6 in Indian Wells Chapter, Navajo County, AZ. UTM Coordinates 3895469N, 584820E.

Although the Navajo Fish and Wildlife Department (NFWD) has no record of species of concern occurring on or near the project site(s) at this time, the potential for certain species of concern to occur needs to be evaluated.

Species of concern with potential to occur on the 7.5-minute *Mitten Peak, AZ* quadrangle(s) containing the project boundaries include the following. Potential is based primarily on quadrangle-wide coarse habitat characteristics and species range information. Your project biologist should determine habitat suitability at the project site(s).

1. *Aquila chrysaetos* (Golden Eagle); NESL Group 3; MBTA.
2. *Buteo regalis* (Ferruginous Hawk); NESL Group 3; MBTA.

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

3. Charadrius montanus (Mountain Plover); NESL Group 4

### AREA 3: LOW SENSITIVITY WILDLIFE RESOURCES

Potential for the black-footed ferret should be evaluated if prairie dog towns of sufficient size (per NFWD guidelines) occur in the project area.

Potential for Puccinellia parishii should be evaluated if wetland conditions exists that contain white alkaline crusts.

Biological surveys need to be conducted during the appropriate season to ensure they are complete and accurate please refer to NN Species Accounts.<sup>4</sup> Further questions pertaining to surveys should be referred to Species Account. Surveyors on the Navajo Nation must be **permitted** by the Director, NFWD. Contact Jeff Cole at (928) 871-7068 for permitting procedures. Questions pertaining to surveys should be directed to the NFWD Zoologist (Chad Smith) for animals at 871-7070 and Botanist (Andrea Hazelton) for plants at (928)523-3221. Questions regarding biological evaluations should be directed to Pamela Kyselka (Acting Environmental Reviewer) at 871-7065.

Potential impacts to wetlands should also be evaluated. The U.S. Fish & Wildlife Service's National Wetlands Inventory (NWI) maps should be examined to determine whether areas classified as wetlands are located close enough to the project site(s) to be impacted. In cases where the maps are inconclusive (e.g., due to their small scale), field surveys must be completed. For field surveys, wetlands identification and delineation methodology contained in the 'Corps of Engineers Wetlands Delineation Manual' (Technical Report Y-87-1) should be used. When wetlands are present, potential impacts must be addressed in an environmental assessment and the Army Corps of Engineers, Phoenix office, must be contacted. NWI maps are available for examination at the NFWD's Natural Heritage Program (NHP) office, or may be purchased through the U.S. Geological Survey (order forms are available through the NHP). The NHP has complete coverage of the Navajo Nation, excluding Utah, at 1:100,000 scale; and coverage at 1:24,000 scale in the southwestern portion of the Navajo Nation.

The information in this report was identified by the NFWD's biologists and computerized database, and is based on data available at the time of this response. If project planning takes more than two (02) years from the date of this response, verification of the information provided herein is strongly recommended. It should not be regarded as the final statement on the occurrence of any species, nor should it substitute for on site surveys. Also, because the NFWD's information is continually updated, any given information response is only wholly appropriate for its respective request.

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

An invoice for this information is attached.

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

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<sup>4</sup> Available free of charge on our website at <http://nnhp.navajofishandwildlife.org>



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

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xc: file/chrono

## Appendix B: Cultural Resources Compliance Form

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**CULTURAL RESOURCES COMPLIANCE FORM**

THE NAVAJO NATION  
HISTORIC PRESERVATION DEPARTMENT  
PO BOX 4950  
WINDOW ROCK, ARIZONA 86515

ROUTING: COPIES TO  
AZ SHPO  
XX REAL PROPERTY MGT/330  
ETD

NNHPD NO. **HPD-12-750**  
OTHER PROJECT NO.  
ETD-12-009

PROJECT TITLE: A Cultural Resources Inventory of a 5-Acre Church Site for Rezline Bible Church located in Indian Wells, Navajo County, Arizona.

LEAD AGENCY: BIA/NR

SPONSOR: Alberto Peshlakai, Rezline Bible Church, PO Box 360, Holbrook, Arizona 86025

PROJECT DESCRIPTION: The proposed undertaking will involve the Church lease approval and/or the development of a sanctuary, fellowship hall, classrooms, conference room, housing quarters, and outdoor ramada. There will also be the installation of associated facilities/utilities within the 5.0-acre church site lease area. Ground disturbance will be intensive and extensive with the use of heavy equipment.

LAND STATUS: Navajo Tribal Trust

CHAPTER: Indian Wells

LOCATION: Unplatted & Projected T.21N, R.21E; Mitten Peak Quadrangle, Navajo County, Arizona G&SRPM

PROJECT ARCHAEOLOGIST: Mathilda Burke  
NAVAJO ANTIQUITIES PERMIT NO.: B12472

DATE INSPECTED: 08/15/12

DATE OF REPORT: 09/14/12

TOTAL ACREAGE INSPECTED: 7.45 -ac

METHOD OF INVESTIGATION: Class III pedestrian inventory with transects spaced 15 m apart.

LIST OF CULTURAL RESOURCES FOUND:	None
LIST OF ELIGIBLE PROPERTIES:	None
LIST OF NON-ELIGIBLE PROPERTIES:	None
LIST OF ARCHAEOLOGICAL RESOURCES:	None

EFFECT/CONDITIONS OF COMPLIANCE: **No historic properties affected.**

In the event of a discovery ["discovery" means any previously unidentified or incorrectly identified cultural resources including but not limited to archaeological deposits, human remains, or locations reportedly associated with Native American religious/traditional beliefs or practices], all operations in the immediate vicinity of the discovery must cease, and the Navajo Nation Historic Preservation Department must be notified at (928) 871-7147.

FORM PREPARED BY: Tamara Billie

FINALIZED: September 25, 2012

Notification to

Proceed Recommended:

Yes **XX** No

Conditions:

Yes No **XX**

 9-26-12  
Alan S. Downer, Navajo Nation  
Historic Preservation Officer Date

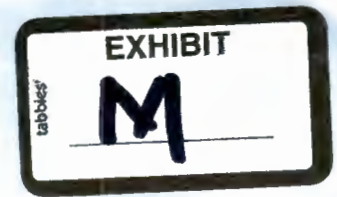
Navajo Region Approval:

Yes **X** No

 10/5/12  
Acting BIA-Regional Director Date

Tm 10.4.12





## NAVAJO TRIBAL UTILITY AUTHORITY

AN ENTERPRISE OF THE NAVAJO NATION

August 6, 2014

Rezline Bible Church, Inc.  
P.O. Box 360  
Holbrook, AZ 86025

RE: Utility and Sanitation Clearance

Navajo Tribal Utility Authority (NTUA) conducted the utility line locations and an existing utility lines has been identified around the 5 acre mission site. There is an existing Single Phase Power Line 15' along the north side of the mission site therefore there is no encroachment of any power lines. At this time there are no water lines or sewer lines in this area. The nearest water line is about 10 miles north of the mission site and the nearest sewer line is at the Indian Wells NHA Housing located about 17 miles from the mission site. NTUA suggests the Cistern System and Septic System as an alternate water and sewer resources for the Rezline Bible Church, Inc.

Attached is a Utility Location Map. If you should have any question you can call our Customer Service Department at 928-729-4788.

Sincerely,

Isabelle A. Lang,  
Customer Service Supervisor

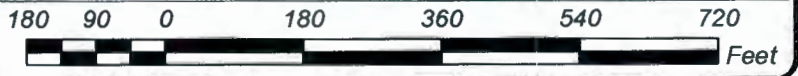
Attachment: Utility Location Map

CC: Alberto Peshlakai, Secretary, Rezline Bible Church, Inc.  
Navajo Nation Land Department  
Customer File

**REZLINE BIBLE CHURCH  
INDIAN WELLS  
35°11'54.64"N 110° 4'5.91"W**



**INDIAN WELLS, AZ**

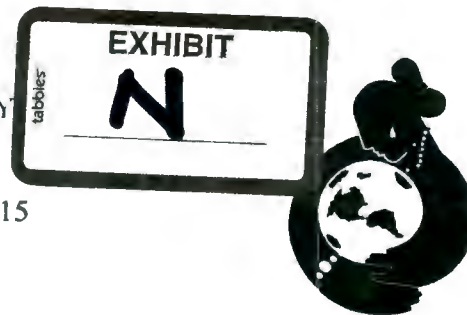






THE NAVAJO NATION  
ENVIRONMENTAL PROTECTION AGENCY

Public Water Systems Supervision Program  
Post Office Box 339, Window Rock, AZ 86515  
Telephone (928) 871-7755  
Fax (928) 871-7818  
www.navajopublicwater.org



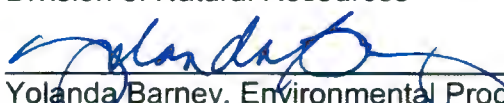
Russell Begaye  
President

Jonathan Nez  
Vice President

June 22, 2017

MEMORANDUM

TO: Navajo Land Title Data Systems  
Land Department  
Division of Natural Resources

FROM:   
Yolanda Barney, Environmental Program Manager  
Public Water Systems Supervision and Domestic Wastewater Program  
Surface and Ground Water Protection Department  
Navajo Nation Environmental Protection Agency

SUBJECT: DOCUMENT No. 008217

The Navajo Nation Environmental Protection Agency's Public Water Systems Supervision Program ("PWSSP") reviewed Document No. 008217: Rez Line Bible Church, Inc. This project proposal includes a church facility for Sunday worship, bible study, revivals, camp meetings, vacation bible school, and special events. The owner proposes to install a cistern and a septic tank. Installing a cistern will require the owner to care for potential contamination to the water source and while PWSSP recommends approval of this document, PWSSP also precautions the owner of cross contamination incidents of hauling water practices.

All proposed drinking water projects will need to be permitted by the PWSSP-NNEPA. All proposed drinking water projects (extensions, upgrades, new wells, new public water systems, etc.) must also comply with the design review and construction permit requirements of the PWSSP pursuant §§1501 and 1601 of the Navajo Nation Primary Drinking Water Regulations.

All proposed wastewater projects will need to be permitted by the Domestic Wastewater Program-NNEPA. Extensions, upgrades, new sewer infrastructure, septic tanks, and other wastewater infrastructure must comply with the design review and construction permit requirements pursuant to §201 of the Domestic Wastewater Program.

If there are any questions, please contact me at 871-7755.

xc: Ronnie Ben, Environmental Department Manager, Surface/Ground Water Protection Dept., NNEPA  
PWSID#NN0400342  
DWWP#NN04070123



# THE NAVAJO NATION

RUSSELL BEGAYE  
JONATHAN NEZ



## MEMORANDUM

# COPY

TO: Stevie Rae Hudson, Sr. Office Specialist  
General Land Development Department  
Division of Natural Resources

FROM: Lera D. Arviso  
Lera D. Arviso, Accounting Manager  
Office of the Controller

DATE: December 26, 2017

RE: **PROCUREMENT CLEARANCE**

**MAILED**  
12/26/17 2:40PM (IDK)  
Lera

The procurement clearance check requested on December 20, 2017 (*received on 12/22/17 @ 11:00a.m.*) for the following individual/business has been completed by Accounts Receivable. The procurement action is as follows:

Name	Address/BSL No./Store Location	A.R. Debt Due	Action
Rez Line Bible Church, Inc. P.O. Box 883 Holbrook, AZ 86025	N/A	\$0.00	Procurement cleared. Accounts Receivable does not have an account set-up for this mission site.

Your compliance with the *NB&PA* is appreciated. Our office requests that all relevant information of the individual/business is provided to ensure an accurate clearance check. The information enclosed in this memorandum is privileged and confidential. Therefore, if this procurement memo is to be included in the 164 review, block out information that is non-applicable.

Should you have any questions, please feel free to contact the Accounts Receivable Section at (928)871-6770. Thank you.

CC: Accounts Receivable/cs

**RESOURCES AND DEVELOPMENT COMMITTEE**  
**Regular Meeting**  
**April 11, 2018**

**ROLL CALL**  
**VOTE TALLY SHEET:**

**Legislation # 0100-18:** An Action Relating to Resources and Development; Approving a Waiver of the 16 N.N.C. §1159(B)(2) and Approving a Mission Site Permit for 5.0 Acres for the Rezline Bible Church, Inc., in the Vicinity of Indian Wells Chapter, Navajo Nation, (Navajo County) *Presenters: Honorable Lee Jack, Jr.*

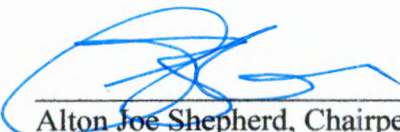
**MAIN MOTION:** Walter Phelps      S: Leonard H. Pete      V: 3-0-1 (CNV)

**ROLL CALL VOTE TALLY:**

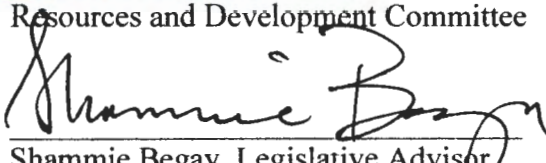
YEAS: Benjamin Bennett; Leonard H. Pete and Walter Phelps

NAYS: NONE

NOT VOTING/EXCUSED: Jonathan Perry, Davis Filfred and Alton Joe Shepherd  
(Presiding)



\_\_\_\_\_  
Alton Joe Shepherd, Chairperson  
Resources and Development Committee



\_\_\_\_\_  
Shammie Begay, Legislative Advisor  
Resources and Development Committee