

## **TITLE XVII - LAND AND LIVESTOCK MANAGEMENT**

### **CHAPTER 97 - LAND AND LIVESTOCK COMMISSION**

#### **Sec. 97.1      Appointment to be Made by Council**

There is hereby created a Land and Livestock Commission of three (3) members appointed by the Governor with the concurrence of the Council and shall hold office until removed.

Formerly Sec. 44.1, Santa Clara Law and Order Code 1985.

#### **Sec. 97.2      Authority**

The Commission shall have authority to enforce the provisions of this Title and to issue appropriate rules and regulations, subject to approval of the Council, for the conservation and protection of the land of the Pueblo of Santa Clara and for the control and management of livestock on the Pueblo of Santa Clara. The Land and Livestock Commission shall work in cooperation with the Livestock Inspector appointed by the State of New Mexico Livestock Inspector appointed by the State of New Mexico Livestock Board, who shall be commissioned also by the Pueblo of Santa Clara. The Commission shall refer all disputes relating to land or livestock to the Tribal Adjudication Officer or Tribal Court; however, any party or any dispute shall have a right of appeal of any decision of the Officer to the Pueblo of Santa Clara Tribal Court in a civil action, or appeal any decision of the Tribal Court to the Tribal Council.

Formerly Sec. 44.2, Santa Clara Law and Order Code 1985.

### **CHAPTER 98 - PERMIT REQUIRED - TRESPASSING**

#### **Sec. 98.1      Tribal Permit Required**

Any person grazing livestock of any species on lands of the Pueblo of Santa Clara, whether assigned or unassigned, must have a permit from the Land and Livestock Commission. Failure to obtain such permit on order of the Commission shall constitute a violation and, upon conviction thereof, any person may be assessed a penalty, damages, or any other orders of the Commission or the Tribal Court.

Formerly Sec. 45.1, Santa Clara Law and Order Code 1985.

#### **Sec. 98.2      Livestock Trespass**

Any person who allows their livestock of any species to trespass or stray on agricultural or residential lands of the Pueblo of Santa Clara shall be guilty of a violation and upon conviction thereof shall be assessed a penalty and any damages to property, and upon subsequent conviction of subsequent violations, shall be assessed a penalty plus costs, and may be ordered to pay damages to property and be subject to such other orders as the Adjudication Officer or Court may direct.

Formerly Sec. 45.2, Santa Clara Law and Order Code 1985.

## CHAPTER 99 - BRANDING REQUIREMENTS

### Sec. 99.1      Necessity of Brand

Every tribal member owning livestock shall have and use each animal; such brand shall be recorded in the office of the New Mexico Livestock Board. Cattle shall be branded with a hot iron brand, sheep shall be branded with a paint brand. Any unbranded cattle, excepting calves with a branded mother, shall be subject to seizure by any tribal officer, or any livestock inspector and shall be handled and disposed of as an estray. Any person who violates provisions of this section shall be, upon conviction, subject to a penalty assessment or any other orders of the Adjudication Officer or the Court.

Formerly Sec. 46.1, Santa Clara Law and Order Code 1985.

### Sec. 99.2      Brands - Recording, Evidence of Ownership

No brands except such as are recorded under the provisions of this ordinance shall be recognized in law as evidence of ownership of the livestock upon which such brand may be used. It shall be the duty of all persons to brand newly acquired cattle with his duly registered brand as soon as practicable, notwithstanding the possession of a bill of sale. Nothing herein, however, shall be construed as relieving the owner of his duty to retain possession of any bill of sale.

Formerly Sec. 46.2, Santa Clara Law and Order Code 1985.

### Sec. 99.3      Brands - Property Subject to Sale, Assignment and Descent.

Any duly registered brand shall be considered to be the personal property of the person and shall be subject to sale, assignment, transfer, devise and descent.

Formerly Sec. 46.3, Santa Clara Law and Order Code 1985.

### Sec. 99.4      More Than One Brand Unlawful - Exceptions - Penalty

It shall be unlawful for any owner of livestock to use more than one brand, except that lawfully acquired livestock carrying the previous owner's registered brand need not be rebranded if a valid bill of sale accompanies such livestock. The increase of such livestock shall be branded with the owner's registered brand, except if prohibited by a mortgage or other lien. Any person who violated provisions of this Section shall be, upon conviction, subject to a penalty assessment of not more than \$300.00.

Formerly Sec. 46.4, Santa Clara Law and Order Code 1985.

Sec. 99.5      Brands of Minors - Responsibility of Parents or Guardians

Minors under twenty-one (21) years of age, owning livestock separate from that of the parent or guardian may have a separate recorded brand, but the parent or guardian shall be responsible for the proper use of such brand by any such minor.

Formerly Sec. 46.5, Santa Clara Law and Order Code 1985.

Sec. 99.6      Bills of Sale - Necessity and Presumptions-Definitions of Livestock

1. No person shall buy, receive, sell, dispose of or have in his possession any livestock unless the person selling or disposing of such livestock shall give, and the person buying or receiving such livestock shall take, a written bill of sale giving the number, kind, marks, and brand of each animal sold which shall meet the requirements set out in this Code.

2. The possession of livestock, without having a written bill of sale meeting the requirements set out in this Code shall be prima facie evidence of illegal possession against any person charged with theft, unlawful possession, handling, driving or killing any livestock.

3. For the purposes of this ordinance, livestock is defined as cattle, horses, asses, sheep, goats, swine or the carcasses thereof.

Formerly Sec. 46.6, Santa Clara Law and Order Code 1985.

Sec. 99.7      Bills of Sale - Requirements

1. A duly executed bill of sale is an instrument in writing by which the owner or his authorized agent transfers to the buyer the title to livestock described therein and guarantees to defend said title against all lawful claims. It shall fully describe in detail the livestock, and such description shall include marks, brands and all other identification.

2. The seller shall sign his name to and write in the bill of sale his social security or driver's license number and post office address in the presence of two (2) witnesses who are legal residents of the Pueblo of Santa Clara, or, in the event the transfer occurs off the Pueblo, residents of the county where the transfer of the described animals takes place. The witnesses shall sign their names and indicate their post office addresses on the bill of sale. The bill of sale shall be executed the day of the transaction.

3. In lieu of the signatures of two (2) witnesses, the bill of sale may be acknowledged by a notary public or other officers authorized to take acknowledgments, or may be witnessed and certified by any livestock inspector.

4. A registration certificate issued by a recognized pure-bred association, properly identifying the animal and property acknowledged by the Secretary of the Association may be used as proof of ownership.

5. An inspection certificate executed as a bill of sale and certified by a livestock

inspector may be used as proof of ownership.

Formerly Sec. 46.7, Santa Clara Law and Order Code 1985.

Sec. 99.8      Bill of Sale of Livestock Duty of Exhibit - Violation - Penalty

Any person who has purchased or received, or has in his possession any livestock either for himself or another, shall exhibit the bill of sale for the livestock at the reasonable request of any livestock inspector or other peace officer. Any person who fails to produce a bill of sale as required in this Act or is unable to exhibit other written evidence of ownership or legal possession shall, upon conviction, be subject to a penalty assessment not to exceed \$300.00, and such other orders of the Adjudication Officer the Court.

Formerly Sec. 46.8, Santa Clara Law and Order Code 1985.

Sec. 99.9      Importation of Animals - Permit Required - Penalty

It shall be unlawful to bring any livestock into the jurisdiction of the Pueblo of Santa Clara without having first obtained in writing a permit to do so from a livestock inspector. The permit shall state the requirements to be complied with. Any person who violates provisions of this section shall be, upon conviction, subject to a penalty assessment of not more than \$300.00, and may be required to remove the livestock from lands of the Pueblo.

Formerly Sec. 46.9, Santa Clara Law and Order Code 1985.

Sec. 99.10      Inspection of Brands and Earmarks of Exported Cattle

It shall be the duty of the livestock inspectors to cause to be inspected the brands and earmarks upon the cattle shipped or driven out of the Pueblo of Santa Clara, and to cause to be kept and preserved a true and correct record of the result of such inspections, which record may be preserved in the State Sanitary Board, which record shall set forth the date of the inspection, the place where, and the person by whom made, the name and post office address of the owner, shipped claimant of the cattle so inspected, and names and post office addresses of all persons in charge of such cattle at the time of the inspection, the destination of such as well as a list of all brands and earmarks upon the cattle so inspected, and the number and classification of such cattle.

Formerly Sec. 46.10, Santa Clara Law and Order Code 1985.

Sec. 99.11      Duty to Hold Export Cattle for Inspection

It shall be the duty of every person shipping or driving any cattle out of the Pueblo of Santa Clara to hold the same for inspection, as provided in this ordinance, and it shall be a violation for any person to ship, drive or in any manner remove beyond the boundaries of the Pueblo of Santa Clara any herd or band of cattle until the same shall have been so inspected. Any person who violates the provisions of this section shall be, upon conviction, subject to a penalty

assessment of not more than \$300.00.

Formerly Sec. 46.11, Santa Clara Law and Order Code 1985.

#### Sec. 99.12     Inspection Required for Home Slaughter

It shall be a violation to slaughter for home use any cattle without first obtaining a proper brand inspection from an authorized Pueblo or State brand inspector. Any person who violates the provisions of this section shall be, upon conviction, subject to a penalty assessment of not more than \$300.00.

Formerly Sec. 46.12, Santa Clara Law and Order Code 1985.

#### Sec. 99.13     Offenses by Inspectors- Penalty

Any livestock inspector, knowingly making any false certificate, or who shall knowingly swear falsely as to the truth of any report made by him, or who shall accept any bribe or compensation other than the recognized amount provided by law, or failure to perform any of the duties prescribed by law, shall be, upon conviction, subject to a penalty assessment of not more than \$300.00, and any other orders of the Adjudication Officer or Court, or both, with costs.

Formerly Sec. 46.13, Santa Clara Law and Order Code 1985.

#### Sec. 99.14     Unbranded Cattle - Estrays

In any case of dispute over ownership of branded or unbranded cattle and the brand inspector or the Land and Livestock Commission is unable to determine ownership positively, such animal will be handled as an estray. It shall be sold and the proceeds turned over to the Pueblo.

Formerly Sec. 46.14, Santa Clara Law and Order Code 1985.

#### Sec. 99.15     Ownership - Possession

If any duly authorized inspector shall find any livestock or carcasses in the possession of any person, branded or unbranded, and said person in charge or in possession of such livestock does not have a bill of sale or cannot furnish satisfactory proof of ownership or said inspector has good reason to believe said livestock or carcass was stolen, the inspector shall seize and take possession of same and retain possession until satisfactory evidence of ownership is produced or until such livestock or carcasses are disposed of as provided by this Code.

Formerly Sec. 46.15, Santa Clara Law and Order Code 1985.

#### Sec. 99.16     Officers May Stop Vehicles - Failure to Have Certificate-Arrest and Seizure

Any livestock inspector or Pueblo law enforcement officer or Ranger Inspector shall be authorized to stop any vehicle transporting livestock or the carcasses thereof, and demand from the person or persons operating said vehicle to show the certificate of brand inspection or other proof of ownership; and should any person or persons transporting said livestock or the carcasses thereof be unable to exhibit to such inspector or officer said certificate, said inspector or officer is authorized and empowered to arrest, without warrant, any person, or persons operating said vehicle and take possession of same and the livestock or carcasses therein, and shall retain such possession until the person or persons operating such vehicle can produce satisfactory evidence that he or they, or the person or persons, firm or corporation for whom the same is being transported, is the lawful owner thereof, or until such livestock or carcasses are disposed of as hereinafter provided.

Formerly Sec. 46.16, Santa Clara Law and Order Code 1985.

Sec. 99.17     Sale of Carcasses to Prevent Loss by Spoiling

If said inspector or other officer shall deem it necessary to take, to prevent the loss of same by spoilage, they are empowered and authorized to do so, retaining the sale price thereof in their possession to be disposed of as hereinafter provided.

Formerly Sec. 46.17, Santa Clara Law and Order Code 1985.

Sec. 99.18     Return to Owner - Sale of Livestock or Carcasses - Disposition of Proceeds

If, within a period of ten (10) days, the ownership of said livestock or said carcasses is shown and established, said livestock or carcasses, or the proceeds from the sale thereof shall be delivered to said owner. If, however, within said period the ownership of said livestock or carcasses is not shown or established, then in that event the monies derived from the sale of said livestock or carcasses shall be paid to the Pueblo.

Formerly Sec. 46.18, Santa Clara Law and Order Code 1985.

Sec. 99.19     Definition of Carcasses

Whenever the word "carcass" is used, it means one or more carcasses or parts thereof, not less than one-quarter of a carcass.

Formerly Sec. 46.19, Santa Clara Law and Order Code 1985.

Sec. 99.20     Failure to Close Gate - Penalty

Any person breaking, cutting, or damaging any range land fence shall be, upon conviction, subject to a penalty assessment of not more than \$50.00. Additionally, the person who shall violate this section shall be obliged to indemnify the owner of any fence, valued according to the gravity of the violation, or to replace the damaged fence.

Formerly Sec. 46.20, Santa Clara Law and Order Code 1985.

#### Sec. 99.23     Earmarks - Recording

Any stock grower may adopt and use an earmark and such mark will be used in evidence along with evidence in connection with the owner's recorded brand. In no case shall the person so marking the animal cut off more than one-half of the ear so marked; neither shall anyone mark by cutting both sides to a point.

Formerly Sec. 46.23, Santa Clara Law and Order Code 1985.

#### Sec. 99.24     Unlawful Branding

Unlawful branding consists of either:

1. Branding or marking any animal which is the property of another with any brand or mark not the brand or mark of the owner of the animal;
2. Altering any brand or mark upon any animal which is the property of another;
3. Using any brand unless such brand shall be duly recorded in the office of the New Mexico Livestock Board, and the person holds a certificate from the board certifying to the fact of such record. Any person who violates the provisions of this section shall be, upon conviction, subject to a penalty assessment of not more than \$500.00, or such other orders of the Adjudication Officer or the Court, or both with costs, and may be required to make restitutions.

Formerly Sec. 46.24, Santa Clara Law and Order Code 1985.

#### Sec. 99.25     Violations in Disposition of Animals

Violations in disposition of animals consist of:

1. Skinning or removing without permission of the owner any part of the hide of any cattle found dead;
2. Taking any livestock for use of work without the consent of the owner;
3. Removing any animal, the property of another from its usual range without the consent of the owner;
4. Contracting, selling, or otherwise disposing of any animal without the consent of the owner;
5. Knowingly buying, taking, or receiving any animal without the consent of the owner. Any person who violates the provisions of the section shall be, upon conviction, subject to a

penalty assessment of not more than \$300.00, or such other orders of the Adjudication Officer or Court, or both, with costs, and may be required to make restitution.

Formerly Sec. 46.25, Santa Clara Law and Order Code 1985.

#### Sec. 99.26     Illegal Confinement of Animals

Illegal confinement of animals consists of:

1. Taking and retaining any bull for the purpose of improving livestock without the consent of the owner;
2. Intentionally separating offspring of livestock from the mother without the consent of the owner. Provided, that when milk cows, which are actually used to furnish milk for household or dairy purposes, have calves that are unbranded, such young animals may be separated from their mother and enclosed; or
3. Confining, or in any manner interfering with the freedom of, or selling, or offering to sell, any freshly branded animal, unless such brand for which the person has a legally executed bill of sale from the owner of such brand or unless such animals are with their mother, or unless such animals are the calves of milk cows when such cows are actually used to furnish milk for household purposes or for carrying on a dairy, but in every such case the person, firm, or corporation, separating calves from their mother for either of these purposes shall, upon the demand of any Ranger or Law Enforcement Officer produce, in a reasonable time, the mother of each of such calves so that interested parties may ascertain if the cow does or does not claim and suckle such calf. Any person who violates the provision of this section shall be, upon conviction, subject to a penalty assessment of not more than \$500.00, or such orders of the Adjudication Officer or Court, or both, with costs, and may be required to make restitution.

Formerly Sec. 46.26, Santa Clara Law and Order Code 1985.

#### Sec. 99.27     Definition

As used herein, the following definition shall apply:

1. “Estray”. Any bovine animal, horse, mule or ass, found running at large upon public or private land, either fenced or unfenced, in the Pueblo of Santa Clara, whose owner is unknown in the range section where found, or which shall be fifty (50) miles or more from the limits of its usual range or pasture, as that is branded with a brand which is not on record in the office of the Cattle Sanitary Board of New Mexico, shall be known as an “estrays.”

Formerly Sec. 46.27, Santa Clara Law and Order Code 1985.

### CHAPTER 100 - MISCELLANEOUS PROVISIONS

#### Sec. 100.1     Criminal Trespass - Lands



Any person who shall enter or remain upon any lands or pick or dig up, with intent to keep, any materials from lands, including waters, as to which notice against trespass is given by actual communication to such person or by posting in a manner reasonably likely to come to the attention of intruders or closed areas of the Pueblo defined by the Council or by fencing or other enclosure manifestly signed to exclude intruders, shall be guilty of a violation and upon conviction, may be subject to a penalty assessment of \$300.00, or such other orders of the Adjudication Officer or Court, or both, with costs, and may be required to make restitution.

Formerly Sec.47.1, Santa Clara Law and Order Code 1985.

#### Sec. 100.2     Cutting Fence

Any person who shall willfully cut the wire or remove any materials of a fence belonging to another person or the Pueblo shall be guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of not more than \$100.00, or such other orders of the Adjudication Officer or Court, or both, with costs, and may be required to make proper restitution by order of the Court.

Formerly Sec.47.2, Santa Clara Law and Order Code 1985.

#### Sec. 100.3     Cutting Timber Without a Permit

Any person who, without first securing a permit from the Council, cuts any standing green timber, including Christmas trees or firewood on Pueblo land or on any other land without permission of the owners, shall be guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of not more than \$300.00, or such other orders of the Adjudication Officer or Court, or both, with costs, and may be required to make proper restitution by the Court.

Formerly Sec.47.3, Santa Clara Law and Order Code 1985.

#### Sec. 100.4     Cruelty to Animals

Any person who shall torture, mistreat, mutilate, override, overdrive or overload or deprive of food or drink or abandon any animal which he owns or which is in his custody or cause or procure the same, shall be guilty of a violation and, upon conviction thereof, may be subject to a penalty assessment of not more than \$100.00, or such other orders of the Adjudication Officer or Court, or both, with costs, and any such animal may be confiscated by the Court.

Formerly Sec.47.4, Santa Clara Law and Order Code 1985.

#### Sec. 100.5 Failure to Pay Stumpage

Any person who shall, without lawful excuse, neglect or refuse to pay the required stumpage on any timber cut upon the lands of the Pueblo of Santa Clara shall be deemed guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of not to exceed \$150.00, with costs. The Adjudication Officer or Court shall order the stumpage to be paid in the manner and amount determined by the Officer or Court.

Formerly Sec.47.5, Santa Clara Law and Order Code 1985.

#### Sec. 100.6 Firing Timber

Any person who shall willfully, without first obtaining a permit to do so or through neglect set on fire any timber, woods, meadow, marsh, field or prairie shall be guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of not more than \$500.00, with costs, and may be required by the Court to make proper restitution in an amount determined by the Court, including parents of minor children who violate this section.

Formerly Sec.47.6, Santa Clara Law and Order Code 1985.

#### Sec. 100.7 Grazing Violations

Any person who shall graze livestock on the lands of the Pueblo of Santa Clara without first having obtained a livestock grazing permit duly issued by the Land and Livestock Commission shall be deemed guilty of a violation and, upon conviction thereof shall be subject to pay a penalty assessment of not more than \$300.00, with costs, and may be assessed such other damages as the Adjudication Officer or Court may find due and proper, and subject to such other orders of the Adjudication Officer or Court.

Formerly Sec.47.7, Santa Clara Law and Order Code 1985.

#### Sec. 100.8 Horses on Open Range - Penalty

Any horses, whether or not claimed by any person, which are allowed to run at large on the range lands of the Pueblo of Santa Clara without a permit shall be deemed in trespass and shall be impounded for a period of ten (10) days. If no claimant appears to claim the horse and pay for the costs of rounding up and impoundment at the end of the ten (10) days period, the animal may be sold by the Adjudication Officer or Tribal Court at public sale and the proceed deposited to the Pueblo of Santa Clara.

Formerly Sec.47.8, Santa Clara Law and Order Code 1985.

#### Sec. 100.9 Injury or Death of Livestock

Any person who injures, maims or causes the death of any livestock on the Pueblo of Santa Clara must report such incident to the Land and Livestock Commission or Adjudication

Officer or Court and make appropriate settlement or restitution but where the injury, maiming or death of any livestock is willfully and knowingly caused, I this action shall constitute a violation and, upon conviction thereof, shall be subject to a penalty assessment of \$500.00 or such other orders of the Adjudication Officer or Court, or both, with costs, and make restitution to the owner. Parents or custodians of minors under eighteen (18) years of age are responsible for restitution for those minors found to be in violation of this section.

Formerly Sec.47.9, Santa Clara Law and Order Code 1985.

#### Sec. 100.10 Neglecting Dogs

Any person who shall allow a dog, owned by such person or in his lawful custody, to roam at large or wander through populated areas, shall be guilty of a violation and, upon conviction thereof, may be subject to pay a penalty assessment of not more than \$25.00 with costs, provided that such dogs not claimed by anyone within 24 hours may be disposed of by order of the Court.

Formerly Sec.47.10, Santa Clara Law and Order Code 1985.

#### Sec. 100.11 Recipocal Agreement

The Land and Livestock Commission may enter into reciprocal agreements with the State of New Mexico, or any other state, subject to concurrence of the Council of the Pueblo of Santa Clara, to prevent the theft, misappropriation or loss of identification of livestock of any species. The Commission may declare any livestock which is shipped or moved into the Pueblo of Santa Clara from such states' estrays if such livestock is not accompanied by the proper official brand certificate or other such certificates required by the law of the state of origin of such livestock. The Commission may hold such livestock subject to all costs of holding or sell such livestock and send the funds, after deduction of the costs of such sale, to the proper authority in the state of origin of such livestock.

Formerly Sec.47.11, Santa Clara Law and Order Code 1985.

#### Sec. 100.12 Registration of Dogs

Any person who shall fail to have their dogs receive a rabies shot or to register and pay a registration fee as determined by the Council for each calendar year for any dog owned by him or in his possession, not to exceed two (2), shall be deemed guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of \$25.00, with costs. No dog will be registered unless there is produced valid certificate of vaccination and, upon registration, all dogs shall be required to wear a registration tag. Dogs may be registered at the offices of the Governor or at any other station designated by the Governor. Any dog not so registered or wearing a tag attached to a collar found running at large may be picked up by the Law Enforcement Officer and disposition made thereof pursuant to the order of the Adjudication Officer or the Court.

Formerly Sec.47.12, Santa Clara Law and Order Code 1985.

Sec. 100.13    Removal of Landmarks, Navigation Markers, Etc.

Any person who shall willfully remove, alter or destroy any boundary marker, monument, road sign, navigation marker or other water landmark or any official sign of whatever nature erected by the Tribe, State or the United States Government or any ceremonial artifacts or materials of any kind within the jurisdiction of the Pueblo of Santa Clara shall be guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of not more than \$100.00 or such other orders of the Adjudication Officer or Court, or both, with costs.

Formerly Sec.47.13, Santa Clara Law and Order Code 1985.

Sec. 100.14    Resale or Removal of Cost Purchased Material

Any person who purchases material from the Pueblo of Santa Clara where the right to resale is limited, and resells or removes the material from the Pueblo without permission of the Council, shall be deemed guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of not more than \$500.00 or to such other orders of the Adjudication Officer or Court, or both, with costs, and may be required to make appropriate restitution.

Formerly Sec.47.14, Santa Clara Law and Order Code 1985.

Sec. 100.15    Stallions to be Confined

All stallions shall be confined at all times in an enclosed pasture, barn, corral or other enclosure and any stallion which is allowed to run at large will be rounded up and neutered and then shall be impounded for a period of ten (10) days. If no claimant appears to claim the horse and pay for the costs of rounding up and impoundment at the end of the ten day period, the animal may be sold by the Adjudication Officer or Court at public sale and the proceeds deposited to the credit of the Pueblo of Santa Clara.

Formerly Sec.47.15, Santa Clara Law and Order Code 1985.

Sec. 100.16    Unauthorized Hay Cutting or Use of Agricultural Land

Any person who cuts hay from or otherwise uses any Pueblo land not assigned to him or uses such land without the proper permit of the Land and Livestock Commission shall be deemed guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment of not to exceed \$100.00, with costs. The Court may order, in addition to the penalties imposed, that payment be made for the use of the land to the Pueblo and the Court may order that the hay or products, if any, be sold and the proceeds of the value thereof less any costs of harvesting and selling, be deposited to the credit of the Pueblo.

Formerly Sec.47.16, Santa Clara Law and Order Code 1985.

Sec. 100.17    Unauthorized Leasing of Assigned Land

Any person who leases or rents to another all or any part of land assigned to him by the Land and Livestock Commission, in violation of his assignment and without permission of the Commission, shall be deemed guilty of a violation and, upon conviction thereof, shall be subject to pay a penalty assessment not to exceed \$60.00, with costs, may be required to pay all or any part of the income received to the Pueblo, and shall be subject to such other orders of the Adjudication Officer or Court.

Formerly Sec.47.17, Santa Clara Law and Order Code 1985.