
APPENDIX B
LEASE STIPULATIONS

The following stipulations apply to Agua Caliente Lease No. IDI-35786:

Lease Stipulations:

1. Protect ferruginous hawks between March 1st and July 15th by prohibiting activity within the shorter of the following distances - 2,000 feet or the visible range of active nest sites.
2. No exploration/development work in sage grouse strutting/brood-rearing habitat from April 1st through June 15th.
3. No exploration or development in crucial deer winter range from December 1st through March 31st.
4. Control surface-disturbing activities in areas with soils that have high erosion potential.

Endangered Species Act Section 7 Consultation Stipulation:

The lease area may now or hereafter contain plants, animals or their habitats determined to be threatened, endangered, or other special status species. BLM may recommend modifications to exploration and development proposals to further its conservation and management objective to avoid BLM-approved activity that will contribute to a need to list such a species or their habitat. BLM may require modifications to or disapprove proposed activity that is likely to result in jeopardy to the continued existence of a proposed or listed threatened or endangered species or result in the destruction or adverse modification of a designated or proposed critical habitat. BLM will not approve any ground-disturbing activity that may affect any such species or critical habitat until it completes its obligations under applicable requirements of the Endangered Species Act as amended, 16 U.S.C. 1531 et seq., including completion of any required procedure for conference or consultation.

Cultural Resource Protection-Lease Stipulation:

This lease may be found to contain historic properties and/or resources protected under the National Historic Preservation Act (NHPA), American Indian Religious Freedom Act, Native American Graves Protection and Repatriation Act, E.O. 13007, or other statutes and executive orders. The BLM will not approve any ground disturbing activities that may affect any such properties or resources until it completes its obligations under applicable requirements of the NHPA and other authorities. The BLM may require modification to exploration or development proposals to protect such properties, or disapprove any activity that is likely to result in adverse effects that cannot be successfully avoided, minimized or mitigated.

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