



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Wyoming State Office
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Cheyenne, WY 82009-4179
www.blm.gov

September 13, 2024

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), the Inflation Reduction Act 2022, and the BLM regulations at 43 CFR 3120, the Bureau of Land Management (BLM) is offering 8 parcels containing 4,641.790 acres in Wyoming for internet-based competitive oil and gas leasing. 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; 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 and less than 16.67% royalty interest.

For your convenience, additional sale documentation is located on <https://nflss.blm.gov/s/>.

When and where will the sale take place?

When: The sale date is December 3, 2024. 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 1 hour, from start to finish, and bids will **only** be accepted during a parcel's open bidding period.

Where: The sale is held online at <https://www.energynet.com/>. 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 National Fluids Lease Sale System (NFLSS) website at <https://nflss.blm.gov/s/>.

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, 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 with 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 1 hour, 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 the bids are placed on your behalf to maintain your high bidder status up to the selected 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 <https://www.energynet.com/> approximately 10 days after posting of this Notice on the NFLSS website. Participants are encouraged to register early, to familiarize themselves with the bidding instructions and ensure they have ample time to complete all 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 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 be required to sign a statement to confirm any bid you cast will represent a good-faith intention to acquire an oil and gas lease and you understand 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 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 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 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.

Provisions Pertaining to Certain Transactions by Foreign Persons Involving Real Estate in the United States

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. 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 \$1,010.00 (\$10.00 x 101 acres).
- All bids start at the minimum acceptable bid of \$10.00 per acre, or fraction of an acre, thereof.
- 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.
- You cannot withdraw a bid once a bid is placed, and the auction system determines you are the high bidder.
- **The decision of the BLM, as presented on the auction website's bid history at <https://www.energynet.com>, is final.**

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 1 hour, 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 or a sale is postponed, we will post a notice on the NFLSS website, on the auction website, and post information in the Wyoming State Office Information Access Center (Public Room) before the sale begins.
- **Fractional mineral interests:** 43 CFR 3120.12(c) We will indicate in the parcel listing if the United States owns less than 100 percent of the oil and gas mineral interest for the lands in a parcel. When we issue the lease, it will be for the

percentage or fraction of interest the United States owns. However, the bonus bid and advance rental payment is calculated based 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 \$2,000.00 (\$10.00 x 200 acres) and the advance first year annual rental will be \$600.00 (\$3.00 x 200 acres) for the first 2 years and \$1,000.00 (\$5.00 x 200 acres) for lease years 3 thru 8 and \$3,000.00 (\$15.00 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:** We will indicate as part of the parcel listing if the United States owns less than 16.67 percent of the oil and gas royalty interest for the lands in a parcel. 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 \$10.00 per acre or fraction of an acre; the first year's advance rental of \$3.00 per acre or fraction of an acre; and a non-refundable administrative fee of \$3,100.00. 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 Wyoming 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 parcel(s) has been initiated and the type of payment method.** Payment will be made directly to the BLM Wyoming 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 \$10.00 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 Wyoming State Office by 4:00 p.m. Mountain Standard Time, December 17, 2024. 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 3120.52(b) and 43 CFR 3120.53(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 continue to pursue collection by issuing a bill for the monies owed and your offer will be rejected. 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 assess civil penalties on past-due amounts. "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.

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 that you can make other payment arrangements; **however, we cannot grant you any extension of time to provide confirmation of payment to the BLM contacts.**

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 Wyoming 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 3102.40(a).**

The bid form will be provided as a part of the bidder registration process, and you will be required to certify that you will complete and execute the form should you be the winning high bidder at the close of the auction. This notice also includes a copy of the bid form.

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 3102.52; 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.

- **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 3101.24, 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. **Rental at \$3.00 per acre for the first 2 years, \$5.00 per acre for years 3 thru 8, and \$15.00 per acre thereafter is due on or before the anniversary date with the first year's rental paid to the BLM and subsequent payments paid to the Office of Natural Resources Revenue (ONRR) each year until production begins.** If subsequent rental payments are not received by ONRR **on or before** the lease anniversary date

(also known as lease effective date), the lease will automatically terminate by operation of law. It is strongly recommended to make rental payments at least 7 to 10 days prior to the lease anniversary date. Any lease rental payments misfiled to the BLM will not be forwarded to ONNR and a misfiled payment does not constitute an excuse for not making the payment **on or before** the lease anniversary date.

The royalty rate that applies to the lands offered in this lease sale is a fixed 16.67 percent. Once a lease is producing, you must pay a royalty of 16.67 percent (or as the lease is amended) of the value or the amount of production removed or sold from the lease. This royalty rate supersedes the royalty rate stated in the BLM's standard lease form (Form 3100-11). You will find other lease terms on the standard lease form.

- **Split Estate:** Information regarding leasing of Federal minerals under private surface, referred to as "Split Estate," is available at the following Washington Office website: <https://www.blm.gov/programs/energy-and-minerals/oil-and-gas/leasing/split-estate>. 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 3101.31.

How do I file an oil and gas presale or post sale noncompetitive offer?

As of August 16, 2022, the Inflation Reduction Act (IRA), eliminated the oil and gas noncompetitive leasing process; therefore, no presale or post-sale noncompetitive oil and gas lease offers will be accepted. Any submitted noncompetitive oil and gas lease offers will be automatically rejected.

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

An Expression of Interest (EOI) application 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 must be submitted via the National Fluids Lease Sale System (NFLSS) at <https://nflss.blm.gov/s/>.

- A nonrefundable filing fee of \$5.00 per acre, or fraction thereof, (rounded up to the nearest whole acre) is required to be paid to the appropriate BLM State Office prior to the EOI application being processed.
- The EOI application must contain a complete legal land description (including metes and bounds description, if applicable).
- Provide proof of Federal mineral ownership (e.g. Deed(s), Patent(s), or other form of mineral interest conveyance to the United States), if applicable.
- Provide the name and address of all current surface owners, if applicable.

If you are submitting an EOI application 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 application. 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 application that does not provide the name and address of the private surface owner(s) will not be processed by the BLM.

All EOI applications, including the name of the nominator, will be made available for public review and inspection in their entirety.

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

We have tentatively scheduled our next competitive sale for March 13, 2025. 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 BLM NFLSS website at <https://nflss.blm.gov/s/> and on the EnergyNet auction website at www.energynet.com. Paper copies are available for viewing or purchase at the BLM Wyoming State Office Information Access Center. Please be advised the name of the successful high bidder (lessee) of the lease shall be made publicly available.

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

Yes, under regulation 43 CFR 3120.13, 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 30 calendar days of the posting date of this Notice. All protests must be received no later than **4:00 pm Mountain Daylight Time on October 16, 2024**. If our office is not open on the 30th 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.
- To the extent you submit exhibits or attachments to any submitted protest, you must provide a summary of the attached documents, and explain why they are important for us to consider. If the submittal fails to include the requested summary, BLM may not consider any information in the exhibits or attachments during its decision-making process.
- 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 the ePlanning website, hand delivery, by fax, or mailed in hardcopy form. You may not file a protest by electronic mail. A protest filed by fax must be sent to (307) 775-6219. **We will dismiss a protest sent to a fax number other than the fax number identified or a protest filed by electronic mail.**
- 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 on the BLM NFLSS website at <https://nflss.blm.gov/s/>. 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 BLM NFLSS website and the auction website prior to the start of the online auction. We will also announce on the websites 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/s/>.

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 3120.53), 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 the 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 the 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, fax, or social media means). Also, the BLM will not accept a petition for stay that is transmitted electronically (e.g., by email, fax, or social media means). Even if the BLM has previously corresponded with you by email, fax, 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, fax, or social media means). Also, the BLM will not accept a petition for stay that is transmitted electronically (e.g., by email, fax, or social media means). Even if the BLM has previously corresponded with you by email, fax, 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: aoneill@blm.gov or (307) 775-6137.

Sandra M. Blackburn,
Chief, Fluid Minerals Adjudication

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.)
Mineral Leasing 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)

Geographic State

Date of Sale

THE BID IS FOR (<i>check one</i>):	AMOUNT OF TOTAL BID (<i>see instructions below</i>)	
<input type="checkbox"/> Oil and Gas Serial/Parcel No. _____		
<input type="checkbox"/> Geothermal Serial/Parcel No. _____		
<input type="checkbox"/> NPR-A Tract No. _____	AMOUNT OF TOTAL BID	PAYMENT SUBMITTED WITH BID
<input type="checkbox"/> Joint Bidders (<i>see instructions below</i>)		

The appropriate regulations applicable to this bid are: (1) for oil and gas leases—43 CFR 3120; (2) for National Petroleum Reserve-Alaska (NPR-A) leases—43 CFR 3132; and (3) for Geothermal resources leases—43 CFR 3203. (*See details concerning lease qualifications on next page.*)

I CERTIFY THAT (1) I have read and am in compliance with; and not in violation of the lessee qualification requirements under the applicable regulations for this bid; (2) this bid is not in violation of 18 U.S.C. 1860, which prohibits unlawful combination or intimidation of bidders; and (3) that this bid was arrived at independently and is tendered without collusion with any other bidder for the purpose of restricting competition.

IMPORTANT NOTICE: 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	(Name of President of Company for Lessee)
(City) (State) (Zip Code)	(Name of Vice President of Company for Lessee)
	<input type="checkbox"/> See Attachment for additional principals

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

1. Separate bid form for each lease/parcel or block 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 (oil and gas: \$10.00 per acre; geothermal: twenty percent of the total bid), the first year's rental (oil and gas: \$3.00 per acre; geothermal: \$2.00 per acre), and the administrative fee (see 43 CFR 3000.12). 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 calendar days for geothermal, after the last day of the competitive auction. **Failure to submit the remainder of the bonus bid within the statutory (or regulatory) timeframe 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 competitive auction. If signed before the competitive auction, this form cannot be modified without being executed again. In view of this requirement, the bidder may wish to leave the AMOUNT OF TOTAL BID section blank so that final bid amount may be either completed by the bidder or the BLM at the close of the competitive auction.
5. See 2 CFR 180.995 for the definition of principals.

INSTRUCTIONS FOR OIL AND GAS:

**NATIONAL PETROLEUM RESERVE--ALASKA (NPR-A)
SEALED BID**

1. Separate bid form for each tract is required.
2. AMOUNT OF TOTAL BID must be in whole dollar figure. 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 for a NPR-A lease bid.
3. Mark the envelope "Sealed Bid for NPR-A Oil and Gas Lease Sale". Be sure correct tract number on which the bid is submitted and date of bid opening are noted plainly on envelope. Use standard size envelopes not to exceed 4-1/2" x 10-1/2". 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. There is no limit to the number of joint bidders that may participate. If joint bidders is marked above, attach on a separate sheet the name and address of the additional bidders, percent of interest of each bidder (total of all bidders must equal 100%), and signature for each joint bidder.
6. See 2 CFR 180.995 for the definition of principals.

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.

QUALIFICATIONS

For all leases that may be issued: The bidder/lessee shall comply with the Departments of the Interior's nonprocurement debarment and suspension regulations as required by 2 CFR 1400 subpart B and shall communicate the requirement to comply with these regulations to persons with whom it does business related to this lease by including this term in its contracts and transactions.

For leases that may be issued as a result of this sale under the Mineral Leasing Act (The Act) of 1920, as amended, the 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 (Title 30 U.S.C. Section 201(a)(2)(A)); (4) Be in compliance with reclamation requirements for all Federal oil and gas holdings as required by sec. 17 of the Act (Title 30 U.S.C. Section 226(g)); (5) Not be in violation of sec. 41 of the Act (Title 30 U.S.C. Section 195)); and (6) Certify that all parties in this bid are in compliance with 43 CFR parts 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 part 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

This form is exempt from the Paperwork Reduction Act of 1995 (P.L. 104-13) under 5 CFR 1320.3(h)(1).

The Privacy Act of 1974 and the regulations in 43 CFR 2.48(d) provide that you be furnished with 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 resources for which this bid is made. (2) Documentation for public information. (3) Transfer to appropriate Federal agencies when consent 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

Wyoming

WY-2024-12-1899 Split Estate

WYWY106391328

WY, Newcastle Field Office, BLM, PD

T. 41 N., R. 63 W., SIXTH PRINCIPAL

Sec. 29 S1/2.

Niobrara County

320 Acres

Rental \$960.00

16.670% Royalty Rate

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral Development

WY NFO_CSU_IT BLM Stipulation CSU for Historic Trails 1/4 mile

WY NFO_CSU_LCFA BLM Stipulation CSU for Lance Creek Fossil Area Paleontological Values

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TES-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

WY SW_TLS_GHMAL BLM Stipulation TL for Greater Sage-Grouse breeding, nesting, etc. Within 2 miles of an occupied lek outside Priority Habitat Management Areas

EOI #WY00019191

WY-2024-12-1893 Split Estate
WYWY106391329

WY, Casper Field Office, BLM, PD

T. 35 N., R. 68 W., SIXTH PRINCIPAL

Sec. 26 E1/2, N1/2NW1/4, SE1/4NW1/4, E1/2SW1/4, SW1/4SW1/4;

Sec. 27 ALL;

Sec. 34 N1/2SW1/4, SE1/4SW1/4, SE1/4.

Converse County

1480 Acres

Rental \$4,440.00

16.670% Royalty Rate

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral Development

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TES-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

EOI #WY00019080

WY-2024-12-1894 Split Estate

WYWY106391330

WY, Casper Field Office, BLM, PD

T. 34 N., R. 72 W., SIXTH PRINCIPAL

Sec. 5 Lots 3, 4;

Sec. 5 S1/2NW1/4, SW1/4.

Converse County

318.85 Acres

Rental \$957.00

16.670% Royalty Rate

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral Development

WY CFO_CSU_BT3 BLM Stipulation CSU for Bozeman Trail Cultural and Scenic Values

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TES-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

EOI #WY00019079

WY-2024-12-1900 Split Estate

WYWY106391331

WY, Buffalo Field Office, BLM, PD

T. 45 N., R. 72 W., SIXTH PRINCIPAL

Sec. 21 Lots 1 thru 13, 16;

Sec. 23 Lots 7 thru 10;

Sec. 24 Lots 4, 7;

Sec. 25 Lots 9, 10;

Sec. 27 Lots 4, 5;

Sec. 28 Lots 4, 5, 7 thru 10, 12, 15.

Campbell County

1311.76 Acres

Rental \$3,936.00

16.670% Royalty Rate

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral Development

WY BFO_CSU_FQM4013 BLM Stipulation CSU for Fish Populations and Habitat

WY BFO_CSU_H20500F1014 BLM Stipulation CSU for Surface Waters and Associated Riparian Habitats - 500 feet of springs, reservoirs, etc.

WY BFO_CSU_PD4009 BLM Stipulation CSU for Prairie Dog Colonies

WY BFO_CSU_R500F4009 BLM Stipulation CSU for Riparian Systems, Wetlands and Aquatic Habitats - 500 feet

WY BFO_CSU_RN4028 BLM Stipulation CSU for Raptor Nests (Non-Special Status Species)

WY BFO_CSU_SSWLA4034 BLM Stipulation CSU for Amphibian Species Breeding, Sheltering, and Hibernation Habitat

WY BFO_CSU_SSWLH4007 BLM Stipulation CSU for Wildlife Habitat for Special Status Species

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TESS-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

WY BFO_NSO_SSRN4032 BLM Stipulation NSO for Raptor Nest (Special Status Species)

WY BFO_TLS_NSSRN4030 BLM Stipulation TL for Raptor Nests (Non-Special Status Species)

WY BFO_TLS_SSRN4031 BLM Stipulation TL for Raptor Nests (Special Status Species)

WY SW_TLS_GHMAL BLM Stipulation TL for Greater Sage-Grouse breeding, nesting, etc.

Within 2 miles of an occupied lek outside Priority Habitat Management Areas

EOI #WY00019193

WY-2024-12-1908 Split Estate

WYWY106391332

WY, Casper Field Office, BLM, PD

T. 39 N., R. 73 W., SIXTH PRINCIPAL

Sec. 18 NE1/4NE1/4, S1/2NE1/4, SE1/4.

Converse County

280 Acres

Rental \$840.00

16.670% Royalty Rate

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral Development

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TES-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

WY CFO_TLS_NR BLM Stipulation TL for Nesting Raptors

EOI #WY00019072

**WY-2024-12-1890 Split Estate
WYWY106391333**

WY, Buffalo Field Office, BLM, PD
T. 53 N., R. 73 W., SIXTH PRINCIPAL

Sec. 21 Lots 1 thru 3, 7, 8.

Campbell County

204.18 Acres

Rental \$615.00

16.670% Royalty Rate

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral Development

WY BFO_CSU_FQM4013 BLM Stipulation CSU for Fish Populations and Habitat

WY BFO_CSU_RN4028 BLM Stipulation CSU for Raptor Nests (Non-Special Status Species)

WY BFO_CSU_SE1004 BLM Stipulation CSU for Severe Erosion Hazard

WY BFO_CSU_SLOPES25to501006 BLM Stipulation CSU for Slopes Greater than 25% and Less than 50%

WY BFO_CSU_SSWLA4034 BLM Stipulation CSU for Amphibian Species Breeding, Sheltering, and Hibernation Habitat

WY BFO_CSU_SSWLH4007 BLM Stipulation CSU for Wildlife Habitat for Special Status Species

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TES-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

WY BFO_TLS_NSSRN4030 BLM Stipulation TL for Raptor Nests (Non-Special Status Species)

EOI #WY00019064

**WY-2024-12-1902 Split Estate
WYWY106391334**

WY, Rawlins Field Office, BLM, PD
T. 21 N., R. 86 W., SIXTH PRINCIPAL

Sec. 28 ALL.

Carbon County

640 Acres

Rental \$1,920.00

16.670% Royalty Rate

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral Development

WY RFO_CSU_HTRAILS BLM Stipulation CSU for Historic Trails

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TES-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

WY RFO_TLS_BGCW BLM Stipulation TL for Big Game Crucial Winter Range

WY RFO_TLS_BON BLM Stipulation TL for Burrowing Owl Nests

WY RFO_TLS_MPN BLM Stipulation TL for Mountain Plover Nests

EOI #WY00019200

WY-2024-12-1888

WYWY106391335

WY, Rock Springs Field Office, BLM, PD

T. 26 N., R. 112 W., SIXTH PRINCIPAL

Sec. 12 Lots 1, 2.

Lincoln County

87 Acres

Rental \$261.00

16.670% Royalty Rate

Agreements:

WYWY106361384 The land within this parcel is committed to Communitization Agreement (CA) WYWY106361384, Frontier Formation, effective 12/01/2023, which includes the entire acreage of this parcel. The operator of this CA is Greylock Production, LLC. The successful bidder should contact the CA operator to determine their rights under this CA. The CA operator may require the successful bidder to pay a proportionate cost of the well, including drilling, completing, equipping, and operating the well as a condition of participating in the CA.

Stipulations:

WY STD LEASE STIPULATION NO. 3 BLM Stipulation for Multiple Mineral

Development

HQ-CR-1 BLM Lease Notice LN for Cultural Resource Protection

HQ-MLA-1 BLM Lease Notice LN for Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

HQ-TES-1 BLM Lease Notice LN for Threatened and Endangered Species Act

WY STD LEASE NOTICE NO. 1 BLM Lease Notice LN for Reasonable Measures to Minimize Adverse Impacts to Resources

WY STD LEASE NOTICE NO. 2 BLM Lease Notice LN for National Historic Trails

WY STD LEASE NOTICE NO. 3 BLM Lease Notice LN for Greater Sage-Grouse Habitat

EOI #WY00019070

Stipulations

BLM Stipulations

WY STD LEASE STIPULATION NO. 3-Multiple Mineral Development

Operations will not be approved which, in the opinion of the authorized officer, would unreasonably interfere with the orderly development and/or production from a valid existing mineral lease issued prior to this one for the same lands.

THIS STIPULATION APPLIES TO ALL PARCELS

BLM Stipulations CSU

WY BFO CSU FOM4013-Fish Populations and Habitat

Surface disturbance is restricted within 0.25 mile of naturally occurring water bodies containing native or desirable non-native fish species.

CSU (1): (a) Prior to surface disturbance within 0.25 mile of naturally occurring water bodies containing native or desirable non-native fish species a mitigation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the authorized officer's satisfaction that there will not be a local decline in fish abundance or range as a result of the lease operations. Examples of a few of the items to consider are as follows:

- Spill prevention measures to ensure hydrocarbons and other potentially toxic substances used for lease activities are prevented from entering the watercourse.
- Sediment control measures to ensure increased sediment contributions are avoided.

CSU (2) as mapped by the Wyoming Game and Fish Department (WGFD) and/or BLM.

For the purpose of: CSU (3) protecting native and desirable non-native fish populations and habitat.

Exception: The BLM authorized officer may grant an exception if it is determined that the action will not result in a local decline in native or desirable non-native fish abundance or range.

Modification: The BLM authorized officer may modify the area subject to the stipulation based upon a WGFD or BLM evaluation, in coordination with the WGFD. The stipulation may be modified based on monitoring results.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area is not within 0.25 mile of naturally occurring water bodies containing native and desirable non-native fish species. This determination shall be based upon WGFD mapping and BLM onsite evaluation of the area.

WY BFO CSU H20500F1014-Surface Waters and Associated Riparian Habitats - 500 feet of springs, reservoirs, etc.

Surface disturbance is restricted within 500 feet 1014 surface waters of springs, non-Coalbed Natural Gas (CBNG) reservoirs, water wells, and perennial streams.

CSU (1): (a) CSU (1): (a) Prior to surface disturbance within 500 feet of springs, non-CBNG reservoirs, water wells, and perennial streams a site-specific construction, stabilization, and reclamation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the BLM authorized officer's satisfaction how the operator will meet the following performance standards:

- Storm water and surface runoff will be controlled to minimize erosion (rilling, gullyng, piping, mass wasting) and offsite siltation during construction, use/operations, and reclamation.
- Offsite areas will be protected from accelerated soil erosion.
- The original landform and site productivity will be partially restored during interim reclamation and fully restored as a result of final reclamation.

CSU (2) as mapped by the USGS National Hydrologic Inventory and/or as determined by a BLM evaluation of the area.

For the purpose of: CSU (3) ensuring protection of surface waters and associated riparian habitats by meeting the standards outlined in, Chapter 6 of the BLM's Oil and Gas Gold Book, as revised, and the 2015 BFO RMP ROD.

Exception: The BLM authorized officer may grant an exception if it is determined that the action will not result in a failure to meet the performance standards above.

Modification: The BLM authorized officer may modify the area subject to the stipulation based upon a USGS National Hydrologic Inventory and/or BLM evaluation, in coordination with the Wyoming Department of Environmental Quality (DEQ) and/or Wyoming State Engineer's Office (WSEO). The stipulation and performance standards identified above may be modified based on monitoring results.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area is not within 500 feet of springs, non-CBNG reservoirs, water wells, and perennial streams. This determination shall be based upon USGS National Hydrologic Inventory and/or BLM evaluation, in coordination with the Wyoming DEQ and/or BFO.

WY BFO CSU PD4009-Prairie Dog Colonies

Surface disturbance is prohibited or restricted within active prairie dog colonies on BLM-administered surface.

CSU (1) (a) Prior to surface disturbance within active prairie dog colonies on BLM-administered surface a special status species occupancy survey must be conducted and a mitigation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the authorized officer's satisfaction that activities with active prairie dog colonies on BLM surface would not adversely impact suitable habitat for special status species dependent upon prairie dog colonies.

CSU (2) as mapped or determined on the BFO GIS database or from field evaluation, in coordination with the USFWS and WGFD.

For the purpose of: CSU (3) conserving special status species wildlife and the prairie dog colonies on which they depend.

Exception: The BLM authorized officer may grant an exception if it is determined that special status wildlife species are not present or it is determined that the action is sited in a location so that the action will not harm special status wildlife species. This determination shall be based upon evaluation by a qualified representative, subject to confirmation from BLM. Confirmation may include coordination with the WGFD and/or USFWS.

Modification: The BLM authorized officer may modify the area subject to the stipulation based on local evaluation. The stipulation and performance standards identified above may be modified based on monitoring results. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include coordination with the WGFD and/or USFWS.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area is not occupied by prairie dog dependent special status wildlife species. This determination shall be based upon field studies of the area by a qualified representative subject to confirmation from BLM. Confirmation may include coordination with the WGFD and/or USFWS.

WY BFO CSU R500F4009-Riparian Systems, Wetlands and Aquatic Habitats - 500 feet

Surface disturbance is restricted within 500 feet of riparian systems, wetlands, and aquatic habitats.

CSU (1): (a) Prior to surface disturbance within 500 feet of riparian systems, wetlands, and aquatic habitats a site-specific construction, stabilization, and reclamation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the BLM authorized officer's satisfaction how the operator will meet the following performance standards:

- Storm water and surface runoff will be controlled to minimize erosion (rilling, gullyng, piping, mass wasting) and offsite siltation during construction, use/operations, and reclamation.
- Offsite areas will be protected from accelerated soil erosion.
- The original landform and site productivity will be partially restored during interim reclamation and fully restored as a result of final reclamation.

CSU (2) as mapped by the USGS National Hydrologic Inventory and/or as determined by a BLM evaluation of the area.

For the purpose of: CSU (3) ensuring protection of surface waters and associated riparian habitats by meeting the standards outlined in, Chapter 6 of the BLM's Oil and Gas Gold Book, as revised, and the 2015 BFO RMP ROD.

Exception: The BLM authorized officer may grant an exception if it is determined that the action will not result in a failure to meet the performance standards above.

Modification: The BLM authorized officer may modify the area subject to the stipulation based upon a USGS National Hydrologic Inventory and/or BLM evaluation. The stipulation and performance standards identified above may be modified based on monitoring results.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area is not within 500 feet of riparian systems, wetlands, and aquatic habitats. This determination shall be based upon USGS National Hydrologic Inventory and/or BLM field evaluation.

WY BFO CSU RN4028-Raptor Nests (Non-Special Status Species)

Surface disturbance is restricted within U.S. Fish and Wildlife Service (USFWS) Wyoming Ecological Service's recommended spatial biological buffers (Appendix Q (p. 633)) or http://www.fws.gov/wyominges/Pages/Species/Species_SpeciesConcern/Raptors.html) of active non-special status species raptor nests.

CSU (1) (a) Prior to surface disturbance within USFWS recommended spatial buffers of raptor nests a mitigation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the authorized officer's satisfaction that nesting raptors will not be disturbed. Nesting

raptors will not be agitated or bothered to a degree that causes or is likely to cause:

- Physical injury,
- A decrease in productivity, by substantially interfering with normal breeding, feeding, or sheltering behavior, or
- Nest abandonment, by substantially interfering with normal breeding, feeding, or sheltering behavior.

CSU (2) as mapped on the BFO Geographic Information System (GIS) database or determined by the BLM from field evaluation, in coordination with the WGFD and/or USFWS.

For the purpose of: CSU (3) ensuring raptor productivity.

Exception: The BLM authorized officer may grant an exception if it is determined that the action is of a scale, sited in a location, or otherwise designed so that the action will not result in a failure to meet the performance standards above. The determination may include coordination with the WGFD or USFWS.

Modification: The BLM authorized officer may modify the area subject to the stipulation based on local evaluation. Spatial buffers may be modified based on auditory and visual impacts, as well as the topography and other ecological characteristics surrounding the nest site. The stipulation and performance standards identified above may be modified based on monitoring results. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include consultation with the WGFD or USFWS.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area does not include spatial buffer zones for nesting raptors. This determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include consultation with the WGFD or USFWS.

WY BFO CSU SE1004-Severe Erosion Hazard

Surface disturbance is restricted on soils with a severe erosion hazard rating.

CSU (1): (a) Prior to surface disturbance on soils with a severe erosion hazard rating a site-specific construction, stabilization, and reclamation plan (Plan) must be submitted to the Bureau of Land Management (BLM) by the applicant as a component of the Application for Permit to Drill (APD) (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the BLM authorized officer's satisfaction how the operator will meet the following performance standards:

- The disturbed area will be stabilized with no evidence of accelerated erosion features.
- The disturbed area shall be managed to ensure soil characteristics approximate an appropriate reference site with regard to erosional features to maintain soil productivity and sustainability.
- Sufficient viable topsoil is maintained for ensuring successful final reclamation. At locations where interim reclamation will be completed, this will be accomplished by respreading all salvaged topsoil over the areas of interim reclamation.
- The original landform and site productivity will be partially restored during interim reclamation and fully restored as a result of final reclamation.

CSU (2) as mapped by the Natural Resources Conservation Service (NRCS) Soil Survey Geographic Database (SSURGO) Order 3 soil survey and/or as determined by a BLM evaluation of the area.

For the purpose of: CSU (3) ensuring successful reclamation and erosion control on soils with a severe erosion hazard rating in order to meet the standards outlined in, Chapter 6 the BLM's Oil and Gas Gold Book, as revised, and the 2015 Buffalo Field Office (BFO) Resource Management Plan (RMP) Record of Decision (ROD).

Exception: The BLM authorized officer may grant an exception if it is determined that the action will not result in a failure to meet the performance standards above or a BLM evaluation determines that the affected soils do not meet the severe erosion hazard rating criteria.

Modification: The BLM authorized officer may modify the area subject to the stipulation based upon a NRCS soil survey or BLM evaluation. The stipulation and performance standards identified above may be modified based on monitoring results.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area does not include soils with severe erosion hazard. This determination shall be based upon NRCS mapping and/or BLM evaluation of the area.

WY BFO CSU SLOPES 25 to 50 1006 - Slopes Greater than 25% and Less than 50%

Surface disturbance is restricted on slopes greater than 25% and less than 50%.

CSU (1): (a) Prior to surface disturbance on slopes greater than 25% and less than 50% a site-specific construction, stabilization, and reclamation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The Plan must include designs approved and stamped by a licensed engineer. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the BLM authorized officer's satisfaction how the operator will meet the following performance standards:

- Slope stability is maintained preventing slope failure or mass wasting.
- The disturbed area will be stabilized with no evidence of accelerated erosion features.
- The disturbed area shall be managed to ensure soil characteristics approximate an appropriate reference site with regard to erosional features to maintain soil productivity and sustainability.
- Sufficient viable topsoil is maintained for ensuring successful final reclamation. At locations where interim reclamation will be completed, this will be accomplished by respreading all salvaged topsoil over the areas of interim reclamation.
- The original landform and site productivity will be partially restored during interim reclamation and fully restored as a result of final reclamation.

CSU (2) as mapped by the U.S. Geological Survey (USGS) 1:24,000 scale topographic maps, USGS Digital Elevation Models, and/or as determined by a BLM evaluation of the area.

For the purpose of: CSU (3) ensuring successful reclamation and erosion control on slopes greater than 25% and less than 50% in order to meet the standards outlined in Chapter 6 of the BLM's Oil and Gas Gold Book, as revised, and the 2015 BFO RMP ROD.

Exception: The BLM authorized officer may grant an exception if it is determined that the action will not result in a failure to meet the performance standards above, or a BLM evaluation determines that the disturbed area is not located on slopes greater than 25% but less than 50%.

Modification: The BLM authorized officer may modify the area subject to the stipulation based upon a BLM evaluation of the area. The stipulation and performance standards identified above may be modified based on monitoring results.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area does not include slopes greater than 25% but less than 50%. This determination shall be based upon USGS mapping and/or BLM evaluation of the area.

**WY BFO CSU SSWLA4034-Amphibian Species Breeding, Sheltering, and Hibernation
Habitat**

Surface disturbance is restricted within 1,640 feet (500 meters) of perennial water, vernal pools, playas, and wetlands.

CSU (1) (a) Prior to surface disturbance within 1,640 feet (500 meters) of perennial water, vernal pools, playas, and wetlands appropriate surveys must be conducted and a mitigation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator may not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan or approved it with conditions.

(b) The Plan must demonstrate to the authorized officer's satisfaction that special status amphibian species will not be disturbed to a degree that causes or is likely to cause:

- Physical injury,
- A decrease in productivity, by substantially interfering with normal breeding, sheltering, or hibernation behavior, or
- Site abandonment, by substantially interfering with normal breeding, sheltering, or hibernation behavior.

CSU (2) as mapped on the BFO GIS database or determined by field evaluation, in coordination with the WGFD and/or USFWS.

For the purpose of: CSU (3) ensuring production of special status amphibian species breeding, sheltering, and hibernation habitat.

Exception: The BLM authorized officer may grant an exception if it is determined that the proposed action is of a scale, sited in a location, or otherwise designed so that the action will not result in a failure to meet the performance standards above. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include coordination with the WGFD or USFWS.

Modification: The BLM authorized officer may modify the area subject to the stipulation based on local evaluation. The stipulation and performance standards identified above may be modified based on monitoring results. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include coordination with the WGFD or USFWS.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area does not include special status species amphibian habitat. This determination shall be based upon field studies of the area by a qualified representative and reviewed by BLM. The determination may include coordination with the WGFD or USFWS.

WY BFO CSU SSWLH4007-Wildlife Habitat for Special Status Species

Surface disturbance is restricted within special status species wildlife habitat.

CSU (1) (a) Prior to surface disturbance within special status species wildlife habitat an occupancy survey must be

conducted and a mitigation plan (Plan) must be submitted to the BLM by the applicant as a component of the APD (BLM Form 3160-3) or Sundry Notice (BLM Form 3160-5) – Surface Use Plan of Operations. The operator shall not initiate surface-disturbing activities unless the BLM authorized officer has approved the Plan (with conditions, as appropriate).

(b) The Plan must demonstrate to the authorized officer’s satisfaction that special status wildlife species will not be harmed (any act which actually kills or injures wildlife including habitat modification or degradation that substantially impairs essential behavioral patterns) and that the habitat on which they depend will be conserved.

CSU (2) as mapped or determined by the USFWS, WGFD, Wyoming Natural Diversity Database, or BLM from field evaluation.

For the purpose of: CSU (3) conserving special status species wildlife and the habitat on which they depend (BLM 2008 - 6840 manual).

Exception: The BLM authorized officer may grant an exception if an occupancy survey determines that special status wildlife species are not present or it is determined that the action is sited in a location so that the action will not harm special status wildlife species. Confirmation may include coordination with the WGFD and/or USFWS.

Modification: The BLM authorized officer may modify the area subject to the stipulation based on local evaluation. The stipulation and performance standards identified above may be modified based on monitoring results. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include coordination with the WGFD and/or USFWS.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area does not include special status species wildlife habitat. This determination shall be based upon field studies of the area by a qualified representative subject to confirmation from BLM. Confirmation may include coordination with the WGFD and/or USFWS.

WY CFO CSU BT3-Bozeman Trail Cultural and Scenic Values

CSU (1) Surface occupancy or use within 3 miles or visual horizon of the historic trail, whichever is closer, may be restricted or prohibited unless the operator and surface managing agency arrive at an acceptable plan for mitigation of anticipated impacts; (2) as mapped on the Casper Field Office GIS database; (3) protecting cultural and scenic values of the Bozeman Trail.

WYNFO CSU IT-Historic Trails 1/4 mile

CSU (1) Surface occupancy or use within 0.25 mile or visual horizon of the trail, whichever is closer, may be restricted or prohibited unless the operator and surface managing agency arrive at an acceptable plan for mitigation of anticipated impacts; (2) as mapped on the Newcastle Field Office GIS database; (3) protecting cultural and scenic values of historic trails.

WYNFO CSU LCFA-Lance Creek Fossil Area Paleontological Values

CSU (1) Surface occupancy or use may be restricted or prohibited if paleontological sites exist, unless paleontological sites are avoided or the operator and surface managing agency arrive at an acceptable plan for mitigation of anticipated impacts; (2) as mapped on the Newcastle Field Office GIS database; (3) protecting Lance Creek Fossil Area paleontological values.

WYRFO CSU HTRAILS-Historic Trails

CSU (1) Surface occupancy or use may be restricted or prohibited within the setting contributing to the National Register of Historic Places eligibility unless the operator and surface managing agency arrive at an acceptable plan for mitigation of anticipated impacts; (2) as mapped on the Rawlins Field Office GIS database; (3) protecting historic and visual values of historic trails.

BLM Lease Notice LN

HQ-CR-1-Cultural Resource Protection

This lease may be found to contain historic properties and/or resources protected under 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.

HO-MLA-1-Notice to Lessee Concerning Mineral Leasing Act Section 2(a)(2)(A)

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 that is not producing coal in commercial quantities from each such lease cannot qualify for the issuance of any other lease granted under the MLA. 43 CFR 3472 explains coal lessee compliance with Section 2(a)(2)(A).

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; (2) the initial lessee as assignor or as transferor is no longer in compliance with Section 2(a)(2)(A); or (3) the assignee or transferee does not qualify as a bona fide purchaser and, thus, has no rights to bona fide purchaser protection in the event of cancellation of this lease due to noncompliance with Section 2(a)(2)(A).

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

HO-TES-1-Threatened and Endangered Species Act

The lease area may now or hereafter contain plants, animals, or their habitats determined to be threatened, endangered, or other special status species. The BLM may recommend modifications to exploration and development proposals to further its conservation and management objective to avoid BLM-approved activity that would contribute to a need to list such a species or their habitat. The 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. The BLM will not approve any ground-disturbing activity 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.

WY STD LEASE NOTICE NO. 1-Reasonable Measures to Minimize Adverse Impacts to Resources

Under Regulation 43 CFR 3101.12 and terms of the lease (BLM Form 3100-11), the authorized officer may require reasonable measures to minimize adverse impacts to other resource values, land uses, and users not addressed in lease stipulations at the time operations are proposed. Such reasonable measures may include, but are not limited to, modification of siting or design of facilities, timing of operations, and specification of interim and final reclamation measures, which may require relocating proposed operations up to 200 meters, but not off the leasehold, and prohibiting surface disturbance activities for up to 60 days.

The lands within this lease may include areas not specifically addressed by lease stipulations that may contain special values, may be needed for special purposes, or may require special attention to prevent damage to surface and/or other resources. Possible special areas are identified below. Any surface use or occupancy within such special areas will be strictly controlled or, if absolutely necessary, prohibited. Appropriate modifications to imposed restrictions will be made for the maintenance and operation of producing wells.

1. Slopes in excess of 25 percent.
2. Within 500 feet of surface water and/or riparian areas.
3. Construction with frozen material or during periods when the soil material is saturated or when watershed damage is likely to occur.
4. Within 500 feet of Interstate highways and 200 feet of other existing rights-of-way (i.e., U.S. and State highways, roads, railroads, pipelines, powerlines).
5. Within 1/4 mile of occupied dwellings.
6. Mineral material sites.

GUIDANCE:

The intent of this notice is to inform interested parties (potential lessees, permittees, operators) that when one or more of the above conditions exist, surface disturbing activities will be prohibited unless or until the permittee or the designated representative and the surface management agency (SMA) arrive at an acceptable plan for mitigation of anticipated impacts. This negotiation will occur prior to development and become a condition for approval when authorizing the action.

Specific threshold criteria (e.g., 500 feet from water) have been established based upon the best information available. However, geographical areas and time periods of concern must be delineated at the field level (i.e., "surface water and/or riparian areas" may include both intermittent and ephemeral water sources or may be limited to perennial surface water).

The referenced oil and gas leases on these lands are hereby made subject to the stipulation that the exploration or drilling activities will not interfere materially with the use of the area as a materials site/free use permit. At the time operations on the above lands are commenced, notification will be made to the appropriate agency. The name of the appropriate agency may be obtained from the proper BLM Field Office.

THIS NOTICE APPLIES TO ALL PARCELS

WY STD LEASE NOTICE NO. 2-National Historic Trails

BACKGROUND:

The Bureau of Land Management (BLM), by including National Historic Trails within its National Landscape Conservation System, has recognized these trails as national treasures. Our responsibility is to review our strategy for management, protection, and preservation of these trails. The National Historic Trails in Wyoming, which include the Oregon, California, Mormon Pioneer, and Pony Express Trails, as well as the Nez Perce Trail, were designated by Congress through the National Trails System Act (P.L. 90-543; 16 U.S.C. 1241-1251) as amended through P.L. 106-509 dated November 13, 2000. Protection of the National Historic Trails is normally considered under the National Historic Preservation Act (P.L. 89-665; 16 U.S.C. 470 et seq.) as amended through 1992 and the National Trails System Act. Additionally, Executive Order 13195, "Trails for America in the 21st Century," signed January 18, 2001, states in Section 1: "Federal agencies will...protect, connect, promote, and assist trails of all types throughout the United States. This will be accomplished by: (b) Protecting the trail corridors associated with national scenic trails and the high priority potential sites and segments of national historic trails to the degrees necessary to ensure that the values for which each trail was established remain intact." Therefore, the BLM will be considering all impacts and intrusions to the National Historic Trails, their associated historic landscapes, and all associated features, such as trail traces, grave sites, historic encampments, inscriptions, natural features frequently commented on by emigrants in journals, letters and diaries, or any other feature contributing to the historic significance of the trails. Additional National Historic Trails will likely be designated amending the National Trails System Act. When these amendments occur, this notice will apply to those newly designated National Historic Trails as well.

STRATEGY:

The BLM will proceed in this objective by conducting a viewshed analysis on either side of the designated centerline of the National Historic Trails in Wyoming, except, at this time, for the Nez Perce Trail, for the purpose of identifying and evaluating potential impacts to the trails, their associated historic landscapes, and their associated historic features. Subject to the viewshed analysis and archaeological inventory, reasonable mitigation measures may be applied. These may include, but are not limited to, modification of siting or design of facilities to camouflage or otherwise hide the proposed operations within the viewshed. Additionally, specification of interim and final reclamation measures may require relocating the proposed operations within the leasehold. Surface disturbing activities will be analyzed in accordance with the National Environmental Policy Act of 1969 (P.L. 91-190; 42 U.S.C. 4321-4347) as amended through P.L. 94-52, July 3, 1975 and P.L. 94-83, August 9, 1975, and the National Historic Preservation Act, *supra*, to determine if any design, siting, timing, or reclamation requirements are necessary. This strategy is necessary until the BLM determines that, based on the results of the completed viewshed analysis and archaeological inventory, the existing land use plans (Resource Management Plans) have to be amended.

The use of this lease notice is a predecisional action, necessary until final decisions regarding surface disturbing restrictions are made. Final decisions regarding surface disturbing restrictions will take place with full public disclosure and public involvement over the next several years if BLM determines that it is necessary to amend existing land use plans.

GUIDANCE:

The intent of this notice is to inform interested parties (potential lessees, permittees, operators) that when any oil and gas lease contains remnants of National Historic Trails, or is located within the viewshed of a National Historic Trails' designated centerline, surface disturbing activities will require the lessee, permittee, operator or, their designated representative, and the surface management agency (SMA) to arrive at an acceptable plan for mitigation of anticipated impacts. This negotiation will occur prior to development and become a condition for approval when authorizing the action.

THIS NOTICE APPLIES TO ALL PARCELS

WY STD LEASE NOTICE NO. 3-Greater Sage-Grouse Habitat

Greater Sage-Grouse Habitat: The lease may in part, or in total, contain important Greater sage-grouse habitats as identified by the BLM, either currently or prospectively. The operator may be required to implement specific measures to reduce impacts of oil and gas operations on the Greater sage-grouse populations and habitat quality. Such measures shall be developed during the Application for Permit to Drill (APD) on-site and environmental review process and will be consistent with the lease rights granted.

THIS NOTICE APPLIES TO ALL PARCELS

BLM Stipulation NSO

WY BFO NSO SSRN4032-Raptor Nest (Special Status Species)

NSO or use is allowed within a species specific spatial buffer of special status species raptor nests using USFWS

Wyoming Ecological Service's recommendations (Appendix Q (p. 633) or http://www.fws.gov/wyominges/Pages/Species/Species_SpeciesConcern/Raptors.html).

NSO (1) as mapped on the BFO GIS database or determined by field evaluation, in coordination with the WGFD and/or USFWS.

For the purpose of: NSO (2) protecting nest sites of special status raptors.

Exception: The BLM authorized officer may grant an exception if it is determined that the action is of a scale, or sited in a location, or a site-specific evaluation determines that nesting special status raptors will not be disturbed (agitated or bothered to a degree that causes or is likely to cause: physical injury; or a decrease in productivity, by substantially interfering with normal breeding, feeding, or sheltering behavior; or nest abandonment, by substantially interfering with normal breeding, feeding, or sheltering behavior.) The determination may include coordination with the WGFD or USFWS.

Modification: The BLM authorized officer may modify the area subject to the stipulation based on local evaluation including topography, visibility, disturbance and human activity levels, and other factors. The stipulation may be modified based on monitoring results. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include coordination with the WGFD or USFWS.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area is not within the USFWS recommended spatial buffer of a sensitive species raptor nest. This determination shall be based upon field studies of the area by a qualified representative and reviewed by BLM. The determination may include coordination with the WGFD or USFWS.

BLM Stipulation TL

WY BFO TLS NSSRN4030-Raptor Nests (Non-Special Status Species)

Surface-disturbing and disruptive activities are prohibited or restricted within (1) the USFWS Wyoming Ecological Service's recommended spatial buffers and dates of active non-special status species raptor nests. (Appendix Q (p. 633) or http://www.fws.gov/wyominges/Pages/Species/Species_SpeciesConcern/Raptors.html).

TLS (2) as mapped on the BFO GIS database or determined by, BLM from field evaluation, in coordination with the WGFD and/or USFWS.

For the purpose of: TLS (3) ensuring raptor nest productivity.

Exception: The BLM authorized officer may grant an exception if it is determined that the action will not disturb (likely to cause physical injury; a decrease in productivity, by substantially interfering with normal breeding, feeding, or sheltering behavior; or nest abandonment, by substantially interfering with normal breeding, feeding, or sheltering behavior) nesting raptors. The determination may include consultation with the WGFD or USFWS.

Modification: The BLM authorized officer may modify the area subject to the stipulation based on local evaluation. Spatial buffers may be modified based on auditory and visual impacts, as well as the topography and other ecological characteristics surrounding the nest site. The stipulation may be modified based on monitoring results. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. The confirmation may include consultation with the WGFD or USFWS.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area does not include spatial buffers for raptor nests. This determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM.

WY BFO TLS SSRN4031-Raptor Nests (Special Status Species)

Surface-disturbing and disruptive activities are prohibited or restricted (1) within USFWS recommended spatial buffers and dates (Appendix Q (p. 633) or http://www.fws.gov/wyominges/Pages/Species/Species_SpeciesConcern/Raptors.html) of active raptor nests of special status species.

TLS (2) as mapped on the BFO GIS database or determined by field evaluation, in coordination with the WGFD and/or USFWS.

For the purpose of: TLS (3) ensuring productivity of nesting special status raptors.

Exception: The BLM authorized officer may grant an exception if it is determined that the action will not disturb nesting special status raptors.

Modification: The BLM authorized officer may modify the area subject to the stipulation based on local evaluation including topography, visibility, disturbance and human activity levels, and other factors. The stipulation may be modified based on monitoring results. The determination shall be based upon field studies of the area by a qualified representative and subject to confirmation from BLM. Confirmation may include coordination with the WGFD or USFWS.

Waiver: The BLM authorized officer may waive this stipulation if it is determined that the entire lease area is not within the USFWS recommended spatial buffer of a sensitive species raptor nest. This determination shall be based upon field studies of the area by a qualified representative and reviewed by BLM. The determination may include coordination with the WGFD or USFWS.

WY CFO TLS NR-Nesting Raptors

TLS (1) Feb 1 to Jul 31; (2) as mapped on the Casper Field Office GIS database; (3) protecting nesting Raptors.

WY RFO TLS BGCW-Big Game Crucial Winter Range

TLS (1) Nov 15 to Apr 30; (2) as mapped on the Rawlins Field Office GIS database; (3) protecting big game crucial winter range.

WY RFO TLS BON-Burrowing Owl Nests

TLS (1) Apr 15 to Sep 15; (2) as mapped on the Rawlins Field Office GIS database; (3) protecting nesting burrowing owls.

WY RFO TLS MPN-Mountain Plover Nests

TLS (1) Apr 10 to Jul 10; (2) as mapped on the Rawlins Field Office GIS database; (3) protecting nesting mountain plover.

WY SW TLS GHMAL-Greater Sage-Grouse breeding, nesting, etc. Within 2 miles of an occupied lek outside Priority Habitat Management Areas

TLS (1) Mar 15 to Jun 30; (2) as mapped on the applicable Field Office GIS database; (3) no

surface use to seasonally protect Greater Sage-Grouse breeding, nesting and early brood-rearing habitats outside designated Priority Habitat Management Areas (Core and Connectivity), within 2 miles of an occupied lek.