

## **RESOLUTION OF DILKON CHAPTER DIL-07-075-15**

**REQUESTING THE NEW MEXICO CONGRESSIONAL CAUCUS TO INTERVENE ON BEHALF OF THEIR CITIZENS REGARDING THE ACTIONS OF THE BUREAU OF LAND MANAGEMENT ON THE LEASING OF CERTAIN PARCELS OF PUBLIC LANDS FOR HORIZONTAL DRILLING AND HYDRAULIC FRACTURING BY CALLING FOR A MORATORIUM UNTIL THE RESOURCE MANAGEMENT PLAN IS REVISED OR AMENDED; AND TO CALL FOR AN ENVIRONMENTAL IMPACT STUDY TO BE CONDUCTED ON THE ROUTE OF THE PROPOSED PINON PIPELINE; AND TO IMPLORE THE BUREAU OF INDIAN AFFAIRS NAVAJO REGION EXERCISE DUE DILIGENCE TRUST RESPONSIBILITY TO ASSURE THAT THE TRUST STATUS RIGHTS OF THE NAVAJOS CITIZENS WHO ARE ALLOTEES OR ARE HEIR OF ALLOTEES ARE PROTECTED; AND RELATED ACTIONS.**

### **WHEREAS;**

1. Dilkon Chapter is a certified chapter of the Navajo Nation in accordance to Navajo Tribal Council resolution CJ-20-55, and further recognized as a local governmental entity with the responsibility and authority to implement community projects that will benefit the Dilkon Community; and
2. By Navajo Nation Council resolution CAP-34-98, also known as the Local Governance Act, the Navajo Nation Council authorized Chapters "[to] make decisions over local matters, "within the Chapter area"; and
3. Dilkon Chapter supports the regional development of the five most Eastern Chapters of the Navajo Nation—said chapters have steadfastly communicated, coordinated and cooperatively planned; and
4. Dilkon Chapter understands that the 2003 Resource Management Plan for the Farmington (NM) Bureau of Land Management District does not sufficiently address the technological development of horizontal drilling and hydraulic fracking; and
5. Dilkon Chapter is aware of the Bureau of Land Management's actions to lease the public lands for oil and gas exploration in a manner that precludes its multiple use to a singular use for energy development; and
6. Dilkon Chapter is further aware of the adverse impacts experienced by those who reside within the affected area—declining air quality through the venting and fracturing flares, the increased vehicular traffic, and the familial discord resulting from the bonus payments for allotment leasing; and
7. Dilkon Chapter is expressly concerned that the wells supplying the impacted area—Ojo Encino, Rorreon, Rincon Marquesls—community water system will be adversely impacted by the horizontal drilling and hydraulic fracking exploration near the Ojo Encino aquifer; moreover, Roreron/Starlake Chapter issues that the water system supplying the Pueblo Pintado and Whaitehorse Lake communities has wells using the Ojo Encino aquifer as a source; and
8. Dilkon has learned from Ojo Encino community members that they have knowledge that the Pinon Pipeline proposed by the Saddle-Butte Midstream, LLC is proceeding with great immediacy where a proper Environmental Impact Statement is warranted; and
9. Dilkon Chapter is aware that the impacted area has community members who have allotments, are heirs an interest in the Mancos-Gallup shale formation area wherein Land Agent contracted by the many layered interest of the energy exploration are encouraging the allottees to sign the leases

without proper legal advisement, and the Bureau of Indian Affairs have not held PUBLIC HEARINGS to ensure that the trust status of the allottees are protected; and

10. Dilkon Chapter supports the rights identified in the United Nations Declaration on the Rights of Indigenous Peoples adopted by the United Nations General Assembly in September 2007 and was supported by President Obama in December 2010 by issuing that the Declaration has both moral and political force must guide the policies and practices of all the agencies for the federal government to ensure the needs, interests and points regarding land use priorities, protection of culturally grounded ways of life and safe guarding the environment which are imbued in Articles 26, 27, 29 and 32 of the United Nations Declaration.

### **NOW, THEREFORE BE IT RESOLVED**

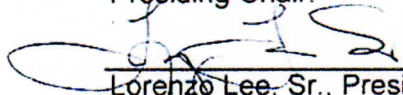
Dilkon Chapter requests the New Mexico Senators Tom Udall, Heinrich and Congressman Lujan to:

1. Intervene on behalf of their citizens regarding the actions of the Bureau of Land Management on the leasing of certain parcels of public lands for horizontal drilling and hydraulic fracturing by calling for a moratorium until the Resource Management Plan is revised or amended; and,
2. To call for an Environmental Impact Study to be conducted on the route of the proposed pinon Pipeline; and
3. To implore the Bureau of Indian Affairs, Navajo Region exercise due diligence trust responsibility to assure that the trust status rights of the Navajo citizens who are allottees or are heirs are protected; and
4. Dilkon Chapter requests assistance to secure funding to conduct health impact assessments, baseline water and soil testing and air quality monitoring for the impacted areas.

### **CERTIFICATION**

I hereby certify, the forgoing resolution was duly considered by the Dilkon Chapter at a duly called meeting at the Dilkon Chapter, Navajo Nation, (Arizona) at which a quorum was present and that same was passed with a vote of 26 in favor, 00 opposed, and 03 abstained on this July 13, 2015. Motion by: Crystal Morris; Second by: Betty Williams

Presiding Chair:

  
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Lorenzo Lee, Sr., President  
Dilkon Chapter