

**"EXHIBIT B**  
Terms and Conditions of Grant  
CACCA-51798

**"4/12/2010**

1. The holder shall construct, operate and maintain the Warfare Training Facility on public lands in San Diego County, California.
2. The holder shall conduct all activities associated with the construction, operation, and termination of the R/W within the authorized limits of the R/W.
3. The holder shall minimize dust emissions:
  - a) Water active grading areas, including unpaved roads used for site access, at least twice daily.
4. Any relocation, additional construction, or use that is not in accordance with the approved project description, shall not be initiated without the prior written approval of the authorized officer. A copy of the complete R/W grant, including all stipulations and approved project description, shall be made available on the R/W area during construction, operation and termination to the authorized officer. Noncompliance with the above shall be grounds for an immediate temporary suspension of activities if it constitutes a threat to public health and safety or the environment.
5. Any cultural and/or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land shall be immediately reported to the authorized officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery shall be made by the authorized officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder shall be responsible for the cost of evaluation and any decision as to proper mitigation measures shall be made by the authorized officer after consulting with the holder.
6. Grant holder shall comply with all terms and conditions and conservation measures specified in the *Formal Section 7 Consultation Biological Opinion on Land Withdrawal, Facilities Construction, and Operations at Naval Special Warfare, La Posta Mountain Training Facility, Campo California (FWS-SDG-4452) dated April 20, 2007.*
7. Grant holder shall comply with all mitigation and requirements identified in the Environmental Assessment and Decision Record #CA-060-0010-0002, dated February 12, 2010.
8. The holder shall protect all survey monuments found within the R/W. Survey monuments include, but are not limited to, General Land Office and Bureau of Land Management Cadastral Survey Corners, reference corners, witness points, U.S. Coastal and Geodetic benchmarks and triangulation stations, military control monuments, and recognizable civil (both public and private) survey monuments. In the event of obliteration or disturbance of any of the above, the holder shall immediately report the incident, in writing, to the authorized officer and the respective installing authority if known. Where General Land Office or Bureau of Land Management R/W monuments or references are obliterated during operations, the holder shall secure the services of a registered land surveyor to restore the disturbed monuments and

references using surveying procedures found in the Manual of Surveying Instructions for the Survey of the Public Lands in the United States, latest edition. The holder shall record such survey in the appropriate county and send a copy to the authorized officer. If the Bureau cadastral surveyors or other Federal surveyors are used to restore the disturbed survey monument, the holder shall be responsible for the survey cost.

9. This authorization is issued subject to all valid existing rights as of the date of issuance.
10. The holder shall adhere to the project description for Parcel "C" as identified in Sections 2.2.4 – 2.2.6 in the Final La Posta Mountain Warfare Training Facility Environmental Assessment, San Diego California, dated June, 2007, and as approved in the Decision Record dated February 11, 2010.