

NO SURFACE OCCUPANCY STIPULATION

PEREGRINE FALCON NESTS

Stipulation: Surface occupancy and use is prohibited for oil and gas exploration and development within one mile of peregrine falcon nest sites active within the preceding 7 years.

On the lands described below:

Objective: To protect nest sites and nesting activities of peregrine falcons, a BLM priority species for management.

Exception: The AO may grant an exception if the action will not result in nest territory abandonment.

Modification: The AO may modify the boundaries of the stipulated area if portions of the leasehold are no longer within one mile of peregrine falcon nest sites active within the past 7 years.

Waiver: The AO may waive this stipulation of the entire leasehold is no longer within one mile of peregrine falcon nest sites active within the past 7 years or if the habitat has been altered to an extent that future use by nesting peregrine falcons is unlikely.