



U.S. Army Corps of Engineers  
Omaha District

## **NO SURFACE OCCUPANCY**

No surface occupancy or use, to include horizontal directional drilling, exploratory drilling or seismic surveys is allowed on lands within 3,000 lateral feet of critical infrastructure (i.e. dams and levees). The depth of the exclusion zone extends approximately 3,950 miles beneath the surface of the Earth.

On the lands described below:

For the purpose of:

In accordance with the Rivers and Harbors Act (33 U.S.C. 401 et seq.) which prohibits the alteration of a navigation or flood control project that impairs its designated purpose and in compliance with Executive Order (EO) 11988, Floodplain Management which provides USACE to take action to reduce the risk of flood loss, minimize the impact of floods on human safety, health and welfare and to restore and preserve natural and beneficial values served by floodplains. Additionally, to protect the integrity and structural stability of said critical infrastructure created for the reduction of flood damages.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes.

Exception: An exception to this stipulation may be granted by USACE, if the Lessee submits a plan that demonstrates that impacts from the proposed action are minimal or can be safely conducted.

Modification: NONE

Waiver: NONE