

December 8, 2020





### United States Department of the Interior

BUREAU OF LAND MANAGEMENT Utah State Office 440 West 200 South, Suite 500 Salt Lake City, UT 84101-1434 www.blm.gov



October 22, 2020

## Notice of Competitive Oil and Gas Internet Lease Sale

In accordance with the *Mineral Leasing Act*, as amended by the *National Defense Authorization Act for Fiscal year 2015* (Pub. L. 113-291; 128 Stat. 3762) (Dec. 19, 2014), and the BLM regulations at 43 CFR 3120, the Bureau of Land Management (BLM) is offering 21 parcels containing 23,648.555 acres in the State of Utah for internet-based competitive oil and gas leasing. These parcels of federal land are located in the Canyon Country District, Moab Field Office; Color Country District, Cedar City Field Office; and Green River District, Vernal Field Office. This notice describes:

- The date, time and place of the sale;
- How to participate in the bidding process;
- The sale process:
- The conditions of the sale;
- How to file a noncompetitive offer after the sale;
- How to file a presale noncompetitive offer; and,
- · How to file a protest.

Attached is a list of lands we are offering by serial number, parcel number, and land description. We have included any stipulations, lease notices, special conditions or restrictions that will be made a part of the lease at the time we issue it. We have also identified those parcels where the United States owns less than 100% interest in the oil and gas mineral rights, less than 12.5% royalty interest, and have pending presale noncompetitive offers to lease which are not available for noncompetitive offers to lease if they receive no bid at the sale.

For your convenience, additional sale documentation is located on <a href="https://nflss.blm.gov/">https://nflss.blm.gov/</a>.

#### When and where will the sale take place?

**When**: The sale date is December 8, 2020. The open bidding period will begin at 8:00 a.m. Mountain Standard Time (MST) / 9:00 a.m. Central Standard Time (CST). Each parcel will have its own unique open bidding period, with start and stop times clearly identified on the auction website. The open bidding period for each parcel will run for 0.5 hour(s), from start to finish, and bids will *only* be accepted during a parcel's open bidding period.

**Where:** The sale is held online at <a href="https://www.energynet.com/">https://www.energynet.com/</a>. Click on the Government Lease Sales icon to view this online lease sale. Parcels may be viewed online at the EnergyNet website approximately 10 business days after the posting of this Notice of Competitive Oil and Gas Internet Based Lease Sale on the BLM website.

**Access:** The auction website is open to the public. The internet-based lease sale can be observed in real-time. However, you must register as a bidder on the website, in advance, in order to submit bids for a parcel. The auction website will be active and available for use approximately 10 days after the date of this Notice of Competitive Lease Sale and will remain available for viewing until the completion of the auction. The available parcels listed in this Notice will be detailed on the website. Interested parties may visit the website at any time.

Potential bidders may register for the online auction as soon as the auction website is active. Further, potential bidders are encouraged to visit the website prior to the start of the open bidding period to become familiar with the site and review the bidding tutorial. Supporting documentation is available on the website to familiarize new users to the process and answer frequently asked questions.

#### How will the sale be conducted?

The sale will be conducted *by online bidding only*. The online auction will be a sequential, ascending clock, fixed period, English auction. Each parcel will have its own unique open bidding period, with start and stop times clearly identified on the auction website. The open bidding period for each parcel will run for 0.5 hour(s), from start to finish. Bids will only be accepted for each parcel during its open bidding period. Each parcel will close bidding sequentially so that each bidder will know if they are the highest winning bid before subsequent parcels close. The website will display each current high bid, and the high bid bidder's number. The winning bid is the highest bid per acre received, equal to or exceeding the minimum acceptable bid, which is on record in the online auction system by the close of the auction period.

The online system allows participants to submit maximum bids to enable a bidder to participate in the online auction without having to be logged into the website at the time the auction period closes. The auction website provides a full explanation of placing maximum bids, as well as an explanation of how they work to place bids on your behalf to maintain your high bidder status up to the chosen maximum bid amount. The BLM strongly encourages potential bidders to review the bidding tutorial, in the Frequently Asked Questions area on the auction website in advance of the online lease sale.

#### How do I participate in the bidding process?

To participate in the BLM bidding process, you must register and obtain a bidder number. A participant can register to bid at the auction website <a href="https://www.energynet.com/">https://www.energynet.com/</a> approximately 10 days after posting of this Notice on the BLM website. Participants are encouraged to register early, to familiarize themselves with the bidding instructions and ensure they have ample time to complete all of the required registration steps before the open bidding period commences.

If an entity is bidding for more than one party, they **must register separate credentials**, satisfy all registration requirements and **obtain a separate bidder number for each company or individual** they wish to represent.

You do not have to be "present" in the auction in order to participate as a bidder. The online auction provides a "maximum bid" bidding option. By using this "maximum bid" option, you are asking the system to bid automatically on your behalf, up to an amount you specify.

When registering as a bidder on the auction website, you will also be asked to sign a statement to confirm that any bid you cast will represent a good-faith intention to acquire an oil and gas lease and that you understand that any winning bid will constitute a legally binding commitment to accept the terms of the lease and pay monies owed. Further, you will acknowledge, through self-certification of the enhanced bidder form, that you understand that it is a crime under 18 U.S.C. 1001 and 43 U.S.C. 1212 to knowingly and willfully make any false, fictitious, or fraudulent statements or representations regarding your qualifications; bidder registration and intent to bid; acceptance of a lease; or payment of monies owed; and that any such offense may result in a fine or imprisonment for not more than 5 years or both. You will also acknowledge that you understand that it is a crime under 30 U.S.C. 195 (a) and (b) to organize or participate in any scheme to defeat provisions of the mineral leasing regulations. Any person who knowingly violates this provision will be punished by a fine of not more than \$500,000, imprisonment for not more than 5 years, or both.

If you, or the party you represent, owe the United States any monies that were due the day of a previous oil and gas lease auction conducted by any BLM office (the minimum monies owed the day of sale), or any monies owed EnergyNet for a previous oil and gas lease auction conducted by EnergyNet for any BLM office, you will not be allowed to register to bid at this lease sale.

The Mineral Leasing Act requires that leases be issued to a "responsible qualified bidder" (30 U.S.C. 226(b)(1)(A)). Any bidder, or party represented by a bidding agent, that does not pay the minimum monies owed the day of the sale is not a "responsible qualified bidder" and will be barred from participating in any oil and gas lease auction nationwide until the bidder settles that debt to the United States. In addition, if you or the party you represent defaults at any three sales conducted by any BLM office, you or the party you represent will be barred permanently from participating in any other BLM oil and gas lease sale auction.

# <u>Provisions Pertaining to Certain Transactions by Foreign Persons Involving Real Estate in the United States</u>

The Office of Investment Security, Department of the Treasury issued a final rule, **effective February 13, 2020,** establishing regulations to implement the provisions relating to real estate transactions in section 721 of the Defense Production Act of 1950, as amended by the Foreign Investment Risk Review Modernization Act of 2018. The final rule was published at 85 Fed. Reg. 3158 (Jan. 17, 2020), and codified at 31 C.F.R. part 802.

The new rule sets forth the process relating to the national security review by the Committee on Foreign Investment in the United States (CFIUS) of certain transactions, referred to in the rule as "covered real estate transactions," that involve the purchase or lease (including an assignment or other transfer) by, or concession to, a foreign person of certain real estate in the United States. Covered real estate transactions could include some transactions involving the Federal mineral estate.

The CFIUS looks not only at the entities that are lessees, but also to any [legal] person with the ability to exercise control, as defined by the statute and its implementing regulations, over the lessee. CFIUS is authorized to review covered real estate transactions and to mitigate any risk to the national security of the United States that arises as a result of such transactions. This could result in the modification, suspension, or prohibition of a lease or interest therein.

Accordingly, BLM recommends that each potential bidder, lessee, or [other] interest holder review the final rule before bidding on or acquiring an interest in a Federal oil and gas lease.

For further information, please refer to the CFIUS page:

https://home.treasury.gov/policy-issues/international/the-committee-on-foreign-investment-in-the-united-states-cfius

#### What is the sale process?

Starting at the posted opening date and time for each parcel:

- · All bids are on the gross (total) per-acre basis, rounded up to whole acres, for the entire acreage in the parcel;
- · All bids are made in minimum increments of \$1.00 per acre, or fraction of an acre thereof;
- · The winning bid is the highest received bid, equal to or exceeding the minimum acceptable bid, which is on record in the online auction system at the close of the auction period; and
- The decision of the BLM, as presented on the auction website's bid history at <a href="https://www.energynet.com">https://www.energynet.com</a>, is final.

The minimum acceptable bid is \$2 per acre. If a parcel contains fractional acreage, round it up to the next whole acre. For example, a parcel of 100.51 acres requires a minimum bid of \$202 (\$2 x 101 acres).

You cannot withdraw a bid once a bid is placed and the auction system determines that you are the high bidder.

#### How long will the sale last?

Each parcel will have its own unique open bidding period, with start and stop times clearly identified on the auction website. The open bidding period for each parcel will run for 0.5 hour(s), from start to finish. The length of the sale depends on the number of parcels we are offering.

#### What conditions apply to the lease sale?

- Parcel withdrawal or sale postponement: We reserve the right to withdraw any or all parcels before the sale begins. If we withdraw a parcel, we will post a notice in the Utah State Office State Office Information Access Center (Public Room) before the sale begins. Additionally, the auction website will clearly indicate that a parcel is withdrawn. If we postpone the sale, a clear notice will be posted in the Utah State Office State Office Information Access Center, the NFLSS website at <a href="https://nflss.blm.gov">https://nflss.blm.gov</a>, and on the auction website.
- **Fractional mineral interests:** 43 CFR 3120.1-2(c) If the United States owns less than 100 percent of the oil and gas mineral interest for the land in a parcel we will show that

information as part of the parcel listing. When we issue the lease, it will be for the percentage or fraction of interest the United States owns. However, you must calculate your bonus bid and advance rental payment on the gross (total) acreage in the parcel, not the United States net interest. For example, if a parcel contains 199.31 acres and the United States owns 50 percent of the oil and gas mineral interest, the minimum bonus bid will be \$400 (\$2 x 200 acres) and the advance annual rental will be \$300 (\$1.50 x 200 acres) for the first 5 years and \$400 (\$2 x 200 acres) for the remainder of the lease term. Conversely, your chargeable acreage and royalty on production will be calculated on the United States net acreage.

- Fractional royalty interests: If the United States owns less than 12.5 percent of the oil and gas royalty interest for the land in a parcel we will show that information as part of the parcel listing. When we issue the lease, it will be for the percentage or fraction of interest the United States owns.
- Payment due: You cannot withdraw a bid. Your bid is a legally binding contract. For each parcel you are the successful high bidder, on the day the parcel closes you must pay the minimum bonus bid of \$2 per acre or fraction of an acre; the first year's advance rental of \$1.50 per acre or fraction of an acre; and a non-refundable administrative fee of \$170.00. These are monies you owe the United States, whether or not a lease is issued. You must provide notification of the payment process of these monies to the BLM Utah State Office State Office prior to 4 p.m. Mountain Standard Time, the day the auction closes, confirmation (via email or fax) that the payment for the parcels(s) has been initiated and the type of payment method. Payment will be made directly to the BLM Utah State Office State Office, or as otherwise directed by the BLM. Payments to the BLM will not be made through the auction website. At the conclusion of each parcel's bidding period, the winning bidder will be provided instructions by the online auction system on how to make the required payment to the BLM. You will be required to pay the buyer's premium to EnergyNet, 1.5% of any successful bid, in order to participate in the internet-based lease sale.

If your bonus bid was more than \$2 per acre or fraction of an acre and you do not pay the full amount on the day of the sale for the parcel, you must pay any balance due by the close of business on the 10th working day after the last day of the internet-based auction closes. Remaining balance will be due in the Utah State Office by 4:00 p.m. Mountain Standard Time, December 22, 2020. If you do not pay in full by this date, you lose the right to the lease and all money paid the day of the sale. If you forfeit a parcel, we may offer it again at a future sale.

The minimum monies owed on the day of the sale for a winning bid are monies owed to the United States [43 CFR 3120.5-2(b) and 43 CFR 3120.5-3(a)]. If we do not receive notification of the payment process of the minimum monies owed the day of the sale by the date and time above, the BLM will issue a bill for the monies owed. If we do not receive payment by the bill due date, we will send a demand letter to you that will include additional fees. If we do not receive payment as requested by the demand letter, the U.S. will immediately pursue collection by all appropriate methods, and when appropriate, collect late fees, interest, administrative charges, and on past-due amounts assess civil

penalties. "All appropriate methods" include, but are not limited to, referral to collection agencies and credit reporting bureaus; salary or administrative offset; offset of Federal and state payments, including goods or services; and Federal and state tax refund offset; and retirement payment offset. We may send debts to the Internal Revenue Service (IRS) and the IRS may charge them as income to you on Form 1099C, Cancellation of Debt (Federal Claims Collection Act of 1966, as amended; The Debt Collection Improvement Act of 1996; 31 CFR Part 285).

- Forms of payment: Specific payment instructions will be provided by the online auction system to winning bidders. You may pay by:
  - · Personal check, certified check, money order (expedited mailing methods);
  - · Electronic Funds Transfer (EFT);
  - · Automated Clearing House (ACH); and/or,
  - · Credit card (Discover, Visa, American Express, or MasterCard only).
  - · We cannot accept cash.

In order to meet the payment requirement, you must provide BLM contacts with confirmation that the transaction has been initiated on the day the parcel closes before 4:00 p.m. An email or fax containing confirmation must include but is not limited to the following appropriate documents: overnight shipping tracking document, a copy of the payment instrument, and/or a bank provided electronic confirmation of EFT or ACH. **Do not email or fax privacy information.** 

Please note, in accordance with the Department of Treasury Financial Manual, Announcement No. A-2014-04, the BLM cannot accept credit card payments for an amount equal to or greater than \$24,999.99. The BLM cannot accept aggregated smaller amounts to bypass this requirement. An amount owed that exceeds the maximum dollar amount for a credit card payment transaction may not be split into two or more payment transactions in the same day by using one or more credit cards. The BLM does not have Personal Identification Number (PIN) equipment for the purpose of processing PIN authorized debit cards. All debit card transactions will be processed as credit cards and the dollar value limits will apply.

If you plan to make your payment using a credit card, you should contact your bank prior to the sale to let them know that you will be making a substantial charge against your account. If the credit card transaction is refused, we will try to notify you early enough so that you can make other payment arrangements. <u>However, we cannot grant you any extension of time to provide confirmation of payment to the BLM contacts.</u>

If you pay by check, please make your check payable to: **Department of the Interior-BLM**. If a check you have sent to us in the past has been returned for insufficient funds, we may ask that you give us a guaranteed payment, such as a certified check.

• **Bid form:** On the day of the sale, if you are a successful winning high bidder, you must submit (email or fax) to the BLM a properly completed and signed competitive bid form (Form 3000-2) with the required payment. This form is a legally binding offer **by the prospective lessee** to accept a lease and all its terms and conditions. Once you sign the form, you cannot change it. The online auction system will provide the successful

winning bidder with a fillable pdf of this bid form and instructions on how to submit the form to the Utah State Office State Office after the auction. We will not accept any bid form that has information crossed out or is otherwise altered. We will not issue a lease until we receive a signed copy of the bid form in accordance with 43 CFR 3102.4(a).

You will be shown the bid form as part of the bidder registration process, and asked to certify that you will complete and execute it should you be the successful winning high bidder. We ask that you complete the form at this time to ensure that you can meet this condition.

Your completed bid form certifies that:

- 1. You and/or the prospective lessee are qualified to hold an oil and gas lease under our regulations 43 CFR 3102.5-2; and,
- 2. Both of you have complied with 18 U.S.C. 1860, a law that prohibits unlawful combinations, intimidation of, or collusion among bidders.

This notice includes a copy of the bid form, and again, you will be provided a copy during the bidder registration process and asked to assert that you agree that you will be able and willing to comply and sign it if you are the winning bidder at the close of the auction.

• Federal acreage limitations: Qualified individuals, associations, or corporations may only participate in a competitive lease sale and purchase Federal oil and gas leases from this office if such purchase will not result in exceeding the state limit of 246,080 acres of public domain land and 246,080 acres of acquired land (30 U.S.C. 184(d)).

For the purpose of chargeable acreage limitations, you are charged with your proportionate share of the lease acreage holdings of partnerships or corporations in which you own an interest greater than 10 percent. Lease acreage committed to a unit agreement, communitization agreement or development contract that you hold, own or control and was paid in the preceding calendar year is excluded from chargeability for acreage limitation purposes. The acreage limitations and certification requirements apply for competitive oil and gas lease sales, noncompetitive lease offers, transfer of interest by assignment of record title or operating rights, and options to acquire interest in leases regardless of whether an individual, association, or corporation has received additional time under 43 CFR 3101.2-4, to divest excess acreage acquired through merger or acquisition.

- Lease Issuance: After we receive the signed bid form, all monies due, and protests have been resolved, we can issue the lease. Usually, a lease is effective the first day of the month following the month in which we sign it. If you want your lease to be effective the first day of the month in which we sign it, you must request in writing to do this. The request must be received before the lease is signed.
- Lease terms: A lease issued as a result of this sale will have a primary term of 10 years. It will continue beyond its primary term as long as oil or gas in paying quantities is produced on or for the benefit of the lease. Advance rental at \$1.50 per acre for the first 5 years (\$2 per acre after that) is due on or before the anniversary date each year until production begins. Once a lease is producing, you must pay a royalty of 12.5

percent (or as the lease is amended) of the value or the amount of production removed or sold from the lease. You will find other lease terms on our standard lease form (Form 3100-11).

- **Split Estate:** Information regarding leasing of Federal minerals under private surface, referred to as "Split Estate," is available at the following Washington Office website: <a href="https://www.blm.gov/programs/energy-and-minerals/oil-and-gas/leasing/split-estate">https://www.blm.gov/programs/energy-and-minerals/oil-and-gas/leasing/split-estate</a>. A Split Estate brochure is available at this site. The brochure outlines the rights, responsibilities, and opportunities of private surface owners and oil and gas operators in the planning, lease sale, permitting/development, and operations/production phases of the oil and gas program.
- **Stipulations:** Stipulations are part of the lease and supersede any inconsistent provisions of the lease form. They are requirements or restrictions on how you conduct operations. These stipulations are included in the parcel descriptions on the attached list.

All Federal oil and gas lease rights are granted subject to applicable laws under Section 6 of the lease terms including requirements under the Endangered Species Act, as amended, 16 U.S.C. 1531 *et seq.* In accordance with Washington Office (WO) Instruction Memorandum (IM) No. 2002-174, each parcel included in this lease sale will be subject to the Endangered Species Act Section 7 Consultation Stipulation. In accordance with WO IM No. 2005-003, Cultural Resources and Tribal Consultation, for Fluid Minerals Leasing, each parcel in this sale will be subject to the Cultural Resource Protection Stipulation.

• Unit and Communitization Agreements: Parcels offered in this Notice may fall within an authorized Unit or Communitization Agreement. If the parcel falls within an authorized Unit or Communitization Agreement, the successful bidder may be required to join the agreement. Any lands included in this Notice that are determined to be in a unit prior to lease issuance are subject to regulation 43 CFR 3101.3-1.

#### How do I file a noncompetitive offer after the sale?

Lands that do not receive a bid and are not subject to a presale offer are available on a first-come, first-serve basis for a 2-year period, beginning the day after the sale. The noncompetitive offers are handled directly by the BLM and not through the internet leasing website. If you want to file a noncompetitive offer on an unsold parcel, you must filed in the appropriate State Office:

- Three copies of current form 3100-11, *Offer to Lease and Lease for Oil and Gas* properly completed and signed. Describe the lands in your offer as specified in our regulations at 43 CFR 3110.5;
- \$445 nonrefundable administrative fee; and,
- First year advance rental (\$1.50 per acre or fraction thereof). Remember to round up any fractional acreage when you calculate the amount of rental.

Submit the aforementioned items to the BLM Utah State Office Information Access Center (Public Room) in person or by mail. We consider all offers filed the day of a sale and the first business day following the last day of the auction, filed at the same time. If a parcel receives more than one offer, we will hold a drawing to determine the winner (see 43 CFR 1822.17). Offers filed after this time period receive priority according to the date and time of filing in this office.

In the attached list of parcels, we have noted any parcels that have pending noncompetitive presale offers. A presale offer has priority over any offer filed after the sale.

#### How do I file a noncompetitive presale offer?

Under regulations 43 CFR 3110.1(a), you may file a noncompetitive presale offer for lands that:

- Are available; and,
- Have not been under lease during the previous 1-year period, or
- Have not been included in a competitive lease sale within the previous 2-year period.

Your noncompetitive presale offer to lease must be filed prior to the official posting of this Notice. The posting of this Notice serves to withdraw the lands listed herein from filings under 43 CFR 3110.1(a)(1)(ii). If your presale offer was timely filed, was complete and we do not receive a bid for the parcel that contains the lands in your offer, your presale offer has priority over any offer for that parcel filed after the sale. Your presale offer is your consent to the terms and conditions of the lease, including any stipulations described in this Notice. If you want to file a presale offer, you must file:

- Three copies of current form 3100-11, *Offer to Lease and Lease for Oil and Gas* properly completed and signed. Describe the lands in your offer as specified in our regulations at 43 CFR 3110.5;
- \$445 nonrefundable administrative fee; and,
- First year rental (\$1.50 per acre or fraction thereof). Remember to round up any fractional acreage when you calculate the amount of rental.

#### How do I submit an Expression of Interest (EOI)?

An Expression of Interest (EOI) is an informal nomination requesting certain lands be included in an oil and gas competitive lease sale. Regulations pertaining to competitive oil and gas leasing can be found in 43 CFR 3120. This request may be submitted via the National Fluids Lease Sale System at <a href="https://nflss.blm.gov">https://nflss.blm.gov</a>.

- · No filing fee or rental is required with an EOI;
- · Your EOI must contain a complete legal land description (including metes and bounds description, if applicable);
- · Proof of Federal mineral ownership (e.g. Deed(s), Patent(s), or other form of mineral interest conveyance to the United States), if applicable; and,
- · Name and address of the current surface owner(s), if applicable.

The BLM does not require nominators to provide their name or address. You may still provide this information for contact purposes; however, the BLM will make this information available to the public. If you consider your name and address to be confidential, do not include it in your EOI.

If you are submitting an EOI which includes split estate lands (private surface/federal minerals), you must provide the name and address of the current private surface owner(s) along with your EOI. The BLM will send a courtesy letter to the surface owner(s) providing notice of the scheduled auction as well as information about the BLM's regulations and procedures for Federal oil and gas leasing and development on split estate lands. An EOI that does not provide the name and address of the private surface owner(s) will not be processed by the BLM.

#### When is the next competitive oil and gas lease sale scheduled?

We have tentatively scheduled our next competitive sale for the week March 8, 2021. We can make no guarantee as to when a given parcel will be offered for competitive sale. We will try to put EOIs in the earliest possible sale.

#### How can I find out the results of this sale?

The sale results will be posted on the www.energynet.com website and the NFLSS website at <a href="https://nflss.blm.gov">https://nflss.blm.gov</a>. Paper copies are available for viewing or purchase at the BLM Utah State Office Information Access Center (Public Room).

#### May I protest the BLM's decision to offer the lands in this Notice for lease?

Yes, under regulation 43 CFR 3120.1-3, you may protest the inclusion of a parcel listed in this sale notice. All protests must meet the following requirements:

- We must receive a protest within 10 calendar days of the posting date of this Notice. All protests must be received no later than **4:00 pm Mountain Standard Time on November 2, 2020**. If our office is not open on the 10th day after the posting, a protest received on the next day our office is open to the public will be considered timely filed. **We will dismiss a late-filed protest.**
- The protest must include a statement of reasons to support the protest. We will dismiss a protest filed without a statement of reasons.
- A protest must state the interest of the protesting party in the matter, including the name the name and address of the protesting party, and reference the specific serial number that is being protested.
- You may file a protest either by mail in hardcopy form or by email at <a href="mailto:blm\_ut\_lease\_sales@blm.gov">blm\_ut\_lease\_sales@blm.gov</a>. Please do not file a protest by hand delivery or by fax as the BLM staff are unable to be present to receive your protest. A protest filed by mail must be sent to the letterhead address above Attn: Fluid Minerals Branch Chief.
- If the party signing the protest is doing so on behalf of an association, partnership, or corporation, the signing party must reveal the relationship between them. For example, unless an association authorizes an individual member of its group to act on their behalf, the individual cannot make a protest in the group's name.
- The protest document must be signed. **Unsigned protest documents will be dismissed.**
- Please be advised that all protest information and correspondence shall be made publicly available.

Any protests, including names and street addresses, you submit will be made available for public review. Individual respondents may request confidentiality. If you wish to withhold your personal identifiable information from public review or from disclosure under the Freedom of Information Act (FOIA), you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by law. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

# If the BLM receives a timely protest of a parcel advertised on this Sale Notice, how does it affect bidding on the parcel?

We will announce receipt of any protests on the auction website prior to the start of the online auction. We will also announce on the website a decision to either withdraw the parcel or proceed with the auction. If the protest is resolved prior to the sale, we will provide copies of our decision on the BLM NFLSS website at https://nflss.blm.gov.

If I am the high bidder at the sale for a protested parcel, when will the BLM issue my lease? We will make every effort to decide the protest prior to the sale, but no later than 60 days after the sale. We will not issue a lease for a protested parcel until the protest is either upheld or denied.

# If I am the successful bidder of a protested parcel, may I withdraw my bid and receive a refund of my first year's rental and bonus bid?

No. In accordance with BLM regulations (43 CFR 3120.5-3), you may not withdraw your bid.

#### If the BLM upholds the protest, how does that affect my competitive bid?

If we uphold a protest and withdraw the parcel from leasing, we will reject your bid and refund your first year's rental, bonus bid, and administrative fee. The buyer's premium will be handled between EnergyNet and the buyer. If the decision upholding the protest results in additional stipulations, we will offer you an opportunity to accept or reject the lease with the additional stipulations. If you do not accept the additional stipulations, we will reject your bid and refund your first year's rental, bonus bid, and administrative fee.

## If the BLM's decision to uphold the protest results in additional stipulations, may I appeal that decision?

Yes. An appeal from the State Director's decision must meet the requirements of 43 CFR 4.411 and Part 1840.

You may file a notice of appeal by paper hardcopy only. The BLM will not accept a notice of appeal transmitted electronically (e.g., by email, facsimile, or social media means). Also, the BLM will not accept a petition for stay that is transmitted electronically (e.g., by email, facsimile, or social media means). Even if the BLM has previously corresponded with you by email, facsimile, or social media means, the BLM will not accept a notice of appeal transmitted electronically. Both the notice of appeal and any petition for stay must be received on paper at the office address above.

#### May I appeal the BLM's decision to deny my protest?

Yes. An appeal from the State Director's decision must meet the requirements of 43 CFR 4.411 and Part 1840.

You may file a notice of appeal by paper hardcopy only. The BLM will not accept a notice of appeal transmitted electronically (e.g., by email, facsimile, or social media means). Also, the BLM will not accept a petition for stay that is transmitted electronically (e.g., by email, facsimile, or social media means). Even if the BLM has previously corresponded with you by email, facsimile, or social media means, the BLM will not accept a notice of appeal transmitted electronically. Both the notice of appeal and any petition for stay must be received on paper at the office address above.

#### May I withdraw my bid if the protestor files an appeal?

No. If the protestor appeals our decision to deny the protest, you may not withdraw your bid. We will issue your lease concurrently with the decision to deny the protest. If resolution of the appeal results in lease cancellation, we will authorize a refund of the bonus bid, rentals, administrative fees, and EnergyNet's buyer premium, if:

- There is no evidence that the lessee(s) derived any benefit from possession of the lease during the time they held it; and,
- There is no indication of bad faith or other reasons not to refund the rental, bonus bid, administrative fee, and EnergyNet's buyer premium.

#### Who should I contact if I have questions?

If you have questions on BLM stipulations, lease notices, etc., please contact the appropriate BLM Field Office for assistance.

If you have questions on another surface management agency's stipulations or restrictions, etc., please contact that agency.

For general information about the competitive oil and gas lease sale process, or this Notice of Competitive Lease Sale, you may e-mail or call Melissa Jennings, Fluid Minerals Leasing Coordinator, at mjennings@blm.gov or (801) 539-4148.

/s/ Kent Hoffman

Kent Hoffman
Deputy State Director
Division of Lands and Minerals

Form 3000-2 (July 2012)

# UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

#### COMPETITIVE OIL AND GAS OR GEOTHERMAL RESOURCES LEASE BID

Mineral Leasing Act of 1920 (30 U.S.C. 181 et seq.) Act for Acquired Lands of 1947 (30 U.S.C. 351-359) Geothermal Steam Act of 1970 (30 U.S.C. 1001-1025)

Department of the Interior Appropriations Act, Fiscal Year 1981 (42 U.S.C. 6508)

State	
Date of Sale	

PARCEL NUMBER	AMOUNT OF BID (see instructions below)	
	TOTAL BID	PAYMENT SUBMITTED WITH BID
THE BID IS FOR (check one):		
Oil and Gas Serial/Parcel No.		
Geothermal Serial/Parcel No.		
The appropriate regulations applicable to this bid are: (1) for oil and gas leases43 CFR 3120; (2) for National Petroleum Reserve-Alaska (NPR-A) leases43 CFR 3132; and (3) for Geothermal resources leases43 CFR 3203.17. (See details concerning lease qualifications on next page.)		
I CERTIFY THAT I have read and am in compliance with; and not in violation of the lessee qualification requirements under the applicable regulations for this bid.		
I CERTIFY THAT this bid is not in violation of 18 U.S.C. 1860 which prohibits unlawful combination or intimidation of bidders. I further certify that this bid was arrived at independently and is tendered without collusion with any other bidder for the purpose of restricting competition.		
<b>IMPORTANT NOTICE:</b> Execution of this form where the offer is the high bid, constitutes a binding lease offer including all applicable terms and conditions. Failure to comply with the applicable laws and regulations under which this bid is made will result in rejection of the bid and forfeiture of all monies submitted.		
Print or Type Name of Lessee	Signature of Lessee	or Bidder
Address of Lessee		

#### INSTRUCTIONS

(Zip Code)

### INSTRUCTIONS FOR OIL AND GAS OR GEOTHERMAL BID (Except NPR-A)

(State)

- 1. Separate bid form for each lease/parcel is required. Identify by the serial/parcel number assigned in the *Notice of Competitive Lease Sale*.
- 2. Bid must be accompanied by the national minimum acceptable bid, the first year's rental and the administrative fee. The remittance must be in the form specified: (1) for oil and gas leases in 43 CFR 3103.1-1; and (2) for geothermal resources leases in 43 CFR 3203.17. The remainder of the bonus bid, if any, must be submitted to the proper Bureau of Land Management (BLM) office within 10 working days for oil and gas, and 15 working days for geothermal, after the last day of the oral auction. Failure to submit the remainder of the bonus bond within the statutory timeframe (or regulatory) will result in rejection or revocation, as appropriate, of the bid offer and forfeiture of all monies paid.
- 3. If the bidder is not the sole party in interest in the lease for which the bid is submitted, all other parties in interest may be required to furnish evidence of their qualifications upon written request by the BLM.
- 4. This bid may be executed (*signed*) before the oral auction. If signed before the oral auction, this form cannot be modified without being executed again.
- 5. In view of the above requirement (4), the bidder may wish to leave the AMOUNT OF BID section blank so that final bid amount may be either completed by the bidder or the BLM at the oral auction.

#### INSTRUCTIONS FOR NPR-A OIL AND GAS BID

- 1. Separate bid form for each parcel is required. Identify the parcel by the number assigned to a tract.
- Bid must be accompanied by one-fifth of the amount of the bid. The remittance must be in the form specified in 43 CFR 3132.2 for a NPR-A lease bid.
- 3. Mark the envelope "Bid for NPR-A Lease". Be sure correct parcel number of tract on which the bid is submitted and date of bid opening are noted plainly on envelope. No bid may be modified or withdrawn unless such modification or withdrawal is received prior to time fixed for opening of bids.
- 4. Mail or deliver bid to the proper BLM office or place indicated in the *Notice of Competitive Lease Sale*.
- 5. If the bidder is not the sole party in interest in the lease for which the bid is submitted, all other parties in interest may be required to furnish evidence of their qualifications upon written request by the BLM.

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212 make it a crime for any person knowingly and willfully to make to any Department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

(City)

#### **QUALIFICATIONS**

For leases that may be issued as a result of this sale under the Mineral Leasing Act (The Act) of 1920, as amended, the oral bidder must: (1) Be a citizen of the United States; an association (including partnerships and trusts) of such citizens; a municipality; or a corporation organized under the laws of the United States or of any State or Territory thereof; (2) Be in compliance with the acreage limitation requirements wherein the bidder's interests, direct and indirect, in oil and gas leases in the State identified do not exceed 246,080 acres each in public domain or acquired lands including acreage covered by this bid, of which not more than 200,000 acres are under options. If this bid is submitted for lands in Alaska, the bidder's holdings in each of the Alaska leasing districts do not exceed 300,000 acres, of which no more than 200,000 acres are under options in each district; (3) Be in compliance with Federal coal lease holdings as provided in sec. 2(a)2(A) of the Act; (4) Be in compliance with reclamation requirements for all Federal oil and gas holdings as required by sec. 17 of the Act; (5) Not be in violation of sec. 41 of the Act; and (6) Certify that all parties in this bid are in compliance with 43 CFR Groups 3000 and 3100 and the leasing authority cited herein.

For leases that may be issued as a result of this sale under the Geothermal Steam Act of 1970, as amended, the bidder must: (1) Be a citizen of the United States who is at least 18 years of age; an association of such citizens; a municipality; a corporation organized under the laws of the United States or of any State or Territory thereof; or a domestic governmental unit; and (2) Be in compliance with the acreage limitation requirements wherein the bidder's interests, direct and indirect, do not exceed 51,200 acres, and (3) Certify that all parties in this bid are in compliance with 43 CFR Group 3200 and the leasing authority cited herein.

For leases that may be issued as a result of this sale under the Department of the Interior Appropriations Act of 1981, the bidder must: (1) Be a citizen or national of the United States; an alien lawfully admitted for permanent residence; a private, public or municipal corporation organized under the laws of the United States or of any State or Territory thereof; an association of such citizens, nationals, resident aliens or private, public or municipal corporations; and (2) Certify that all parties in interest in this bid are in compliance with 43 CFR Part 3130 and the leasing authority cited herein.

#### **NOTICES**

The Privacy Act of 1974 and the regulation in 43 CFR 2.48(d) provide that you be furnished the following information in connection with information required by this bid for a Competitive Oil and Gas or Geothermal Resource Lease.

AUTHORITY: 30 U.S.C. 181 et seq.; 30 U.S.C. 351-359; 30 U.S.C. 1001-1025; 42 U.S.C. 6508

PRINCIPAL PURPOSE: The information is to be used to process your bid.

ROUTINE USES: (1) The adjudication of the bidder's rights to the resources for which this bid is made. (2) Documentation for public information. (3) Transfer to appropriate Federal agencies when comment or concurrence is required prior to granting a right in public lands or resources. (4)(5) Information from the record and/or the record will be transferred to appropriate Federal, State, local or foreign agencies, when relevant to civil, criminal or regulatory investigations or prosecutions.

EFFECT OF NOT PROVIDING INFORMATION: Disclosure of the information is voluntary. If all the information is not provided, your bid may be rejected.

#### **Parcels**

#### Utah

#### UTU 095327

UT1220-001

NFLSS Parcel ID UT-2020-12-0860

UT, Cedar City Field Office, BLM, PD

#### T. 34 S., R. 12 W., SALT LAKE MER

Sec. 1 ALL;

Sec. 3 ALL;

Sec. 11 ALL;

Sec. 12 ALL.

**Iron County** 

2550.96 Acres

Rental \$3,826.50

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

UT-S-CCDO-130 BLM Stipulation CSU for CSU - Water Bodies

#### Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian Areas

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

**UT-LN-49** BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

T-LN-60 BLM Lease Notice LN for Steep Slopes

**UT-LN-96** BLM Lease Notice LN for Air Quality Mitigation Measures

UT-LN-99 BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

**WO-NTL** BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095328

UT1220-002

NFLSS Parcel ID UT-2020-12-0862

UT, Cedar City Field Office, BLM, PD

#### T. 34 S., R. 12 W., SALT LAKE MER

Sec. 4 ALL;

Sec. 5 LOTS 1-4;

Sec. 5 S2NE,S2NW;

Sec. 7 LOTS 1,2,4;

Sec. 7 N2NE, SWNE, E2NW;

Sec. 8 ALL;

Sec. 9 ALL.

Iron County

2558.58 Acres

Rental \$3.838.50

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

UT-S-CCDO-130 BLM Stipulation CSU for CSU - Water Bodies

**UT-S-CCFO-FFO-263** BLM Stipulation TL for TL - Crucial Raptor Nesting Area Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian Areas

**T&E-MLP-27** BLM Lease Notice LN for Yellow-Billed Cuckoo

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-60 BLM Lease Notice LN for Steep Slopes

**UT-LN-96** BLM Lease Notice LN for Air Quality Mitigation Measures

UT-LN-99 BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095329

UT1220-003

NFLSS Parcel ID UT-2020-12-0871

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 12 W., SALT LAKE MER

Sec. 17 ALL:

Sec. 18 LOTS 4;

Sec. 18 NENE;

Sec. 20 E2;

Sec. 21 W2NE,W2,W2SE.

Iron County

1532.08 Acres

Rental \$2,299.50

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation UT-S-CCFO-FFO-263 BLM Stipulation TL for TL - Crucial Raptor Nesting Area

Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

UT-LN-44 BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-60 BLM Lease Notice LN for Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

UT-LN-99 BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095330

UT1220-004

NFLSS Parcel ID UT-2020-12-0874

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 12 W., SALT LAKE MER

Sec. 19 SESW:

Sec. 28 ALL;

Sec. 29 E2,S2NW,SW;

Sec. 30 LOTS 1-4;

Sec. 30 E2NW,E2SW,E2SE;

Sec. 31 ALL.

Iron County

2400.8 Acres

Rental \$3,601.50

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

UT-S-CCFO-FFO-263 BLM Stipulation TL for TL - Crucial Raptor Nesting Area

#### Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-60 BLM Lease Notice LN for Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095331

UT1220-005

NFLSS Parcel ID UT-2020-12-6924

UT, Cedar City Field Office, BLM, PD

#### T. 34 S., R. 12 W., SALT LAKE MER

Sec. 22 E2NE,E2SE;

Sec. 23 S2NE,S2NW,S2;

Sec. 25 S2;

Sec. 26 ALL;

Sec. 27 ALL.

**Iron County** 

2240 Acres

Rental \$3,360.00

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian Areas

**UT-LN-44** BLM Lease Notice LN for Raptors

**UT-LN-45** BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-50 BLM Lease Notice LN for Habitat Restoration

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095332

UT1220-006

NFLSS Parcel ID UT-2020-12-6926

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 12 W., SALT LAKE MER

Sec. 33 ALL;

Sec. 34 ALL EXCEPTING PATENTED MINING CLAIMS;

Sec. 35 ALL EXCEPTING PATENTED MINING CLAIMS.

**Iron County** 

1961.264 Acres

Rental \$2,943.00

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

UT-LN-44 BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

**UT-S-CCFO-FFO-263** BLM Stipulation TL for TL - Crucial Raptor Nesting Area EOI #UT00016195

#### UTU 095333

UT1220-010

NFLSS Parcel ID UT-2020-12-0890

UT, Cedar City Field Office, BLM, PD

#### T. 35 S., R. 12 W., SALT LAKE MER

Sec. 30 LOTS 4,12-16;

Sec. 30 SESW,SE;

Sec. 31 NE,E2NW,E2SW,NWSE EXCLUDING PATENTED MINING CLAIMS;

Sec. 31 LOTS 1-4.

**Iron County** 

828.153 Acres

Rental \$1,243.50

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

UT-LN-44 BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-60 BLM Lease Notice LN for Steep Slopes

UT-LN-65 BLM Lease Notice LN for Old Spanish Trail

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

**WO-NTL** BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095334

UT1220-011

NFLSS Parcel ID UT-2020-12-0866

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 13 W., SALT LAKE MER

Sec. 4 ALL;

Sec. 9 E2.

Iron County

960.32 Acres

Rental \$1,441.50

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

UT-S-CCDO-130 BLM Stipulation CSU for CSU - Water Bodies

Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

UT-LN-99 BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095335

UT1220-012

NFLSS Parcel ID UT-2020-12-0867

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 13 W., SALT LAKE MER

Sec. 7 LOTS 1,2.

Iron County

50.17 Acres

Rental \$76.50

Stipulations:

**WO-CRP** BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

**UT-LN-52** BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

**WO-NTL** BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095336

UT1220-013

NFLSS Parcel ID UT-2020-12-6928

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 13 W., SALT LAKE MER

Sec. 12 E2NE,E2SE;

Sec. 13 NE,E2NW,E2SW,SE.

**Iron County** 

640 Acres

Rental \$960.00

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-27** BLM Lease Notice LN for Yellow-Billed Cuckoo

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

UT-LN-99 BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095337

UT1220-014

NFLSS Parcel ID UT-2020-12-0872

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 13 W., SALT LAKE MER

Sec. 17 SE.

**Iron County** 

160 Acres

Rental \$240.00

#### Stipulations:

**WO-CRP** BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

UT-S-CCDO-130 BLM Stipulation CSU for CSU - Water Bodies

Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian Areas

**UT-LN-44** BLM Lease Notice LN for Raptors

**UT-LN-45** BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

UT-LN-99 BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-128 BLM Lease Notice LN for Floodplain Management

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095338

UT1220-015

NFLSS Parcel ID UT-2020-12-0873

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 13 W., SALT LAKE MER

Sec. 19 LOTS 3,4;

Sec. 19 E2SW,SE;

Sec. 30 ALL;

Sec. 31 ALL.

**Iron County** 

1455.07 Acres

Rental \$2,184.00

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian Areas

**UT-LN-44** BLM Lease Notice LN for Raptors

**UT-LN-45** BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-65 BLM Lease Notice LN for Old Spanish Trail

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-128 BLM Lease Notice LN for Floodplain Management

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095339

UT1220-016

NFLSS Parcel ID UT-2020-12-0875

UT, Cedar City Field Office, BLM, PD

#### T. 34 S., R. 13 W., SALT LAKE MER

Sec. 20 S2;

Sec. 21 S2;

Sec. 22 ALL.

**Iron County** 

1280 Acres

Rental \$1,920.00

#### **Stipulations:**

**WO-CRP** BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

UT-S-CCDO-130 BLM Stipulation CSU for CSU - Water Bodies

#### Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian Areas

**T&E-MLP-27** BLM Lease Notice LN for Yellow-Billed Cuckoo

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

**UT-LN-96** BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Ouality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-128 BLM Lease Notice LN for Floodplain Management

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095340

UT1220-017

NFLSS Parcel ID UT-2020-12-6933

UT, Cedar City Field Office, BLM, PD

T. 34 S., R. 13 W., SALT LAKE MER

Sec. 36 ALL.

**Iron County** 

640 Acres

Rental \$960.00

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

**UT-S-CCFO-FFO-263** BLM Stipulation TL for TL - Crucial Raptor Nesting Area Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

UT-LN-44 BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095341

UT1220-018

NFLSS Parcel ID UT-2020-12-6938

UT, Cedar City Field Office, BLM, PD

T. 35 S., R. 13 W., SALT LAKE MER

Sec. 1 LOTS 1,5-7.

**Iron County** 

94.59 Acres

Rental \$142.50

**Stipulations:** 

**WO-CRP** BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian

#### Areas

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-65 BLM Lease Notice LN for Old Spanish Trail

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095342

UT1220-022

NFLSS Parcel ID UT-2020-12-6943

UT, Cedar City Field Office, BLM, PD

T. 35 S., R. 13 W., SALT LAKE MER

Sec. 19 ALL.

Iron County

665.72 Acres

Rental \$999.00

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

**UT-LN-46** BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

**UT-LN-60** BLM Lease Notice LN for Steep Slopes

**UT-LN-96** BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

**WO-NTL** BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095343

UT1220-024

NFLSS Parcel ID UT-2020-12-6947

UT, Cedar City Field Office, BLM, PD

#### T. 35 S., R. 13 W., SALT LAKE MER

Sec. 25 ALL EXCEPTING PAT MINING CLAIMS, ROW UTSL046991, ROW UTU01959;

Sec. 26 N2, N2SW, SE, EXCEPTING ROW UTU01959;

Sec. 27 ALL;

Sec. 35 E2,S2SW EXCLUDING PATENTED MINING CLAIMS;

Sec. 36 W2NE,NW,E2SW EXCLUDING PATENTED MINING CLAIMS;

Sec. 36 LOTS 1.

Iron County

1850.938 Acres

Rental \$2,776.50

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**T&E-MLP-26** BLM Lease Notice LN for Southwestern Willow Flycatcher Habitat - Riparian Areas

UT-LN-44 BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-59 BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-65 BLM Lease Notice LN for Old Spanish Trail

**UT-LN-96** BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

**WO-NTL** BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095344

UT1220-025

NFLSS Parcel ID UT-2020-12-6948

UT, Cedar City Field Office, BLM, PD

#### T. 35 S., R. 13 W., SALT LAKE MER

Sec. 28 ALL;

Sec. 29 NESW, N2SE, SESE;

Sec. 33 ALL.

**Iron County** 

1440 Acres

Rental \$2,160.00

#### Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-46 BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

UT-LN-101 BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095345

UT1220-026

NFLSS Parcel ID UT-2020-12-0903

UT, Cedar City Field Office, BLM, PD

T. 35 S., R. 13 W., SALT LAKE MER

Sec. 30 LOTS 3,4;

Sec. 30 E2SW;

Sec. 31 LOTS 1.

Iron County

220.97 Acres

Rental \$331.50

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

**WO-ESA** BLM Stipulation for Threatened and Endangered Species Act Stipulation Notices:

**T&E-09** BLM Lease Notice LN for Utah Prairie Dog

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

**UT-LN-46** BLM Lease Notice LN for Pygmy Rabbit

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

**UT-LN-59** BLM Lease Notice LN for Erodible Soils and Steep Slopes

**UT-LN-60** BLM Lease Notice LN for Steep Slopes

**UT-LN-96** BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016195

#### UTU 095346

UT1220-029

NFLSS Parcel ID UT-2020-12-0837 Split Estate

UT, Vernal Field Office, BLM, PD

T. 9 S., R. 19 E., SALT LAKE MER

Sec. 11 LOTS 2,3;

Sec. 11 LOTS 1.

**Uintah County** 

78.94 Acres

Rental \$118.50

Stipulations:

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

**UT-S-01** BLM Stipulation for Air Quality

UT-S-VFO-11 BLM Stipulation NSO for NSO - Pariette Wetlands ACEC

UT-S-VFO-22 BLM Stipulation NSO for NSO/CSU/TL - Lower Green River ACEC

UT-S-VFO-96 BLM Stipulation NSO for NSO - Fragile Soils/Slopes Greater than 40 Percent

UT-S-VFO-99 BLM Stipulation CSU for CSU - Fragile Soils/Slopes

UT-S-VFO-100 BLM Stipulation CSU for CSU - Fragile Soils/Slopes 21-40 Percent

UT-S-VFO-117 BLM Stipulation NSO for NSO - River Corridors: Lower Green River

UT-S-VFO-119 BLM Stipulation NSO for NSO - Lower Green River Corridor

**UT-S-VFO-123** BLM Stipulation NSO for NSO - Riparian, Floodplains, and Public Water Reserves

UT-S-VFO-159 BLM Stipulation CSU for CSU - Visual Resources - VRM II

UT-S-VFO-218B BLM Stipulation CSU for CSU - White-Tailed Prairie Dog (Coyote Basin,

Snake John, Shiner Basin, Kennedy Wash, Myton Bench Proposed ACEC Areas.)

UT-S-VFO-231 BLM Stipulation CSU for CSU - Crucial Deer Winter Range

UT-S-VFO-261 BLM Stipulation TL for TL - Raptor Buffers

UT-S-VFO-278 BLM Stipulation CSU for CSU - Bald Eagle Winter Roost

**UT-S-VFO-326** BLM Stipulation NSO for NSO - Lower Green River Expansion Notices:

**T&E-03** BLM Lease Notice LN for Endangered Fish of the Upper Colorado River Drainage Basin (PFO, VFO)

**T&E-05** BLM Lease Notice LN for Listed Plant Species

**T&E-12** BLM Lease Notice LN for Pariette Cactus (sclerocactus brevispinus) and Uinta Basin Hookless Cactus [sclerocactus glaucus (brevispinus and welandicus)]

**T&E-31** BLM Lease Notice LN for Western Yellow-Billed Cuckoo

UT-LN-11 BLM Lease Notice LN for Crucial Elk Calving and Deer Fawning Habitat

UT-LN-13 BLM Lease Notice LN for Pronghorn Winter Habitat

UT-LN-44 BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-53 BLM Lease Notice LN for Riparian Areas

UT-LN-56 BLM Lease Notice LN for Drinking Water Source Protection Zone

**UT-LN-83** BLM Lease Notice LN for Site Rights-of-Way

**UT-LN-96** BLM Lease Notice LN for Air Quality Mitigation Measures

UT-LN-99 BLM Lease Notice LN for Regional Ozone Formation Controls

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-114 BLM Lease Notice LN for Viewshed, Light and Sound - Green River

UT-LN-128 BLM Lease Notice LN for Floodplain Management

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016396

#### UTU 095347

UT1220-046

NFLSS Parcel ID UT-2020-12-6898

UT, Moab Field Office, BLM, PD

T. 20 S., R. 23 E., SALT LAKE MER

Sec. 9 NENW.

**Grand County** 

40 Acres

Rental \$60.00

#### **Stipulations:**

WO-CRP BLM Stipulation for Cultural Resources Protection Stipulation

WO-ESA BLM Stipulation for Threatened and Endangered Species Act Stipulation

**UT-S-01** BLM Stipulation for Air Quality

**UT-S-MbFO-122** BLM Stipulation NSO for NSO - Floodplains, Riparian Areas, Springs and Public Water Resources

**UT-S-MbFO-183** BLM Stipulation NSO for NSO - Critical Habitat of the Endangered Colorado River Fishes

UT-S-MbFO-224 BLM Stipulation TL for TL - Pronghorn Fawning Grounds

UT-S-MbFO-272 BLM Stipulation CSU for CSU/TL - Burrowing Owl and Ferruginous Hawk Nesting

UT-S-MbFO-298 BLM Stipulation CSU for CSU - Kit Fox

#### Notices:

**T&E-23** BLM Lease Notice LN for Colorado River Endangered Fish

T&E-MLP-28 BLM Lease Notice LN for California Condor - Potential Habitat

T&E-32 BLM Lease Notice LN for Cisco Milkvetch

**UT-LN-101** BLM Lease Notice LN for Air Quality

UT-LN-102 BLM Lease Notice LN for Air Quality Analysis

UT-LN-107 BLM Lease Notice LN for Bald Eagle

UT-LN-156 BLM Lease Notice LN for Pollinators and Pollinator Habitat

UT-LN-25 BLM Lease Notice LN for White-Tailed and Gunnison Prairie Dog

**UT-LN-44** BLM Lease Notice LN for Raptors

UT-LN-45 BLM Lease Notice LN for Migratory Bird

UT-LN-49 BLM Lease Notice LN for Utah Sensitive Species

UT-LN-51 BLM Lease Notice LN for Special Status Plants: Not Federally Listed

UT-LN-52 BLM Lease Notice LN for Noxious Weeds

UT-LN-53 BLM Lease Notice LN for Riparian Areas

UT-LN-57 BLM Lease Notice LN for Public Water Reserve

UT-LN-87 BLM Lease Notice LN for Existing Unplugged Well

UT-LN-96 BLM Lease Notice LN for Air Quality Mitigation Measures

**UT-LN-99** BLM Lease Notice LN for Regional Ozone Formation Controls

WO-NTL BLM Lease Notice LN for Notice to Lessee

EOI #UT00016305

#### **Stipulations**

### BLM Stipulations

#### **WO-CRP-Cultural Resources Protection Stipulation**

This lease may be found to contain historic properties and/or resources protected under the National Historic Preservation Act (NHPA), American Indian Religious Freedom Act, Native American Graves Protection and Repatriation Act, E.O. 13007, or other statutes and executive orders. The BLM will not approve any ground disturbing activities that may affect any such properties or resources until it completes its obligations under applicable requirements of the NHPA and other authorities. The BLM may require modification to exploration or development proposals to protect such properties, or disapprove any activity that is likely to result in adverse effects that cannot be successfully avoided, minimized or mitigated.

#### WO-ESA-Threatened and Endangered Species Act Stipulation

The lease area may now or hereafter contain plants, animals, or their habitats determined to be threatened, endangered, or other special status species. BLM may recommend modifications to exploration and development proposals to further its conservation and management objective to avoid BLM-approved activity that will contribute to a need to list such a species or their habitat. BLM may require modifications to or disapprove proposed activity that is likely to result in jeopardy to the continued existence of a proposed or listed threatened or endangered species or result in the destruction or adverse modification of a designated or proposed critical habitat. BLM will not approve any ground disturbing activity that may affect any such species or critical habitat until it completes its obligations under applicable requirements of the Endangered Species Act as amended, 16 U.S.C. § 1531 et seq., including completion of any required procedure for conference or consultation.

#### UT-S-01-Air Quality

All new and replacement internal combustion gas field engines of less than or equal to 300 design-rated horsepower shall not emit more than 2 grams of NOx per horsepower-hour. Exception: This requirement does not apply to gas field engines of less than or equal to 40 design-rated horsepower.

Modification: None Waiver: None

AND

All new and replacement internal combustion gas field engines of greater than 300 design rated horsepower must not emit more than 1.0 gram of NOx per horsepower-hour.

Exception: None Modification: None Waiver: None

# BLM Stipulations CSU <u>UT-S-VFO-99-CSU - Fragile Soils/Slopes</u>

The surface operating standards for oil and gas exploration and development (Gold Book) shall be used as a guide for surface-disturbing proposals on steep slopes/hillsides.

Exception: None Modification: None Waiver: None

#### <u>UT-S-VFO-100-CSU - Fragile Soils/Slopes 21-40 Percent</u>

If surface-disturbing activities cannot be avoided on slopes from 21-40% a plan will be required. The plan will approved by BLM prior to construction and maintenance and include:

• An erosion control strategy;

• GIS modeling;

• Proper survey and design by a certified engineer.

Exception: None Modification: None Waiver: None

#### UT-S-CCDO-130-CSU - Water Bodies

No occupancy or other surface disturbance will be allowed within 400 feet of the water body.

Exception: None

Modification: This distance may be modified when specifically approved in writing by the

authorized officer of the BLM.

Waiver: None

#### UT-S-VFO-159-CSU - Visual Resources - VRM II

Within VRM II areas, surface-disturbing activities will retain the existing character of the landscape. The level of change to the landscape should be low. Management activities may be seen, but should not attract attention of the casual observer. Any change to the landscape must repeat the basic elements of form, line, color, and texture found in the predominant natural features of the characteristic landscape.

Exception: Exempted are recognized utility corridors.

Modification: None Waiver: None

# <u>UT-S-VFO-218B-CSU - White-Tailed Prairie Dog (Coyote Basin, Snake John, Shiner Basin, Kennedy Wash, Myton Bench Proposed ACEC Areas.)</u>

No surface-disturbing activities within 660 feet of prairie dog colonies identified within prairie dog habitat. No permanent above-ground facilities are allowed within the 660 feet buffer. Exception: An exception may be granted by the authorized officer if the applicant submits a plan that indicates that impacts of the proposed action can be adequately mitigated or, if due to the size of the town, there is no reasonable location to develop a lease and avoid colonies the authorized officer will allow for loss of prairie dog colonies and/or habitat to satisfy terms and conditions of the lease.

Modification: The authorized officer may modify the boundaries of the stipulation area if portions of the area does not include prairie dog habitat or active colonies are found outside current defined area, as determined by BLM.

Waiver: May be granted if in the leasehold if it is determined that habitat no longer exists or has been destroyed.

\*\*Can only use in the Coyote Basin, Snake John, Shiner Basin, Kennedy Wash, Myton Bench proposed ACEC areas.\*\*

#### <u>UT-S-VFO-231-CSU - Crucial Deer Winter Range</u>

Within crucial deer winter range, no more than 10% of such habitat will be subject to surface disturbance and remain un-reclaimed at any given time.

Exception: This stipulation may be excepted if either the resource values change or the lessee/operator demonstrates to BLMs satisfaction that impacts can be mitigated.

Modification: None Waiver: None

#### <u>UT-S-MbFO-272-CSU/TL - Burrowing Owl and Ferruginous Hawk Nesting</u>

No surface disturbances or occupancy will be conducted during the breeding and nesting season (March 1 to August 31 for burrowing owl and March 1 – August 1 for ferruginous hawk) within spatial buffers (0.25 mile for burrowing owl and 0.5 mile for ferruginous hawk) of known nesting sites

Exception: An exception would be granted if protocol surveys determine that nesting sites, breeding territories, and winter roosting areas are not occupied.

Modification: The authorized officer may modify the boundaries of the stipulation area if portions of the area do not include habitat or are outside the current defined area, as determined by the BLM.

Waiver: May be granted if it is determined the habitat no longer exists or has been destroyed.

#### UT-S-VFO-278-CSU - Bald Eagle Winter Roost

Protect and restore cottonwood bottoms for bald eagle winter habitat along the Green and White Rivers, at Pelican Lake, and at the Cliff Creek Bald Eagle roost site, as well as any new roost sites discovered in the future.

Exception: None Modification: None Waiver: None

#### UT-S-MbFO-298-CSU - Kit Fox

No surface disturbances within 200 meters of a kit fox den.

Exception: An exception could be granted if protocol surveys determine that kit fox dens are not present.

Modification: The authorized officer may modify the stipulation area if portions of the area do not contain habitat.

Waiver: A waiver may be granted if it is determined that the habitat no longer exists.

# BLM Stipulations NSO <u>UT-S-VFO-11-NSO - Pariette Wetlands ACEC</u>

No surface occupancy will be allowed within the Pariette Wetlands ACEC.

Exception: None Modification: None Waiver: None

#### <u>UT-S-VFO-22-NSO/CSU/TL - Lower Green River ACEC</u>

No surface disturbing activities for oil and gas leasing within the Lower Green River Corridor within line of sight or up to one-half mile from the centerline of the river, whichever is less and within approximately 8,079 acres. Approximately 71 acres will be open to leasing subject to moderate constraints such as timing limitations and controlled surface use.

Exception: An exception will be granted if the disturbance complemented recreational goals and objectives.

Modification: None Waiver: None

#### UT-S-VFO-96-NSO - Fragile Soils/Slopes Greater than 40 Percent

No surface occupancy for slopes greater than 40 percent.

Exception: If after an environment analysis the authorized officer determines that it would cause undue or unnecessary degradation to pursue other placement alternatives; surface occupancy in the NSO area may be authorized. Additionally a plan shall be submitted by the operator and approved by BLM prior to construction and maintenance and include:

- An erosion control strategy;
- GIS modeling;
- Proper survey and design by a certified engineer.

Modification: Modifications also may be granted if a more detailed analysis, i.e. Order I, soil survey conducted by a qualified soil scientist finds that surface disturbance activities could occur on slopes greater than 40% while adequately protecting the area from accelerated erosion.

Waiver: None

#### UT-S-VFO-117-NSO - River Corridors: Lower Green River

Between the Indian trust land boundary at Ouray and the Carbon County line, surface disturbing activities within the Lower Green River Corridor and Lower Green River Expansion will be subject to NSO within line of sight or up to one-half mile from the centerline of the river, whichever is less.

Exception: Future facilities will be placed within the existing ROW corridor near the Four Mile Bottom area where an existing pipeline crosses the Green River.

Modification: None Waiver: None

#### UT-S-VFO-119-NSO - Lower Green River Corridor

No surface occupancy within a minimum of ¼ mile from the high water mark on both banks up to ½ mile from the Ouray boundary to Carbon County line.

Exception: Future facilities will be placed within the existing ROW corridor near the Four Mile Bottom area where an existing pipeline crosses the Green River.

Modification: None Waiver: None

#### UT-S-MbFO-122-NSO - Floodplains, Riparian Areas, Springs and Public Water Resources

No surface-disturbing activities within 100 year floodplains or within 100 meters of riparian areas. Also, no surface-disturbing activities within public water reserves or within 100 meters of

Exception: An exception could be authorized if: (a) there are no practical alternatives, (b) impacts could be fully mitigated, or (c) the action is designed to benefit and enhance the resource values.

Modification: None

Waiver: None

# UT-S-VFO-123-NSO - Riparian, Floodplains, and Public Water Reserves

No new surface-disturbing activities are allowed within active flood plains, wetlands, public water reserves, or 100 meters of riparian areas. Keep construction of new stream crossings to a minimum.

Exception: An exception could be authorized if: (a) there are no practical alternatives (b) impacts could be fully mitigated, or (c) the action is designed to enhance the riparian resources.

Modification: None

Waiver: None

# <u>UT-S-MbFO-183-NSO - Critical Habitat of the End</u>angered Colorado River Fishes

No surface-disturbing allowed within the 100-year floodplain of the Colorado River, Green River, and at the Dolores/Colorado River confluence or on lands within this watershed that contains tributaries with designated critical habitat for the Colorado River fish (bonytail, humpback chub, Colorado pike minnow, and razorback sucker) listed as endangered under the Endangered Species Act will be allowed. Critical habitat was designated for the four endangered Colorado River fishes on March 21, 1994 (59 FR 13374-13400). Designated critical habitat for all the endangered fishes includes those portions of the 100-year floodplain that contain primary constituent elements necessary for survival of the species. Avoidance or use restrictions may be placed on portions of the lease. The following avoidance and minimization measures have been designed to ensure activities carried out on the lease are in compliance with the Endangered Species Act. Integration, of and adherence to these measures will facilitate review and analysis of any submitted permits under the authority of this lease. Following these measures could reduce the scope of Endangered Species Act, Section 7 consultation at the permit stage. Current avoidance and minimization measures include the following:

- 1. Surveys will be required prior to operations unless species occupancy and distribution information is complete and available. All Surveys must be conducted by qualified individual(s).
- 2. Lease activities will require monitoring throughout the duration of the project. To ensure desired results are being achieved, minimization measures will be evaluated and, if necessary, Section 7 consultation reinitiated.
- 3. Water production will be managed to ensure maintenance or enhancement of riparian habitat.
- 4. Avoid loss or disturbance of riparian habitats.
- 5. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in suitable riparian habitat. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.
- 6. Conduct watershed analysis for leases in designated critical habitat and overlapping major tributaries in order to determine toxicity risk from permanent facilities.
- 7. Implement the Utah Oil and Gas Pipeline Crossing Guidance (from BLM National Science and Technology Center).
- 8. Drilling will not occur within 100-year floodplains of rivers or tributaries to rivers that contain listed fish species or critical habitat.
- 9. In areas adjacent to 100-year floodplains, particularly in systems prone to flash floods, analyze the risk for flash floods to impact facilities, and use closed loop drilling, and pipeline burial or suspension according to the Utah Oil and Gas Pipeline Crossing Guidance, to minimize the potential for equipment damage and resulting leaks or spills.

Water depletions from any portion of the Upper Colorado River drainage basin above Lake Powell are considered to adversely affect or adversely modify the critical habitat of the four resident endangered fish species, and must be evaluated with regard to the criteria described in the Upper Colorado River Endangered Fish Recovery Program. Formal consultation with USFWS is required for all depletions. All depletion amounts must be reported to BLM. Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the USFWS between the lease sale stage and lease development stage to ensure continued compliance with the ESA.

Exception: An exception may be granted by the authorized officer if: 1) There is no practical alternative, and 2) the development would enhance riparian/aquatic values. This exception would require consultation with the USFWS. The authorized officer may also grant an exception if an environmental analysis indicates that the nature or the conduct of the actions, as proposed or conditioned, would not impair the primary constituent element determined necessary for the survival and recovery of the Endangered Colorado River Fishes.

Modification: The authorized officer may modify the boundaries of the stipulation area if an environmental analysis indicates, and USFWS (through applicable provisions of the ESA) determines a portion of the area is not being used as Critical Habitat.

Waiver: A waiver may be granted if the Endangered Colorado River Fishes are de-listed and the Critical Habitat is determined by USFWS as not necessary for the survival and recovery of the Endangered Colorado River Fishes.

## UT-S-VFO-326-NSO - Lower Green River Expansion

No Surface Occupancy will be allowed within line of sight or up to one-half mile from the centerline of the river, whichever is less.

Exception: An exception will be granted if the disturbance complemented recreational goals and objectives.

Modification: None Waiver: None

# BLM Stipulation TL UT-S-VFO-261-TL - Raptor Buffers

Raptor management will be guided by the use of "Best Management Practices for Raptors and Their Associated Habitats in Utah" (Utah BLM, 2006, Appendix A), utilizing seasonal and spatial buffers, as well as mitigation, to maintain and enhance raptor nesting and foraging habitat, while allowing other resource uses.

Exception: None

Modification: Criteria that would need to be met, prior to implementing modifications to the spatial and seasonal buffers in the "Raptor BMPs", would include the following:

- 1. Completion of a site-specific assessment by a wildlife biologist or other qualified individual. See example (Attachment 1 of the Raptor BMPs in Appendix A)
- 2. Written documentation by the BLM Field Office Wildlife Biologist, identifying the proposed modification and affirming that implementation of the proposed modification(s) would not affect nest success or the suitability of the site for future nesting. Modification of the "BMPs" would not be recommended if it is determined that adverse impacts to nesting raptors would occur or that the suitability of the site for future nesting would be compromised.

3. Development of a monitoring and mitigation strategy by a BLM biologist, or other raptor biologist. Impacts of authorized activities would be documented to determine if the modifications were implemented as described in the environmental documentation or Conditions of Approval, and were adequate to protect the nest site. Should adverse impacts be identified during monitoring of an activity, BLM would follow an appropriate course of action, which may include cessation or modification of activities that would avoid, minimize or mitigate the impact, or, with the approval of UDWR and the USFWS, BLM could allow the activity to continue while requiring monitoring to determine the full impact of the activity on the affected raptor nest. A monitoring report would be completed and forwarded to UDWR for incorporation into the Natural Heritage Program (NHP) raptor database.

Waiver: None

# <u>UT-S-CCFO-FFO-263-TL - Crucial Raptor Nesting Area</u>

In order to protect the crucial Raptor Nesting Area, exploration, drilling, and other development activity will not be allowed during the period from February 15 through June 30. This stipulation does not apply to maintenance and operation of producing wells.

Exception: Exceptions to this stipulation in any year may be specifically authorized in writing by the authorized officer of the BLM if it can be shown that the activity would not impact any active raptor nests.

Modification: None Waiver: None

#### **Lease Notices**

# BLM Threatened & Endangered Species Lease Notices <u>T&E-03-Endangered Fish of the Upper Colorado River Drainage Basin</u>

The Lessee/Operator is given notice that the lands in this parcel contain Critical Habitat for the Colorado River fish (bonytail, humpback chub, Colorado pike minnow, and razorback sucker) listed as endangered under the Endangered Species Act, or these parcels have watersheds that are tributary to designated habitat. Critical habitat was designated for the four endangered Colorado River fishes on March 21, 1994(59 FR 13374-13400). Designated critical habitat for all the endangered fishes includes those portions of the 100-year floodplain that contain primary constituent elements necessary for survival of the species. Avoidance or use restrictions may be placed on portions of the lease. The following avoidance and minimization measures have been designed to ensure activities carried out on the lease are in compliance with the Endangered Species Act. Integration of and adherence to these measures will facilitate review and analysis of any submitted permits under the authority of this lease. Following these measures could reduce the scope of Endangered Species Act, Section 7 consultation at the permit stage. Current avoidance and minimization measures include the following:

- 1. Surveys will be required prior to operations unless species occupancy and distribution information is complete and available. All surveys must be conducted by qualified individual(s).
- 2. Lease activities will require monitoring throughout the duration of the project. To ensure desired results are being achieved, minimization measures will be evaluated and, if necessary, Section 7 consultation reinitiated.
- 3. Water production will be managed to ensure maintenance or enhancement of riparian habitat.
- 4. Avoid loss or disturbance of riparian habitats.
- 5. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in suitable riparian habitat. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.
- 6. Conduct watershed analysis for leases in designated critical habitat and overlapping major tributaries in order to determine toxicity risk from permanent facilities.
- 7. Implement Appendix B (Hydrologic Considerations for Pipeline Crossing Stream Channels, Technical Note 423).
- 8. Drilling will not occur within 100 year floodplains of rivers or tributaries to rivers that contain listed fish species or critical habitat.
- 9. In areas adjacent to 100-year flood plains, particularly in systems prone to flash floods, analyze the risk for flash floods to impact facilities, and use closed loop drilling, and pipeline burial or suspension according to Appendix B (Hydrologic Considerations for Pipeline Crossing Stream Channels, Technical Note 423, to minimize the potential for equipment damage and resulting leaks or spills.

Water depletion from any portion of the Upper Colorado River drainage basin above Lake Powell are considered to adversely affect or adversely modify the critical habitat of the four resident endangered fish species, and must be evaluated with regard to the criteria described in the Upper Colorado River Endangered Fish Recovery Program. Formal consultation with USFWS is required for all depletion. All depletion amounts must be reported to BLM.

Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the U.S. Fish and Wildlife Service between the lease sale stage and lease development stage to ensure continued compliance with the ESA.

#### T&E-05-Listed Plant Species

The Lessee/Operator is given notice that the lands in this parcel contain suitable habitat for federally listed plant species under the Endangered Species Act. The following avoidance and minimization measures have been developed to facilitate review and analysis of any submitted permits under the authority of this lease

- 1. Site inventories:
  - a. Must be conducted to determine habitat suitability,
  - b. Are required in known or potential habitat for all areas proposed for surface disturbance prior to initiation of project activities, at a time when the plant can be detected, and during appropriate flowering periods,
  - c. Documentation should include, but not be limited to individual plant locations and suitable habitat distributions, and
  - d. All surveys must be conducted by qualified individuals.
- 2. Lease activities will require monitoring throughout the duration of the project. To ensure desired results are being achieved, minimization measures will be evaluated and, if necessary, Section 7 consultation reinitiated.
- 3. Project activities must be designed to avoid direct disturbance to populations and to individual plants:
  - a. Designs will avoid concentrating water flows or sediments into plant occupied habitat.
  - b. Construction will occur down slope of plants and populations where feasible; if well pads and roads must be sited upslope, buffers of 300 feet minimum between surface disturbances and plants and populations will be incorporated.
  - c. Where populations occur within 300 ft. of well pads, establish a buffer or fence the individuals or groups of individuals during and post-construction.
  - d. Areas for avoidance will be visually identifiable in the field, e.g., flagging, temporary fencing, rebar, etc.
  - e. For surface pipelines, use a 10 foot buffer from any plant locations:
  - f. If on a slope, use stabilizing construction techniques to ensure the pipelines don't move towards the population.
- 4. For riparian/wetland-associated species, e.g. Ute ladies-tresses, avoid loss or disturbance of riparian habitats.
- 5. Ensure that water extraction or disposal practices do not result in change of hydrologic regime.
- 6. Limit disturbances to and within suitable habitat by staying on designated routes.
- 7. Limit new access routes created by the project.
- 8. Place signing to limit ATV travel in sensitive areas.
- 9. Implement dust abatement practices near occupied plant habitat.
- 10. All disturbed areas will be re-vegetated with native species comprised of species indigenous to the area.
- 11. Post construction monitoring for invasive species will be required.
- 12. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in plant habitat. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.

13. Lease activities will require monitoring throughout the duration of the project. To ensure desired results are being achieved, minimization measures will be evaluated and, if necessary, Section 7 consultation reinitiated.

Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the U.S. Fish and Wildlife Service between the lease sale stage and lease development stage to ensure continued compliance with the Endangered Species Act.

## T&E-09-Utah Prairie Dog

The lessee/operator is given notice that lands in this lease may contain historic and/or occupied Utah prairie dog habitat, a threatened species under the Endangered Species Act. Avoidance or use restrictions may be placed on portions of the lease. Application of appropriate measures will depend whether the action is temporary or permanent, and whether it occurs when prairie dogs are active or hibernating. A temporary action is completed prior to the following active season leaving no permanent structures and resulting in no permanent habitat loss. A permanent action continues for more than one activity/hibernation season and/or causes a loss of Utah prairie dog habitat or displaces prairie dogs through disturbances, i.e. creation of a permanent structure. The following avoidance and minimization measures have been designed to ensure activities carried out on the lease are in compliance with the Endangered Species Act. Integration of, and adherence to these measures will facilitate review and analysis of any submitted permits under the authority of this lease. Following these measures could reduce the scope of Endangered Species Act, Section 7 consultation at the permit stage. Current avoidance and minimization measures include the following:

- 1. Surveys will be required prior to operations unless species occupancy and distribution information is complete and available. All Surveys must be conducted by qualified individual(s).
- 2. Lease activities will require monitoring throughout the duration of the project. To ensure desired results are being achieved, minimization measures will be evaluated and, if necessary, Section 7 consultation reinitiated.
- 3. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in prairie dog habitat.
- 4. Surface occupancy or other surface disturbing activity will be avoided within 0.5 mile of active prairie dog colonies.
- 5. Permanent surface disturbance or facilities will be avoided within 0.5 mile of potentially suitable, unoccupied prairie dog habitat, identified and mapped by Utah Division of Wildlife Resources since 1976.
- 6. The lessee/operator should consider if fencing infrastructure on well pad, e.g., drill pads, tank batteries, and compressors, would be needed to protect equipment from burrowing activities. In addition, the operator should consider if future surface disturbing activities would be required at the site.
- 7. Within occupied habitat, set a 25 mph speed limit on operator-created and maintained roads.
- 8. Limit disturbances to and within suitable habitat by staying on designated routes.
- 9. Limit new access routes created by the project.

Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the U. S. Fish and Wildlife Service between the lease sale stage and lease development stage to ensure continued compliance with the ESA.

# <u>T&E-12-Pariette Cactus (sclerocactus brevispinus) and Uinta Basin Hookless Cactus [sclerocactus glaucus (brevispinus and welandicus)]</u>

The Lessee/Operator is given notice that the lands in this parcel contain suitable habitat for the Pariette cactus and Uinta Basin hookless cactus, under the Endangered Species Act (ESA). The following avoidance and minimization measures have been developed to facilitate review and analysis of any submitted permits under the authority of this lease.

In order to minimize effects to the federally threatened Pariette cactus and Uinta Basin hookless cactus, the BLM in coordination with the USFWS, developed the following avoidance and minimization measures. Integration of and adherence to these measures will help ensure the activities carried out during oil and gas development (including but not limited to drilling, production, and maintenance) are in compliance with the ESA. For the purposes of this document, the following terms are so defined: Potential habitat is defined as areas which satisfy the broad criteria of the species habitat description; usually determined by preliminary, in-house assessment. Suitable habitat is defined as areas which contain or exhibit the specific components or constituents necessary for plant persistence; determined by field inspection and/or surveys; may or may not contain Uinta Basin hookless cactus. Habitat descriptions can be found in the U.S. Fish and Wildlife Service's 1990 Recovery Plan and Federal Register Notices for the Uinta Basin hookless cactus (http://www.fws.gov/endangered/wildlife.html). Occupied habitat is defined as areas currently or historically known to support Uinta Basin hookless cactus; synonymous with "known habitat." The following avoidance and minimization measures should be included in the Plan of Development:

- 1. Pre-project habitat assessments will be completed across 100% of the project disturbance area within potential habitat prior to any ground disturbing activities to determine if suitable Pariette cactus and Uinta Basin hookless cactus habitat is present.
- 2. Within suitable habitat, site inventories will be conducted to determine occupancy. Inventories:
  - a. Must be conducted by qualified individual(s) and according to BLM and Service accepted survey protocols,
  - b. Will be conducted in suitable and occupied habitat for all areas proposed for surface disturbance prior to initiation of project activities and within the same growing season, at a time when the plant can be detected, and during appropriate flowering periods:
    - i. Sclerocactus brevispinus surveys should be conducted March 15th to June 30th, unless extended by the BLM
    - ii. Sclerocactus wetlandicus surveys can be done any time of the year, provided there is no snow cover,
  - c. Will occur within 300' from the edge of the proposed right-of-way for surface pipelines or roads; and within 300' from the perimeter of disturbance for the proposed well pad including the well pad,
  - d. Will include, but not be limited to, plant species lists and habitat characteristics, and
  - e. Will be valid until March 15th the following year for Sclerocactus brevispinus and one year from the survey date for Sclerocactus wetlandicus.
- 3. Design project infrastructure to minimize impacts within suitable habitat2:
  - a. Reduce well pad size to the minimum needed, without compromising safety,
  - b. Limit new access routes created by the project,
  - c. Roads and utilities should share common rights-of-way where possible,
  - d. Reduce width of rights-of-way and minimize the depth of excavation needed for the road bed; where feasible, use the natural ground surface for the road within habitat,

- e. Place signing to limit off-road travel in sensitive areas,
- f. Stay on designated routes and other cleared/approved areas, and
- g. All disturbed areas will be re-vegetated with native species comprised of species indigenous to the area and non-native species that are not likely to invade other areas.
- 4. Within occupied habitat3, project infrastructure will be designed to avoid direct disturbance and minimize indirect impacts to populations and to individual plants:
  - a. Follow the above (3.) recommendations for project design within suitable habitats,
  - b. Buffers of 300 feet minimum between the edge of the right of way (roads and surface pipelines) or surface disturbance (well pads) and plants and populations will be incorporated,
  - c. Surface pipelines will be laid such that a 300 foot buffer exists between the edge of the right of way and the plants, use stabilizing and anchoring techniques when the pipeline crosses the habitat to ensure the pipelines don't move towards the population,
  - d. Before and during construction, areas for avoidance should be visually identifiable in the field (e.g., flagging, temporary fencing, rebar, etc.),
  - e. Where technically and economically feasible, use directional drilling or multiple wells from the same pad,
  - f. Designs will avoid concentrating water flows or sediments into occupied habitat,
  - g. Place produced oil, water, or condensate tanks in centralized locations, away from occupied habitat, and
  - h. Minimize the disturbed area of producing well locations through interim and final reclamation. Reclaim well pads following drilling to the smallest area possible.
- 5. Occupied Pariette cactus and Uinta Basin hookless cactus habitats within 300' of the edge of the surface pipelines' rights-of-way, 300' of the edge of the roads' rights-of-way, and 100' from the edge of the well pad shall be monitored for a period of three years after ground disturbing activities. Monitoring will include annual plant surveys to determine plant and habitat impacts relative to project facilities. Annual reports shall be provided to the BLM and the USFWS. To ensure desired results are being achieved, minimization measures will be evaluated and may be changed after a thorough review of the monitoring results and annual reports during annual meetings between the BLM and the USFWS.
- 6. Re-initiation of Section 7 consultation with the USFWS will be sought immediately if any loss of plants or occupied habitat for the Pariette cactus and Uinta Basin hookless cactus is anticipated as a result of project activities.
- 7. The lessee will observe the management and conservation measures developed for the Level 1 and 2 Core Conservation Areas that have been identified by the USFWS. These conservation measures include disturbance caps (no further disturbance in Core 1 Areas and a 5% disturbance cap in Core 2 Areas).

Additional site-specific measures may also be employed to avoid or minimize effects to the species. These additional measures will be developed and implemented in consultation with the USFWS to ensure continued compliance with the ESA.

#### T&E-23-Colorado River Endangered Fish

The lessee/operator is given notice in order to minimize effects to critical habitats of endangered fish in the Colorado and Green Rivers, surface-disturbing activities within the 100-year floodplain of the Colorado River,

Green River, and all associated back waters would not be allowed. Other avoidance and minimization measures include:

- Surveys would be required prior to operations unless species occupancy and distribution information is complete and available. All surveys must be conducted by qualified individuals. Lease activities would require monitoring throughout the duration of the project.
- To ensure desired results are being achieved, minimization measures would be evaluated and, if necessary, Section 7 consultation reinitiated.
- Water production would be managed to ensure maintenance or enhancement of riparian habitat.
- Avoid loss or disturbance of riparian habitats.
- Conduct watershed analysis for leases in designated critical habitat and overlapping major tributaries in order to determine toxicity risk from permanent facilities.
- Implement the Utah Oil and Gas Pipeline Crossing Guidance. In areas adjacent to 100-year floodplains, particularly in systems prone to flash floods, analyze the risk for flash floods to impact facilities, and use closed loop drilling, and pipeline burial or suspension according to the Utah Oil and Gas Pipeline Crossing Guidance to minimize the potential for equipment damage and resulting leaks or spills.
- Water depletions from any portions of the Upper Colorado River drainage basin are considered to adversely affected and adversely modify the critical habitat of the endangered fish species (bonytail, Colorado pikeminnow, humpback chub, and razorback sucker). Section 7 consultation would be completed with the U.S. Fish and Wildlife Service (USFWS) prior to any such water depletions.
- Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the USFWS between the lease sale stage and lease development stage to ensure continued compliance with the ESA.

U.S. Fish and Wildlife Service (Service) Measures to Minimize Effects of Surface Water Pumping to Endangered Colorado River Fish

Issue: Endangered larval fish are very small (<0.5 inches total length) and incapable of directed swimming from the time of hatching through the first 2-4 weeks of their life. Depending on the water year, larval fish may be present in the Green, Colorado, Gunnison, and Yampa Rivers from as early as April 1 to as late as August 31 (earlier in dry years; later in wet years). Young of the year endangered fish are the most susceptible to entrainment.

Goal: Minimize entrainment of Federally listed species into pumps. Measures:

- 1. The best method to avoid entrainment is to pump from an off-channel location one that does not connect to the river during high spring flows. An infiltration gallery constructed in a Service approved location is best.
- 2. If the pump head is located in the river channel the following stipulations apply:
  - a. Do not situate the pump in a low-flow or no-flow area, as these habitats tend to concentrate larval fishes.
  - b. Limit the amount of pumping, to the greatest extent possible, during that period of the year when larval fish may be present (see above).
  - c. Limit the amount of pumping, to the greatest extent possible, during the midnight hours (10 pm to 2 am), as larval drift studies indicate that this is a period of greatest daily activity. Dusk and the afternoon are the preferred pumping times, as larval drift abundance is lowest during this time.
- 3. Screen all pump intakes with 3/32" mesh material.
- 4. Approach velocities for intake structures should follow the National Marine Fisheries Service's document "Fish Screening Criteria for Anadromous Salmonids." For projects with

- an in-stream intake that operate in stream reaches where larval fish may be present, the approach velocity should not exceed 0.33 feet per second (ft/s).
- Report any fish impinged on the intake screen or entrained into irrigation canals to the Service (801-975-3330) or the Utah Division of Wildlife Resources: Northeastern Region 152 East 100 North, Vernal, UT 84078 Phone: 435-781-9453 Southeastern Region 475 West Price River Drive, Suite C, Price, UT 84501 Phone: 435-636-0260.

#### <u>T&E-MLP-26-Southwestern Willow Flycatcher Habitat - Riparian Areas</u>

The lessee/operator is given notice that the lands in this parcel contains riparian habitat within the range for southwestern willow flycatcher. In order to protect southwestern willow flycatcher habitat and avoid negative impacts to the species, actions would be avoided or restricted that may cause stress and disturbance during nesting and rearing of their young. Appropriate measures would depend on whether the action is temporary or permanent, and whether it occurs within or outside the nesting season. A temporary action is completed prior to the following breeding season leaving no permanent structures and resulting in no permanent habitat loss. A permanent action continues for more than one breeding season and/or causes a loss of habitat or displaces flycatchers through disturbances, i.e., creation of a permanent structure. Current avoidance and minimization measures include the following:

- 1. Surveys would be required prior to operations unless species occupancy and distribution information is complete and available. All surveys must be conducted by qualified individual(s) and be conducted according to protocol.
- 2. Activities would require monitoring throughout the duration of the project. To ensure desired results are being achieved, minimization measures would be evaluated and, if necessary, Section 7 consultation reinitiated.
- 3. Water production would be managed to ensure maintenance or enhancement of riparian habitat
- 4. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in suitable riparian habitat. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.
- 5. Activities would maintain a 330 feet buffer from suitable riparian habitat year long.
- 6. Activities within 0.25-mile of occupied breeding habitat would not occur during the breeding season of April 15 to August 15.
- 7. Noise emissions within 0.25-miles of suitable habitat for the southwestern willow flycatcher will not exceed baseline conditions during the breeding season of April 15 to August 15.
- 8. Ensure that water extraction or disposal practices do not result in change of hydrologic regime that would result in loss or degradation of riparian habitat.
- 9. Re-vegetate with native species all areas of surface disturbance within riparian areas and/or adjacent land.
- 10. Avoid loss or disturbance of riparian habitats.

Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the USFWS between the lease sale stage and lease development stage to ensure continued compliance with the ESA.

#### T&E-MLP-27-Yellow-Billed Cuckoo

The lessee/operator is given notice that the lands in or adjacent to this parcel contain potentially suitable habitat that falls within the range for western yellow-billed cuckoo, a Federally listed

species. Avoidance or use restrictions may be placed on portions of the lease. Application of appropriate measures will depend whether the action is temporary or permanent, and whether it occurs within or outside the breeding and nesting season. A temporary action is completed prior to the following breeding season, leaving no permanent structures and resulting in no permanent habitat loss. A permanent action could continue for more than one breeding season and/or cause a loss of habitat or displace western yellow-billed cuckoos through disturbances. The following avoidance and minimization measures have been designed to ensure activities carried out on the lease are in compliance with the Endangered Species Act (ESA). Integration of and adherence to these measures will facilitate review and analysis of any submitted permits under the authority of this lease. Following these measures could reduce the scope of ESA, Section 7 consultation at the permit stage. Avoidance and minimization measures include the following:

- 1. Habitat suitability within the parcel and/or within a 0.5-mile buffer of the parcel will be identified prior to lease development to identify potential survey needs. Habitat suitability should be determined in accordance with Guidelines for the identification of suitable habitat for WYBCU in Utah.
- 2. Protocol Breeding Season Surveys will be required in suitable habitats prior to operations unless species occupancy and distribution information is complete and available. All Surveys must be conducted by permitted individual(s), and be conducted according to protocol.
- 3. For all temporary actions that may impact cuckoo or suitable habitat:
  - a. If action occurs entirely outside of the cuckoo breeding season (June 1 to August 31), and leaves no structure or habitat disturbance, action can proceed without a presence/absence survey.
  - b. If action is proposed between June 1 to August 31, presence/absence surveys for cuckoo will be conducted prior to commencing activity. If cuckoo are detected, activity should be delayed until September 1.
  - c. Eliminate access roads created by the project through such means as raking out scars, revegetation, gating access points, etc.
- 4. For all permanent actions that may impact cuckoo or suitable habitat:
  - a. Protocol level surveys by permitted individuals will be conducted prior to commencing activities.
  - b. If cuckoos are detected, no activity will occur within 0.25-mile of occupied habitat.
  - c. Avoid drilling and permanent structures within 0.25-mile of suitable habitat unless absence is determined according to protocol level survey conducted by permitted individual(s).
  - d. Ensure noise levels at 0.25-mile from suitable habitat do not exceed baseline conditions. Placement of permanent noise-generating facilities should be determined by a noise analysis to ensure noise does not encroach upon the 0.25-mile buffer for suitable habitat.
- 5. Temporary or permanent actions will require monitoring throughout the duration of the project to ensure that western yellow-billed cuckoo or its habitat is not affected in a manner or to an extent not previously considered. Avoidance and minimization measures will be evaluated throughout the duration of the project.
- 6. Water produced as by-product of drilling or pumping will be managed to ensure maintenance or enhancement of riparian habitat.
- 7. Where technically or economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling is suitable habitat. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.

- 8. Ensure that water extraction or disposal practices do not result in a change of hydrologic regime that would result in loss or degradation of riparian habitat
- 9. Re-vegetate with native species all areas of surface disturbance within riparian areas and/or adjacent uplands.

Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the U.S. Fish and Wildlife Service between the lease sale stage and lease development stage to ensure continued compliance with the ESA.

# <u>T&E-MLP-28-California Condor - Potential Habitat</u>

The lessee/operator is given notice that the lands located in this parcel contain potential habitat for the California condor. Avoidance or use restrictions may be placed on portions on areas known or suspected to be used by condors. Application of appropriate measures would depend on whether the action is temporary or permanent, and whether it occurs within or outside potential habitat. A temporary action is completed prior to the following important season of use, leaving for habitat functionality. A permanent action continues for more than one season of habitat use, and/or causes a loss of condor habitat function or displaces condors through continued disturbance (i.e., creation of a permanent structure requiring repetitious maintenance or emits disruptive levels of noise).

Current avoidance and minimization measures include the following:

- 1. The Peregrine Fund will be contacted early and throughout project design and implementation to determine and monitor the locations and status of California condors in or near the project area.
- 2. Surveys would be required prior to operations in suitable habitat, unless species occupancy and distribution information is complete and available. All Surveys must be conducted by qualified individual(s) approved by the BLM and must be conducted according to approved protocols.
- 3. All workers will be informed about potential condor presence.
- 4. If condors are present within the project area the Peregrine Fund will be contacted. If there is any potential that the project will affect condors the USFWS will be contacted immediately.
- 5. The project area will be kept clean (e.g., trash disposed of, tools and materials picked up) in order to minimize the possibility of condors accessing inappropriate materials.
- 6. To prevent water contamination and potential condor poisoning, a hazardous material (including vehicle fluids) leakage and spill plan will be developed and implemented. The plan will include provisions for immediate clean-up of any hazardous substance, and will outline how each hazardous substance will be treated in case of leakage or spill. The plan will be reviewed by the district biologist to insure that condors are adequately addressed.
- 7. If surveys result in positive identification of condor use, all lease activities would require monitoring throughout the duration of the project to ensure desired results of applied mitigation and protection. Minimization measures would be evaluated during development and, if necessary, Section 7 consultation may be reinitiated.
- 8. Temporary activities within 1.0-mile of nest sites would not occur during the breeding season.
- 9. Temporary activities within 0.5-miles of established roosting sites or areas would not occur during the season of use, which is from August 1 to November 30; unless the area has been surveyed according to protocols consulted on with USFWS and determined to be unoccupied.

- 10. No permanent infrastructure would be placed within 1.0-mile of nest sites.
- 11. No permanent infrastructure would be placed within 0.5-miles of established roosting sites or areas.
- 12. Remove big game carrion to 100 feet from on lease roadways occurring within foraging range.
- 13. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in suitable habitat Utilize directional drilling to avoid direct impacts to large cottonwood gallery riparian habitats. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.
- 14. Re-initiation of Section 7 consultation with the USFWS would be sought immediately if mortality or disturbance to California condors is anticipated as a result of project activities. Additional site-specific measures may also be employed to avoid or minimize effects to the species. These additional measures would be developed and implemented in consultation with the USFWS to ensure continued compliance with the ESA.

Additional measures may also be employed to avoid or minimize effects to the species between the lease sale and lease development stages. These additional measures would be developed and implemented in consultation with the USFWS to ensure continued compliance with the ESA.

# T&E-31-Western Yellow-Billed Cuckoo

The Lessee/Operator is given notice that the lands in or adjacent to this parcel contain potentially suitable habitat that falls within the range for western yellow-billed cuckoo, a federally listed species. Avoidance or use restrictions may be placed on portions of the lease. Application of appropriate measures will depend upon whether the action is temporary or permanent, and whether it occurs within or outside the breeding and nesting season. A temporary action is completed prior to the following breeding season leaving no permanent structures and resulting in no permanent habitat loss. A permanent action could continue for more than one breeding season and/or cause a loss of habitat or displace western yellow-billed cuckoos through disturbances. The following avoidance and minimization measures have been designed to ensure activities carried out on the lease are in compliance with the Endangered Species Act. Integration of, and adherence to, these measures will facilitate review and analysis of any submitted permits under the authority of this lease. Following these measures could reduce the scope of Endangered Species Act, Section 7 consultation at the permit stage. Avoidance and minimization measures include the following:

- 1. Habitat suitability within, and within a 0.5-mile buffer, of the proposed project analysis area will be identified prior to lease development to identify potential survey needs.
- 2. If suitable or proposed critical habitat is present, protocol Breeding Season Surveys will be required within, and within 0.5-mile buffer, of the proposed project analysis area prior to operations unless species occupancy and distribution information is complete and available. All Surveys must be conducted by permitted individual(s), and be conducted according to protocol.
- 3. For all temporary actions that may impact cuckoo or suitable habitat:
  - a. If action occurs entirely outside of the cuckoo breeding season (June 1 Aug 31), and leaves no structure or habitat disturbance, action can proceed without a presence/absence survey.
  - b. If action is proposed between June 1 and August 31, presence/absence surveys for cuckoo will be conducted prior to commencing activity. If cuckoo are detected, activity should be delayed until September 1. The cuckoo survey protocol requires four surveys across the

- breeding season to conclude absence, thus the survey cannot conclude absence of cuckoos until mid-August.
- c. Eliminate access routes created by the project through such means as raking out scars, revegetation, gating access points, etc.
- 4. For all permanent actions that may impact cuckoo or suitable habitat:
  - a. Habitat suitability within and within a 0.5-mile buffer of the proposed project analysis area will be identified prior to lease development to identify potential survey needs.
  - b. Protocol level surveys by permitted individuals will be conducted within, or within a 0.5-mile buffer, of the proposed project analysis area prior to commencing activities.
  - c. Avoid drilling and permanent structures within 0.5 miles of suitable or proposed critical habitat unless absence is determined according to protocol level surveys conducted by permitted individual(s).
  - d. During construction and operation phases of the project, ensure noise levels at the edge of suitable habitat do not exceed baseline conditions. Placement of permanent noise-generating facilities should be determined by a noise analysis.
- 5. Temporary or permanent actions will require monitoring throughout the duration of the project to ensure that western yellow-billed cuckoo or its habitat is not affected in a manner or to an extent not previous considered. Avoidance and minimization measures will be evaluated throughout the duration of the project.
- 6. Water produced as a by-product of drilling or pumping will be managed to ensure maintenance or enhancement of riparian habitat.
- 7. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in suitable habitat. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.
- 8. Ensure that water extraction or disposal practices do not result in change of hydrologic regime that would result in loss or degradation of riparian habitat.
- 9. Re-vegetate with native species, where possible, all areas of surface disturbance within riparian areas and/or adjacent uplands.

Additional measures to avoid or minimize effects to the species may be developed and implemented in consultation with the U.S. Fish and Wildlife Service between the lease sale stage and lease development stage to ensure continued compliance with the ESA.

#### T&E-32-Cisco Milkvetch

The lessee/operator is given notice that the lands located in this parcel contain potential habitat for Cisco milkvetch (Astragalus sabulosus). The U.S. Fish and Wildlife Service (Service) was petitioned to list Cisco milkvetch under the Endangered Species Act (ESA) and the species' status is currently under review. Cisco milkvetch is currently a Bureau of Land Management (BLM) sensitive plant species.

In order to minimize effects to the Cisco milkvetch, the BLM, in coordination with the Service has developed the following avoidance and minimization measures. Implementation of these measures will help ensure the activities carried out during oil and gas development (including but not limited to drilling, production, and maintenance operations) avoids or minimizes impacts to the species.

For the purposes of this document, the following terms are so defined: Potential habitat is defined as areas which satisfy the broad criteria of the species habitat description; usually determined by preliminary, in-house assessment. Suitable habitat is defined as areas which contain or exhibit the specific components or constituents necessary for plant persistence; determined by field

inspection and/or surveys; may or may not contain Cisco milkvetch; habitat descriptions can be found in NatureServe links at http://explorer.natureserve.org/. Occupied habitat is defined as areas currently or historically known to support Cisco milkvetch; synonymous with "known habitat."

The following avoidance and minimization measures should be included in the plan of development:

- 1. Pre-project habitat assessments will be completed across 100% of the project disturbance area within potential habitat prior to any ground disturbing activities to determine if suitable Cisco milkvetch habitat is present.
- 2. Species surveys will be conducted within suitable habitat to determine occupancy. Where standard surveys are technically infeasible and otherwise hazardous due to topography, slope, etc., suitable habitat will be assessed and mapped for avoidance (hereafter, "avoidance areas"); in such cases, 300 foot buffers will be maintained between surface disturbance and avoidance areas. Where conditions allow, surveys:
  - a. Will be conducted by qualified individual(s) and according to BLM and Service accepted survey protocols (USFWS 2011);
  - b. Will be conducted in suitable and occupied habitat for all areas proposed for surface disturbance prior to initiation of project activities and within the same growing season, at a time when the plant can be detected (usually April 15th to May 31st; however, surveyors should verify that the plant is flowering by contacting a BLM or Service botanist or demonstrating that the nearest known population is in flower);
  - c. Will occur within 300 feet from the edge of the proposed right-of-way and/or project disturbance for surface pipelines, roads, well pads, and other facilities requiring removal of vegetation;
  - d. Will include, but not be limited to, plant species lists and habitat characteristics, and;
  - e. Will be valid until April 15th of the following year.
  - f. Clearance surveys in occupied habitat will be combined with historic plant location data for that particular site to delineate the outer boundary of occupied habitat. The 300 foot avoidance buffer will then be applied to the outer boundary of occupied habitat for that site. This evaluation will occur in coordination with the BLM and Service to ensure that the appropriate buffer is applied to protect both active and dormant Cisco milkvetch plants in occupied habitat.
  - g. Electronic copies of clearance survey reports (included appendices) and GIS shape files will be sent no later than December 31st to each of the following:
    - Utah Natural Heritage Program (with copies of NHP field survey forms);
    - Applicable/affected land owners and/or management agencies; and,
    - U.S. Fish and Wildlife Service Utah Field Office (mailing address: 2369 West Orton Circle, Suite 50, West Valley City, Utah 84119).
- 3. Design project infrastructure to minimize impacts within suitable habitat:
  - a. Where standard surveys are technically infeasible, infrastructure and activities will avoid all suitable habitat (avoidance areas) and incorporate 300 foot buffers;
  - b. Reduce well pad size to the minimum needed, without compromising safety;
  - c. Where technically and economically feasible, use directional drilling or multiple wells from the same pad;
  - d. Limit new access routes created by the project;
  - e. Roads and utilities should share common right-of ways where possible;

- f. Reduce the width of rights-of-way and minimize the depth of excavation needed for the road bed; where feasible, use the natural ground surface for the road within habitat;
- g. Place signing to limit off-road travel in sensitive areas;
- h. Stay on designated routes and other cleared/approved areas;
- i. All disturbed areas will be revegetated with species native to the region, or seed mixtures approved by the action agency.
- 4. Where there is occupied habitat, project infrastructure will be designed to avoid direct disturbance and indirect impacts to populations and to individual plants:
  - a. Follow the above recommendations (#3, above) for project design within suitable habitats;
  - b. To avoid water flow and/or sedimentation into occupied habitat and avoidance areas, silt fences, hay bales, and similar structures or practices will be incorporated into the project design; appropriate placement of fill is encouraged;
  - c. Construction of roads will occur such that the edge of the right of way is at least 300 feet from: (1) any plant; (2) the outer boundary of occupied habitat; and (3) avoidance areas;
  - d. Existing roads will be graveled within 300 feet of occupied habitat; the operator is encouraged to apply water for dust abatement to such areas from April 15th to May 31st (flowering period); dust abatement applications will be comprised of water only;
  - e. The edge of the well pad should be located at least 300 feet away from plants and avoidance areas, in general;
  - f. Surface pipelines will be laid such that a 300 foot buffer exists between the edge of the right of way and plants and 300 feet between the edge of right of way and avoidance areas; use stabilizing and anchoring techniques when the pipeline crosses suitable habitat to ensure pipelines don't move towards the population;
  - g. Construction activities will not occur within occupied habitat;
  - h. Before and during construction, areas for avoidance should be visually identifiable in the field, e.g., flagging, temporary fencing, rebar, etc.;
  - i. A qualified botanist will be on site during construction to monitor the surface disturbance activity and assist with implementation of applicable conservation measures (USFWS 2011);
  - j. Place produced oil, water, or condensate tanks in centralized locations, away from occupied habitat; and,
  - k. Minimize the disturbed area of producing well locations through interim and final reclamation. Reclaim well pads following drilling to the smallest area possible.
- 5. For projects that cannot implement the measures or avoidance buffers identified in #4, above, site specific conservation measures will be developed in coordination with the Service. Occupied Cisco milkvetch habitats within: (1) 300 ft of the edge of the surface pipeline right of ways; (2) 300 ft of the edge of the road right of ways; and (3) 300 ft from the edge of the well pads shall be monitored for a period of three years after ground disturbing activities. Monitoring will include annual plant surveys to determine plant and habitat impacts relative to project facilities. Annual reports shall be provided to the BLM and the Service. To ensure desired results are being achieved, minimization measures will be evaluated and may be changed after a thorough review of the monitoring results and annual reports during annual meetings between the BLM and the Service.
- 6. Coordination with the Service will be sought immediately if any loss of plants or occupied habitat for the Cisco milkvetch is anticipated as a result of project activities. Additional site-

specific measures may also be employed to avoid or minimize effects to the species. These additional measures will be developed and implemented in coordination with the BLM and the Service.

Literature Cited: U.S. Fish and Wildlife Service (USFWS). 2011. Utah Field Office Guidelines for Conducting and Reporting Botanical Inventories and Monitoring of Federally Listed, Proposed, and Candidate Plants. Utah Ecological Services Field Office, West Valley City, Utah. August 2011. Available at: http://www.fws.gov/utahfieldoffice/SurveyorInfo.html.

#### **BLM Lease Notices**

# UT-LN-11-Crucial Elk Calving and Deer Fawning Habitat

The lessee/operator is given notice that lands in this lease have been identified as containing crucial elk calving or deer fawning habitat. Exploration, drilling and other development activities may be restricted for up to 60 days. Modifications may be required in the Surface Use Plan of Operations including seasonal timing restrictions to protect the species and its habitat.

#### UT-LN-13-Pronghorn Winter Habitat

The lessee/operator is given notice that lands in this lease have been identified as containing crucial pronghorn winter habitat. Surface use or otherwise disruptive activity may be restricted for up to 60 days during pronghorn fawning season, as determined by BLM, including exploration, drilling and other development activities. Modifications may be required in the Surface Use Plan of Operations including seasonal timing restrictions to protect the species and its habitat.

# UT-LN-25-White-Tailed and Gunnison Prairie Dog

The lessee/operator is given notice that this lease parcel has been identified as containing white-tailed or Gunnison prairie dog habitat. Modifications to the Surface Use Plan of Operations may be required in order to protect white-tailed or Gunnison prairie dog from surface disturbing activities in accordance with the Endangered Species Act and 43CFR3101.1-2.

#### UT-LN-44-Raptors

Appropriate seasonal and spatial buffers shall be placed on all known raptor nests in accordance with Utah Field Office Guidelines for Raptor Protection from Human and Land use Disturbances (USFWS 2002) and Best Management Practices for Raptors and their Associated Habitats in Utah (BLM 2006). All construction related activities will not occur within these buffers if preconstruction monitoring indicates the nests are active, unless a site-specific evaluation for active nests is completed prior to construction and if a BLM wildlife biologist, in consultation with USFWS and UDWR, recommends that activities may be permitted within the buffer. The BLM will coordinate with the USFWS and UDWR and have a recommendation within 3-5 days of notification. Any construction activities authorized within a protective (spatial and seasonal) buffer for raptors will require an on-site monitor. Any indication that activities are adversely affecting the raptor and/or its' young the on-site monitor will suspend activities and contact the BLM Authorized Officer immediately. Construction may occur within the buffers of inactive nests. Construction activities may commence once monitoring of the active nest site determines that fledglings have left the nest and are no longer dependent on the nest site. Modifications to the Surface Use Plan of Operations may be required in accordance with section 6 of the lease terms and 43CFR3101.1-2.

# **UT-LN-45-Migratory Bird**

The lessee/operator is given notice that surveys for nesting migratory birds may be required during migratory bird breeding season whenever surface disturbances and/or occupancy is proposed in association with fluid mineral exploration and development within priority habitats. Surveys should focus on identified priority bird species in Utah. Field surveys will be conducted as determined by the authorized officer of the Bureau of Land Management. Based on the result of the field survey, the authorized officer will determine appropriate buffers and timing limitations.

#### UT-LN-46-Pygmy Rabbit

The lessee/operator is given notice that this lease has been identified as containing pygmy rabbit habitat. No surface use or otherwise disruptive activity allowed which would result in an aboveground facility or semi-permanent (e.g., roads, pipelines, reservoirs, etc.) within 300 feet of pygmy rabbit habitat. Modifications to the Surface Use Plan of Operations may be required in accordance with section 6 of the lease terms and 43CFR3101.1-2.

#### UT-LN-49-Utah Sensitive Species

The lessee/operator is given notice that no surface use or otherwise disruptive activity would be allowed that would result in direct disturbance to populations or individual special status plant and animal species, including those listed on the BLM sensitive species list and the Utah sensitive species list. The lessee/operator is also given notice that lands in this parcel have been identified as containing potential habitat for species on the Utah Sensitive Species List. Modifications to the Surface Use Plan of Operations may be required in order to protect these resources from surface disturbing activities in accordance with Section 6 of the lease terms, Endangered Species Act, Migratory Bird Treaty Act and 43CFR3101.1-2.

#### UT-LN-50-Habitat Restoration

The lessee/operator is given notice that lands in this lease have an existing habitat restoration project present. Modifications to the Surface Use Plan of Operations may be required or other appropriate mitigation as deemed necessary by the BLM Authorized Officer.

#### <u>UT-LN-51-Special Status Plants: Not Federally Listed</u>

The lessee/operator is given notice that lands in this lease have been identified as containing special status plants, not federally listed, and their habitats. Modifications to the Surface Use Plan of Operations may be required in order to protect the special status plants and/or habitat from surface disturbing activities in accordance with Section 6 of the lease terms, Endangered Species Act, and 43CFR3101.1-2.

#### **UT-LN-52-Noxious Weeds**

The lessee/operator is given notice that lands in this lease have been identified as containing or is near areas containing noxious weeds. Best management practices to prevent or control noxious weeds may be required for operations on the lease.

#### **UT-LN-53-Riparian Areas**

The lessee/operator is given notice that this lease has been identified as containing riparian areas. No surface use or otherwise disruptive activity allowed within 100 meters of riparian areas unless it can be shown that (1) there is no practicable alternative; (2) that all long-term impacts are fully

mitigated; or (3) that the construction is an enhancement to the riparian areas. Modifications to the Surface Use Plan of Operations may be required in accordance with section 6 of the lease terms and 43CFR3101.1-2.

#### **UT-LN-56-Drinking Water Source Protection Zone**

This lease (or a portion thereof) is within a public Drinking Water Source Protection zone. Before application for a permit to drill (APD) submittal or any proposed surface-disturbing activity, the lessee/operator must contact the public water system manager to determine any zoning ordinances, best management or pollution prevention measures, or physical controls that may be required within the protection zones. Drinking Water Source Protection plans are developed by the public water systems under the requirements of R309-600. Drinking Water Source Protection for Ground-Water Sources. (Utah Administrative Code). There may also be county ordinances in place to protect the source protection zones, as required by Section 19-4-113 of the Utah Code.

Incorporated cities and towns may also protect their drinking water sources using Section 10-8-15 of the Utah Code. This part of the Code gives cities and towns the extraterritorial authority to enact ordinances to protect a source of drinking water ... "For 15 miles above the point from which it is taken and for a distance of 300 feet on each side of such stream..." Class I cities (greater than 100,000 population) are granted authority to protect their entire watersheds. Some public water sources qualify for monitoring waivers which reduce their monitoring requirements for pesticides and volatile organic chemicals (VOCs). Exploration, drilling, and production activities within Source Protection zone 3 could jeopardize these waivers, thus requiring increased monitoring. Contact the public water system to determine what effect your activities may have on their monitoring waivers. Please be aware of other State rules to protect surface and ground water: the Utah Division of Water Quality Rules R317 Water Quality Rules; and Rules of the Utah Division of Oil, Gas and Mining, Utah Oil and Gas Conservation Rules R649.

At the time of development, drilling operators will additionally conform to the operational regulations in Onshore Oil & Gas Order No. 2 (which requires the protection and isolation of all usable quality waters,  $\leq 10,000$  mg/L Total Dissolved Solids), Onshore Oil and Gas Order No. 7 (which prescribes measures required for the handling of produced water to insure the protection of surface and ground water sources) and the Surface Operating Standards and Guidelines for Oil and Gas Development, The Gold Book, Fourth Edition-Revised 2007 (which provides information and requirements for conducting environmentally responsible oil and gas operations).

Additional mitigation measures may be necessary to prevent adverse impacts from oil and gas exploration and development activities. Mitigation measures may include submitting an erosion control plan with best management practices (BMPs) that address rigorous interim reclamation which might include surface roughening, vegetative buffer strips, etc.; and sediment control through the use of sediment logs, silt fences, erosion control blankets, outlet/inlet protection of water control features such as culverts or diversion ditches, sediment traps, run on/run off pad design features. If project activities are close to sensitive areas or water sources a semi or closed-loop drilling system should be required.

#### **UT-LN-57-Public Water Reserve**

The lessee/operator is given notice that lands in this lease have been identified as a designated Public Water Reserve. Surface occupancy or use is subject to the Public Water Reserve

Executive Order No. 107. Modification to the Surface Use Plan of Operations may be required for the protection of the reserve up to and including no surface occupancy or use. Protection of a designated public water reserve as discussed in Public Water Reserve Executive Order No. 107. This limitation does not apply to operations and maintenance of producing wells.

# <u>UT-LN-59-Erodible Soils and Steep Slopes (CCFO, FFO)</u>

The lessee/operator is given notice that the area is a municipal or non-municipal watershed and has steep slopes and erosive soils. New roads will be constructed to avoid soils that are highly erosive and / or in critical or severe erosion conditions. New roads will be constructed with water bars. Riprap may be required. Road grades in excess of 8 percent will normally not be allowed. In special circumstances, where a road grade of more than 10 percent is allowed, its maximum length will be 1,000 feet. Access grading along with exploration, drilling, construction, or other activities will be prohibited during wet or muddy conditions (usually during spring runoff and summer monsoon rains).

Based on the result of the field survey, the authorized officer will determine appropriate buffers and timing limitations. Modifications to the Surface Use Plan of Operations may be required in accordance with section 6 of the lease terms and 43CFR3101.1-2.

# **UT-LN-60-Steep Slopes**

The lessee/operator is given notice that this lease has been identified as containing steep slopes. No surface use or otherwise disruptive activity allowed on slopes in excess of 30 percent without written permission from the Authorized Officer. Modifications to the Surface Use Plan of Operations may be required in accordance with section 6 of the lease terms and 43CFR3101.1-2.

#### <u>UT-LN-65-Old Spanish Trail</u>

The lessee/operator is given notice that lands in this lease are within two miles of the Old Spanish Trail National Historic Trail [Old Spanish Trail Recognition Act of 2002, (Old Spanish Trail PLO 107-325)]. Modifications to the Surface Use Plan of Operations may be required to protect the historic integrity of the Trail, its resources, its values – such as landscape view sheds, and outdoor recreational opportunities associated with the foregoing.

#### UT-LN-83-Site Rights-of-Way

The lessee/operator is given notice that lands in this lease have an existing site ROW present. Modifications to the Surface Use Plan of Operations may be required or other appropriate mitigation as deemed necessary by the BLM Authorized Officer in order to protect the valid existing rights.

#### **UT-LN-87-Existing Unplugged Well**

The lessee/operator is given notice that an existing unplugged well is located in NENW Sec. 9, T 20S, R 23E (API# 4301930713). An oil and gas bond adequate to cover plugging costs will be required prior to lease issuance. The well is in need of immediate attention, and the successful bidder should plan to perform work on the well soon after lease issuance.

# **UT-LN-96-Air Quality Mitigation Measures**

The lessee is given notice that the Bureau of Land Management (BLM) in coordination with the U.S. Environmental Protection Agency and the Utah Department of Air Quality, among others, has developed the following air quality mitigation measures that may be applied to any development proposed on this lease. Integration of and adherence to these measures may help minimize adverse local or regional air quality impacts from oil and gas development (including but not limited to construction, drilling, and production) on regional ozone formation.

- All internal combustion equipment would be kept in good working order.
- Water or other approved dust suppressants would be used at construction sites and along roads, as determined appropriate by the Authorized Officer.
- Open burning of garbage or refuse would not occur at well sites or other facilities.
- Drill rigs would be equipped with Tier II or better diesel engines.
- Vent emissions from stock tanks and natural gas TEG dehydrators would be controlled by routing the emissions to a flare or similar control device which would reduce emissions by 95% or greater.
- Low bleed or no bleed pneumatics would be installed on separator dump valves and other controllers.
- During completion, flaring would be limited as much as possible. Production equipment and gathering lines would be installed as soon as possible.
- Well site telemetry would be utilized as feasible for production operations.
- Stationary internal combustion engine would comply with the following standards: 2g NOx/bhp-hr for engines <300HP; and 1g NOx/bhp-hr for engines >300HP. Additional site-specific measures may also be employed to avoid or minimize effects to local or regional air quality. These additional measures will be developed and implemented in coordination with the U.S. Environmental Protection Agency, the Utah Department of Air Quality, and other agencies with expertise or jurisdiction as appropriate based on the size of the project and magnitude of emissions.

#### <u>UT-LN-99-Regional Ozone Formation Controls</u>

To mitigate any potential impact oil and gas development emissions may have on regional ozone formation, the following Best Management Practices (BMPs) would be required for any development projects:

- Tier II or better drilling rig engines
- Stationary internal combustion engine standard of 2g NOx/bhp-hr for engines <300HP and 1g NOx/bhp-hr for engines >300HP
- Low bleed or no bleed pneumatic pump valves
- Dehydrator VOC emission controls to +95% efficiency
- Tank VOC emission controls to +95% efficiency

#### UT-LN-101-Air Quality

All new and replacement internal combustion gas field engines of less than or equal to 300 design-rated horsepower must not emit more than 2 grams of NOx per horsepower-hour. This requirement does not apply to gas field engines of less than or equal to 40 design-rated horsepower. AND All new and replacement internal combustion gas field engines of greater than 300 design rated horsepower must not emit more than 1.0 grams of NOx per horsepower-hour. Modifications to the Surface Use Plan of Operations may be required in accordance with section 6 of the lease terms and 43CFR3101.1-2.

#### UT-LN-102-Air Quality Analysis

The lessee/operator is given notice that prior to project-specific approval, additional air quality analyses may be required to comply with the National Environmental Policy Act, Federal Land Policy Management Act, and/or other applicable laws and regulations. Analyses may include dispersion modeling and/or photo-chemical modeling for deposition and visibility impacts analysis, control equipment determinations, and/or emission inventory development. These analyses may result in the imposition of additional project-specific air quality control measures.

#### UT-LN-107-Bald Eagle

The Lessee/Operator is given notice that the lands in this parcel contains nesting/winter roost habitat for the bald eagle. The bald eagle was de-listed in 2007; however, it is still afforded protection under the Bald and Golden Eagle Protection Act (16 U.S.C. 668-668c, 1940). Therefore, avoidance or use restrictions may be placed on portions of the lease. Application of appropriate measures will depend on whether the action is temporary or permanent, and whether it occurs within or outside the bald eagle breeding or roosting season. A temporary action is completed prior to the following breeding or roosting season leaving no permanent structures and resulting in no permanent habitat loss. A permanent action continues for more than one breeding or roosting season and/or causes a loss of eagle habitat or displaces eagles through disturbances, i.e. creation of a permanent structure. The following avoidance and minimization measures have been designed to ensure activities carried out on the lease will not lead to the need to consider listing the eagle as threatened or endangered. Integration of, and adherence to the following measures will facilitate review and analysis of any submitted permits under the authority of this lease.

Current avoidance and minimization measures include the following:

- 1. Surveys will be required prior to operations unless species occupancy and distribution information is complete and available. All Surveys must be conducted by qualified individual(s), and be conducted according to protocol.
- 2. Lease activities will require monitoring throughout the duration of the project. To ensure desired results are being achieved, minimization measures will be evaluated.
- 3. Water production will be managed to ensure maintenance or enhancement of riparian habitat.
- 4. Temporary activities within 1.0 mile of nest sites will not occur during the breeding season of January 1 to August 31, unless the area has been surveyed according to protocol and determined to be unoccupied.
- 5. Temporary activities within 0.5 miles of winter roost areas, e.g., cottonwood galleries, will not occur during the winter roost season of November 1 to March 31, unless the area has been surveyed according to protocol and determined to be unoccupied.
- 6. No permanent infrastructure will be placed within 1.0 mile of nest sites.
- 7. No permanent infrastructure will be placed within 0.5 miles of winter roost areas.
- 8. Remove big game carrion from within 100 feet of lease roadways occurring within bald eagle foraging range.
- 9. Avoid loss or disturbance to large cottonwood gallery riparian habitats.
- 10. Where technically and economically feasible, use directional drilling or multiple wells from the same pad to reduce surface disturbance and eliminate drilling in suitable habitat Utilize directional drilling to avoid direct impacts to large cottonwood gallery riparian habitats. Ensure that such directional drilling does not intercept or degrade alluvial aquifers.

11. All areas of surface disturbance within riparian areas and/or adjacent uplands should be revegetated with native species.

Additional measures may also be employed to avoid or minimize effects to the species between the lease sale stage and lease development stage. These additional measures will be developed and implemented in coordination with the U. S. Fish and Wildlife Service.

#### UT-LN-114-Viewshed, Light and Sound - Green River

In accordance with section 6 of the lease terms and 43CFR3101.1-2, modifications to Surface Use Plan of Operations, such as moving well locations, roads, pipelines, etc., may be required in order to preserve the immediate viewshed of recreational users of the nearby Green River. Also, the measures listed in Lease Notice 115 and any reasonable newly available technologies will be required in order to minimize light and noise impacts to recreational users of the Green River. The lessee/operator is encouraged to include all such measures in the Plans of Development, however, they will not be applicable when their implementation would adversely affect human health and safety.

#### UT-LN-128-Floodplain Management

The lessee/operator is given notice that, in accordance with Executive Order 11988, to avoid adverse impact to floodplains 1) facilities should be located outside the 100 year floodplain, or 2) would be minimized or mitigated by modification of surface use plans within floodplains present within the lease.

#### <u>UT-LN-156-Pollinators and Pollinator Habitat</u>

In order to protect pollinators and pollinator habitat, in accordance with BLM policy outlined in Instruction Memorandum No. 2016-013, Managing for Pollinators on Public Lands, and Pollinator-Friendly Best Management Practices for Federal Lands (2015), the following avoidance, minimization, and mitigation measures would apply to this parcel:

- 1. Give a preference for placing well pads in previously disturbed areas, dry areas that do not support forbs, or areas dominated by nonnative grasses.
- 2. Utilize existing well pads where feasible.
- 3. Avoid disturbance to native milkweed patches within Monarch migration routes to protect Monarch butterfly habitat.
- 4. Avoid disturbance of riparian and meadow sites, as well as small depressed areas that may function as water catchments and host nectar-producing species, to protect Monarch butterfly habitat and nectaring sites.
- 5. Minimize the use of pesticides that negatively impact pollinators.
- 6. During revegetation treatments:
  - a. Use minimum till drills where feasible.
  - b. Include pollinator-friendly site-appropriate native plant seeds or seedlings in seed mixes.
  - c. Where possible, increase the cover and diversity of essential habitat components for native pollinators by:
    - i. Using site-appropriate milkweed seeds or seedlings within Monarch migration routes through priority sage-grouse habitat.
    - ii. Using seed mixes with annual and short-lived perennial native forbs that will bloom the first year and provide forage for pollinators.

- iii. Using seed mixes with a variety of native forb species to ensure different colored and shaped flowers to provide nectar and pollen throughout the growing season for a variety of pollinators.
- iv. Seeding forbs in separate rows from grasses to avoid competition during establishment.
- v. Avoiding seeding non-native forbs and grasses that establish early and out compete slower-growing natives.

#### **WO-NTL-Notice to Lessee**

Provisions of the Mineral Leasing Act (MLA) of 1920, as amended by the Federal Coal Leasing Amendments Act of 1976, affect an entity's qualifications to obtain an oil and gas lease. Section 2(a)(2)(A) of the MLA, 30 U.S.C. 201(a)(2)(A), requires that any entity that holds and has held a Federal Coal Lease for 10 years beginning on or after August 4, 1976, and which is not producing coal in commercial quantities from each such lease, cannot qualify for the issuance of any other lease granted under the MLA. Compliance by coal lessees with Section 2(a)(2)(A) is explained in 43 CFR 3472.

In accordance with the terms of this oil and gas lease with respect to compliance by the initial lessee with qualifications concerning Federal coal lease holdings, all assignees and transferees are hereby notified that this oil and gas lease is subject to cancellation if: 1. The initial lessee as assignor or as transferor has falsely certified compliance with Section 2(a)(2)(A) because of a denial or disapproval by a State Office of a pending coal action, i.e., arms-length assignment, relinquishment, or logical mining unit, the initial lessee as assignor or as transferor is no longer in compliance with Section 2(a)(2)(A); and. 2. The assignee or transferee does not qualify as a bona fide purchaser and, thus, has no rights to bonafide purchaser protection in the event of cancellation of this lease due to noncompliance with Section 2(a)(2)(A).

Information regarding assignor or transferor compliance with Section 2(a)(2)(A) is contained in the lease case file as well as in other Bureau of Land Management records available through the State Office issuing this lease.

# **DECEMBER 2020 DEFERRED LANDS LIST**

FIELD OFFICE	PARCEL NO.	TWN	N/ S	RNG	E/ W	DESCRIPTION	TOTAL ACRES	REASON
Cedar City	UT1220-007	35	S	12	W	Sec. 1: Lots 1-4, SWNE, S2NW, S2; Sec. 2: Lots 1 and 2, S2NE, S2; Secs. 11 and 12: All.	2410.70	Conflict with Developed Recreation Area
Cedar City	UT1220-008	35	S	12	W	Sec. 3: All, excepting patented mining claims; Sec. 4: Lots 1-4, S2NE, S2NW, N2SW, N2SE, SESE; Sec. 9: Lots 1-8 E2SENWNE, SWSENWNE, E2SWNE, E2NWSWNE, SWNWSWNE, SWSWNE, SWSWNE, SYSWNW, S2SENW, N2SW, excepting patented mining claims; Sec. 10: All, excepting patented mining claims.	1950.89	Conflict with Developed Recreation Area
Cedar City	UT1220-009	35	S	12	W	Sec. 14: NW, N2SW, N2SWSW, N2SESW; Sec. 15: Lots 1-5, NE, SENW, E2SW, N2SE, N2SWSE, N2SESE.	895.08	Conflict with Developed Recreation Area
Cedar City	UT1220-019	35	S	13	W	Sec. 3: S2; Sec. 4: S2; Secs. 9, 10, and 15: All.	2,560.00	Old Spanish National Historical Trail
Cedar City	UT1220-020	35	S	13	W	Secs. 5, 6, and 7: All; Sec. 8: W2.	2,268.27	Old Spanish National Historical Trail
Cedar City	UT1220-021	35	S	13	W	Sec. 11: All; Sec. 12: Lots 3 and 4, W2NW, SENW, SW, W2SE, excepting ROW UTSL032533; Secs. 13 and 14: All.	2,251.35	Old Spanish National Historical Trail
Cedar City	UT1220-022	35	S	13	W	Sec. 17: N2; Sec. 18: All.	983.56	Old Spanish National Historical Trail

# **DECEMBER 2020 DEFERRED LANDS LIST**

FIELD OFFICE	PARCEL NO.	TWN	N/ S	RNG	E/ W	DESCRIPTION	TOTAL ACRES	REASON
Cedar City	UT1220-023	35	S	13	W	Secs. 22 and 23: All; Sec. 24: All, excepting ROW UTSL046991.	1,840.90	Old Spanish National Historical Trail
Vernal	UT1220-029	9	S	19	Е	Sec. 13: NENE, S2NE, E2SW, SE.	360.00	Cultural Resources
Monticello	UT1220-030	36	S	21	Е	Secs. 1, 11, and 12: All.	1529.28	Unable to complete tribal consultation
Monticello	UT1220-031	36	S	21	Е	Secs. 3 and 4: All; Sec. 8: E2; Secs. 9 and 10: All.	2098.84	Unable to complete tribal consultation
Monticello	UT1220-032	36	S	21	Е	Secs. 13, 14, 23, and 24: All.	2560.00	Unable to complete tribal consultation
Monticello	UT1220-033	36	S	21	Е	Sec. 15: All; Sec. 21: N2, SE; Sec. 22: All.	1760.00	Unable to complete tribal consultation
Monticello	UT1220-034	36	S	21	Е	Secs. 25 and 26: All; Sec. 27: N2, SE; Sec. 35: All.	2400.00	Unable to complete tribal consultation
Monticello	UT1220-035	37	S	21	Е	Sec. 1: All; Sec. 12: W2.	958.16	Unable to complete tribal consultation
Monticello	UT1220-036	36	S	22	Е	Sec. 5: Lots 3 and 4, SESW, SWSE; Sec. 6: Lots 1-5, SESW; Sec. 7: Lots 1-4, W2NE, E2NW, E2SW, NWSE, S2SE; Sec. 8: W2NE, NW, E2SW, W2SE.	1182.35	Unable to complete tribal consultation
Monticello	UT1220-037	36	S	22	Е	Sec. 17: N2, SW, NESE, N2NWSE, N2SWNWSE, SENWSE, NESWSE, S2NWSWSE, S2SWSE, SESE; Secs. 18, 19, and 20: All.	2500.48	Unable to complete tribal consultation
Monticello	UT1220-038	36	S	22	Е	Secs. 29 and 30: All; Sec. 31: Lots 1 and 2, E2NW, E2SW.	1486.86	Unable to complete tribal consultation

# **DECEMBER 2020 DEFERRED LANDS LIST**

FIELD OFFICE	PARCEL NO.	TWN	N/ S	RNG	E/ W	DESCRIPTION	TOTAL ACRES	REASON
Monticello	UT1220-039	37	S	22	Е	Secs. 5, 6, 7, and 18: All.	2492.56	Unable to complete tribal consultation
Monticello	UT1220-040	37	S	22	Е	Sec. 8: All; Sec. 9: S2NE, NW, S2; Secs. 17 and 20: All.	2480.00	Unable to complete tribal consultation
Monticello	UT1220-041	37	S	22	Е	Sec. 25: NE, E2NW, S2; Sec. 26: S2NE, NW, S2; Sec. 27: Lots 2 and 3, NE, E2NW, NESW, S2SW, SE.	1707.40	Unable to complete tribal consultation
Monticello	UT1220-042	37	S	22	Е	Sec. 29: N2, SW, N2SE, SWSE.	600.00	Unable to complete tribal consultation
Monticello	UT1220-043	37	S	22	Е	Secs. 34 and 35: All.	1280.00	Unable to complete tribal consultation
Monticello	UT1220-044	38	S	22	Е	Secs. 1, 11, and 12: All; Sec. 13: N2.	2235.92	Unable to complete tribal consultation
Monticello	UT1220-045	38	S	22	Е	Secs. 3 and 10: All.	1277.04	Unable to complete tribal consultation
Monticello	UT1220-048	38	S	23	Е	Secs. 5 and 6: All.	1262.72	Unable to complete tribal consultation