



# United States Department of the Interior



## BUREAU OF LAND MANAGEMENT

Phoenix District  
Hassayampa Field Office  
21605 North 7th Avenue  
Phoenix, Arizona 85027  
[www.blm.gov/az/](http://www.blm.gov/az/)

In Reply Refer To:  
2800 (P010)  
AZA-36615

JUL 20 2015

CERTIFIED MAIL - RETURN RECEIPT REQUESTED NO. 7013 3020 0000 6082 9793

### DECISION

Congress Heights BLM Road :  
Right-of-Way Association :  
c/o Badowski & White CPA :  
510 West Savage Street :  
Wickenburg, AZ 85390 :

Right-of-Way Grant AZA-36615 Issued  
Rental Determined  
Monitoring Fees Determined

Enclosed is a copy of right-of-way (R/W) grant number AZA-36615 which has been approved by the Bureau of Land Management (BLM). The rental for a grant is determined according to regulations found at 43 CFR 2806. The rental for the above-referenced R/W is \$580.28 for a ten (10) year term of the R/W, adjusted for calendar year billing.

The rental for the above-referenced R/W was received on July 9, 2015. The rental received was for the rental period of August 2015 to December 31, 2025.

All subsequent rental payments will be due at the beginning of the calendar year and thereafter in ten-year increments. Future billings will reflect the latest adjusted schedule as published in the *Federal Register*.

The cost reimbursement provisions of 43 CFR 2805.16, established a cost recovery fee schedule for monitoring fees. It has been determined that your application falls under Category 1. Under this category, a non-refundable monitoring fee, in the amount of \$121.00 was also received on July 9, 2015.

The issuance of this R/W grant constitutes a final decision by the BLM in this matter.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4, and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days of receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and the petition for a stay must also be submitted to each party named in this decision, and to the Interior Board of Land Appeals, and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

If you have any questions, please contact Jim Andersen, Realty Specialist, at (623) 580-5570.



Rem Hawes  
Field Manager  
2 Enclosures

Form 2800-14  
Form 1842-1

cc: Mary S. Christensen  
William H. Evans  
ACT Contracting, LLC