



## CHECKLIST FOR HOMESITE LEASE (HSL) APPLICATION

**Application that lacks any required information will be considered incomplete and will NOT BE ACCEPTED.**

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### Homesite Lease Application Requirements

- 1 Please read the Eligibility Requirements before filling out the HSL Application. Applicant(s) must use blue or black ink to complete all application forms. **NO WHITE OUT.**
- 2 Original and up-to-date **Certificate of Navajo Indian Blood**, which can be obtained from the Agency Vital Records. Name(s), Date of Birth, census number(s) and signature(s) must correspond with the information shown on the Certificate of Navajo Indian Blood.
- 3 For joint applicants, valid **marriage license**.
- 4 **HSL Application:** Applicant must read and acknowledge Page 2 of HSL Application; **FORM 1:** Applicant must complete Page 4, Sections 1 and Coordinate with Grazing Officer/Land Board Member to complete Section 2 of **FORM 1** on page 4.
- 5 **FORM 2 - Consent Form(s):** Coordinate with grazing permittee(s) listed on the "Field Clearance Certification" to complete the "Consent Form(s)", if required. Obtain Grazing Official/Land Board Member signature after the grazing permittee(s) have completed the consent form.
- 6 **Receipt** showing payment for an Archaeology Inventory Report to be performed by a private archaeologist contractor or the Navajo Nation Archaeology Department.
- 7 **Receipt** showing payment for a certified land survey plat to be performed by a private registered land surveyor contractor.
- 8 Completed **Environmental Review Form** at the Agency Navajo Land Offices.
- 9 **\$30.00** money order payable to the Navajo Nation for HSL Application non-refundable application fee.
- 10 **\$32.50** money order or cashier's check for Biological Resource Clearance. Completed the **Biological Data Request Form** at the Agency Land Sub-offices to be submitted to Dept. of Fish & Wildlife electronically.

### Grazing Official/Land Board Member Responsibilities

- 1 **FORM 1 - HSL Application:** Complete Section 2 of HSL Application on Page 4. Physically verify the proposed Homesite location utilizing a hand-held Global Positioning System (GPS) unit by reading the Latitude/Longitude coordinates [North American Datum 1983 (NAD83)] identifying the center point of the proposed homesite location. Verify the biological map area/zone.
- 2 **FORM 2 - Field Clearance Certification:** Identify all grazing permittees who are directly affected and impacted by the proposed homesite location identified in Section 2 of the HSL Application. Complete Field Clearance Certification before applicant can obtain written consent from the individuals identified on the Field Clearance Certification. Verify whether proposed homesite is within Navajo forest or woodlands, an area withdrawn for community development or conflicting land use plan, 750 feet of a major highway right-of-way, a half mile of a Navajo Nation or other permanent livestock waters.
- 3 **FORM 3 - Consent Form:** After the applicant obtains written consent from the permittees listed on the Field Clearance Certification, applicant shall provide the signed Consent Form(s) to the GO for verification of signature.

### Submit Completed Application to the Navajo Land Sub-Office

Navajo Land Office, Post Office Box 2179, Chinle, AZ 86503	<a href="mailto:caroldale@frontiernet.net">caroldale@frontiernet.net</a>	(928) 674-2056
Navajo Land Office, Post Office Box 948, Crownpoint, NM. 87313		(505) 786-2376
Navajo Land Office, Post Office Box 208, Shiprock, NM 87420	<a href="mailto:toniasam@frontier.com">toniasam@frontier.com</a>	(505) 368-1120
Navajo Land Office, Post Office Box 3309, Tuba City, AZ 86045	<a href="mailto:norajames@frontiernet.net">norajames@frontiernet.net</a>	(928) 283-3194
Navajo Land Office, Post Office Box 2249, Window Rock, AZ 86515	<a href="mailto:suzannenos@frontiernet.net">suzannenos@frontiernet.net</a>	(928) 871-6523

Homesite Lease Regulations and HSL Application can be downloaded **FREE** from Navajo Land Department website: [www.dinehbikeyah.org](http://www.dinehbikeyah.org). Hard copies are available at Navajo Nation Records Management Office (264 Highway), Tse Bonito, NM. (505) 371-5113.

**ELIGIBILITY REQUIREMENTS**

- 1 The Navajo Nation shall not deny an application for a homesite lease based on the applicant's sex, religious association, clan membership, political philosophy, personal grudges, chapter affiliation, income, education, public or private status, or tribal affiliation so long as the applicant meets all requirements required by law.
- 2 Applicant(s) must be over 18 years of age.
- 3 An applicant can apply for only one homesite lease, with such withdrawal limited to one (1) acre or less of tribal trust or fee land, excluding withdrawals of lands for residential subdivisions and other types of withdrawals, pursuant to 2 N.N.C. § 501.
- 4 Applicant must be an enrolled member of the Navajo Nation, however, a non-member of the Navajo Nation who is legally married to an enrolled member of the Navajo Nation may be eligible through joint husband-wife application, with proof of such legal marriage, by issuance of a valid marriage license under the laws or jurisdiction of the Navajo Nation or any State.

**ACKNOWLEDGEMENT**

**I, (We), acknowledge and understand the homesite lease restrictions and conditions set forth by**

- 1. A Homesite Lease is intended for residential purposes only. All other non-residential uses are prohibited.
- 2. Homesite lease area shall not be used as a business site, mission site, grazing permit, bingo hall, dance hall, abandoned vehicle storage, or any fund raising activities. Lessee may not charge rent, sublease, lease or act as a landlord within a homesite lease premises.
- 3. Applicants shall not disturb or commence construction activities on the proposed site until the applicant receives an approved homesite lease. Be advised the Federal Laws may restrict or null application.
- 4. Homesite lease shall be fenced to avoid disputes; animal control; and for ingress and egress.
- 5. A finalized homesite lease is required prior to transporting mobile homes onto the Navajo Nation and a transportation permit must be obtained from the Navajo Land Department for a fee before any mobile homes enter the Navajo Trust or Fee Land.
- 6. Lessee shall maintain the lease premises in a safe and sanitary condition. All solid waste, hazardous waste materials such as non-operational vehicles, barrels, etc., must be disposed at approved sanitary landfill or transfer station. Lessee shall present a good appearance both inside and outside of the lease premises.
- 7. The Lessee's finalized Homesite Lease shall be available upon full payment of \$900.00 (\$12 annual payment X 75 year lease) payable in money order to the Navajo Nation and shall be paid at the Navajo Land Department.
- 8. A homesite application is not a homesite lease, therefore, it is not transferable by assignment or court order.
- 9. Lessee shall not use or cause to be used any part of the homesite lease premises for any unlawful conduct or purpose, including but not limited to bootlegging, gaming, and other illegal drug activities. Any illegal activities conducted on the homesite lease premises shall be considered a breach of the terms of the homesite lease.
- 10. Burials sites are prohibited within the homesite lease premises. See Resources Resolution No. RCD-216-99.
- 11. Livestock and corrals are prohibited within the homesite lease premises.
- 12. Homesite leases cannot be sold, but may be transferred or assigned to another qualified homesite lease applicant through the NLD. For such transfers or assignments, the permanent improvements must be sold to the transferee or assignee at fair market value, subject to the terms of any mortgage(s). For the sale of permanent improvements located on a homesite lease, such sales must also include the transfer or assignment of the homesite lease where the improvement is located.
- 13. Is the proposed homesite lease not within 750 feet of a major highway right-of-way.

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Date

**HOMESITE APPLICATION FORM  
FOR JOINT APPLICANTS ONLY**

**Joint Tenancy with Right of Survivorship:**

Initial Property held by two persons jointly, with equal rights to possession and enjoyment during their lives. Under the doctrine of survivorship, the entire estate, upon the death of one of the joint tenants, goes to the survivor without the need to probate the descendant's estate. This shall not apply to married couples involving a Non-Navajo spouse. **NO PROBATE REQUIRED, HOMESITE GOES TO SURVIVING PERSON.**

**Tenancy in Common:**

Initial Property held by two persons jointly, with equal rights to possession and enjoyment during their lives. However, unlike joint tenancy, when one co-tenant dies, the surviving co-tenant does not succeed to the decedent's interest. Rather, the decedent's fractional interest in the property must be probated. **PROBATE REQUIRED, COURT WILL MAKE DECISION, ATTORNEY FEES INVOLVED.**

**Community Property:**

Initial Any property that is acquired by husband or wife during a marriage that is not separate or gift property to either the husband or wife. Community property principles will govern the distribution of the marital property upon dissolution of marriage in a fair and just manner, and may govern distribution of property upon the death of one spouse in accordance with 9 N.N.C. § 205. **PROBATE REQUIRED, COURT WILL MAKE DECISION, ATTORNEY FEES INVOLVED.**

The above mentioned cotenancy has been explained to us. We acknowledge and understand the difference.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Census Number

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Census Number



**FIELD CLEARANCE CERTIFICATION**  
**To be completed by the Grazing Official / Land Board Member**  
**(THIS IS NOT A CONSENT FORM)**

FORM 2

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**SECTION 1 - Grazing Officer/Land Board Member Responsibilities**

I, \_\_\_\_\_, Grazing Official / Land Board Member of Grazing Management District, \_\_\_\_\_ community of \_\_\_\_\_ Chapter have identified the following individuals as land use or grazing permittee(s) who directly affected by the proposed homesite development as illustrated and proposed by the following homesite applicant(s):

\_\_\_\_\_  
 Homesite Applicant  
 (Print Name)

\_\_\_\_\_  
 Homesite Applicant  
 (Print Name)

**SECTION 2 - Grazing Officer/Land Board Member Responsibilities**

According to my records and to the best of my knowledge, the list of the affected permittee(s) referenced includes all of the permitted land users who are directly affected / impacted by the proposed homesite development.

	NAME	CENSUS NO.	GRAZING PERMIT NO.
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____
4.	_____	_____	_____
5.	_____	_____	_____

**SECTION 3 - Grazing Officer/Land Board Member Responsibilities**

- 1 Proposed Homesite is within the Navajo Partition Land (NPL): YES  NO
- 2 Proposed Homesite is within Navajo fee land: YES  NO
- 3 Are there any improvements(s) on the proposed homesite?  
 Roads:  Trails:  Power Line:  Waterline:  Others: \_\_\_\_\_
- 4 Is there a permanent structure on the proposed site (House)? YES  NO
- 5 If yes, when was the house built? \_\_\_\_\_ (Year)
- 6 Does the applicant now live in the house? YES  NO
- 7 Is the proposed homesite within the designated 750 feet of a major highway right-of-way? If yes, applicant must select a new site.
- 8 Is the proposed homesite within an area withdrawn or otherwise obligated for community development purposes or otherwise in conflict with a local land use plan and/or ordinance? If yes, applicant must select a new site.  
 Is the proposed homesite within the Navajo forest or woodlands? If yes applicant to contact the Navajo Nation Forestry Department and obtain an approval letter.
- 9
- 10 Is the proposed homesite within a half mile of a Navajo Nation or other government developed permanent livestock water? If yes applicant to select a new site or request written authorization from District Grazing Committee.
- 11 Is the proposed homesite within a farm plot or areas with Agricultural Land Use Permits? If yes, applicant must select a new site.

\_\_\_\_\_  
 Grazing Official / Land Board Member

\_\_\_\_\_  
 Date

CONSENT FORM FOR NAVAJO TRUST / FEE LAND

I, \_\_\_\_\_ hereby grant consent to the Navajo Nation to \_\_\_\_\_ and \_\_\_\_\_ to lease one (1) acre or less of Navajo Tribal Land within my permitted grazing land use area for residential and infrastructure (waterline, electrical powerline extension, gas line, sewer, telephone) development, including ingress and egress, purposes as illustrated and acknowledged by the Grazing Official/Land Board Member on Section 2 of the Homesite Lease Application FORM 1.

I, further waive any rights I may have to compensate for the diminishment in value of my permitted grazing land use rights as a result of the proposed homesite, ingress and egress, easements and rights-of-way for infrastructure services line development. I further waive any rights I may have to contest my consent.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

X \_\_\_\_\_  
Permit Holder's Signature

Census #: \_\_\_\_\_

Grazing Permit No.: \_\_\_\_\_  
Date of Issue: \_\_\_\_\_

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WITNESS: \_\_\_\_\_

ACKNOWLEDGED:

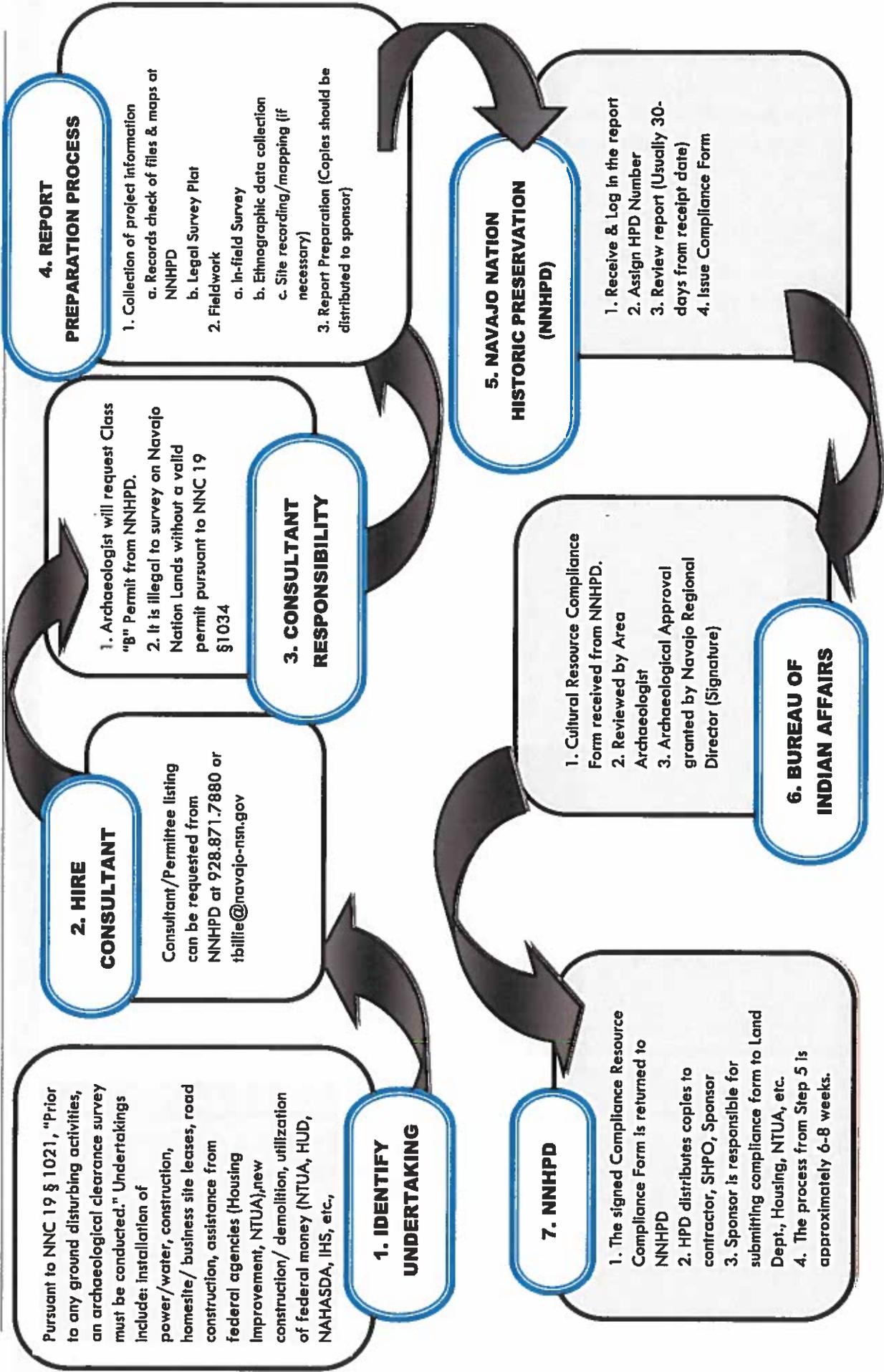
\_\_\_\_\_  
Grazing Official / Land Board Member

\_\_\_\_\_  
Date

\_\_\_\_\_  
Chapter



# "ARCHAEOLOGICAL CLEARANCE" PROCESS ON THE NAVAJO NATION



## CULTURAL RESOURCE CONSULTANTS-ARCHAEOLOGISTS

<p><b>Cornell Pat</b> PO Box 4007 Gallup, NM 87305 505-879-9667</p>	<p><b>CSWTA, Inc.,</b> Environmental Consultants PO Box 790 Tuba City, AZ 86045 928-283-4323 FX: 928-283-4804</p>	<p><b>Dinetahdoo Cultural Resource Management (DCRM), LLC</b> PO Box 2012 Farmington, NM 87499 505-960-9478 FX: 505-960-9485 (Navajo Preference)</p>	<p><b>Genevieve Pino</b> PO Box 6235 Gallup, NM 87301 505-495-9488</p>	<p><b>Iris S. Begaye</b> PO Box 3777 Window Rock, AZ 86515 928-206-9600</p>
<p><b>Judy A. Begay-Taylor</b> 2931 W. Avenida De Las Flores Tucson, AZ 85746 520-909-9626</p>	<p><b>Julia M. Chavez</b> PO Box 3606 Farmington, NM 87499 505-686-4111</p>	<p><b>Karen A. Tilden</b> PO Box 2605 Window, AZ 86515 928-245-3541</p>	<p><b>Sheep Camp Archaeology</b> HCR 79 Box 1216 Cuba, NM 505-731-2273</p>	<p><b>Tse'haal Taal Consulting</b> PO Box 4021 Window Rock, AZ 86515 505-731-2273</p>

## PRIVATE SURVEYORS

<p><b>Falcon Land Surveyors</b> Lonnie Bitsoi, Owner PO Box 1572 Gallup, NM 87305 Cell: 623-680-8716 <a href="mailto:falconlandsurveyors@hotmail.com">falconlandsurveyors@hotmail.com</a></p>	<p><b>Red Valley Survey</b> Henry Thomas, RLS Shiprock, NM 87420 Cell: 505-320-0479 <a href="mailto:rvsurvey@yahoo.com">rvsurvey@yahoo.com</a></p>	<p><b>Robert Marks, NMPS</b> PO Box 219 Gamerco, NM 87317 Ph.: 505-879-0644</p>	<p><b>Hummingbird Survey LLC</b> Del Jones, President PO Box 416 Montezuma Creek, UT 84534 Ph.: 970-570-5108 <a href="mailto:del@hummingbirdsurveyllc.com">del@hummingbirdsurveyllc.com</a></p>
<p><b>Absolute Surveying &amp; Mapping, Inc.</b> Harold Baldwin, RLS PO Box 972 Snowflake, AZ 85937 Cell: 928-205-7378 <a href="mailto:hb_one@yahoo.com">hb_one@yahoo.com</a></p>	<p><b>Extreme Measures Land Surveys, Inc.</b> Alisa J. Templeton, RLS 10800 Nighthawk Lane Flagstaff, AZ 86004 Ph.: 928-853-3661 <a href="mailto:extrememeasures@q.com">extrememeasures@q.com</a></p>	<p><b>Goldtooth Precision Solutions, Inc.</b> Halbert O. Goldtooth, RLS PO Box 640 Tuba City, AZ 86045 Ph.: 928-283-4652 Fx: 928-283-5073 <a href="mailto:halbert@goldtoothsurveying.com">halbert@goldtoothsurveying.com</a></p>	