

RESOLUTION OF THE
NAVAJO TRIBAL COUNCIL

Approving the Use of 3,000 Acre-Feet of Water from the 50,000 Acre-Feet of Water Per Year Allocated to the State of Arizona Under Article III(a) of the Upper Colorado River Basin Compact to be Used for Recreation and by the City of Page, Arizona

WHEREAS:

1. The Navajo Tribe, by Resolution CD-108-68, approved the use of 34,100 acre-feet of water from the 50,000 acre-feet of water per year allocated to the State of Arizona under Article III(a) of the Upper Colorado River Basin Compact in a coal fuel power plant to be located on the Reservation, and
2. It was the intent and understanding of CD-108-68 to preserve all present or prospective water rights of the Navajo Tribe, and
3. Said action was taken by the Tribe in consideration of the Secretary of the Interior executing a contract between the United States and the Salt River Project Agricultural Improvement and Power District, and
4. A bill has been submitted to the United States Congress, providing for the transfer to the Navajo Tribe of the following lands:

"That portion of Sections 8, 9, 16, 17, and 21, T. 41 N., R. 9 E., Gila and Salt River Meridian, Arizona, located above elevation 3,720 feet above mean sea level (U.S. Coast Geodetic Coast Survey Datum) and lying southerly and easterly of the Colorado River, containing approximately 750 acres, more or less, and more particularly described on maps and plats on file in the Department of Interior," and
5. The bill referred to stipulates that the transfer of title of the lands described in Paragraph 3 above shall not be made until the Navajo Tribe makes a commitment by a formal resolution of its governing body, and
6. The Navajo Tribe is desirous of receiving said transfer and is willing to make the commitment herein contained, provided, the conditions specified in the Tribe's Resolution CD-108-68 are met.

NOW THEREFORE BE IT RESOLVED THAT:

1. In consideration for the transfer of title to the lands described in Whereas Paragraph 3 above, the Tribe agrees that of the 50,000 acre-feet per year allocated to the State of Arizona, pursuant to Article III(a) of the Upper Colorado River Basin Compact, 34,100 acre-feet shall be used for a coal-fired power plant to be located on the Navajo Reservation for the life time of the proposed power plant or for 50 years, whichever occurs first, and an estimated 3,000 acre-feet per year that may be used for the Glen Canyon Unit of the Colorado River Storage Project along with its associated community and recreation developments in Arizona.

2. The terms of Resolved Paragraph 1 and the terms of Resolution CD-108-68 constitute an agreement of the Navajo Tribe with regard to the 50,000 acre-feet of water per year and does not constitute a waiver or relinquishment of the present or prospective water rights of the Navajo Tribe and that resolution is hereby amended by adding this paragraph to the same as a part thereof.

3. The terms of this resolution shall not become effective until such time as the terms and conditions of Resolution CD-108-68 has been fully complied with, and the bill referred to has been duly enacted by the House and the Senate of the United States Congress, and signed into law by the President of the United States.

4. The active support of the Salt River Project for the development of the south shore of Lake Powell is hereby requested and enlisted.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Tribal Council at a duly called meeting at Window Rock, Navajo Nation (Arizona), at which a quorum was present and that same was passed by a vote of 46 in favor and 0 opposed, this 3rd day of June, 1969.

Nelson Damon
Vice Chairman
Navajo Tribal Council