



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Prineville District Office
3050 N.E. 3rd Street
Prineville, Oregon 97754

IN REPLY REFER TO:

OROR 51574 P060

CERTIFIED MAIL
7009 2820 0000 8633 7175
RETURN RECEIPT REQUESTED

JUL 28 2011

DECISION

Richard Oberdorfer :
Western Radio Services Co. Inc. : Communication Use Lease OR 51574
:
:
:

Communication Use Lease OR-51574 Issued
Rental Determined
Monitoring Fee Determined

Enclosed is a copy of your Communications Use Lease, serial number OR-51574, which allows the use of public land for a Communication Use Facility, which includes a 12 by 20 foot metal storage building and a guyed tower. It was approved by the Bureau of Land Management (BLM) on July 21, 2011.

The annual rent for 2011 in the amount of \$9,269.56 has been received by the BLM. The BLM will charge you rent for your lease based on the total number of communication uses within the communication site right-of-way, the type of uses and the population strata the facility or site serves. All subsequent rental billings will be due at the beginning of the calendar year starting January 1, 2012.

The monitoring fee for this ROW is determined to be a Category 1, which is \$112.00. BLM has received your monitoring fee.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 or 43 CFR 2881.10 for a stay (suspension) of the effectiveness of this decision during the time that

your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

If you have any questions, please contact Julie Freeman by phone at 541-416-6701 or email at jkfreema@blm.gov.

Sincerely,



Molly M. Brown
Field Manager, Deschutes Resource Area

Enclosures
Communications Use Lease OR-51574
BLM Form 1842-1