LEGISLATIVE SUMMARY SHEET Tracking No. __OUL_-_

DATE: January 26, 2017

TITLE OF RESOLUTION: AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; RECOMMENDING THE PASSAGE OF NEW MEXICO HOUSE JOINT MEMORIAL 5, 53rd LEGISLATURE — STATE OF NEW MEXICO AND REQUESTING ON BEHALF OF THE NAVAJO NATION THAT THE FEDERAL DEPARTMENT OF THE INTERIOR'S BUREAU OF LAND MANAGEMENT IMPOSE A TEMPORARY MORITORIUM ON ALL FRACKING RELATED LEASE SALES AND PERMIT APPROVALS IN THE MANCOS SHALE/GALLUP FORMATION IN THE GREATER CHACO AREA UNTIL SUCH TIME AS PROPOSED AMENDMENTS TO THAT BUREAU'S RESOURCE MANAGEMENT PLAN ARE COMPLETED

PURPOSE: This resolution, if approved, will support New Mexico House Joint Memorial 5 and express the Navajo Nation's request for a temporary moratorium on issuance of fracking leases and permits by the Federal Bureau of Land Management in the Manco Shale/Gallup Formation. It also requests government to government consultation on such related activities that may threaten the Navajo Nation's land and people.

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

Naa'bik'íyáti' Committee

Eligible for Action: PROPOSED STANDING COMMITTEE RESOLUTION 1 23RD NAVAJO NATION COUNCIL—Third Year, 2017 2 INTRODUCED BY 3 4 5 **Primary Sponsor** 6 TRACKING NO. _ O U 41 - 17 7 8 AN ACTION 9 RELATING TO NAABIK'ÍYÁTI' COMMITTEE; RECOMMENDING THE 10 PASSAGE OF NEW MEXICO HOUSE JOINT MEMORIAL 5, 53rd 11 LEGISLATURE - STATE OF NEW MEXICO AND REQUESTING ON 12 BEHALF OF THE NAVAJO NATION THAT THE FEDERAL DEPARTMENT 13 OF THE INTERIOR'S BUREAU OF LAND MANAGEMENT IMPOSE A 14 TEMPORARY MORITORIUM ON ALL FRACKING RELATED LEASE 15 SALES AND PERMIT APPROVALS IN THE MANCOS SHALE/GALLUP 16 FORMATION IN THE GREATER CHACO AREA UNTIL SUCH TIME AS 17 PROPOSED AMENDMENTS TO THAT BUREAU'S RESOURCE 18 19 MANAGEMENT PLAN ARE COMPLETED 20 WHEREAS: 21 Section One. Authority 22 A. The Navajo Nation established the Naabik'íyáti' Committee as a Navajo Nation 23 Council standing committee and as such empowered the Naabik'íyáti' Committee to 24 "coordinate all federal, county, and state programs with other standing committees 25 and branches of the Navajo Nation government to provide the most efficient delivery 26 of services to the Navajo Nation". 2 N.N.C. §§700, 701 (A)(4). 27 28 **Section Two: Findings** 29

- A. New Mexico House Joint Memorial 5, sponsored by Representatives Derrick J. Lente and Patricia Roybal Caballero- was introduced to the 53rd Legislature State of New Mexico First Session, 2017, and is attached hereto as **Exhibit A**.
- B. New Mexico Joint Memorial 5 requests the Federal Bureau of Land Management to consider issuing a temporary moratorium on all fracking related lease sales and permit approvals in the Mancos Shale/Gallup Formation in the greater Chaco area until the amendments to that Bureau's Resource Management Plan are completed.
- C. Over four hundred fracking wells have been approved in the greater Chaco area since 2013 and plans continue for further leasing of an expected 843 acres of federal land in the greater Chaco area scheduled to be auctioned on January 25, 2017.
- D. Fracking development in the greater Chaco area disproportionally affects Navajo communities, specifically those in the Counselor, Nageezi, Ojo Encino and Torreon/Star Lake Chapter areas.
- E. Fifteen Navajo Chapters Governments including all Eastern Agency chapters within the planning boundaries of the Farmington field office of the Bureau of Land Management, have passed resolutions against additional oil and gas leasing until the amendments to the Bureau's Resource Management Plan are completed.
- F. It is in the best interest of the Navajo Nation that the Federal Bureau of Land Management impose a temporary moratorium on the issuance of all fracking related lease sales and permit approvals in the Manco Shale/Gallup Formation in the greater Chaco area until such time as the amendments to the Bureau's Resource Management Plan are completed.
- G. It is in the best interest of the Navajo Nation that the Federal Bureau of Land Management engage in government to government consultation with the Navajo Nation regarding any current or proposed fracking activities that could have a potentially harmful effect on the land or people of the Navajo Nation.

NOW THEREFORE, BE IT RESOLVED:

- A. The Navajo Nation supports and recommends the passage of House Joint Memorial 5 of the 53rd Legislature of the State of New Mexico.
- B. The Navajo Nation requests that the Federal Bureau of Land Management impose a temporary moratorium on the issuance of all fracking related lease sales and permit approvals in the Manco Shale/Gallup Formation in the greater Chaco area until such time as the amendments to the Bureau's Resource Management Plan are completed.
- C. The Navajo Nation requests that Federal Bureau of Land Management engage in government to government consultation with the Navajo Nation regarding any current or proposed fracking activities that could have a potentially harmful effect on the land or people of the Navajo Nation.
- D. The Navajo Nation hereby authorizes the Navajo Nation President, the Navajo Nation Speaker, the Navajo Nation Chief Justice and their designees, to advocate for the passage of House Joint Memorial 5 and for the temporary moratorium and government to government consultation as identified above.



HOUSE JOINT MEMORIAL 5

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Derrick J. Lente and Patricia Roybal Caballero

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A JOINT MEMORIAL

REQUESTING THE FEDERAL BUREAU OF LAND MANAGEMENT TO CONSIDER ISSUING A TEMPORARY MORATORIUM ON ALL FRACKING-RELATED LEASE SALES AND PERMIT APPROVALS IN THE MANCOS SHALE/GALLUP FORMATION IN THE GREATER CHACO AREA UNTIL THE RESOURCE MANAGEMENT PLAN AMENDMENT IS COMPLETED.

WHEREAS, the federal bureau of land management has to date leased ninety-one percent of public lands in the Farmington area to oil and gas interests; and

WHEREAS, advances in oil and gas technology have generated new industry interest in the Mancos shale/Gallup formation in the greater Chaco area of northwestern New Mexico for combined multi-stage hydraulic fracturing and horizontal drilling, known as fracking; and

WHEREAS, the Farmington field office of the federal bureau .205976.1

of land management has been leasing federal lands in New Mexico and approving permits to drill by relying on a 2003 resource management plan that does not analyze the impacts of fracking in the Mancos shale/Gallup formation; and

WHEREAS, on October 21, 2016, the bureau of land management published in the federal register its notice of intent to amend the 2003 resource management plan for the Farmington field office and to prepare an associated environmental impact statement in cooperation with the federal bureau of Indian affairs; and

WHEREAS, the bureau of land management and the bureau of Indian affairs have held scoping meetings to gather public input on the resource management plan amendment; and

WHEREAS, the resource management plan amendment and environmental impact statement are expected to be completed in 2018; and

WHEREAS, with over four hundred fracking wells approved since 2013 in the greater Chaco area, increased fracking development is already encroaching on the landscape near cultural assets, such as Chaco culture national historical park and other tribal cultural properties; and

WHEREAS, the bureau of land management continues to lease public lands in New Mexico for oil and gas activities, including an expected eight hundred forty-three acres of federal land in the greater Chaco area to be auctioned on .205976.1

[bracketed material] = delete

January 25, 2017; and

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WHEREAS, Chaco culture national historical park is a local, national and international treasure that could experience decreased tourism due to increased oil and gas activities; and

WHEREAS, new fracking development in the greater Chaco area disproportionally affects Navajo communities, specifically those in the Counselor, Nageezi, Ojo Encino and Torreon chapter areas; and

WHEREAS, the United Nations declaration on the rights of indigenous peoples affirms that states shall provide effective mechanisms for prevention of, and redress for, any action that has the aim or effect of dispossessing indigenous peoples of their lands, territories or resources; and

WHEREAS, the Ojo Encino chapter of the Navajo Nation has stated in its comment letter regarding the January 2017 lease sale that oil and gas development with current stipulations effectively constitutes dispossession of tribal lands; and

WHEREAS, fifteen Navajo chapter governments, including all eastern agency chapters within the planning boundaries of the Farmington field office, have passed resolutions against additional oil and gas leasing until the resource management plan amendment is completed; and

WHEREAS, the United Nations declaration on the rights of indigenous peoples also states that indigenous people shall not .205976.1

be forcibly removed from their lands or territories and that no relocation shall take place without the free, prior and informed consent of the indigenous people concerned and after agreement on just and fair compensation and, when possible, with the option of return; and

WHEREAS, oil and gas development in the greater Chaco area could lead to the reduction of developable land for tribal community purposes and could effectively force Navajo residents to leave the area, not inhabit it or otherwise endure a diminished quality of life; and

WHEREAS, the department of environment at times approves waivers from compliance with air quality standards, and the energy, minerals and natural resources department manages oil and gas permitting approvals without consulting with affected Navajo chapter houses; and

WHEREAS, the state of New Mexico and residents of the state may incur additional costs associated with oil and gas activities, including public health costs, stress on public infrastructure, stress to the environment and climate, air quality degradation, water quality and quantity impacts, impacts to state tourism and degradation of tribal cultural properties, as well as related costs associated with oil and gas leaks, spills and explosions; and

WHEREAS, on July 11, 2016, thirty-six fracking storage tanks managed by WPX energy exploded in the Nageezi chapter .205976.1

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area of the Navajo Nation in a fire that burned for five days, forcing fifty-five residents to evacuate; and

WHEREAS, the national aeronautics and space administration discovered the nation's largest atmospheric methane plume above the four corners region, and the methane plume has been linked to oil and gas production sites; and

WHEREAS, air emissions from methane and fracking can be highly detrimental to the health of residents in local communities:

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO that the federal bureau of land management be requested to consider issuing a temporary moratorium on all fracking-related lease sales and permit approvals in the Mancos shale/Gallup formation in the greater Chaco area until the resource management plan amendment is completed; and

BE IT FURTHER RESOLVED that the bureau of land management be requested to include in its amended resource management plan a complete public health and social impact report, including an analysis of transitions to renewable energy sources for the area and an analysis of environmental justice issues; and

BE IT FURTHER RESOLVED that copies of this memorial be transmitted to the secretary of energy, minerals and natural resources; the director of the oil conservation division of the energy, minerals and natural resources department; the secretary of environment; the secretary of finance and

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MEMORANDUM

TO:

Honorable Jonathan Hale

Navajo Nation Council

FROM:

Edward A. McCool, Principal Attorney

Office of Legislative Counsel

DATE:

January 26, 2017

SUBJECT: AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; RECOMMENDING THE PASSAGE OF NEW MEXICO HOUSE JOINT MEMORIAL 5, 53rd LEGISLATURE – STATE OF NEW MEXICO AND REQUESTING ON BEHALF OF THE NAVAJO NATION THAT THE FEDERAL DEPARTMENT OF THE INTERIOR'S BUREAU OF LAND MANAGEMENT IMPOSE A TEMPORARY MORITORIUM ON ALL FRACKING RELATED LEASE SALES AND PERMIT APPROVALS IN THE MANCOS SHALE/GALLUP FORMATION IN THE GREATER CHACO AREA UNTIL SUCH TIME AS PROPOSED AMENDMENTS TO THAT BUREAU'S RESOURCE MANAGEMENT PLAN ARE COMPLETED

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

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§ 700, 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A) (5).

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

THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0041-17____ SPONSOR: <u>Jonathan Hale</u>

TITLE: An Action Relating To Naabik'iyati' Committee; Recommending The Passage Of New Mexico House Joint Memorial 5, 53rd Legislature - State Of New Mexico And Requesting On Behalf Of The Navajo Nation That The Federal Department Of The Interior's Bureau Of Land Management Impose A Temporary Moritorium On All Fracking Related Lease Sales And Permit Approvals In The Mancos Shale/Gallup Formation In The Greater Chaco Area Until Such Time As Proposed Amendments To That Bureau's Resource Management Plan Are Completed.

Date posted: January 27, 2017 at 4:32am

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

Written comments may be mailed to:

Executive Director Office of Legislative Services P.O. Box 3390 Window Rock, AZ 86515 (928) 871-7590

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

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

THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: <u>0041-17</u>

SPONSOR: Honorable Jonathan L. Hale

TITLE: An Action Relating To Naabik'iyati' Committee; Recommending The Passage Of New Mexico House Joint Memorial 5, 53rd Legislature - State Of New Mexico And Requesting On Behalf Of The Navajo Nation That The Federal Department Of The Interior's Bureau Of Land Management Impose A Temporary Moritorium On All Fracking Related Lease Sales And Permit Approvals In The Mancos Shale/Gallup Formation In The Greater Chaco Area Until Such Time As Proposed Amendments ToThat Bureau's Resource Management Plan Are Completed.

Posted: <u>January 27, 2017 at 4:32 PM</u>

5 DAY Comment Period Ended: February 1, 2017

Digital Comments received:

	1. Becenti Chapter #BNCNV-2017-15
Comments Supporting	2. Counselor Chapter #COUN-2016-11
**	3. Hardrock Chapter
	4. Huerfano Chapter #HUE-01S-17
	5. Lake Valley Chapter #LVC-NOV13-0006
	6. Nageezi Chapter #NC-17-013
	7. Ojo Encino Chapter #OLJ11-09-16
	8. Puebloe Pintado Chapter #PPC-11-2016-
	037
	9. Torreon/Starlake Chapter #TSL
	11/2016/092
	10. Whitehorse Lake Chapter
	11. Eastern Navajo Agency Councile #ENAC-
	12-2016-03
	12. Rechanda Lee
	13. Kendra Pinto
	14. Maria Archibald
	15. Cecily Corazon
Comments Opposing	None
Inclusive Comments	None

2^{nd}	Report

Policy Analyst
Office of Legislative Services

2/0/17 2:02 cm Date/Time

Support Letter regarding Legislation 0041-17

Ojo Encino Chapter <ojoencino@navajochapters.org>

Wed 2/1/2017 5:06 PM

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

Cc:Counselor Chapter <counselor@navajochapters.org>; Nageezi Chapter <nageezi@navajochapters.org>; Ojo Encino Chapter <ojoencino@navajochapters.org>; Pueblo Pintado Chapter chapter <torreon@navajochapters.org>; Whitehorse Lake Chapter <whitehorselake@navajochapters.org>; Huerfano Chapter <huerfano@navajochapters.org>;

The attached document is a support letter for legislation 0041-17 from 6 chapters: Counselor, Nageezi, Ojo Encino, Pueblo Pintado, Torreon/Starlake, and Whitehorse Lake.

Thanks,

George Werito, Jr. Ojo Preview attachment Final Regional Support Comments 0041 17.pdf

https://webmail.navajo-nsn.gov/owa/



OJO ENCINO CHAPTER HCR 79 BOX 1500, OJO ENCINO, NEW MEXICO 87013 PHONE (505)731-2263 or 731-2262 FAX (505)731-1516

EMAIL: ojoencino@navajochapters.org

Support Comment for Legislation 0041-17

Council Delegates,

The undersigned chapters in the eastern region are in support of this legislation via the passage of the attached resolution(s). This resolution details many of the issues faced by Eastern Agency chapters in regards to Bureau of Land Management (BLM) lands and development which is taking place on those lands.

On January 25th, 2017 the BLM leased out minerals from directly under our Navajo Citizens in the chapters of Counselor and Nageezi. The royalties from these leases will not come back to the community since they are split estate (Navajo Trust Surface / Federal Mineral underneath). Thus, all royalties will go to Washington D.C. and Santa Fe. Additionally, these lease sales were made against the wishes of Counselor and Nageezi chapters and residents.

Our communities have been requesting help from Window Rock for over three years in regards to the many impacts we have suffered. We are grateful that the council is now beginning to try and grapple with these issues.

Fifteen chapters and the Eastern Navajo Agency Council have passed the same resolution requesting that the BLM halt all new leasing and new federal BLM oil/gas development on BLM lands until the BLM develops better plans to reduce impacts to Navajo communities (Attachment A). Additionally, the resolution requests that a fair revenue sharing mechanism is created and impact studies on the environment and human health are completed.

We would like to remind Eastern Council delegates that these impacts are occurring in your areas and that it is many of your chapters including your Agency Council which have voted for resolutions from which this legislation is derived, we would expect you to act accordingly.

With Thanks*,

Harry Domingo Counselor Chapter President Supporting Resolution: COUN-2016-11-	Erlene Henderson Pueblo Pintado Chapter President Supporting Resolution: PPC-11-2016-037
Ervin Chavez Nageezi Chapter President Supporting Resolution: NC 17-013	David Rico Torreon/Starlake Chapter President Supporting Resolution: TSL 11/2016-092
George Werito Ojo Encino Chapter President Supporting Resolution: 11-17-16/002	Art L. Chavez Whitehorse Lake Chapter President Supporting Resolution: Passed Nov 16th, 2016

^{*}Supporting Documents Attachment B

Attachment A: Chapter Resolutions Regarding BLM Leasing and Approval

Chapters	Agency Council
Becenti Chapter: #BNCNV-2017-15 Counselor Chapter: #COUN-2016-11- Hardock Chapter: Passed December 17th, 2016 Huerfano Chapter: #HUE-01S-17 Lake Valley Chapter: #LVC-Nov13-006 Nageezi Chapter: #NC 17-013 Ojo Encino Chapter: #11-17-16/002 Oljato Chapter: #OLJ11-09-16 Pueblo Pintado Chapter: #PPC-11-2016-037 Teesto Chapter: # TEE-NOV-12-17 Torreon/Starlake Chapter: #TSL 11/2016-092 Whitehorse Lake Chapter: Passed Nov 16th, 2016	Eastern Navajo Agency Council ##ENAC 12-2016-03

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Navajo Nation, Counselor Chapter House, P.O. Box #93. Counselor, New Mexico





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Harry J. Welline, President Laura Lopes, Vice President Marlene Thomas, Secretary, Treasurer Kitzeberth Meney, Land Masek Wasshop

RESOLUTION OF COUNSELOR CHAPTER COUNSELOR, NEW MEXICO

RESOLUTION OF COUNSELOR CHAPTER IN OPPOSITION TO FURTHER APPROVALS OF FEDERAL FLUID MINERAL LEASES, FEDERAL OIL/ GAS RELATED PROJECTS, AND RELATED ENVIRONMENT ALAMALY SIS APPROVALS BY BUREAU OF LAND MANAGEMENT. WITHIN OR IMPACTING NAVAJO NATION EASTERN AGENCY AREAS AND COMMUNITIES

- WHEREAS Per Resolution CAP-34-98, the Navajo Natiru Crimail adepted Local Governance Act and through the adoption of this Act delegated to the Navajo Nation Chapters governmental authority with respect to all local issues matters consistent with Navajo Law, customs and traditions; and
- 2014 that federal oil gas royalty resonates generated from within Eastern Agency areas were an estimated \$19,586,831 and \$18, 857,466 sespectively. These federal toyalty monles were divided Connector Chapter recognizes that monies generated from royalties, sales, and bonuses of federal fluid mineral learns that are within Exercit Agent, a sea lauvalutes are not shared with the Navujo Nation Counselor Chapter recognizes FLPAIA provides the following language regazding Mineral Revenue between the U.S. Department of the Treasury and the state of New Mexico as provided by the Federal and Eastern Agency Chapters. A study commissioned by the Ojo Eocino chapter cramated in 2013 and Land Policy and Management Act (FLPMA) Section 317(a); and
- Sharings and moneys and to any of each States on er after Japany 1,1976, to be used by such State and its scharbitons, as the legislature of the State may direct giving activity to those subdivisions of the State socially or economically impected by Greelpowers of materials leaved under this Act. For (1) planning, (11) construction and multinomers of public further, and (iii) provided of public services. FLPM's Section 317(air Mitternil Navarium)

planning, public facilities, and public services; and Counselor Chapter recognizes currently, most Eastern Agency chapters have a lack of resources for

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Connselor Chapter recognizes that it also appears that many Applications for Permission to Drill (APDs) and Environmental Analyses (EAs) related to federal oil gas development within, or impacting Eastern Agency areas communities, hotorically and currently lack sufficient direct telbal consultation and Environments, Justice analysis; and

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horizontal hydraulic fructuring is developed; and

Counselor Chapter recognizes the Burson of Land Management Farmington Field Office is entrently in the midst of amending its Resource Management Pon which began public acoping on Pebruary 23, 2014. This amendment process is cogning and is loading more thoroughly at development within 2014, Agency areas and the effects of Horizontal Hydraulin Francucing; and As part of the Resource Management Plan Amendment the following are 1 (55) 1853 identified for analysis

(Seas L.O.) and Sea Christopeans.
**How whold the BCA managet hald ordered leading to address impacts on other resources given projected oil and gea activity is the picturing word?

What BLA-managed funds in the planning area are appropriate for disposal? BLAS PRO Scoping Report Newsmoor 2014. Section 2.3.1

BLM FFO Socialist Region Mercander 2011. Suction 2.1.1

They would the GLAM edition or the improte of all and gas development on important collection monother in the place in missing country appears or air quality from proposed fixed mineral development. ment current sir quality conditions and determine appropriate minighist resource t

SHOW WOULD BE MIND MAN THE WORK WORK

and quality from all and get development, underlying hydratic tracturing "New resetting BLM assess contest quelly uniter quelly and minimize impacts unique dware and surface extentional

"Here would the REM commerce appares from oil and the indoney on Lucian lead of What measures will be to place to permonents and sectal setting, including non-market values There would the BLM address both positive and organise impacts of oil and gas development on head and regiment secure transparency of enformation related to possible containingers in the physicing area?

*Here would the RLM costs contest water quality and minimize segments on procedurate and an face water quality and quantity flows of and gas development. Including hydroadic flucturing?

BLM FFO Scoping Report Newtonian 30.45 Section 2.3.2 prometing secous is received of all and gas de velopesare? These would the 186, M entermian places and indirect largenian from increased velocular teaths, and additional coals is the

NOW, THEREFORE BE IT RESOLVED THAT:

Eastern Agenery areas (or other lease sples which could streetly or indirectly impact Eastern Agenery Areas) until a reasonable receause sharing meerinanism is developed, the new Famington Field Officer The Counselor chapter is against all pending and future federal fluid cancral BLM leaves within Navayo environmental and nealth impacts of horizontal nyellands flucturing to developed; and Resource Management Plan Americanem is developed, and a full understanding of perential

revenue sharing mechanism is developed, the new Farmington Field Office Revoluces Management Plan The chapter is adjunct the approval of additional and persong federal oil gas misted projects, separating hand look at older leaves that will expaine received to ensure that livey meet the modern standards of direct tribel consultation with affected tribel contratenities' chapters. Additional, the BLM must take a The BLM shall develop permane and community specific environmental justice analyses and expage in Amendmen is developed, and a full understanding of potential environmental and health impacts of Emmontestal Analysis within Eastern Agency areas (or other similar projects outside of Eastern infrastructure (unless required for emergency or health takety purposes), and their corresponding analysis such as environmental justice and tribal countristico requirements; and Agency Arms which could directly or indirectly impact the Eastern Agency Areas) until a reasonable

generated within Essem Agency boundaries (which includes federally managed lands and minerals) to The chapter wishes to see an equitable distribution of lederal royalty revenues, sales and bonuses from activities occurring within Existent Agency boundaries to be a disproportionate impact on Navajo the chapter considers the lack of federal royalities, sales and burns sharing with frastern Agency chapters all Eastern Agency compters to help develop planning, public facilities, and public services, and grous. These funds shall be both stored disectly to impacted chapters and a perion also directed amongst gartially miligate adverse impacts from federal evil gas development within Navajo flottem. Agency

understand potential environmental and health impacts of horizontal The chapter shall cooperate with other chapters, the Navajo Nation, and federal entities to better hydraulic activities that could affect

federal mineral spirit estate lands Per Resolvatil 1, the chapter is its apposition to the proposed January 2017 lense sale of tribal trust localed in counselor and Nageura Chapters

CERTIFICATION

We hereby certify the foregoing resolution was duly considered by the Counselor Chapter at a dul meeting at Counselor, New Mexico, Navajo Nation, at which a quantum was present and that same with a vote 2d in favor, Q opposed and 3c abstained on this 2d in favor, Q opposed and 3c abstained on this 2d in favor,

Harry Completion Comment

Elizabeth Sturrey, Land Board Mamber

Secondi Darra Manager

Connected Vacable, designable Chellegalle

Hardrock Chapter BLM Resolution

and related Environmental Analysis approvals by Bureau of Land Management within or impacting Navajo Resolution in Opposition to further approvals of federal fluid minural leaves, federal oil/gas related projects Nation Eastern Agency Areas and Communities

- WHEREAS,
 1. The Hardwork Chapter (the "Chapter") is a political subdivision of the Navago Nation under 11 N.N.C. §
 10 and the Chapter is responsible for the health, safety, and general welfare of its residents/members and for stewardship of its Chapter hands and resources; and
- Monies generated from royalties, sales, and bonuses of fockmal fluid mineral leases that are within Eastern Agency area boundaries are not shared with the Navajo Nation and Eastern Agency Chapters. A study commissioned by Federal Land Policy and Management Act (FLPMA) Section 317(a); and were divided between the U.S. Department of the Treasury and the state of New Mexico as provided by the Eastern Agency areas were an estimated \$19,586,813 and \$18,857,466 respectively. These federal royalty monies the Ojo Encino Chapter estimated in 2013 and 2014 that federal oil/gas royalty revenues generated from within
- FLPMA provides the following language regarding Mineral Revenue sharing:

 __ask manys paid is my of each time on or the intemy 1, 1976, to be med by each San and in subdivision, as the
 legislature of the Sam my offers privag pointy to these subdivisions of the Sam totalty or consensably impaced by
 development of instants based earlier this Act, the (i) planethy (ii) construction and entalments of public services.

FLPMA Section 317(a); Mineral Revenues

- Outently, most Eastern Agency chapters have a lack of resources for planning, public facilities, and public services; and
- It also appears that many Applications for Permission to Drill (APDs) and Environmental Analyses (EAs) related to federal oil gas development within, or impacting Eastern Agency areas/communities, historically and currently lack sufficient direct tribal consultation and Environmental Justice analysis; and
- Fracturing and Management Plan which began public scoping on February 25, 2014. This amendment process is ongoing and is loading more thoroughly at development within Eastern Agency areas and the effects of Horizontal Hydraubic The Bureau of Land Management Farmington Field Office is currently in the midst of amending its Resource
- As part of the Resource Management Plan Amendment the following are issues identified for analysis during public scoping;

age fixed mineral leaving to address impacts on other resonance given the change in projected oil and MLM EFO Scoping Report Hammadow 2014: Society 2.1.1

¹ How would the RLM savings that missay busing shock of permitted development, displations, and ariginate reasures, to fiddle for missions or makes with advantage injects on other reasures, given the proclosed increase in development and far use of plateable instruming development. ACM PTO Empiric Septem 2.1.2

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*Wart Eld-emonged loads in the pleasing was we appropriate for disposal!

*Lide FEO Scriping Players Newworks 2014: Section 2.1.1

- These Remark listes.

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 These would be BLA measurement were quality and missions impacts no procedurate such or face were quality and quantity from rotated to BLA measurement who positive and experient impacts of oil and gest development in charge printed in contract of the and gest the support of the BLA measurement who procedure argainst impacts of oil and gest development on head and impacts concerning.

 There would be BLA accordance in charge greatering impacts of oil and gest development on head and impacts concerning.

 The would be BLA accordance and the procedure impacts of oil and gest development on head and impacts concerning.
- impacts from the oil and gas industry on homes health? What measures will be in place to sen related to potential constraints in the placeting area?

- Figs would be ELM maintain there and indirect impacts from increment withcrular treffic and additional rook in the plumbing are no revealed of all and go development?
 Then would the BLM mass centers to be quality and maintain impacts not groundwate and surface water quality and quantity from all and gas development. Stabling plumbing hastoming?

 Then would be BLM mass centers to be quality and maintain impacts not groundwater water quality and quantity from all and gas development. BLM FIGS company Bayons belowable 2014; Santhar 1.1.1

NOW THEREFORE BE IT RESOLVED THAT,

- The Chapter is against all pending and future federal fluid mineral BLM leases, within Navajo Eastern Agency areas (or other lease sales which could directly or indirectly impact Eastern Agency Areas) until a reasonable revenue sharing mechanism is developed, the new Farmington Field Office Resource Management Flan bydraulic fracturing is developed; and Amendment is developed, and a full understanding of potential environmental and beauth impacts of horizontal
- The BLM shall develop germane and community specific environmental justice analyses and engage in direct tribal consultation with affected tribal communities/chapters. Additionally, the BLM must take a hard look at older leases that will require renewal to ensure that they meet the modern standards of analysis such as environmental
- The Chapter is against the approval of additional and pending federal oil/gas related projects, supporting infrastructure (unless required for emergency or health/safety purposes), and their corresponding Environmental Analysis within Eastern Agency areas (or other similar projects outside of Eastern Agency Areas which could directly or indirectly impact the Eastern Agency Areas) until a reasonable revenue sharing mechanism is understanding of potential environmental and health impacts of horizontal hydraulic fracturing is developed; and developed, the new Farmington Field Office Resource Management Plan Amendment is developed, and a full
- shared directly to impacted chapters and a portion also divided amongst all Eastern Agency chapters to help develop planning, public facilities, and public services; and The Chapter wishes to see an equitable distribution of federal royalty revenues, sales, and bonuses generated within Eastern Agency boundaries (which includes federally managed lands and minerals) to partially mitigate adverse impacts from federal cit/gas development within Navajo Eastern Agency areas. These funds shall be both
- The Chapter considers the lack of foderal royalites, sales, and bonus sharing with Eastern Agency chapters from activities occurring within Eastern Agency boundaries to be a disproportionate impact on Navajo communities; and
- The Chapter shall cooperate with other chapters, the Navajo Nation, and federal entities to better understand potential environmental and health impacts of horizontal hydraulic flacturing activities that could affect Navajo
- Per Resolved #1, the Chapter is in opposition to the proposed January 2017 lease sale of tribal trust / federal mineral split edute lands located in Counselor and Nagerzi chapters.

CERTIFICATION

duly called meeting at the Hald-BAK. Chapter House at which a quorum was present, and that the same was passed by vote of TS in-favor. O opposed, and 2. abstaining, this M day of hearthest, 2016. I hereby certify that the foregoing resolution was considered by the Members of the Hardreck Chapter at a

Chapter President

10

Huerfano Chapter BLM Resolution



Lake Valley Chapter BLM Resolution



THE NAVAJO NATION

RUSSELL BEGAVE President JONATHAN NEZ. Vice President

LAKE VALLEY CHAPTER

Jonathan Perry, Council Delegate; Tony Pudilla, President; Edison Tao, Vice President; Berly S. Demison, Sucremy/Transmer; Locy Coystineto, Land Board; Milanda C. Yazzla, CSC; VACANT, AMS

LVC-NOVIS-806

RESOLUTION OF LAKE VALLEY CHAPTER

APPROVING RESOLUTION IN SUPPORT OPPOSITION TO PURTHER APPROVALS OF FEDERAL PLUID MINERAL LEASES, FEDERAL DILAGAS RELATED PROJECTS, AND RELATED ENVIRONMENTAL ANALYSIS APPROVALS BY THE BUREAU OF LAND MANAGEMENT WITHIN OR IMPACTING THE NAVAJO NATION BASTERN AGENCY AREAS AND

WHERDAS

- Lake Valley Chapter is a werdfard Navylo Nation Cooper Government, which was created pursuant to the Navage Nation Council Resolution No. Cu25-55 and is discussed governmental authority with suspect to local neurost consistent with Navajo laws, exchaling nations, usefalous, and fiscal matters; and
- 2 Lake Valley Chapter is suppowered by the Newtje Nation Council to review all manners afferding the constanting to make featurable decisions in the best interest for the general health, after not wealthm of chapter membership stronghi implementation solutions for concernic development, cultural penetrivation, revealed, solid waste management, clotherly care, qualify housing public unity; coad maintenance and
- 1. Lake Vailey Chapter community endetriends that in pasturents the Nevaja Nation Code (NNC) Tele 26, Local Government Act, which allows traggers to make devisions over total markets. This authority is the loss sun all improve commands de essua-making by Aleseing remaitness to excel and flourish, enable Newgo leaders to lead toward a propertion flutum, and copies we be attaught and assertings of the though Nation; the ough adoption of this Aut, objective monographic to govern when respectability and accommishing to the leads.
- Lake Valley Chapter is a polytical subdivision of the Yavajo Muster under 11 N.N.C. 4 10 and the Chapter is responsible for the health, suffer, and zerous welfers of its resident/meashest and for thewardship of its Charmer lands and unsources; and
- Lake Yaffey Chapter was provided with information that amonits generated from repulties, sales, and between of Beleral field emocral losser than see within Eintern Agency area boarceries are not sheed with the Nazzie Nation and Eintern Agency Caspern. A study occasistional by the Opt Einthe Chepter estimated in 2011 and 2014 that Federal Orligas replys venues generated from which Eintern Agency man were in calmand 315,586.813 and \$18,857,466 empoorwely. These Fotoms, repulsy motion were divided between the U.S. army and the State of New Monito as populated by the Federal Land Policy and Management Act (FLPMA) Soution) 17 (a); and
- Lake Valley Chapter understands that the Federal Land Policy and Management Act (FLPMA) provides the following language regarding Milnoral Revotuse stating: Manieta policy on of such States an or offer Jamestry 1, 1974 to be usual by such States and to such instance, as the legislature of the State may obtain on the such discussion which the legislature of the States and the states are desired for a more such discussion of the State are deliver provided by development of internetal stated under the Act, See 1) planuting, 2) continuation and maintenance of flooticies, and 3) provided of public services.

(FLPMA Section J17 (a): Allmani Revenues)

LVC-NOV11-006 Lake Valley Chapter (Opposition of further numericals of Mineral Leases)...

- Labe Valley Chapter understances currently short Eurora Agustry Chapters have a lack of resources for planning, public facilities and public services, and
- Lake Valley Chapter understands it also appetes that many Applications for Personation to Drill (APTN) and Environmental Analyses (EAs) related to Federal old gas development which, or impacting Essent Agency areas/commented, historically and currently lack self-feter direct Criebia consultations and Environmental Justice analysis; and
- Lake Valley Chapter successards that the Bureau of Land Managerous Farisington Field Office to correctly in
 the midst of mountaing its Resource Management From which began public scoping on February 25, 2014. This
 anaendment process is congoing and is look ing cover thosospilly at directopment within Eastern Agency areas
 and the officers of Heriocomal Hydraulia Fracturing, and
- Luke Vellay Chapter understands that as part of the Resource Messagement Plus. Amendment, the following are increasifeed for analysis during public scoping:
 - a. Little L. Qif and Glac Deve
 - a L. Oit and Gait Development.
 How should the BLM stenage fluid mineral leading to address language on other engineers given the change in projected oil and gas activity in the planning area?
 (BLM FFO Scuping Bayout Numerabor 2014, Sections 3.8.1)
 - How would the BLM manage that science involve, including freed of permitted development, subjudctions, and saldgetion measures, to build the multiple-use mondets while addressing impacts on other resources given the predicted increase in development and the use of hydraulic fracturing technology?

 [BLM FFO Scaping Report Newrotter 2014: Section 2.3.2)
 - - What BLM-managed lands in the planning area are appropriate for disposal? (BLM FFO Scoping Report November 20) 4: Section 2.3.1)

- How would fise RLM accurately states correct six quality conditions and determine appropriate entigation masteries to minimize potential impacts on air quality from proposed fluid mineral.

- witigation maniferance to minimize potential baspacts on air quality trom proposes mean minimized development on important or important
- How would the BLM multium direct and butired supects from increased weblow's traffic and additional reads in the planning area as a result of oil and gas development?
- How would the BLM reject of them well quality and training impacts on grandwister and surface scalar quality and quantity from oil and gas development, including hydranic fracturing? (BLM FFO Supang Report November 10) 4: Service 2-3.2;

NOW THEREFORE BE IT RESOLVED THAT:

1. Lake Vailey Chapter is against all pending and dimore Federat fluid asineral BLM leaves within Navajo Bestern Agency screek for other lease sakes which could directly or indirectly impact Esserca Agency mean until a convenible crucuses sharing mechanism is developed, due new Fermingson Field Officer Resource Management Flex Assendances is developed, and a full understanding of potential crucivorumental and health impacts of horizontal hydraulic flacturing is developed

LVC-NOV13-006, Later Valley Clarater (Opposition of Sether approvals of Mineral Losses)

- 2. The BLM shall develop germane and commandly specific environmental Justice insignits and engage to direct. Tribul comprishments with afference Tolonic communities/Chaptern. Additionally, the BLAst most take a hard look at older leaves that will acquire reservant to measure that they need the modern standards of enallysts south an environment and justice and Tribul committee requirements.
- 3. Lake Valley Chapter is against the approval of editions and panding Federal oxigas enhand project supporting infrattrations duckes required for emergency or health-relately supposed until a measurable sharing contentances or developed, the new Federaceae in Colifor Resource Abusingsonesis Plan Aus is developed, and a fail undocromating of potential entreprises and health trapacts of foreigneest. Reference in developed.
- 4. Lake Valley Chapter within to see an operable eller/buston of Federal royatry reseaues, sales, and tomos generated within Easters Agency boundaries (which include thehealty managed lands and minorals) to purchally ellipses advance impacts those Federal of gas advertinement wides. Paragio Eastern, Engorsy seets. These funds shall be both share directly to impact the Engoless and operations also divided amongst sell Fesien Agency Chapters with a greater paraging pathole facilities, and public services.
- Lake Valley Chapter considers the facts of Federal royalities, rules, and increed chaning with Esterica Agency Chapters from anti-files occurring with Eastern Agency boundaries to be a dispropost sessio inpact on Navajo continuacion.
- Lake Vettley Chapter shall component with other Chapters, the Navajo Nation, and Federal entities to better understand potential environment and health justices of horizontal hydraulic framesing activities that cor undenmed pomental savinum affort Navaja communities...
- 7. Eaks Valley Chapter of the Narsys Nation benefit approves and excepts in fell support in appreciation to the proposed January 2017 feater size of Table. Transi-Preferal interest spit entire time for located in Countries and Nageset Chapters; and Juriary expose approvis of Pederal 1946 Milmori Users, Pederal 0916, as related projects, and related extraconsental sensitivas approvist) by the Bureau of Liand Management which or impacting the Navajo Nation Existent Agency areas and communities.

CERTIFICATION

WE HEREE'S CHRITEY that the feregoing resolution was duly considered by the Lake Valley Chapter at a duly nated chapter meeting at Lake Valley (New Meetics Navajo Nation, at which a quorum was present sust that same was passed by a very of sweety-feet (34% in fevery, pose (32) assessed and four (3) glossingd on this 13° day of November 13, 2416, Minison by then Beysk, and reconded by Sautha Johnson (3) and the 13° day of November 13, 2416.

Mr Your Pathlip, H., Problem

Brey's Optional decrease treasure

Mr. Edinon Tao, Vice President

Nageezi Chapter BLM Resolution



NAGEEZI CHAPTER EASTERN NAVAJO AGENCY DISTRICT 19

Researchegaye, Navara Hatran Philadent

Jonestran Nez, Westign Matters Vice-Prinsiders

RESOLUTION OF NAGEEZI CHAPTER EASTERN AGENCY, DISTRIC 19

RESOLUTION & NO 17/013

Opposition to further approvals of federal fluid mineral leases, federal olly as retarch projects, and related Environmental Analysis approvals by Bureau of Land Management within or impacting Navajo Nation Eastern Agency Arous and Communities

a.A.S..
The Nagoczi Chapter (the "Chapter") is a political subdivision of the Navajo Nation ander
11 N.N.C. § 19 and the Unigree is responsible for the boalth, safety, and general welfare of
its revidentismembers and for stewardship of its Chapter's lands and resolution; and

Monies generated from nogalities, sales, and homesos of federal rigid reineral leaves that are within Engern Agency area boundaries are not shored with the Noveio Nation and Lastern searing leadern against area obtained by the Op interior Chapters. A study commissioned by the Op interior Chapter estimated in 2013 and 2014 that federal olligas voyalty recursing generated front within Eistern Agency areas were an estimated \$19,536,813 and \$18,857,966 inspectively. These federal toyalty monitor were divided between the 318. Department of the Transitive and the state of New Mexico as provided by the Federal Land Policy and Management Act (FLPMA) Section 317(a); and

FLPMA provides the following language regarding Minaral Revenue sharing: independent of the way of such Steen or or other means. 1.0% to be used to take State and in addressing, and for following or the Steen or or other means of the Steen or of the Manual Steen of the Steen of the Steen or of other steen or of the steen of the State Andrewson of the State ancienty or accordingly in great or of the Steen of particular steel state rises. Act the right greating, the commendation and commentation of particle and the steen of particular steel.

Currently, mosé fastern Agreey chapters have a fack of resources for plaining, public facilities, and public services; and

- If also appears that many Applications for Permission to Drill (APDs) and Environmental Analyses (EAs) rotated to Salessi oil/gas development widths, or imposting Enslave Agency anominominism, historically and corrently lack sofficient direct tribal consulation and fire-frommental fusion analysis; and
- The Bureau of Land Management Farmington Field Office is envenity in the midst of enventing its Resource Management Plant which he gan public accepting on Fobreau-25, 2014. This amendment process is engineing and is looking arms flowingship in decourse, which Barbern Agency areas and the effects of Florizontal Hydrautic Fracturing; and
- As part of the Resource Management Plan Amendment the following are usues identified molysis during public scaping

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PAT BLOK 1281 REALIERSH RAW MAGET, PHI (305) 960-7200, PNE (503) 969-7200

Three several the PBM moneys in miscord realing instabiling level of personal development, substitutions, and to legislate transactions of the filter than made fleches to medicate while indicating impacts up other necessary, to fellill the medicate indicate while indicating impacts up other necessary given the producted increase in development and the use of triging for flectioning sections (in CLUS FEE) is substituted increase of the contribute and the contribute

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NOW THEREFORE BE IT RESOLVED THAT,

The Chapter is against all pending and future federal fluid mineral fill M leases within Navajo Eisterri Agency uross (or other lesse sales which could discelly or indirectly impact Eastern Agency Areas) until a reasonable revenue sharing mechanism is developed, the new Farmington Field Office Resource Management Plan Amendment is developed, and a full understanding of potential environmental and health impacts of horseoms? Sydrautic fracturing is developed; and

The BLM shall develop germans and community specific environmental justice analyses and engage is direct tribal consultation with affected tribal communities/chapters. Additionally, the BLM must take a literal look at older leases that will require renewal to ensure that they must be modern sandards of analysis such as environmental justice and triba) coringhation manufactuants; and

The Chapter is against the approval of additional and pending federal oil/gain related projects, supporting infrastructure (unless required for energines) or health/safety purposes), and their convenanting Environmental Analysis within Eastern Agency (or other similar projects outside of Eastern Agency Areas which could directly or indirectly import the Eastern Agency Areas) until a reasonable revenue sharing succhanism is therefore, the care if arminghan Field Office Resource Management Flan Arminghan for its discloped, and a full understanding of potential environmental and health impacts of horizontal by draulic fracturing is they eleged; and

PO BON 199, NACREZI NM 8783°, PH. 1585; 986-7789, FX. (RIS) 966-776;

- The Chapter wishes to see an equitable distribution of federal royalty revenues, sales, and bonuses generated within Eastern Agency boundaries (which includes federally managed lands and minerals) to partially mitigate adverse impacts from federal oil/gas development within Navajo Eastern Agency areas. These foods shall be both shared directly to impacted chapters and a portion also divided amongst all Fasters Agency chapters to help develop planning, public facilities, and public services; and
- The Chapter considers the lack of federal royalties, sales, and homes sharing with Eastern Agency obspiters from activities occurring within Eastern Agency boundaries to be a disproportionate impact on Navajo communities; and

The Chapter shall cooperate with other chapters, the Navajo Nation, and federal entities to better understand potential environmental and health impacts of horizontal hydraulic fracturing activities that could affect Navajo communities.

Per Resolved #1, the Chapter is in opposition to the proposed January 2017 lesse sale of tribut trust? federal mineral split estate lands located in Counselor and Nagoczi chapters.

CERTIFICATION

WE HEREBY CERTIFY THAT THE FOREGOING RESOLUTION was duly presented and discussed at a duly called meeting of Nageezi Chapter, Navajo Nation (New Mexico), at which a quorum was present, motioned by Pete Martinez, seconded by Kenneth Augustine, was voted on with 29 in favor, 00 opposed, and 01 abstained, this 06th day of

Ervin Chavez, Chapter President

November 2016.

UNLAR Jessie Naldez, Chapter Secretary/Treasurer

Ojo Encino Chapter BLM Resolution



9HONE (505/731-2263 or 731-2262; FAX (303/731-1516 HCR 79 BOX 1590, OHD ENCINO, NEW MEXICO \$7013 OLO ENCINO CHAPTER

RESOLUTION OF THE OJO ENGINO CHAPTER

Resolution in Opposition to further approvals of federal fluid numeral heaver, federal oiligas related projects and related Eurironnancal devalysts approvals by Purcau of Land Management within or impacting Navajo Nation Eastern Agency Awas and Communities

The Oin Exicine Chapter (the "Chapter") is a revisital subdivision of the Navajo Nacion under 11 N.N.C. § 10 and the Chapter is responsible for the health, safety, and green lands and

Mercies generated from resplites, seles, and homoses of foderal find emocral leases that are within Eastern Agency ares boundaries are not shered with the honojio Nation and Essent Agency Chapters, A shocky commissioned by the top of both on Chapter estimated in 2011 and 2014 that Belde at oxigan stocky) is remains generated forms within Estern Agency areas were an estimated \$1.9,586,315 and \$18,857,466 respectively. Essen folderal regally measure were disclosed because that I. S. Opportunent of the Treasury and the soler of New Mercico as provided by the Federal Land Policy and Messagement Acc (FLPMA) Section 317(a), and

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- Currently, most Eastern Agency chapters have a lack of resources for plaining, public facilities, and public services, and
- fit also appears that samy Agelications for Penninsion to Drill (AJDF); mol farsivormental Asulyses (FAA) inhated to dodom) of igns development within, or indpositing Eastern Agency areneyeomentanisies, interfeatly and currently lack sufficient direct that consultation and Environmental Audice analysis, and
- The Otensia of Laul Metaphysican's Ferminges: Pold Office is currently in the midst of electrifies its Economic Management. Fan which bregan public scoping on February 23, 204, This international principe is empiring and is looking more throughfu at downtopmoun within Essent Agency areas and the offices of Horizontal Nydraulic Fracturing, and
- A) pair of the Resource Management Plan Amendment the following are issues identified for analysis during pathle scaping land. Littl and She Disselvande They deside the 1819 mental desid statement has veg to address impacts ob other assumment glower the change in projectors of and

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"What BLM noninged lends in the phinastep area are appropriate the disputal?"

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Gloris Chiquito: Chapter Menager Lacrard Tsosle, Council Delegate



HCR 79 BOX 1500, ONO ENCINO, NEW MERICO 17013 PHONE (505)731-1263 or 731 2262; FAX (505)731-1316

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NOW THEREFORE BE IT RESOLVED THAT

- The Clasgeer is against all pending and dispar federal thirt mineral BLM iscases within heapty Essern Agency erosa (or other the case sales which could directly or indisparely impact Samern Agency Areas) until a researcable revenue disting mechanism is developed, the new Farmington Fall of Office Researce Management Plant Amendment is developed, and a thirt understanding of potonial environmental and health impacts of horizonial hydraulic fracturing is developed; and
- The BLM shall develop germane and occessmity specific environmental justice analyses and engage is direct tribol consoliation with affected tribal communities/chapters. Addistinally, the BLM must take a hard look or older losses i require retrieval to ensure that they meet the modern sandards of analysis such as environmental justice and stibul consoliation requirements; and for leases that will id tribal
- The Chapter is agained the approval of additivental and pendang histerni all gas related proyects, supporting infrastructure (unless required for conspicing or health seafer) purposes), and their corresponding histories within Lucetta Agazot, years (or other sites) for projects exceptively purposes). And their corresponding histories projects exceptively for justifiers, Agency Artas which rould directly or whitevely require the Carteria Agency Artas which rould directly or whitevely require the Carteria Agency Artas which rould directly or whitevely require the Carteria Agency Artas which rould directly or whitevely require the Carteria Agency Artas and a seasonable revenue whereas mentions in Agency Artas which rould directly impacts of horizontal hydrania fracturing is developed, and a that anderstanding of patential environmental and health impacts of horizontal hydrania fracturing is developed, and
- The Chapter where to see an equitable distribution of federal toyally nevenues, schr., and bonzaet governed within Estatem Agency bonzalerio; i which includes federally reasouped leads and minerals) to partially mitigate activers impacts from federal Agency bonzalerio within Manejo Fantero Agency areas. These fands shalf be both shared directly to impacted chapters and a perions also divided amongst all Eastern Agency chapters to help develop planning, juddic Stellies, and public activates and a perion described amongst all Eastern Agency chapters to help develop planning, juddic Stellies, and public activates and
- The Chapter considers the lack of federal mystices, sales, and burnes sharing with Essuars Agency chapters from activities occurring within Essuars Agency boundaries to be a disproperionate impact on Navajo continuities; and
- The Chapter shall occuperate with other chapters, the Navajo Nation, and federal entities to better understand potential environmental and treath impacts of herizontal hydraulie fracturing activities that could afface Navajo communities.
- Per-Repolved #1, the Chapter is in apposition to the preprieted humary 2017 hate sale of irited trees i defend mineral split estate lands incared in Createscher and Nappezi chapters.

CERTIFICATION

I hereby certify that the foregoing resolution was exestitent by the Mombons of the Ojo Encino Chapter at a daily called meeting at the Ojo Encino Chapter House at which a queentm was present, and it has the sance was passed by rate of 23 In-fasor. It organises, and it abstuining, this 17th day of November, 2010.

Maxica: Pauline Sun

Second: Retta Castallo

George Werko, Chapter President

Brandon Sam, Chapter See Transurer

Gibris Chiquitti, Chapter Alaneger Leonard Teosle, Council Delegate Riealest history, Land Board Narwber

George Westen Ir., Chapter President, Jespette Vice, Chapter Vica Freddont

Oliato Chapter BLM Resolution



OF NATO CHAPTER/ADMINISTRATION MANUMENT VALLEY LITAN SASSE Email: oliato@navalochapters.ore Phone: 435-727-5850 Fax: 5852 Shirlee Bedonie, Corn. Serv. Coord.

Herman Daniels Jr. Council Delegate Albert Holiday, Vice Presider LaNell Menard-Parrish, Sec/Treasur Benedict Daniels, Grazing Official Peggy Abrigo, Account. Maint. Specialis

RESOLUTION OF THE OLJATO CHAPTER Resolution No: OLJ11-09-16

RESOLUTION IN OPPOSITION TO FURTHER APPROVALS OF FEDERAL FLUID MINERAL LEASES, FEDERAL OIL/GAS RELATED PROJECTS, AND RELATED ENVIRONMENTAL ANALYSIS APPROVALS BY BUREAU OF LAND MANAGEMENT WITHIN OR IMPACTING NAVAJO NATION EASTERN AGENCY AREAS AND COMMUNITIES.

- The Oljano Chapter (the "Chapter") is a political subdivision of the Navajo Nation under 11 N.N.C. §10 and the Chapter is responsible for the health, safety, and general welfare of its residents/members and for stewardship of its Chapter lands and resources; and
- 2. Monies generated from royalties, sales, and bonuses of federal fluid mineral leases that are within Eastern Agency area boundaries are not shared with the Navajo Nation and Eastern Agency Chapters. A study commissioned by the Oio Encino Chapter estimated in 2013 and 2014 that federal oil/gas royalty revenu generated from within Eastern Agency areas were an estimated \$19,586,813 and \$18,857,466 respectively These Enderal myalty monies were divided between the U.S. Department of the Treasury and the state of New Mexico as provided by the Federal Land Policy and Management Act (FLPMA) Section 317(a); and 3. FLPMA provides the following language regarding Mineral Revenue sharing
- ... said moneys paid to any of such States on or after January 1, 1976, to be used by such State and its subdivisions, as the legislature of the State may direct giving priority to those subdivisions of the State socially or economically impacted by development of minerals leased under this Act, for (i) planning, (ii) construction and maintenance of public

facilities, and (iii) provision of public service;

FLPMA Section 317(a): Mineral Revenues; and

- 4. Currently, most Eastern Agency chapters have a lack of resources for planning, public facilities, and public services; and
- 5. It also appears that many Applications for Permission to Drill (APDs) and Environmental Analyses (EAs) related to federal oil/gas development within, or impacting Eastern Agency areas/communities, historically and currently lack sufficient direct tribal consultation and Environmental Justice analysis; and
- 6. The Bureau of Land Management Farmington Field Office is currently in the midst of amending its Resource Management Plan which began public scoping on February 25, 2014. This amendment process is ongoing and is looking more thoroughly at development within Eastern Agency areas and the effects of Horizontal Hydraulic
- 7. As part of the Resource Management Plan Amendment the following are issues identified for analysis during

Issue 1. Oil and Gas Development

"How should the BLM manage third mineral leasing to address impacts on other resources given the change in projected oil and gas activity in the planning area?

BLM FFO Scoping Report November 2014: Section 2.3.1

^o How would the BLM manage fluid mineral leasing, including level of permitted development, stipulations, and mitigation measures, to fulfill the multiple-use mandate while addressing impacts on other resources given the predicted increase in development and the use of hydraulic fracturing technology? BLM FFO Scoping Report November 2014: Section 2.3.2

PAGE TWO ONE THREE RESOLUTION NO: OLJ11-09-16 DATE: NOVEMBER 20, 2016

Issue 2. Lands and Realty

What BLM-managed lands in the planning area are appropriate for disposal?

BLM FFO Scoping Report November 2014: Section 2.3.1

Other Resource Issues

- How would the BLM accurately assess current air quality conditions and determine appropriate mitigation measures to minimize potential impacts on air quality from proposed fluid mineral development?
- 1 How would the BLM minimize the impacts of oil and gas development on important cultural resources in the planning
- * How would the BLM protect tribal interests?
- Of How would the BLM assess current water quality and minimize impacts on groundwater and surface water quality and quantity from oil and gas development, including hydraulic fracturing?
- How would the BLM address both positive and negative impacts of oil and gas development on local and regional economies and social setting, including non-market values?
- How would the BLM minimize impacts from the oil and gas industry on human health? What measures will
- be in place to ensure transparency of information related to potential contaminants in the planning area? How would the BLM minimize direct and indirect impacts from increased vehicular traffic and additional roads in the planning area as a result of oil and gas development?
- * How would the BLM assess current water quality and minimize impacts on groundwater and surface water ality and quantity from oil and gas development, including hydraulic fracturing? BLM FFO Scoping Report November 2014: Section 2.3.2

NOW THEREFORE BE IT RESOLVED THAT,

- 1. The Chapter is against all pending and future federal fluid mineral BLM leases within Navajo Eastern
- areas (or other lease sales which could directly or indirectly impact Eastern Agency Areas) until a reasonable revenue sharing mechanism is developed, the new Farmington Field Office Resource Management Plan
 Amendment is developed, and a full understanding of potential environmental and health impacts of horizontal hydraulic fracturing is developed; and
- 2. The BLM shall develop germane and community specific environmental justice analyses and engage in direct tribal consultation with affected tribal communities/chapters. Additionally, the BLM must take a hard look at older leases that will require renewal to ensure that they meet the modern standards of analysis such as environmental justice and tribal consultation requirements; and
- 3. The Chapter is against the approval of additional and pending federal oil/gas related projects, supporting infrastructure (unless required for emergency or health/safety purposes), and their corresponding Environmental Analysis within Eastern Agency areas (or other similar projects outside of Eastern Agency Areas which could directly or indirectly impact the Eastern Agency Areas) until a reasonable revenue sharing mechanism is developed, the new Farmington Field Office Resource Management Plan Amendment is developed, and a full understanding of potential environmental and health impacts of horizontal hydraulic fracturing is developed;
- 4. The Chapter wishes to see an equitable distribution of federal royalty revenues, sales, and bonuses generated within Eastern Agency boundaries (which includes federally managed lands and minerals) to partially mitigate adverse impacts from federal oil/gas development within Navajo Eastern Agency areas. These funds shall be both shared directly to impacted chapters and a portion also divided amongst all Eastern Agency chapters to help develop planning, public facilities, and public services: and

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BOX 3026 * CUBA. NEW MEXICO 87013 * (505) 655-3221* EAX (505) 655-2410

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PUEBLO PINTADO CHAPTER

PULTALISP INTARCOHAPTER

Teesto Chapter BLM Resolution



P.O. BOX 2005 - Tecsto CPI Winslow, Actoons \$6047 Phone: 89281457-8642 ... Fax. (928) 657-8846



NAVAJO

TEESTO CHAPTER

P.O. BOX 2385 Tuesto CPD Window, Arizona 86047 Phone (12/b 657-6542 ~ Page (92b) 657-8046



RESOLUTION OF TEESTO CHAPTER

TEE-MOV-12-17

Opposing any further approval of federal mineral basing and federal oligus related projects, and Environmental Analysis by Bureau of Land Management within, or impacting Navajo Nation Eastern Agency Areas and Communities.

- The Tuesto Chapter (the "Chapter") is a pol-fical solid vision of the Navajo Nation scales 31. N.N.C. § 10 and the Chapter is responsible for the health, safety, and general waither of its residentifyinembers and for alternatistics of its Chapter healt and resources, and
- 2. Maniles generated from royalities, usies, and bonaves of federal fluid mineral leases that are within Minima generated strain repailures, sears, and consists or inderest that material sears and are woust. Ensert Agency area boundaries are not shared, with the Stavago Nathan and Eastern Agency Chapters, stady, occurrensists and Eastern Agency Chapter estimated in 2013 and 2014 that federal cityans to yearly sevenaes generated as estimated \$19,586,813 and \$18,857,466 respectively. These indertal royality retrieve as mission and in the state of New American are the Tecasiary and the state of New Mexico as provided by the Federal Land Policy and Management Act (FLPMA) Section 317(a); and
- F. F. P.M.A. provides the field-twing language expanding Mineral Revenue shaving:

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- 4. Currently, most Faction Agency chapters have a lack of resources for planning, public facilities, and
- It also appears that many Applications for Permission to Drill (APDs) and Environmental Analysis (EAs) within or impacting Eastern Agency reconformation historically and currently lack sufficient denset tribal consultation and Environmental Justice analysis; and
- 6. The Bureass of Land Management Farmington Field Office is currently in the midst of amending its Resource Management Plan which logan public acquiring an February 25, 2014. This amendment process in origining and is looking more thoroughly at development within Festern Agency areas and the effects. of Horizontal Hydraulic Fracturing; and
- As pure of the Biomicire Management Piles Amendment the following are issues identified for analysis during mabble semping:

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BLM FFO Scoping Report Township 2014: Societ 2.3.2

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NOW THEREPORE BE IT RESOLVED THAT.

-). The Chapter is against all pending and fixture fixleral fluid miseral BLM leaves within Navajo Fastern Agency areas (or other lease sales which could directly or indirectly inspact Eastern Agency Areas) until a reasonable reviews sharing mechanism is developed, the new Farmington Field Office Resource Management Plan Amendment is developed, and a fall understanding of potential environmental and bealth impacts of herizontal hydrauloc fracturing in developed; and
- 2. The BLM shall develop generate and community specific environmental justice analyses and organs in direct tribul consultation with affected tribul communitie/citagents. Additionally, the BLM must bise hard hook or older leases; thut will requise resewal to ensure that they meet the troders standards of analysis such as environmental justice and tribul consultation requirements; and
- 3. The Chapter is against the approval of additional and pending federal oil-gos related projects, supporting infrastructure conless required for interspects; or health/eatery purposes), and their corresponding Eurocomment Analysis within Featern Agency areas for other intellar projects entitle of Eastern Agency Areas which could disensify or initiate the impact the abstern Agency Areas which could disensify or initiate it impact the abstern Agency Areas with a reasonable revenue sharing mechanism is developed, the new Farmington Field Office Resource Management Plan Assentiment is developed, and a full understanding of potential environmental and health impacts of huricontal hydraulic featuring is developed, and
- 4. The Chapter wishes to see an equitable distribution of federal royalty revenues generated within Eastern

Eleate Class, President - Lucey T. Thomas, New President - Sephia Francia, Scientings President - Alberto Scienting Official Lea Such, St., Create Deligant/Teant-Otherstellain Welle Corner and White Corne



TEESTO CHAPTER

P.O. BOX 7385 - Teesto CPU Winslow, Arizona 86047



Smalle Dette Mountain

Agency boundaries (which includes federally managed lands and minerals) to partially mitigate adverse These funds shall be impaces from federal oil/gas development within Navajo Eastern Agency both shared directly to impacted chapters and a portion also divided amongst all Fastern Agency chapters to help develop pinnning, public facilities, and public services; and

- 5. The Charger considers the lack of federal royalties, sales, and bonus sharing with Eastern Agency chapters from activities occurring within Eastern Agency boundaries to be a disproportionate impacton Navajo communities; and
- The chapter shall partner with other chapters, the Navajo Nation, and federal entities to better understand otential environmental and health impacts of horizontal hydraulic fracturing activities that could affect Navaio communities.
- Per Resolved #1, the Chapter is in opposition to the proposed January 2017 lease sale of tribal tess): federal mineral split estate lands located in Counselor and Nageezi chapters.

CERTIFICATION

I hereby certify the forgoing resolution was duly considered by the Toeste Chapter at a duly called meeting at the Teesto Chapter, Navajo Nation, (Arizona) at which a quorum was present and that the same was passed with a vote of 36 in favor, 60 opposed, and 15 abstained on this November 23

Torreon/Starlake Chapter BLM Resolution





RESOLUTION OF

TGRREON/STAR LAKE CHAPTER TSL 11/2018-092

Resolution in Opposition to further approvals of federal fluid mineral leases, federal oil/gas relaced projects, and relaced invidenmental Analysts approvals by Bureau of Land Management width or impacting Hangol Nation Existen Againty, Anas and Communities

- 1. Torrecon/Star Lake Chapter is a political subdivision of the Nevero Nation under \$1 N.N.C. 9 10 and the Chapter is responsible for the health, selety, and general welfare of its esidents/members and for steneardstep of its Chapter lands and resou
- 2. Monies generated from royalties, sales, and bonuses of federal fluid mineral leanes that are within Lastern Agency area boundaries are not insired with the Burajo Nation and Sastern Agency Chapters. A mate commissioned by the Ope Enclin Chapter estimated in 2013 and 2014 that federal oligas royalty revenues generated from within Eastern Agency areas were an estimated \$13,586.813 and \$18,557.450 respectively. These federal royalty monies were divided between the U.S. Department of the Treesury and the state of New Mexico as provided by the val Land Policy and Management Act (FLPMA) Section 317(a); and
- 3. ELPMAA provides the following language regarding Mineral Revenue sharing: ...Said money paid to any of such Sates on or after lanuary 2, 1976, to b used by such Sate and its subdivisions, as the legislature of the State may direct giving priority to those subdivisions of the state socially or economically impacted by development of minerals leased under this AZZ, for (i) planning, (ii) construction and maintenance of public facilities, and (iii) provision of public serv

FLPMA Section 327 (a): Mineral Revenues

- Currently, most Eastern Agency chapters have a lack of resources for planning, public facilities, and public services; and
- 5 It also appears that many Apolications for Permission to OHII (APPs) and Environmental Analyses (EAS) related to federal obligos development within, or impacing Eastern Agency areas/Communities, instructionly, and currently lack sufficient direct tribat consultation and Environmental Justice analysis: and
- The Bureau of Land Management Farmington Field Office is currently in the midst of amending its Resource Management Pian which began public scoping on February 25, 2014. This amendment process is degoing and is looking more thoroughly at development within fastern Agency areas and the effects of Horizontal Mydraulic Fracturing; and

7. As gast of the Resource Management Plan Amendment the following are issues identified for analysis during public scoping

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BLM FFO Seeping Report November 2014: Section 2.4.1

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- Other Resource statute

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NOW THEREFORE BE IT RESOLVED THAT

- 1. The Chapter is against all pending and future federal fluid mineral BLM leases within Navaio Eastern Agency areas for other lease sales which could directly or indirectly inpact Eastern Agency Areas until a reasonable revenue sharing mechanism is developed, tho new Farmington Field Office Resource Management Plan Amendment is developed, and a full understanding of potential environmental and hoalth impacts of horizontal hydraulic fracturing is developed; and
- 2 The BLM shalf develop germane and community specific environmental justice analyses and angage in direct tribal consultation with affected tribal communities/chapters. Additionally, the BLM must take a hard look at older leases that will require renewal to ensure that they meet the modern standards of analysis such as environmental justice and tribal consultation requirements; and
- The Chapter is against the approval of additional and pending federal oil/gas related projects. supporting infrastructure (unless required for emergency or health/safety purposes), and their corresponding Environmental Analysis within Eastern Agency areas (or other similar projects outside of Eastern Agency Areas which could directly or indirectly impact the Eastern Agency Areas) until a reasonable revenue sharing mechanism is developed, the new Farmington Field

Office Resource Management Plan Amendment is developed, and a full understanding of potential environmental and health impacts of horizontal hydraulic fracturing is developed; and

- 4. The Chapter wishes to see an equitable distribution of federal royalty revenues, sales, and bonuses generated within Eastern Agency boundaries (which includes federally managed lands and minerals) to partially mitigate adverse impacts from federal oil/gas development within Navajo Eastern Agency areas. These funds shall be both share directly to impacted chapters and a portion also divided amongst all Eastern Agency chapters to help develop planning, public facilities, and public services; and
- 5. The Chapter consider the lack of federal royalties, sales, and bonus sharing with Eastern Agency chapters form activities occurring within Eastern Agency boundaries to be a disproportionate impact on Navajo Communities; and
- 5. The Chapter shall cooperate with other chapters, the Navaio Nation, and federal entities to better understand potential environmental and health impacts of horizontal hydraulic fracturing activities that could affect Navajo communities.
- Per Resolved #1, the Chapter is in opposition to the proposed lanuary 2017 leave sale of tribal trust/federal mineral split estate lands located in Counselor and Nageezi chapters.

CERTIFICATION

WE HEREBY CERTIFY THAT THE FOREGOING RESOLUTION was duly considered by the Torreon/Star Lake Chapter at a duly called meeting at Nameel Zhiin, New Mexico, at which quorum was present and that the same was motioned by: Annie Bahe and seconded by Cacillia Brown and adopted by a vote of 34 in favor, 2 opposed and 1 abstained on the 06th day of November 2016

David Rico, President

Joe L. Cayadillo, Ir.,

Evangeline Tachirle, Secretary/Treasurer

Torreon/Star Lake Chapter

Whitehorse Lake Chapter BLM Resolution

President of Navajo Nation Russell Begaye

WHITEHORSE LAXE CHAPTER-ENA HCR 79 BOX 4069 CUBA, NEW MEXICO 87013 Fax (505) 655-5432

Vice President of Navajo Hation

WHITE-+CR 79 BOX 4069 . Phone: (505) 655-5439

Resolution in Opposition to further approvals of federal fluid mineral leases, federal oiligas related projects, and related Environmental Analysts approvals by Bursau of Land Management within or impacting Navajo Nation Eastern Agency Areas and Communities

- The Whitzhorne Lake Claspter (the "Chapter") is a political subdivision of the Navajo Nation under it N.N.C. § 10 and the Chapter is responsible for the health, safley, and general weifare of its residents/members and the neweriship of its Chapter lands and resources; and
- Mouses geomated from royalities, sales, and homeses of fadoral fluid mineral leases that are within Eastern Agency area boundaries are need shared with the Navajo Nulsion and Eastern Agency Chipters. A study commissioned by the Ope Eoxino Chipter estimated in 2013 and 2014 that footnat oligate organization appearance from within Eastern Agency terms were an environment of 2014 and 518,857,466 respectively. These federal royally monates were district the U.S. Department of the Treasury and the state of New Mounce as provided by the Federal Land Policy and Management Act (FLPMA) Sociote of the Treasury and the state of New Mounce as provided by the Federal Land Policy and Management Act (FLPMA) Sociote the Control of the Treasury and the state of New Mounce as provided by the Federal Land Policy and Management Act (FLPMA) Sociote the Control of the Treasury and the state of New Mounce as provided by the Federal Land Policy and Management Act (FLPMA) Sociote the Control of the Treasury and the state of New Mounce as provided by the Federal Land Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and Management Act (FLPMA) Sociote the Control of the Policy and M
- FLPMA provides the following language regarding Mineral Reviews charing:

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 of the State may detry juring private to at other kneed, 1, 19%, in the second private p FLPMA Section 317(4). Missaid Revenues.

- Currently, most Eastern Agency claspiess have a lack of resources for planning, public familibes, and public services; and
- it she appear that many Applications for Ferminsion to Dr.ii (AFDs) and Environmental Analyses (EAs) related to federal off-gas development within, or impacting Eastern Agency press/communities, historically and currendy lack sufficient direct tribal consultation and Environmental furtire analysis; and
- The Bureau of Land Management Famingeon Field Office is aurently in the midst of anencling its Respurse Management Plan which began public scoping on February 23, 2014. This amondment process is ongoing and it looking more thoroughly at development within Lastem Agency was and the effects of Herizontal Hydraulic Fracturing, and
- As part of the Resource Management Plan Amendment the following are issues identified for analysis during public scoping: nasi. Sil and Stu Agrebument. Kere about do BLM weepps sald ambrest feating to address imports on ether researces gives the change in projected all and

BLM FFO Sensing Expert November 2014: Seatler 2.3.1

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Fernando Yebany - Viba Frasidant Ches Smith, Jr. President Jenie B. Jim - Secretary/Treasurer

Leonard Tsosis-Cdunck Derogate Howard Martinez-Lend Soard Vecasis-Chapter Coodinator Vecasis-Chapter Coodinator

President of Mayajo Nation Russell Begaye

Phone: (805) 655-5430 Faz: (805) 655-5432 WHITEHORSE LAKE CHAPTER-BIA

> Vice President of Newsjo Nation Jersethan Nez

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- NOW THEREFORE BE IT RESOLVED THAT,

 1. The Chapter is against all gending and frame fident fluid mineral BLM leases within New-yo Esteen Agency seed (or other lease sales which could directly or induserity singset Bestern Agency Asses) until a reasonable severor sharing mechanism is developed, the new formulation Field Office Resource Management Flux Amendment is developed, and a full understanding of portainal environmental staff health impacts of homeostal dysfamilie fracteding is developed, and
- The BLAs shall develop permans and commanely specific environmental justice matiyees and engage in circot yibal consultation with affected trial consummites (theyters, Additionally, the BLAs must take a hard look at older leases that will require renewal to ensure that they meet the smokers installed of manyes cach as environmental positive and trivel consultation requirements; and
- The Chapter is against the approval of additional and pending fielded cillyse related projects, supporting industructure (unless required for mempionity or blashibitation purposes), and share corresponding Environmental Analysis within Sattern Agency actions (or other similar projects) printed Sattern Agency Anass which could districtly or todirectly impact to the Sattern Agency Anass which could districtly or todirectly impact to the Sattern Agency Anass of the Sattern Agency Analysis of the Sattern Agency Anass of the Sattern Agency Agency Anass of the Sattern Agency Agency Agency Agency Agency Agency Anass of the Sattern Agency Agency Agency Agency Agency Agency
- The Chapter winkes to see an equitable distribution of federal royalty reviews, sales, and knows generated within Ensiett Agenty boundaries (which technical federally mentaged lands and miscerda) to partially militages about supports from follows of the conformation within twoight federally appeared may be used. These therein halfs the heart directly to imported chapters and a perform also diviside amongst all Eastern Agency chapters to help develop planating, public facilities, and public services; and
- The Chapter considers the fack of fluteral coyalists, takes, and bosses sharing with Eurora Agency chapter from necivides occurring within Eurora Agency chapter from necivides occurring within Eurora Agency householdes to be a dispreparationate impact on Navaja communities; and
- The Chapter shall cooperate with other chapters, the environmental and benith impacts of horizontal hydraulic Navago Nanon, and finders: emission to better understand potentials fracturing activities that could affect Navago communities. Navaje Nusion, and Indensi
- Par Resolved #1, the Chapter is in opposition to the proposed Junuary 2617 lease sale of iribal trust / folicial mineral leads incared in Councelor and Negatra chapters. spiš estata

I hereby carely that the faregoing resolution was considered by the Members of the Whitehorse Lake: Chapter et a daily called meeting at the Whitehorse Lake: Chapter stone at which a queries was present, and thest the same was passed by rote of 29 in throp; 0 opposed, and I abstraining, this 16" day of November, 2016

Motion: Herbert Lowis

econd. Clyde Yazzie /

Chee Smith, In

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Whitchers Lake Chapter Presiden

Chec Smith, ir - President Firmenda Yebany - Vice President Jame B. Jim - Secretary/Theaturer

Leonard Ysosia-Counsi Delagate
Howard Martinez-Land Sound
Yacans-Chapter Coordinates
Viscant - AMB

Eastern Navajo Agency Council BLM Resolution



EASTERN NAVAJO AGENCY COUNCIL THE NAVAJO NATION Crownpoint New Mexico 87313 Phone: (505) 786-2070

Fax: (505) 786-2097

Janathon Nez, Vice Precident

Resolution No. ENAC 12-2016-03

Resolution of the Eastern Navajo Agency Council of the Navajo Nation

RESOLUTION IN OPPOSITION TO FURTHER APPROVALS OF FEDERAL FLUID MINERAL LEASES, FEDERAL OJLGAS RELATED PROJECTS, AND RELATED ENVIRONMENTAL ANALYSIS APPROVALS BY BUREAU OF LAND MANAGEMENT WITHIN OR IMPACTING NAVAJO NATION EASTERN AGENCY AREAS AND COMMUNITIES.

The Eastern Naviso Agency Council ("ENAC") is a governmental entity comprised of officials from all

Monies generated mon royalties, sales, and botuses of federal fluid mineral leases that are within Eastern Agency aren boundaries are not shared with the Navajo Nation and Eastern Agency Chapters. A Lasters Agency area issuingames are not source when the reason source are in tenter (Agency, Anapters, A study commissioned by the Ope finction Chapter estimated in 2013 and 2014 that federal oil/gas novally revenues generated from within Eastern Agency areas were are estimated \$19,586,313 and \$18,857,466 respectively. These federal royally monies were divided between the U.S. Department of the Transury and the state of New Mexico as provided by the Federal Land Policy and Management Act (FLPMA) Section 317(a); and

FLPMA provides the following language regarding Mineral Revenue sharing: tail reapy pink as any of wars have so at allowing 1 55% to be until the soft lives and in subsection on a tagadiance of de Nate may never pink general to two two leads that as a de Nate instants or manuscrapt or defining of the Nate of the National soft in National Provinces (16) concentrate and minimum or problem follows and (17) to National Instants (18) the National National

FLESSA Steams #170s): Namonal & systems.

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It also appears that many Applications for Permission to Drill (APDs) and Environmental Analyses (EAs) related to federal cit/gas development within or impacting Eastern Agency are accommunities, historically and currently lack sufficient direct ribal consultation and Environmental Justice analysis;

The Bureau of Land Management Farmington Field Office is currently in the midst of amending its Resource Measgement Plan which began public scoping on February 25, 2014. This nationalised process is ongoing and is looking more thoroughly at development within Eastern Agency areas end the effects of Horizontal Hydraulic Fracturing; and

As putt of the Resource Management Plan Amendment the following are cesses identified for analysis distring public acopyage

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NOW THEREFORE BE IT RESPECTED THAT

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The BLM shall develop generate and community specific environmental justice analyses and engage in direct tribut consultation with affected tribut communities whapters. Additionally, like BLM result size a fund look at older leases that will require reservat to ensure that they need the modern sundants of sealphs such as certificance and space seal reliable consultation requirements, and

The ENAC is against the approval of additional and pending federal oiligus related projects, supporting infrastructure tunists required for emergency or hostification; purposes), and their corresponding liavisometeral Analysis within Euseus Agency areas or other stimilar projects outside of Euseus Agency Aena which coold directly or infriroutly impact the Euseur Agency Association and a federal experience of the Agency Annual Analysis of Euseus Agency Annual Agency Agency Annual Agency A

The ENAC wishes to see an equitable distribution of federal royalty revenues, sales, and bonuses generated within Fastern Agency houndaries (which includes tolerally managed famés and controls) to partially utiligate advance impacts from federal offigas dovelopment within Navajo Fastern Agency seast. These funds shall be both than d offently in impacted chapters and a portion also divided amongst all Eastern Agency chapters to help develop planning, problem facilities, and publis assertices; and

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- The ENAC considers the lack of federal toyalties, sales, and bonus sharing with Eastern Agency chapters from activities occurring within Eastern Agency boundaries to be a dispreportionate impact on Navajo communities; and
- « The ENAC shall cooperate with chapters, the Navajo Nation, and federal entities to better understand potential environmental and health impacts of horizontal hydraulic fracturing activities that could affect
- Per Resolved #1, the ENAC is in opposition to the proposed January 2017 lease sale of tribal trust / federal mineral split estate lands located in Counselor and Nageczi chapters

CERTIFICATION

WE HEREBY CERTIFY that the foregoing resolution considered by the Eastern Navajo Agency Council at a duly called meeting at which a quorum was present and the same was passed by a votes of win favor, we opposed and 64 abstained this December 3, 2016.

Motion unde by: Charles Sanith

Ervin Chavez, President Eastern Navajo Agency Council THE NAVAJO NATION

Johnny Johnson, Vice-President Eastern Navajo Agency Council THE NAVAJO NATION

Fernie Yazzie, Sceretary/Treasurer Eastern Navaio Agency Council THE NAVAJO NATION

Attachment B: Letters of Support for Legislation 0041-17

Letters of Support for Legislation

Counselor Chapter
Nageezi Chapter
Ojo Ecnino Chapter
Pueblo Pintado Chapter
Torreon/Starlake Chapter
Whitehorse Lake Chapter



NAGEEZI CHAPTER EASTERN NAVAJO AGENCY DISTRICT 19

Russell Begaye , Navajo Nation President

Jonathan Nez, Navajo Nation Vice-President

Support Comment for Legislation 0041-17

Council Delegates

The undersigned chapters in the eastern region are in support of this resolution via the passage of attached resolution(s). This resolution details many of the issues faced by Eastern Agency chapter regards to Bureau of Land Management (BLM) lands and development which is taking place on tall lands.

On January 25th, 2017 the BLM leased out minerals from directly under our Navajo Citizens in the chapters of Counselor and Nageezi. The royalties from these leases will not come back to the community since they are split estate (Navajo Trust Surface / Federal Mineral underneath). Thus, royalties will go to Washington D.C. and Santa Fe. Additionally, these lease sales were made again the wishes of Counselor and Nageezi chapters and residents.

Our communities have been requesting help from Window Rock for over three years in regards to many impacts we have suffered. We are grateful that the council is now beginning to try and grapt with these Issues.

Fifteen chapters and the Eastern Navajo Agency Council have passed the same resolution requestituat the BLM halt all new leasing and new federal BLM oil/gas development on BLM lands until BLM develops better plans to reduce impacts to Navajo communities (Attachment A). Additional resolution requests that a fair revenue sharing mechanism is created and impact studies on the environment and human health are completed.

We would like to remind Eastern Council delegates that these impacts are occurring in your areas that it is many of your chapters including your Agency Council which have voted for resolutions twhich this legislation is derived, we would expect you to act accordingly.

With Thanks

Harry Domingo Counselor Chapter President

2/1/2017

Supporting Resolution: COUN-2016-11-

Support Comment for Legislation 0041-17

Council Delegates.

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We would like to remind Eastern Council delegates that these impacts are occurring in your areas and that it is many of your chapters including your Agency Council which have voted for resolutions from which this legislation is derived, we would expect you to act accordingly.

With Thanks,

Frvin Chavez,

Nageezi Chapter President

Supporting Resolution: NC 17-013

Rory Jacques Jessien Platero Carlos Arviso Chapter Vice President Secretary/Treasurer Land Board

Jonathan Perry Council Delegate

PO Box 100 Nageed, NW 87037 Phone No. (585) 960-7200 Fan No. (505) 980-7201 Email: angeetid navajochaptersorg

Chapter President



PHONE (505)731-7263 or 731-7262; FAX (505)731-1516 HCR 79 BOX 1500, QIO ENCINO, NEW MEXICO 87013 EMAIL: ojoencino@navajochapters.org **030 ENCINO CHAPTER**

Support Comment for Legislation 0041-17

Council Delegates

development which is taking place on those lands Eastern Agency chapters in regards to Bureau of Land Management (BLM) lands and passage of the attached resolution(s). This resolution details many of the issues faced by The undersigned chapters in the eastern region are in support of this resolution via the

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George Wento

Ojo Encino Chapter President

Supporting Resolution: 11-17-16/002

Support Comment for Legislation 0041-17

Council Delegates.

regards to Bureau of Land Management (BLM) lands and development which is taking place on those attached resolution(s). This resolution details many of the issues faced by Eastern Agency chapters in The undersigned chapters in the eastern region are in support of this resolution via the passage of the

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With Thanks

Erlene Henderson, Chapter Vice- President

Supporting Resolution # PPC-11-2016-037

George Werito Jr., Chapter President Brandon Sam, Chapter Secretary/Treasurer Taylor Pinto, Chapter Vice President

Leonard Tsosie, Council Delegate Elizabeth Stoney, Land Board Member Gloria Chiquito, Chapter Manager

Support Comment for Legislation 0041-17

Council Delegates

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With Thanks

David Rico

2/1/2017

Torreon/Starlake Chapter President

Supporting Resolution: TSL 11/2016-092

Support Comment for Legislation 0041-17

Council Delegates,

regards to Bureau of Land Management (BLM) lands and development which is taking place on those attached resolution(s). This resolution details many of the issues faced by Fastern Agency chapters in The undersigned chapters in the eastern region are in support of this resolution via the passage of the

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that it is many of your chapters including your Agency Council which have voted for resolutions from We would like to remind Eastern Council delegates that these impacts are occurring in your areas and which this legislation is derived, we would expect you to set accordingly.

· With Thank

Whitehouse Lake Chapper President

Supporting Resolution: Passed November 16th, 2016

Comments on Legislation 0041-17

R Lee < reclee07@gmail.com>

Wed 2/1/2017 4:59 PM

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

1 attachment

OilGasCommentNavajoNation.docx;

Hello,

Please see attached letter in support of Legislation 0041-17.

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

February 1, 2017

RE: Legislation 0041-017: An Action Relating To Naabik'iyati' Committee; Recommending The Passage Of New Mexico House Joint Memorial 5, 53rd Legislature - State Of New Mexico And Requesting On Behalf Of The Navajo Nation That The Federal Department Of The Interior's Bureau Of Land Management Impose A Temporary Moritorium On All Fracking Related Lease Sales And Permit Approvals In The Mancos Shale/Gallup Formation In The Greater Chaco Area Until Such Time As Proposed Amendments To That Bureau's Resource Management Plan Are Completed.

Dear Executive Director.

There has been a lot of oil and gas activity in my community and we have witnessed complete instability, human rights and environmental injustices, as well as the desecration and disturbance of sacred areas and traditional cultural sites (archaeological sites). It's a shame that our community has to continuously fight for the health and safety of our people as oil and gas development moves into the surrounding vicinity of our communities of Counselor, Lybrook, Nageezi, Ojo Encino, Huerfano, and Torreon. I am grateful that Council Delegate Jonathan Hale of St. Michaels is sponsoring Legislation 0041-017. It's unfortunate that our own Council Delegate, Leonard Tsosie, lacks to assist the communities that he represents. In 2016, fifteen (15) chapters and the Eastern Navajo Agency Council passed a moratorium to ban oil/gas development near Navajo communities. And recently, community members have expressed their concerns to Bureau of Land Management (BLM) directors and managers but BLM continued to lease lands near and on our communities. We literally saw the land beneath our feet sell for over \$3 million to the highest bidder, it was a disturbing process to see! Our communities are beginning to wonder what Mr. Tsosie's intentions and obligations are and to. We elected him to serve our communities and he has yet to help us in this fight! Nonetheless, I support Navaio Legislation 0041-017.

There has been much research on the impacts of oil and gas development in other areas across the United States, and from these scientific findings we are learning about the negative footprint that oil and gas imprints on the land. We as a community are concerned with the health and safety of our people and we shouldn't have to continuously fight for the ability to have clean air and clean water. We should also not have to worry about the invasion on our cultural practices, as oil locations impact sound and visual quality which effect early morning prayers, night observances, and other cultural practices. As a community we are deeply concerned about the impact of oil and gas development on our water resources. There are a number of active springs in the area that are still used for traditional purposes and if those resources are contaminated a significant portion of our cultural practices are affected. Not to mention the health and safety of people residing in the community who not only depend on spring water for cultural practices, but for the whole community that depends on ground water for our daily needs (drinking supply).

We have already seen and heard of numerous oil leakage and spills within our community, and tank explosions and blow outs. This has become a safety hazard to residents living in the area. There is little oversight and it seems like there is NO REGULATIONS in place on the development of these well locations. There needs to be strict regulations that should be enforced. For too long, these big corporations have gotten away with multiple human and environmental injustices and we should hold them accountable. Just like last years, Gold King Mine Spill the Navajo Nation was greatly impacted by that incident and in the coming future more of our fellow Navajo members will be affected by oil and gas development.

BLM indicates that a sufficient distance for residential areas to be placed from well locations is 660 feet. The Indian Affairs Tribal Energy and Environmental Clearinghouse (IATEEC) indicated that "noise from drilling has been measured as 115 dBA at the source to above 55 dBA at distances 1,800 feet (549 meters) to 3,500 feet (1,067 meters) from the well". I live approximately 1,500 feet from a well pad that was installed before consultation was even considered or done, and my family has been affected by the deep-base noise that the pumps generate. At times, there is also a strong odor that fills the air, which causes concern for not only my health and well-being, but my family and neighbor's health and well-being. IATEEC indicates that odors can be prominent in an area over one mile. These oil locations should not even be within the same vicinity of residential areas. There are harmful and deadly noxious gases that may be emitted into the air. There are still a lot of people who actively herd their livestock or walk for the enjoyment of viewing their landscape. How are they supposed to know if an area is contaminated or the air is highly noxious?

There are health impacts already occurring in the community such as respiratory problems, sleep deprivation, and cancer. This is the first time that our community is beginning to see a high rate of cancer.

We have to deal with heavy traffic which becomes a huge safety concern especially during times of inclement weather. There is a lot of overweight and oversized diesel trucks, rig equipment, and company vehicles that deteriorate our roads. Now, our roads are not paved and are still the old fashion dirt roads. When it rains or snows, the roads become very difficult to travel. It's a shame that all this development is making millions of dollars and these trucks are driving on the local roads, but none of that money goes back into the community to help maintain or improve the roads. As a result, the community has to struggle to get to their destinations. Most people do not have 4x4 vehicles, as most people drive cars which are low to the ground and when there are deep ruts some people cannot even get home.

When the roads are dry, the trucks produce a lot of dust. This presents a problem because it causes more respiratory problems (e.g. dust pneumonia, asthma). In addition, all the dust that is airborne has to settle somewhere. It not only settles on the ground but on plants which reduces photosynthesis. So, plants starve because they are not getting enough light to grow. This is a problem because there are animals, both livestock and wildlife, which depend on the vegetation for substance. We have already seen a disturbance and decrease in wildlife activity as they are being forced out of an area due to high traffic and human activity and loss of habitat. In addition, there are still traditional Navajo people who use plants for ceremonies and cultural practices. If

certain plants are being threaten and do not grow that threatens our cultural beliefs and practices as Navajo people.

As an archaeologists, I would also like to address the concern of proper and complete identification of archaeological sites, both prehistoric and Navajo sites. In the past, there were some Navajo sites both archaeological and Traditional Cultural Properties (TCPs) that were not correctly identified and as a result were destroyed or desecrated. CRM firms or government-entity archaeologists should be able to identify Navajo sites and avoid all impacts on these cultural resources. The vibration from the oil and gas development will have long term effects on cultural resources in the future. Chaco Canyon is an important archaeological site to multiple Tribal Nations and the architecture has remained intact for over 1,000 years. The natural night skies are impacted by light and air pollution which also greatly impacts the visual resources of the canyon. There are many sites in this area that are significant to Navajo, Pueblo, Ute, and Apache people.

In all, I am deeply concerned for the health and well-being of the people within my community who are being directly impacted by oil and gas development. You hear the argument that oil and gas will bring jobs and grow the economy. We are seeing none of that, all this development is not benefitting us as a community. We are not seeing community members working in the oil fields as most oil field workers are coming from out of state. None of the money being generated is not going back to our community to develop the local, true local, economy. True local meaning the community being directly impacted by oil and gas development. It seems like these types of development effect poor communities because the oil and gas companies know that poor communities have little tools and resources to fight against oil and gas development. Even though our communities are poor, we have the advantage because we are a SOVEREIGN nation! And we should start exercising our rights and being recognized as a SOVEREIGN POWER! We are at the fringe of seeing more instability and I hope that our nation, the Navajo Nation helps us in our fight!

Ahé'héé, Rechanda Lee Counselor Tribal Member reclee07@gmail.com

LEGISLATION NO: _0041-17

Kendra Pinto <kendrapinto@gmail.com>

Wed 2/1/2017 3:18 PM

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

My name is Kendra Pinto. I live in the Twin Pines area. I am a community leader and my address is PO Box 447, Nageezi, NM 87037. Twin Pines is located between Nageezi and Counselor Chapter House. I strongly oppose fracking in my area and I fully support Legislation 0041-17. The health and safety issues in the Chaco area are widely ignored and should be heard from the community members. No additional activity should be taking place while the Resource Management Plan is being amended and is open for public comment until February 20, 2017. The RMP should first be finished before leases are considered being issued.

I will continue to speak out about the issue for as long as it takes. I do not welcome this hydraulic fracturing freely because it poses a disastrous threat to the drinking water. We have one water source in the area and we cannot have this dangerous activity near the aquifer. The daily safety violations that take place in the area continue to be unseen by BLM officials and are continuously ignored by the oil company WPX. We cannot wait until a death happens. We cannot wait until the water is contaminated. We cannot let the people continue to breath in these toxic gases. We cannot ignore the people who have lived in the Chaco area for generations.

Thank you for taking time to read this comment and I do hope it is taken seriously. As someone who lives on Parcel 3 of the Chaco sale I cannot express how much I am devastated and angry that the land I grew up on will disrespectfully be destroyed.

Legislation 0041-17: Chaco Canyon fracking moratorium

Maria Archibald <maria.c.archibald@gmail.com>

Mon 1/30/2017 5:10 PM

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

To Whom in May Concern:

I am writing to voice my support for Legislation 0041-17, which requests a moratorium on all fracking related lease sales and permit approvals in the Greater Chaco Area.

Thank you for your attention to this issue.

Maria Archibald 2400 Black Falls Trail Flagstaff, AZ 86005

Fracking moratorium

Cecily Corazón < cecilyk@hotmail.com>

Tue 1/31/2017 7:59 AM

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

Dear Sir or Ma'am:

I am writing to express my support for the moratorium on fracking leases and permits in the Chaco Canyon area. This area is far too culturally significant for such a destructive practice.

Thank you,

Cecily Corazón 605 Princeton Dr SE Albuquerque, NM, 87106 505-796-8696

THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0041-17

SPONSOR: Honorable Jonathan L. Hale

TITLE: An Action Relating To Naabik'iyati' Committee; Recommending The Passage Of New Mexico House Joint Memorial 5, 53rd Legislature - State Of New Mexico And Requesting On Behalf Of The Navajo Nation That The Federal Department Of The Interior's Bureau Of Land Management Impose A Temporary Moritorium On All Fracking Related Lease Sales And Permit Approvals In The Mancos Shale/Gallup Formation In The Greater Chaco Area Until Such Time As Proposed Amendments ToThat Bureau's Resource Management Plan Are Completed.

Posted: <u>January 27, 2017 at 4:32 PM</u>

5 DAY Comment Period Ended: February 1, 2017

Digital Comments received:

Comments Supporting	1.	Donna House
Comments Opposing	None	
Inclusive Comments	None	

Policy Malyst
Office of Legislative Services

Date/Time

0041-17

nmnn2009@gmail.com

Thu 2/9/2017 2:37 PM

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

Please support 0014-17. Oak Springs Chapter Resolution OSC 1-08-17#18 passed on January 8, 2017 asking BLM for temporary moratorium on Fracking. Will send the Resolution if requested.

Thank you Honorable Hale.

Donna House Oak Springs Chapter

Sent from my iPad