

LAND WITHDRAWAL DESIGNATION PROCESS RDCJN-33-15

April 28, 2026



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Legislation RDCJN-33-15

Relating to the Resources and Development; Delegating the authority to the Director of the Navajo Land Department to approve land withdrawals on the Navajo Nation; and approving the administrative rules and regulations for land withdrawals.

Legislation Purpose:

To clarify and expedite the Land Withdrawal Designation process on the Navajo Nation Trust and Fee lands.



Land Withdrawal Designation

The General Land Development Dept. (GLDD) *administratively* processes project development land withdrawal designation applications electronically through the NN System 164 Review which is needed to claim an area for future development to Navajo Nation governmental entities

- Tour Business, Community Cemeteries, Hotel, Government Building, Chapter Senior Centers, etc.



Cover Letter / Scope of Work

Community Development and Industrial Development



- I. Provide name and define the intent of your project, include total acreage (must read the same on all documents of the application) and include construction schedule, (new, renewal, expired, amendment)
- II. Assign responsibility for construction, operation, maintenance, upgraded infrastructure, utilities, economic development projects, installation of public services, community centers, public housing, school, hospital, government offices
- III. If applicable, include funding source



Legal Land Survey and GPS Coordinates

- I. Provide the coordinates of each corner and the total acreage of the withdrawn area
- II. A legal land survey with the legal description stamped by a Register Land Surveyor
 - I. For each section indicate the affected acreage
 - II. Convey ingress and egress of access road(s)

Supporting Chapter Resolution

- I. A resolution from the respective chapter in support of the proposed undertaking and location.
- II. The Chapter Resolution must include legal language that specify the development as either community or industrial. This is required by the Land Withdrawal Designation Regulations.
- III. The legal language is found in RDCJN-33-15 Section 7(b) a.

"The _____ Chapter hereby supports and recognizes this land withdrawal for community development, which may include, but is not limited to, the following purposes: housing, education, economic development, healthcare facilities, public use, or governmental use. Industrial development is not supported for this area."

- IV. For industrial development, include the following language: **"The Chapter hereby supports and recognizes this Land Withdrawal Designation for the sole purpose of industrial development. Industrial development shall be considered the economic activity concerned with the manufacture, and processing of materials or construction."**

Grazing Permittee Consent

Consent Form #1
(No Expected Damages)

CONSENT TO USE NAVAJO NATION LANDS

TO WHOM IT MAY CONCERN:

I, _____, hereby grant consent to the Navajo Nation,
Window Rock, Arizona to permit _____
of _____ to use a portion of my Grazing area for the
following purpose(s): _____

as shown on the map that shows the location of the proposed project.

I acknowledge that I do not expect any damage to my improvements or diminishment in
value of my land use rights and/or I expect the value of my land use rights to be enhanced as a
result of the above referenced project as proposed.

REMARKS:

DATE _____ GRAZING PERMITEE SIGNATURE _____ PERMIT NO. _____
(OR THUMBPRINT)

PHONE NO. _____ ADDRESS (P.O. BOX, CITY, STATE, ZIP) _____

WITNESS: _____

DATE _____ GRAZING OFFICIAL OR LAND BOARD _____ DISTRICT NO. _____

ACKNOWLEDGEMENT OF FIELD AGENT

I acknowledge that the contents of this consent form was read or fully explained to
the grazing permit holder in Navajo or English. (check where applicable)

Field Agent Signature

Form 4/10/2018

- I. A Field Clearance Checklist listing all grazing permit holders is required. All sections of the Checklist must be filled out to be sufficient
- II. Use the Consent Form to gather consent from valid grazing permit holders, the form must be signed by the respective Grazing Official. If there are no valid grazing permittees a signed Consent Form from the Grazing Official is still required (16 N.N.C. 1401).





General Land Development

**Submitting the four (4) requirements above will allow you to reserve the area for five (5) years until the environmental documents are provided. The BRCF and CRCF must be submitted to complete the entire land withdrawal process.

You may NOT construct, operate and/or maintain during this time period**

Biological Resource Compliance Form (BRCF)

A document obtained from the Navajo Fish and Wildlife Department that states that the interests of the Navajo Nation biological resources; flora and fauna, are protected.



Parish's Alkali Grass (Puccinellia parishii)



Puccinellia parishii ©Daniela Roth, NNHP

NNDFW Review No. 1

BIOLOGICAL RESOURCES COMPLIANCE FORM
 NAVAJO NATION DEPARTMENT OF FISH AND WILDLIFE
 P.O. BOX 1480, WINDOW ROCK, ARIZONA 86515-1480

It is the Department's opinion the project described below, with applicable conditions, is in compliance with Tribal and Federal laws protecting biological resources including the Navajo Endangered Species, National Environmental Policy Codes, U.S. Endangered Species, Migratory Bird Treaty, Eagle Protection and National Environmental Policy Acts. This form does not preclude or replace consultation with the U.S. Fish and Wildlife Service if a Federally-listed species is affected.

PROJECT NAME & NO.: Proposed Beclabito Community Heliport, Beclabito Chapter, New Mexico.

DESCRIPTION: Navajo Department of Transportation (NDOT) proposes to construct a heliport and access road to be used by several Air Medical Flights near the Beclabito Chapter House. Total disturbance will be 12.84 acres.

LOCATION: BECLABITO CHAPTER, SAN JUAN COUNTY, NEW MEXICO, T30N, R20W, AND R21W

Jones, Navajo Division of Transportation

Division of Transportation (NDOT)

PREPARED BY: Biological Evaluation Report Proposed Beclabito Community Heliport, San Juan County, New Mexico/12 NOVEMBER 2021/Geraldine Jones

RESOURCES FOUND: RCP Area 2 (Moderate Wildlife Sensitivity).

ENVIRONMENTALLY IMPACTED: NA

SPECIES AFFECTED: NA

IMPACTS TO BIOLOGICAL RESOURCES: NA

MITIGATION MEASURES: recommend following avoidance/mitigation measures outlined in the BRCF and follow plans for sedimentation controls, and a plan to control and mitigate dust or other hazardous materials during construction as well as day-to-day heliport operations.

DATE: NA

PREPARED BY: Nora E. Talkington/29 NOVEMBER 2021



Penstemon navajoa

©Daniela Roth, NNHP

Navajo Mountain Penstemon (Penstemon navajoa)

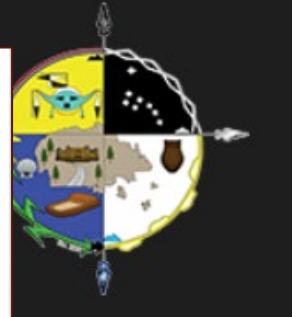


Cultural Resource Compliance Form (CRCF)

- A document that is obtained from the Navajo Nation Heritage & Historic Preservation Department.
- This form ensures the future and safety of all archeological, historic, and sacred sites on the Navajo Nation. Archaeological Inventory Report (AIR) form



THE NAVAJO NATION
Heritage & Historic Preservation Department
P.O. Box 4950 • Window Rock, Arizona 86515
(928) 871-7198 (tel) • (928) 871-7888 (fax)



CULTURAL RESOURCE COMPLIANCE FORM

NNHHPD NO.: HPD-21-1591

CONSULTANT REPORT NO.: NNDOT-20-010

PROJECT TITLE: A Cultural Resource Inventory for a Helipod and an Access Road in Beclabito, San Juan County, New Mexico.

LEAD AGENCY: BIA/NRO

SPONSOR: Garret Silversmith, Division Director, Navajo Division of Transportation, PO Box 4620, Window Rock, AZ, 86515

PROJECT DESCRIPTION: The Navajo Department of Transportation is proposing a helipod and access road. The helipod measures 748.16-ft by 280.22-ft and an access road measures 1,693-ft by 150-ft wide. The area of potential effect is 9.5-acres. Construction activities include extracting materials, backfilling, grading, cement an asphalt placement. Ground disturbance will be intensive and extensive with the use of heavy equipment.

PROJECT ARCHAEOLOGIST: Lindsey L. Benally

NAVAJO ANTIQUITIES PERMIT NO.: NTC396

DATE INSPECTED: 2/24/2021

METHOD OF INVESTIGATION: Class III pedestrian inventory with transects spaced 15 m apart

LAND STATUS: NN Tribal Trust Land

NUMBER OF ELIGIBLE PROPERTIES: 0

NUMBER OF UNEVALUATED PROPERTIES: 0

NUMBER OF TCPS: 0

NUMBER OF IN-USE SITES: 0

PROCEED RECOMMENDED: Yes

TOTAL ACREAGE INSPECTED: 11.5

DATE OF REPORT: 11/23/2021

CHAPTER: Beclabito

NUMBER OF NON-ELIGIBLE PROPERTIES: 0

NUMBER OF BURIALS: 0

NUMBER OF ISOLATED OCCURRENCES: 0

EFFECT/CONDITIONS OF COMPLIANCE: No Historic Properties Affected

CONDITIONS: No

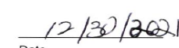
In the event of a discovery ["discovery" means any previously unidentified or incorrectly identified cultural resources including but not limited to archaeological deposits, human remains, or locations reportedly associated with Native American religious/traditional beliefs or practices], all operations in the immediate vicinity of the discovery must cease, and the Navajo Nation Historic Preservation Department must be notified at (928) 871-7198.

FORM PREPARED BY: Tamara Billie

FINALIZED: 12/29/2021

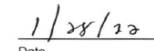
NAVAJO NATION HERITAGE AND HISTORIC PRESERVATION DEPARTMENT


Richard M. Begay, Department Manager/THPO


Date 12/30/2021

NAVAJO REGION APPROVAL


Navajo Regional Director
BIA- Navajo Regional Office


Date 1/28/22

~ DOCUMENT IS VOID IF ALTERED ~



Transfers of Land Withdrawals

- A transfer can occur if the Consent is acquired from the valid permittee.
- As long as no development or disturbance has taken place.
- The purpose of the new designation is in accordance with the resolution of support.
- An agreement is made with the transferee and the terms of the Land Withdrawal Designation.
- The NLD agrees to the transfer.

Oversight and Enforcement

- The Navajo Nation shall have the authority to enforce the provisions set forth in these Regulations in accordance with applicable Navajo Nation and Federal law.
- If a Designation Holder **develops or otherwise disturbs the land without first having a valid lease**, the Designation Holder is **subject to trespass**, and a **penalty** will be assessed by the NLD pursuant to (16 N.N.C. 2251 and 2252).
- Once the Land Withdrawal Designation process is complete, the applicant will be awarded a letter to proceed administered by NLD Manager as listed in the RDC Delegation.