

# Probate/ Transfer of Grazing/Land Use Permit(s) Initiation Guide

**Probate:** *The transfer of estate previously owned by a deceased person is referred to as "Probate". Upon the death of a permittee, his/her permit shall be transferred to his/her most logical heir as determined by the Navajo Nation Court. See <https://courts.navajo-nsn.gov/indexdistct.htm> for Probate/Quiet Title Procedures.*

The following documents are required before the District Grazing Committee (DGC) can approve a Recommendation (Resolution) for the Navajo Nation Tribal Courts. These documents will need to accompany the individual pursuing the permit to the next DGC meeting. Once a Recommendation is received you will take it to your local Navajo Nation Court to start the Probate Process.

- \_\_\_\_\_ Original Grazing /LUP Permit or Certified Copy
- \_\_\_\_\_ Death Certificate
- \_\_\_\_\_ Current & past two years Livestock Inventory (Three Tallies Total)
- \_\_\_\_\_ Conservation Plan Draft accompanied by template (Template provided by BIA)
- \_\_\_\_\_ Certificate of Indian Blood (CIB)
- \_\_\_\_\_ State Brand Certificate (If Applicable)

**Transfer:** *The relinquishment of grazing rights from one individual to be transferred to another, is referred to as a "Transfer" when the Permit Holder (Named Individual on the Permit) is alive and of sound mind. If the Permit Holder is not of sound mind a Power of Attorney (POA) will need to be developed for the Permit Holder (must include property & estate to be honored). Medical POA will NOT be honored.*

The following documents are required before the District Grazing Committee (DGC) can approve a Recommendation (Resolution) for BIA to move forward with the Transfer. These documents will need to be completed by the person pursuing the permit and accompany them to the next DGC meeting. Both the Grantor (permittee) and the Grantee (applicant) will need to present at the meeting to sign a Transfer Agreement and a Relinquishment of Rights for the Permit.

- \_\_\_\_\_ Original Grazing/LUP Permit or Certified Copy
- \_\_\_\_\_ Current & past two years Livestock Inventory (Three Tallies Total)
- \_\_\_\_\_ Conservation Plan Draft accompanied by template (Provided by BIA)
- \_\_\_\_\_ Certificate of Indian Blood (CIB)
- \_\_\_\_\_ State Brand Certificate (If applicable)
- \_\_\_\_\_ Power of Attorney (If applicable)

## **Bureau of Indian Affairs, Branch of Natural Resources, Chinle Agency**

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