



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Tuscarora Field Office
3900 East Idaho Street
Elko, Nevada 89801

http://www.blm.gov/nv/st/en/fo/elko_field_office.html

In Reply Refer To:
2800 (NVE0200)
NVN-038994

July 2, 2015

CERTIFIED MAIL 7011 1570 0000 4406 6877 -RETURN RECEIPT REQUESTED

DECISION

Elko County	:	
Attn: Randy Brown	:	Right-of-Way Grant
540 Court Street, Suite 104	:	NVN-038994
Elko, NV 89801	:	

RIGHT-OF-WAY GRANT ISSUED

Enclosed is a copy of your right-of-way (ROW) grant, serial number NVN-038994. This Grant authorizes the use of public land for an access road on public lands, subject to the terms, conditions, and stipulations as stated.

Please note that it is your responsibility to review, adhere to, and satisfy **ALL** stipulations of the ROW grant.

Within 30 days of receipt of this decision, you have the right of appeal to the Board of Land Appeals, Office of the Secretary, in accordance with the regulations in 43 CFR 4.400. If an appeal is taken, you must follow the procedures outlined in the enclosed Form 1842-1, Information on Taking Appeals to the Board of Land Appeals. Within 30 days after you appeal, you are required to provide a Statement of Reasons to the Board of Land Appeals and a copy to the Regional Solicitor's office listed in Item 3 on the form. The appellant has the burden of showing that the decision appealed from is in error.

If you appeal this decision, please provide this office with a copy of your Statement of Reasons. This decision, under the provisions of 43 CFR 2800 constitutes a final decision and remains in full force and effect during an appeal unless the Secretary rules otherwise. Refer to 43 CFR 2801.10 for the requirements for filing a petition for stay.

If you wish to file a petition pursuant to regulation 43 CFR 4.21 (58 FR 4939, January 19,1993) or 43 CFR 2801.10, for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by IBLA, 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 petition for a stay must also be submitted to each party named in this decision and to IBLA 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 in demonstrating that a stay should be granted.

Standards for obtaining a Stay

Except as otherwise provided for by law or other pertinent regulations, 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 Elisabeth Puentes, Realty Specialist, at (775) 753-0294.

/s/ Richard E. Adams

Richard E. Adams
Field Manager
Tuscarora Field Office

Enclosure