

OKLAHOMA FIELD OFFICE LEASE STIPULATION SUMMARY
TEXAS & OKLAHOMA

<u>Stipulation</u>	<u>Description/Purpose</u>
FS 1 TX, OK, KS	<p>STIPULATION FOR LANDS OF THE NATIONAL FOREST SYSTEM UNDER JURISDICTION OF DEPARTMENT OF AGRICULTURE</p> <p>The permittee/lessee must comply with all the rules and regulations of the Secretary of Agriculture set forth at Title 36, Chapter II, of the code of Federal Regulations governing the use and management of the National Forest System (NFS) when not inconsistent with the rights granted by the Secretary of the Interior in the permit. The Secretary of Agriculture's rules and regulations must be complied with for (1) all use and occupancy of the NFS prior to approval of an exploration plan by the Secretary of the Interior, (2) uses of all existing improvements, such as Forest development roads, within and outside the area permitted by the Secretary of the Interior, and (3) use and occupancy of the NFS not authorized by an exploration plan approved by the Secretary of the Interior.</p>
FS 8 TX CSU-1A	<p>CONTROLLED SURFACE USE - STREAMSIDE MANAGEMENT</p> <p>Portions of this lease contain streamside management zones (floodplains, wetlands). Site- specific proposals for surface-disturbing activities within these areas will be analyzed and will normally result in establishment of protective requirements or limitations for the affected site. Surface occupancy for oil and gas wells will not be allowed within the streamside management zone.</p>
FS 8 TX CSU-1B	<p>CONTROLLED SURFACE USE - PERENNIAL & INTERMITTENT STREAMS</p> <p>Portions of this lease contain segments of either perennial or intermittent streams as defined by the Forest Service. Areas within 100 feet of perennial streams or 66 feet of intermittent streams will be subject to special requirements or limitations for surface use or occupancy.</p>
FS 8 TX CSU-1E	<p>CONTROLLED SURFACE USE STIPULATION - TOLEDO BEND RESERVOIR LAKESHORE PROTECTION</p> <p>Proposals for a structure, facility, or motorized uses on Toledo Bend Reservoir lands between the 172' and 175' MSL contours, or on a strip of land extending inland 200 meters from the 175' contour, may be subject to special requirements or limitations, such to be determined on a case-by-case basis.</p>
FS8 TX CSU-1K	<p>CONTROLLED SURFACE USE - SOIL EROSION, WATER QUALITY OR FLOOD PREVENTION</p> <p>Extensive areas within this lease are considered critical areas for flood prevention and/or erosion control by the Forest Service. Surface occupancy may be restricted or limited in order to assure minimum conflict with erosion control or flood prevention goals.</p>

FS 8 TX CSU-1I-2	<p>CONTROLLED SURFACE USE - RED-COCKADED WOODPECKER Portions of the land in this lease are, or may be, occupied by clusters of the endangered red-cockaded woodpeckers. Exploration and development proposals may be modified and/or limited, in accordance with the Recovery Plan for the Red-cockaded Woodpecker, second revision approved January 27, 2003.</p>
FS 8 TX LN-4B	<p>LEASE NOTICE – FS/COE JOINT APPROVAL (Sabine River Authority) Other than foot travel, any proposals for surface occupancy involving those lands below the 172’ MSL contour, which have been exchanged to the Sabine River Authority (SRA), will require coordination with the United States Corps of Engineers (COE) as the Forest Service (FS) is not the responsible surface management agency for the transferred lands. In addition, the Sabine River Authority of Texas will be requested to comment on such proposals. Proposals for surface occupancy involving both FS administered and COE administered lands will require joint approval from both agencies.</p>
FS 8 TX TLS-1B	<p>TIMING LIMITATION STIPULATION - PROBABLE BALD EAGLE NESTING LOCATIONS (October 1 – May 15) Part or this entire lease is within one (1) mile of a bald eagle nesting site. During nesting periods, seismic exploration, new clearing of vegetation, and exploratory drilling or any other site-specific proposals for activities within these areas will be analyzed. Such analysis could result in establishment of protective requirements or limitations for the affected site and activities may be restricted if, in the opinion of the responsible agency biologist, restrictions are necessary to assure nesting success.</p>
GR-LNRA	<p>LAKE TEXANA RESERVOIR Coordination with Lavaca-Navidad River Authority (LNRA) required. All rights under this lease are subordinated to the right of LNRA to flood and submerge the Project Lands, permanently or intermittently, in connection with the construction, operation, and maintenance of the Lake Texana Reservoir, Palmetto Bend Project, Texas (Project lands).</p>
NM10	<p>DRAINAGE STIPULATION All or part of the lands contained in this lease are subject to drainage by well(s) located adjacent to this lease. The lessee shall be required within 6 months of lease issuance to submit to the AO plans for protecting the lease from drainage. Compensatory royalty will be assessed effective the expiration of this 6-month period if no plan is submitted.</p>
ORA-CSU-1	<p>CONTROLLED SURFACE USE - FLOODPLAIN PROTECTION A result of EO 11988 Floodplain Management of May 24, 1977. All or portions of the lands under this lease lie in and or adjacent to a major watercourse and are subject to periodic flooding. Surface occupancy of these areas will not be allowed without the specific approval, in writing, of the Bureau of Land Management.</p>

ORA-CSU-2	<p>CONTROLLED SURFACE USE - WETLAND/RIPARIAN All or portions of the lands under this lease contain wetland and/or riparian areas. Surface occupancy of these areas will not be allowed without the specific approval, in writing, of the Bureau of Land Management. Impacts or disturbance to wetlands and riparian habitats which occur on this lease must be avoided or mitigated. The mitigation shall be developed during the application for permit to drill.</p>
ORA-CSU-3	<p>Surface occupancy of this lease will not be allowed from February 15 – May 15 for protection of the lesser prairie-chicken breeding season.</p>
ORA-CSU-4	<p>NO SURFACE OCCUPANCY To protect and preserve significant cultural and other resource values of this lease. The tract could be leases for inclusion in a drilling unit and may be drilled directionally from an off-site location where occupancy is allowed.</p>
ORA-LN-3	<p>LEASE NOTICE – FLOODPLAIN MANAGEMENT All or portions of the lands under this lease lie in or are adjacent to a major watercourse and may be subject to periodic flooding. To protect floodplains, surface occupancy of these areas may not be allowed within up to 200 meters from the outer edge of the floodplain. Controlled surface use requiring special mitigation measures may be required and will be developed during the application for permit to drill.</p>
WO-ESA-7	<p>THREATENED & ENDANGERED SPECIES CONSULTATION The lease area may now or hereafter contain plants, animals, or their habitats determined to be threatened, endangered, or other special status species. BLM may recommend modifications to exploration and development proposals to further its conservation and management objective to avoid BLM-approved activity that will contribute to a need to list such a species or their habitat. BLM may require modifications to or disapprove proposed activity that is likely to result in jeopardy to the continued existence of a proposed or listed threatened or endangered species or result in the destruction or adverse modification of a designated or proposed critical habitat. BLM will not approve any ground-disturbing activity that may affect any such species or critical habitat until it completes its obligations under applicable requirements of the Endangered Species Act as amended, 16 U.S.C. § 1531 <i>et seq.</i>, including completion of any required procedure for conference or consultation.</p>
WO-NHPA	<p>CULTURAL RESOURCES AND TRIBAL CONSULTATION This lease may be found to contain historic properties and/or resources protected under the National Historic Preservation Act (NHPA), American Indian Religious Freedom Act, Native American Graves Protection and Repatriation Act, Executive Order 13007, or other statutes and executive orders. The BLM will not approve any ground-disturbing activities that may affect any such properties or resources until it completes its obligations (e.g., State Historic Preservation Officer (SHPO) and tribal consultation) under applicable requirements of the NHPA and other authorities. The BLM may require modification to exploration or development proposals to protect such properties, or disapprove any activity that is likely to result in adverse effects that cannot be successfully avoided, minimized, or mitigated.</p>