



United States Department of the Interior
 BUREAU OF LAND MANAGEMENT
 Grand Junction Field Office
 2815 H Road
 Grand Junction, CO 81506
www.co.blm.gov/co/st/en/fo/gjfo.html



In Reply Refer To:
 2800 (LLCON03000)
 COC77006

FEB 20 2015

CERTIFIED MAIL: 7013 1710 0002 0187 2321
 Return Receipt Requested

DECISION

Attn: Jessica Donahue :
 Black Hills Plateau Production, LLC :
 1515 Wynkoop Street, Suite 500 :
 Denver, CO 80202 :

Right-of-Way Grant Issued
 Rental and Monitoring Fees Determined

Right-of-way grant COC77006 is hereby issued, effective the date of this decision.

Pursuant to 43 CFR §2806.10, advance rental for COC77006 has been received for the period from March 1, 2015 through December 31, 2015. BLM has received your monitoring fee.

This decision may be appealed to the Interior Board of Land Appeals in accordance with the regulations in Title 43 of the Code of Federal Regulations, Part 4.400 and the enclosed form 1842-1. The form also includes instructions for requesting a stay of the decision appealed. If an appeal is taken, the notice of appeal must be filed in this office at the above address within 30 days of the receipt of this decision. The appellant has the burden of showing that the decision is in error.

If you have any questions regarding this matter, please contact Janet Doll, Realty Specialist, at (970) 244-3009.

Sincerely,


 Katie A. Stevens
 Field Manager

Enclosure:
 Right-of-Way Grant
 Form 1842-1

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
RIGHT-OF-WAY GRANT

SERIAL NUMBER COC77006

1. A right-of-way is hereby granted pursuant to Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761).
2. Nature of Interest:
 - a. By this instrument, the holder,

Black Hills Plateau Production, LLC
1515 Wynkoop Street, Suite 500
Denver, CO 80202

Receives a right to construct, operate, maintain, and terminate an off-unit Winter Flats 10-31-99AH well pad, access road and 8" water pipeline located on Federal lands described as follows:

Sixth Principal Meridian, Mesa County, Colorado
T. 9 S., R. 99 W.,
Section 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$.
 - b. The right-of-way granted herein is of irregular site size containing 7.098 acres, more or less. The right-of-way area is for the use of the Winter Flats 10-31-99AH well pad on Oil & Gas Lease COC024604 (surface location) as well as an access road and water pipeline. The well pad, road and water pipeline is within the 7.098 acres.
 - c. This instrument shall terminate December 31, 2044, 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 be renewed. If renewed, the right-of-way 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 is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations part 2800.
- b. Upon grant termination by the authorized office, all improvements shall be removed from the Federal lands within 90 days, or otherwise disposed of as provided in paragraph (4)(c) or as directed by the authorized officer.
- c. Each grant issued 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 granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibits A and B, 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. No surface disturbing activities shall take place on the subject right-of-way until the associated APD/sundry notice is approved. The holder shall adhere to the special stipulations in the Surface Use Program and conditions of approval of the approved APD/sundry notice, relevant to any right-of-way facilities.
- g. 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.

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

Art Childers
(Signature of Holder)

Wagner
(Signature of Authorized Officer)

Engineering Manager
(Title)

jm Field Manager
(Title)

2/10/15
(Date)

2-18-15
(Effective Date of Grant)