

**U.S. Department of the Interior
Bureau of Land Management
Kremmling Field Office
P O Box 68
Kremmling, CO 80459**

CATEGORICAL EXCLUSION

NUMBER: DOI-BLM-LLCON02000-2013-0044-CX

A. Background

CASEFILE/PROJECT NUMBER: COC-55997 and COC-56160

PROJECT NAME: Steamboat Springs Cellular General Partner c/o Comnet Cellular Inc. name change to Cellular Inc. Network Corporation dba Verizon Wireless.

**LEGAL DESCRIPTION: COC-55997 : T. 2 N., R. 80W., Sections 20, 28, and 29, 6th P.M.
COC-56160 : T. 2 N., R. 80 W., Sections 20 and 29, 6th P.M.**

APPLICANT: Cellular Inc. Network Corporation dba Verizon Wireless

DESCRIPTION OF PROPOSED ACTION:

Steamboat Springs Cellular General Partner c/o Comnet Cellular Inc. was issued a road right-of-way (ROW) on October 14, 1997, COC-55997. Cellular Inc. Network Corporation dba Verizon Wireless has applied to have the name changed on the ROW grant to accurately reflect the identity of the holder. This road allows access to a communication site on Wolford Mt. The ROW is 30 feet wide by 8469 feet long, and expires on October 13, 2027. No new ground disturbance would occur.

Steamboat Springs Cellular General Partner c/o Comnet Cellular Inc. was issued a power line right-of-way (ROW) on April 9, 1999, COC-56160. Cellular Inc. Network Corporation dba Verizon Wireless has applied to have the name changed on the ROW grant to accurately reflect the identity of the holder. This power line supplies power to the communication site on Wolford Mt. The ROW is 20 feet wide by 5000 feet long, and expires on April 8, 2029. No new ground disturbance would occur.

DOI-BLM-LLCON02000-2013-0044-CX

PLAN CONFORMANCE REVIEW: The Proposed Action is subject to and has been reviewed for conformance with (43 CFR 1610.5-3, BLM 1601.08) the following plan:

Name of Plan: the Kremmling Resource Management Plan (RMP), Record of Decision

Date Approved: December 19, 1984; Updated February 1999

Decision Number/Page: Page 14

Decision Language: Provide the opportunity to utilize public lands for development of facilities which benefit the public, while considering environmental and agency concerns.

CATEGORICAL EXCLUSION REVIEW: The Proposed Action qualifies as a categorical exclusion under 516 DM 11.9, E., (13): Amendments to existing rights-of-way, such as the upgrading of existing facilities, which entail no additional disturbances outside the right-of-way boundary.

The Proposed Action has been reviewed with the list of extraordinary circumstances (43 CFR 46.215) described in the table below.

Extraordinary Circumstance	YES	NO
a) Have significant adverse effects on public health and safety.		X
b) Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation, or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands; floodplains; national monuments; migratory birds; and other ecologically significant or critical areas.		X
c) Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources.		X
d) Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		X
e) Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.		X
f) Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.		X
g) Have significant impacts on properties listed, or eligible for listing, in the National Register of Historic Places as determined by either the bureau of office.		X
h) Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have adverse		X

Extraordinary Circumstance	YES	NO
effects on designated Critical Habitat for these species.		
i) Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.		X
j) Have a disproportionately high and adverse effect on low income or minority populations		X
k) Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly affect the physical integrity of such sacred sites.		X
l) Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species.		X

INTERDISCIPLINARY REVIEW:

The Proposed Action was presented to, and reviewed by, the Kremmling Field Office interdisciplinary team on 9/25/13. A complete list of resource specialists who participated in this review is available upon request from the Kremmling Field Office. The table below lists resource specialists who provided additional remarks concerning cultural resources and special status species.

Name	Title	Resource	Date
Bill Wyatt	Archaeologist	Cultural Resources, Native American Religious Concerns	9/26/2013
Megan McGuire	Wildlife Biologist	Special Status Plant/Wildlife Species	9/25/2013

REMARKS: None

MITIGATION: None

COMPLIANCE PLAN: On-going compliance inspections and monitoring will be conducted by the BLM Kremmling Field Office staff during and after construction. The operator will be notified of compliance related issues in writing, and depending on the nature of the issue(s), will be provided 30 days to resolve such issues.

NAME OF PREPARER: Annie Sperandio

NAME OF ENVIRONMENTAL COORDINATOR: Susan Cassel

COMPLIANCE WITH NEPA

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9, E(13). This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The Proposed Action has been reviewed, and none of the extraordinary circumstances described in 43 CFR 46.215 apply.

SIGNATURE OF AUTHORIZED OFFICIAL: /s/ Susan Cassel
Associate Field Manager

DATE SIGNED: 9/26/13

ATTACHMENTS: Stipulations

**U.S. Department of the Interior
Bureau of Land Management
Kremmling Field Office
P O Box 68
Kremmling, CO 80459**

DECISION RECORD

PROJECT NAME: Steamboat Springs Cellular General Partner c/o Comnet Cellular Inc. name change to Cellular Inc. Network Corporation dba Verizon Wireless.

CATEGORICAL EXCLUSION NUMBER: DOI-BLM-LLCON02000-2013-0044-CX

DECISION

It is my decision to implement the Proposed Action, as mitigated in DOI-BLM-LLCON02000-2013-0044-CX, authorizing the amendment to change the name on right-of-way grants COC-56160 and COC-55997.

Mitigation Measures: None

COMPLIANCE WITH LAWS & CONFORMANCE WITH THE LAND USE PLAN

This decision is in compliance with the Federal Land Management and Policy Act, the Endangered Species Act, and the National Historic Preservation Act. It is also in conformance with the December 19, 1984; Updated February 1999 Kremmling Resource Management Plan (RMP).

PUBLIC INVOLVEMENT : The CX will be available for a formal 30-day public comment period when posted on the Kremmling Field Office's internet website.

RATIONALE

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9, E (13). This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The Proposed Action has been reviewed, and none of the extraordinary circumstances described in 43 CFR 46.215 apply.

ADMINISTRATIVE REMEDIES

Administrative remedies may be available to those who believe they will be adversely affected by this decision. Appeals may be made to the Office of Hearings and Appeals, Office of the Secretary, U.S. Department of Interior, Board of Land Appeals (Board) in strict compliance with

the regulations in 43 CFR Part 4. Notices of appeal must be filed in this office within 30 days after publication of this decision. If a notice of appeal does not include a statement of reasons, such statement must be filed with this office and the Board within 30 days after the notice of appeal is filed. The notice of appeal and any statement of reasons, written arguments, or briefs must also be served upon the Regional Solicitor, Rocky Mountain Region, U.S. Department of Interior, 755 Parfet Street, Suite 151, Lakewood, CO 80215.

The effective date of this decision (and the date initiating the appeal period) will be the date this notice of decision is posted on BLM's Kremmling Field Office internet website.

SIGNATURE OF AUTHORIZED OFFICIAL: /s/ Susan Cassel
Associate Field Manager

DATE SIGNED: 9/26/13

STIPULATIONS
FOR
STEAMBOAT SPRINGS CELLULAR
GENERAL PARTNERSHIP
RIGHT-OF-WAY
C-56160

1. The holder shall contact the authorized officer at least 5 (five) days prior to the anticipated start of construction and/or any surface disturbing activities. The authorized officer may require and schedule a preconstruction conference with the holder prior to the holder's commencing construction and/or surface disturbing activities on the right-of-way. The holder and/or his representative shall attend this conference. The holder's contractor, or agents involved with construction and/or any surface disturbing activities associated with the right-of-way, shall also attend this conference to review the stipulations of the grant including the plans(s) of development.
2. Archaeological site 5GA804 will be avoided during construction and maintenance of the lines and poles by staying outside of the site boundaries.
3. The holder shall be responsible for weed control on disturbed areas within the limits of the right-of-way. The holder is responsible for consultation with the authorized officer and/or local authorities for acceptable weed control methods (within limits imposed in the grant stipulations).
4. Use of pesticides shall comply with the applicable Federal and state laws. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of pesticides, the holder shall obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer. Emergency use of pesticides shall be approved in writing by the authorized officer prior to such use.
5. The holder shall utilize erosion control practices during and after construction to minimize soil loss and prevent siltation of water bodies. The holder shall monitor the site for soil loss and will take any necessary steps to prevent soil loss during the life of the right-of-way.
6. No construction or routine maintenance activities shall be performed during periods when the soil is too wet to adequately support construction equipment. If such equipment creates ruts in excess of 4 (four) inches deep, the soil shall be deemed too wet to adequately support construction equipment. Appropriately sized rock riprap shall be placed at all culvert outlets to reduce outlet erosion.
7. The holder shall prepare a seedbed by distributing topsoil uniformly as directed by the authorized officer.
8. The holder shall mulch disturbed areas designated by the authorized officer. The type of mulch shall meet one of the following requirements:
 - (a) Straw used for mulching shall be from oats, wheat, rye, or other approved grain crops, and free from noxious weeds or other objectionable material as determined by the authorized officer. Straw mulch shall be suitable for placing with mulch blower equipment.

(b) Hay shall be certified weed free. Hay shall be suitable for placing with mulch blower equipment.

(c) Wood cellulose fiber shall be natural or cooked wood cellulose fiber, natural or shall disperse readily in water, and shall be nontoxic. The homogeneous slurry or mixture shall be capable of application with power spray equipment. A colored dye that is noninjurious to plant growth may be used when specified. Wood cellulose fiber shall be packaged in new, labeled containers.

9. The holder shall seed all disturbed areas, including the road surface, shed area using an agreed upon method suitable for the location. Seeding shall be repeated if a satisfactory stand is not obtained as determined by the authorizing officer upon evaluation after the second growing season.

10. The holder shall seed all disturbed areas with the seed mixture(s) listed below. The seed mixture(s) shall be planted in the amounts specified in pounds of pure live seed (PLS)/acre. There shall be no primary or secondary noxious weed seed in the seed mixture. Seed shall be tested and the viability testing of seed shall be done in accordance with State law(s) and within 12 (twelve) months prior to purchase. Commercial seed shall be either certified or registered seed. The seed mixture container shall be tagged in accordance with State law(s) and available for inspection by the authorized officer.

Seed shall be planted using a drill equipped with a depth regulator to ensure proper depth of planting where drilling is possible. The seed mixture shall be evenly and uniformly planted over the disturbed area. (Smaller/heavier seeds have a tendency to drop to the bottom of the drill and are planted first. The holder shall take appropriate measures to ensure this does not occur.) Where drilling is not possible, seed shall be broadcast and the area shall be raked or chained to cover the seed. When broadcasting the seed, the pounds per acre noted below are to be doubled. The seeding will be repeated until a satisfactory stand is established as determined by the authorized officer. Evaluation of growth will not be made before completion of the second growing season after seeding. The authorized officer is to be notified a minimum of three days prior to seeding of the project. Seed tags will be provided to the BLM. Seed tags

<u>SEED MIXTURE</u>		<u>SEED MIXTURE</u>	
		Broadcast Seeding Rate (Drill seed at 1/2 the rate)	Broadcast Seeding Rate (Drill seed at 1/2 the rate)
<u>POUNDS</u>	<u>SEED NAME</u>	<u>LBS./ACRE (Pure Live Seed)</u>	<u>POUNDS./ACRE (Pure Live Seed)</u>
6	Western wheatgrass <i>Pascopyrum smithii</i> , variety. Arriba	6	Western wheatgrass <i>Pascopyrum smithii</i> , variety. Arriba
6	Slender wheatgrass <i>Elymus trachycaulus</i> ssp. <i>trachycaulus</i> var. Revenue or San Louis	6	Slender wheatgrass <i>Elymus trachycaulus</i> ssp. <i>trachycaulus</i> var. Revenue or San Louis
2	Bluebunch wheatgrass <i>Pseudoroegneria spicata</i> , var. Secar (Alternate var. Goldar)	2	Bluebunch wheatgrass <i>Pseudoroegneria spicata</i> , var. Secar
1	Big bluegrass <i>Poa ampla</i>	1	Big bluegrass <i>Poa ampla</i>
1	Sheep fescue <i>Festuca ovina</i> , var. Covar	1	Sheep fescue <i>Festuca ovina</i> , var. Covar
1/2	Lewis flax <i>Linum lewisii</i> , var. Appar	1/2	Lewis flax <i>Linum lewisii</i> , var. Appar

(Seed tags must be submitted to BLM after seeding.)

FERTILIZER

18-46-0 200 lbs. X-46-0 = 200 lbs.

(The best time to fertilize is prior to the second growing season.)

MULCH

Native Hay or Straw 2,000 lbs. Certified Noxious Weed Free

(Mulch must be used in critical areas likely to erode, such as long, steep slopes and drainages, otherwise, mulch is optional, but it will help stabilize the site and improve reclamation success.)

11. Holder shall maintain the right-of-way in a safe, usable condition, as directed by the authorized officer. (A regular maintenance program shall include, but is not limited to blading, ditching, culvert maintenance and installation, and surfacing.)

12. One month prior to termination of the right-of-way, the holder shall contact the authorized officer to arrange a joint inspection of the right-of-way. This inspection will be held to agree to an acceptable termination (and rehabilitation) plan. This plan shall include, but is not limited to, removal of facilities, drainage structures, or surface material, recontouring, topsoiling, or seeding. The authorized officer must approve the plan in writing prior to the holder's commencement of any termination activities.

13. The holder(s) shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder(s) shall comply with the Toxic Substances Control Act of 1976, as amended (15 U.S.C. 2601, et seq.) with regard to any toxic substances that are used, generated by or stored on the right-of-way on facilities authorized under this right-of-way grant. (See 40 CFR, Part 702-799 and especially, provisions on polychlorinated biphenyls, CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR, Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation and Liability Act of 1980, Section 102b. A copy of any report required or requested by any Federal or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.

14. The holder is responsible for informing all persons in the area associated with this project that they will be subject to prosecution for disturbing historic or archaeological sites, or for collecting artifacts.

The holder shall immediately bring to the attention of the Authorized Officer any and all antiquities, or other objects of historic, paleontological, or scientific interest including but not limited to historic or prehistoric ruins or artifacts DISCOVERED as a result of operations under this authorization (16 U.S.C. 470-3, 36 CFR 800.112). The holder shall immediately suspend all activities in the area of the object and shall leave such discoveries intact until written approval to proceed is obtained from the Authorized Officer. Approval to proceed will be based upon evaluation of the object(s). Evaluation shall be by a qualified professional selected by the Authorized Officer from a Federal agency insofar as practicable (BLM Manual 8142.06B). When not practicable, the holder shall bear the cost of the services of a non-Federal professional.

Within five working days the Authorized Officer will inform the holder as to:

- whether the materials appear eligible for the National Register of Historic Places;
- the mitigation measures the holder will likely have to undertake before the site can be used (assuming in situ preservation is not necessary); and,
- a timeframe for the Authorized Officer to complete an expedited review under 36 CFR 800.11 to confirm, through the State Historic Preservation Officer, that the findings of the Authorized Officer are correct and that mitigation is appropriate.

If the holder wishes, at any time, to relocate activities to avoid the expense of mitigation and/or the delays associated with this process, the Authorized Officer will assume responsibility for whatever recordation and stabilization of the exposed materials may be required. Otherwise, the holder will be responsible for mitigation costs. The Authorized Officer will provide technical and procedural guidelines for the conduct of mitigation. Upon verification from the Authorized Officer that the required mitigation has been completed, the holder will then be allowed to resume construction.

Antiquities, historic, prehistoric ruins, paleontological or objects of scientific interest that are outside of the authorization boundaries but directly associated with the impacted resource will also be included in this evaluation and/or mitigation.

Antiquities, historic, prehistoric ruins, paleontological or objects of scientific interest, identified or unidentified, that are outside of the authorization and not associated with the resource within the authorization will also be protected. Impacts that occur to such resources, that are related to the authorization activities, will be mitigated at the holder's cost.

Stipulations that specifically apply to known cultural, paleontological, antiquities and objects of scientific interest are attached.

15. Pursuant to 43 CFR 10.4(g), the holder of this authorization must notify the authorized officer, by telephone, with written confirmation, immediately upon the discovery of human remains, funerary items, sacred objects, or objects of cultural patrimony. Further, pursuant to 43 CFR 10.4 (c) and (d), you must stop activities in the vicinity of the discovery and protect it for 30 days or until notified to proceed by the authorized officer.

STIPULATIONS
FOR
STEAMBOAT SPRINGS CELLULAR GENERAL PARTNERSHIP
COC-55997

1. The holder shall contact the authorized officer at least seven (7) days prior to the anticipated start of construction and/or any surface disturbing activities. The authorized officer may require and schedule a preconstruction conference with the holder prior to the holder's commencing construction and/or surface disturbing activities on the right-of-way. The holder and/or his/her representative shall attend this conference. The holder's contractor, or agents involved with construction and/or any surface disturbing activities associated with the right-of-way, shall also attend this conference to review the stipulations of the grant.
2. The holder shall not initiate any construction or other surface disturbing activities on the right-of-way without the prior written authorization of the authorized officer. Such authorization shall be a written notice to proceed issued by the authorized officer. Any notice to proceed shall authorize construction or use only as therein expressly stated and only for the particular location or use therein described.
3. The holder shall construct and routinely maintain waterbars to the specifications and at the locations directed by the authorized officer, on the road right-of-way located on the east side of Wolford Mountain, within the NW1/4 of the NW1/4 of Section 29, T. 2 N., R. 80 W.
4. No construction or routine maintenance activities shall be performed during periods when the soil is too wet to adequately support construction equipment. If such equipment creates ruts in excess of 1 inch deep, the soil shall be deemed too wet to adequately support construction equipment.
5. The holder shall conduct all activities associated with the construction, operation, and termination of the right-of-way within the authorized limits of the right-of-way.
6. The existing roads shall not be widened or improved without the written approval of the authorized officer.
7. All design, material, and construction, operation, maintenance, and termination practices shall be in accordance with safe and proven engineering practices.

8. Fences, gates, and brace posts shall be constructed to appropriate Bureau standards and/or specifications as determined by the authorized officer.
9. At the authorized officer's discretion, the holder may be required to install and maintain a steel gate across the road right-of-way. The holder shall provide and install a high quality steel gate within 45 days of being directed by the authorized officer. The gate and gate installation shall meet BLM standards. The authorized officer shall designate the location for the gate to be installed after consulting with the holder. The holder shall keep the gate locked and closed. Only the holder, the BLM, or their respective lessees or permittees shall hold a key to the gate and shall be allowed vehicular access through the gate. The holder may be directed by the authorized officer to install and maintain fencing on either side of the gate to prevent motor vehicles from driving around the gate. If both sides of the gate are fenced, the holder shall construct a pass-through for pedestrian traffic.
10. The holder shall make a diligent attempt to revegetate the entire right-of-way route with the exception of two parallel wheel tracks the length of the route. Revegetation shall be achieved by seeding and fertilizing the entire road surface, cuts, fill, and waterbars in the early spring or late fall. Any ground disturbance resulting from road maintenance activities shall be seeded immediately following the maintenance activities.
11. The holder shall seed all disturbed areas with the seed mixture listed below. The seed mixture shall be planted in the amounts specified in pounds of pure live seed (PLS)/acre. There shall be no primary or secondary noxious weed seed in the seed mixture. Seed shall be tested and the viability testing of seed shall be done in accordance with State law(s) and within 12 months prior to purchase. Commercial seed shall be either certified or registered seed. The seed mixture container shall be tagged in accordance with State law(s) and available for inspection by the authorized officer. A copy of the seed tag shall be delivered to the authorized officer.

Seed shall be planted using a drill equipped with a depth regulator to ensure proper depth of planting where drilling is possible. The seed mixture shall be evenly and uniformly planted over the disturbed area. (Smaller/heavier seeds have a tendency to drop to the bottom of the drill and are planted first. The holder shall take appropriate measures to ensure this does not occur.) Where drilling is not possible, seed shall be broadcast and the area shall be raked or chained to cover the seed. The seeding will be repeated until a satisfactory stand is established as determined by the authorized officer. Evaluation of growth

will not be made before completion of the second growing season after seeding. The authorized officer is to be notified a minimum of two days prior to seeding of the project.

SEED MIX

<u>SEED NAME</u>	Broadcast Rate Pure Live Seed <u>LBS./AC.</u>	X	<u>ACRES</u>	=	<u>POUNDS</u>
Slender Wheatgrass Agropyron trachycaulm	6	X	_____	=	_____
Moutain Brome Bromus marginatus	9	X	_____	=	_____
Big Bluegrass Poa ampla	1.5	X	_____	=	_____
Sheep fescue Festuca ovina	2	X	_____	=	_____

(Seed tags must be submitted to BLM immediately after seeding)

FERTILIZER

18-46-0	200	X	_____	=	_____
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12. The holder shall maintain the right-of-way in a safe, usable condition, as directed by the authorized officer. (A regular maintenance program shall include, but is not limited to, blading, waterbar installation and cleanout, seeding and gate maintenance).
13. The holder(s) shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder(s) shall comply with the Toxic Substances Control Act of 1976, as amended (15 U.S.C. 2601, at seq.) with regard to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized under this right-of-way grant. (See 40 CFR, Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR, Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation and Liability Act of 1980, Section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.

14. Two weeks prior to termination of the right-of-way, the holder shall contact the authorized officer to arrange a joint inspection of the right-of-way. This inspection will be held to agree to an acceptable termination (and rehabilitation) plan. This plan shall include, but is not limited to, removal of facilities, drainage structures, or surface material, recontouring, topsoiling, or seeding. The authorized officer must approve the plan in writing prior to the holder's commencement of any termination activities.
15. The holder shall be responsible for weed control on disturbed areas within the limits of the right-of-way. The holder is responsible for consultation with the authorized officer for acceptable weed control methods (within limits imposed in the grant stipulations).
16. Use of pesticides shall comply with the applicable Federal and state laws. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of pesticides, the holder shall obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer. Use of pesticides shall be approved in writing by the authorized officer prior to such use.
17. The holder is responsible for informing all persons in the area who are associated with this project that they will be subject to prosecution for disturbing historic or archaeological sites, or for collecting artifacts.

The holder shall immediately bring to the attention of the Authorized Officer any and all antiquities, or other objects of historic, paleontological, or scientific interest including but not limited to, historic or prehistoric ruins or artifacts DISCOVERED as a result of operations under this authorization (16 U.S.C. 470.-3, 36 CFR 800.112). The holder shall immediately suspend all activities in the area of the object and shall leave such discoveries intact until written approval to proceed is obtained from the Authorized Officer. Approval to proceed will be based upon evaluation of the object(s). Evaluation shall be by a qualified professional selected by the Authorized Officer from a Federal agency insofar as practicable (BLM Manual 8142.06E). When not practicable, the holder shall bear the cost of the services of a non-Federal professional.

Within five working days the Authorized Officer will inform the holder as to:

- whether the materials appear eligible for the National Register of Historic Places;
- the mitigation measures the holder will likely have to undertake before the site can be used (assuming in situ preservation is not necessary); and,
- a timeframe for the Authorized Officer to complete an expedited review under 36 CFR 800.11 to confirm, through the State Historic

If the holder wishes, at any time, to relocate activities to avoid the expense of mitigation and/or the delays associated with this process, the Authorized Officer will assume responsibility for whatever recordation and stabilization of the exposed materials may be required. Otherwise, the holder will be responsible for mitigation costs. The Authorized Officer will provide technical and procedural guidelines for the conduct of mitigation. Upon verification from the Authorized Officer that the required mitigation has been completed, the holder will then be allowed to resume construction.

Antiquities, historic, prehistoric ruins, paleontological or objects of scientific interest that are outside of the authorization boundaries but directly associated with the impacted resource will also be included in this evaluation and/or mitigation.

Antiquities, historic, prehistoric ruins, paleontological or objects of scientific interest, identified or unidentified, that are outside of the authorization and not associated with the resource within the authorization will also be protected. Impacts that occur to such resources, that are related to the authorizations activities, will be mitigated at the holder's cost.

Stipulations that specifically apply to known cultural, paleontological, antiquities and objects of scientific interest are attached.

18. Pursuant to 43 CFR 10.4(g), the holder of this authorization must notify the authorized officer, by telephone, with written confirmation, immediately upon the discovery of human remains, funerary items, sacred objects, or objects of cultural patrimony. Further, pursuant to 43 CFR 10.4 (c) and (d), you must stop activities in the vicinity of the discovery and protect it for 30 days or until notified to proceed by the authorized officer.