



**NAVAJO NATION DEPARTMENT OF JUSTICE**  
**OFFICE OF THE ATTORNEY GENERAL**

ETHEL B. BRANCH  
Attorney General

HEATHER CLAH  
Deputy Attorney General

**DEPARTMENT OF JUSTICE**  
**INITIAL ELIGIBILITY DETERMINATION**  
**FOR NAVAJO NATION FISCAL RECOVERY FUNDS**

**RFS/HK Review #:** \_\_\_\_\_

**Date & Time Received:** \_\_\_\_\_

**Date & Time of Response:** \_\_\_\_\_

**Entity Requesting FRF:** \_\_\_\_\_

**Title of Project:** \_\_\_\_\_

**Administrative Oversight:** \_\_\_\_\_

**Amount of Funding Requested:** \_\_\_\_\_

**Eligibility Determination:**

- FRF eligible
- FRF ineligible
- Additional information requested

**FRF Eligibility Category:**

- (1) Public Health and Economic Impact
- (2) Premium Pay
- (3) Government Services/Lost Revenue
- (4) Water, Sewer, Broadband Infrastructure

**U.S. Department of Treasury Reporting Expenditure Category:** \_\_\_\_\_

**Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures):**

- Missing Form
- Supporting documentation missing
- Project will not be completed by 12/31/2026
- Ineligible purpose
- Submitter failed to timely submit CARES reports
- Additional information submitted is insufficient to make a proper determination
- Expenditure Plan incomplete
- Funds will not be obligated by 12/31/2024
- Incorrect Signatory
- Inconsistent with applicable NN or federal laws

Other Comments: \_\_\_\_\_  
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Name of DOJ Reviewer: \_\_\_\_\_

Signature of DOJ Reviewer: lorenzo Curley

**Disclaimers:**

If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. **Please email your resubmission to arpa@nndoj.org.** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

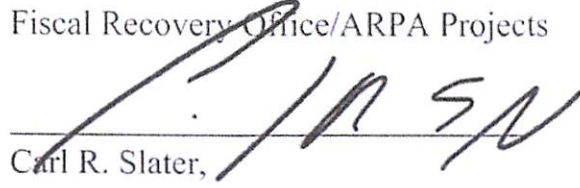
An NNDOJ Initial Eligibility Determination is based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.



Date: January 8, 2024

To: Fiscal Recovery Office/ARPA Projects

From:

  
Carl R. Slater,  
Council Delegate

Subject: **LUKACHUKAI DECREASE AND DELETION OF PROJECTS**

Let this serve as our notice of the following changes to Lukachukai's approved Projects:

- 1- Lukachukai Track Construction K2115389 \$449,685 will be decreased to \$140,000 and partially reallocated to the Chapter Roof Construction (\$96,100) and the Chapter Fieldhouse Roof (\$172,850), totally: \$268,950, remaining \$40,735 will be determined later.

Lukachukai Chapter will be submitting the revised Chapter House Roof and Chapter Fieldhouse Roof Projects shortly. Please assist my Chapter in getting these processed through the system.

We sincerely appreciate all the assistance given to our Chapter and we look forward to seeing these projects completed. Should you have any questions, please feel free to contact me at (301) 910-4788 or via email at [carlslater@navajo-nsn.gov](mailto:carlslater@navajo-nsn.gov) or our Chapter Officials. Thank you.



**THE NAVAJO NATION  
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN  
FOR NON-GOVERNANCE CERTIFIED CHAPTERS**

**Part 1. Identification of parties.**

Non-Governance Certified Chapter requesting FRF: LUKACHUKAI CHAPTER Date prepared: 3/24/23

Chapter's mailing address: PO BOX 248 LUKACHUKAI, AZ 86507 phone/email: (928) 787-2500  
website (if any): lukachukai@navajochapters.org

This Form prepared by: PAULA S. BEGAY phone/email: (928) 266-7426  
CHAPTER PRESIDENT psbegay@naataanii.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: CHAPTER TRACK CONSTRUCTION

Chapter President: PAULA S. BEGAY phone & email: (928) 266-7426, psbegay@naataanii.org

Chapter Vice-President: CONNETTE BLAIR phone & email: (505) 362-8757, cblair@naataanii.org

Chapter Secretary: MARY ANN LEONARD phone & email: (928) 797-1081, mleonard@navajochapters.org

Chapter Treasurer: SAME AS ABOVE phone & email: \_\_\_\_\_

Chapter Manager or CSC: VACANT phone & email: \_\_\_\_\_

DCD/Chapter ASO: CHINLE/EDGERTON GENE phone & email: (928) 674-2251, egene@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): \_\_\_\_\_

document attached

Amount of FRF requested: \$140,000 FRF funding period: 4/1/23 - 12/13/26  
Indicate Project starting and ending/deadline date

**Part 2. Expenditure Plan details.**

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The Lukachukai Chapter will use the funds to construct a new track for community usage. The Lukachukai Chapter will hire a constructor to build the new track using various equipment and labor. The Lukachukai Chapter will ensure that the funds expended will address public health challenges that partly caused the unequal impact on the Navajo Nation.

document attached

(b) Explain how the Program or Project will benefit the Navajo Nation, Navajo communities, or the Navajo People:

Within the Lukachukai Chapter, the community had to do without means to relieve stress, increase healthy exercises in a safe environment during the pandemic. The Lukachukai Chapter will provide a safe environment for it's residents to exercise and increase the healthiness of their community members, which was curtailed during the pandemic.

document attached

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the

Program(s) or Project(s) by December 31, 2026:

This project estimates the successful completion of the new track and will obligate the funds no later than December 31, 2024 and will fully expend the funds no later than December 13, 2026.

document attached

(d) Identify who will be responsible for implementing the Program or Project

DCD will be the oversight of the sub-recipient agreement with Lukachukai Chapter to complete the services needed to facilitate the track construction.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed and how such costs will be funded prospectively

After the initial construction warranty, the Chapter will assume all routine maintenance to ensure the track's sustainability.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why

**2.22 STRONG HEALTHY COMMUNITIES: Neighborhood Features that Promote Health and Safety**  
With the chapter having the enclosed track on their property, this ensures safety for all who use it. Along with this, the track's accessibility will have community members use it more often and they wouldn't have to use trails that are unreliable and unsafe. It will be a place to stay healthy and promote safety.

document attached

**Part 3. Additional documents.**

List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

Resolution  
Quotes

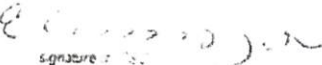
Chapter Resolution attached

**Part 4. Affirmation by Funding Recipient.**

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

Chapter's Preparer:   
signature of the sub-recipient person

Approved by:   
signature of Chapter President or Vice-President

Approved by:   
signature of ASU

Approved by:   
signature of Chapter ASU

Approved to submit for Review:   
signature of ASU Chapter




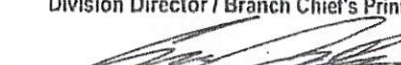
FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY


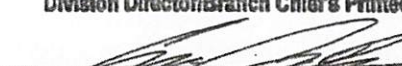
PART I. Business Unit No.: NEW Program Title: LUKACHUKAI COMMUNITY ENCLOSED TRACK Division/Branch: Div. of Comm. Dev/ Chinle ASC  
Prepared By: Paula S. Begay Phone No.: (928) 266-7426 Email Address: [psbegay@naataani.org](mailto:psbegay@naataani.org)

| PART II. FUNDING SOURCE(S) | Fiscal Year /Term | Amount   | % of Total | PART III. BUDGET SUMMARY          | Fund Type Code | (A) NNC Approved Original Budget | (B) Proposed Budget | (C) Difference or Total |
|----------------------------|-------------------|----------|------------|-----------------------------------|----------------|----------------------------------|---------------------|-------------------------|
| NN Fiscal Recovery Funds   | 4/1/23-12/13/26   | 140,000. | 100%       | 2001 Personnel Expenses           |                |                                  |                     |                         |
|                            |                   |          |            | 3000 Travel Expenses              |                |                                  |                     |                         |
|                            |                   |          |            | 3500 Meeting Expenses             |                |                                  |                     |                         |
|                            |                   |          |            | 4000 Supplies                     |                |                                  |                     |                         |
|                            |                   |          |            | 5000 Lease and Rental             |                |                                  |                     |                         |
|                            |                   |          |            | 5500 Communications and Utilities |                |                                  |                     |                         |
|                            |                   |          |            | 6000 Repairs and Maintenance      |                |                                  |                     |                         |
|                            |                   |          |            | 6500 Contractual Services         | 6              |                                  | 140,000.            | 140,000.                |
|                            |                   |          |            | 7000 Special Transactions         |                |                                  |                     |                         |
|                            |                   |          |            | 8000 Public Assistance            |                |                                  |                     |                         |
|                            |                   |          |            | 9000 Capital Outlay               |                |                                  |                     |                         |
|                            |                   |          |            | 9500 Matching Funds               |                |                                  |                     |                         |
|                            |                   |          |            | 9500 Indirect Cost                |                |                                  |                     |                         |
|                            |                   |          |            | TOTAL                             |                | \$0.00                           | 140,000.            | 140,000.                |
| TOTAL: 140,000. 100%       |                   |          |            | PART IV. POSITIONS AND VEHICLES   |                | (D)                              | (E)                 |                         |
|                            |                   |          |            | Total # of Positions Budgeted:    |                |                                  |                     |                         |
|                            |                   |          |            | Total # of Vehicles Budgeted:     |                |                                  |                     |                         |

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

SUBMITTED BY: James Adakaii, Deputy Director APPROVED BY: Calvin Castillo, Executive Director  
Program Manager's Printed Name Division Director / Branch Chief's Printed Name  
   
Program Manager's Signature and Date 06/15/2023  
Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

|  |  |         |  |   |        |         |        |         |        |
|--|--|---------|--|---|--------|---------|--------|---------|--------|
| <b>PART I. PROGRAM INFORMATION:</b>  |  |         |  |   |        |         |        |         |        |
| Business Unit No.: <u>NEW</u>  |  |         | Program Name/Title: <u>LIKACHUKAI COMMUNITY ENCLOSED TRACK</u> |   |        |         |        |         |        |
| <b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>                        |  |         |  |   |        |         |        |         |        |
| <b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>   |  |         |  |   |        |         |        |         |        |
|  |  | 1st QTR |  | 2nd QTR   |        | 3rd QTR |        | 4th QTR |        |
|  |  | Goal    | Actual   | Goal  | Actual | Goal    | Actual | Goal    | Actual |
| <b>1. Goal Statement:</b>  |  |         |  |   |        |         |        |         |        |
| Assist registered voters in Rock Point Community with Septic Tank Cleaning                     |  |         |  |   |        |         |        |         |        |
| <b>Program Performance Measure/Objective:</b>  |  |         |  |   |        |         |        |         |        |
| Complete septic tank cleaning at the residents.  |  |         |  |   |        | 6       |        | 6       |        |
| <b>2. Goal Statement:</b>  |  |         |  |   |        |         |        |         |        |
| <b>Program Performance Measure/Objective:</b>  |  |         |  |   |        |         |        |         |        |
| <b>3. Goal Statement:</b>  |  |         |  |   |        |         |        |         |        |
| <b>Program Performance Measure/Objective:</b>  |  |         |  |   |        |         |        |         |        |
| <b>4. Goal Statement:</b>  |  |         |  |   |        |         |        |         |        |
| <b>Program Performance Measure/Objective:</b>  |  |         |  |   |        |         |        |         |        |
| <b>5. Goal Statement:</b>  |  |         |  |   |        |         |        |         |        |
| <b>Program Performance Measure/Objective:</b>  |  |         |  |   |        |         |        |         |        |
| <b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>  |  |         |  |   |        |         |        |         |        |
| James Adakai, Deputy Director  |  |         |  | Calvin Castillo, Division Director  |        |         |        |         |        |
| Program Manager's Printed Name   |  |         |  | Division Director/Branch Chief's Printed Name   |        |         |        |         |        |
| <br>6-15-23 |  |         |  | <br>06/15/2023 |        |         |        |         |        |
| Program Manager's Signature and Date   |  |         |  | Division Director/Branch Chief's Signature and Date   |        |         |        |         |        |

FY 2023

THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION

| PART I. PROGRAM INFORMATION:                                   |   |                                       |                                    |
|--|---|---------------------------------------|------------------------------------|
| Program Name/Title: <u>LUKACHUKAI COMMUNITY ENCLOSED TRACK</u> |   | Business Unit No.: <u>NEW</u>         |                                    |
| PART II. DETAILED BUDGET:                                      |   |                                       |                                    |
| (A)  | (B)   | (C)                                   | (D)                                |
| Object Code (LOD 6)  | Object Code Description and Justification (LOD 7) | Total by DETAILED Object Code (LOD 6) | Total by MAJOR Object Code (LOD 4) |
| 6500   | CONTRACTUAL SERVICES                              |                                       |                                    |
| 6910   | OTHER CONTRACTUAL SERVICES                        |                                       |                                    |
| 6921   | Other Services                                    | 140,000.                              | 140,000.                           |
| <b>TOTAL</b>   |   | 140,000.                              | 140,000.                           |



**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

|   |   |   |    |          |    |    |          |         |   |          |     |   |          |   |          |   |   |          |   |    |                      |   |     |   |   |   |   |   |   |   |   |           |           |  |  |  |  |  |
|---|---|---|----|----------|----|----|----------|---------|---|----------|-----|---|----------|---|----------|---|---|----------|---|----|----------------------|---|-----|---|---|---|---|---|---|---|---|-----------|-----------|--|--|--|--|--|
| <b>PART I. Business Unit No.:</b> <u>NEW</u><br><b>Project Title:</b> <u>LUKACHUKAI CHAPTER COMMUNITY ENCLOSED TRACK</u><br><b>Project Description:</b> <u>Complete Enclosed Track on Chapter grounds for community usage.</u><br>Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification |   |   |    |          |    |    |          |         |   |          |     |   |          | <b>PART II. Project Information</b><br><b>Project Type:</b> <u>ENCLOSED TRACK</u><br><b>Planned Start Date:</b> <u>4/1/2023</u><br><b>Planned End Date:</b> <u>12/13/2026</u><br><b>Project Manager:</b> <u>DCD</u> |          |   |   |          |   |    |                      |   |     |   |   |   |   |   |   |   |   |           |           |  |  |  |  |  |
| <b>PART III.</b><br>List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.  |   | <b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b> |    |          |    |    |          |         |   |          |     |   |          | Expected Completion Date if project exceeds 8 FY Qtrs.  |          |   |   |          |   |    |                      |   |     |   |   |   |   |   |   |   |   |           |           |  |  |  |  |  |
| 4/1/23 - 3/31/24<br>Complete documents for subcontractor 164 Process<br>4/1/24 - 9/30/26<br>Enclosed track construction within the Lukachukai Chapter   |   | FY 2023   |    |          |    |    |          | FY 2024 |   |          |     |   |          | 12/13/2026  |          |   |   |          |   |    |                      |   |     |   |   |   |   |   |   |   |   |           |           |  |  |  |  |  |
|   |   | 1st Qtr.  |    | 2nd Qtr. |    |    | 3rd Qtr. |         |   | 4th Qtr. |     |   | 1st Qtr. |   | 2nd Qtr. |   |   | 3rd Qtr. |   |    | 4th Qtr.             |   |     |   |   |   |   |   |   |   |   |           |           |  |  |  |  |  |
|   |   | O   | N  | D        | J  | F  | M        | A       | M | J        | Jul | A | S        | O   | N        | D | J | F        | M | A  | M                    | J | Jul | A | S | O | N | D | J | F | M |           |           |  |  |  |  |  |
| x   | x | x   | x  | x        | x  | x  | x        | x       | x | x        | x   | x | x        | x   | x        | x | x | x        | x | x  | x                    | x | x   | x | x | x | x | x | x | x | x | x         |           |  |  |  |  |  |
| <b>PART V.</b><br>Expected Quarterly Expenditures   |   | \$  | \$ | \$       | \$ | \$ |          |         |   |          |     |   | \$       |   |          |   |   |          |   | \$ | <b>PROJECT TOTAL</b> |   |     |   |   |   |   |   |   |   |   |           |           |  |  |  |  |  |
|   |   |   |    |          |    |    |          |         |   |          |     |   |          |   |          |   |   |          |   |    |                      |   |     |   |   |   |   |   |   |   |   | \$ 50,000 | \$ 50,000 |  |  |  |  |  |

FOR OMB USE ONLY:    Resolution No: \_\_\_\_\_    FMIS Set Up Date: \_\_\_\_\_    Company No: \_\_\_\_\_    OMB Analyst: \_\_\_\_\_

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

|  |   |   |   |          |   |   |          |   |   |          |   |   |   |   |   |          |   |   |   |   |   |               |   |   |            |   |   |   |   |   |  |  |
|--|---|---|---|----------|---|---|----------|---|---|----------|---|---|---|---|---|----------|---|---|---|---|---|---------------|---|---|------------|---|---|---|---|---|--|--|
| <b>PART I. Business Unit No.:</b> <u>NEW</u><br><b>Project Title:</b> <u>LUKACHUKAI CHAPTER COMMUNITY ENCLOSED TRACK</u><br><b>Project Description:</b> <u>Complete Enclosed Track on Chapter grounds for community usage.</u>   |   |   |   |          |   |   |          |   |   |          |   |   | <b>PART II. Project Information</b><br><b>Project Type:</b> <u>ENCLOSED TRACK</u><br><b>Planned Start Date:</b> <u>4/1/2023</u><br><b>Planned End Date:</b> <u>12/13/2026</u><br><b>Project Manager:</b> <u>DCD</u> |   |   |          |   |   |   |   |   |               |   |   |            |   |   |   |   |   |  |  |
| <b>Check one box:</b> <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification   |   |   |   |          |   |   |          |   |   |          |   |   |   |   |   |          |   |   |   |   |   |               |   |   |            |   |   |   |   |   |  |  |
| <b>PART III.</b><br>List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.   | <b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b> |   |   |          |   |   |          |   |   |          |   |   |   |   |   |          |   |   |   |   |   |               |   |   |            |   |   |   |   |   |  |  |
| 4/1/23 - 3/31/24<br>Complete documents for subcontractor 164 Process<br>4/1/24 - 9/30/26<br>Enclosed Track construction within the Lukachukai Chapter<br><br>10/1/26-12/13/26<br>Close out of financial documents and other paperwork needed to ensure enclosed track is ready to use. | <b>FY 2025</b>  |   |   |          |   |   |          |   |   |          |   |   | <b>FY 2026</b>  |   |   |          |   |   | <b>Expected Completion Date if project exceeds 8 FY Qtrs.</b> |   |   |               |   |   |            |   |   |   |   |   |  |  |
|  | 1st Qtr.  |   |   | 2nd Qtr. |   |   | 3rd Qtr. |   |   | 4th Qtr. |   |   | 1st Qtr.  |   |   | 2nd Qtr. |   |   | 3rd Qtr.  |   |   | 4th Qtr.      |   |   | 12/13/2026 |   |   |   |   |   |  |  |
|  | O   | N | D | J        | F | M | A        | M | J | Jul      | A | S | O   | N | D | J        | F | M | A   | M | J | Jul           | A | S | O          | N | D | J | F | M |  |  |
| x  | x   | x | x | x        | x | x | x        | x | x | x        | x |   |   |   |   |          |   |   |   |   |   |               |   |   |            |   |   |   |   |   |  |  |
|  |   |   |   |          |   |   |          |   |   |          |   | x | x   | x |   |          |   |   |   |   |   |               |   |   |            |   |   |   |   |   |  |  |
| <b>PART V.</b><br>Expected Quarterly Expenditures  | \$  |   |   | \$       |   |   | \$       |   |   | \$       |   |   | \$  |   |   | \$       |   |   | \$  |   |   | PROJECT TOTAL |   |   |            |   |   |   |   |   |  |  |
|  |   |   |   | 50,000   |   |   | 20,000   |   |   | 20,000   |   |   |   |   |   |          |   |   |   |   |   |               |   |   | \$ 90,000  |   |   |   |   |   |  |  |

FOR OMB USE ONLY:    Resolution No: \_\_\_\_\_    FMIS Set Up Date: \_\_\_\_\_    Company No: \_\_\_\_\_    OMB Analyst: \_\_\_\_\_

A Record of Resurvey  
located in Section 29  
T35N, R29E G&SRM  
Lukachukai, Apache County, Arizona

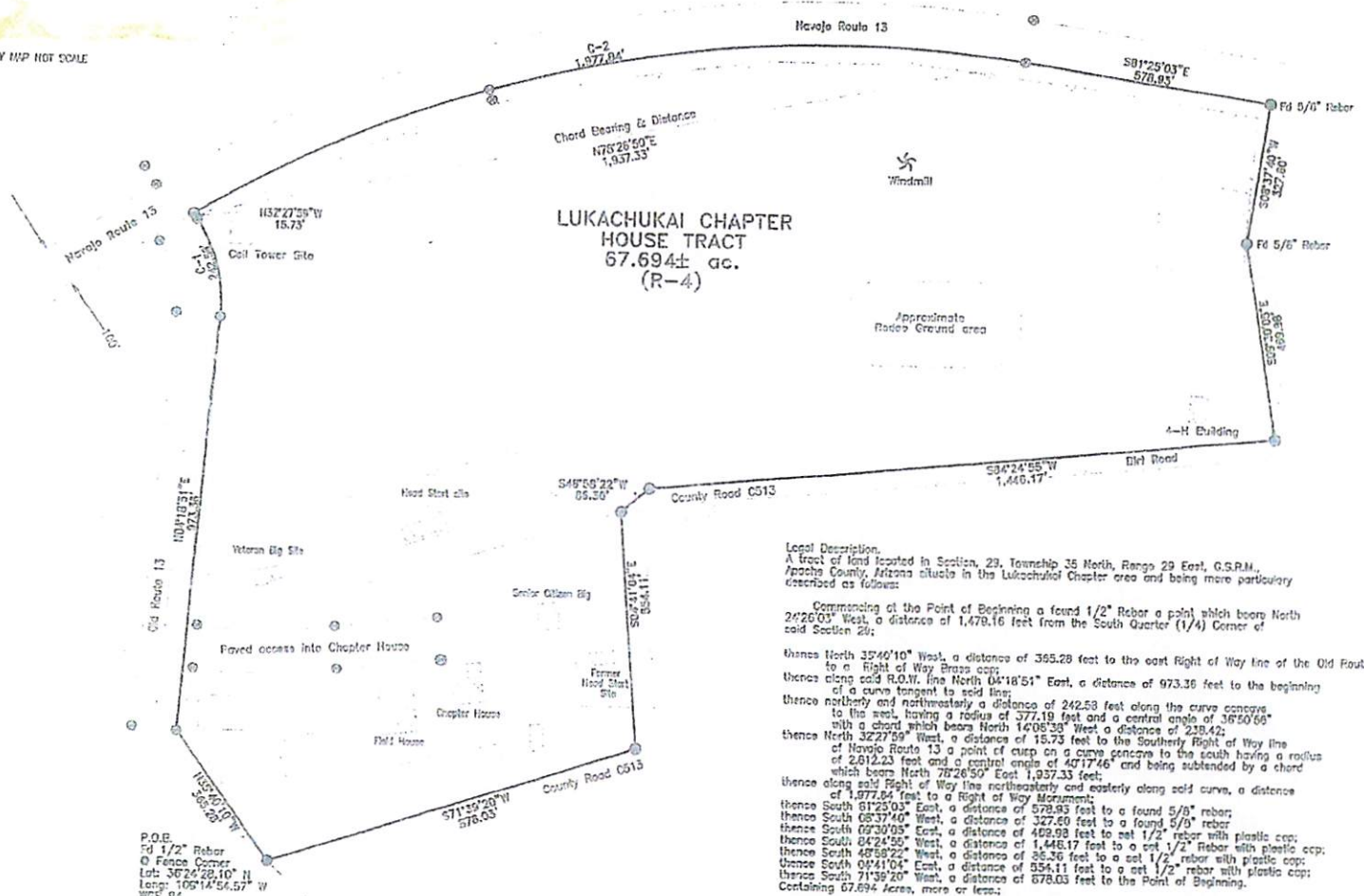
Project Site

VICINITY MAP NOT SCALE



CURVE DATA

| CURVE C1  |              | CURVE C2  |              |
|-----------|--------------|-----------|--------------|
| Rad       | 377.19       | Rad       | 242.53       |
| Am        | 242.53       | Am        | 1,937.84     |
| Len       | 239.42       | Len       | 1,937.33     |
| Chd. Brg. | N16°09'30" E | Chd. Brg. | N78°26'50" E |



LUKACHUKAI CHAPTER  
HOUSE TRACT  
67.694± ac.  
(R-4)

**Legal Description.**  
A tract of land located in Section 29, Township 35 North, Range 29 East, G.S.R.M., Apache County, Arizona situated in the Lukachukai Chapter area and being more particularly described as follows:

Commencing at the Point of Beginning a found 1/2" Rebar a point which bears North 2°26'03" West, a distance of 1,478.16 feet from the South Quarter (1/4) Corner of said Section 29;

thence North 35°40'10" West, a distance of 365.28 feet to the east Right of Way line of the Old Route 13 to a Right of Way Brass cap;

thence along said R.O.W. line North 04°18'51" East, a distance of 973.36 feet to the beginning of a curve tangent to said line;

thence northerly and northwesterly a distance of 242.53 feet along the curve concave to the west, having a radius of 377.19 feet and a central angle of 38°50'06" with a chord which bears North 14°08'38" West a distance of 238.42;

thence North 32°27'59" West, a distance of 15.73 feet to the Southerly Right of Way line of Navajo Route 13 a point of cusp on a curve concave to the south having a radius of 2,612.23 feet and a central angle of 48°17'46" and being subtended by a chord which bears North 78°26'50" East 1,937.33 feet;

thence along said Right of Way line northeasterly and easterly along said curve, a distance of 1,977.84 feet to a Right of Way Monument;

thence South 61°25'03" East, a distance of 578.93 feet to a found 5/8" rebar;

thence South 05°37'40" West, a distance of 327.60 feet to a found 5/8" rebar;

thence South 09°30'05" East, a distance of 469.98 feet to set 1/2" rebar with plastic cap;

thence South 04°24'55" West, a distance of 1,448.17 feet to a set 1/2" rebar with plastic cap;

thence South 48°58'22" West, a distance of 25.36 feet to a set 1/2" rebar with plastic cap;

thence South 04°41'04" East, a distance of 554.11 feet to a set 1/2" rebar with plastic cap;

thence South 71°39'20" West, a distance of 678.03 feet to the Point of Beginning.

Containing 67.694 Acres, more or less.

I, Henry Thomas an Arizona Professional Surveyor, do hereby certify that this plot was prepared from an actual ground survey performed by me or under my direct supervision, that I am responsible for this survey, that this survey is true and correct to the best of my knowledge and belief, that this Plot and the field survey upon which it is based meet the Minimum Standards for Surveying in Arizona and that this survey is a survey of an existing tract or tracts.

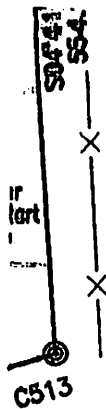
Henry Thomas Az. P.L.S. No. 28894 DNE

|  |  |          |
|--|--|----------|
| <b>RED VALLEY SURVEY</b>   |  | Ch'd By: |
| P.O. Box 2827, Shiprock, New Mexico 87420  |  | HT       |
| Ph. 505-329-0479   |  | Dwn By:  |
| RESURVEY OF THE<br>LUKACHUKAI CHAPTER<br>HOUSE TRACT<br>located in the<br>Section 29, T35N, R29E G&SRM<br>Lukachukai, Apache County, Arizona |  | Scale:   |
|  |  | 1"=200'  |
|  |  | DME:     |
|  |  | 1-28-22  |

RVS#22-99

- Notes:
- Basis of Bearing: South line of Section 29, T35N, R29E
  - Denotes set 1/2" x 10" Rebar with Plastic Cap: NMPLS #12163
  - Utilities not located: APPLS #28894
- References:
- (R-1) - BLM Township Plat of Township 35 North, Range 29 East G&SRM
  - (R-2) - Lukachukai area Quad Map
  - (R-3) - A survey plat for Bradley H. & Valerie Blair (Toback Trading Post) by APPLS 14207 dated 6-20-88
  - (R-4) Lukachukai Chapter Tract 67.93± Ac.

|    |                                     |   |  |
|----|-------------------------------------|---|--|
| 20 | Sta. 29                             |   | Sta. 29  |
| 31 | Sta. 32                             | Basis of Bearing<br>N89°59'42"W<br>2560.10' | Sta. 32  |
|    | Section Corner<br>Fd USSM Brass Cap |   | 1/4 Corner<br>Fd USSM Brass Cap<br>Lot: 352°24'14.70" N<br>Long: 103°14'47.03" W<br>WGS 84 |



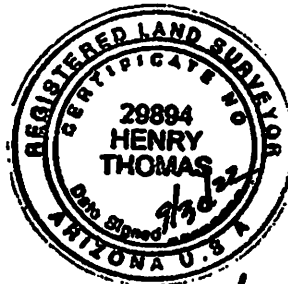
Commencing at the Point of Beginning a found 1/2" Rebar a point which bears North 24°26'03" West, a distance of 1,479.16 feet from the South Quarter (1/4) Corner of said Section 29;

thence North 35°40'10" West, a distance of 365.28 feet to the east Right of Way line of the Old Route 13 to a Right of Way Brass cap;  
 thence along said R.O.W. line North 04°18'51" East, a distance of 973.36 feet to the beginning of a curve tangent to said line;  
 thence northerly and northwesterly a distance of 242.58 feet along the curve concave to the west, having a radius of 377.19 feet and a central angle of 36°50'58" with a chord which bears North 14°06'38" West a distance of 238.42;  
 thence North 32°27'59" West, a distance of 15.73 feet to the Southerly Right of Way line of Navajo Route 13 a point of cusp on a curve concave to the south having a radius of 2,812.23 feet and a central angle of 40°17'46" and being subtended by a chord which bears North 78°26'50" East 1,937.33 feet;  
 thence along said Right of Way line northeasterly and easterly along said curve, a distance of 1,977.84 feet to a Right of Way Monument;  
 thence South 81°25'03" East, a distance of 578.93 feet to a found 5/8" rebar;  
 thence South 08°37'40" West, a distance of 327.60 feet to a found 5/8" rebar  
 thence South 09°30'05" East, a distance of 469.98 feet to set 1/2" rebar with plastic cap;  
 thence South 84°24'55" West, a distance of 1,446.17 feet to a set 1/2" Rebar with plastic cap;  
 thence South 48°58'22" West, a distance of 86.36 feet to a set 1/2" rebar with plastic cap;  
 thence South 04°41'04" East, a distance of 554.11 feet to a set 1/2" rebar with plastic cap;  
 thence South 71°39'20" West, a distance of 878.03 feet to the Point of Beginning.  
 Containing 67.694 Acres, more or less.;

I, Henry Thomas an Arizona Professional Surveyor, do hereby certify that this plat was prepared from an actual ground survey performed by me or under my direct supervision, that I am responsible for this survey; that this survey is true and correct to the best of my knowledge and belief, that this Plat and the field survey upon which it is based meet the Minimum Standards for Surveying in Arizona and that this survey is a survey of an existing tract or tracts.

*Henry Thomas*  
 Henry Thomas Az. P.L.S. No. 29894

9/30/22  
 DATE



*Expires 3/31/23*

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 RVS#22-99

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|---|--|---------------------------------------|
| <b>RED VALLEY SURVEY</b><br>P.O. Box 2827, Shiprock, New Mexico 87420<br>Ph. 505-320-0479   |  | Ck'd By:<br>HT<br>Dwn B)              |
| <b>RESURVEY OF THE<br/>         LUKACHUKAI CHAPTER<br/>         HOUSE TRACT</b><br>located in the<br>Section 29, T35N, R29E G&SRM<br>Lukachukai, Apache County, Arizona |  | Scale:<br>1"=200'<br>DATE:<br>9-26-22 |



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

DEPARTMENT OF JUSTICE
INITIAL ELIGIBILITY DETERMINATION
FOR NAVAJO NATION FISCAL RECOVERY FUNDS

RFS/HK Review #: HK0586

Date & Time Received: 6/21/23 at 10:17

Date & Time of Response: 6/27/23 at 17:00

Entity Requesting FRF: Lukachukai Chapter

Title of Project: Chapter Track Construction

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$449,685.00

Eligibility Determination:

- FRF eligible
FRF ineligible
Additional information requested

FRF Eligibility Category:

- (1) Public Health and Economic Impact
(2) Premium Pay
(3) Government Services/Lost Revenue
(4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 2.22 Strong Healthy
Communities: Neighborhood Features that Promote Health and Safety




**Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures):**

- |  |  |
|--|--|
| <input type="checkbox"/> Missing Form  | <input type="checkbox"/> Expenditure Plan incomplete                     |
| <input type="checkbox"/> Supporting documentation missing  | <input type="checkbox"/> Funds will not be obligated by 12/31/2024       |
| <input type="checkbox"/> Project will not be completed by 12/31/2026                                     | <input type="checkbox"/> Incorrect Signatory                             |
| <input type="checkbox"/> Ineligible purpose  | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports                                 |  |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination |  |

Other Comments: \_\_\_\_\_  
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Name of DOJ Reviewer: Navalyn R. Platero

Signature of DOJ Reviewer: 

**Disclaimers:**

If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. **Please email your resubmission to [arpa@nndoj.org](mailto:arpa@nndoj.org).** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

An NNDOJ Initial Eligibility Determination is based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.