SAMPLE

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

RIGHT-OF-WAY APPLICATION MUST IDENTIFY [§169.102(a)]:
1. Applicant Name and Address: _________________________________________
   ___________________________________________________________________
2. Tract(s) or parcel(s) affected by the right-of-way: _________________________
3. General location (easement description): _________________________________
4. Purpose: ____________________________________________________________
5. Term (Renewal, if applicable): _________________________________
6. Identify ownership of permanent improvements associated with the right-of-way and
   the responsibility for constructing, operating, maintaining, and managing; or removal
   of permanent improvements under §169.105:

REQUIRED SUPPORTING DOCUMENTS [§169.102(b)]:
1. Accurate legal description of the right-of-way, its boundaries, and parcels associated
   with the right-of-way;
2. A map of definite location of the right-of-way; (25 CFR 169.102((b)(2); survey plat
   signed by professional surveyor or engineer showing the location, size, and extent of
   the ROW and other related parcels, with respect to each affected parcel of
   individually owned land, tribal land, or BIA land and with reference to the public
   facilities adjacent to the proposed project.)
3. Bond(s), insurance, and/or other security meeting the requirements of §169.103;
4. Record of notice that the right-of-way was provided to all Indian landowners;
5. Record of consent that the right-of-way meets the requirements of §169.107, or a
   statement documenting a request for a right-of-way without consent under
   §169.107(b);
6. If applicable, a valuation meeting the requirements of §§ 169.110, 112, 114;
7. With each application, if the applicant is a corporation, limited liability company,
   partnership, joint venture, or other legal entity, except a tribal entity, information such
   as organizational documents, certificates, filing records, and resolutions, demonstrating that:
a. The representative has authority to execute the application;
b. The right-of-way will be enforceable against the applicant; and
c. The legal entity is in good standing and authorized to conduct business in the jurisdiction where the land is located.

8. Current environmental and archaeological reports, surveys, and site assessments, as needed to facilitate compliance with applicable Federal and tribal environmental and land use requirements;

9. If required, a statement from the appropriate tribal authority that the proposed right-of-way is in conformance with applicable tribal law.

THE APPLICANT FURTHER STIPULATES AND EXPRESSLY AGREES AS FOLLOWS:

To conform and to abide by all applicable requirements with respect to the right-of-way herein applied for. The applicant agrees to conform to and abide by the rules, regulations, and requirements contained in the Code of Federal Regulations, Title 25 Indians, Part 169, as amended, and by reference includes such rules, regulations and requirements as a part of this application to the same effect as if the same were herein set out in full.

Applicant Point of Contact Information:

Name:______________________________
Address :____________________________
State, Zip:___________________________
Phone:________________________
Fax:________________________
Email: _____________________________

DATE: ___________________________________________

APPLICANT: ___________________________ ______________________(Signature)

____________________________________________(Print Name)