

LEGISLATIVE SUMMARY SHEET

Tracking No. 0280-19

DATE: September 16, 2019

TITLE OF RESOLUTION: A PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE AND THE BUDGET AND FINANCE COMMITTEE; ACCEPTING THE SPECIAL REVIEW OF THE NAVAJO LAND DEPARTMENT HOME SITE LEASE PROCESS SUBMITTED BY THE OFFICE OF THE AUDITOR GENERAL, AND APPROVING THE CORRECTIVE ACTION PLAN SUBMITTED BY THE NAVAJO LAND DEPARTMENT

PURPOSE: The purpose of the resolution is to accept "A Special Review of the Navajo Land Department Home Site Lease Process," No. 19-02, dated October, 2018, submitted by the Office of the Auditor General and approving the Corrective Action Plan submitted by the Navajo Land Department.

This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: 5:28pm 9-23-19
Website Posting Time/Date: 9-28-19
Posting End Date: 9-29-19
Eligible for Action: 9-29-19

Resources & Development Committee
Thence
Budget & Finance Committee

PROPOSED STANDING COMMITTEE RESOLUTION

24th NAVAJO NATION COUNCIL – First Year, 2019

INTRODUCED BY



(Sponsor)

TRACKING NO. 0280-19

AN ACTION

RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE AND THE
BUDGET AND FINANCE COMMITTEE; ACCEPTING THE SPECIAL REVIEW OF
THE NAVAJO LAND DEPARTMENT HOME SITE LEASE PROCESS SUBMITTED
BY THE OFFICE OF THE AUDITOR GENERAL, AND APPROVING THE
CORRECTIVE ACTION PLAN SUBMITTED BY THE NAVAJO LAND
DEPARTMENT

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee serves as the oversight committee of Navajo Nation chapters. 2 N.N.C. §501(C)(1).
- B. As the oversight committee of Navajo Land Department, the Resources and Development Committee is to receive audit reports and corrective action plans. 12 N.N.C. §7 (E).
- C. The Budget and Finance Committee is charged with receiving and approving audit reports from the Auditor General. 12 N.N.C. §§ 6(A) and 7(D).

SECTION TWO. FINDINGS

- 1 A. The Auditor General submitted an Audit Report for the Special Review of the Navajo
2 Land Department Home Site Lease Process, in accordance with 12 N.N.C § 7(D).
3 The Report, "A Special Review of the Navajo Land Department Home Site Lease
4 Process," No. 19-02, dated October, 2018, is attached as **Exhibit A**.
5 B. The Report lists seven (7) findings and recommendations for correction; details of the
6 findings and recommendations from the special review are included in **Exhibit A**.
7 C. The Navajo Land Department provided a corrective action plan, which is attached as
8 **Exhibit B**.
9

10 **SECTION THREE. ACCEPTANCE AND APPROVAL**

- 11 A. The Navajo Nation hereby approves, "A Special Review of the Navajo Land
12 Department Home Site Lease Process," No. 19-02, dated October, 2018, attached as
13 **Exhibit A**.
14 B. The Navajo Nation approves the corrective action plan submitted by the Navajo Land
15 Department, attached as **Exhibit B**.
16 C. The Navajo Nation directs that copies of the corrective action plan be provided to
17 Resources and Development Committee as part of its oversight responsibility for the
18 Navajo Land Department. The Navajo Nation directs the Navajo Land Department to
19 submit a written status report on its progress in implementing the corrective action
20 plan to the Office of the Auditor General six (6) months after the approval of this
21 resolution.
22 D. The Navajo Nation directs the Office of the Auditor General to review the written
23 status report submitted by the Navajo Land Department and to report the results to the
24 Resources and Development Committee and the Budget and Finance Committee.
25 E. The Navajo Nation directs the Office of the Auditor General to conduct a follow-up
26 review twelve (12) months after the approval of this resolution to verify the actions
27 claimed to have been taken by the Navajo Land Department, to issue a written
28 follow-up report indicating the progress in implementing the corrective action plan,
29 and to make recommendations to the Resources and Development Committee and the
30 Budget and Finance Committee.



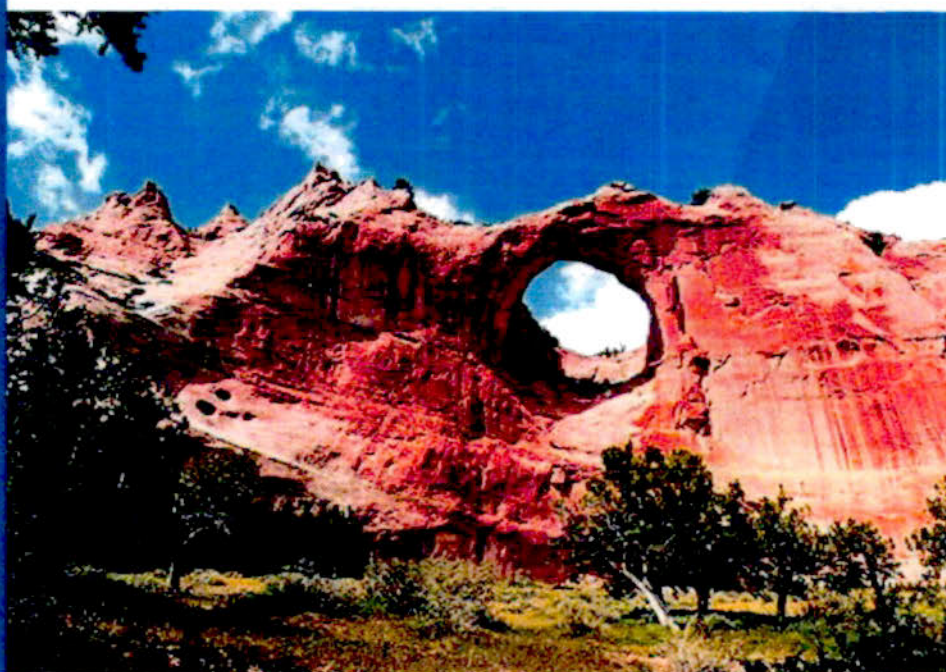
OFFICE OF THE AUDITOR GENERAL

The Navajo Nation

A Special Review
of the
Navajo Land Department
Home Site Lease Process

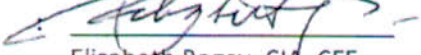
Report No. 19-02
October 2018

Performed by:
Jeanine Jones, Senior Auditor



M-E-M-O-R-A-N-D-U-M

TO : Mike Halona, Program Manager III
NAVAJO LAND DEPARTMENT

FROM : 
Elizabeth Begay, CIA, CFE
Auditor General
OFFICE OF THE AUDITOR GENERAL

DATE : October 5, 2018

SUBJECT : **Special Review of Navajo Land Department Home Site Lease Process**

The Office of the Auditor General herewith transmits Audit Report no. 19-02, Special Review of Navajo Land Department Homesite Lease Process. The audit objective was to examine and review Navajo Land Department's process to ensure homesite lease approvals and dispute resolution promote home ownership. Our review revealed the following observations and deficiencies.

1. Agency staff are working under unsafe conditions. One of the agencies' facility was found in disrepair due to a leaking roof and rodent infestation.
2. Homesite leases are not approved in a timely manner. The Navajo Land Department has not established timelines to complete the homesite lease approval process; however, based on discussions with the department, ten (10) months is considered a reasonable amount of time. One hundred (100) approvals were examined and we found 44 took longer than 10 months to approve.
3. Homesite lease regulations and policies are not enforced. Based on 382 existing homes examined, 235 (62%) were built without an approved homesite lease. Of this number, 129 houses are built in the sensitive area (endangered species & abandoned uranium mines).
4. Complaints are not documented nor resolved in a timely manner. Based on 18 complaints available and reviewed, 13 (or 72%) of the complaints were not adequately documented. Receipt, review, investigation and resolution were unknown and 44% (8 of 18) of the complaints documented were not resolved within the required 150 days.
5. The Navajo Nation System database is unreliable for tracking homesite lease applications. Approximately one-third of the database consisting of over 28,000 lease applications, has no status – finalized, pending or other. Policies and procedures have not been developed to provide direction and instruction to record and capture all applications. An examination of the past two years found that 56% (813 out of 1,460) of the pending applications and 70% (816 out of 1,173) of finalized applications were not in the Navajo Nation System.
6. Office equipment are inadequate for tracking and recording homesite leases. Two of the agencies' computer equipment are obsolete and they are unable to perform the required tasks.
7. The Department Manager's performance measurement is set unrealistically low and does not provide an effective metric. The Department has exceeded its lease application goal by more than 500% in each of the past two years.

Detailed explanations for all issues can be found in the body of the report.

xc: Bitah N. Becker, Executive Director
NAVAJO NATION DIVISION OF NATURAL RESOURCES

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INTRODUCTION AND BACKGROUND

The Office of the Auditor General conducted a special review to examine and review Navajo Land Department's process in approving homesite leases and resolving disputes to promote home ownership. The review was conducted in response to a request from the Navajo Nation Council. A Homesite Lease is a written document evidencing approval from the Navajo Nation and the Bureau of Indian Affairs to withdraw and lease one acre or less of Navajo Tribal trust or fee land for residential purposes. This document is required when seeking a mortgage, utilities assistance, and other residential related matters. Decisions are made in the best interest of the Navajo citizens.

Homesite Lease Regulations were initially developed and implemented in 1993 and amended in October of 2016. The amended regulations were effective as of April of 2017. The amendments clarified details in the approval process and added provisions required by Navajo Nation, the state and federal government. In addition, compliance requirements, restrictions, penalties and fines were included. The homesite lease process involves five homesite lease agencies under the Navajo Land Department and four other departments within the Navajo Division of Natural Resources.

The Navajo Land Department was delegated by committee of the Navajo Nation Council to review and grant homesite leases. With the approval of the Navajo Nation General Leasing Regulations of 2013 by the Secretary of Interior, the Navajo Nation was authorized to unilaterally issue homesite leases and promote home ownership to qualified Navajo.

AUDIT OBJECTIVE, SCOPE, AND METHODOLOGY

The overall audit objective is to determine if homesite lease process is promoting home ownership.

The objective is divided into 4 sub-objectives:

- Determine if homesite lease requests are approved in a timely manner.
- Determine if homesite lease regulations are enforced.
- Determine if homesite lease complaints are handled in compliance with Homesite Lease Regulations.
- Determine if tracking of applications in the database is reliable.

The audit examined activity for a 24-month period: October 1, 2015 through September 30, 2017.

To answer our audit objectives, we interviewed the Chapter administration and officials, observed Chapter operations, and examined available records. More specifically, judgmental sampling was conducted to test approved/pending applications and 100% examination was performed on complaints. Substantive testing was used to verify compliance with the Homesite Lease Regulations and database (Navajo Nation System).

GOVERNMENT AUDITING STANDARDS

We conducted this special review in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives.

The Office of the Auditor General would like to express its appreciation to the Navajo Land Department and Homesite Lease Agency staff for their cooperation and assistance throughout the audit.

REVIEW RESULTS

FINDING I: AGENCY STAFF ARE WORKING UNDER UNSAFE CONDITIONS.

- CRITERIA:** The Navajo Nation Code, Title 15, Chapter 7, Section 604, (B), (9) states that all Navajo Nation employers shall maintain a safe and clean working environment.
- CONDITION:** While on agency site visits, we found Tuba City facility in a depleted condition including leaking roof, covered vents due to rodent infestations, missing tiles, and sagging ceilings. See Exhibit A
- EFFECT:** Under these conditions, employees could get sick, injured and/or loss of life.
- CAUSE:** The agencies are not allocated enough funds to adequately maintain their facilities.
- RECOMMENDATION:** The department should notify NOSHA or Safety Program for inspection of the facilities and address the problems.

FINDING II: THERE IS NO SET TIMELINE ESTABLISHED IN FINALIZING HOMESITE LEASE IN A TIMELY MANNER.

- CRITERIA:** The department has not established formal timelines to complete homesite lease applications.
- CONDITION:** The department has not established criteria; however, the staff use 8-10 months as a guideline. Using 10 months as the criteria, we selected 100 out of 1,173 finalized homesite leases, including new and request for change leases, to verify if they were finalized within reasonable amount of time (10 months or less). Based on our judgmental sampling, we had the following results:

Month/Year	New Lease	*Change Lease	Total	Percentage
Less than 10 months	44	12	56	56%
11 -24 months	20	5	25	25%
25 months-5 years	11	6	17	17%
6-10 years	1		1	1%
More than 15 years	1		1	1%

*modification, assignment, termination

- EFFECT:** Homesite leases are not approved in a timely manner, resulting in a program that is not promoting home ownership.
- CAUSE:** No timeframe goals have been defined for the scheduling or completion of events in the homesite lease approval process. There are no enforceable deadlines for the agencies and departments involved in the process.
- RECOMMENDATION:** Department manager and agency supervisors should establish with the agencies and departments involved in the finalizing homesite lease realistic timelines to complete their individual tasks.

FINDING III: COMPLIANCE OFFICER HAS NOT BEEN HIRED TO ENFORCE HOMESITE LEASE COMPLIANCE AND RESTRICTIONS.

- CRITERIA:** Homesite Lease Regulations 2016, section 17.08, (A), states applicants shall not disturb or commence construction activities on the proposed site until the applicant receives an approved homesite lease.
- CONDITION:** We reviewed residential developments within three selected areas of existing homesites to verify compliance including areas that are declared sensitive areas and not recommended for development because of endangered species & abandoned uranium mines. We found 235 out of 382 (62%) existing homes were built without an approved homesite lease. 106 homes were built in a recommended area (St. Michaels) and 129 homes built in the sensitive areas (Cove and Shiprock) - all without approval. Exhibit B
- EFFECT:** Homes are built illegally or without prior approval on Navajo Land. In addition, endangered species habitats are being destroyed and health risk increases due to proximity to closed mines when homes are built without prior approval.
- CAUSE:** Compliance Officers have not been hired to enforce homesite lease compliance and restrictions as of May 4, 2018.
- RECOMMENDATION:** The department should hire Compliance Officers to improve compliance through inspections.

FINDING IV: COMPLAINTS ARE NOT DOCUMENTED NOR RESOLVED IN A TIMELY MANNER.

- CRITERIA:** Homesite Lease Regulations, sections 18.02-18.05, states complaints will be reviewed to determine whether an investigation is warranted within 30 days. If warranted, the complaint will be investigated within the next 90 days and then resolved within 30 days after the investigation. Further, all complaints will be documented and official records of all documentation will be kept.
- CONDITION:** A listing of 18 complaints were reviewed. 13 out of 18 (72%) complaints had little or no documentation to support the resolution. Further, 8 out 18 (44%) of the complaints were not resolved within the required 150 days.
- EFFECT:** Complaints are not adequately documented and/or resolved in the required timeframe as required in the regulations.
- CAUSE:** Homesite lease regulation were not followed on reviewing, investigating and resolving complaints.
- RECOMMENDATION:** The department should have a detailed, written Complaint Process that takes into account the requirements of the regulation that defines what needs to be documented and who is responsible. The Complaint Process should further define how the process will be tracked to ensure compliance with the required timeframes.

FINDING V: NAVAJO NATION'S DATABASE IS UNRELIABLE IN TRACKING AND RECORDING HOMESITE LEASE APPLICATIONS.

CRITERIA: Navajo Land Title Data System development plan states a data policies and procedures will be developed utilizing current technologies to integrate the data into an effective, efficient and productive medium.

CONDITION: Based on data provided from: 1) the agencies, 2) Navajo Nation's accounting system (FMIS) and 3) the Navajo Land Department (NN System), 813 out 1,460 (56%) pending and 816 out 1,173 (70%) finalized applications were not recorded in the NN System. A review of the 28,417 total recorded applications in the NN System, we found 10,164 (36%) had no status identified.

EFFECT: The database information cannot be relied upon to track Homesite Lease applications.

CAUSE: Policies and procedures have not been developed to communicate what information is required and needs to be submitted/transmitted to the Navajo Nation System.

RECOMMENDATION:

1. Policies and Procedures should be developed and implemented outlining information requirements, timing, submission/transmittal and reconciliation to clean up the database.
2. The Policies and Procedures need to be communicated and all staff need to be trained on the requirements.

FINDING VI: AGENCIES' OFFICE EQUIPMENT ARE INEFFECTIVE IN TRACKING AND RECORDING HOMESITE LEASES.

CRITERIA: Department mission statement states to provide quality customer service by utilizing technology to insure proper optimum use of real property for all to benefit.

CONDITION: Agencies' office equipment are obsolete. Office equipment used by all facilities were found unable to execute tasks required to process and record homesite lease applications.

EFFECT: Staff cannot perform their required tasks.

CAUSE: The agencies are not allocated enough funds to furnished proper equipment to meet their required duties.

RECOMMENDATION: The department should update obsolete office equipment.

FINDING VII: THE CURRENT PERFORMANCE MEASUREMENT IS INEFFECTIVE AND UNDERREPORTED.

CRITERIA:	Budget Instruction Manual, Section II, A, states measurable program performance criteria are required for each program and reported on a quarterly basis.
CONDITION:	Current performance (past 2 years) has exceeded department goals by >500% without an appropriate increase in the goals.
EFFECT:	Performance goals are ineffective to measure program performance.
CAUSE:	Performance goals are not reviewed and set based on historic performance.
RECOMMENDATION:	Performance goals should be reviewed and set annually based on historic performance and realistic targets.

CONCLUSION

Based on our audit, the objective of homesite lease process in promoting home ownership, was not being met by the Navajo Land Department.

- Agency staff are working under unsafe conditions;
- There is no set timeline established in finalizing homesite lease in a timely manner;
- Compliance officer has not been hired to enforce homesite lease compliance and restrictions;
- Complaints are not documented nor resolved in a timely manner;
- Navajo Nation's database is unreliable in tracking and recording homesite lease applications;
- Agencies' office equipment are ineffective in tracking and recording homesite leases and;
- Current performance measurement is ineffective and underreported.

EXHIBIT A

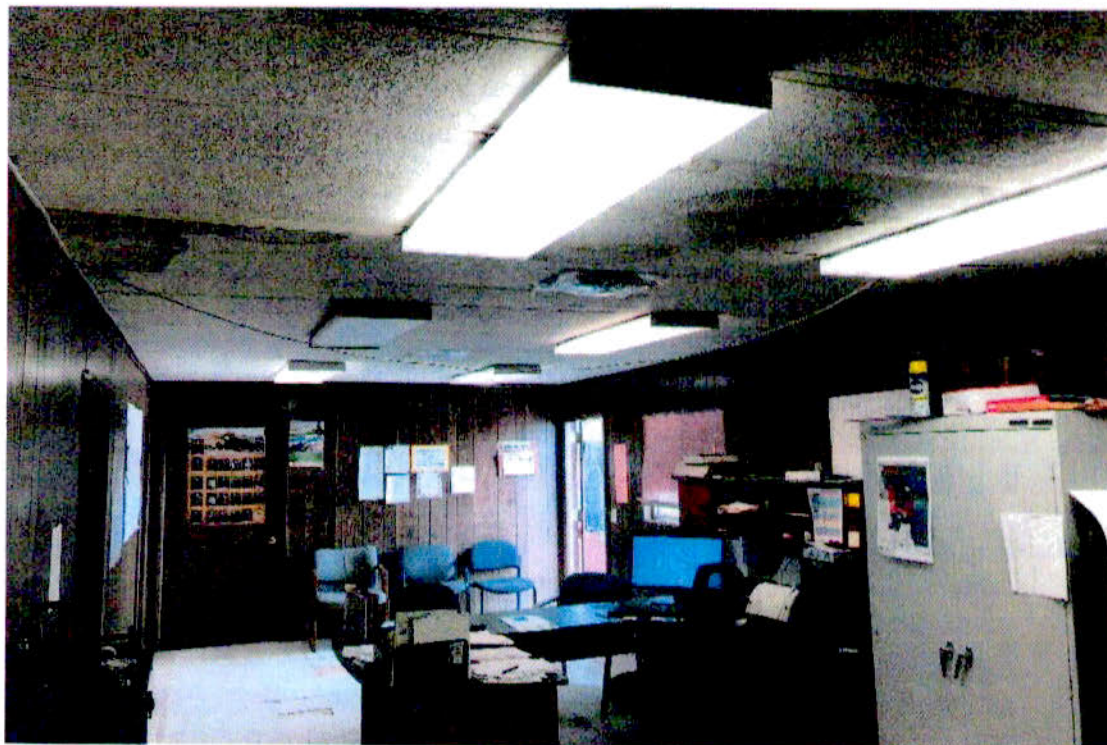




EXHIBIT B



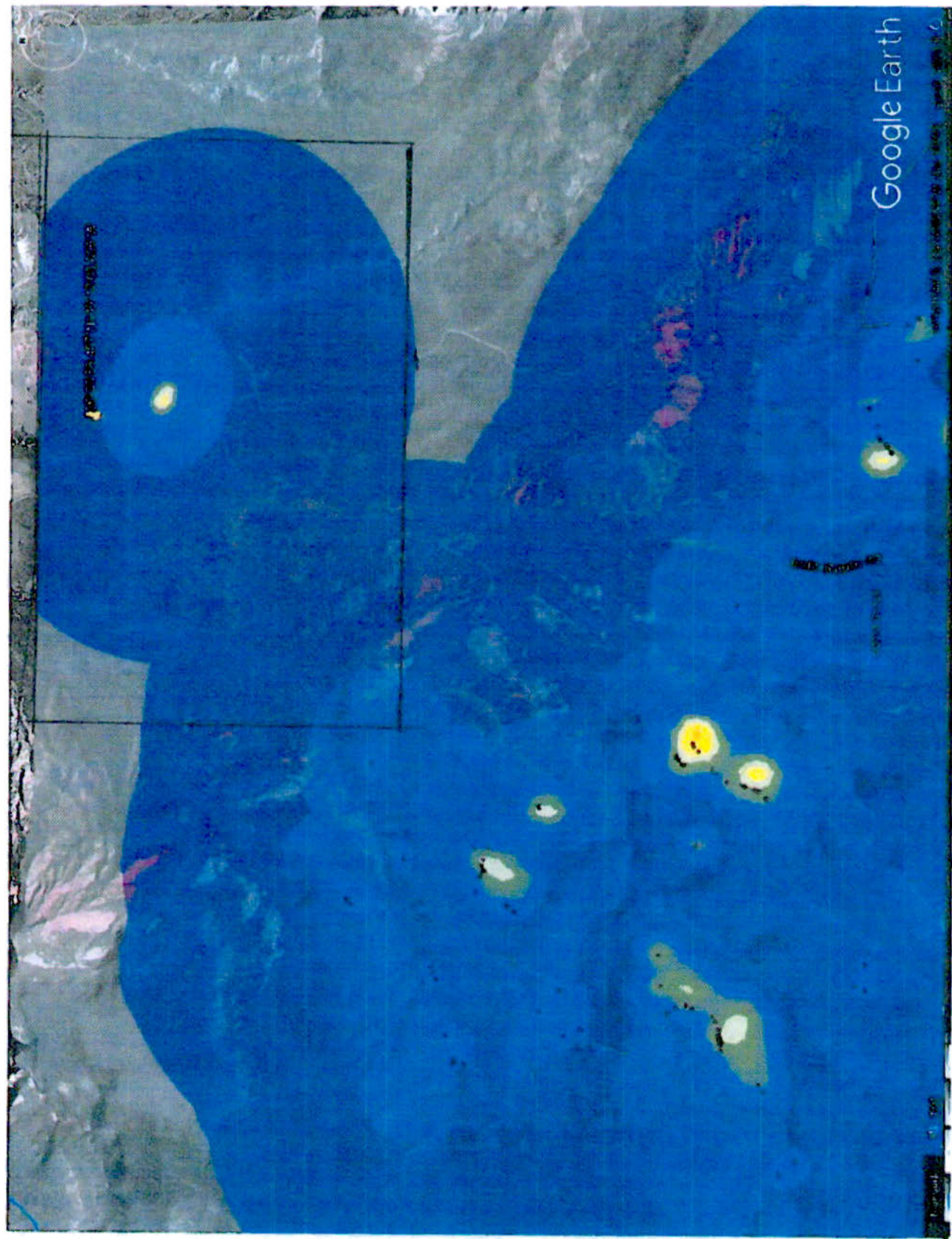
$$\frac{106}{235} = 45\%$$

Cove Area

Yellow - Mine

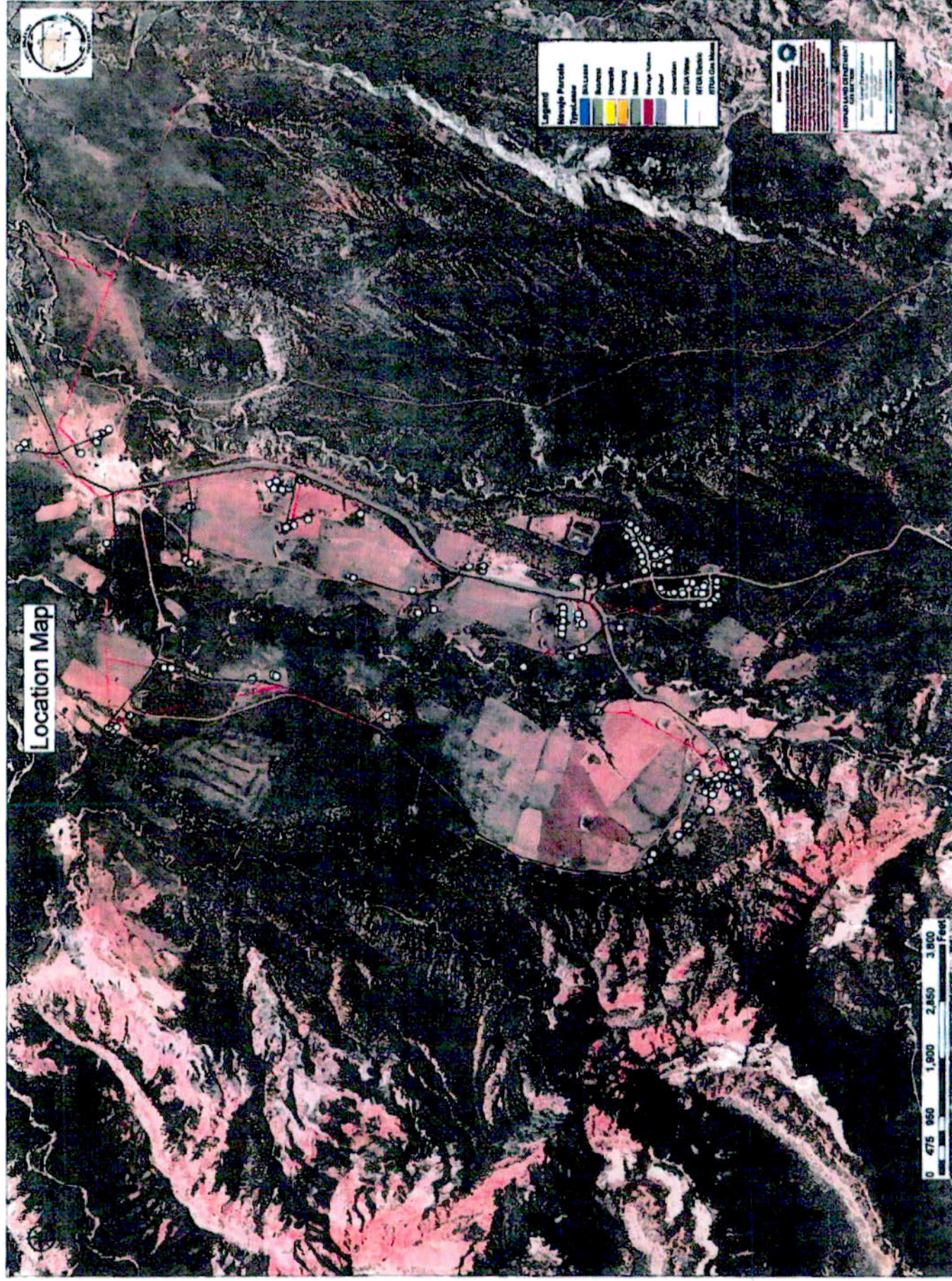
Blue - 1/2 Buffer Zone (not recommended)

Purple - 2nd layer of Buffer Zone



Cove Area

Location Map

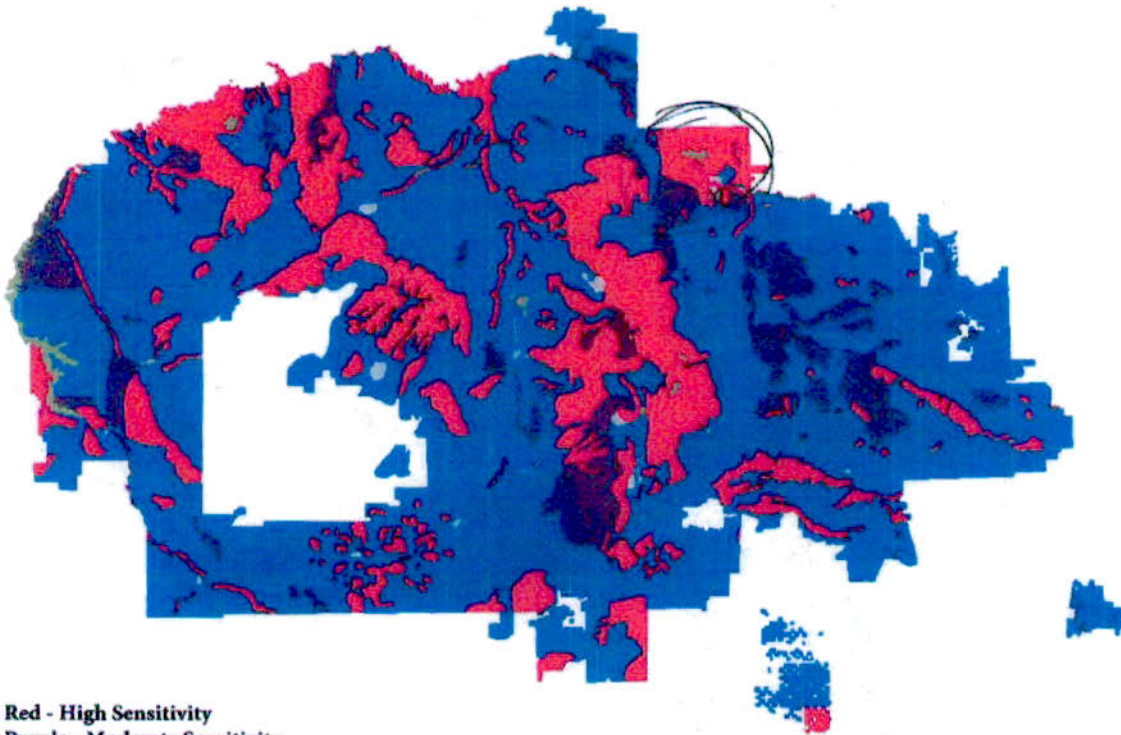


*** - School**

0-114 houses

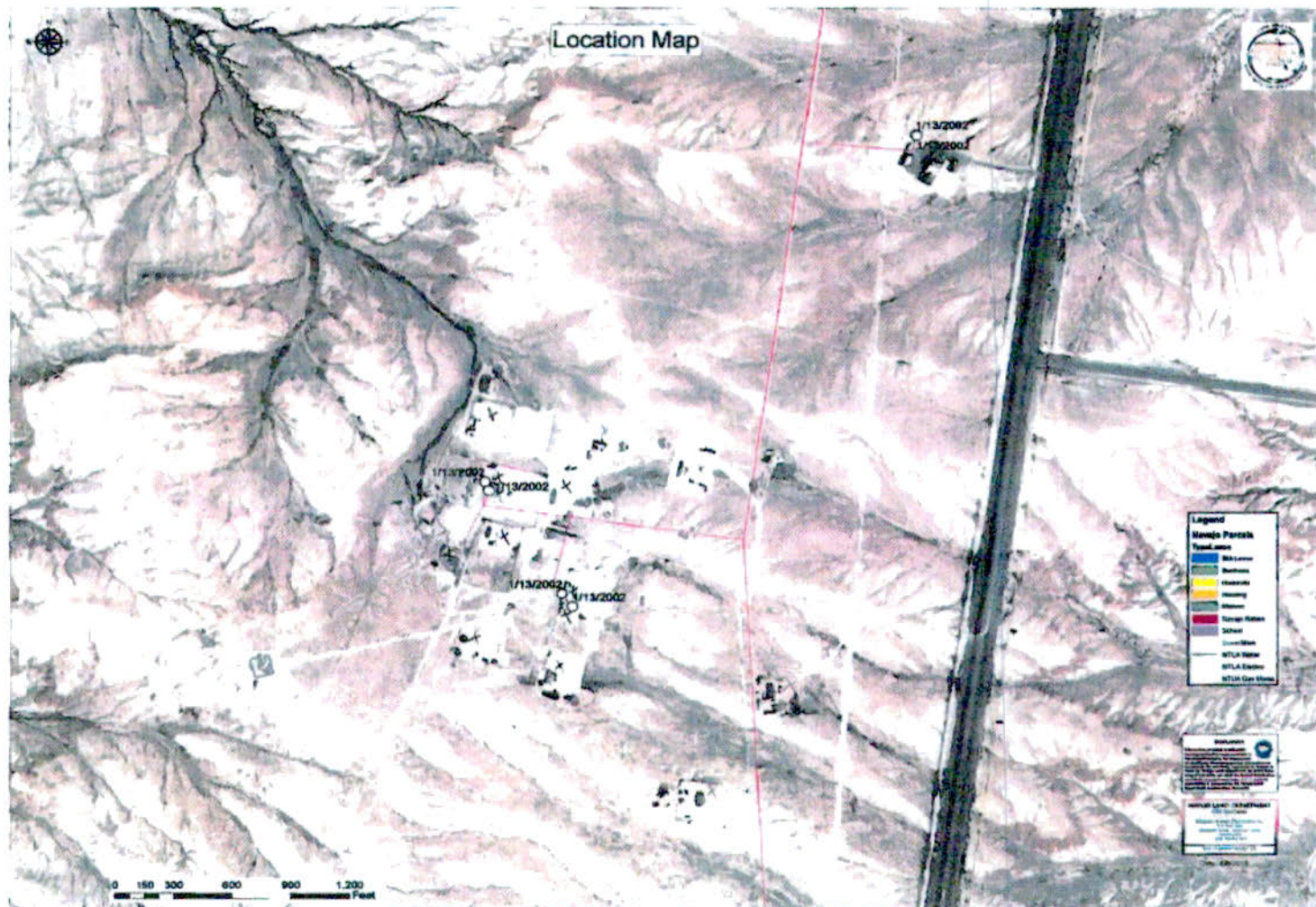
Shiprock Area

Page 1 of 1



Red - High Sensitivity
Purple - Moderate Sensitivity
Blue - Low Sensitivity
Gray - Community Development
Green - Biological Preserves
Brown - Recreational Areas

Shiprock Area



X - 15 houses

Mesa Verde Cactus

CLIENT RESPONSE

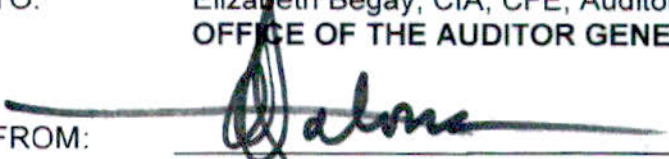


THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

MEMORANDUM

TO: Elizabeth Begay, CIA, CFE, Auditor General
OFFICE OF THE AUDITOR GENERAL

FROM: 
W. Mike Halona, Department Manager III,
NAVAJO LAND DEPARTMENT
DIVISION OF NATURAL RESOURCES

DATE: September 10, 2018

SUBJECT: **RESPONSE TO AUDIT REVIEW**



This memo is in response to the audit performed on the Homesite Section under the Navajo Land Department (NLD). The NLD does not dispute any of the Office of Auditor General's Findings, however, it is critical for all to understand the background of the NLD.

Brief Background

The greatest negative impact that the NLD has and occurs every year is the overall program budget cuts. The NLD once had a 150 employees in 1994, when I started as a Director in 2005, there were 45 employees and currently there are 27 employees.

The office buildings that are found not to be suitable for employees was previously brought to my attention by the Homesite staff. For the past several years, I attempted to resolve these problems by developing the "one-stop shop" concept, where all leasing would be completed in one office, this included business leases. Two years ago, the Division of Natural Resources (DNR) provided a proposed one-stop shop plan of operations and budget to include all leasing being completed at the agency offices, utilizing the Regional Development Business Agency Offices (RDBO). This failed.

Accomplished

The NLD offices have been operating in the unsuitable offices and recently (prior to the audit) my intention was to close the Tuba City NLD. However, I was approached by the Western Delegates who requested to discuss possible alternate locations for

office space and not close the office. I explained the attempt of the one-stop shop where we would be combining resources and have safe working conditions for our employees to provide the direct services needed. There has not been an identified alternate office for the Tuba City Homesite Office.

The NLD technical staff are limited, however, Mr. Everytt Begay, GIS Supervisor, was able to assist the new General Land Development Department (GLDD) in converting the 164 review paper manual system to electronic processing. Mr. Begay is currently working on updating computer systems at the Homesite Agency Offices and also converting the homesite leasing process to electronic processing and tracking. As he is the only employee with this expertise it is difficult for NLD to move at a faster pace in converting to digital processing. In addition, in the past several years, I have attempted to request for unmet needs or a supplemental request for funding for additional positions, including Compliance Officers, every year this funding request is not met, but instead budget cuts are imposed.

Over the years, Mr. Begay also budgets the amounts for upgrades and computer enhancements for the overall NLD. This a growing difficult task due to the budget cuts and rising costs of technology each year. However, the Navajo Nation System requires internet connection, therefore, computer upgrades are required and adequate Internet Services at the agency level.

The NLD has also completed an inventory of all "backlogged" homesite lease applications that are not processed. Many of the reasons for this was due to a backlog of review completed by the Navajo Nation Environmental Protection Agency (NNEPA). Approximately two years ago, the GLDD retained an Environmental Specialist position and the responsibilities of the homesite environmental review has been reverted to GLDD, which has sped up part of the review process.

Other reasons for homesite leases that are not processed timely is many homesite staff have retired, resigned or left without training other staff on processing homesite leases, this includes the Section Supervisor Harlan Charley. The processing of homesite leases is in high demand but there are few staff individuals that have experience in processing homesite leases. Many of the agency staff are Office Specialist that process homesite leases, when these individuals should have been compensated as Homesite Agents and Homesite Agent positions added at each agency office.

Moving Forward

The NLD currently has a masterplan in place that is updated every year. NLD will implement changes that reflect the findings the Auditor's Office. These added

changes are restricted to only what NLD is capable of due to limited funding. There are three primary areas that will be included (and also included on Budget Form 2):

1. Written policies and procedures regarding the Navajo Land Title Data System (NLTDS) and Standards of Procedures that office agency staff will be required to follow.
2. The databases and modules for the Homesite Section will be completed to monitor and track all homesite lease applications and dispute management.
3. A training and mentoring program will be implemented to train new or younger employees on how to process homesite leases.

Conclusion

As the NLD experiences budget cuts like every other department, NLD has been attempting to utilize the limited resources at hand. Instead of laying off employees every year, the NLD prepares for areas in the budget to be cut (office equipment, travel, etc.), thus, leaving almost nothing for new office equipment, new office buildings, etc. for our agency staff.

However, the need for extreme changes can only be documented by the NLD to be improved such as providing upgraded computer systems, new safe offices, etc. for future reference, if the NLD receives additional funding.

The Nation needs to continue to promote combining resources such as the one-stop shop concept to streamline and utilizes limited resources efficiently. A few years from now, if these issues are not addressed and we continue to operate at the current state, there may not be any staff or resources left to provide the direct services to the Navajo people. The NLD appreciates all your services, I can be contacted at (928) 871-6401.

Cc:

Biddah Becker, Division Director, DNR
Jeanine Jones, Senior Auditor, OAG
Robert O. Allan, Attorney, DNR
Veronica Blackhat, Natural Resources, DOJ
NLD Chrono file

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

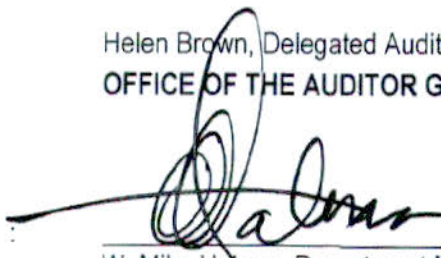


IT "B"



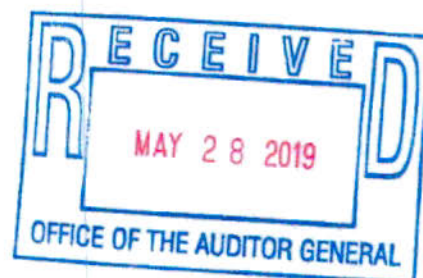
MEMORANDUM

TO: Helen Brown, Delegated Auditor General
OFFICE OF THE AUDITOR GENERAL

FROM: 
W. Mike Halona, Department Manager III,
NAVAJO LAND DEPARTMENT
DIVISION OF NATURAL RESOURCES

DATE: May 28, 2019

SUBJECT: CORRECTIVE ACTION PLAN FOR SPECIAL REVIEW OF NAVAJO LAND
DEPARTMENT HOMESITE LEASE PROCESS AUDIT REPORT NO. 19-02



The Navajo Land Department (NLD) respectfully submits the attached Home-site Lease Corrective Action Plan for the Home-site Section Audit conducted by the Office of the Auditor General. We appreciate the opportunity to meet with you to discuss the audit and most importantly receiving your comments and suggestion to improve the CAP report.

The NLD currently has a masterplan in place that is updated every year. NLD will implement changes that reflect the findings the Auditor's Office. These added changes are restricted to only what NLD is capable of due to limited funding. There are three primary areas that will be included (and also included on Budget Form 2):

1. Written policies and procedures regarding the Navajo Land Title Data System (NLTDs) and Standards of Procedures that office agency staff will be required to follow.
2. The databases and modules for the Homesite Section will be completed to monitor and track all homesite lease applications and dispute management.
3. A training and mentoring program will be implemented to train new or younger employees on how to process homesite leases.

As the NLD experiences budget cuts like every other departments, NLD has been attempting to utilize the limited resources at hand. Instead of laying off employees every year, the NLD prepares for areas in the budget to be cut (office equipment, travel, etc.), thus, leaving almost nothing for new office equipment, new office buildings, etc. for our agency staff.

NAVAJO LAND DEPARTMENT

POST OFFICE BOX 2249 · WINDOW ROCK, AZ 86515 · PHONE: (928) 871-6401 · FAX: (928) 871-7039

Page 2; Memorandum to Helen Brown, Delegated Auditor General

The Nation needs to continue to promote combining resources such as the one-stop shop concept to streamline the Leasing of Navajo Nation lands and utilizes limited resources efficiently. A few years from now, if these issues are not addressed and we continue to operate at the current state, there may not be any staff or resources left to provide the direct services to the Navajo people. The NLD appreciates all your services; I can be contacted at (928) 871-6401, thank you.

Cc:

Rudy Shebala, Division Director, DNR
Robert O. Allan, Attorney, DNR
Veronica Blackhat, Natural Resources, DOJ
NLD Chrono file

NAVAJO LAND DEPARTMENT

POST OFFICE BOX 2249 · WINDOW ROCK, AZ 86515 · PHONE: (928) 871-6401 · FAX: (928) 871-7039

CORRECTIVE ACTION PLAN
Navajo Land Department (NLD) - Homesite Lease Process

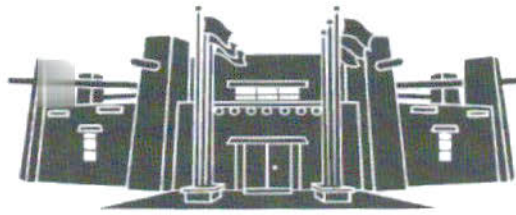
	Finding	Recommendation	Corrective Measures	Responsible Party	Timeline
1.	AGENCY STAFF ARE WORKING UNDER UNSAFE CONDITIONS	The department should notify NIOSH or Safety Program for inspection of the facilities and address the problems.	<p>1) The Navajo Land Department (NLD) will submit a memorandum to NIOSH and the Navajo Safety Program requesting a site inspection of the current Tuba City Land Office to determine the integrity of the building and to identify all health and Safety issues.</p> <p>2) NLD is actively pursuing finding a new safer office building to move to from the current location.</p> <p>3) NLD on a weekly bases is in contact with Tuba City Chapter and will continue to send notices for assistance in seeking office space rental elsewhere.</p> <p>4) Actively looking for funds to acquire a new building.</p>	Lenora Tsosie, Program Project Specialist	Oct 2019
2.	THERE IS NO SET TIMELINE ESTABLISHED IN FINALIZING HOMESITE LEASE IN A TIMELY MANNER	Department manager and agency supervisors should establish with the agencies and departments involved in the finalizing home-site lease realistic timelines to complete their individual tasks.	<p>1) The NLD met with Navajo Fish & Wildlife (NFWL) in April 2019 to discuss the establishment of pre-approved zones for home-sites, where a letter can be inserted for the Biological Resource Compliance Form requirement. Once NFWL develops the pre-approved criteria zone it will be provided to NLD. This will greatly speed up approval time.</p> <p>2) Currently, a Status Tracking Form for every HSL application has been developed, all agency land offices are required to populate it with data that include incoming documents, all calls, and correspondences are recorded on an electronic form in a PDF format in the Navajo Nation System electronic file system.</p> <p>3) Follow-ups with regulatory programs involved the HSL process are documented.</p> <p>4) Internal document process flow is being</p>	<p>Lenora Tsosie Program Project Specialist</p> <p><u>AGENCY SUPERVISORS</u> Caroline Dale Raymond Joe Tonia Sam Anna Willie Robert Morgan</p>	Oct 2019

CORRECTIVE ACTION PLAN
Navajo Land Department (NLD) - Homesite Lease Process

			<p>coordinated with: NN Fish & Wildlife, Archaeology, Heritage Historic Preservation Department, Environmental Reviewer and other interagency programs such as IHS, NTUA, APS, CDE, etc. to speed up the process.</p> <p>5) The Home-site lease process will be automated and each department processing HSL will be tracked and administrative actions will be completed electrically in the NN System.</p>		
3.	COMPLIANCE OFFICER HAS NOT BEEN HIRED TO ENFORCE HOMESITE LEASE COMPLIANCE AND RESTRICTIONS.	The department should hire Compliance Officers to improve compliance through inspections.	<p>1) The Department has submitted UNMET NEEDS BUDGET requests for Compliance Officers positions in the FY' 18 & FY' 19 budget cycles, but No funds were approved. Another request for Funds will be made during the FY'20 budget formulations.</p> <p>2) NLD will request homesite lease regulation enforcement assistance from the Division of Natural Resources – Resources Enforcement Agency (Rangers) after classroom training on the HSL regulations are conducted.</p>	<p>Mike Halona Department Manager</p> <p>Irma Roanhorse Administrative Assistance</p>	Oct 2019
4.	COMPLAINTS ARE NOT DOCUMENTED NOR RESOLVED IN A TIMELY MANNER.	The department should have a detailed, written Complaint Process that takes into account the requirements of the regulation that defines what needs to be documented and who is responsible. The Complaint Process should further define how the process will be tracked to ensure compliance with the required timeframes.	<p>1) A written policy for handling HSL Complaints submitted to NLD will be developed and an electronic Dispute Module will be developed to document and track each complaint filed electronically with timelines.</p> <p>2) Each complaint will be evaluated to determine if Department of Agriculture - Grazing Management or Home-site Section will handle the complaint.</p> <p>3) These processes are devised to determine course-of-action to resolve.</p> <p>4) Agency staff training will be conducted to address complaint issues.</p>	<p>Lenora Tsosie, Program Project Specialist</p> <p>Ray Joe Sr. Homesite Agent</p>	Oct 2019

CORRECTIVE ACTION PLAN
Navajo Land Department (NLD) - Homesite Lease Process

5.	NAVAJO NATION'S DATABASE IS UNRELIABLE IN TRACKING AND RECORDING HOMESITE LEASE APPLICATIONS.	Policies and Procedures should be developed and implemented outlining information requirements, timing, submission/transmittal and reconciliation to clean up the database.	1) Policies and Procedures will be developed to support the automation of uploading Home-site lease applications into the Navajo Nation System so all agencies will have access to the same information. 2) The process for home-sites will be automated. 3) Data scanning should be linked to the database to validate entry.	Everytt Begay GIS Supervisor	Oct. 2019
6.	AGENCIES' OFFICE EQUIPMENT ARE INEFFECTIVE IN TRACKING AND RECORDING HOMESITE LEASES.	The department should update obsolete office equipment.	1) Inventory all agency land offices' Computer Systems- piecemeal approach was made on most agency computers. 2) From the assessment, GIS technician will create a list of equipment, parts and internet capacities/capabilities at each agency office to ensure maximum productivity is reached. 3) GIS technician will check inventory to upgrade parts to address functionality and upgrades to keep updated equipment, software and hardware. 4) Order the needed equipment and parts. 5) Contact the internet providers and discuss dedicated and upgraded internet speed accessibility or seek alternative connection devices. 6) Schedule agency offices for upgrades. 7) Work with local Internet Service Providers to increase the Internet speeds. 8) Obsolete equipment will be returned to Property.	Everytt Begay GIS Supervisor	Oct 2019
7.	THE CURRENT PERFORMANCE MEASUREMENT IS INEFFECTIVE AND UNDERREPORTED.	Performance goals should be reviewed and set annually based on historic performance and realistic targets.	1) Performance Goals will be adjusted for HSL by averaging the previous (4) years and input revised Performance Goals on Form 2 for FY' 20 budget or new Performance Goals will be submitted for future Performance Goals.	Mike Halona Department Manager Irma Roanhorse Administrative Assistance	Oct 2019



MEMORANDUM

TO: Honorable Mark Freeland
Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano,
Nageezi, Crownpoint Chapters

FROM: Mariana Kahn
Mariana Kahn, Attorney
Office of Legislative Counsel

DATE: September 16, 2019

SUBJECT: A PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION
RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE
AND THE BUDGET AND FINANCE COMMITTEE; ACCEPTING THE
SPECIAL REVIEW OF THE NAVAJO LAND DEPARTMENT HOME SITE
LEASE PROCESS SUBMITTED BY THE OFFICE OF THE AUDITOR
GENERAL, AND APPROVING THE CORRECTIVE ACTION PLAN
SUBMITTED BY THE NAVAJO LAND DEPARTMENT

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge. Please ensure that this particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0280-19

SPONSOR: Mark Freeland

TITLE: An Action Relating to the Resources and Development Committee and the Budget and Finance Committee; Accepting the special review of The Navajo Land Department Home Site Lease Process Submitted by The Office of The Auditor General, and approving the Corrective Action Plan Submitted by The Navajo Land Department

Date posted: September 23, 2019 at 5:28pm

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7590

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0280-19

SPONSOR: Honorable Mark A Freeland


TITLE: An Action Relating to the Resources and Development Committee and the Budget and Finance Committee; Accepting the special review of The Navajo Land Department Home Site Lease Process submitted by The Office of The Auditor General, and approving the Corrective Action Plan Submitted by The Navajo Land Department

Posted: September 23, 2019 at 5:28 PM

5 DAY Comment Period Ended: September 28, 2019

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	1. Roxie June, NNDA
Inconclusive Comments	1. Mexican Water Chapter


Legislative Tracking Secretary
Office of Legislative Services

9/29/19 11:14 Am

Date/Time

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



September 27, 2019

TO: Executive Director, Office of Legislative Services

FROM:

A handwritten signature in black ink, appearing to read "Roxie June", is written over a horizontal line.

Roxie June

Principal Planner, Navajo Nation Department of Agriculture

SUBJECT: **Public Comments - Legislation No. 0280-19**

The Navajo Nation Department of Agriculture (NNDa) nor the Agriculture Elected Officials were included as part of the Special Review of Navajo Land Department Home Site Lease Process as accomplished by the Office of the Auditor General although NNDa invests a significant amount of time providing assistance to and the agriculture elected officials (except the Major Irrigation Farm Board) are integral to the homesite lease process.

One area of great concern is the "Corrective Action Plan, 4. 2) Each complaint will be evaluated to determine if Department of Agriculture – Grazing Management or Home-site Section will handle the complaint." The NNDa should not be referred any complaints. Rather the District Grazing Committee Members and the Eastern Navajo Land Board are integral to the process. If you reference the current NNDa Plan of operation you will see the DGC are provided services through the Range and Farm Management and the Eastern Navajo Land Board (ENLB) are provided service through the Ranch and Eastern Land Management within NNDa and are elected by the people.

As the DGC and the ENLB are integral to the process, consideration must be given to compensate their expenses in assisting the homesite lease process. Fees are being charged for homesite leases and complaints yet the DGC nor the ENLB are not able to share in these revenues to cover their expenses nor to be provided structured training and education on any timeline. The Navajo Nation currently invests a significant amount of money for the DGC and ENLB to attend meetings and take action within their communities however no travel funds beyond \$200 a month is provided. This \$200 is funded to address grazing issues and is not adequate to address DGC current mileage expenses thus adding homesite lease duties and responsibilities has become a significant unfunded mandate. The NNDa, DGC and the ENLB do not have the authority nor the funding to address most homesite disputes. Certainly limited assistance can be provide but to turn over disputes to these entities is not appropriate.

Below are some recent examples of referrals/concerns brought to NNDa and/or DGC and/or ENLB:

Complaint 1:

If you will see the complaint, the Homesite Lease Section attempted to turn over the dispute to NNDa to manage however we sent a memorandum to clarify the DGC duties and responsibilities which include (1) to identify and acknowledge valid grazing permittees and (2) to certify to their best knowledge the truth and accuracy of the approval of consenting permittees. We advised we could assist with contacting the subject DGC.

It appears the work regarding the complaint could have and should have been completed by the Homesite Section – identification of who signed the application, who did the survey, inform impacted homesite lessees, etc. Up to this point NNDa was being referred management of quite a few disputes to the point staff then objected as it became a heavy workload. Upon receipt of the 12.19.2017 NNDa memo, homesite lease dispute case were no longer being turned over to NNDa however NNDa, DGC and ENLB do provide assistance as needed.

THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

COMPLAINT 2:

An individual made a request on May 9, 2018 to address her homesite issue. NNDA staff advised that homesite lease regulations were provided to the individual. That a homesite lease has to be approved by the grazing permit holder and it was not. Suggestion was made to the individual to find a homesite within her family's permitted area to avoid disputes. That her homesite lease application could not be processed. The individual then wrote again on September 12, 2019 that they disagreed and wanted to restart their homesite application with a different DGC that was not from the subject area. NNDA staff denied her request and again suggested a homesite be found with family permitted area to avoid disputes and lack of signature. That the current DGC was willing and did provide assistance as needed.

COMPLAINT 3:

An individual set up a home without a homesite lease. The Navajo Nation Forestry and the Navajo Land Department did an investigation and wrote up the subject individuals. A Notice of Trespass was issued on 06.06.2017 however the individuals have not complied. The case is still in dispute with grazing issues now added and the DGC now being blamed for not providing services to remove the individuals in trespass. The DGC does not have the authority to remove a home and can only make a report to the Rangers however the Rangers will not provide enforcement without notice from the Prosecutor's Office. The dispute can only be resolved if the individuals in trespass move their home to an approved homesite. Situation such as these escalate to the point where the complaint then goes to the President's Office and/or the Executive Director of the Division of Natural Resources. Clearly enforcement is needed to prevent escalation of complaint and dispute.

COMPLAINT 4:

A DGC provided approval on a homesite within a farm plot, agricultural – Land Use Permit. As such the Major Irrigation Farm Board charged with that farm plot was upset as there should be no homes on a Land Use Permit. The Navajo Land Department suggests training for the DGC which certainly should have occurred after the homesite lease regulations were approved and on an intermittent basis as new DGC and ENLB officials are elected. In addition Navajo Land Department staff should also be trained on grazing and farming laws, rules and regulations so they would be cognizant not to allow homes to be approved on Land Use Permits, and not to allow DGC to sign off where Major Irrigation Farm Board have authority.

COMPLAINT 5:

The complaint was derived from a death in the family. The individual identified in a will to receive the grazing permit and livestock then took their livestock to their homesite until probate of the grazing permit was completed. The family were in dispute over the grazing permit and livestock and a theft of the subject livestock was interrupted. As such the heir moved the cattle to a relative's homesite in Shiprock to pen their animals 24x7. This is problematic as the cattle were moved out their permitted area, were over their stocking rate and moved to an NHA homesite in Shiprock. This resulted in multiple DGC involvement and investigation as Homesite Section needed documentation that the cattle were at the homesite. In addition, the family moving the cattle lodged complaints against one of the DGCs advising they were harassing her and were drinking buddies with other family members that did not receive the subject grazing permit. I did not include this documentation as the references were too numerous to strike out.

THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

COMPLAINT 6:

An elderly couple came to NNDA because their nephew whom moved into their old hooghan without permission with his wife and family was now causing problems. The nephew was harassing the elderly couple to the point their grandchildren and children did not feel comfortable visiting them. The elderly wife even indicated she caught her nephew trying to look in her bathroom window while she was taking a shower. They were very scared and wanted their nephew and his family to be removed. NNDA could not help them but wrote them a letter.

COMPLAINT 7:

An elderly lady has had concerns over her neighbors for over two years. She keeps calling NNDA, speaking to different staff although we advise we cannot assist her as she nor her neighbor do not have grazing permits and the issue is not involve agriculture. Apparently a neighbor who is a relocatee has been blocking access to the elderly lady and her family's homesite. As a result the elderly lady and her family have to travel several miles just to access her homesite even though they have lived there far longer than the neighbors. The Rangers have investigated, the DGC have contacted the neighbors and told them to stop blocking the road, the Navajo Land Department have also made verbal and written notice to the neighbors and told them to stop blocking the road. The elderly lady and her family have tried cleaning up the road upon which large trees and sand and other obstacles are placed on the road only to have the obstacles replaced within a day or week. The Rangers, Land Department and DGC have investigated and spoken and written to the neighbors to no avail. I had to tell the lady we did not have the authority to assist her and could only refer her to the Rangers.

This is small sample of homesite referrals and/or concerns that require hours to investigate and address. Navajo customers also inform NNDA that they are being denied complaint forms by the Homesite Lease section and they are being referred by the Navajo Land Department to NNDA to settle their disputes. I don't if this is true but we do receive many complaints regarding approved, established, no lease or other homesite lease issues over which we have no authority. Unfortunately we have to refer people back to the Navajo Land Department although they want NNDA to provide assistance.

More issues not discussed in the review by the Office of the Auditor General follow:

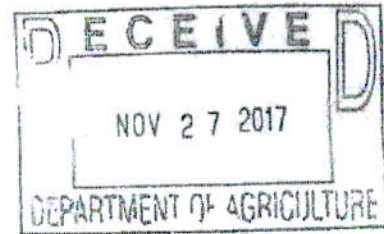
- Many abandoned mobile trailers; homesites with businesses (dance hall, junk yard, etc.), no lease, on open range, near water source; burials; trailers/storage sheds showing up in the middle of the night.
- Idle homesites. There are numerous abandoned homesite that must be managed and made available to neighboring families.
- Ingress and egress to homesite. This appears to be a huge problem with homesites and needs to be addressed perhaps with a notice within the lease.
- Bad neighbors. There are some individuals that completely refuse to abide by Navajo Nation laws, rules and regulations thus causing a host of problems for Navajo Nation entities and neighboring families. People should feel safe in their homes and be able to pursue happiness but bad neighbors are causing strife. Perhaps it is time to entertain the ability to take away and/or remove these homes/homesites.

And finally the largest concern is the pursuit of the increased homesites as quickly as possible to promote home ownership is endangering prime open grazing lands. Livestock grazing has cultural importance to our people and is integral to many ceremonies. More must be done to protect open grazing lands. Wildlife are also affected by encroaching development especially homesites.

The concerns listed are from the staff at NNDA. Also the DGC and ENLB officials whom want to provide assistance but require some financial consideration. We look forward to continue working with the Navajo Land Department to achieve excellent customer service and departmental goals and objectives. If you have any questions or concerns please call tribal extension 6605. Thank you for your time and consideration.

COMPLAINT 1

memo



November 21, 2017

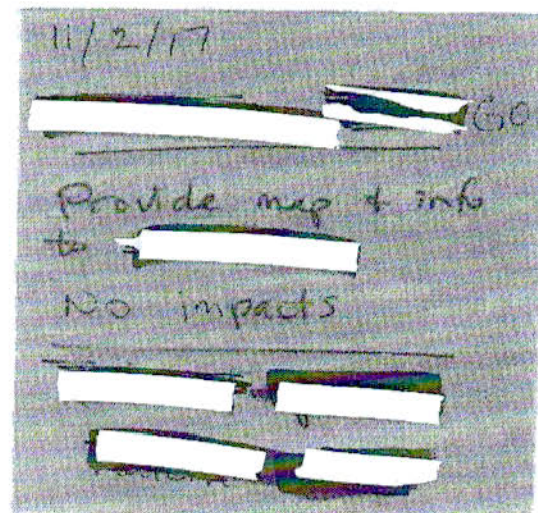
Navajo Land Department

To: [REDACTED], OS, Grazing Management, Department of Agriculture

From: [REDACTED] Homesite Section, SPPS

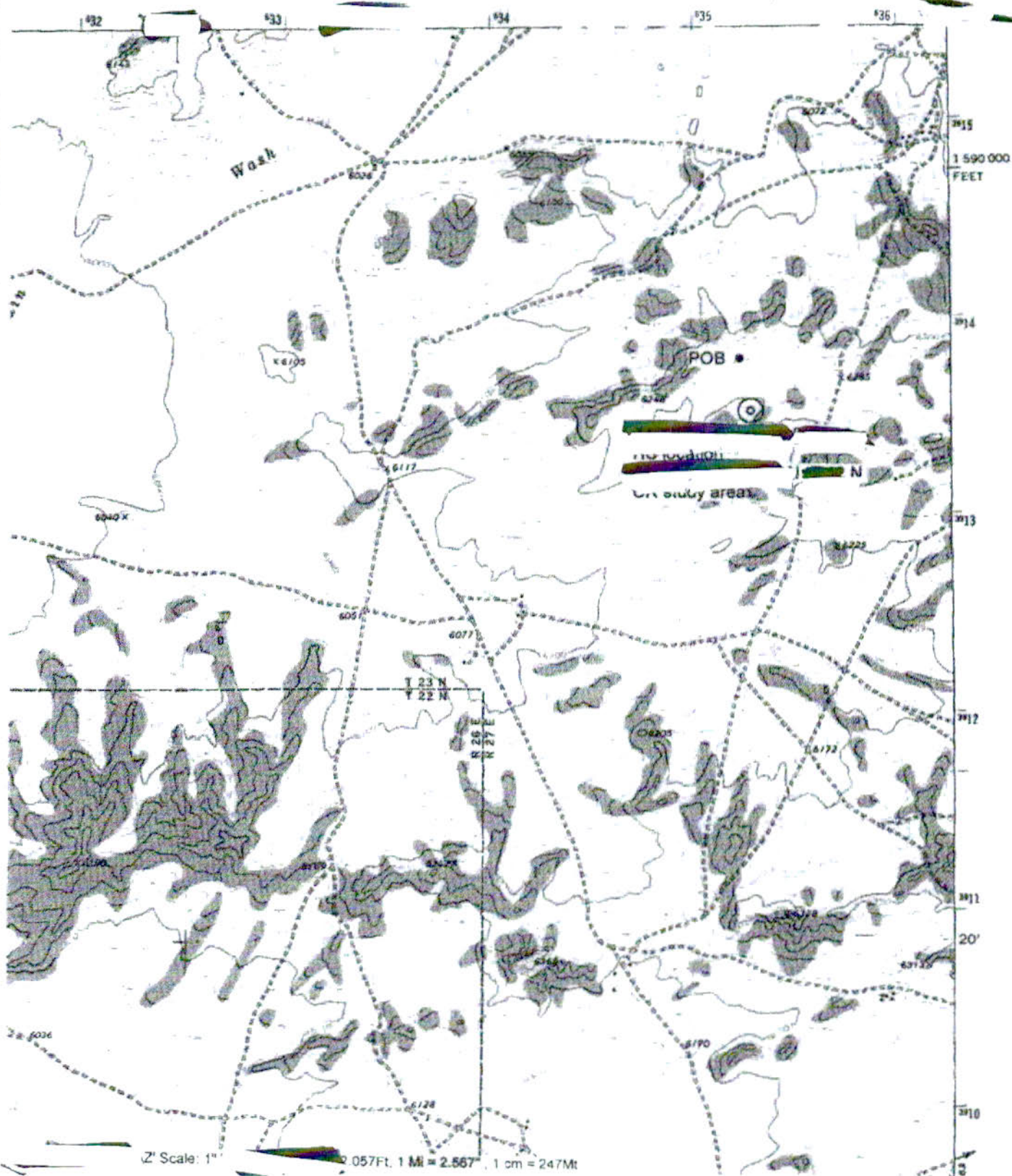
Re: Your review and to address

This came to our office and concerns a grazing matter; upon further review, major locational discrepancies occurred while plotting area locations. Please review with your Grazing Official and provide a statement. We will process the lease request for client, [REDACTED] and [REDACTED], Arizona.



QUADRANGLE
ARIZONA—APACHE CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

4 1/2 IN. NW
(WIDE RUINS)



REQUEST FOR HOMESITE LEASE INVESTIGATION
NAVAJO LAND DEPARTMENT

FOR OFFICE USE ONLY

APPROVED FOR:

Permit Holder #

Two Years Tally Count

Initial Fee \$55.00

Seal and Board Information

SECTION 1

Please answer all the questions with detail information, so a thorough investigation can be made.

NAME:

CENSUS NO.

NAME:

CENSUS NO.

ADDRESS:

TELEPHONE NO.:

CELL:

MESSAGE:

EMAIL ADDRESS:

CHAPTER:

AGENCY:

COUNTY:

STATE:

GRAZING DISTRICT:

GRAZING PERMIT NO.:

SECTION 2 - Grazing Officer/Land Board Member Responsibilities

Draw detailed map showing the location and direction to the proposed homesite. EXAMPLE: Milepost; State/County/Navajo Route #'s; Chapter House; Neighbors House/Hogan; Color of Structure(s), etc.

Datum:

NAD 83

Latitude: N Degree:

Minutes:

Second(s):

Longitude: W D

Minutes:

Second(s):

ACKNOWLEDGEMENT

Signature

Date

SECTION 3

1) Describe in detail the cause of your request for investigation:

We have a question of who signed off on the Homesite Lease application, and who did the Survey.

There was no sign of Survey on September 15, 2017, but the Rebar stakes were there^{as} of September 18, 2017.

We question who has the grazing permits to sign off on the Homesite Lease application other than the ones listed below.

— District #	Permit #
— District #	Permit #

The three listed above did not sign any paperwork, and have no idea about the Homesite Lease application.

2) What give you the interest for an investigation on the homesite (lease) involved? Please be specific.

We have the Customary use, and survey done between September 15, 2017 and September 18, 2017 must have been done in a hasting way. We were never informed.

3) Describe in detail how this proposed Homesite lease impacts you?

The proposed Homesite lease will impact the Ceremonies that were held there and in will be held in the future.

Squaw Dance, and Youth Day Ceremonies were held there, and will take place again.

The Youth Day Ceremonies pertains to ABNDN pemote way Ceremonies. There were Teepees set up and Celebration was held.

We also have livestock (goats, sheep, horses, etc.) that graze within our Customary use area.

Livestock we have are used for food, to assist family, friends and relatives, and utilized in celebrations, ceremonies and acquaintances in need.

This proposed Homesite will greatly impact our Family by definitely increasing animosity, verbal altercations, and could lead to Physical altercations.

SECTION 3

- 1) Is the Homesite (lease) presently occupied? If yes, describe in detail.

No, only the stakes are in Proposed Homesite Lease corners.

- 2) Describe in detail how long this has been a problem?

The survey was noticed on September 18, 2017 and will continue to be a problem. This problem will increase if it does not cease.

- 3) What outcome or result(s) are you seeking?

With all due respect we want the Proposed Homesite Lease to Cease.

We need this investigation done to answer our questions of who the survey was performed by, and who initiated the Homesite Lease application, also who approved it (signatures)

Assigned Brand..... (NAME)
District No.....
Date Issued..... Permit No.....
Sheep Units
Horses Permitted.....0....., Totaling.....0.....
Sheep and Other Livestock Permitted.....20.....
Total Permitted.....20.....
Season of Use This District.....YEARLONG.....
Elsewhere and Dates.....

United States
Department of the Interior
Office of Indian Affairs

GRAZING PERMIT

Navajo Reservation
Window Rock, Arizona

PERMIT CONDITIONS

BY AUTHORITY of law and pursuant to the regulations in Part 72-Navajo Grazing Regulations, Title 25 C. F. R.-and amendments thereto, the above-named Indian is hereby granted permission to hold and graze the number and kind of livestock as specified above on the Navajo Reservation for the time and in the district or districts as stated above and thereafter until further notice, subject to compliance with the Range Management Plan for the district or districts and any changes made in accordance with and pursuant to the said Grazing Regulations as amended.

This permit shall not be assigned, sublet, or transferred except as provided in said Grazing Regulations.

The Superintendent shall make decisions relative to the interpretation of the terms of this permit and enforcement of Grazing Regulations.

Done at the Navajo Agency on this 3rd day of

June

1996

Acting XSub-agency Superintendent
[20 F. R. 2895]





Navajo Nation - District Grazing Committee Livestock Inventory, Receipt & Notice of Violation

A 48850

FILE COPY DATE: 1/27/17

Name: _____ Physical Address: _____
 Mailing Address: P.O. Box City: _____ St: AZ NM UT Zip: 86512
 Census #: _____ Chapter: _____ District-Unit: _____ Agency: N C W (E/D) NPL
 Permit #: _____ Brand: _____ Type: Yearling Special Seasonal
 State Brand: AZ NM UT Card No: _____ Exp. Date _____ Location of Brand: _____
 NNGP: Horses Permitted: 0 x 5 = 0 Location of corral/Premise Identification No/GPS: _____
 Sheep & other livestock Permitted 20 6 mile S of Chapter
 TOTAL Permitted: 20

Sheep			Goats			Cattle			Horses					
Ewes	<u>12</u>	x 1	<u>12</u>	Does	<u>4</u>	x 1	<u>4</u>	Cows		x 4	Mares	<u>1</u>	x 5	<u>5</u>
Rams	<u>2</u>	x 1	<u>2</u>	Bucks		x 1		Bulls		x 4	Stallions		x 5	
Wethers	<u>3</u>	x 1	<u>3</u>	Wethers	<u>3</u>	x 1	<u>3</u>	Heifers		x 4	Geldings	<u>1</u>	x 5	<u>5</u>
Lambs				Kids				Steers		x 4	Mules		x 5	
TOTAL			<u>17</u>	TOTAL			<u>7</u>	Calves			Foals			
TOTAL								<u>10</u>						

Other Species: _____ x _____ = _____

Sprayed: No _____ Yes _____ By whom: _____ Type, Lots, Exp. Date(s) _____
 Dewormed: No _____ Yes _____ By whom: _____ Type, Lots, Exp. Date(s) _____
 Vaccination: No _____ Yes _____ By whom: _____ Type, Lots, Exp. Date(s) _____
 Comments: LIVESTOCK OVER BY (14) - USED FOR PROCESSING AND RESALE

**** I HEREBY ACKNOWLEDGE THE LIVESTOCK INVENTORY INFORMATION ****

Livestock Operator and/or Grazing Permittee: _____ DGC / ENLB / DLI Official: _____

NOTICE OF VIOLATION

This is also an official notice to inform you that you are also in violation of the following Navajo Nation Grazing and Livestock Laws and Regulations. Your violations are checked below:

- | | |
|---|--|
| <input type="checkbox"/> 3 N.N.C. § 710; Trespass | <input type="checkbox"/> 3 N.N.C. § 1353; Taking livestock without consent of owner |
| <input type="checkbox"/> 3 N.N.C. § 713; Fences (Unauthorized) | <input type="checkbox"/> 3 N.N.C. § 1354/1355; Obliterating, Changing or Altering Brand, ear mark, identification |
| <input type="checkbox"/> 3 N.N.C. § 946 A (1)-(5); Trespass - ENLB | <input type="checkbox"/> 3 N.N.C. § 1273 (A); Cruelty of animals |
| <input type="checkbox"/> 3 N.N.C. § 1371; Failure to Comply with Grazing Requirements | <input type="checkbox"/> 3 N.N.C. § 1362/1363; Allowing livestock to run within fence roadway, residential or withdrawn area, and failing to remove it |
| <input type="checkbox"/> 3 N.N.C. § 1372 (A); Unlawful introduction of livestock or equine without a valid grazing permit | Other: _____ |
| <input type="checkbox"/> 3 N.N.C. § 1372 (B); Willfully Grazing in Excess of Permitted Number | Other: _____ |
| <input type="checkbox"/> 3 N.N.C. § 1311 (D); Interference of Livestock or Equine Round up Procedures | |

According to the livestock inventory conducted you are exceeding your permitted sheep units by _____ S.U. You will have 30 days from receipt of this violation to comply and show proof (bill of sale) at the compliance meeting scheduled below. Failure to abide by the regulations will result in further corrective action(s) and/or cancellation of grazing privileges as outlined in Title 3 of the Navajo Nation Code. Thank you for your cooperation.

COMPLIANCE MEETING DATE, LOCATION & TIME: _____

COMMENTS: _____

Livestock Operation and/or Grazing Permittee: _____ DGC / ENLB / DLI Official: _____

WHITE • Permit Holder

PINK • NNDA

CANARY • BIA

GREEN • DGC



Navajo Nation – District Grazing Committee Livestock Inventory Receipt & Notice of Violation

A 48886

DATE: 4/9/16

Name: _____	Physical Address: _____
Mailing Address: _____	City: _____ St: AZ NM UT Z _____
Census #: _____ Chapter: _____	District-Unit #: _____ Agency: N C W <u>ENL</u> NPL
Permit #: _____ Brand: _____	Type: <u>Yearling</u> Special Seasonal
State Brand: AZ NM UT Card No: _____	Exp. Date: _____ Location of Brand: _____
NNGP: Horses Permitted: <u>0</u> x 5 = _____	Location of corral/Premise Identification No/GPS: _____
Sheep & other livestock Permitted: <u>20</u>	
TOTAL Permitted: <u>20</u>	

Sheep			Goats			Cattle			Horses				
Ewes	<u>13</u>	x 1	<u>13</u>	Does	<u>6</u>	x 1	<u>6</u>	Cows		x 4	Mares		x 5
Rams	<u>1</u>	x 1	<u>1</u>	Bucks		x 1		Bulls		x 4	Stallions		x 5
Wethers		x 1		Wethers		x 1		Heifers		x 4	Geldings		x 5
Lambs				Kids				Steers		x 4	Mules		x 5
TOTAL	<u>14</u>			TOTAL	<u>6</u>			Calves			Foals		
								TOTAL			TOTAL		

Other Species: _____ x _____ = _____

Sprayed: No _____ Yes ✓ By whom: owner Type, Lots, Exp. Date(s): SPR 2016
Dewormed: No _____ Yes ✓ By whom: owner Type, Lots, Exp. Date(s): 2
Vaccination: No _____ Yes ✓ By whom: owner Type, Lots, Exp. Date(s): _____
Comments: _____

**** I HEREBY ACKNOWLEDGE THE LIVESTOCK INVENTORY INFORMATION ****

Livestock Operator and/or Grazing Permittee: _____ ENLB / DLI Official: _____

NOTICE OF VIOLATION

This is also an official notice to inform you that you are also in violation of the following Navajo Nation Grazing and Livestock Laws and Regulations. Your violations are checked below:

- | | |
|---|--|
| <input type="checkbox"/> 3 N.N.C. § 710; Trespass (DGC) | <input type="checkbox"/> 3 N.N.C. § 1353; Taking livestock without consent of owner |
| <input type="checkbox"/> 3 N.N.C. § 713; Fences (Unauthorized) (DGC) | <input type="checkbox"/> 3 N.N.C. § 1354/1355; Obliterating, Changing or Altering Brand, ear mark, identification |
| <input type="checkbox"/> 3 N.N.C. § 946 A (1)-(5); Trespass (ENLB) | <input type="checkbox"/> 3 N.N.C. § 1273 (A); Cruelty of animals |
| <input type="checkbox"/> 3 N.N.C. § 1371; Failure to Comply with Grazing Requirements | <input type="checkbox"/> 3 N.N.C. § 1362/1363; Allowing livestock to run within fence roadway, residential or withdrawn area, and failing to remove it |
| <input type="checkbox"/> 3 N.N.C. § 1372 (A); Unlawful introduction of livestock or equine without a valid grazing permit | Other: _____ |
| <input type="checkbox"/> 3 N.N.C. § 1372 (B); Willfully Grazing in Excess of Permitted Number | Other: _____ |
| <input type="checkbox"/> 3 N.N.C. § 1311 (D); Interference of Livestock or Equine Round up Procedures | |

According to the livestock inventory conducted you are exceeding your permitted sheep units by _____ S.U. You will have 30 days from receipt of this violation to comply and show proof (bill of sale) at the compliance meeting scheduled below. Failure to abide by the regulations will result in further corrective action(s) and/or cancellation of grazing privileges as outlined in Title 3 of the Navajo Nation Code. Thank you for your cooperation.

COMPLIANCE MEETING DATE, LOCATION & TIME: _____

COMMENTS: _____

Livestock Operation and/or Grazing Permittee: _____ DGC / ENLB / DLI Official: _____



October 2, 2017

Proposed Homesite in disputed area by
_____ and Family.

Attention: Navajo Nation Grazing representatives

With all due respect to the Grazing
Representatives of the Navajo Nation and our
Grazing Representatives of District _____, also
_____ Chapter - _____.

We have a situation on our hands with
our neighbors intending to build a homesite
approximately $\frac{3}{4}$ of a mile east of _____
_____ residence. We dispute their intentions.
This will certainly increase disputes and
decrease the grazing area we utilize.

Recognizing the procedures that are in
place, there is a question of who with Grazing
Permits authorized this proposed Homesite lease.

We have 3 (three) valid Grazing Permits
within our family. Permit holders _____,
_____, and _____.

My intentions is to manage the grazing
areas for livestock usage. I assist acquaintances,
relatives, and family with goats, sheep, and horses.
They are utilized in celebrations, ceremonies and
food.

We need our questions answered, do not
approve of the proposed Homesite. (signed)



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

December 19, 2017

TO:

SPPS, Homesite Section

FROM:

Departmental Manager
Navajo Nation Department of Agriculture

SUBJECT: **Homesite Lease Investigation**

Thank you for thinking of Navajo Nation Department of Agriculture in regards to Homesite Lease Investigation however Compliance Officers or other staff funded by your office would be the appropriate party to manage these issues. We are more than happy to contact the District Grazing Committee Members (DGCM) so you can work directly with them to manage the investigations.

Please see the attached documents (Homesite Lease Investigation (1) Bertha A. Joe, (2) Darlene Lee-Curley) which were provided to our office to manage. We have scanned Ms. Bertha A. Joe's documents and emailed them to Mr. Shawnevan Dale, DGCM, and requested he contact your office.

Within established Navajo Nation laws, the DGCM manage agriculture issues. We have submitted a Request for Services to the Navajo Nation Department of Justice in regards to DGCM responsibilities with regards to the new homesite lease regulations. We will advise when a response is received.

Within the current homesite lease regulations two major DGCM responsibilities are (1) to identify and acknowledge valid grazing permittees and (2) to certify to their best knowledge the truth and accuracy of the approval of consenting permittees however it appears the DGCM are being requested to provide more than these services without compensation. While it is wonderful the Navajo Nation has new homesite lease regulation please understand the DGCM are NOT compensated to provide services to your organization. The DGCM are more than willing to provide service delivery in support of Navajo Nation initiatives however they have expressed reasonable concerns about the significant time, fuel and personal vehicle use for service delivery in support of the homesite lease regulations. In addition, we are receiving numerous complaints from grazing permittees regarding homesite leases approved in the midst of prime grazing areas. We believe this is due to differing interpretations of the homesite lease by those participating in the processing of homesite lease documents.

If you have any questions please call me at 928-871- or email me at . Thank you in advance for your kind attention.

xc.

Chairperson, DGCM, NNFB and ENLB Executive Committee



Navajo Nation Department of Agriculture P.O. Box 4889 Window Rock, AZ 86515 Phone: (928)871-6605 Fax: (928)871-6679

COMPLAINT 2

RE: Proposed Homesite in [REDACTED], NM-[REDACTED]

[REDACTED] b7C
Fri 9/13/2019 8:13 AM

To: [REDACTED]
Cc: [REDACTED]
(Please do not use this email address for anything other than official business.)

Thank you, [REDACTED]

[REDACTED]
Principal Planner
Navajo Department of Agriculture
Phone: 928-871-6605

From: [REDACTED]
Sent: Thursday, September 12, 2019 3:16:31 PM
To: [REDACTED]
Cc: [REDACTED]

Subject: RE: Proposed Homesite in Beclabito, NM-[REDACTED]

Dear [REDACTED]

I had advised you to obtain a location within your family's grazing area and provided a map for your reference, and informed you that other locations outside and around your family members grazing permitted area would require additional permit holders' consent.

The first purposed site that you wanted falls within [REDACTED] DGCM [REDACTED] and her family's grazing permit area, and they denied signing your homesite application; therefore, alternative sites were suggested and provided to you.

Let me mention again: "the impacted permit holder of a proposed site for homesite has to agree/signature consent obtained on the HSL Application before a Grazing Officer can sign", and if the impacted permit holder disagrees and does not give their "consent" by Not Signing the Application, you would need to find a different location where the permit holder will give their consent.

I had hope that you would have obtained "consents" from your family members (brother & sister) that are permit holders within their grazing permit area, or establish your proposed homesite near/next to their homesites.

I also informed you that [REDACTED] Grazing Official, was willing to sign your Homesite Application when you found another proposed site and obtained the permittees consent that she would identify for their signature(s).

Have you found another proposed home site? Have you asked your brother and sister to assist you with a home site on their permitted area?

I will not assign [REDACTED] because [REDACTED] is willing to assist you, when you find another proposed site (location).

Thank you,

[REDACTED]
Navajo Dept. of Agriculture
Northern Agency

From: [REDACTED]

Sent: Thursday, September 12, 2019 1:56 PM

Subject: [REDACTED]

Dear [REDACTED]

It has been over a year since my home site lease process came to a halt. I thought long and hard about what you said. I am not satisfied with the outcome of my home site lease process. Since you said, "I can no longer assist you on this matter and the progress you seek is in your hands now," I am now restarting my home site lease application.

I am requestin [REDACTED] to assist me with my home site lease process. Thank you.

Sincerely,

[REDACTED]

RE: Home site lease

[REDACTED]
Thu 7/19/2018 7:59 PM

To: [REDACTED]
Cc: [REDACTED]
<[REDACTED]>

Good Evening [REDACTED]

The Navajo Land Department Homesite Leasing Regulations were provided to you for your review and with the homesite lease application requirement outline page.

According to this information, any proposed homesite lease area has to be "Approved" by the Grazing Permit Holder(s) of that area.

No one can force the permit holder(s) of the proposed homesite area "to sign" the homesite lease application; therefore, it was suggested that you find a site within your family's permitted area, so that they can sign your homesite lease application without any disputes from other permit holders in the area.

Again, without signed consent(s) from permit holder(s) to your homesite lease application, the application "Can Not" be processed through the Navajo Land Department.

I can no longer assist you on this matter, and the progress you seek is in your hands now.

Thank you for your concern,

[REDACTED]
Navajo Department of Agriculture

From [REDACTED]

Sent: Wednesday, July 18, 2018 11:01 AM

To: [REDACTED]

Subject: Home site lease

Dear [REDACTED]

It's been over two months since I sent a letter, dated May 9, 2018. The letter was mailed certified and claimed by [REDACTED] Shiprock Post Office on May 15, 2018. I was wondering if you have made any progress, so I wanted to reach out and follow up on this matter.

I am very eager to get this long standing issue of my home site lease to move forward. I appreciate any

9/27/2019, 4:02 PM

time and effort you have put into this and look forward to hearing from you.

Sincerely,

A redacted signature consisting of two horizontal lines, one above the other, with a small mark to the right of the bottom line.

COMPLAINT 3

FW: [REDACTED] Tribal Code Title 26 Violation

Tue 9/17/2019 1:55 PM

To: [REDACTED]

4 attachments

[REDACTED] Violation2019.h

[REDACTED]-2 Oath.pdf; LandDept FinalOrder060617

[REDACTED]-TRESPASS-1.f

[REDACTED] Citation by NN Forestry 092816.pdf;

fyi

From: [REDACTED]

Sent: Tuesday, September 17, 2019 12:22 PM

To: [REDACTED]

Subject: FW: [REDACTED] Tribal Code Title 26 Violation

Dear Mr. [REDACTED]

I have talked to you on the phone early this morning regards (skipped investigation) findings of violation from Shonto Chapter house official member was never completely looked into before your final report. I have reported this violation and trespassing soon after the earth was disturbed with Shonto Chapter House (then) Grazing Official, [REDACTED]. He never reported to higher authority for violation but kept under low key, treating it like a dispute. On my end i did every necessary things to report a violation and submit evidence with him. He was working on it but he decease in April 2018. We have new grazing official [REDACTED], he has the slightest idea what to do but only move or not move with hear says. The actually document existed was presented to him but he is dumb found to do nothing. He want to start all over. This where he is not willingly to work with Tribe gov't and permittees..to report a violation problem. The trespasser and new trespasser continue to abuse the tribal laws.

At this moment in time, The violators are told to get a homesite site during a probate property court final order with most properties went to [REDACTED] and been told to get a home site lease where she lives at. The Brown Trailer home she lives in is not a property court order..its still belong to the tribe as property. The final court order property list are as follow, (1)mud hogan (no one is living in it..deteriorating and partial dismantled at present time), (2) Octagon house (Was build under [REDACTED] family without homesite lease in 2011, was reported to grazing official since then continue violating with new earth disturbed), (3) Horse corral (4)sheep corral, (5) 12 heads of sheep (6) 8 heads of Goats (decease probate [REDACTED] never had Sheeps nor goats when [REDACTED] moved there), (7) light blue 1978 ford (completely broken down without wheels). They lied to the judge in most testimony. The order decree states to get a homesite lease where she lives at. The actual trespassing violation letter you send to [REDACTED] intend for disturbing land and making a home was not included in the court decree. The Brown Trailer where your Sub office of [REDACTED] investigated is not apart of the probate. and is the same home trailer she lives in. Not the mud hogan or Octagon. The sheeps and goats are not corraled they out and about with no mutual or sublet agreement with local permitted who uses the land.

During the time when the Earth was disturb and home trailer drag to the area [REDACTED], Brother [REDACTED] was getting paid from Tribal Gov't as East Representative under Shonto Chapter house as officials. He has conspire and force his chapter obligation to abuse power and getting away with it. It causes many people do the same, and officials to back up and set back do nothing to have more people violating. Conspiracy going on with in the Chapter system. Hinders the Chapter house Grazing Officials duties, responsibilities, accountabilities and work obligations. I have sent in the email Document attach of the time he was official and earth disturbed with witness named and evidence. You need further investigate this matter ASAP..one of the other reason why we (3 permittees) are not signing off [REDACTED] Homesite lease because of those abuse and even at ground living as a squatter neighbor. [REDACTED] was a administrator for her Sister [REDACTED] property probate case. He evidently and helped and knowingly conspire through this violation before the probate case happen. Family and brother in-law [REDACTED] has cover up for him in your prior Tuba City Land Dept investigation before the final order from you.

We are asking to revisit the situation and charges [REDACTED] of his wrong doings also to have the brown home Trailer remove to a different location where her decease mother and father used to live at. The Navajo Nation can not conspire to helped the violator to come violating the tribal laws or helped a violator to get what he wants as they broke a law. We have not report this to any upper Tribal authorities except Division director [REDACTED] Navajo Nation Ethnic and rules have not been notify yet. We rely on your job and duties to this matters of violations to up held these tribe codes you work for. The District 2 Grazing officials committees [REDACTED] (Inscription house), [REDACTED] (Navajo Mtn) has dealt with this to make a resolution in duly meeting 2017, some of the Documents, meeting minutes and resolution are with them. Again, shonto New grazing official is afraid to move along with this cause [REDACTED] is still bout, attending sub chapter and zoning meetings [REDACTED] is voicing to get the Shonto Officials to change the ruling on the Homesite lease procedur [REDACTED] not permittees. He wants to change the laws with out Navajo Nation Land dept notifications or involvement and permittees what he is doing. He need be stopped from violating more of the Navajo Nation Tribal laws.

You need do this before anyone gets hurt. Area permittees are complaining on the begishes every so often [REDACTED] need make their own place where they been raised at with their customary use area an hugh land there. We will agree for thet...if they pick a spot we are more likely want to be notified where if their is any one using the area from permittees, filter or avoid the future complaints. Right now where [REDACTED] squatting at, is not a good area for them. To many conflicts. What they did was uncall for, they also desecrated our sacred small pine trees we ceremony offer with. When the brown trailer is removed we asking to have the disturbed earth to reclaim with the pine trees and vegetation. that was the only place that looked like paradises, many green trees and medicine vegetation. Go look at Google Earth website and looked at 2012 before the brown home trailer was moved there. Forest service, [REDACTED] investigated that already.

Agricultural Dept are little aware of this cause the [REDACTED] official is not pushing for it even it on black and white ready for action to Navajo Nation higher dept. I do hope The district 2 grazing committee amends the old resolution and forward to Agricultural dept, it was mentioned to them again last week. Those are yet to be forwarded. Again, We only address this to you on the Homesite trespassing and chapter official violation at the moment [REDACTED]

From: [REDACTED]

Sent: Wednesday, May 15, 2019 3:59 PM

To: [REDACTED]@navajo-nsn.gov>

Subject: [REDACTED] Tribal Code Title 26 Violation

Honorable [REDACTED]

This matter attach are slow going in Navajo Nation data process with said Tribal higher Authorities. We need to react on it ASAP. New incident kept surfacing at the moment at ground zero. All this becuz of [REDACTED] former [REDACTED] Chapter official previous illegal action causing great tension and more of the violation going on from his family members. Thier real customary land use is 4 miles south of from where they damaged land and put home trailer on. The damage land is on [REDACTED] grazing unit, 15 yards from her Homesite lease boundary. We don't intervene with them [REDACTED], we [REDACTED] [REDACTED] so) only work with the authorities in this extreme measure cause death threats are involve. The hard copy letter is in the mail to you. [REDACTED]

From: [REDACTED]

Sent: Wednesday, May 15, 2019 3:52 PM

To: [REDACTED]

Subject: Re: Dr. Shebala

Please reply to this email.

Thanks

[REDACTED]
Division of Natural Resources
PO BOX 9000
Indian Route 100-Bldg#1-2636
Window Rock, Arizona 86515
Ph: 928-871-6593/6592
Fax: 928-871-7040

Natural Resource Division Director
Of Navajo Nation

Box 9000

Window Rock, Az 86515

Re: [redacted] Community Governance (former) East Repres. [redacted] Land
Damages while in office 2013.

Dear Honorable Division Director, [redacted]

[redacted] was elected as East Representative for [redacted] Chapter house, January 9, 2012 [Exhibit's attach]. During his official seat he has gone around local permittee verbal threatening them. [redacted] has no proper documentation to make such force claims to bother permittees live in peaceful homestead and land use area. He has used his authority and his sister [redacted] grazing permit to make such claim in other area than their own decessa mother. [redacted] permit ties too 4 miles away they preserving but they over at [redacted] grazing unit making force claim. Trespassing. In summer of 2013, he and his sibling and in-laws cleared land 20 yards from [redacted] homesite Lease boundary and Grazing unit without proper chapter house procedure for a homesite lease, and consent from 3 local permittees. [redacted] helped his family (new name to area) damaged vegetation and young pine trees which he never reported to the officials of Land Department or other Navajo Nation Authorities. A hush hush. The Damages were report immediately to [redacted] Grazing official. Late that year, 2013, [redacted] knowly and hands-on escort a hometrailer on the cleared land. This strike to make official report to Navajo Nation, the matter was brought attention to your Natural Resource Departments in its early stage, due to the lack of uniformity, and enforcement of Navajo Nation code by the local official's about proper land use and the obtaining of a homesite lease and the duties of Grazing official. 2015 Finally, the [redacted] Grazing official [redacted] pick up the matter full stride evidently damages were involved and no homesite lease procedure. The Navajo Nation has react on:

- September 28, 2016, Navajo Nation Forestry, [redacted] has investigated and cited an individual [redacted] (Brother in-law) for pine tree clearing. Numerous people with tractor including [redacted] were involved but [redacted] didn't report it.
- October 31, 2016 Tuba City Land Department [redacted] and Chinle Land Department, [redacted] has come out to investigated made report to Navajo Nation Land Department on November 15, 2016 with the findings. The Navajo Nation Land Department, [redacted] Manager III send official trespassing notice to [redacted] on June 06, 2017 to move or get homesite lease. [Exhibit Attach]
- The Navajo Nation Agricultural Department has NOT come out to investigate after a complaint been filed August 31, 2015 on trespassing of [redacted] animals on [redacted] grazing unit during the time of the land damage.
- August 1, 2017 [redacted] grazing officials, [redacted] and District 2 Grazing officials made resolution with consideration that [redacted] grazing

permit to provoke if she does not meet official demands [Exhibit upon request with new resolution pending from District 2 Grazing official committee]. Today she has not done so to acknowledged the consideration.. Still trespassing her livestock's on / grazing unit with out mutual agreement, or sublet.

- home trailer remain on damaged land.
- April, 2018 grazing Official, passed on. Summer of same years, the new electee take on position as new grazing official. effort to forego the trespassing violation complaint to Navajo Nation Agriculture. was sweep under the rug to leave thing as is. claims court matters that her Department can't not get involve with procedures is exhausted. There is no court hearing about any grazing trespassing yet. Other court matters were against nephew and one brother for Death threats to and, son, granted for 5 year both.
- There is no court orders nor pending between to have Navajo Nation Agriculture Department, to order Mr to stop the complaint. differs to have the matter open for further investigation. Authorities slow in moving along.
- brought in over 60 head of Sheeps from other places on grazing unit which (then permittee) had only 8 to 9 sheeps when she passed on. The Sheeps were taken care of them by neighbor and family after her death. Children didn't live in the area in 2012. The livestock was turn over to family for safe keeping. mile NW of old of
- It is the same family of children, Husband, s, and help moved home trailer to cleared land for sister, without homesite lease through chapter.
- The land clearing earth moving was done by a green Tractor belongs to sister, (probation officer) and her husband. aka The couple lives in. The Tractor Driver was witness has heard by stating he has already asked about Homesite lease clearance but react to say they don't need it.
- file court property probate of decease, few of the properties is given back to Ms. is ordered to get a Homesite lease through proper homesite lease procedure with local chapter November 8, 2018. 3 permittee contested Ms. not to sign off the homesite lease but to move to her original Mother, homestead 4 miles away from. Wide open land there. going around with this Homesite lease court order document to force claim voicing over people property and land telling them to move and she has the right to do so to any permittees and lessees.
- term was up after he help his family member moved in Home trailer without homesite lease. He didn't forego to get re-elected.

- [redacted] does not live in the area of [redacted] grazing unit but live in Lechee, Az.
- [redacted] is not re-elected continue voices on other people-grazing unit claim it's his to put large company development on but was stopped by the permittee when they find out and other matters relate to land use for permittees.
- The Damages to the land under [redacted] the authority as [redacted] Community Governance East representative has grow to have his Family member to do what ever they want on people grazing units. Illegal dumping, cutting green trees, gathering wood without permit, ATV and make new roads. Making profit with (shepherd paid \$250 a month) on other people-grazing unit . Trespassing animals on other permittees unit to keep sheeps fat for sell while they over graze on permittees unit's. Threatening permittees and leasee's to move off the lands.
- The Complaint to [redacted] Community Governance President, Vice President and Manager on [redacted] knowingly, extort, and conspire to damage a land while he is officials went unheard or ignored by former and now [redacted] chapter official's.

This is Tribal LGA violation. trespassing and squatting with threat's going on at the location against [redacted] and her, son [redacted] from [redacted] immediate family. This Land clearing and damages by [redacted] has made the Grazing Official, Navajo Nation Land Dept and Dept Agriculture and Bureau of Indian Affairs so hard to deal with to where the [redacted] disobey the tribal laws, get away with it, and threatening permittee to stay in their homes not to come out with force take over land voice statement's. And made it hard for the officials to react to trespasser any way to remove her. [redacted] has made Tribal Law into his own way to rule or power over the permittee's and homesite lessees. [redacted] and his sister, [redacted] has no proper papers to have a say for over permittee's and leasee. Few permittee's has made letters to Navajo Nation to deny [redacted] to get homesite lease [Exhibit Attach]. We are urging the Navajo Nation to uphold their law's and to enforce and charge [redacted] for land damages of permittee unit area with out proper papers through Chapter House and Navajo Nation as he was Chapter Official East representative. He has done unlawful thing's working under the Navajo Tribe in a duly administrative paid to hurt, damages and disfigure the Tribal laws to where in public eye learned it's beatable under oath. We are in desire need to have this matter resolve as soon as possible before any one get hurt, furthermore in courtesy of upholding the Dept of Agriculture and Land Tribal codes. Title 26 on LGA is clearly states they no official's is above the law, and gain for self and family alone. In this case [redacted] has done so. He need be indicted

[redacted] Date: May 15, 2019
(Son, beneficiary to Mary L. Cliso permit), Witness.

[redacted] Date: May 15, 2019
(permittee and leasee), Elder

KRTT



THE NAVAJO NATION

RUSSELL BEGAYE
JONATHAN NEZ

June 6, 2017

Ms. [REDACTED]
PO Box
Shonto, AZ 86054

Dear Ms. [REDACTED]

This is an official **NOTICE OF TRESPASS** from the Navajo Land Department (NLD) pursuant to 16 N.N.C. §2251(A). You are hereby ordered to comply with Navajo Nation law by immediately removing your mobile home which was illegally transported on Navajo Nation Trust land without an approved homesite lease or a transportation permit to move a mobile home onto the Navajo Nation Trust Land.

On November 15, 2016, the NLD conducted a field visit to your residence and confirmed that you do not have an approved Homesite Lease and no permit to clear trees and vegetable for your egress and ingress to your illegal residence. According to the Navajo Nation Homesite Lease Regulations (RDCO-74-16); SECTION 17.00 HOMESITE LEASE COMPLIANCE AND RESTRICTIONS:

17.01 Applicants shall comply with Navajo Nation environmental laws and other compliance requirements when applying for a homesite lease on Navajo Trust and Fee Lands:

17.03 Navajo Nation Forestry Moratorium (Restriction): If a homesite lease is approved by the Navajo Forestry Department in a forested or wooded area, and tree removal is to occur, the homesite applicant will follow Navajo Forest and Woodland Regulations. The homesite applicant will comply with the Navajo Nation Forestry Department requirements and the Forest Management Plan approved by Resolution No. RCJY-133-01.

17.05 Biological Resource Land Clearance Policy and Procedures (RCP): No homesite lease shall be approved within Area 1: Highly Sensitive Area; and Area 2: Moderately Sensitive Area which are protected under the Federal and Navajo Nation laws, wildlife resources, including plants, and their habitat resulting in an expedited land use clearance process in accordance with Resolution No. RCMA-34-03, subject to prior approvals or exceptions granted by the Navajo Nation Council or its duly authorized Committee.

17.08 Homesite Lease Residential Use Restriction: A homesite lease is intended for residential purposes primarily a Single-family residence; lessee shall not use any part of the homesite lease premises for any unlawful conduct or illegal activities.

- A. Applicants shall not disturb or commence construction activities on the proposed site until the applicant receives an approved homesite lease.
- D. A homesite lease is required prior to transporting mobile homes or any other structures intended for use as a home onto the Navajo Nation. A transportation permit must be obtained from the NLD before any mobile home or other structure enters Navajo Trust or Fee Lands (See Fee schedule). Failure to obtain a permit will result in a civil violation and fees will be assessed.

[REDACTED] Letter

H. Lessee is prohibited from establishing more than one home building improvement as the primary residential structure, or mobile home within the leased premises. Lessee shall prohibit family members or others from establishing additional homes or mobile homes within the leased premises regardless of whether the premises is within a subdivision or a rural area.

K. Livestock and corrals are prohibited within the homesite lease premises, except as properly permitted by the District Grazing Committee or Land Board.

HOMESITE LEASE APPLICATION FEE; PENALTIES AND FINES FEE SCHEDULE

PENALTIES AND FINES

- | | |
|--|--------------------|
| • Warning citation (No fee) | |
| • 2 nd Citation | \$100.00 |
| • 3 rd Citation (Penalties with trespassing) | \$200.00 |
| • 4 th Citation | \$500.00 |
| Illegal Parking of Trailer/Mobile Home | \$200.00 per month |
| (Fees will apply until the Tenant comes into compliance) | |

Furthermore, you are residing in an unauthorized structure which we do not have any record of you obtaining a Home-site lease on trust land. [REDACTED], you are hereby order to come into compliance by obtaining a homesite lease or move to another location as the grazing permit holders have written letters to our office requesting you to move to a different location due to Petition for Domestic Abuse Protection Order [REDACTED] Judicial District Court, Case No. [REDACTED]

The Navajo Nation will give you 60 days to begin the process of coming into compliance with your homesite lease. If you failed to compile with this order, the Navajo Nation will constitute a tort action against you and if necessary, further legal action may be imposed.

If you have questions, please contact the Navajo Land Department at (928) 871-6401.

Sincerely,

[REDACTED]
[REDACTED], Department Manager III
Navajo Land Department

xc: Office of the President & Vice President
Attorney General's Office
[REDACTED], Grazing Official
District Grazing Committee Members
Shonto Community Governance
[REDACTED], BIA Natural Resources
[REDACTED], NN Agriculture Department
[REDACTED], Dept. of Resource Enforcement
[REDACTED], Navajo Nation Forestry Department

NAVAJO NATION FORESTRY

OFFENSE / INCIDENT REPORT

CASE NO.

COMPLAINT NO. [REDACTED]

SECTION I • INCIDENT REPORT (T-Tribe S-State F-Federal)

1. TYPE OF INCIDENT: FAILS TO COMPLY WITH PERMIT REQUIREMENTS OR TIMBER HARVEST STANDARDS.	2. LOCATION OF INCIDENT:	3. CODE T
4. DATE OCCURRED: October-November 2012	5. DATE INVESTIGATION: 28-Sep-16	6. OFFENSE: NNC T-17 § 525 (A)(1)

SECTION II • PERSONAL INFORMATION (V-Victim W-Witness S-Suspect R-Reportee)

1. NAME: [REDACTED]	2. RESIDENT ADDRESS:	3. CODE S
POSTAL ADDRESS: P.O. Box [REDACTED]	5. WGT/HGT [REDACTED]	6. EYES [REDACTED]
	7. D.O.B. [REDACTED]	8. ID NO. (SSN, DL) [REDACTED]

SECTION III • V-VEHICLE T-TRAILER

1. CODE:	2. COLOR	3. YEAR	4. MAKE	5. TYPE	6. YR LIC.	7. STATE	8. LIC. PLATE #	9. OWNER
----------	----------	---------	---------	---------	------------	----------	-----------------	----------

SECTION IV • PROPERTY INFORMATION (S-Stolen F-Found E-Evidence I-Impound)

1. CODE	2. DESCRIPTION (Brand, Name)	3. SERIAL NO.	4. VALUE
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NARRATIVE: For continuation from above, indicate section / item number at left.
Include: Who, What, Where, When, How, Why

On the above date and time was my regular tour of duty patrolling the jurisdiction of the Navajo Nation. My duty is to enforce the forest and woodland regulations. I stop and check any person(s) transporting or harvesting wood products and determine if a valid wood permit is in their possession (2.82).

All person(s) harvesting any forest or woodland product whether for personal use or resale within the jurisdiction of the Navajo Nation must possess a valid Navajo Nation product use or transportation permit or other proof of ownership in their possession at all times (2.11).

September 28, 2016 at 14:12 hours, I interviewed [REDACTED] at his place of residence. I informed him I was investigating whom had removed and piled the pinyon pine trees next to his residence along an old washed out road. [REDACTED] admitted he removed at least 12 pinyon trees and that he placed them along the old washed out road to prevent further erosion. He stated he had done so between October - November of 2012. Also so that he could pull in the mobile on site.

I asked [REDACTED] if he had a homesite lease which would allow him to clear the area. He said due to litigation with his neighbor, he could not proceed with a homesite lease. He stated [REDACTED] an uncle lived there all his life.

I asked him for any documents for grazing. [REDACTED] stated the grazing permit is split between [REDACTED] daughter. Although the permit is still in [REDACTED] name.

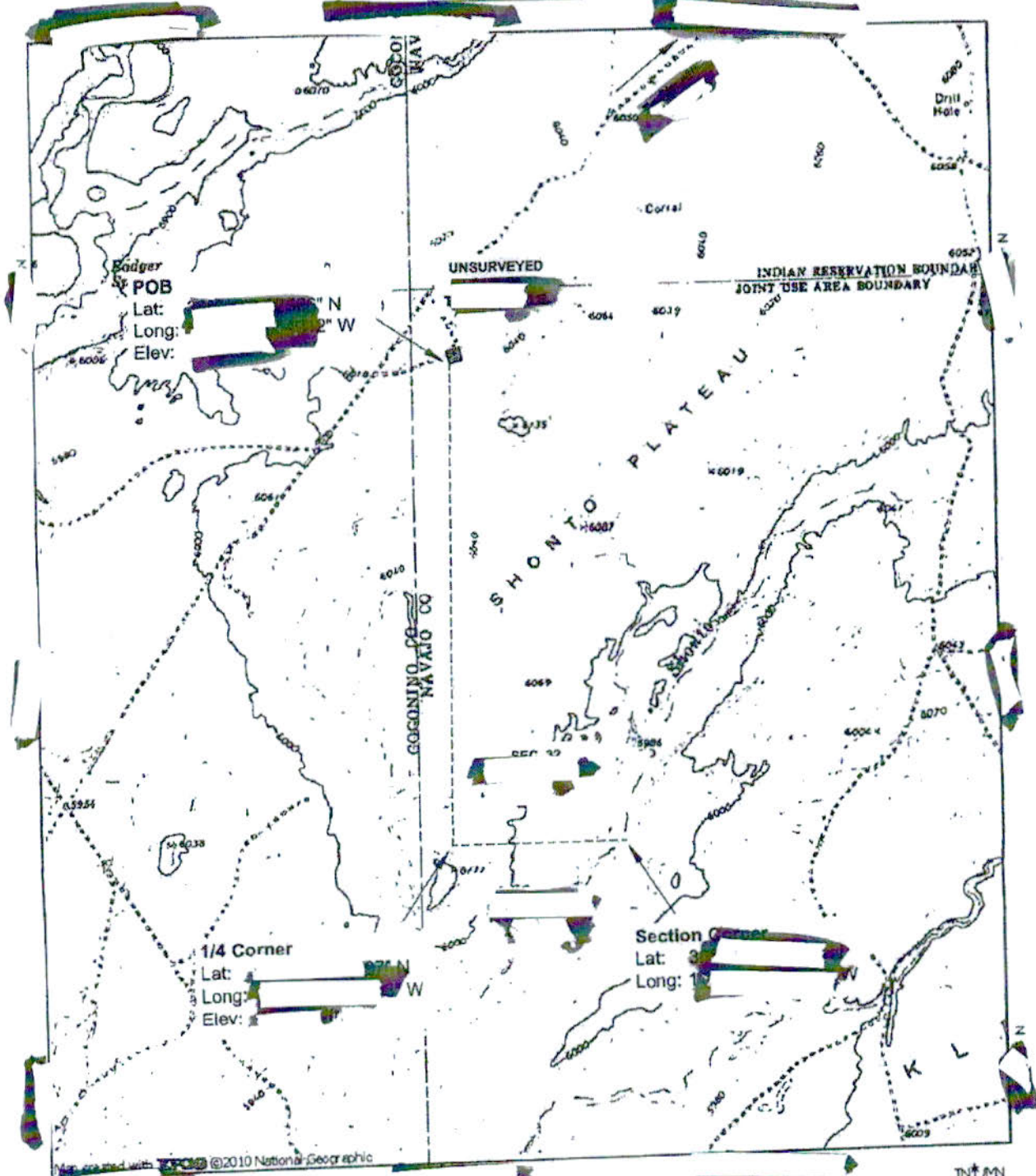
Navajo Nation Forestry Complaint # 215215 issued to [REDACTED], Census No. [REDACTED] under Navajo Nation Code Title 17 § 525, (A), (1) Unauthorized harvesting of timber or forest product, whereas A person commits an offense pursuant to this Section if, after approval of regulations, he or she intentionally or knowingly: Cuts, kills, destroys, chops, boxes, injuries or otherwise damages, or harvests any timber, tree or other forest product, except as authorized pursuant to valid permit, approved contract, or Tribal regulation.

Upon [REDACTED]'s admission, no charges will be filed, except and only if he commits any timber harvesting violations within the next 90 days.

Case closed.

1. REPORTING OFFICER: [REDACTED]	DATE [REDACTED]	PAGE NO. ONE	2. REVIEWING OFFICER: [REDACTED]	DATE 09/28/16
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VICINITY MAP



Map created with GPS 17206 ©2010 National Geographic



Homesite GPS17206

Shonto, Arizona

TN
MN
10Y
12/17/17

GOLDTOOTH PRECISION SOLUTIONS, INC.

P.O. BOX 640
TUBA CITY, AZ 86045
PH: (928) 283-4652
FAX: (928) 283-5073

HomeSite No. GPS17206

GPS Job No: 17206

Surveyed: November 1, 2017

Surveyor:
L.D. Brown

File:
Drawing: Goldtooth
Checked by: H. Goldtooth
Revised: n/a
Scale: 1" = 100'
Sheet: 1 of 1



EXPIRES 3-31-2020
Hubert O. Goldtooth, AZ R.L.S. 42048

LOCATED IN 1/4 SECTION 29,
T.36N. R.16E. S.15E.

CHAPTER, DISTRICT 02, NAVAJO NATION

LEGAL DESCRIPTION:
A PARCEL OF LAND SITUATED WITHIN UNSURVEYED SECTION 29, TOWNSHIP 36 NORTH, RANGE 15 EAST, GILA & SALT RIVER MERIDIAN, IN THE VICINITY OF SHONTO, NAVAJO COUNTY, STATE OF ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 5, TOWNSHIP 36 NORTH, RANGE 15 EAST, MARKED BY A B.L.M. BRASS CAP, FROM WHICH THE NORTHEAST CORNER OF SAID SECTION 5, MARKED BY A B.L.M. BRASS CAP LIES N 89°59'53" E, A DISTANCE OF 2640.04 FEET (G.P.S. DERIVED BASIS OF BEARINGS) (WEST, 2640.00 FEET PER B.L.M. SURVEY PLAT 1296-13, DATED JANUARY 13, 2016, R.1); THENCE N 00°43'42" E, A DISTANCE OF 7384.39 FEET TO A 5/8" REBAR WITH PLASTIC CAP STAMPED "GPS RLS 42048"; SAID POINT BEING THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND;
THENCE N 14°32'21" W, A DISTANCE OF 208.71 FEET TO A 5/8" REBAR WITH PLASTIC CAP STAMPED "GPS RLS 42048";
THENCE N 75°27'39" E, A DISTANCE OF 208.71 FEET TO A 5/8" REBAR WITH PLASTIC CAP STAMPED "GPS RLS 42048";
THENCE S 14°32'21" E, A DISTANCE OF 208.71 FEET TO A 5/8" REBAR WITH PLASTIC CAP STAMPED "GPS RLS 42048";
THENCE S 75°27'39" W, A DISTANCE OF 208.71 FEET TO THE POINT OF BEGINNING.

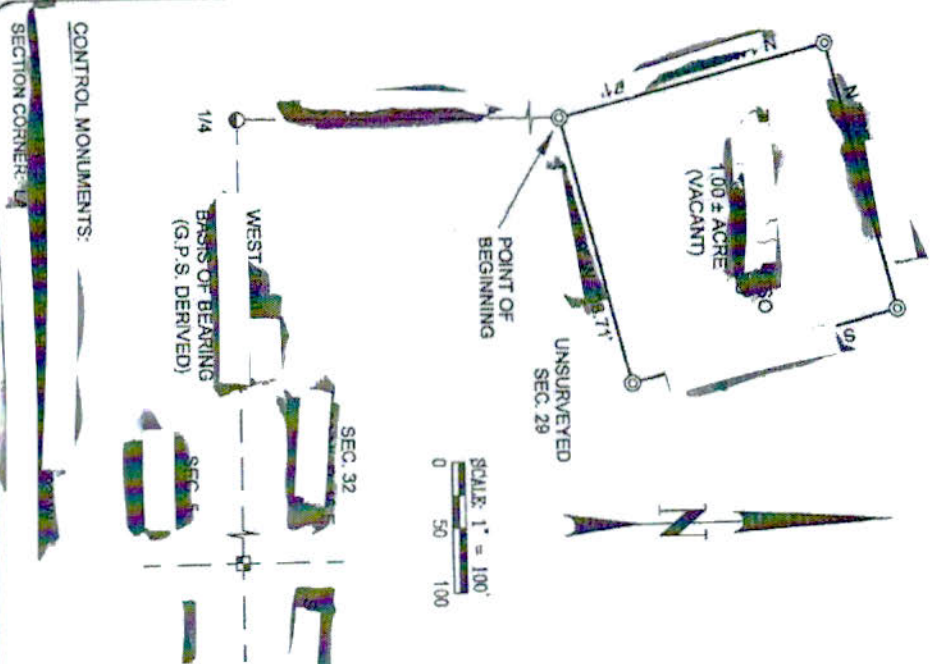
SAID PARCEL BEING 1.00 ACRES MORE OR LESS AND BEING SUBJECT TO ANY AND ALL EXISTING EASEMENTS FOR UTILITIES LOCATED THEREIN.

EXHIBIT "A"

- LEGEND:**
- FOUND 3" BRASS CAP, B.L.M. SECTION CORNER
 - FOUND 3" BRASS CAP, B.L.M. QUARTER CORNER
 - SET 5/8" REBAR W/ PLASTIC CAP "GPS RLS 42048"

REFERENCES:
(R1) BUREAU OF LAND MANAGEMENT SURVEY PLAT 1296-13, DATED JANUARY 13, 2016.

BASIS OF BEARING:
THE NORTH SECTION LINE OF SECTION 5, T. 36 N., R. 16 E., WITH A GPS DERIVED BEARING OF N 89°59'53" E AND BEARING OF WEST PER B.L.M. PLAT 1296-13.



CONTROL MONUMENTS:
SECTION CORNER: 1/4

COMPLAINT 4

RE: request for training

Wed 3/27/2019 11:24 AM

To:

Nizhoni! Thank you.

From:

Navajo Department of Agriculture
Phone: 928-871-6605

From:

Sent: Wednesday, March 27, 2019 11:15 AM

To:

Cc:

Subject: RE: request for training

All;

The Home-site Lease Regulations were approved October 4, 2016 by RDCO-74-16.

SECTION 17.00 Home-site Lease Compliance and Restrictions state:

17.06 Farm Plots and Land Use Permits: Navajo Nation trust or fee lands withdrawn for agricultural uses (i.e., farm permit, agricultural lease, irrigation projects, and farm projects) cannot be used for homesite leases. Administrative Reserve Areas [BIA], Navajo Nation trust, or federal lands that are withdrawn for administrative purposes or governmental use cannot be used for home site leases.

Hopefully, the regulation will clear up the issue. Training for all is needed. Please consider a 2 day training. Thanks.

NAVAJO LAND DEPARTMENT
division of natural resources
928.871.6401

From:

Sent: Wednesday, March 27, 2019 10:47 AM

To:

Cc: [REDACTED]

Subject: RE: request for training

Thank you for the information. Do you have names of the applicant and map that you could possibly share? I will get in contact with [REDACTED], to see how we can address this matter.

*Range & Farmland Management**Ph: 928-871-7405**Fax: 928-871-6679***From:** [REDACTED]@dinehbikeyah.org>**Sent:** Monday, March 25, 2019 10:28 AM**To:** [REDACTED]**Cc:** [REDACTED]**Subject:** FW: request for training

Hello [REDACTED]

Updates to the Roles & Responsibilities warranted by this email. We need to begin our collaboration on farmland restriction & Homesite leasing on this issue because BIA Natural Resources has not re-assessed their diminishing of farmlands and the Water Rights issues are intertwined in this matter being brought to our attention. As a former San Juan River Dineh Water User's Association affiliate, I too, like to see a formidable stance from Dept. of Ag and Land Dept. on this error occurring for years.

My Best,

From: [REDACTED]**Sent:** Thursday, March 21, 2019 4:07 PM**To:** [REDACTED]**Cc:** [REDACTED]**Subject:**

Hello all:

I had a visit with a very upset farm board member, Mr. [REDACTED] just minutes ago. He is concerned of the roles of grazing officials and farm board members when it pertains to home site lease applications. He did not agree with the fact that [REDACTED] had signed off on a home site lease application on Fruitland Irrigation Project Plot #216. He mentions that this area is under the jurisdiction of [REDACTED]. He also mentions that Mr. [REDACTED] as a grazing official does not know all the farmers and does not know what they will think or do. He says that he was in the wrong to sign off on a HSL within the irrigation farm

project.

Currently this error had caused a dispute with other people in the same vicinity. He would like correction to be made. And requested some kind of training to grazing officials and farm board members on their duties and responsibilities and how far their jurisdiction expands.

So I am notifying your departments in how this matter should be handled. If I missed anybody please forward this email to whoever it includes.

Thanks.



COMPLAINT 6

RE: [REDACTED] Sr. Request

Mon 6/17/2019 4:27 PM

To: [REDACTED]

Cc: [REDACTED]

1 attachment

06.17.2019, [REDACTED] Complaint.Close-Out.pdf

Good Afternoon,

Mr. and Mrs. [REDACTED] came to the office today. Unfortunately I could not help them however I did write a letter (as attached) advising we do not have the authority to remove someone from their property.

They requested a letter so they might go to the next organization for help. They advised when they ask for help they are always asked did you try this or this or this. So they wanted a letter from NNDA advising we could not help them.

Thank you,

[REDACTED]
Navajo Department of Agriculture
Phone: 928-871-6605

From: [REDACTED]
Sent: Monday, June 17, 2019 4:03 PM
To: [REDACTED]
Subject: FW: [REDACTED] Sr. Request

[REDACTED]
Good Afternoon. I have spoken with the [REDACTED] previously. The issue is the disputing party and the respondent do not have valid grazing permits, nor do they have valid homesite lease. I inquired upon a will, they said that a will does not exist. Since GP consent are not required on NPL, [REDACTED] DGC signed the document.

Since this dispute is on NPL, where there are no grazing permits and HSL Regulations do not require grazing permit holder consent and this is NOT a grazing issue, the only route for resolution would be with the District Courts. for eviction or family mediation.

[REDACTED]
Range & Farmland Management

Ph: 928-871-7405

Fax: 928-871-6679

From: [REDACTED]

Sent: Tuesday, August 21, 2018 4:52 PM

To: [REDACTED]

Cc: [REDACTED]

Subject: [REDACTED] Request

[REDACTED]
Please see the attached letter from [REDACTED] what is his complaint and were all permittees informed? Is this on NPL? How can we help Mr. [REDACTED]? What are your recommendations??

[REDACTED]
Range & Farmland Management

Ph: 928-871-7405

Fax: 928-871-6679

THE NAVAJO NATION

JONATHON NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



June 17, 2019

Mr. [REDACTED] and Ms. [REDACTED]
P.O. Box 877

[REDACTED] 86044

SUBJECT: Removal of [REDACTED] From Your Property

Dear Sir and Madam,

The Navajo Nation Department of Agriculture (NNDA) is charged with managing agricultural resources on the Navajo Nation as such we are not able to help you with your request to remove your grandson from your property. Our department does not have the authority to remove people from your property.

[REDACTED] Office Specialist, did advise you during a prior office visit that the situation is not a grazing issue however an avenue you that may be open to you is the District Court for eviction or family mediation. Certainly that is a decision you will have to make for your well-being and safety.

If you have any questions or concerns please call me [REDACTED]. I hope you are able to find the help you need very soon. Attached are documents you kindly provided for reference.

Respectfully,

[REDACTED]
Navajo Nation Department of Agriculture

cc: File [REDACTED]
[REDACTED] Office Specialist, NNDA
[REDACTED] Departmental Manager, NNDA



Navajo Nation Department of Agriculture P.O. Box 4889 Window Rock, AZ 86515 Phone: (928)871-6605 Fax: (928)871-6679

P.O. Box

AZ 86044

February 27, 2017

Navajo Land Department
P.O. Box 2249 Window Rock, AZ 86515
Phone: (928) 871-6401
Fax: (928) 871-7039

Dear Navajo Land Department,

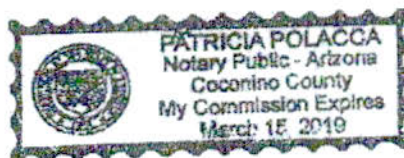
I have concerns about our Hogan that my grandson [redacted] moved into, at this time he filed for a home site lease that was not approved by myself [redacted] or my husband [redacted]

That Hogan that he moved into belongs to my husband and I, it was built for ceremonial purposes in 1985. My husband [redacted] put much effort into making that Hogan, labor and money that was invested into building it and not once did [redacted] put any labor or money into the Hogan. So it would not make any since for [redacted] to file for a home site lease when that Hogan is not his property. The 1986 our mobile home caught on fire and burn to the ground, so we moved into the Hogan for about 7 years just for temporary until we started to build our current home. Once our new home was built our Hogan was once again be used for ceremonial purposes only. Again, my daughter needed a place to stay temporarily, once she moved out [redacted] moved in recently with no permission.

Due to the Hogan being our property and there was no permission to move in permanently, I'm claiming my property back and the home site lease that [redacted] filed shouldn't be approved.

Sincerely,

[redacted signature]



State of Arizona
County of Coconino
On this 28 day of February, 2017
Daniel & Annie Stoen of said County and State,
who is personally known to me,
and whose identity is affirmed by me,
to be the signer of the foregoing instrument,
and who acknowledged to me that he executed it,
for the purposes and contents herein stated.
Notary Public
02/15/2019

January 03, 18

TO: Navajo Land Department
[redacted] Navajo

From: [redacted], Grazing Committee
Tribal Chapter

Subject: [redacted] HSL Applicant,

As of today, January 03, 2018. Due to
a dispute with his grandmother
[redacted], I am putting a
hold on this application. And that
he moves his Homestead elsewhere.

If any questions, please feel free to
contact me @ (928) [redacted].

Thank you

[redacted],
Grazing Committee

[redacted]@gmail.com



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

January 11, 2018

Mr. [REDACTED]
P.O. Box [REDACTED]
[REDACTED] Arizona 86044

Dear Mr. [REDACTED]

This letter is to inform you that an objection to your 2009 proposed homesite lease application within Tonalea area has been filed with our office. Your grandparents, [REDACTED] informed our office that the Hogan belongs to them and built for ceremonial purposes. Navajo Partitioned Land (NPL) No consent is required from Grazing permittee within the Navajo Partitioned Lands until grazing permits are reissued.

Tuba City Land Office will coordinate with Ms. [REDACTED] the local District Grazing Committee Member from your area, for consideration of an alternate location away from the Hogan area.

If you have questions, please call me at (928) 871-7197 or [REDACTED] at (928) 283-3194.

Sincerely,

[REDACTED]
[REDACTED] Senior Programs & Projects Specialist
Navajo Land Department

xc: [REDACTED] Department Manager III, Navajo Land Department, W/R, AZ
[REDACTED] Senior Engineering Technician, [REDACTED] and Office
[REDACTED] Office Specialist, Grazing Management Office, W/R
[REDACTED] Grazing Committee Member, [REDACTED] Chapter, AZ
[REDACTED] Complainants, [REDACTED] Chapter, AZ

COMPLAINT 7

RE: [REDACTED]

<https://webmail.navajo-nsn.gov/owa/?bO=1#viewmodel=ReadMes...>

Thank you! I really don't know how to help Ms. [REDACTED] and hope your office has some success.

Thank you,
[REDACTED]

Navajo Department of Agriculture
Phone: 928-871-6605

From: [REDACTED]
Sent: Friday, August 30, 2019 9:20 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED]

Good Morning [REDACTED]

Thanks for informing me. We will speak with Ranger [REDACTED]

From: [REDACTED]
Sent: Thursday, August 29, 2019 11:08 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED]

Good Morning [REDACTED]

I tried asking for assistance from Mr. [REDACTED]'s office but they advise the Rangers should now manage the case. In speaking with Ms. [REDACTED] (spoke to her today), she advises she did call Mr. [REDACTED], Range, Kayenta area in July 2019. Mr. [REDACTED] did speak with Ms. [REDACTED] looked at the site however Ms. [REDACTED] does not know what happened next. But she advises the neighbors are still blocking the road. Ms. [REDACTED] phone number is [REDACTED]

SUMMARY

There is a lady by the name of [REDACTED] who has been calling our office and the DGC for two years regarding a neighbor that keeps blocking a road her and her family use to access her homesite. Apparently the other neighbor also has a homesite lease and are relocatees. I believe they are both on NPL?

From: [REDACTED]
Sent: Thursday, August 29, 2019 10:49 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED]

Good morning All;

This issue should be transferred to the Rangers for enforcement action. They can approach the families and explain they cannot block access roads and if they refuse to comply, the legal action side can begin.

[REDACTED]
NAVAJO LAND DEPARTMENT
division of natural resources
928.871.6401
[REDACTED]

From: [REDACTED]
Sent: Thursday, August 29, 2019 10:40 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

Good Mornin, [REDACTED]

I have a lady by the name of [REDACTED] who keeps calling our office regarding a neighbor that keeps blocking a road her and her family use to access her homesite. Apparently the other neighbor also has a homesite lease and are relocatees. I believe they are also on NPL?

Ms. [REDACTED] has been calling our office for two years and also the DGC in the area. The DGC are trying to help but they really have no authority over roads or homesites. I did let Ms. [REDACTED] know today that NNDA cannot help her as the dispute is NOT a grazing issue and both parties do NOT have grazing permits.

I understand Ms. [REDACTED] has worked with your office and you have spoken to both parties including the individuals blocking the road. Unfortunately these individuals are not listening to your office nor to the DGC both of whom have told them to quit blocking the road and stay within their homesite.

Ms. [REDACTED] is very frustrated however our office cannot help her. I suggested calling the police however I don't know if they will help her. Is there anything further your office can do about people with a homesite infringing on another homesite lease?

Thank you,

[REDACTED]
Navajo Department of Agriculture

Legislation 0280-19

Mexican Water Chapter <mexicanwater@navajochapters.org>

Tue 9/24/2019 10:59 AM

To: comments <comments@navajo-nsn.gov>;

Mexican Water Chapter administration office has been requesting from Shiprock Agency Navajo Land Department on providing a feed back in writing on status of all pending home site leases and to begin working together on expediting documents that need attention to bring them up-to-date according to 2016 Home Site Lease Regulations, but not no response, maybe still in the process....

**RESOURCES AND DEVELOPMENT COMMITTEE
24th NAVAJO NATION COUNCIL**

FIRST YEAR 2019

COMMITTEE REPORT

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

Legislation # 0280-19: An Action Relating to Resources and Development Committee and the Budget and Finance Committee; Accepting the Special Review of the Navajo Land Department Home Site Lease Process Submitted by the Office of the Auditor General, and Approving the Corrective Action Plan Submitted by the Navajo Land Department. *Sponsor: Honorable Mark A. Freeland*

Has had it under consideration and reports a **DO PASS** with no amendments

And thereafter the legislation was referred to Budget and Finance Committee.

Respectfully submitted,



Thomas Walker, Jr., Presiding Vice-Chairperson
Resource and Development Committee of
the 24th Navajo Nation Council

Date: October 16, 2019

Meeting Location: Navajo Nation Council Chambers
Window Rock, Arizona

MAIN MOTION:

M: Rickie Nez S: Wilson C. Stewart, Jr. Vote: 3-0-1(VCNV)

YEAS: Rickie Nez, Wilson C. Stewart, Jr., and Kee Allen Begay, Jr.

EXCUSED: Mark A. Freeland and Herman M. Daniels

RESOURCES AND DEVELOPMENT COMMITTEE
24th Navajo Nation Council

ROLL CALL
VOTE TALLY SHEET:

Legislation # 0280-19: An Action Relating to Resources and Development Committee and the Budget and Finance Committee; Accepting the Special Review of the Navajo Land Department Home Site Lease Process Submitted by the Office of the Auditor General, and Approving the Corrective Action Plan Submitted by the Navajo Land Department. *Sponsor: Honorable Mark A. Freeland*

October 16, 2019 – Regular Meeting

Meeting Location: Navajo Nation Council Chambers
Window Rock, Arizona

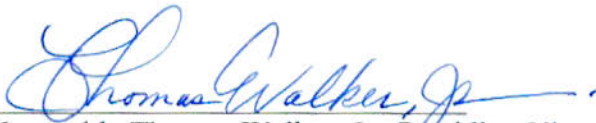
MAIN MOTION:

M: Rickie Nez S: Wilson C. Stewart, Jr. Vote: 3-0-1(VCNV)

YEAS: Rickie Nez, Wilson C. Stewart, Jr., and Kee Allen Begay, Jr.

NAYS: NONE

EXCUSED: Mark A. Freeland and Herman M. Daniels.



Honorable Thomas Walker, Jr., Presiding Vice-Chairperson
Resources and Development Committee



Shammie Begay, Legislative Advisor
Office of Legislative Services