

## NOTICE TO LESSEE

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

In accordance with the terms of this oil and gas lease with respect to compliance by the initial lessee with qualifications concerning Federal coal lease holdings, all assignees and transferees are hereby notified that this oil and gas lease is subject to cancellation if: (1) the initial lessee as assignor or as transferor has falsely certified compliance with Section 2(a)(2)(A) or (2) because of a denial or disapproval by a State Office of a pending coal action, i.e., arms-length assignment, relinquishment, or logical mining unit, the initial lessee as assignor or as transferor is no longer in compliance with Section 2(a)(2)(A). 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).

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

**ENDANGERED SPECIES ACT**  
**SECTION 7 CONSULTATION STIPULATION**

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

**LEASE TIMING STIPULATION**

**Resource: Sage Grouse Winter Range**

**Stipulation:** Timing Limitation. No surface activity would be allowed within winter range for sage grouse from November 1 through March 31.

**Objective:** To protect sage grouse from disturbance during the crucial winter period to maintain sage grouse populations.

**Exception:** An exception to this stipulation may be granted by the authorized officer, in consultation with Nevada Department of Wildlife, if the operator submits a plan that demonstrates that impacts from the proposed action are minimal or can be adequately mitigated.

**Modification:** The boundaries of the stipulated area may be modified if the authorized officer, in consultation with Nevada Department of Wildlife, determines that portions of the area no longer contain sage grouse winter habitat. The dates for the timing restriction may be modified if new information indicates the dates are not valid for the leasehold.

**Waiver:** The stipulation may be waived if the authorized officer, in consultation with Nevada Department of Wildlife determines that the entire leasehold no longer contains winter range for sage grouse.

**PARCEL**

**DESCRIPTION OF LANDS**

NV-10-06-115	T.0150N, R.0550E, 21 MDM, NV Sec. 012, PROT E2.
NV-10-06-128	T.0150N, R.0560E, 21 MDM, NV Sec. 004, LOTS 1-4; Sec. 004, SWNE,S2NW,SW,W2SE.
NV-10-06-129	T.0150N, R.0560E, 21 MDM, NV Sec. 009, NENW,W2NW.
NV-10-06-132	T.0200N, R.0560E, 21 MDM, NV Sec. 030, LOTS 1-4; Sec. 030, E2W2,W2E2; Sec. 031, LOTS 1-4; Sec. 031, E2W2,W2E2.

NV-040-002-001

**LEASE TIMING STIPULATION**

**Resource: Sage Grouse Nesting Habitat Associated with Leks**

**Stipulation:** Timing Limitation. No surface activity would be allowed within two miles of a sage grouse lek from March 1 through May 15 (June 15).

**Objective:** To protect sage grouse nesting activities associated with leks to maintain sage grouse populations.

**Exception:** An exception to this stipulation may be granted by the authorized officer, in consultation with Nevada Department of Wildlife, if the operator submits a plan that demonstrates that impacts from the proposed action are minimal or can be adequately mitigated.

**Modification:** The boundaries of the stipulated area may be modified if the authorized officer, in consultation with Nevada Department of Wildlife, determines that portions of the area can be occupied without adversely affecting sage grouse nesting activity. The dates for the timing restriction may be modified if new information indicates the dates are not valid for the leasehold.

**Waiver:** The stipulation may be waived if the authorized officer, in consultation with Nevada Department of Wildlife determines that the entire leasehold no longer contains nesting habitat for sage grouse.

**PARCEL**

**DESCRIPTION OF LANDS**

NV-10-06-122

T.0210N, R.0550E, 21 MDM, NV  
Sec. 022, SWNW.

**LEASE TIMING STIPULATION**

**Resource: Raptor Nest Sites**

**Stipulation:** Timing Limitation. No surface activity would be allowed from May 1 through July 15 within 0.5 mile of a raptor nest site which has been active within the past five years.

**Objective:** To protect raptor nesting activities to maintain existing populations.

**Exception:** An exception to this stipulation may be granted by the authorized officer, in consultation with Nevada Department of Wildlife, if the operator submits a plan that demonstrates that impacts from the proposed action are minimal or can be adequately mitigated.

**Modification:** The boundaries of the stipulated area may be modified if the authorized officer, in consultation with Nevada Department of Wildlife, determines that portions of the area can be occupied without adversely affecting raptor nesting activity. The dates for the timing restriction may be modified if new information indicates the dates are not valid for the leasehold.

**Waiver:** The stipulation may be waived if the authorized officer, in consultation with Nevada Department of Wildlife determines that the entire leasehold no longer contains raptor nest sites.

**PARCEL**

**DESCRIPTION OF LANDS**

NV-10-06-131

T.0200N, R.0560E, 21 MDM, NV  
sec. 016, N2.

NV-040-002-003

**LEASE TIMING STIPULATION**

**Resource: Big Game Crucial Winter Habitat**

**Stipulation:** Timing Limitation. No surface activity would be allowed within big game crucial winter range from November 1 through March 31.

**Objective:** To protect elk, mule deer, and pronghorn antelope from disturbance during the crucial winter period to maintain wildlife populations.

**Exception:** An exception to this stipulation may be granted by the authorized officer, in consultation with Nevada Department of Wildlife, if the operator submits a plan that demonstrates that impacts from the proposed action are minimal or can be adequately mitigated.

**Modification:** The boundaries of the stipulated area may be modified if the authorized officer, in consultation with Nevada Department of Wildlife, determines that portions of the area no longer contain winter habitat. The dates for the timing restriction may be modified if new information indicates the dates are not valid for the leasehold.

**Waiver:** The stipulation may be waived if the authorized officer, in consultation with Nevada Department of Wildlife determines that the entire leasehold no longer contains crucial winter range for big game.

**PARCEL**

**DESCRIPTION OF LANDS**

NV-10-06-129

T.0150N, R.0560E, 21 MDM, NV  
Sec. 010, E2,E2W2,E2SWSW;  
Sec. 015, ALL.

**LEASE NOTICE**

**Cultural Sites**

Lands within this lease contain areas of known high potential for cultural resources. Properties known at the time of lease announcement that are listed on or eligible for the National Register of Historic Places will be avoided, where possible, by means of lease exclusions or by limits on surface use. The preferred avoidance option is to exclude areas containing National Register of Historic Places eligible sites from leasing and all forms of surface disturbance. Cultural sites not avoided may require consultation with State Historic Preservation Officer and treatment plans.

**Carbonari District**

**PARCEL**

**DESCRIPTION OF LANDS**

NV-10-06-130

T.0200N, R.0560E, 21 MDM, NV  
Sec. 001, LOTS 1-4;  
Sec. 001, S2N2,S2;  
Sec. 002, LOTS 1-4;  
Sec. 002, S2N2,S2;  
Sec. 011, ALL.

**GENERAL OCCUPNACY**

Surface occupancy may be restricted for specific periods by the land management agency’s authorized officer for reasons including, but not limited to (a) extended periods of high soil moisture of runoff when unusual road damage or land surface rutting can occur, and (b) when occupancy would have significant effect upon sage grouse mating and brood-rearing, eagle or falcon nesting, and crucial deer wintering areas.

**Warming and cooling trends during winter, spring runoff events and other large seasonal precipitation events (primarily throughout the summer and fall) can and will contribute to extended periods of high soil moisture or runoff when unusual road damage or land surface rutting can occur. Potentially, these issues can be compounded in areas where there is no slope or slope greater than 30%.**

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-001 THRU NV-10-06-013	ALL LANDS
NV-10-06-015 THRU NV-10-06-025	ALL LANDS
NV-10-06-028 THRU NV-10-06-035	ALL LANDS
NV-10-06-044	ALL LANDS
NV-10-06-046	ALL LANDS
NV-10-06-052 THRU NV-10-06-057	ALL LANDS
NV-10-06-059	ALL LANDS
NV-10-06-061	ALL LANDS
NV-10-06-069 THRU NV-10-06-092	ALL LANDS
NV-10-06-094	ALL LANDS

NV-10-06-096	ALL LANDS
NV-10-06-098	ALL LANDS
NV-10-06-100	ALL LANDS
NV-10-06-101	ALL LANDS
NV-10-06-110	ALL LANDS
NV-10-06-111	ALL LANDS

**SAGE GROUSE**

No surface use is allowed during the following time period(s). Surface use is prohibited from March 1-August 1 within 2.0 miles (line of site) of sage grouse strutting or nesting areas described below or on newly identified strutting or nesting areas.

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-001	ALL LANDS
NV-10-06-002	T.0210N, R.0480E, 21 MDM, NV Sec. 011, ALL; Sec. 012, ALL.
NV-10-06-003	ALL LANDS
NV-10-06-004	T.0210N, R.0480E, 21 MDM, NV Sec. 023, ALL; Sec. 024, ALL; Sec. 025, ALL.
NV-10-06-005	T.0210N, R.0480E, 21 MDM, NV Sec. 026, ALL.
NV-10-06-006	ALL LANDS
NV-10-06-007	ALL LANDS
NV-10-06-008	T.0250N, R.0480E, 21 MDM, NV Sec. 002, LOTS 1-12; Sec. 002, S2; Sec. 003, LOTS 1-12; Sec. 003, S2.
NV-10-06-009	T.0250N, R.0480E, 21 MDM, NV Sec. 010, NW,S2; Sec. 011, SW.
NV-10-06-010	T.0250N, R.0480E, 21 MDM, NV Sec. 013, SW; Sec. 014, ALL; Sec. 015, ALL.
NV-10-06-011	ALL LANDS

NV-10-06-012	T.0250N, R.0480E, 21 MDM, NV Sec. 025, W2; Sec. 026, ALL; Sec. 027, ALL.
NV-10-06-013	ALL LANDS
NV-10-06-016	ALL LANDS
NV-10-06-017	ALL LANDS
NV-10-06-018	ALL LANDS
NV-10-06-019	T.0210N, R.0490E, 21 MDM, NV Sec. 017, W2,SE.
NV-10-06-020	T.0210N, R.0490E, 21 MDM, NV Sec. 011, ALL.
NV-10-06-021	T.0210N, R.0490E, 21 1MDM, NV Sec. 012, ALL.
NV-10-06-022	T.0210N, R.0490E, 21 MDM, NV Sec. 020, N2,SW.
NV-10-06-024	T.0210N, R.0490E, 21 MDM, NV Sec. 030, E2,E2W2.
NV-10-06-025	ALL LANDS
NV-10-06-028	ALL LANDS
NV-10-06-029	T.0250N, R.0490E, 21 MDM, NV Sec. 001, LOTS 1-7; Sec. 001, SWNE,S2NW,SW,W2SE; Sec. 002, LOTS 1-4; Sec. 002, S2N2,S2; Sec. 003, LOT 1; Sec. 003, SENE,E2SE.
NV-10-06-033	T.0250N, R.0490E, 21 MDM, NV Sec. 010, NE.
NV-10-06-034	ALL LANDS

NV-10-06-044	T.0220N, R.0500E, 21 MDM, NV Sec. 030, LOTS 1-4; Sec. 030, E2,E2W2.
NV-10-06-054	T.0240N, R.0500E, 21 MDM, NV Sec. 020, E2,E2SW.
NV-10-06-055	ALL LANDS
NV-10-06-059	T.0210N, R.0510E, 21 MDM, NV Sec. 006, LOTS 1-7; Sec. 006, S2NE,SE,SW,E2SW,SE.
NV-10-06-061	T.0210N, R.0510E, 21 MDM, NV Sec. 030, E2; Sec. 031, NENE; Sec. 032, NW,E2.
NV-10-06-070	T.0230N, R.0510E, 21 MDM, NV Sec. 008, PROT ALL.
NV-10-06-071	T.0230N, R.0510E, 21 MDM, NV Sec. 007, PROT E2E2,SWNE,W2SE; Sec. 018, PROT NE,E2SE.
NV-10-06-072	ALL LANDS
NV-10-06-073	T.0230N, R.0510E, 21 MDM, NV Sec. 019, PROT E2NE,S2; Sec. 030, PROT ALL.
NV-10-06-075	ALL LANDS
NV-10-06-076	T.0240N, R.0510E, 21 MDM, NV Sec. 008, ALL; Sec. 017, PROT ALL.
NV-10-06-088	T.0210N, R.0520E, 21 MDM, NV Sec. 021, PROT NE.
NV-10-06-092	ALL LANDS
NV-10-06-094	ALL LANDS
NV-10-06-100	ALL LANDS

**MIGRATORY BIRDS**

Operators should be aware that any ground clearing or other disturbance (such as the creation of cross-country access to sites, drilling, and/or construction) during the migratory bird nesting season (roughly, March 1 through July 31) risks a violation of the Migratory Bird Treaty Act. The Act prohibits destroying eggs or young of common shrub-nesting birds such as the sage thrasher, sage sparrow, Brewer's sparrow, horned lark, and meadowlark. Almost every migratory bird, with the exception of a few species such as the English sparrow and European starling, is covered by this law.

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-008	T.0250N, R.0480E, 21 MDM, NV Sec. 001, LOTS 1-12; Sec. 001, S2; Sec. 002, LOTS 1-12; Sec. 002, S2.
NV-10-06-009	T.0250N, R.0480E, 21 MDM, NV Sec. 011, ALL.
NV-10-06-015	T.0250N, R.0482E, 21 MDM, NV Sec. 001, LOTS 1-7; Sec. 001, SENE,E2SE.
NV-10-06-016	T.0210N, R.0490E, 21 MDM, NV Sec. 002, LOTS 1-4; Sec. 002, S2N2,S2; Sec. 003, LOTS 1-4; Sec. 003, S2N2,S2.
NV-10-06-029	T.0250N, R.0490E, 21 MDM, NV Sec. 001, LOTS 1-7; Sec. 001, SWNE,S2NW,SW,W2SE.
NV-10-06-030	T.0250N, R.0490E, 21 MDM, NV Sec. 006, LOTS 1-7.
NV-10-06-044	T.0220N, R.0500E, 21 MDM, NV Sec. 029, SW; Sec. 029, PROT N2,SE.
NV-10-06-081	T.0200N, R.0520E, 21 MDM, NV Sec. 001, PROT ALL.

NV-10-06-083	T.0200N, R.0520E, 21 MDM, NV Sec. 013, PROT N2,SW; Sec. 013, SE.
NV-10-06-084	T.0200N, R.0520E, 21 MDM, NV Sec. 023, N2,NESW,N2SE,SESE; Sec. 026, PROT S2; Sec. 026, NENE,NWNW,S2N2.
NV-10-06-085	T.0200N, R.0520E, 21 MDM, NV Sec. 024, ALL; Sec. 025, N2; Sec. 025, PROT S2.
NV-10-06-086	T.0210N, R.0520E, 21 MDM, NV Sec. 014, PROT ALL.
NV-10-06-089	T.0210N, R.0520E, 21 MDM, NV Sec. 026, PROT ALL.
NV-10-06-094	T.0220N, R.0520E, 21 MDM, NV Sec. 014, ALL.
NV-10-06-110	T.0160N, R.0540E, 21 MDM, NV Sec. 001, PROT ALL.

**WATER, RIPARIAN, AND WETLANDS**

The district contains live waters that are critical to the survival of various wildlife species. Therefore, prior to entry onto lands containing live waters, the lessee (operator) will discuss the proposed activities jointly with the area oil and gas supervisor and the district manager who may require additional measures for the protection of the water and its environment. Such measures may include:

- 1) No use of the water
- 2) No surface occupancy on some or all of the adjacent lands within ¼ mile of the water.
- 3) Limitations on the type of equipment that may be used
- 4) Restrictions of activities during certain times of the year.

All drilling sites within ½ mile of live or ephemeral waters must have impermeable reservoirs capable of retaining wastes and spoils.

Drill sites will be of sufficient distance from cold water springs to reduce the chance of flow interference.

Federally owned or controlled springs and water development may be used only with the prior written approval or the authorized officer.

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-001	T.0210N, R.0480E, 21 MDM, NV Sec. 002, LOTS 2; Sec. 002, SWNE,SENW,N2SW; Sec. 003, S2S2.
NV-10-06-002	T.0210N, R.0480E, 21 MDM, NV Sec. 010, NW,NWSW.
NV-10-06-006	T.0220N, R.0480E, 21 MDM, NV Sec. 013, SENW,E2SW,W2SE.
NV-10-06-007	T.0220N, R.0480E, 21 MDM, NV Sec. 025, N2NW.
NV-10-06-034	T.0250N, R.0490E, 21 MDM, NV Sec. 011, E2,SW,E2NW; Sec. 012, W2NW,W2SW; Sec. 013, NWNW; Sec. 014, N2NE,NENW.
NV-10-06-046	T.0230N, R.0500E, 21 MDM, NV Sec. 006, PROT E2; Sec. 007, PROT S2,SWNE,W2NW.

NV-10-06-052	T.0230N, R.0500E, 21 MDM, NV Sec. 029, PROT S2SE,S2SW; Sec. 030, PROT ALL; Sec. 031, PROT ALL; Sec. 032, PROT ALL.
NV-10-06-053	T.0240N, R.0500E, 21 MOM, NV Sec. 031, LOTS 2-4; Sec. 031, E2SW.
NV-10-06-054	T.0240N, R.0500E, 21 MDM, NV Sec. 020, SESE; Sec. 029, N2NW.
NV-10-06-055	T.0240N, R.0500E, 21 MDM, NV Sec. 021, E2NE,SWNE,NWSE,N2SW; Sec. 022, NW.
NV-10-06-056	T.0240N, R.0500E, 21 MDM, NV Sec. 023, PROT SW,W2SE; Sec. 024, PROT S2SW,S2SE; Sec. 025, PROT ALL; Sec. 026, PROT E2,E2W2.
NV-10-06-057	ALL LANDS
NV-10-06-069	T.0230N, R.0510E, 21 MDM, NV Sec. 004, PROT SWSW.
NV-10-06-070	T.0230N, R.0510E, 21 MDM, NV Sec. 005, PROT S2; Sec. 008, PROT ALL.
NV-10-06-071	ALL LANDS
NV-10-06-072	ALL LANDS
NV-10-06-073	ALL LANDS
NV-10-06-074	T.0230N, R.0510E, 21 MDM, NV Sec. 032, PROT ALL; Sec. 033, PROT N2; Sec. 034, E2; Sec. 034, PROT NW,E2SW.
NV-10-06-077	ALL LANDS

NV-10-06-078	T.0240N, R.0510E, 21 MDM, NV Sec. 029, PROT SWNW,W2SW; Sec. 032, PROT NW,NWSW.
NV-10-06-079	T.0220N, R.0512E, 21 MDM, NV Sec. 001, LOTS 1-6,S2NE,SE; Sec. 012, NWNE.
NV-10-06-081	T.0200N, R.0520E, 21 MDM, NV Sec. 001, PROT W2,SWNE,NWSE; Sec. 002, PROT E2; Sec. 012, PROT NW.
NV-10-06-083	T.0200N, R.0520E, 21 MDM, NV Sec. 011, PROT N2NE.
NV-10-06-089	T.0210N, R.0520E, 21 MDM, NV Sec. 023, PROT SESW,SWSE; Sec. 026, PROT ALL; Sec. 027, PROT SENE.
NV-10-06-090	T.0210N, R.0520E, 21 MDM, NV Sec. 025, W2SE,SW; Sec. 036, NW,NWNE.
NV-10-06-091	T.0210N, R.0520E, 21 MDM, NV Sec. 035, PROT NE.
NV-10-06-100	T.0230N, R.0520E, 21 MDM, NV Sec. 019, LOTS 1-4,6-8,10-12; Sec. 030, LOTS 1-12; Sec. 030, NWNE.
NV-10-06-101	T.0230N, R.0520E, 21 MDM, NV Sec. 031, LOTS 1-12.

## CULTURAL RESOURCES

Any proposed activities to be conducted under a lease should be evaluated on a case by case basis for compliance with Section 106 of the National Historic Preservation Act. Prior to any project implementation or ground disturbing activities, including exploration plans, adequate inventory, evaluation and mitigation (if necessary) of cultural resources must occur pursuant to Section 106 of the National Historic Preservation Act and as articulated in the Nevada State Protocol Agreement.

Furthermore, the Native American Graves Protection and Repatriation Act (NAGPRA: 43 CFR 10), protects items of cultural patrimony, Native American funerary items, Native American remains and sacred objects. In addition, the Archaeological Resources Protection Act (ARPA: 43 CFR 7.4, 7.14, 7.15, 7.16) provides for civil and/or criminal penalties for the disturbance of archaeological resources on federal lands. If cultural resources, Native American skeletal remains, funerary items, sacred items, or objects of cultural patrimony, are discovered during any phase of project implementation, all operations must cease in the vicinity of the discovery and adequate protection must be provided to the discovery. The BLM must be notified immediately, by telephone, with written confirmation to follow (43 CFR 10.4 (c), (d), (g); Nevada State Protocol Agreement VIII (b)). Notification should be made to Doug Furtado, Field Manager, Mt. Lewis Field Office, 50 Bastian Road, Battle Mountain, NV, 89820, (775-635-4000). No activity in the vicinity of the discovery should resume until the operator has been issued a Notice to Proceed by the Authorized Officer.

### PARCEL

### DESCRIPTION OF LANDS

NV-10-06-002	T.0210N, R.0480E, 21 MDM, NV Sec. 010, N2,W2SW,SESW,NESE.
NV-10-06-007	T.0220N, R.0480E, 21 MDM, NV Sec. 036, W2,SWSE.
NV-10-06-008	ALL LANDS
NV-10-06-009	T.0250N, R.0480E, 21 MDM, NV Sec. 012, ALL.
NV-10-06-010	T.0250N, R.0480E, 21 MDM, NV Sec. 013, ALL; Sec. 014, ALL.
NV-10-06-011	T.0250N, R.0480E, 21 MDM, NV Sec. 023, ALL.

NV-10-06-013	T.0250N, R.0480E, 21 MDM, NV Sec. 035, ALL.
NV-10-06-015	T.0250N, R.0482E, 21 MDM, NV Sec. 012, LOTS 1-4; Sec. 012, E2,E2W2.
NV-10-06-016	ALL LANDS
NV-10-06-017	ALL LANDS
NV-10-06-020	ALL LANDS
NV-10-06-022	ALL LANDS
NV-10-06-028	T.0220N, R.0490E, 21 MDM, NV Sec. 031, LOTS 3,4; Sec. 031, E2,E2W2.
NV-10-06-029	T.0250N, R.0490E, 21 MDM, NV Sec. 001, LOTS 1-7; Sec. 001, SWNE,S2NW,SW,W2SE; Sec. 003, LOTS 1-4; Sec. 003, S2N2,S2.
NV-10-06-030	T.0250N, R.0490E, 21 MDM, NV Sec. 006, S2NE,SE,SW,SE; Sec. 006, LOTS 1-7.
NV-10-06-031	T.0250N, R.0490E, 21 MDM, NV Sec. 018, LOTS 1-4; Sec. 018, E2,E2W2; Sec. 019, LOTS 1-4; Sec. 019, E2,E2W2.
NV-10-06-032	T.0250N, R.0490E, 21 MDM, NV Sec. 017, ALL; Sec. 020, ALL; Sec. 021, ALL.
NV-10-06-033	T.0250N, R.0490E, 21 MDM, NV Sec. 009, ALL; Sec. 010, ALL.
NV-10-06-034	T.0250N, R.0490E, 21 MDM, NV Sec. 011, ALL.

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NV-10-06-044	ALL LANDS
NV-10-06-046	ALL LANDS
NV-10-06-052	ALL LANDS
NV-10-06-053	ALL LANDS
NV-10-06-055	ALL LANDS
NV-10-06-056	ALL LANDS
NV-10-06-057	ALL LANDS
NV-10-06-059	ALL LANDS
NV-10-06-061	ALL LANDS
NV-10-06-071	ALL LANDS
NV-10-06-072	ALL LANDS
NV-10-06-073	ALL LANDS
NV-10-06-079	
THRU	
NV-10-06-086	ALL LANDS
NV-10-06-088	ALL LANDS
NV-10-06-089	ALL LANDS
NV-10-06-090	ALL LANDS
NV-10-06-096	ALL LANDS
NV-10-06-098	ALL LANDS
NV-10-06-100	ALL LANDS
NV-10-06-101	ALL LANDS

**NATIVE AMERICAN CONSULTATION**

In accordance with the National Historic Preservation Act (P.L. 89-665), the National Environmental Policy Act (P.L. 91-190), the Federal Land Policy and Management Act (P.L. 94-579), the American Indian Religious Freedom Act (P.L. 95-341), the Native American Graves Protection and Repatriation Act (P.L. 101-601) and Executive Order 13007, the BLM must also provide affected tribes an opportunity to comment and consult on the proposed project. BLM must attempt to limit, reduce, or possibly eliminate any negative impacts to Native American traditional/cultural/spiritual sites, activities, and resources.

BLM reserves the right to deny or alter proposed activities associated with any surface occupancy that results from Oil, Gas, and Geothermal leasing. Maintaining physical and spiritual integrity of certain locations within the Mount Lewis Field Office administrative boundary is vital to present and future cultural/spiritual/traditional activities. In accordance with Federal legislation and executive orders, Federal agencies must consider the impacts their actions may have to Native American traditions and religious practices. Consequently, the BLM must take steps to identify locations having traditional/cultural or religious values to Native Americans and insure that its actions do not unduly or unnecessarily burden the pursuit of traditional religion or traditional lifeways.

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-001 THRU NV-10-06-013	ALL LANDS
NV-10-06-015 THRU NV-10-06-025	ALL LANDS
NV-10-06-028 THRU NV-10-06-035	ALL LANDS
NV-10-06-044	ALL LANDS
NV-10-06-046	ALL LANDS
NV-10-06-052 THRU NV-10-06-057	ALL LANDS
NV-10-06-059	ALL LANDS
NV-10-06-061	ALL LANDS

NV-10-06-069	
THRU	
NV-10-06-092	ALL LANDS
NV-10-06-094	ALL LANDS
NV-10-06-096	ALL LANDS
NV-10-06-098	ALL LANDS
NV-10-06-100	ALL LANDS
NV-10-06-101	ALL LANDS
NV-10-06-110	ALL LANDS
NV-10-06-111	ALL LANDS

**SAGE GROUSE**

This lease contains lands which have been identified as suitable sage grouse habitat and will require summer and winter surveys. No surface use stipulations will be applied as necessary.

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-005	ALL LANDS
NV-10-06-015	ALL LANDS
NV-10-06-019 THRU	
NV-10-06-025	ALL LANDS
NV-10-06-029	T.0250N, R.0490E, 21 MDM, NV Sec. 003, LOTS 1-4; Sec. 003, S2N2,S2.
NV-10-06-030 THRU	
NV-10-06-035	ALL LANDS
NV-10-06-044	ALL LANDS
NV-10-06-046	ALL LANDS
NV-10-06-052 THRU	
NV-10-06-054	ALL LANDS
NV-10-06-056	ALL LANDS
NV-10-06-057	ALL LANDS
NV-10-06-059	ALL LANDS
NV-10-06-061	ALL LANDS
NV-10-06-069	ALL LANDS
NV-10-06-070	ALL LANDS
NV-10-06-071	ALL LANDS

NV-10-06-073 THRU NV-10-06-087	ALL LANDS
NV-10-06-088	T.0210N, R.0520E, 21 MDM, NV Sec. 020, PROT ALL; Sec. 028, PROT ALL; Sec. 029, PROT ALL.
NV-10-06-090 THRU NV-10-06-092	ALL LANDS
NV-10-06-094	ALL LANDS
NV-10-06-096	ALL LANDS
NV-10-06-098	ALL LANDS
NV-10-06-100	ALL LANDS
NV-10-06-101	ALL LANDS

**THREATENED, ENDANGERED, AND SENSITIVE SPECIES**

The lease area may now or hereafter contain plants, animals, or their habitats determined to be threatened, endangered, or other special status species. BLM may recommend modifications to exploration and development proposals to further its conservation and management objective to avoid BLM-approved activity that will contribute to a need to list such a species or their habitat. BLM may require modifications to or disapprove proposed activity that is likely to result in jeopardy to the continued existence of a proposed or listed threatened or endangered species or result in the destruction or adverse modification of a designated or proposed critical habitat. BLM will not approve any ground-disturbing activity that may affect any such species or critical habitat until it complete its obligations under applicable requirements of the Endangered Species Act as amended. 16 USC&1 531 et seq., including completion of any required procedure for conference or consultation.

Authority: BLM Washington Office Instruction Memorandum 2002-174; Endangered Species Act

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-014	ALL LANDS
NV-10-06-123 THRU	
NV-10-06-127	ALL LANDS
NV-10-06-133 THRU	
NV-10-06-139	ALL LANDS

**RAPTOR NESTING SITES**

This lease may contain lands with active raptor nesting sites. These lands are subject to seasonal protection from disturbance to avoid displacement and mortality of raptor young. Restrictions apply up to a 0.5 mile radius around the active nesting sites of the following species during the period described. The entire Elko District may provide suitable nesting for one or more of the species listed below.

- A. Golden Eagles and Great Homed Owls during the period 1/1-6/30, inclusive.
- B. Long-eared Owls during the period 2/1-5/15, inclusive.
- C. Prairie Falcons during the period 3/1-6/30, inclusive.
- D. Ferruginous Hawks, Northern Harriers and Barn Owls during the period 3/1-7/31, inclusive.
- E. Goshawk and Sharp-shinned Hawks during the period 3/15-7/15, inclusive.
- F. Cooper’s Hawks, Kestrels, and Burrowing Owls during the period 4/1-6/30, inclusive.
- G. Red-tailed and Swainson’s Hawk during the period 4/1-7/15, inclusive.
- H. Short-eared Owls during the period 2/1-6/15, inclusive.

Authority/Supporting Documentation: Wells RMP ROD (p. 25); Elko RMP ROD (p. 25), Birds of the Great Basin, 1985; State Director Decision: Horse Canyon Decision, 2005;

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-014	ALL LANDS
NV-10-06-123 THRU NV-10-06-127	ALL LANDS
NV-10-06-133 THRU NV-10-06-139	ALL LANDS

**CULTURAL RESOURCES**

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

Authority: BLM Washington Office Instruction Memorandum 2005-03

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-014	ALL LANDS
NV-10-06-123 THRU NV-10-06-127	ALL LANDS
NV-10-06-133 THRU NV-10-06-139	ALL LANDS

**PRONGHORN ANTELOPE CRUCIAL WINTER RANGE**

This lease contains lands which have been identified as pronghorn antelope crucial winter range. These lands are subject to seasonal protection from disturbance to avoid displacement and mortality to animals during the winter. Seasonal restrictions from disturbance in pronghorn antelope crucial winter ranges apply during the period 11/15-3/16, inclusive.

Authority/Supporting Documentation: Wells RMP ROD (p. 25); Elko RMP ROD (p. 3); Field Guide to Mammals (1976)

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-133	ALL LANDS
NV-10-06-134	ALL LANDS
NV-10-06-137	ALL LANDS

**SAGE GROUSE BROOD REARING AREAS**

This lease contains lands which have been identified as sage grouse brood rearing areas that are subject to seasonal protection from disturbance. Seasonal restrictions from disturbance in sage grouse brood rearing areas apply within 0.5 miles or other appropriate distance based on site-specific conditions from 5/15 to 8/15, inclusive. This restriction does not apply to operating facilities.

Authority/Supporting Documentation: Wells RMP ROD (p. 25); Elko RMP ROD (p. 3 and 36) Management Guidelines for Sage Grouse and Sagebrush Ecosystems in Nevada, 2000, State Director Decision: Horse Canyon Decision, 2005

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-123 THRU NV-10-06-127	ALL LANDS
NV-10-06-133 THRU NV-10-06-139	ALL LANDS

**SAGE GROUSE CRUCIAL WINTER HABITAT**

This lease contains lands which have been identified as sage grouse crucial winter habitat that are subject to seasonal protection from disturbance. Seasonal restrictions from disturbance in sage grouse crucial winter habitat apply during the period November 1 to March 15. This stipulation does not apply to operating facilities.

Authority/Supporting Documentation: Wells RMP ROD (p. 22 and 25); Elko RMP ROD; Management Guidelines for Sage Grouse and Sagebrush Ecosystems in Nevada, 2000;

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-123	ALL LANDS
NV-10-06-125 THRU NV-10-06-127	ALL LANDS

**CONGRESSIONALLY DESIGNATED HISTORIC TRAILS**

This parcel includes lands within one mile of the center of Congressionally designated historic trails. Fluid mineral leasing activities within one mile of the center of Congressionally designated historic trails may be limited or modified to protect the historical and scenic values of the trails.

Authority: Nevada BLM Instruction Memorandums 2004-004 and 2004-006

<b><u>PARCEL</u></b>	<b><u>DESCRIPTION OF LANDS</u></b>
NV-10-06-123	ALL LANDS
NV-10-06-124	ALL LANDS
NV-10-06-126	ALL LANDS
NV-10-06-137	ALL LANDS

**MATERIAL SITE**

The lessee accepts this lease subject to the right of the State of Nevada to remove road building material from the land embraced in Material Site No. (see below) and agrees that its operations will not interfere with the material operations of the Department of Transportation.

**PARCEL**

**DESCRIPTION OF LANDS**

NV-10-06-101  
NEV 01472

T.0230N, R.0520E, 21 MDM, NV  
Sec. 031, LOT 6 (within).