

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UTAH DINÉ BIKÉYAH, et al.,	)	
	)	No. 1:17-cv-02605-TSC
Plaintiffs,	)	
	)	
v.	)	
	)	
DONALD J. TRUMP, et al.,	)	
	)	
Defendants,	)	
	)	
BRANDON SULSER, et al.,	)	
	)	
Applicant Defendant-Intervenors.	)	
_____	)	

**DECLARATION OF SANDY L. JOHNSON IN SUPPORT OF  
SANDY AND GAIL JOHNSON'S MOTION TO INTERVENE**

I, SANDY L. JOHNSON, declare that:

1. I submit this Declaration in support of my Motion to Intervene in the above-captioned case (Lawsuit).

2. I have personal knowledge of the facts stated in this Declaration, and if called as a witness, I could and would testify to these facts under oath.

3. My wife Gail Johnson and I reside in San Juan County, Utah, where we own property. We have been ranchers on this property since 1978.

4. I hold one Bureau of Land Management (BLM) Grazing Allotment with my son, Preston T. Johnson. This allotment gives me preference to graze cattle

public lands in southeast Utah that are managed by the BLM. I have held this allotment since 1978.

5. As a rancher, I stay up to date on state and federal environmental laws, rules, and regulations. I am familiar with the December 28, 2016 Proclamation that established the Bears Ears National Monument and the December 4, 2017 Proclamation that reduced the size of this Monument. I further understand that through this Lawsuit, Plaintiffs seek to reinstate the Bears Ears National Monument at its originally designated 1.35 million acres.

6. Under the terms of the December 28, 2016 Proclamation, the entirety of my grazing allotment was within the Bears Ears National Monument. Furthermore, under its original designation, the borders of the Bears Ears National Monument surrounded the private property that my wife and I own in San Juan County.

7. The reinstatement of the original boundaries of the Bears Ears National Monument would threaten my business and personal interests. The December 28, 2016 Proclamation altered the regulatory regime for use on the public land where I graze cattle.

8. Based on ranchers' experiences with the Grand Staircase-Escalante National Monument, I knew that establishing a monument on my allotment would harm my business interests. In the nearly 20 years since the Grand Staircase-Escalante National Monument has been established, the number of animals grazing on that monument has declined. The increased regulatory burden has also made it

more difficult for ranchers to move water lines within their allotments, maintain roads, or conduct other projects related to ranching on their allotments.

9. I expressed these and similar concerns to Secretary of the Interior Ryan Zinke when he visited with me and other San Juan County ranchers on May 9, 2017. I and other ranchers told Secretary Zinke that the pre-monument protections provided sufficient protections for the resources on the public land, while also allowing ranchers to conduct their business on the land.

10. The December 4, 2017 Proclamation reduced the size of the Bears Ears National Monument so that it no longer includes the areas covered by my grazing allotment nor encompasses my and my wife's private land.

11. The December 4, 2017 Proclamation not only reduced the size of the Monument, but revised the December 28, 2016 Proclamation to provide that "Nothing in this proclamation shall be deemed to affect authorizations for livestock grazing, or administration thereof, on Federal lands within the monument. Livestock grazing within the monument shall continue to be governed by laws and regulations other than this proclamation." Should the December 4, 2017 Proclamation be rescinded, my ranching business would be negatively affected by increased regulatory oversight over my allotment and uncertainty about whether and how many cattle I could graze in the future.

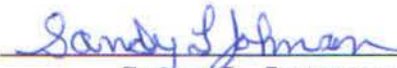
12. The reinstatement of the original boundaries of the Bears Ears National Monument would also threaten my access to the lands at issue in this case. I often use vehicles to travel within the public lands at issue in this case, both

for business purposes and to get to my home. Under the terms of the December 28, 2016 Proclamation, motorized vehicle access would be limited within the Monument, making it more difficult for my family, my employees, and me to drive around the monument.

\* \* \*

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Executed in San Juan County, Utah on Jan. 9, 2018.

  
SANDY L. JOHNSON

**CERTIFICATE OF SERVICE**

I hereby certify that on January 11, 2018, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing. Based on the records currently on file, the Clerk of Court will transmit a Notice of Electronic Filing to the following ECF registrants:

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s/ Jonathan Wood \_\_\_\_\_  
JONATHAN WOOD