



**United States Department of the Interior
BUREAU OF LAND MANAGEMENT**

Fillmore Field Office
95 E 500 N
Fillmore, UT 84631
<https://www.blm.gov/utah>



IN REPLY REFER TO:
2800 (UTW02000)
UTU-93314

July 16, 2018

CERTIFIED MAIL #7016 1370 0000 2162 1355
RETURN RECEIPT REQUESTED

DECISION

CENTRACOM
P.O. BOX 7
FAIRVIEW, UT 84629

:
:
:
:

UTU-93314

Right-of-Way Grant Issued

On June 21, 2018, an authorized officer of the Bureau of Land Management (BLM) issued right-of-way grant UTU-93314 (Grant), which authorizes the construction, operation, maintenance, and termination of a fiber optic line across lands managed by the Bureau of Land Management. The Grant is authorized for thirty years and expires on December 31, 2047. Enclosed is a copy of the signed grant for your records.

If you feel this decision is adverse, it 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 pursuant to regulation 43 CFR 4.21 (58 FR 4939, January 19, 1993) or 43 CFR 2804.1 for a stay 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.

Should you have any questions concerning the ROW grant, please contact Frederick G. Braun, Realty Specialist, at (435) 743-3143.



Michael D. Gates
Field Manager

Enclosures:

- a. Right-of-Way Grant UTU-93314
- b. Exhibit "A" (Map)
- c. Exhibit "B" (Stipulations)
- d. Form 1842-1

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

Issuing Office
LLUTW020000 - Fillmore Field Office

Serial Number
UTU-93314

1. A (right-of-way) (permit) is hereby granted pursuant to:

- a. Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761);
- b. Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185);
- c. Other (describe) _____

2. Nature of Interest:

- a. By this instrument, the holder CentraCom receives a right to construct, operate, maintain, and terminate a fiber optic line on public lands (or Federal land for MLA Rights-of-Way) described as follows:

Legal Description

Salt Lake Meridian, Utah
T. 18 S., R. 3 W.,
sec. 34, SE1/4.

- b. The right-of-way or permit area granted herein is 15 feet wide, 3326 feet long and contains 1.15 acres, more or less. If a site type facility, the facility contains NA acres.
- c. This instrument shall terminate on December 31, 2047, 30 years from its effective date unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.
- d. This instrument may may not be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.
- e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations parts 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued pursuant to the authority of paragraph (1)(a) for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit(s) "A" and "B", dated _____, attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

Attachments:

- 1. Exhibit "A" - Map
- 2. Exhibit "B" - Stipulations

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant or permit.

[Signature]
(Signature of Holder)

[Signature]
(Signature of Authorized Officer)

C.E.O.
(Title)

LEWIS FIELD OFFICE MANAGER
(Title)

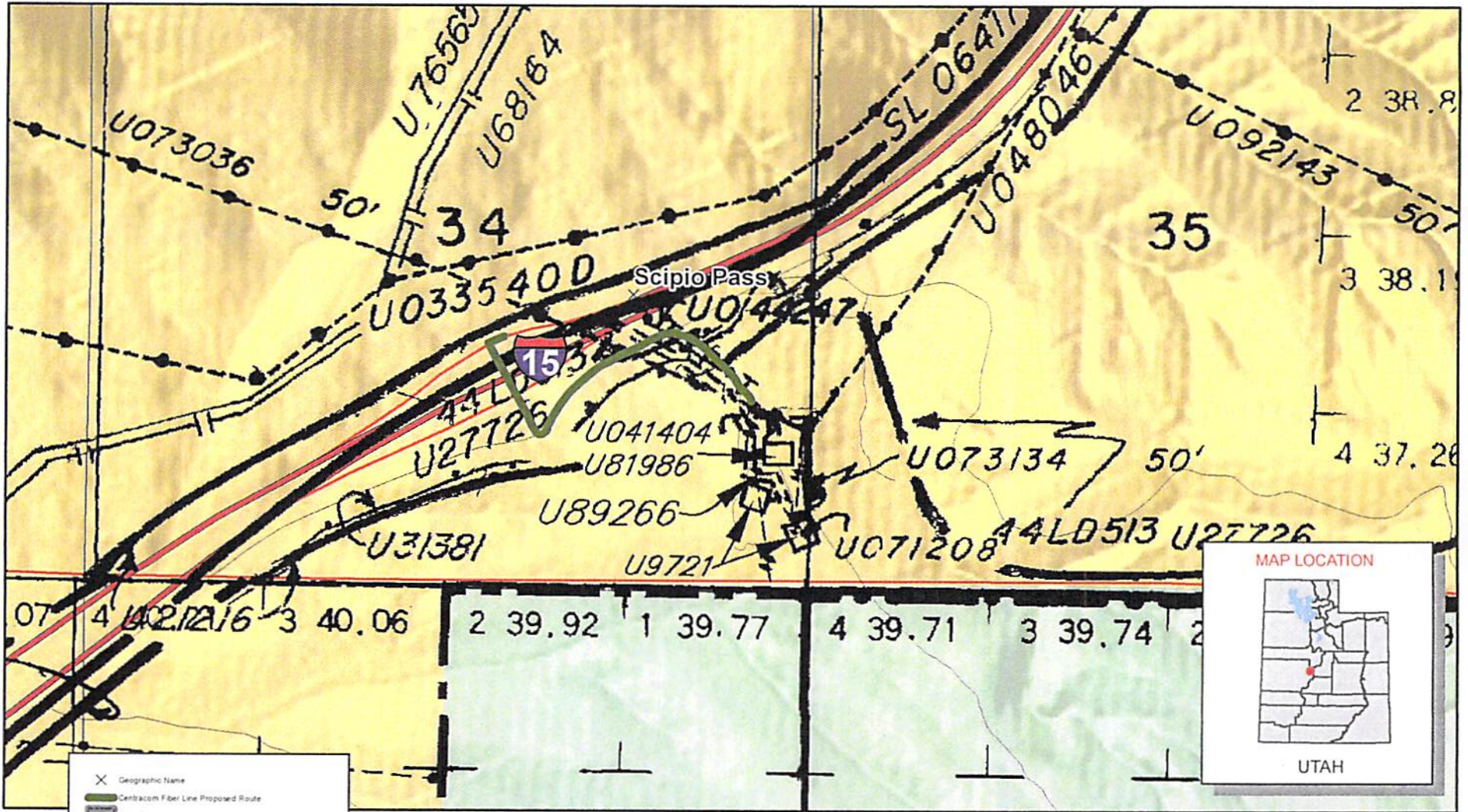
June 13 2018
(Date)

6/21/2018
(Effective Date of Grant)

R 3 W

T 18 S

T 19 S



X Geographic Name
 Centracom Fiber Line Proposed Route
 State Boundary
 County Boundary - Green Highlight
 SGID93_TRANSPORTATION_RoadsShieldLines
 SHIELD
 1
 Interstate
 7 - Ramps, Collectors
 11 - Other Local, Neighborhood, Rural Roads
 PLSS Township
 PLSS First Division
 First Division Type Text
 Section
 Land Status
 Bureau of Land Management
 US Forest Service

MAP LOCATION

UTAH



U.S. DEPARTMENT OF THE INTERIOR
 BUREAU OF LAND MANAGEMENT
 WEST DESERT DISTRICT



No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.

Exhibit "B"
Stipulations

CentaCom Fiber Line

Scipio Pass

UTU-93314

Issued to

Centracom

May, 2018

1. The Holder shall conduct all activities associated with the construction, operation, maintenance, and termination of the project within the authorized limits of the described right-of-way area, unless otherwise approved in writing by the Authorized Officer.
2. 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 four inches deep, the soil shall be deemed too wet to adequately support construction equipment.
3. Prior to entering BLM land, all construction equipment and vehicles will be cleaned of soils, seeds, vegetative matter, or other debris that could contain or hold noxious seeds. The Holder shall clean all vehicles and equipment using a pressure washer at the nearest commercial washing facility prior to entering the work site on public lands. If a noxious weed infestation occurs, the Holder will be responsible for control measures as directed by the Authorized Officer.
4. 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 will be made by the Authorized Officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The Holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the Authorized Officer after consulting with the Holder.
5. The Holder of this right-of-way grant or the Holder's successor in interest shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) And the regulations of the Secretary of Interior issued pursuant thereto.
6. The Holder shall be responsible to acquire any additional permits or authorizations required by other Federal, State, and local agencies.
7. If any sensitive species are discovered during construction or maintenance activities, all activities that may affect this resource will cease and notification will be made to the Authorized Officer.
8. Standard fire prevention stipulations would apply. During construction or maintenance, the Holder would notify the BLM of any fires and would comply with all rules and regulations administered by the BLM concerning the use, prevention, and suppression of fires on federal lands. In the event of a fire, the Holder or its contractors would initiate fire suppression actions in the work area. Suppression would continue until the fire is out or until the crews are relieved by an authorized representative of the BLM.

In the event of a fire, personal safety will be the first priority of the Holder or its contractors. The Holder or its contractors will:

- a. Operate all internal and external combustion engines on federally managed lands per 36 CFR 261.52, which requires all such engines to be equipped with a qualified spark arrester that is maintained and not modified.
- b. Initiate fire suppression actions in the work area to prevent fire spread to or on federally administered lands.
- c. Carry shovels, water, and fire extinguishers that are rated at a minimum as ABC - 10 pound on all equipment

and vehicles. If a fire spreads beyond the suppression capability of workers with these tools, all will cease fire suppression action and leave the area immediately via pre-identified escape routes.

- d. When welding, grinding, cutting or conducting other similar, spark-producing work, choose an area large enough to contain the sparks that is naturally free of all flammable vegetation or remove the flammable vegetation in a manner compliant with the permitted activity. If adequate clearance cannot be made, wet an area large enough to contain all sparks prior to the activity and periodically throughout the activity to reduce the risk of wildfire ignition. Regardless of clearance, maintain readiness to respond to an ignition at all times.
 - e. Notify the Richfield Interagency Fire Center (435) 896-8404 (or 911) immediately of the location and status of any escaped fire. Construction personnel will be trained in basic fire control procedures.
9. 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 permit area or on facilities authorized under this permit. (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.
10. The Holder will not perform maintenance on vehicles on public land, unless it is an emergency, in which case, containment material must be put under the vehicle.
11. The Holder shall observe all Federal, State, and local laws and regulations applicable to the premises and shall keep the premises in a neat, orderly, and sanitary condition.
12. This right-of-way grant is issued subject to all valid existing rights including other authorized rights-of-way that may be located adjacent to or which may be affected by the construction, operation, and termination of this subject right-of-way. Any existing facilities which may be damaged during operation, maintenance, or termination of this right-of-way will be repaired or restored to the same condition as existed prior to the damage. Any costs for such damage or repair shall be the total responsibility of the Holder. The Holder must also coordinate the proposed project with adjacent non-federal landowners.
13. When the authorized use is no longer needed, and prior to abandonment of the facilities, the Holder or authorized representative will meet the Authorized Officer to arrange a joint inspection of the right-of-way. The inspection will be held to agree on an acceptable abandonment and rehabilitation plan. The Authorized Officer must approve the plan in writing prior to the Holder commencing any abandonment and/or rehabilitation activities.

CentraCom

By: 
(Signature)

Date: June 13 2018

J. Branch Cox
(Printed Name)

CEO
(Title)

43 CFR SUBPART 1821—GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska
Arizona State Office ----- Arizona
California State Office ----- California
Colorado State Office ----- Colorado
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri
and, all States east of the Mississippi River
Idaho State Office ----- Idaho
Montana State Office ----- Montana, North Dakota and South Dakota
Nevada State Office ----- Nevada
New Mexico State Office ---- New Mexico, Kansas, Oklahoma and Texas
Oregon State Office ----- Oregon and Washington
Utah State Office ----- Utah
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

(Form 1842-1, September 2006)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,
AND
2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

-
- 1. NOTICE OF APPEAL**..... A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the *Notice of Appeal* in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a *Notice of Appeal* in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).
-
- 2. WHERE TO FILE**..... Bureau of Land Management Fillmore Field Office, 95 East 500 North, Fillmore, Utah 84631.
- NOTICE OF APPEAL.....
- WITH COPY TO SOLICITOR... Office of the Regional Solicitor, U.S. Department of the Interior, 6201 Federal Building, 125 South State Street, Salt Lake City, Utah 84138-1180.
-
- 3. STATEMENT OF REASONS**..... Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary (43 CFR 4.412 and 4.413).
- WITH COPY TO SOLICITOR..... Office of the Regional Solicitor, U.S. Department of the Interior, 6201 Federal Building, 125 South State Street, Salt Lake City, Utah 84138-1180.
-
- 4. ADVERSE PARTIES**..... Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the Statement of Reasons, and (c) any other documents filed (43 CFR 4.413).
-
- 5. PROOF OF SERVICE**..... Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (43 CFR 4.401(c)).
-
- 6. REQUEST FOR STAY**..... Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a *Notice of Appeal* (43 CFR 4.21). If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Interior Board of Land Appeals, the petition for a stay must accompany your *Notice of Appeal* (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). 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 (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 regulations, 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.

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that all communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (43 CFR 4.401(a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.



**United States Department of the Interior
BUREAU OF LAND MANAGEMENT**

Fillmore Field Office
95 E 500 N
Fillmore, UT 84631
<https://www.blm.gov/utah>



IN REPLY REFER TO:
2800 (UTW02000)
UTU-93314

May 30, 2018

CERTIFIED MAIL #7018 0040 0000 3300 2190
RETURN RECEIPT REQUESTED

DECISION

CENTRACOM	:	Right-of-Way Application
P.O. BOX 7	:	Serial No. UTU-93314
FAIRVIEW, UT 84629	:	
	:	

SF-299 Received
Processing Category Determined
Date of Estimated Decision

On May 10, 2018 the Bureau of Land Management (BLM), Fillmore Field Office received Standard Form 299, Application for Utility Systems on Federal Lands, from CentraCom. The application is requesting a right-of-way grant (ROW) to cross lands managed by BLM for the construction, operation and maintenance, and termination of an underground fiber optic line.

BLM has assigned serial number UTU-93314 to this ROW application. Please refer to this case file number in future correspondence.

Processing Fee Category

According to Federal regulations contained in 43 CFR 2804.14, the BLM is required to be reimbursed for the reasonable costs of processing your application. BLM has determined that the appropriate processing category fee for your application is a Category IV. The nonrefundable processing fee for a Category IV is \$1,189.00. Please submit this amount to the BLM office listed above within 30 days or your application may be rejected.

Other Fees

Should the grant be issued, you will be assessed monitoring fees based on the estimated number of hours required to monitor your activities allowed under the grant. These fees are not refundable. You will also be charged rent for the use of the public land based on 1) the acreage involved, and 2) the type of granted use.

Please be aware that you may not legally carry out any proposed activities on public lands managed by the BLM until you have an authorized grant from this office.

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 regulations 43 CFR 2801.10 or 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 regarding your ROW application or the processing fee you may contact Frederick G. Braun, Realty Specialist, at (435) 743-3143.



Michael D. Gates
Field Manager

Enclosures:
Form 1842-1

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

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Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

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Arizona State Office ----- Arizona
California State Office ----- California
Colorado State Office ----- Colorado
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri
and, all States east of the Mississippi River
Idaho State Office ----- Idaho
Montana State Office ----- Montana, North Dakota and South Dakota
Nevada State Office ----- Nevada
New Mexico State Office ---- New Mexico, Kansas, Oklahoma and Texas
Oregon State Office ----- Oregon and Washington
Utah State Office ----- Utah
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

(Form 1842-1, September 2006)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

JUN 21 2018

Issuing Office
LLUTW020000 - Fillmore Field Office

Serial Number
UTU-93314

RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

1. A (right-of-way) (permit) is hereby granted pursuant to:

- a. Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761);
- b. Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185);
- c. Other (describe) _____

2. Nature of Interest:

- a. By this instrument, the holder CentraCom receives a right to construct, operate, maintain, and terminate a fiber optic line on public lands (or Federal land for MIA Rights-of-Way) described as follows:

Legal Description

Salt Lake Meridian, Utah
T. 18 S., R. 3 W.,
sec. 34, SW1/4.

b. The right-of-way or permit area granted herein is 15 feet wide, 3326 feet long and contains 1.15 acres, more or less. If a site type facility, the facility contains NA acres.

c. This instrument shall terminate on December 31, 2047, 30 years from its effective date unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.

d. This instrument may may not be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.

e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations parts 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued pursuant to the authority of paragraph (1)(a) for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit(s) "A" and "B", dated _____, attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

Attachments:

- 1. Exhibit "A" - Map
- 2. Exhibit "B" - Stipulations

IN WITNESS WHEREOF. The undersigned agrees to the terms and conditions of this right-of-way grant or permit.

[Signature]
(Signature of Holder)

[Signature]
(Signature of Authorized Officer)

C.F.O.
(Title)

LEHIGH FIELD OFFICE MANAGER
(Title)

June 13 2018
(Date)

6/21/2018
(Effective Date of Grant)

Exhibit "B"
Stipulations

CentaCom Fiber Line

Scipio Pass

UTU-93314

Issued to

Centracom

May, 2018

1. The Holder shall conduct all activities associated with the construction, operation, maintenance, and termination of the project within the authorized limits of the described right-of-way area, unless otherwise approved in writing by the Authorized Officer.
2. 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 four inches deep, the soil shall be deemed too wet to adequately support construction equipment.
3. Prior to entering BLM land, all construction equipment and vehicles will be cleaned of soils, seeds, vegetative matter, or other debris that could contain or hold noxious seeds. The Holder shall clean all vehicles and equipment using a pressure washer at the nearest commercial washing facility prior to entering the work site on public lands. If a noxious weed infestation occurs, the Holder will be responsible for control measures as directed by the Authorized Officer.
4. 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 will be made by the Authorized Officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The Holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the Authorized Officer after consulting with the Holder.
5. The Holder of this right-of-way grant or the Holder's successor in interest shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) And the regulations of the Secretary of Interior issued pursuant thereto.
6. The Holder shall be responsible to acquire any additional permits or authorizations required by other Federal, State, and local agencies.
7. If any sensitive species are discovered during construction or maintenance activities, all activities that may affect this resource will cease and notification will be made to the Authorized Officer.
8. Standard fire prevention stipulations would apply. During construction or maintenance, the Holder would notify the BLM of any fires and would comply with all rules and regulations administered by the BLM concerning the use, prevention, and suppression of fires on federal lands. In the event of a fire, the Holder or its contractors would initiate fire suppression actions in the work area. Suppression would continue until the fire is out or until the crews are relieved by an authorized representative of the BLM.

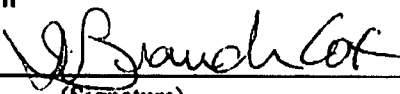
In the event of a fire, personal safety will be the first priority of the Holder or its contractors. The Holder or its contractors will:

- a. Operate all internal and external combustion engines on federally managed lands per 36 CFR 261.52, which requires all such engines to be equipped with a qualified spark arrester that is maintained and not modified.
- b. Initiate fire suppression actions in the work area to prevent fire spread to or on federally administered lands.
- c. Carry shovels, water, and fire extinguishers that are rated at a minimum as ABC - 10 pound on all equipment

and vehicles. If a fire spreads beyond the suppression capability of workers with these tools, all will cease fire suppression action and leave the area immediately via pre-identified escape routes.

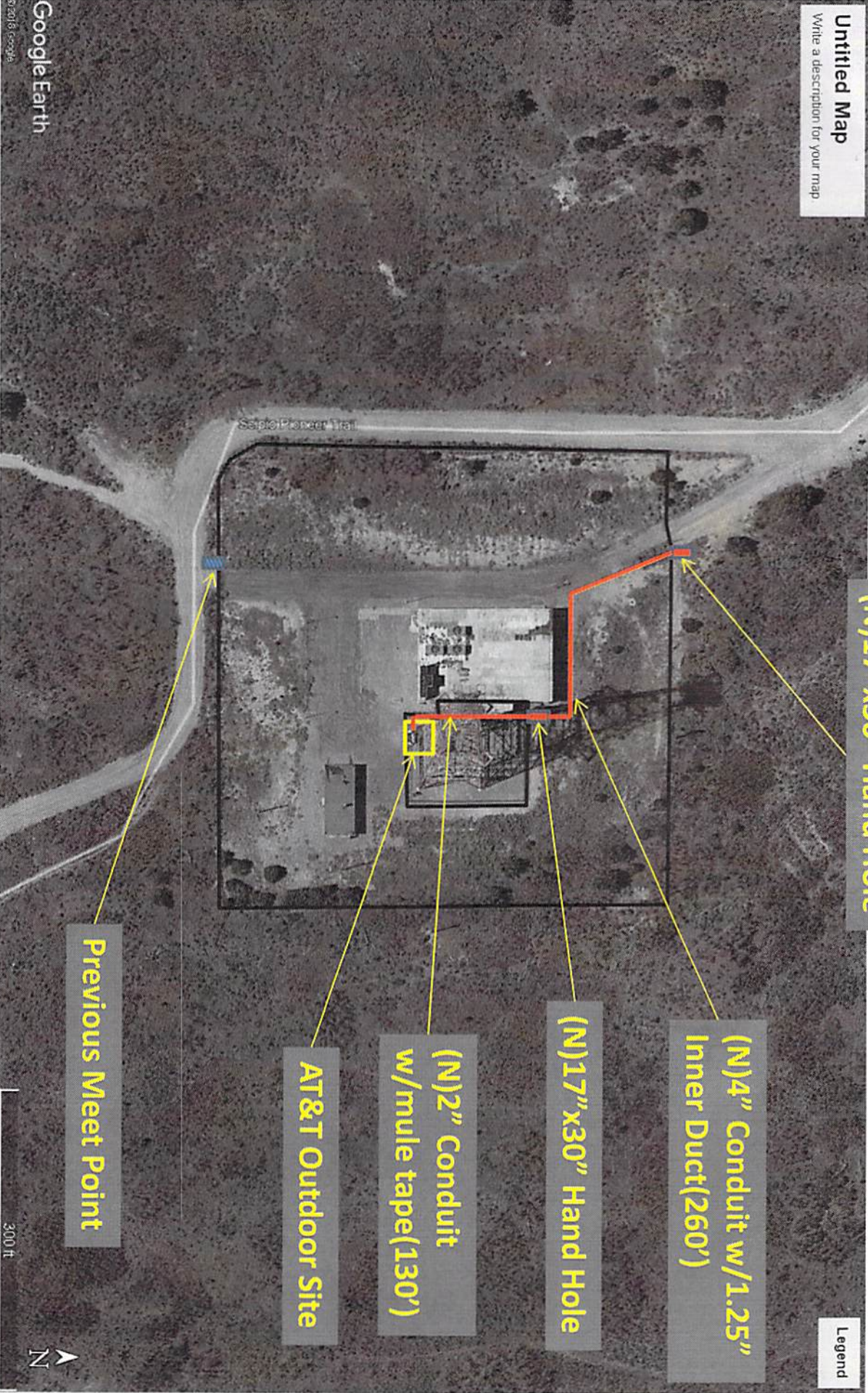
- d. When welding, grinding, cutting or conducting other similar, spark-producing work, choose an area large enough to contain the sparks that is naturally free of all flammable vegetation or remove the flammable vegetation in a manner compliant with the permitted activity. If adequate clearance cannot be made, wet an area large enough to contain all sparks prior to the activity and periodically throughout the activity to reduce the risk of wildfire ignition. Regardless of clearance, maintain readiness to respond to an ignition at all times.
 - e. Notify the Richfield Interagency Fire Center (435) 896-8404 (or 911) immediately of the location and status of any escaped fire. Construction personnel will be trained in basic fire control procedures.
9. 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 permit area or on facilities authorized under this permit. (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.
 10. The Holder will not perform maintenance on vehicles on public land, unless it is an emergency, in which case, containment material must be put under the vehicle.
 11. The Holder shall observe all Federal, State, and local laws and regulations applicable to the premises and shall keep the premises in a neat, orderly, and sanitary condition.
 12. This right-of-way grant is issued subject to all valid existing rights including other authorized rights-of-way that may be located adjacent to or which may be affected by the construction, operation, and termination of this subject right-of-way. Any existing facilities which may be damaged during operation, maintenance, or termination of this right-of-way will be repaired or restored to the same condition as existed prior to the damage. Any costs for such damage or repair shall be the total responsibility of the Holder. The Holder must also coordinate the proposed project with adjacent non-federal landowners.
 13. When the authorized use is no longer needed, and prior to abandonment of the facilities, the Holder or authorized representative will meet the Authorized Officer to arrange a joint inspection of the right-of-way. The inspection will be held to agree on an acceptable abandonment and rehabilitation plan. The Authorized Officer must approve the plan in writing prior to the Holder commencing any abandonment and/or rehabilitation activities.

CentraCom

By:  Date: June 13 2018
(Signature)
J. Branch Cox
(Printed Name)
CEO
(Title)

Untitled Map
Write a description for your map.

Google Earth
© 2018 Google



Meet Point
(N)17"x30" Hand Hole

(N)4" Conduit w/1.25"
Inner Duct(260')

(N)17"x30" Hand Hole

(N)2" Conduit
w/mule tape(130')

AT&T Outdoor Site

Previous Meet Point

Legend

300ft



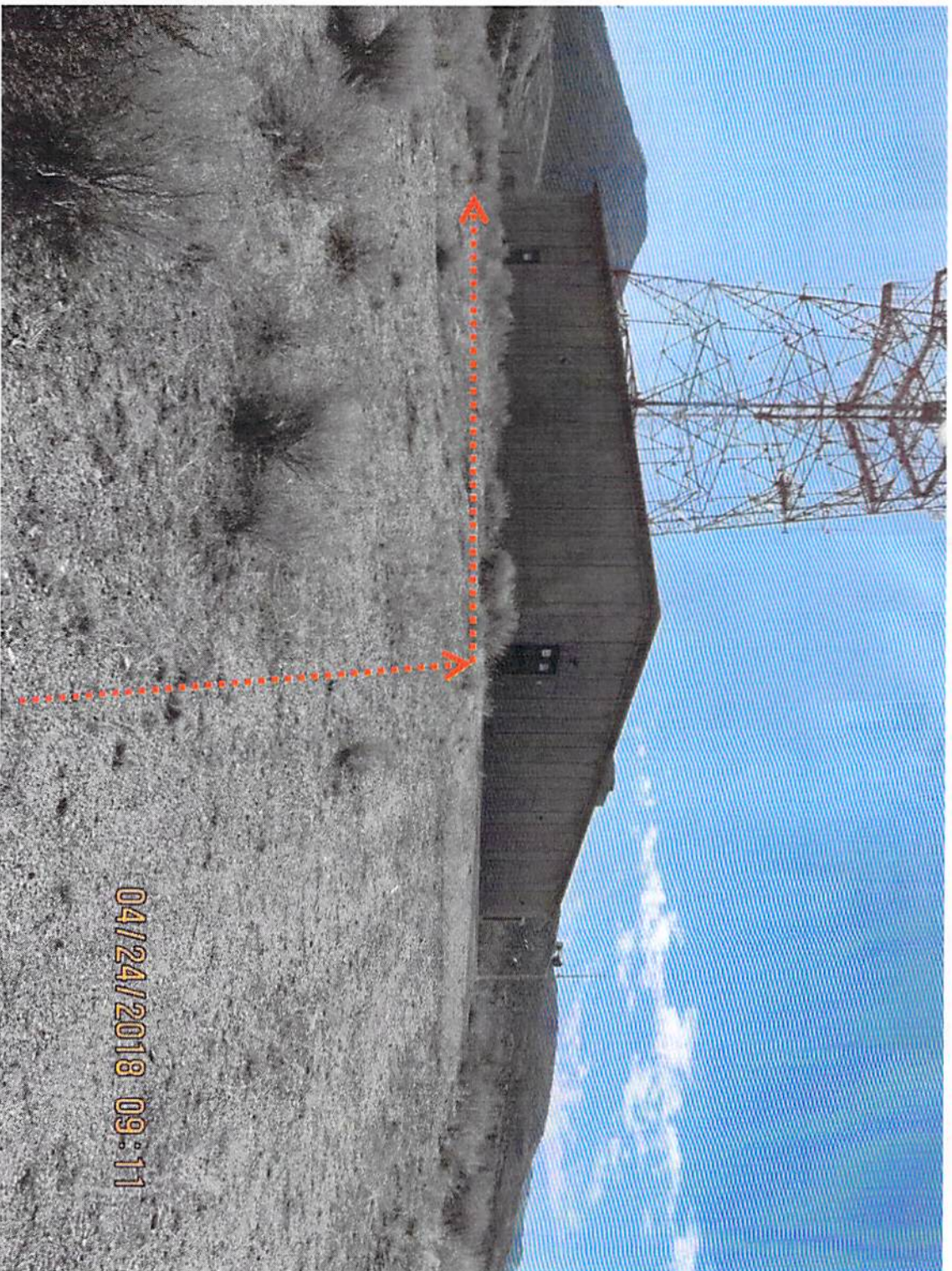
ATC Site Number 89518



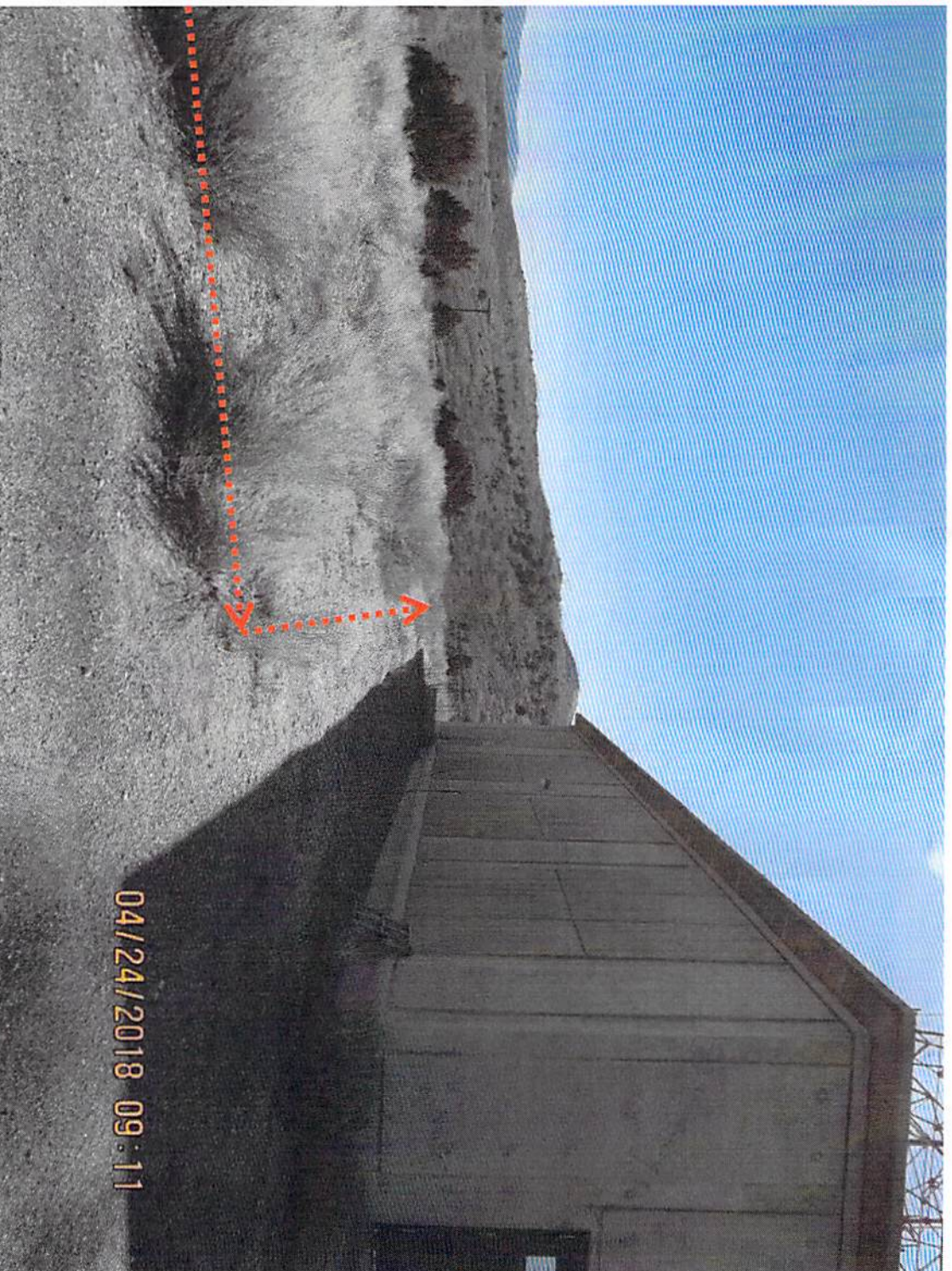
Meet Point (N)17" x30" Hand Hole just outside of the gate next to the power transformer.



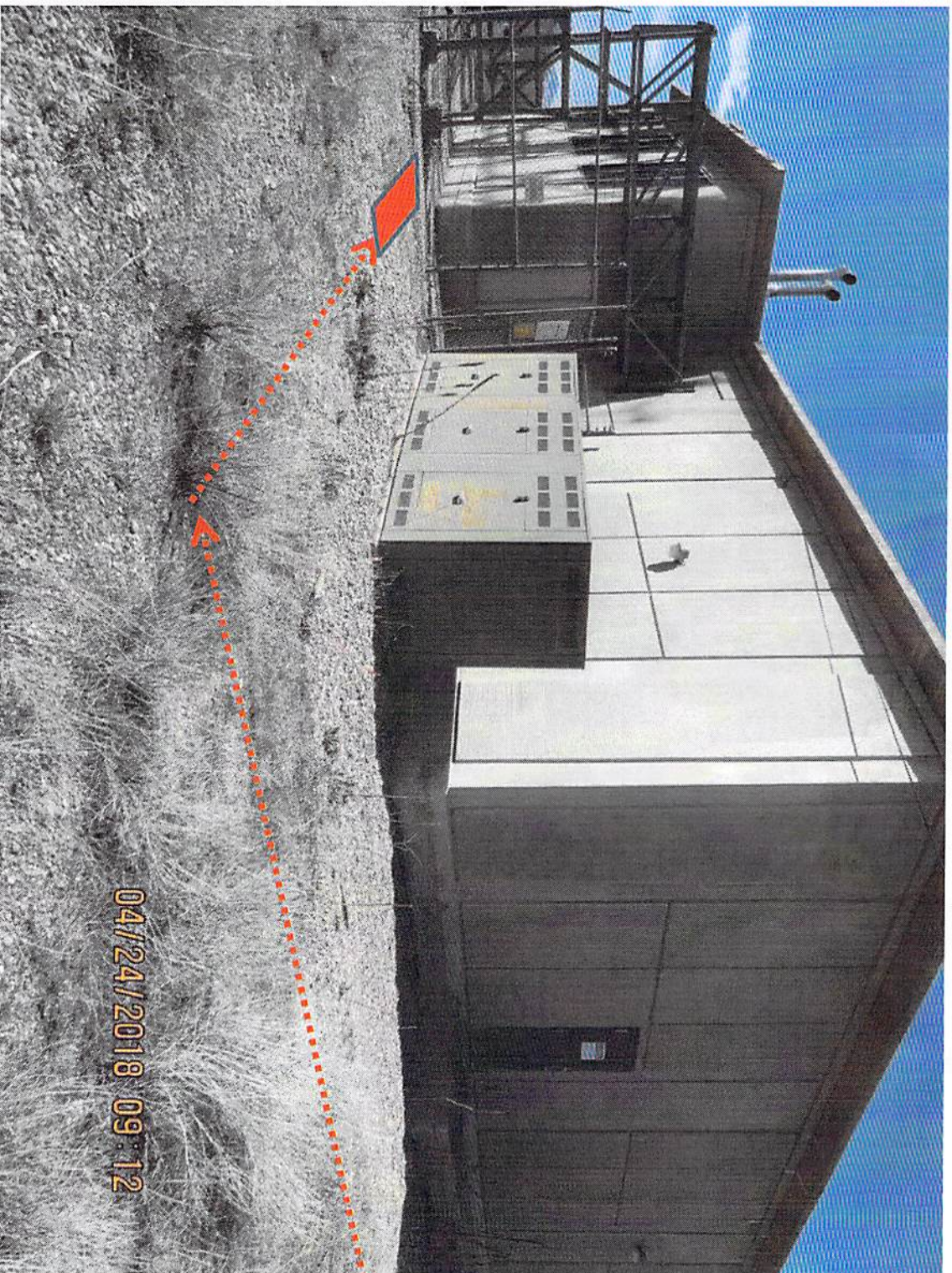
(N)4" Conduit to be trenched



(N)4" Conduit to be trenched



(N)4" Conduit to be trenched

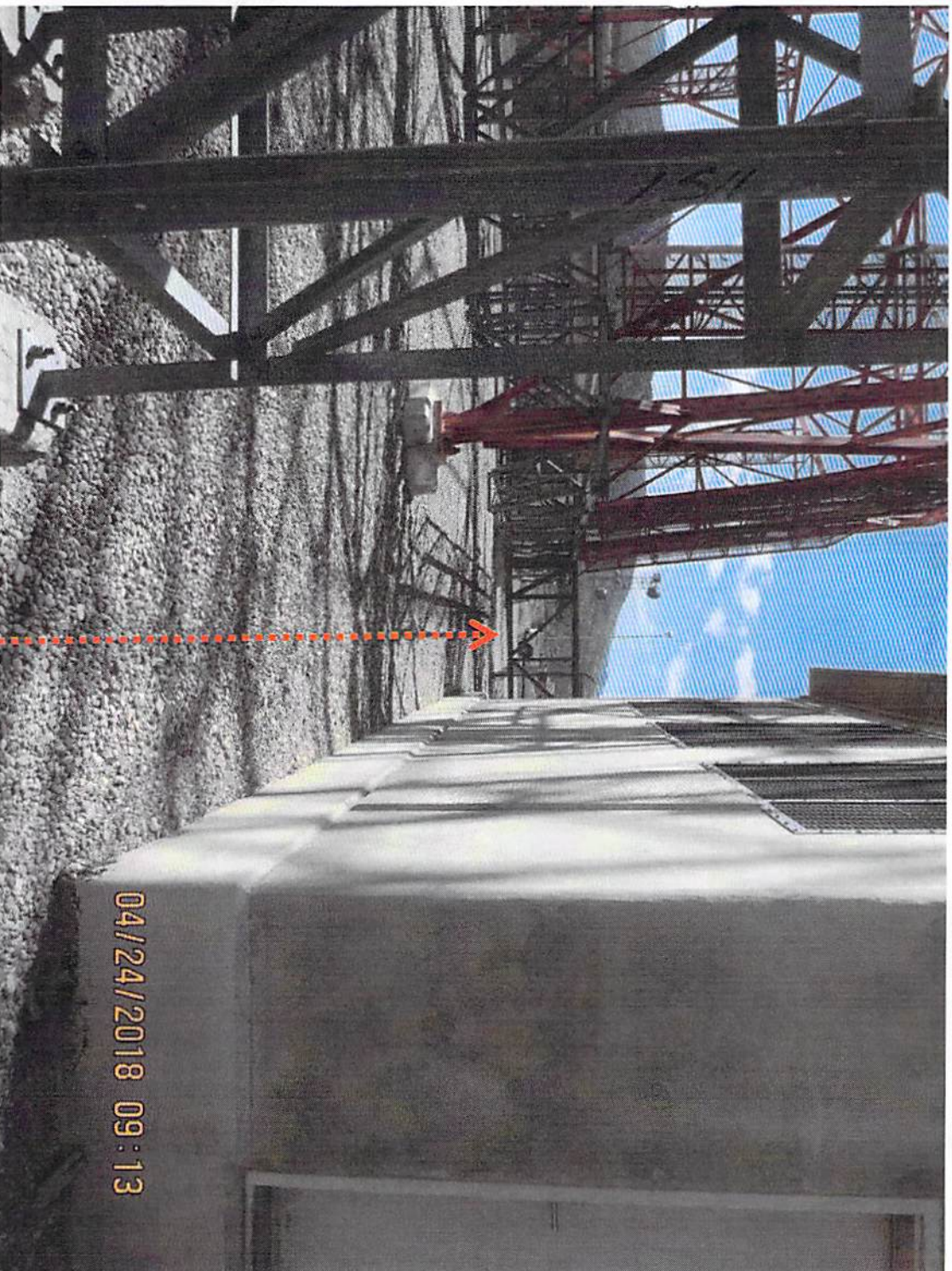


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**(N)17"x30" Hand Hole. (N)2" Conduit to be hand
trenched through compound to the AT&T site.**



(N)2" Conduit to be hand trenched



End (N)2" Conduit at the (E)M/W Cabinet.

