

## NO SURFACE OCCUPANCY STIPULATION

### PIPING PLOVER

**Stipulation:** Surface occupancy and use is prohibited in and within 0.25 mile of piping plover habitat.

On the lands described below:

**Objective:** To protect the nesting habitat of the federally threatened piping plover.

**Exception:** The AO, subject to consultation with the USFWS, grant an exception if the action will not result in nest territory abandonment or decrease productivity, by substantially interfering with normal breeding, feeding, or sheltering behavior.

**Modification:** The AO may modify the boundaries of the stipulated areas if portions of the leasehold are no longer within 0.25 mile of piping plover habitat.

**Waiver:** The AO may waive this stipulation if the entire leasehold is no longer within 0.25 mile of piping plover nesting habitat.

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*Miles City Field Office*