

60-day Notice of Intent for BIA Approval without Consent of Landowner(s) Template

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

Region/Agency
Address
City, State, Zip Code

Landowner Name
Address
City, State, Zip Code

Dear Landowner:

On **[date received]**, we received a request for review and approval of a proposed **[easement type]** between

 [Landowner], Grantor, and **[Applicant]**, Grantee for a term of years crossing Allotment No. for acres with compensation in the amount of **(Insert Value)**.

This letter serves as notice that it is our intent to issue the grant of easement for right-of-way without your consent. Pursuant to 25 CFR 169.107(b)(1), we have determined that all of the following conditions were met:

1. There are 50 or more co-owners of undivided trust or restricted interests in the land that it would be impracticable to obtain consent;
2. The grant will cause no substantial injury to the land or any landowner, based on factors including, but not limited to:
 - a. The reasonableness of the term of the grant,
 - b. The amount of acreage involved in the grant,
 - c. The disturbance to land that will result from the grant,
 - d. The type of activity to be conducted under the grant,
 - e. The potential for environmental or safety impacts resulting from the grant,
 - f. And any objections raised by landowners;
3. That all of the landowners will be adequately compensated for consideration and any damages that may arise from a grant of right-of-way; and
4. We are providing notice of our intent to issue the grant of right-of-way to all the owners at least 60 days prior to the date of the grant and providing the landowners with 30 days from the date on this letter to object.

If you have any questions or objections regarding the above, please contact **[Name]**, **[Title]**, at **[phone number]**.

Sincerely,

Superintendent or Regional Director