

H-3110-1 - NONCOMPETITIVE LEASES

Keywords

XIV. Amendment to Lease

After the competitive leasing process has concluded in accordance with 43 CFR Part 3120, and a noncompetitive lease is issued for only part of the lands described in a lease offer filed in accordance with 43 CFR 3110.1, the original lease may be amended to include any lands erroneously omitted. The offeror/lessee may elect to receive a separate lease in lieu of an amendment, unless a withdrawal is properly received in writing in the proper BLM office prior to issuance of the lease amendment. The annual rental rate and the primary lease term for the lands added by a lease amendment are to be the same as if the lands had been included in the original lease when issued.

AMENDMENT
TO LEASE

A. Processing an Amendment to a Lease

If the lands erroneously omitted from the lease are identified within the same lease year in which the original lease was issued, and the offeror does not request a separate lease, the BLM authorized officer is to execute an Oil and Gas Lease Amendment (see Illustration 24). No action or consent is required of the offeror with regard to the lease amendment. If more than one lease amendment is issued, the amendments shall be numbered consecutively.

Responsible

<u>Official</u>	<u>Step</u>	<u>Action</u>	<u>Keywords</u>
ALMRS Entry	1.	Enter Action Date (MANDATORY ACTION CODE): Date suspended action is lifted; DE 1775 Action Code 316/DE 2910 Action Code 678; <u>OR</u>	AUTOMATED NOTATION
	2.	Remove DE 1775 Action Code 008/DE 2910 Action Code 127 (action suspended).	
	3.	Enter Action Date (MANDATORY ACTION CODE): Date lease amendment issued; DE 1775 Action Code 607/DE 2910 Action Code 238; Action or General Remarks: Explanation for lease amendment.	

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KeywordsB. Processing a Separate Lease in Lieu of a Lease Amendment

If the offeror elects to receive a separate lease for the lands omitted from the original lease, the election to receive the separate lease in lieu of the lease amendment must be received in a signed statement from the offeror, accompanied by a new lease offer submitted on the current BLM-approved form. The new lease offer must describe the omitted lands remaining in the original lease offer. No new filing fee is to be required with such an offer, and the first year's advance rental held in connection with that portion of the original lease offer is to be applied to the new offer. A new serial number is assigned and is to be cross-referenced to the original lease. A copy of the original lease offer and accounting advice are to be placed in the new lease case file. When such a separate lease is issued, it is dated in accordance with 43 CFR 3110.3-2 (see Section XII.B, above).

SEPARATE LEASE
IN LIEU OF
LEASE AMENDMENT

Responsible

<u>Official</u>	<u>Step</u>	<u>Action</u>	<u>Keywords</u>
ALMRS Entry	1.	Enter Action Date (MANDATORY ACTION CODE): Date separate lease established; DE 1775 Action Code 001/DE 2910 Action Code 387; Action Remarks: Enter "AMENDMENT TO (serial number of original lease).	AUTOMATED NOTATION
	2.	Enter Action Date (MANDATORY ACTION CODE): Date lease signed; DE 1775 Action Code 176/DE 2910 Action Code 237.	
	3.	Enter Action Date (MANDATORY ACTION CODE, WHEN APPLICABLE FOR FRACTIONAL U.S. INTEREST LANDS): Enter date lease signed; DE 1775 Action Code 448/DE 2910 Action Code 527; Action Remarks: Percentage of Federal mineral ownership when U.S. mineral interests are less than 100%.	
	4.	Enter Action Date (MANDATORY ACTION CODE IF LANDS ARE IN MORE THAN ONE COUNTY): Enter date lease signed and lands are in two or more counties; DE 1775 Action Code 417/DE 2910 Action Code 523; Action Remarks: Enter acres and State and county codes from DE 0002.	

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Responsible Official	Step	Action	Keywords
	5.	Enter Action Date (MANDATORY ACTION CODE): Effective date of lease; DE 1775 Action Code 225/DE 2910 Action Code 868.	
	6.	Enter Action Date (MANDATORY ACTION CODE): Enter 12 1/2 percent royalty rate; DE 1775 Action Code 102/DE 2910 Action Code 530.	
	7.	For acquired lands mineral lease: Enter Action Date (MANDATORY ACTION CODE FOR ACQUIRED LANDS MINERALS): Enter fund symbol; DE 1775 Action Code 444/DE 2910 Action Code 496; Action Remarks: Fund symbol argument code from DE 3042; <u>OPTIONAL</u> : Also enter Treasury fund symbol, including proclaimed unit number (refuge code) in Action Remarks.	
		<u>NOTE</u> : See Appendix 1 for a listing of the Treasury Symbols.	
	8.	Enter Action Date (MANDATORY ACTION CODE): Date lease expires; DE 1775/2910 Action Code 763.	

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