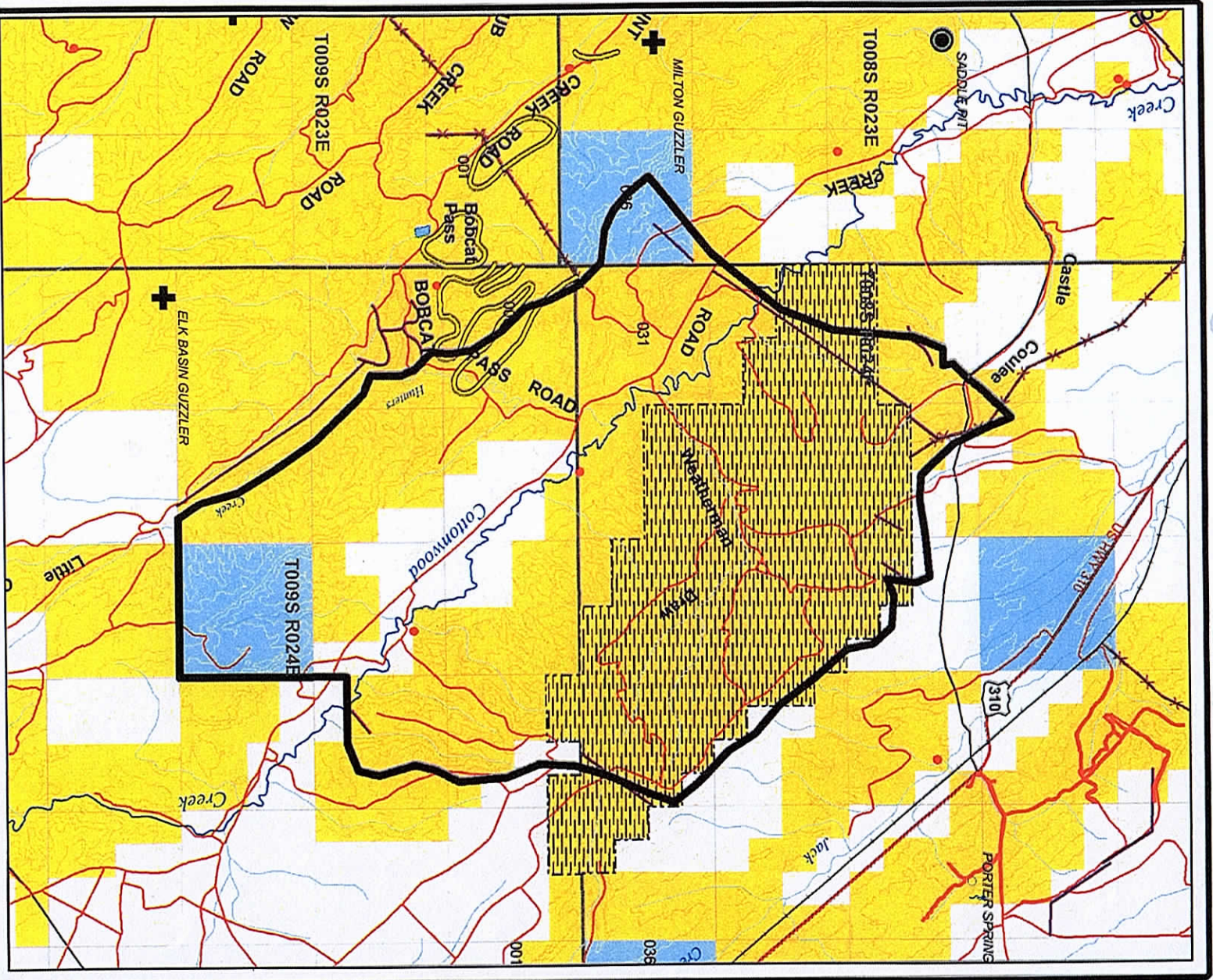


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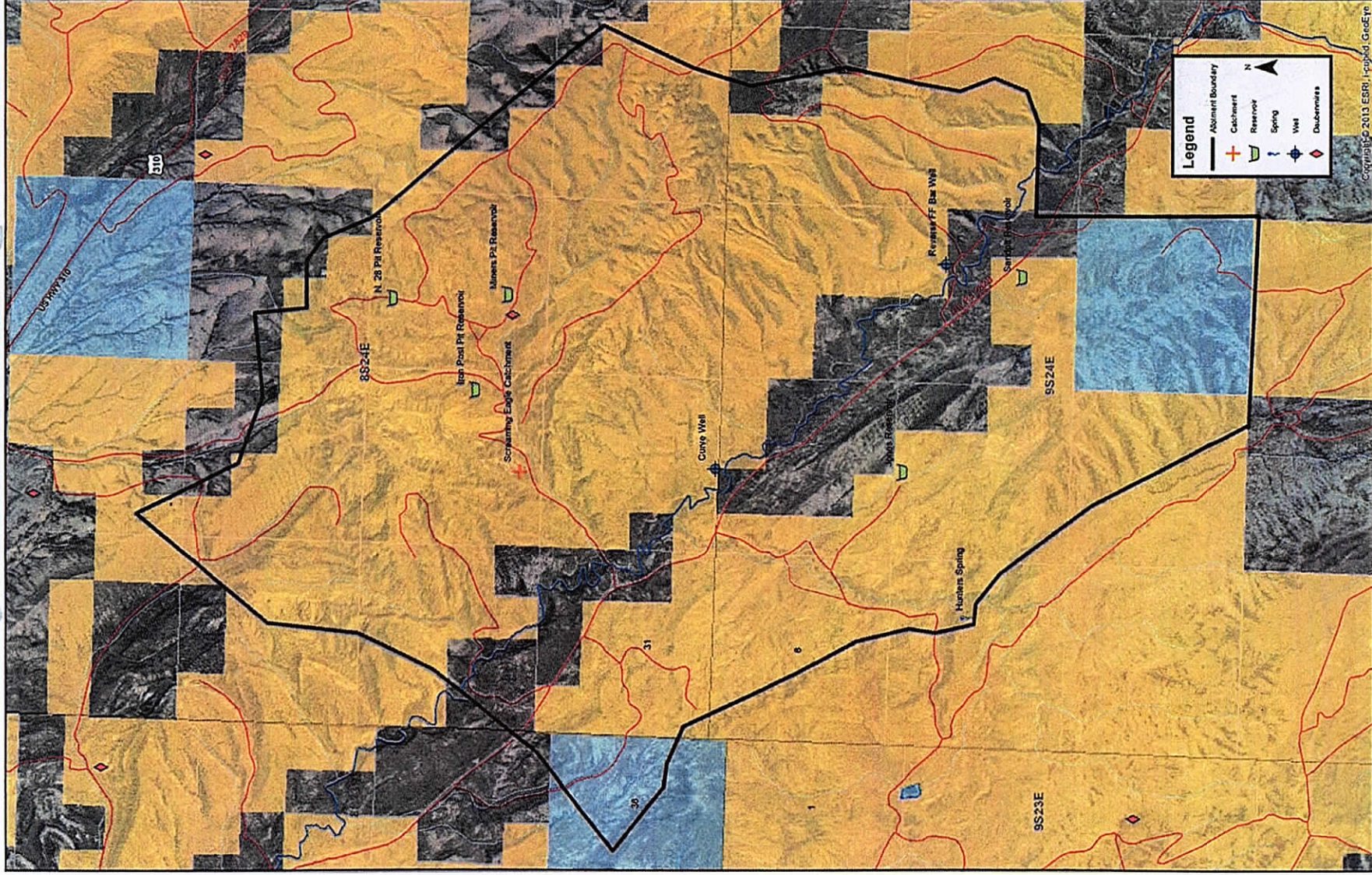
Weatherman

Allotment Number: 4167



November 2012

Weatherman (4167) Grazing Allotment



November 24, 2020

Covering the 2021, 2022, 2023 years for prospecting & fossil sales on the Darlene Schwend property on Cottonwood Road.

Agreement is for prospecting, extracting, and marketing dinosaur material for commercial sale.

This agreement is exclusive to Robin Smith and if assistance is required, person/s of his choice.

Sales agreement is 60/40 split with Robin Smith receiving 60% and Darlene Schwend receiving 40% of material sold.



11-24-20

Darlene Schwend



11/24/2020

Robin Smith

AGRICULTURAL & GRAZING LEASE OF STATE LANDS

This lease is entered into by the State of Montana, Board of Land Commissioners and Department of Natural Resources & Conservation (Department) as lessor, and the person herein named, as the lessee.

Date this lease takes effect: March 01, 2020

Customer #: **141907**

Name of Lessee: SCHWEND, DARLENE

Address or Box No.: PO BOX 502

City/State/Zip: BRIDGER MT 59014

Land Located in Carbon County.

DESCRIPTION	Sec.	Twp.	Rge.	Acres
ALL	16	9S	24E	640.00

Total number of leased acres, **640** more or less belonging to **Common Schools** Grant.

Grazing Acres: **640**

Agricultural Acres: **0**

Unsuitable Acres: **0**

Other Acres: **0**

Hayland Acres: **0**

CRP Acres: **0**

Terms of Grazing Use and Rental Rate: **Minimum**

Terms of Agricultural Use and Rental Rate: **Minimum**

Purpose for which the land is leased: **GRAZING**

Term of lease: **10 years**

Date of expiration: **February 28, 2030**

THIS LEASE HAS A CARRYING CAPACITY OF 55 ANIMAL UNIT MONTHS. THE LESSEE SHALL NOT EXCEED SUCH CARRYING CAPACITY. THE ANNUAL GRAZING RENTAL IS BASED ON THIS CARRYING CAPACITY.

The State of Montana, in consideration of the payment of rentals as specified in this lease and the mutual agreements contained in this lease hereby leases the above-described lands to the lessee(s) named above.

The lessee(s) in consideration of the lease of the above-described lands and the mutual agreements contained in this lease hereby agrees to pay rentals as specified in the lease and to perform all the conditions as specified in this lease, the applicable rules and the applicable statutes.

The parties to this lease mutually agree to the following terms and conditions:

CASE FILE COPY

AUTH NUMBER: 2504534
DATE PRINTED: 4/18/2016

Form 4130-2a
(February 1999)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

GRAZING PERMIT

STATE MT
OFFICE LLMT001000
AUTH NUMBER 2504534
PREFERENCE CODE 03
DATE PRINTED 04/18/2016
TERM 05/16/2016 TO 12/30/2025

BUREAU OF LAND MANAGEMENT
BILLINGS FIELD OFFICE
5001 SOUTHGATE DR
BILLINGS MT 59101-4669

PETERSON, LOWELL
244 N. SILVERTIP ROAD
BRIDGER MT 59014

THIS GRAZING PERMIT IS OFFERED TO YOU UNDER 43 CFR PART 4100 BASED ON YOUR RECOGNIZED QUALIFICATIONS. YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS, UNDER THE JURISDICTION OF THE BUREAU OF LAND MANAGEMENT AND COVERED BY THIS GRAZING PERMIT, UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS GRAZING PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE. CONTACT YOUR LOCAL BLM OFFICE AT 406-896-5013 IF YOU HAVE QUESTIONS.

MANDATORY TERMS AND CONDITIONS

ALLOTMENT	PASTURE	LIVESTOCK		GRAZING PERIOD		% PL TYPE USE	AUMS
		NUMBER	KIND	BEGIN	END		
04167 WEATHERMAN		250	CATTLE	05/16	06/11	56 ACTIVE	124
		100	CATTLE	10/01	12/30	56 ACTIVE	168

OTHER TERMS AND CONDITIONS:

-SPRING USE WILL BE ROTATED BETWEEN THE CASTLE COULEE AREA AND THE COTTONWOOD AREA. WHEN MINERS PIT RESERVOIR HOLDS WATER, THE WEATHERMAN USE AREA MAY BE INCORPORATED INTO THE SPRING ROTATION.

FALL USE MAY OCCUR THROUGHOUT THE ALLOTMENT.

IF DEFERRED ROTATION DOES NOT RESULT IN IMPROVEMENT TO THE HEALTH OF BOTTOMS, A REST ROTATION SYSTEM WILL BE IMPLEMENTED, BASED ON FORAGE AVAILABILITY.

THE LESSEE IS REQUIRED TO NOTIFY THE BILLINGS FIELD OFFICE OF NOXIOUS WEED INFESTATIONS IN THE ALLOTMENT(S).

GRAZING USE SHALL NOT EXCEED 50% (CLIPPED WEIGHT) OF CURRENT YEARS GRASS GROWTH. THIS WILL BE MEASURED AT PRE-DETERMINED KEY SITES. KEY SITES SHALL MEET THE FOLLOWING CRITERIA:

- A) BE LOCATED ON RANGELANDS ACCESSIBLE TO THE LIVESTOCK AUTHORIZED TO GRAZE.
- B) ARE NOT CLOSER THAN 300 YARDS BUT NOT FURTHER THAN 1 MILE A FROM USABLE WATER SOURCE;
- C) ARE LOCATED ON SLOPES OF 20% OR LESS.

IF ANNUAL APPLICATIONS ARE RECEIVED, ISSUANCE OF TEMPORARY NON-RENEWABLE (TNR) FREE USE GRAZING PERMITS COULD BE ISSUED AT THE DISCRETION OF THE BLM AUTHORIZED OFFICER FOR THE SOLE PURPOSE OF CONTROLLING INVASIVE WEED SPECIES.

THE TNR WOULD AUTHORIZE ONLY SHEEP AND/OR GOATS TO CONTROL WEEDS FOR A SPECIFIED PERIOD OF TIME BETWEEN MAY 15TH AND AUGUST 30TH. DURATION WOULD DEPEND ON THE NUMBER OF LIVESTOCK USED, THE LEVEL OF WEED INFESTATION, AND DESIRED GRAZING EFFECT.

Standard Terms and Conditions

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
 - a. Noncompliance by the permittee/lessee with rules and regulations.
 - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
 - c. A transfer of grazing preference by the permittee/lessee to another party.
 - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
 - e. Repeated willful unauthorized grazing use.
 - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans MUST be incorporated in permits or leases when completed.
4. Those holding permits or leases MUST own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease MUST be applied for prior to the grazing period and MUST be filed with and approved by the authorized officer before grazing use can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. The holder of this authorization must notify the authorized officer immediately upon the discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (cultural items), stop the activity in the area of the discovery and make a reasonable effort to protect the remains and/or cultural items.
11. Grazing fee payments are due on the date specified on the billing notice and MUST be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
12. No Member of, or Delegate to, Congress or Resident Commissioner, after his/her election of appointment, or either before or after he/she has qualified, and during his/her continuance in office, and no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App.1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) shall be admitted to any share or part in a permit or lease, or derive any benefit to arise therefrom; and the provision of Section 3741 Revised Statute (41 U.S.C. 22), 18 U.S.C. Sections 431-433, and 43 CFR Part 7, enter into and form a part of a grazing permit or lease, so far as the same may be applicable.

THIS GRAZING PERMIT:

1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES
2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS REQUIRED BY LAND PLANS AND APPLICABLE LAW; (B) ANNUAL REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:
SIGNATURE OF PERMITTEE:

Douglas Petersen

DATE: *May 2, 16*

CASE FILE COPY

AUTH NUMBER: 2504534
DATE PRINTED: 4/18/2016

THE MITIGATION MEASURES THE OPERATOR WILL LIKELY HAVE TO UNDERTAKE BEFORE THE IDENTIFIED AREA CAN BE USED FOR GRAZING ACTIVITIES AGAIN.

PURSUANT TO 43 CFR 10.4(G), THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AO, 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.

IF PALEONTOLOGICAL MATERIALS (FOSSILS) ARE UNCOVERED DURING ALLOTMENT ACTIVITIES, THE OPERATOR IS TO IMMEDIATELY STOP ACTIVITIES THAT MIGHT FURTHER DISTURB SUCH MATERIALS, AND CONTACT THE AUTHORIZED OFFICER (AO).

THE OPERATOR AND THE AUTHORIZED OFFICER WILL CONSULT AND DETERMINE THE BEST OPTION FOR AVOIDING OR MITIGATING PALEONTOLOGICAL SITE DAMAGE.

THE USE OF PRESCRIBED FIRE MAY BE USED BY BLM TO ENHANCE RESOURCE CONDITIONS, IN WHICH CASE GRAZING WOULD BE DEFERRED FOR AT LEAST 2 GROWING SEASONS.

PAY YOUR GRAZING BILL WITHIN 15 DAYS OF THE DUE DATE OR YOU WILL OWE A PENALTY OF \$25 OR 10 PERCENT OF THE BILL, WHICHEVER IS GREATER, NOT TO EXCEED \$250. 43 CFR 4130.7-1(E).

ALLOTMENT SUMMARY (AUMS)

<u>ALLOTMENT</u>	<u>ACTIVE AUMS</u>	<u>SUSPENDED AUMS</u>	<u>TEMP SUSPENDED AUMS</u>	<u>PERMITTED USE</u>
04167 WEATHERMAN	291	0	0	291