Form 5-5515 (Revised 6/2013)
Incorporates 5-5518

OMB # 1076-0157
Expires 7/31/2029

Contract No.:
Range Unit:
Agency:
Reservation:
Tribe:

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

GRAZING PERMIT

By authority of law and under regulations prescribed by the Secretary of the Interior at 25 CFR 166, _____, of _____,
(Permittee) (Address)
is hereby granted permission to graze livestock on the trust Indian and Government-owned lands within Range Unit _____of the _____ Indian Reservation, as described on the attached land description, for a period beginning _____/____/_____, and ending not later than _____/____/_____.

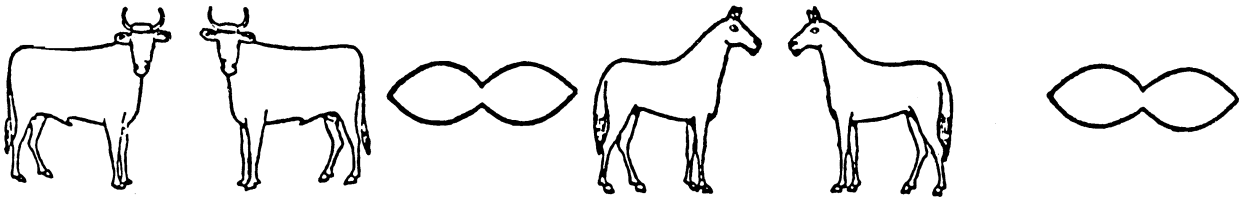
UNIT	KIND OF LIVESTOCK	NUMBER OF HEAD	GRAZING SEASON			Animal Unit Months*	ANNUAL PAYMENT	
			From	To	Months		Type	Amount
							Grazing Rental**	
							TOTAL RENTAL	
							Administrative Fee	
							Tribal Fees	
							TOTAL FEES	
							TOTAL PAYMENT	

* Animal Unit Months = Number of Head times number of Months. For sheep, divide result by five (5).
**Under 25 CFR 166.408 the Grazing Rental is subject to review and adjustment every _____ year(s) through the life of the permit.

The annual grazing rental and all applicable fees are due each year on the _____ day of _____. The grazing rental is payable to (select one) ☐ the Bureau of Indian Affairs (BIA), ☐ directly to the Indian landowners (25 CFR 166.413(c) applies). When payment is made directly to the landowner, the Administrative Fee is waived per 25 CFR 166.503. When such direct payment is made, the permittee is required to retain documented proof of payment. Payment made to BIA may be delivered in person or by mail. Acceptable forms of payment include personal or business checks, money orders, cashier's checks, certified checks, or electronic transfer. Grazing rentals not received by the due date will accrue a lump-sum penalty of _____ % of the annual rental. Rental payments more than ten days late will accrue, in addition, an interest penalty of _____ % (annualized) applicable from the first day of arrears.

Animal Identification, Only livestock bearing the brands and marks herein shown may be grazed under authority of this permit unless otherwise authorized by the Agency Superintendent, in writing, with a pasturing authorization:

CATTLE BRANDS (R L) EAR MARK (R L) HORSE BRANDS (R L) SHEEP EAR MARK (R L) WOOL MARK



Permittee Initial _____

PERMIT PROVISIONS AND CONDITIONS

Interpretation of Permit Provisions - The Superintendent will make decisions relative to the interpretation of the terms of this permit and the Provisions and Conditions contained herein. The terms of this permit cannot be varied in any detail as herein provided without the written approval of the parties thereto and the surety.

Payment of Rental - In consideration of the privileges granted by this permit the permittee agrees to pay the grazing rental and all other applicable taxes and fees due annually according to 25 CFR 166.409-418, 166.500-504, and the provisions of this permit.

Bond and Insurance Requirement - An acceptable bond guaranteeing full performance of this permit may be required pursuant to 25 CFR 166 Subpart G.

Termination and Modification - It is understood and agreed that this permit may be modified or terminated in whole or in part pursuant to 25 CFR 166.227-231 and 166.700-709. This permit is not subject to renewal beyond the ending date indicated on the front of this document but may be extended for up to one year by tribal resolution or in writing by the Agency Superintendent.

Assignment or Subletting - This permit will not be assigned or sublet without the written consent of the Agency Superintendent.

Trust Lands Not Covered By Permit- It is understood and agreed by the permittee that he is authorized to graze livestock on the lands covered by the permit as listed on the attached land description and is responsible to prevent his livestock from grazing on lands not covered by this permit. Failure to comply with this requirement may be cause for termination of the permit.

Entry by the BIA - BIA retains right of entry on lands covered by this permit at such reasonable times as may be deemed necessary for inspection or enforcement.

Access to and Across Indian Lands - It is understood and agreed that authority is reserved to the Superintendent to grant access to and across any of the lands covered by this permit as deemed in the interest of the Indian landowner, including the privilege of prospecting for and removal of oil, gas, and other minerals.

Indemnity -The permittee agrees to indemnify the United States and the Indian landowners against all liabilities or costs relating to the use, handling, treatment, removal, storage, transportation, or disposal of hazardous materials, or the release or discharge of any hazardous materials from the permitted premises that occur during the contract term, regardless of fault.

Applicable Federal, State and Tribal Laws - The permittee must comply with all applicable federal and state laws, rules, regulations, and other legal requirements. The permittee must also comply with all applicable tribal laws, ordinances, resolutions and policies.

Permittee Obligation - While the lands covered by the permit are in trust or restricted status, all of the permittee's obligations under the permit and the obligation of his sureties are to the United States as well as to the owner of the land.

Authorized Uses -The permit authorizes the grazing of livestock only; the permittee shall not utilize the permitted area for hay cutting, hunting, post or timber cutting, or any other non-grazing use without written authorization from the responsible Indian or federal authority. The permittee is prohibited from creating a nuisance, any illegal activity, or negligent use or waste of resources.

Adjustment of Grazing Capacity - The Agency Superintendent may adjust the grazing capacity and the season of use for the subject range unit pursuant to 25 CFR 166, Subpart D.

Affidavit of Permittee - The permittee may be required by the Superintendent to execute an affidavit declaring the number of livestock by class and kind grazed under the permit.

Counting of Livestock - All livestock authorized to graze upon or trail over Indian land must be made available for counting by the Superintendent. Arrangements should be made for counting all livestock before entering the range unit. Permittees must notify the Superintendent a sufficient length of time in advance so a representative can be present to count livestock on or off the range unit. The right is reserved by the Bureau of Indian Affairs to have a representative present at each roundup to check the number of stock. In the event the permittee fails or refuses to round up his stock at the proper times and in a satisfactory manner for the purpose of allowing a count of the stock, the Superintendent shall have the right to round up and count said stock at the expense of the permittee.

Permittee Initial _____

Livestock Exceeding Number Specified in Permit - If the number of livestock authorized under the permit is exceeded, the excess livestock shall be considered to be grazing in trespass as defined at 25 CFR 166.800. The trespasser will be liable to pay the trespass damages, penalties and costs listed at 25 CFR 166.812 and will be considered a violation of the grazing permit. Excess livestock not promptly removed from the range unit upon notice are subject to impoundment under the regulations at 25 CFR 166.806.

Distribution of Trespass Proceeds - Any funds collected by the BIA as trespass penalties or damages to trust lands will be distributed pursuant to 25 CFR 166.818.

Failure to Make Full Use of the Permit - The permittee will not be allowed credit or rebate in case the full number authorized is not grazed on the range unit.

Entering the Range - The earliest date upon which stock will be permitted to enter the range will be the date shown in the permit. Notice must be given to the Superintendent prior to entering the range unit. On reservations where permanent driveways have been established, all livestock will be required to enter and leave the reservation on the particular driveway designated by the Superintendent. Except where livestock are transported over or trailed over established rights-of-way, the route to be followed will be designated by the Superintendent.

Movement of Livestock - The Superintendent reserves the right to direct the movement of livestock whenever it is necessary for the protection and proper use of the range. The following acts are prohibited:

(a) The grazing upon or driving across any trust Indian lands of any livestock without an approved grazing or crossing permit.
(b) Allowing livestock to drift and graze on trust Indian lands without an approved permit.
(c) The grazing of livestock upon trust Indian lands within an area closed to grazing for that class of livestock.
(d) The grazing of livestock by a permittee upon an area of trust Indian lands withdrawn from grazing use.
(e) Refusal to round up stock at proper times and in a satisfactory manner for the purpose of allowing a count of the stock.
(f) Failure to remove livestock to prevent damage to the Indian lands upon receipt of instructions from the Superintendent.
(g) Failure to comply with Conservation Plan provisions.

Range Improvements - The Bureau of Indian Affairs encourages the construction of improvements necessary for proper management of livestock and the use of the range. Planned improvements must be identified in the permittee's Conservation Plan which will indicate whether the improvement will:

(1) Remain on the land upon termination of the permit, in a condition that is in compliance with applicable codes, to become the property of the Indian landowner; or

(2) Be removed and the land restored within a time period specified in the permit in which case the land must be restored as close as possible to its condition prior to construction.

Written authorization must be given by the Superintendent prior to construction. The cost of such improvements will be borne by the permittee unless otherwise provided for in the Conservation Plan. The permittee shall perform reasonable maintenance of all range improvements identified in the Conservation Plan in a manner acceptable to the Superintendent. The permittee may remove existing range improvements identified on Form 5-5529, *Removable Range Improvements Record*, when the permittee is responsible for all of the costs of the improvement and the Superintendent has approved the removal of the improvement.

Quarantine Regulations - All stock covered by this grazing permit are subject to the animal welfare laws, quarantine laws and health regulations now in force or hereafter to be promulgated by the United States, the state in which the reservation is situated, or by the tribal governing body.

Condition of Livestock Handling Facilities - Facilities used for livestock management must be kept in a clean and sanitary condition. All rubbish and other refuse must be properly and promptly removed.

Disposition of Carcasses - Animal carcasses shall be disposed of promptly and in accordance with veterinary-recommended disposal methods taking into consideration cause of death and environmental impacts. A carcass may not be buried on trust Indian land without prior written approval from the Agency Superintendent.

Permittee Initial _____

Damage to Indian Land and Property - The permittee will be liable and will be required to repair or make reimbursement for any damage done to the premises, livestock, or property of Indians resulting from the acts of the permittee, his employees, or livestock.

Protection of Fish and Wildlife - The permittee must comply with federal and tribal fish, game, and wildlife protection laws and regulations which apply to the reservation.

Conduct in Case of Fire - Whenever a permittee discovers an unauthorized and uncontrolled fire, they shall report it to the nearest fire department as soon as possible. The unauthorized setting of a fire or carelessness in connection with an authorized fire may result in criminal prosecution.

Filing of Permits - The Agency office contains public records of the United States pertaining to trust Indian allotments. A copy of this permit will be filed in the Agency office and shall be available for public inspection during normal business hours. A copy of this permit shall be recorded in the Land Titles and Records office which has jurisdiction. The permittee may file or record a copy of this permit, at his own expense, in the appropriate county office.

ADDITIONAL PERMIT REQUIREMENTS AND PROVISIONS

Attached to and made part of this permit are the Land Description and Conservation Plan.

Issued at the above Agency this_____ day of _____, _____by _____
Month,Year (Superintendent)

I accept this permit and attachments. _____
(Permittee)

Paperwork Reduction Act Statement: This form is covered by the Paperwork Reduction Act. It is used to establish the respective rights and responsibilities of the respondent and the Federal government. The information is provided by respondents to obtain or retain a benefit. In compliance with the Paperwork Reduction Act of 1995, as amended, the collection has been reviewed by the Office of Management and Budget and assigned a number and an expiration date. The number and expiration date are at the top right corner of the form. An agency may not sponsor or conduct, and a person is not required to respond to, a request for information collection unless it displays a currently valid OMB Control Number. The public reporting burden is estimated to average 20 minutes ***per respondent***. This includes the time needed to understand the requirements, gather the information, complete the form, and submit it to the Department. Comments regarding the burden or other aspects of the form may be directed to the Indian Affairs Information Collection Clearance Officer, Office of Regulatory Affairs – Indian Affairs, 1001 Indian School Road NW, Suite 229, Albuquerque, NM 87104.

Permittee Initial _____