



U.S. Army Corps of Engineers  
Omaha District

## **NO SURFACE OCCUPANCY**

All high or moderate impact surface use activities including drilling, production, compression, buried pipelines and vehicle use are precluded within 0.50 miles of any permanent dwelling or structure occupied by one or more persons.

On the lands described below:

For the purpose of:

To reduce impacts on human health, safety and quality of life associated with fluid mineral resource development.

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, in consultation with the owner/occupant, if the Lessee submits a plan that demonstrates that impacts from the proposed action are minimal and activities can be safely conducted.

Modification: The boundaries of the stipulated area can be modified by USACE, in consultation with the owner/occupant, if the dwelling becomes permanently unoccupied. Distance may be modified and other provisions of this stipulation based upon new information and increasing or decreasing levels of impacts anticipated from fluid mineral development.

Waiver: USACE may waive the prohibition on major or moderate activities within 0.50 miles of an occupied dwelling or structure, and in consideration of state or local minimum distance setback requirements, if USACE receives written consent from the owner/occupant of the dwelling or structure.