

**\*\*ORIGINAL BLM RIGHT-OF-WAY GRANT\*\***

FORM 2800-14  
(August 1985)

Issuing Office: AZ-046  
Tucson Resource Area

**Questions? Contact:**

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**Tucson, AZ 85756**

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

SERIAL NUMBER AZA 27957

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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:

Raymond L. Schock  
102 D, Norman Heck Court  
Fort Sheridan, Illinois 60037

receives a right to construct, operate, maintain, and terminate a road across public land within the following described parcel as shown on the map attached as Exhibit A:

Gila and Salt River Meridian, Arizona

T. 20 S., R. 18 E.,  
sec. 4, E $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
sec. 9, E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ .

- b. The right-of-way granted herein is 20 feet wide, approximately 4,000 feet long and contains 1.8 acres, more or less.
- c. This instrument shall terminate 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 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. 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 officer, all improvements shall be removed from the public lands within 90 days, or otherwise disposed of as directed by the authorized officer.
- c. The right-of-way granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The map set forth as Exhibit A, attached hereto, is incorporated into and made a part of this grant instrument as fully and effectively as if it were set forth herein in its entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workman-like manner so as to ensure protection of the environment and the health and safety of the public.
- See letter  
Schrock  
dated 8/23/94.* ~~g. The right-of-way shall follow the existing road route, except where it shall hug the base of the hill just above the bottoms in order to minimize visual impacts and drainage problems.~~
- h. If it is necessary to clear vegetation, care shall be taken to avoid large agave and desert spoon plants. Where destruction of agaves cannot be avoided, smaller agaves shall be transplanted out of the road right-of-way. A biologist or compliance specialist shall be present during construction to supervise any necessary relocation of plants.
- i. The right-of-way shall not be used for public access and the entrance shall be kept locked.

- j. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder or any person working on the holders behalf, on public or Federal land shall be immediately reported to the authorized officer. The 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 the appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of the evaluation and any decision as to the proper mitigation measures will be made by the authorized officer after consulting with the holder.

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

Rogel L. Schl

(Signature of Holder)

(Title)

25 JUL 94

(Date)

Gerse J. Juan

(Signature of Authorized Officer)

Area Manager

(Title)

8/4/94

(Effective Date of Grant)

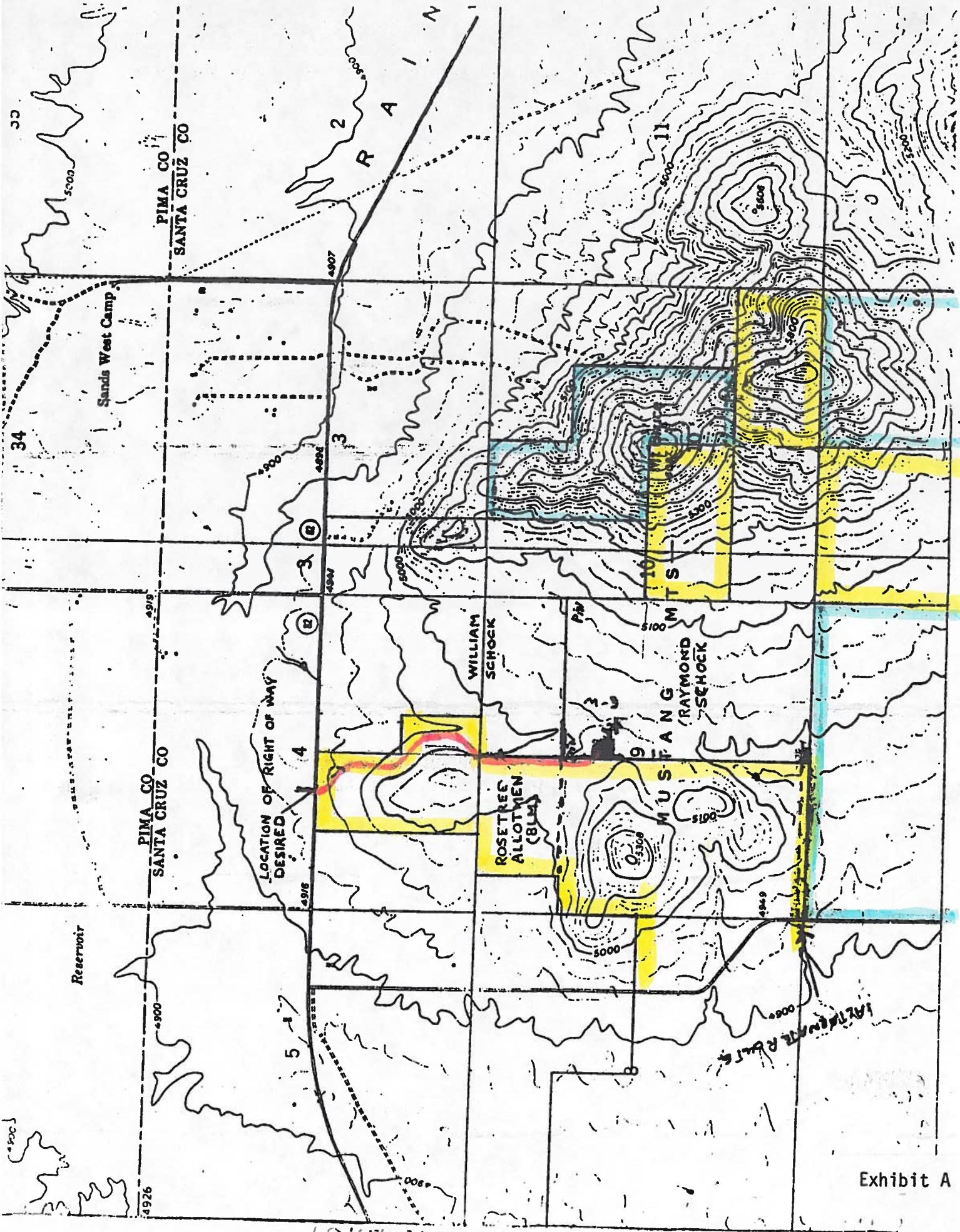


Exhibit A