

**NO SURFACE OCCUPANCY STIPULATION**  
**INTERIOR LEAST TERN HABITAT**

**Stipulation:** Surface occupancy and use is prohibited within 1/4 mile of Interior Least Tern habitat.

On the lands described below:

**Objective:** Protection of Interior Least Tern habitat.

**Exception:** An exception can be granted by the AO if the operator submits a plan that demonstrates that the proposed action will not affect the Interior Least Tern or its habitat. If the AO determines that the action can affect the Interior Least Tern or its habitat, consultation with the USFWS will be required prior to final determination on the exception.

**Modification:** The boundaries of the stipulated area may be modified if the AO, in consultation with the USFWS, determines that portions of the area are no longer essential to the Interior Least Tern.

**Waiver:** The stipulation can be waived if the AO, in consultation with USFWS, determines that the entire leasehold no longer contains habitat essential to the Interior Least Tern or the Interior Least Tern is declared recovered and is no longer protected under the Endangered Species Act of 1973.