

TIMING LIMITATION STIPULATION

RAPTOR NEST SITES

No surface use is allowed within one-half mile of raptor nest sites which have been active within the past five years during the following time period:

March 1 through July 31

This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

For the purpose of:

Protect potential breeding habitat for special status raptors (especially golden eagle, prairie falcon, and Swainson's hawk).

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 the authorized officer if the operator submits a plan that demonstrates that impacts from the proposed action are minimal or can be adequately mitigated.

Modification: The boundaries of the stipulated area may be modified if the authorized officer determines that portions of the area no longer are within one-half mile of raptor nest sites. The dates for the timing restriction may be modified if new information indicates that the dates are not valid for the leasehold.

Waiver: This stipulation may be waived if the authorized officer determines that the entire leasehold is no longer within one-half mile of nest sites.