

**MTM 89433**

**NOVEMBER 1999  
LEASE SALE NOTICE**

**Exhibit 44**



IN REPLY TO:

MTM 89433

# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Montana State Office  
5001 Southgate Drive  
P.O. Box 36800  
Billings, Montana 59107-6800  
<http://www/mt.blm.gov/>

### NOTICE

#### COMPETITIVE OIL AND GAS LEASE SALE MONTANA, NORTH DAKOTA and SOUTH DAKOTA

NOVEMBER 30, 1999

BUREAU OF LAND MANAGEMENT  
5001 SOUTHGATE DRIVE  
BILLINGS, MONTANA 59101

*INTERNET ADDRESS: <http://www.mt.blm.gov/oilgas/>*

Notice is hereby given that on November 30, 1999, the U.S. Department of the Interior, Bureau of Land Management, Montana State Office will offer for competitive sale, pursuant to 43 CFR Part 3120 and procedures herein, certain Federal lands for oil and gas leasing.

**LOCATION:** The sale will be held at the main conference room, of the Bureau of Land Management, 5001 Southgate Drive, Billings, Montana. You must be present to bid.

**TIME:** The competitive oral auction will commence at 9 a.m. on November 30, 1999. The sale room will be open to the public one hour prior to the time indicated above to allow each interested party time to obtain a bidding number from authorized Bureau personnel.

**REGISTRATION AND BIDDING NUMBERS:** Individuals who will be making bids will be required to obtain a bidding number prior to making any bid. Identification and registration will be required but the names of high bidders (lessees) will be kept confidential until the results list is available. See BID FORM REQUIRED.

**LANDS OFFERED:** The lands to be offered are described herein. Plats showing offered lands and adjacent leased lands are available in the Montana State Office at the above address as well as the Bureau of Land Management District and Area Offices in North Dakota, South Dakota and Montana. Parcels will be offered for oral bid in the order shown in this Notice of Competitive Lease Sale.

**TERMS OF LEASE:** Leases awarded as a result of this oral auction will be for a primary term of 10 years, and so long thereafter as there is production in paying quantities. The royalty will be at the flat rate of 12½ percent of the value or the amount of production removed or sold from the lease. Other terms of the lease are specified on the standard lease form (Form 3100-11, June 1988 or October 1992 editions).

**OTHER CONDITIONS:** Specified surface use stipulations, where applicable, are specified for each parcel in this Notice of Competitive Lease Sale. Such stipulations shall become part of the lease and shall supersede any inconsistent provisions of the lease form. General surface use requirements are contained in the law and regulation. The applicable stipulations are indicated in the description of the parcel.

**MINIMUM BID:** The minimum acceptable bonus bid will be the lump sum equivalent of \$2 per acre or fraction thereof.

**METHOD OF BIDDING:** All bids shall be made orally and be based on a per-acre basis for the entire acreage in the parcel and not on the total bid amount. If fractional acreage is involved, a parcel will be rounded up to the next whole acre (parcel of 644.38 acres = 645 X \$2).

**FRACTIONAL INTEREST:** For some of the parcels, as indicated in the list, the United States holds less than 100 percent of the oil and gas rights. Any lease issued will be only for the percentages or fractions indicated. However, bonus bids and rentals for such parcels shall be based on the gross acreage in the parcel, not the net U.S. interest. Acreage chargeability and production royalty are, in contrast, calculated on the net U.S. interest.

**RIGHT TO WITHDRAW PARCELS FROM SALE:** The Bureau of Land Management reserves the right to withdraw any or all of the parcels from sale prior to, or at, the oral auction. In the event of cancellation of the sale, every effort will be made to give appropriate notice to all interested parties. If and when any individual parcels are withdrawn, notice thereof will be posted in the Information Access Center of the Bureau of Land Management, Montana State Office, 5001 Southgate Drive, Billings, Montana. You may also obtain the numbers of withdrawn parcels by telephoning (406) 896-5091 from 9 a.m. to 4 p.m., Monday through Friday, except Federal Holidays.

**DETERMINATION OF WINNING BID:** A winning bid will be the highest oral bid, equal to or exceeding the national minimum acceptable bid specified above. The decision of the auctioneer shall be final.

**PAYMENT OF BONUS BID, RENTAL AND ADMINISTRATIVE FEE:** Winning bidders shall be required to make payment for the parcel on the day of the oral auction for a total amount consisting of: (1) a bonus bid deposit of at least \$2 per acre or fraction thereof; (2) the total amount of the first year's annual rental at a rate of \$1.50 per acre or fraction thereof (e.g., parcel of 644.38 acres = 645 X \$1.50); and (3) an administrative fee of \$75 per parcel. Failure to pay this minimum deposit may result in assessment of civil penalties. This amount must be tendered at the auction. The entire amount due may be paid at this time. Any unpaid balance of the bonus bid must be received by the Montana State Office by 4 p.m. on December 14, 1999, or all monies held by the Bureau of Land Management and the right to issuance of the lease shall be forfeited. Any entity who forfeits the right of issuance of a lease (failure to submit the remaining monies due) on three occasions is prohibited from bidding at any future sale in this State. Any parcel so forfeited may be reoffered by BLM competitively at a later oral auction.

**FORM OF PAYMENT:** Payment shall be made by personal check, certified check, money order, or credit card (Visa or Mastercard). Payment by cash shall NOT be allowed. All remittances shall be made payable to DEPARTMENT OF THE INTERIOR - BLM.

**BID FORM REQUIRED; AVAILABILITY:** Pursuant to 43 CFR 3120.5, successful high bidders (lessees) will be required to submit WITH the required payments for each parcel on the day of the oral auction of such parcel a properly signed current competitive lease bid form (Form 3000-2, May 1994 edition), which is a legally binding offer by the prospective lessee to accept a lease pursuant to the terms and conditions specified herein for the parcel and on the standard lease form (Form 3100-11, October 1992 edition). Form 3000-2 may be obtained and executed by the prospective lessee or an authorized representative PRIOR to the oral auction (one copy is enclosed). If the bid form is fully completed before the oral auction, it cannot be modified; portions of the form may be left blank to be completed by the bidder at the auction. If the bid form is not executed prior to the oral auction, the prospective lessee or an authorized representative shall be required to complete and sign the bid form at the auction when the payment is tendered. Form 3000-2, when completed, certifies compliance with lessee qualifications (see 43 CFR 3102.5-2) and also certifies compliance with 18 U.S.C. 1860, which prohibits unlawful combination of or intimidation of bidders and certifies that the bid was arrived at independently without unlawful collusion.

**AWARD/ISSUANCE OF LEASES:** Prospective lessees are advised that leases may be issued, upon signature by the authorized officer, without further action on his/her part, once all remaining bonus bid monies are timely received. The effective date of the lease shall be the first day of the month following execution of the lease form by the authorized officer, except that leases may, upon written request from the lessee received prior to signature on the lease by the authorized officer, be effective the first day of the month in which issued.

1

**UNSOLD PARCELS:** Parcels contained in this Notice of Competitive Lease Sale for which no bids are received at the oral auction and no noncompetitive presale offers are pending, and which have not been withdrawn from the sale by BLM, shall be available for regular noncompetitive lease offers in accordance with 43 CFR Subpart 3110 for a 2-year period. The 2-year period shall commence at 9 a.m. December 1, 1999. All noncompetitive offers received on that first business day following the auction will be considered simultaneously filed. Offers received thereafter shall receive priority as of the date and time of filing, as specified at 43 CFR 1821.2-3(a).

**PENDING NONCOMPETITIVE PRESALE OFFERS:** A presale noncompetitive offer filed in accordance with 43 CFR 3110.1(a) for a parcel offered at the sale, and for which no bid is received, has first priority over an offer filed after the sale. Parties are cautioned that any lands in a parcel not sold at the auction, which are subject to a pending noncompetitive presale offer, may not be available for further noncompetitive filings. Those lands will be issued to the party who submitted the presale offer, all else being regular. However, if it is announced at the beginning of the sale that the presale offer has been withdrawn, noncompetitive filings will be accepted after the sale for that parcel. Parcels with pending noncompetitive presale offers are identified in this Notice of Competitive Lease Sale by an asterisk.

**NOTICE:** Bidders are reminded that a bid shall not be withdrawn and shall constitute a legally binding commitment to execute the lease bid form and accept a lease, including the obligation to pay the bonus bid, first year's rental, and administrative fee. There have been cases in past oral auctions where the minimum deposit due from the high bidder on the day of the auction was not paid, or was paid by a check drawn on an account with insufficient funds. The Bureau of Land Management will be closely monitoring situations of this nature to determine whether further measures should be initiated to protect the integrity of the system.

**NOTICE:** SHOULD ASSISTANCE BE NEEDED FOR THE HEARING OR VISUALLY IMPAIRED, PLEASE CONTACT THE MONTANA STATE OFFICE AT (406) 896-5091 BY NOVEMBER 15, 1999. THE SALE SITE IS ACCESSIBLE TO THE HANDICAPPED.

*Karen L. Johnson*

Karen L. Johnson, Chief  
Fluids Adjudication Section

**OFFICIAL POSTING DATE MUST BE ON OR BEFORE OCTOBER 15, 1999.**

The official posting date will be noted on the copy posted in the Information Access Center of the Bureau of Land Management, Billings, Montana.

**PUBLIC NOTICE**

Any noncompetitive offers received for lands that are listed on the Notice from the time the list is officially posted in the Information Access Center until the first business day following the completion of the sale will be rejected as unavailable for filing as per 43 CFR 3110.1(a)(ii).

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
**COMPETITIVE OIL AND GAS OR  
GEOTHERMAL RESOURCES LEASE BID**  
30 U.S.C. 181 et seq.; 30 U.S.C. 351-359;  
30 U.S.C. 1001-1025; 42 U.S.C. 6508

FORM APPROVED  
OMB NO. 1004-0074  
Expires: March 1, 1997

State		Date of sale
AMOUNT OF BID (See Instructions below)		
PARCEL NUMBER	TOTAL BID	PAYMENT SUBMITTED WITH BID
THE BID IS FOR (Check one):  <input type="checkbox"/> Oil and Gas Parcel Number _____  <input type="checkbox"/> Geothermal Parcel Number _____ Name of Known Geothermal Resource Area (KGRA) _____		

The appropriate regulations applicable to this bid are: (1) for oil and gas leases—43 CFR 3120; (2) for National Petroleum Reserve-Alaska (NPR-A) leases—43 CFR 3132; and (3) for Geothermal resources leases—43 CFR 3220. (See details concerning lease qualifications on reverse.)

I CERTIFY THAT I have read and am in compliance with, and not in violation of, the lessee qualification requirements under the applicable regulations for this bid.

I CERTIFY THAT this bid is not in violation of 18 U.S.C. 1860 which prohibits unlawful combination or intimidation of bidders. I further certify that this bid was arrived at independently and is tendered without collusion with any other bidder for the purpose of restricting competition.

**IMPORTANT NOTICE:** Execution of this form, where the offer is the high bid, constitutes a binding lease offer, including all applicable terms and conditions. Failure to comply with the applicable laws and regulations under which this bid is made shall result in rejection of the bid and forfeiture of all monies submitted.

Print or Type Name of Lessee	Signature of Lessee or Bidder	
Address of Lessee		
City	State	Zip Code

INSTRUCTIONS

INSTRUCTIONS FOR OIL AND GAS BID  
(Except NPR-A)

1. Separate bid for each parcel is required. Identify parcel by the parcel number assigned in the *Notice of Competitive Lease Sale*.
2. Bid must be accompanied by the national minimum acceptable bid, the first year's rental and the administrative fee. The remittance must be in the form specified in 43 CFR 3103.1-1. The remainder of the bonus bid, if any, must be submitted to the proper BLM office within 10 working days after the last day of the oral auction. Failure to submit the remainder of the bonus bid within 10 working days will result in rejection of the bid offer and forfeiture of all monies paid.
3. If bidder is not the sole party in interest in the lease for which the bid is submitted, all other parties in interest may be required to furnish evidence of their qualifications upon written request by the authorized officer.
4. This bid may be executed (signed) before the oral auction. If signed before the oral auction, this form cannot be modified without being executed again.
5. In view of the above requirement (4), bidder may wish to leave AMOUNT OF BID section blank so that final bid amount may be either completed by the bidder or the Bureau of Land Management at the oral auction.

INSTRUCTIONS FOR GEOTHERMAL OR  
NPR-A OIL AND GAS BID

1. Separate bid for each parcel is required. Identify parcel by the number assigned to a tract.
2. Bid must be accompanied by one-fifth of the total amount of bid. The remittance must be in the form specified in 43 CFR 3220.4 for a Geothermal Resources bid and 3132.2 for a NPR-A lease bid.
3. Mark envelope Bid for Geothermal Resources Lease in (Name of KGRA) or Bid for NPR-A Lease, as appropriate. Be sure correct parcel number of tract on which bid is submitted and date of bid opening are noted plainly on envelope. No bid may be modified or withdrawn unless such modification or withdrawal is received prior to time fixed for opening of bids.
4. Mail or deliver bid to the proper BLM office or place indicated in the *Notice of Competitive Lease Sale*.
5. If bidder is not the sole party in interest in the lease for which bid is submitted, all other parties in interest may be required to furnish evidence of their qualifications upon written request by the authorized officer.

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

(Continued on reverse)

OFFICIAL FILE COPY

Form 3000-2 (February 1982)

## QUALIFICATIONS

For leases that may be issued as a result of this sale under the Mineral Leasing Act (The Act) of 1920, as amended, the oral bidder must: (1) Be a citizen of the United States; an association (including partnerships and trusts) of such citizens; a municipality; or a corporation organized under the laws of the United States or of any State or Territory thereof; (2) Be in compliance with acreage limitation requirements wherein the bidder's interests, direct and indirect, in oil and gas leases in the State identified do not exceed 246,080 acres each in public domain or acquired lands including acreage covered by this bid, of which not more than 200,000 acres are under options. If this bid is submitted for lands in Alaska, the bidder's holdings in each of the Alaska leasing districts do not exceed 300,000 acres, of which no more than 200,000 acres are under options in each district; (3) Be in compliance with Federal coal lease holdings as provided in sec. 2(a)(2)(A) of the Act; (4) Be in compliance with reclamation requirements for all Federal oil and gas holdings as required by sec. 17 of the Act; (5) Not be in violation of sec. 41 of the Act; and (6) Certify that all parties in interest in this bid are in compliance with 43 CFR Groups 3000 and 3100 and the leasing authorities cited herein.

For leases that may be issued as a result of this sale under the Geothermal Steam Act of 1970, as amended, the bidder must: (1) Be a citizen of the United States; an association of such citizens; a municipality; or a corporation organized under the laws of the United States or of any State or Territory thereof; and (2) Be in compliance with acreage limitation requirements wherein the bidder's interests, direct and indirect, do not exceed 51,200 acres; and (3) Certify that all parties in interest in this bid are in compliance with 43 CFR Group 3200 and the leasing authority cited herein.

For leases that may be issued as a result of this sale under the Department of the Interior Appropriations Act of 1981, the bidder must: (1) Be a citizen or national of the United States; an alien lawfully admitted for permanent residence; a private, public or municipal corporation organized under the laws of the United States or of any State or Territory thereof; an association of such citizens, nationals, resident aliens or private, public or municipal corporations, and (2) Certify that all parties in interest in this bid are in compliance with 43 CFR Part 3130 and the leasing authorities cited herein.

## NOTICE

The Privacy Act of 1974 and the regulation in 43 CFR 2.48(d) provide that you be furnished the following information in connection with information required by this bid for a Competitive Oil and Gas or Geothermal Resources Lease.

**AUTHORITY:** 30 U.S.C. 181 et seq.; 30 U.S.C. 351-359; 30 U.S.C. 1001-1025; 42 U.S.C. 6508

**PRINCIPLE PURPOSE:** The information is to be used to process your bid.

**ROUTINE USES:** (1) The adjudication of the bidder's right to the resources for which this bid is made. (2) Documentation for public information. (3) Transfer to appropriate Federal agencies when comment or concurrence is required prior to granting a right in public lands or resources. (4)(5) Information from the record and/or the record will be transferred to appropriate Federal, State, local or foreign agencies, when relevant to civil, criminal or regulatory investigations or prosecutions.

**EFFECT OF NOT PROVIDING INFORMATION:** Disclosure of the information is voluntary. If all the information is not provided, your bid may be rejected.

The Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.) requires us to inform you that:

This information is being collected in accordance with 43 CFR 3120, 43 CFR 3130, or 43 CFR 3220.

This information will be used to determine the bidder submitting the highest bid.

Response to this request is required to obtain a benefit.

## BURDEN HOURS STATEMENT

BLM would like you to know that you do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a currently valid OMB control number.

Public reporting burden for this form is estimated to average 2 hours per response including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to U.S. Department of the Interior, Bureau of Land Management, Bureau Clearance Officer (WO-630), 1620 L Street, Washington, D.C. 20036 and the Office of Management and Budget, Desk Officer for the Interior Department, Office of Regulatory Affairs (1004-0074), Washington, D.C. 20503.

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

Serial No.

**OFFER TO LEASE AND LEASE FOR OIL AND GAS**

The undersigned (*reverse*) offers to lease all or any of the lands in Item 2 that are available for lease pursuant to the Mineral Leasing Act of 1920, as amended and supplemented (30 U.S.C. 181 et seq.), the Mineral Leasing Act for Acquired Lands of 1947, as amended (30 U.S.C. 351-359), the Attorney General's Opinion of April 2, 1941 (40 Op. Atty. Gen. 41), or the

**READ INSTRUCTIONS BEFORE COMPLETING**

1. Name

Street  
City, State, Zip Code

2. This application/offer/lease is for: (Check only One)  PUBLIC DOMAIN LANDS

ACQUIRED LANDS (percent U.S. interest \_\_\_\_\_)

Surface managing agency if other than BLM: \_\_\_\_\_ Unit/Project \_\_\_\_\_

Legal description of land requested: \_\_\_\_\_ \*Parcel No.: \_\_\_\_\_ \*Sale Date (m/d/y): \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**\*SEE ITEM 2 IN INSTRUCTIONS BELOW PRIOR TO COMPLETING PARCEL NUMBER AND SALE DATE.**

T. \_\_\_\_\_ R. \_\_\_\_\_ Meridian \_\_\_\_\_ State \_\_\_\_\_ County \_\_\_\_\_

Amount remitted: Filing fee \$ \_\_\_\_\_

Rental fee \$ \_\_\_\_\_

Total acres applied for \_\_\_\_\_

Total \$ \_\_\_\_\_

**DO NOT WRITE BELOW THIS LINE**

3. Land included in lease:

T. \_\_\_\_\_ R. \_\_\_\_\_ Meridian \_\_\_\_\_ State \_\_\_\_\_ County \_\_\_\_\_

Total acres in lease \_\_\_\_\_

Rental retained \$ \_\_\_\_\_

This lease is issued granting the exclusive right to drill for, mine, extract, remove and dispose of all the oil and gas (*except helium*) in the lands described in Item 3 together with the right to build and maintain necessary improvements thereupon for the term indicated below, subject to renewal or extension in accordance with the appropriate leasing authority. Rights granted are subject to applicable laws, the terms, conditions, and attached stipulations of this lease, the Secretary of the Interior's regulations and formal orders in effect as of lease issuance, and to regulations and formal orders hereafter promulgated when not inconsistent with lease rights granted or specific provisions of this lease.

**NOTE:** This lease is issued to the high bidder pursuant to his/her duly executed bid or nomination form submitted under 43 CFR 3120 and is subject to the provisions of that bid or nomination and those specified on this form.

Type and primary term of lease:

THE UNITED STATES OF AMERICA

Noncompetitive lease (ten years)

by \_\_\_\_\_  
(Signing Officer)

Competitive lease (ten years)

\_\_\_\_\_  
(Title) (Date)

Other \_\_\_\_\_

EFFECTIVE DATE OF LEASE \_\_\_\_\_

(Continued on reverse)

4. (a) Undersigned certifies that (1) offeror is a citizen of the United States; an association of such citizens; a municipality; or a corporation organized under the laws of the United States or of any State or Territory thereof; (2) all parties holding an interest in the offer are in compliance with 43 CFR 3100 and the leasing authorities; (3) offeror's chargeable interests, direct and indirect, in each public domain and acquired lands separately in the same State do not exceed 246,080 acres in oil and gas leases (of which up to 20,000 acres may be in oil and gas options), or 300,000 acres in leases in each leasing District in Alaska of which up to 200,000 acres may be in options; (4) offeror is not considered a minor under the laws of the State in which the lands covered by this offer are located; (5) offeror is in compliance with qualifications concerning Federal coal lease holdings provided in sec. 2(a)(2)(A) of the Mineral Leasing Act; (6) offeror is in compliance with reclamation requirements for all Federal oil and gas lease holdings as required by sec. 17(g) of the Mineral Leasing Act; and (7) offeror is not in violation of sec. 41 of the Act.

(b) Undersigned agrees that signature to this offer constitutes acceptance of this lease, including all terms, conditions, and stipulations of which offeror has been given notice, and any amendment or separate lease that may include any land described in this offer open to leasing at the time this offer was filed but omitted for any reason from this lease. The offeror further agrees that this offer cannot be withdrawn, either in whole or in part, unless the withdrawal is received by the proper BLM State Office before this lease, an amendment to this lease, or a separate lease, whichever covers the land described in the withdrawal, has been signed on behalf of the United States.

This offer will be rejected and will afford offeror no priority if it is not properly completed and executed in accordance with the regulations, or if it is not accompanied by the required payments. 18 U.S.C. Sec. 1001 makes it a crime for any person knowingly and willfully to make to any Department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

Duly executed this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

(Signature of Lessee or Attorney-in-fact)

## LEASE TERMS

Sec. 1. Rentals—Rentals shall be paid to proper office of lessor in advance of each lease year. Annual rental rates per acre or fraction thereof are:

- (a) Noncompetitive lease, \$1.50 for the first 5 years; thereafter \$2.00;
- (b) Competitive lease, \$1.50; for the first 5 years; thereafter \$2.00;
- (c) Other, see attachment, or

as specified in regulations at the time this lease is issued.

If this lease or a portion thereof is committed to an approved cooperative or unit plan which includes a well capable of producing leased resources, and the plan contains a provision for allocation of production, royalties shall be paid on the production allocated to this lease. However, annual rentals shall continue to be due at the rate specified in (a), (b), or (c) for those lands not within a participating area.

Failure to pay annual rental, if due, on or before the anniversary date of this lease (or next official working day if office is closed) shall automatically terminate this lease by operation of law. Rentals may be waived, reduced, or suspended by the Secretary upon a sufficient showing by lessee.

Sec. 2. Royalties—Royalties shall be paid to proper office of lessor. Royalties shall be computed in accordance with regulations on production removed or sold. Royalty rates are:

- (a) Noncompetitive lease, 12 1/2 %;
- (b) Competitive lease, 12 1/2 %;
- (c) Other, see attachment; or

as specified in regulations at the time this lease is issued.

Lessor reserves the right to specify whether royalty is to be paid in value or in kind, and the right to establish reasonable minimum values on products after giving lessee notice and an opportunity to be heard. When paid in value, royalties shall be due and payable on the last day of the month following the month in which production occurred. When paid in kind, production shall be delivered, unless otherwise agreed to by lessor, in merchantable condition on the premises where produced without cost to lessor. Lessee shall not be required to hold such production in storage beyond the last day of the month following the month in which production occurred, nor shall lessee be held liable for loss or destruction of royalty oil or other products in storage from causes beyond the reasonable control of lessee.

Minimum royalty in lieu of rental of not less than the rental which otherwise would be required for that lease year shall be payable at the end of each lease year beginning on or after a discovery in paying quantities. This minimum royalty may be waived, suspended, or reduced, and the above royalty rates may be reduced, for all or portions of this lease if the Secretary determines that such action is necessary to encourage the greatest ultimate recovery of the leased resources, or is otherwise justified.

An interest charge shall be assessed on late royalty payments or underpayments in accordance with the Federal Oil and Gas Royalty Management Act of 1982 (FOGRMA) (30 U.S.C. 1701). Lessee shall be liable for royalty payments on oil and gas lost or wasted from a lease site when such loss or waste is due to negligence on the part of the operator, or due to the failure to comply with any rule, regulation, order, or citation issued under FOGRMA or the leasing authority.

Sec. 3. Bonds—A bond shall be filed and maintained for lease operations as required under regulations.

Sec. 4. Diligence, rate of development, unitization, and drainage—Lessee shall exercise reasonable diligence in developing and producing, and shall prevent unnecessary damage to, loss of, or waste of leased resources. Lessor reserves right to specify rates of development and production in the public interest and to require lessee to subscribe to a cooperative or unit plan, within 30 days of notice, if deemed necessary for proper development and operation of area, field, or pool embracing these leased lands. Lessee shall drill and produce wells necessary to protect leased lands from drainage or pay compensatory royalty for drainage in amount determined by lessor.

Sec. 5. Documents, evidence, and inspection—Lessee shall file with proper office of lessor, not later than 30 days after effective date thereof, any contract or evidence of other arrangement for sale or disposal of production. At such times and in such form as lessor may prescribe, lessee shall furnish detailed statements showing amounts and quality of all products removed and sold, proceeds therefrom, and amount used for production purposes or unavoidably lost. Lessee may be required to provide plats and schematic diagrams showing development work and improvements, and reports with respect to parties in interest, expenditures, and depreciation costs. In the form prescribed by lessor, lessee shall keep a daily drilling record, a log, information on well surveys and tests, and a record of subsurface investigations and furnish copies to lessor when required. Lessee shall keep open at all reasonable times for inspection by any authorized officer of lessor, the leased premises and all wells, improvements, machinery, and fixtures thereon, and all books, accounts, maps, and records relative to operations, surveys, or investigations on or in the leased lands. Lessee shall maintain copies of all contracts, sales agreements, accounting records, and documentation such as billings, invoices, or similar documentation that supports

costs claimed as manufacturing, preparation, and/or transportation costs. All such records shall be maintained in lessee's accounting offices for future audit by lessor. Lessee shall maintain required records for 6 years after they are generated or, if an audit or investigation is underway, until released of the obligation to maintain such records by lessor.

During existence of this lease, information obtained under this section shall be closed to inspection by the public in accordance with the Freedom of Information Act (5 U.S.C. 552).

Sec. 6. Conduct of operations—Lessee shall conduct operations in a manner that minimizes adverse impacts to the land, air, and water, to cultural, biological, visual, and other resources, and to other land uses or users. Lessee shall take reasonable measures deemed necessary by lessor to accomplish the intent of this section. To the extent consistent with lease rights granted, such measures may include, but are not limited to, modification to siting or design of facilities, timing of operations, and specification of interim and final reclamation measures. Lessor reserves the right to continue existing uses and to authorize future uses upon or in the leased lands, including the approval of easements or rights-of-way. Such uses shall be conditioned so as to prevent unnecessary or unreasonable interference with rights of lessee.

Prior to disturbing the surface of the leased lands, lessee shall contact lessor to be apprised of procedures to be followed and modifications or reclamation measures that may be necessary. Areas to be disturbed may require inventories or special studies to determine the extent of impacts to other resources. Lessee may be required to complete minor inventories or short term special studies under guidelines provided by lessor. If in the conduct of operations, threatened or endangered species, objects of historic or scientific interest, or substantial unanticipated environmental effects are observed, lessee shall immediately contact lessor. Lessee shall cease any operations that would result in the destruction of such species or objects.

Sec. 7. Mining operations—To the extent that impacts from mining operations would be substantially different or greater than those associated with normal drilling operations, lessor reserves the right to deny approval of such operations.

Sec. 8. Extraction of helium—Lessor reserves the option of extracting or having extracted helium from gas production in a manner specified and by means provided by lessor at no expense or loss to lessee or owner of the gas. Lessee shall include in any contract of sale of gas the provisions of this section.

Sec. 9. Damages to property—Lessee shall pay lessor for damage to lessor's improvements, and shall save and hold lessor harmless from all claims for damage or harm to persons or property as a result of lease operations.

Sec. 10. Protection of diverse interests and equal opportunity—Lessee shall: pay when due all taxes legally assessed and levied under laws of the State or the United States; accord all employees complete freedom of purchase; pay all wages at least twice each month in lawful money of the United States; maintain a safe working environment in accordance with standard industry practices; and take measures necessary to protect the health and safety of the public.

Lessor reserves the right to ensure that production is sold at reasonable prices and to prevent monopoly. If lessee operates a pipeline, or owns controlling interest in a pipeline or a company operating a pipeline, which may be operated accessible to oil derived from these leased lands, lessee shall comply with section 28 of the Mineral Leasing Act of 1920.

Lessee shall comply with Executive Order No. 11246 of September 24, 1965, as amended, and regulations and relevant orders of the Secretary of Labor issued pursuant thereto. Neither lessee nor lessee's subcontractors shall maintain segregated facilities.

Sec. 11. Transfer of lease interests and relinquishment of lease—As required by regulations, lessee shall file with lessor any assignment or other transfer of an interest in this lease. Lessee may relinquish this lease or any legal subdivision by filing in the proper office a written relinquishment, which shall be effective as of the date of filing, subject to the continued obligation of the lessee and surety to pay all accrued rentals and royalties.

Sec. 12. Delivery of premises—At such time as all or portions of this lease are returned to lessor, lessee shall place affected wells in condition for suspension or abandonment, reclaim the land as specified by lessor and, within a reasonable period of time, remove equipment and improvements not deemed necessary by lessor for preservation of producible wells.

Sec. 13. Proceedings in case of default—If lessee fails to comply with any provisions of this lease, and the noncompliance continues for 30 days after written notice thereof, this lease shall be subject to cancellation unless or until the leasehold contains a well capable of production of oil or gas in paying quantities, or the lease is committed to an approved cooperative or unit plan or communitization agreement which contains a well capable of production of unitized substances in paying quantities. This provision shall not be construed to prevent the exercise by lessor of any other legal and equitable remedy, including waiver of the default. Any such remedy or waiver shall not prevent later cancellation for the same default occurring at any other time. Lessee shall be subject to applicable provisions and penalties of FOGRMA (30 U.S.C. 1701).

Sec. 14. Heirs and successors-in-interest—Each obligation of this lease shall extend to and be binding upon, and every benefit hereof shall inure to the heirs, executors, administrators, successors, beneficiaries, or assignees of the respective parties hereto.

THE FOLLOWING NOTICE WILL BE ATTACHED TO ALL ISSUED LEASES

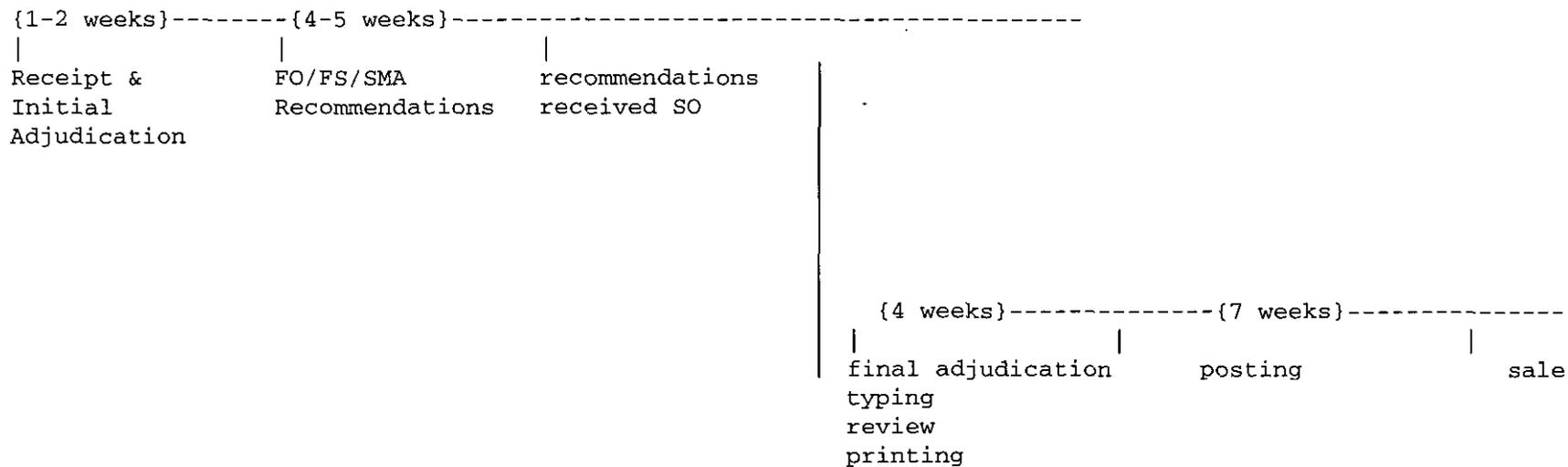
NOTICE TO LESSEE

Provisions of the Mineral Leasing Act (MLA) of 1920, as amended by the Federal Coal Leasing Amendments Act of 1976, affect an entity's qualifications to obtain an oil and gas lease. Section 2(a)(2)(A) of the MLA, 30 U.S.C. 201(a)(2)(A), requires that any entity that holds and has held a Federal coal lease for 10 years beginning on or after August 4, 1976, and who is not producing coal in commercial quantities from each such lease, cannot qualify for the issuance of any other lease granted under the MLA. Compliance by coal lessees with Section 2(a)(2)(A) is explained in 43 CFR 3472.

In accordance with the terms of this oil and gas lease with respect to compliance by the initial lessee with qualifications concerning Federal coal lease holdings, all assignees and transferees are hereby notified that this oil and gas lease is subject to cancellation if: (1) the initial lessee as assignor or as transferor has falsely certified compliance with Section 2(a)(2)(A) or (2) because of a denial or disapproval by a State Office of a pending coal action, i.e., arms-length assignment, relinquishment, or logical mining unit, the initial lessee as assignor or as transferor is no longer in compliance with Section 2(a)(2)(A). The assignee or transferee does not qualify as a bona fide purchaser and, thus, has no rights to bona fide purchaser protection in the event of cancellation of this lease due to noncompliance with Section 2(a)(2)(A).

Information regarding assignor or transferor compliance with Section 2(a)(2)(A) is contained in the lease case file as well as in other Bureau of Land Management records available through the State Office issuing this lease.

TIMELINE TO PROCESS EXPRESSIONS OF INTEREST (EOI)  
OR PRESALE OFFERS



Total time required to process EOI/Offer  
4-5 months {16-18 weeks}

SMA-Surface Management Agency  
ie: Forest Service, Bureau of Reclamation  
FO-BLM Field Office FS-BLM Resource Field Station  
SO-Montana State Office

ALL LANDS ARE LISTED IN TOWNSHIP AND RANGE ORDER

MONTANA

11-99-1	ACQ	11-99-6	PD
T. 13 N, R. 25 E, PMM, MT		T. 7 N, R. 39 E, PMM, MT	
sec. 5 SW;		sec. 6 LOTS 1,2,3,4,6,7;	
6 SE;		6 E2SW;	
7 NE, E2NW, N2SE;		20 SESW;	
Petroleum	640.00 AC	30 LOTS 3,4;	
Stipulation: Standard		30 NWNE, E2SW, SWSE;	
		Rosebud	569.90 AC
		Stipulations: NSO, Timing	
11-99-2	PD	11-99-7	PD
T. 14 N, R. 25 E, PMM, MT		T. 8 N, R. 39 E, PMM, MT	
sec. 28 NWSE;		sec. 2 NESW, S2SW, SE;	
29 SESW;		4 LOTS 1,2,3,4;	
Petroleum	80.00	4 S2N2, S2;	
Stipulation: Standard		10 N2;	
		Rosebud	1187.64 AC
		Stipulations: NSO, Timing	
11-99-3	PD	11-99-8	PD
T. 7 N, R. 38 E, PMM, MT		T. 8 N, R. 39 E, PMM, MT	
sec. 10 SW, NWSE, S2SE;		sec. 22 N2, SW;	
32 LOTS 1-12 INCL;		28 N2;	
32 NW;		34 ALL;	
Rosebud	826.80 AC	Rosebud	1440.00 AC
Stipulations: NSO, Timing, CSU		Stipulation: Timing	
11-99-4	PD	11-99-9	PD
T. 8 N, R. 38 E, PMM, MT		T. 8 N, R. 39 E, PMM, MT	
sec. 6 LOTS 1,2;		sec. 24 S2;	
6 S2NE, N2SE, SESE;		26 ALL;	
34 N2NE, SENE;		Rosebud	960.00 AC
Rosebud	366.08 AC	Stipulation: Timing	
Stipulation: Timing		11-99-10	PD
11-99-5	PD	T. 5 N, R. 40 E, PMM, MT	
T. 6 N, R. 39 E, PMM, MT		sec. 12 S2;	
sec. 2 LOTS 1,2,3,4;		14 E2;	
2 S2NE, SENW;		24 SWNE, SENW, SW, W2SE;	
4 LOT 4;		Rosebud	960.00 AC
4 SWNW;		Stipulation: CSU	
Rosebud	355.80 AC	11-99-11	PD
Stipulations: CSU, Timing		T. 5 N, R. 40 E, PMM, MT	
		sec. 18 LOTS 1,2,3,4;	
		28 E2;	
		34 S2;	
		Rosebud	796.00 AC
		Stipulation: CSU	

EXPLANATION 1/, 2/ SEE PAGE 9

11-99-12 PD  
 T. 7 N, R. 40 E, PMM, MT  
 sec. 12 N2;  
 20 N2N2, SENW, SWSW, S2SE;  
 30 LOTS 3, 4;  
 30 N2NE, E2SW, S2SE;  
 Rosebud 948.31 AC  
 Stipulation: Timing

11-99-13 ACQ  
 T. 7 N, R. 40 E, PMM, MT  
 sec. 34 N2;  
 Rosebud 320.00 AC  
 Stipulation: Timing  
 50% U.S. MINERAL INTEREST 1/

11-99-14 PD  
 T. 8 N, R. 40 E, PMM, MT  
 sec. 2 LOTS 1, 2, 3, 4;  
 2 S2N2, S2;  
 12 W2;  
 Rosebud 934.64 AC  
 Stipulation: Timing

11-99-15 PD  
 T. 8 N, R. 40 E, PMM, MT  
 sec. 6 LOTS 1, 2, 3, 7;  
 6 SESW, S2SE;  
 20 ALL;  
 30 LOTS 1, 2, 3, 4;  
 30 E2, E2W2;  
 Rosebud 1484.74 AC  
 Stipulation: Timing

11-99-16 PD  
 T. 8 N, R. 40 E, PMM, MT  
 sec. 22 ALL;  
 26 N2;  
 Rosebud 960.00 AC  
 Stipulation: Timing

11-99-17 PD  
 T. 5 N, R. 42 E, PMM, MT  
 sec. 4 LOTS 1, 2;  
 4 S2NE, SE;  
 10 W2NE, W2, SE;  
 Rosebud 873.12 AC  
 Stipulation: CSU

11-99-18 PD  
 T. 5 N, R. 42 E, PMM, MT  
 sec. 18 LOTS 1, 2;  
 18 E2NW;  
 30 LOT 1;  
 30 N2NE, NENW;  
 Rosebud 319.37 AC

11-99-19 PD  
 T. 5 N, R. 42 E, PMM, MT  
 sec. 22 LOTS 1-11 INCL;  
 22 NW, NWSE;  
 24 LOTS 1-11 INCL;  
 24 NE, NESW;  
 Rosebud 1270.56 AC  
 Stipulations: CSU, Timing

11-99-20 PD  
 T. 3 N, R. 44 E, PMM, MT  
 sec. 2 E2E2, W2W2;  
 4 N2N2, S2S2;  
 12 ALL;  
 Rosebud 1280.00 AC  
 Stipulation: CSU

11-99-21 PD  
 T. 3 N, R. 44 E, PMM, MT  
 sec. 24 N2NE, W2, S2SE;  
 26 N2NE, SWNE, NW, S2;  
 28 W2;  
 34 LOTS 3, 4;  
 34 NE, N2SE;  
 Rosebud 1729.40 AC  
 Stipulation: CSU

11-99-22 PD  
 T. 2 N, R. 45 E, PMM, MT  
 sec. 6 LOTS 1-7 INCL;  
 6 SENE;  
 8 S2;  
 Custer 636.64 AC  
 Stipulation: CSU

11-99-23 PD  
 T. 3 N, R. 45 E, PMM, MT  
 sec. 2 LOTS 1, 2, 3, 4;  
 2 S2N2, S2;  
 4 LOT 2;  
 4 SWNE, SENW;  
 10 E2NE, S2NW, S2;  
 12 E2;  
 Custer 1554.33 AC  
 Stipulations: CSU, Timing

11-99-24 PD  
T. 3 N, R. 45 E, PMM, MT  
sec. 6 LOTS 1-7 INCL;  
6 S2NE, SENW, E2SW, SE;  
8 ALL;  
18 LOTS 1,2;  
18 NE, E2NW;

Custer 1600.67 AC  
Stipulations: CSU, Timing

11-99-25 PD  
T. 3 N, R. 45 E, PMM, MT  
sec. 14 S2;  
24 ALL;

Custer 960.00 AC  
Stipulation: CSU

11-99-26 PD  
T. 3 N, R. 45 E, PMM, MT  
sec. 22 ALL;  
26 ALL;  
34 ALL;

Custer 1920.00 AC  
Stipulation: CSU

11-99-27 PD  
T. 5 N, R. 60 E, PMM, MT  
sec. 27 NESW, S2SW, W2SE;  
33 E2NE;

Fallon 280.00 AC  
Stipulation: NSO

11-99-28 PD  
T. 15 N, R. 6 W, PMM, MT  
sec. 2 LOTS 2,3,4;  
2 SW, NWSE, S2SE;  
11 ALL;  
12 W2NE, NW, S2;

Lewis & Clark 1631.80 AC  
Stipulations: USDA R1-FS-2820-13C,  
14,15,16,18, Lease Notice

11-99-29 PD  
T. 15 N, R. 6 W, PMM, MT  
sec. 3 LOTS 1,2,3,4;  
3 S2;  
4 LOTS 1,2,3,4;  
4 S2;  
9 ALL;  
10 ALL;

Lewis & Clark 2325.76 AC  
Stipulation: USDA R1-FS-2820-13C,  
14,15,16,18, Lease Notice

11-99-30 PD  
T. 15 N, R. 6 W, PMM, MT  
sec. 5 LOTS 1,2,3,4;  
5 S2;  
6 LOTS 1-5 INCL;  
6 SE;  
7 SWNE, NWSE;  
8 ALL;

Lewis & Clark 1629.56 AC  
Stipulations: USDA R1-FS-2820-13C,  
14,15,16,18

11-99-31 PD  
T. 15 N, R. 6 W, PMM, MT  
sec. 7 LOTS 1,2;  
7 N2NE, SENE, E2SE;  
18 NENE;  
19 LOT 6;  
19 NWNE, NESE;

Lewis & Clark 425.29 AC  
Stipulations: USDA R1-FS-2820-14,  
15,16  
SPLIT ESTATE 2/

11-99-32 PD  
T. 15 N, R. 6 W, PMM, MT  
sec. 13 ALL;  
14 ALL;  
23 ALL;  
24 ALL;

Lewis & Clark 2560.00 AC  
Stipulations: USDA R1-FS-2820-13C,  
14,15,16,18, Lease Notice

11-99-33 PD  
T. 15 N, R. 6 W, PMM, MT  
sec. 15 ALL;  
16 LOTS 1,2,3;  
16 NW, N2SW, E2 LESS  
40.308 AC IN PAT  
25-64-0095;  
21 LOTS 1-11 INCL;  
21 NE LESS 55.55 AC IN  
PAT 969730;  
22 LOTS 1,2;  
22 N2, E2SW, SE;

Lewis & Clark 2257.332 AC  
Stipulations: USDA R1-FS-2820-13C,  
14,15,16,18, Lease Notice

11-99-34 PD  
 T. 15 N, R. 6 W, PMM, MT  
 sec. 17 LOT 1;  
 17 N2, SW, N2SE, SWSE;  
 20 LOTS 1, 2, 3, 5-16 INCL;  
 20 N2NE, SWNE, NENW, SWSW;  
 29 LOT 1;  
 29 N2NE, S2NE, W2, SE;  
 Lewis & Clark 1730.23 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 15, 16, 18

11-99-35 PD  
 T. 15 N, R. 6 W, PMM, MT  
 sec. 18 SENE, E2SE;  
 19 LOT 5;  
 Lewis & Clark 157.41 AC  
 Stipulations: USDA R1-FS-2820-14,  
 15, 16  
 SPLIT ESTATE 2/

11-99-36 PD  
 T. 15 N, R. 6 W, PMM, MT  
 sec. 19 LOT 4;  
 19 S2SE;  
 30 LOTS 1, 2, 3, 4;  
 30 E2;  
 31 N2NE, S2SE;  
 32 N2N2, SWNE, S2NW, SW, NWSE;  
 Lewis & Clark 1241.81 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 15, 16, 18

11-99-37 PD  
 T. 15 N, R. 6 W, PMM, MT  
 sec. 25 ALL;  
 26 ALL;  
 35 ALL;  
 Lewis & Clark 1920.00 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 15, 16, 18, Lease Notice

11-99-38 PD  
 T. 15 N, R. 6 W, PMM, MT  
 sec. 27 LOT 1;  
 27 NE, NENW, S2NW, E2SW, SE  
 EXCL 41.263 AC IN PAT  
 977909;  
 27 W2SW EXCL 12.045 AC IN  
 PAT 969729;  
 28 LOTS 1, 2, 3, 4, 6, 7;  
 28 LOTS 5, 8 EXCL 91.45 AC  
 IN PAT 969729;  
 28 N2NW, SWNW, W2SW;  
 28 SENE EXCL 1.269 AC IN  
 PAT 969729;  
 33 ALL LESS 16.31 AC IN PAT  
 969729;  
 34 ALL LESS 6.26 AC IN PAT  
 969729;  
 Lewis & Clark 2258.843 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 15, 16, 18, Lease Notice

11-99-39 PD  
 T. 2 S, R. 16 E, PMM, MT  
 sec. 8 SENE;  
 29 W2NE, E2SW;  
 Sweetgrass 200.00 AC  
 Stipulations: CSU, Timing

11-99-40 PD  
 T. 3 S, R. 16 E, PMM, MT  
 sec. 2 SWNW;  
 4 LOT 4;  
 9 SENE, SENW, NWSW;  
 10 NWSE;  
 Sweetgrass 238.84 AC  
 Stipulation: Timing

11-99-41 PD  
 T. 3 S, R. 16 E, PMM, MT  
 sec. 5 LOTS 1, 4;  
 5 SWNW, SWSW;  
 6 LOTS 1-4, 6, 7;  
 6 S2NE, SENW, E2SW, SE;  
 8 NWNE, NWNW, S2NW, SW;  
 Sweetgrass 1065.45 AC  
 Stipulations: CSU, NSO, Lease  
 Notice

11-99-42 PD  
 T. 3 S, R. 16 E, PMM, MT  
 sec. 7 LOTS 1, 2, 3, 4;  
 7 E2, E2W2;  
 18 LOTS 1, 2;  
 18 N2NE, E2NW;  
 Sweetgrass 859.46 AC  
 Stipulations: NSO, CSU

11-99-43	PD	11-99-50	PD
T. 5 S, R. 16 E, PMM, MT		T. 8 S, R. 42 E, PMM, MT	
sec. 19 ALL;		sec. 10 SW;	
20 ALL;		13 W2SW;	
21 W2;		15 E2E2, N2NW;	
28 ALL;		16 NWNE, S2NE;	
Stillwater	2238.00 AC	21 NE, W2;	
Stipulations: USDA-R1-FS-2820-13C,		22 N2N2, S2NE, S2SW;	
14, 15, 18		23 S2SW;	
		24 NWNE, S2NE, SW;	
		Big Horn	1760.00 AC
		Stipulation: Timing	
11-99-44	PD	11-99-51	PD
T. 1 S, R. 17 E, PMM, MT		T. 7 S, R. 43 E, PMM, MT	
sec. 30 SENE;		sec. 25 NE, E2NW, S2;	
Sweetgrass	40.00 AC	26 S2NW, SW;	
		27 N2, SE;	
		Rosebud	1280.00 AC
11-99-45	PD	11-99-52	PD
T. 2 S, R. 17 E, PMM, MT		T. 8 S, R. 43 E, PMM, MT	
sec. 8 W2W2;		sec. 30 LOT 4;	
18 LOT 2;		35 N2NE, SENE;	
18 NE, E2NW;		Big Horn	167.21 AC
Sweetgrass	436.00 AC	Stipulation: Timing	
Stipulations: Timing, CSU		11-99-53	PD
11-99-46	PD	T. 7 S, R. 44 E, PMM, MT	
T. 9 S, R. 20 E, PMM, MT		sec. 21 NE;	
sec. 24 LOTS 1, 2, 3, 4;		22 N2NE, SENE, SWNW, NWSW,	
24 W2E2, W2;		23 SESW, SWSE;	
Carbon	678.86 AC	24 NWSW;	
Stipulation: Timing		24 N2N2, S2NW, SWSW;	
		25 W2NE, N2NW, N2SE;	
11-99-47	PD	26 E2SW, SE;	
T. 8 S, R. 21 E, PMM, MT		Rosebud	1240.00 AC
sec. 2 S2SE;		Stipulation: Timing	
14 ALL;		11-99-54	PD
24 LOTS 5-12 INCL;		T. 7 S, R. 44 E, PMM, MT	
Carbon	974.73 AC	sec. 27 NE, E2NW, SWNW, SW;	
Stipulations: NSO, Timing, CSU		29 N2NE, W2NW, SW;	
		30 E2E2, NWNE;	
11-99-48	PD	31 LOTS 1, 2, 3, 4;	
T. 9 S, R. 21 E, PMM, MT		31 E2;	
sec. 8 S2NW, S2;		32 W2, SE;	
18 LOTS 1, 2, 3, 4;		Rosebud	1964.92 AC
18 E2, E2W2;		Stipulation: Timing	
Carbon	1025.04 AC		
Stipulations: NSO, Timing, CSU			
11-99-49	PD		
T. 9 S, R. 21 E, PMM, MT			
sec. 14 N2;			
24 LOTS 1, 2, 3, 4;			
26 NE, N2NW, NESW, N2SE, SWSE;			
35 LOT 5;			
Carbon	897.75 AC		
Stipulations: NSO, Timing, CSU			

11-99-55 PD  
 T. 7 S, R. 44 E, PMM, MT  
 sec. 33 NENE, S2N2, S2;  
 34 W2, SE;  
 35 E2, NENW;  
 36 ALL;

Rosebud 2000.00 AC  
 Stipulation; Timing

11-99-56 PD  
 T. 9 S, R. 44 E, PMM, MT  
 sec. 20 NE, E2NW;  
 26 SWNW, W2SE, SESE;  
 27 N2NE, S2N2, S2;  
 35 LOTS 1, 2, 7-11 INCL;

Big Horn 1240.00 AC  
 Stipulations: Timing, CSU

11-99-57 PD  
 T. 9 S, R. 46 E, PMM, MT  
 sec. 2 NESW;  
 14 W2SW;

Powder River 120.00 AC  
 Stipulation: Timing

11-99-58 PD  
 T. 9 S, R. 46 E, PMM, MT  
 sec 14 NWSE;

Powder River 40.00 AC  
 Stipulation: Timing

11-99-59 PD  
 T. 8 S, R. 51 E, PMM, MT  
 sec. 26 NE, SW;  
 35 NE, S2SW;

Powder River 560.00 AC  
 Stipulations: Timing, CSU

11-99-60 PD  
 T. 9 S, R. 51 E, PMM, MT  
 sec. 1 LOTS 1, 2, 3, 4;  
 1 W2SE;  
 13 S2NW, NESW, S2SW;

Powder River 441.69 AC  
 Stipulations: NSO, Timing

11-99-61 PD  
 T. 8 S, R. 52 E, PMM, MT  
 sec. 31 E2SW;

Powder River 80.00 AC  
 Stipulation: Timing

NORTH DAKOTA

11-99-62 ACQ  
 T. 144 N, R. 101 W, 5TH PM, ND  
 sec. 31 E2;

Billings 320.00 AC  
 Stipulations: USDA R1-FS-2820-14, 15  
 SPLIT ESTATE 2/

11-99-63 PD  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 4 LOT 2;  
 4 SWNE;

Billings 78.78 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 16, 18

11-99-64 ACQ  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 4 LOTS 3, 4;  
 4 S2NW;

Billings 158.13 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 16, 18

11-99-65 ACQ  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 12 N2;

Billings 320.00 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 16, 18

11-99-66 ACQ  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 14 N2N2, SWNE, S2NW, N2S2, SWSW;

Billings 480.00 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 15, 16, 18

11-99-67 PD  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 14 SENE, SESW, S2SE;

Billings 160.00 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14, 15, 16, 18, Lease Notice

11-99-68 PD  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 18 LOTS 5, 11;  
 30 LOTS 4, 5, 8, 10;

Billings 161.37 AC  
 Stipulations; USDA R1-FS-2820-13C,  
 14, 15, 16, 18

11-99-69 ACQ  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 18 E2E2;  
 Billings 160.00 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14,15,16,18

11-99-70 PD  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 22 SWNE,NWNW,S2NW;  
 Billings 160.00 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14,15,16,18, Lease Notice

11-99-71 ACQ  
 T. 138 N, R. 102 W, 5TH PM, ND  
 sec. 24 ALL;  
 Billings 640.00 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14,16,18

11-99-72 ACQ  
 T. 142 N, R. 102 W, 5TH PM, ND  
 sec. 18 LOTS 1,2,3,4;  
 18 E2W2;  
 Billings 313.28 AC  
 Stipulations: USDA R1-FS-2820-13C,  
 14,18

**SOUTH DAKOTA**

11-99-73 PD  
 T. 10 S, R. 3 E, BHM, SD  
 sec. 1 LOTS 1,2,3;  
 1 S2NE,SW;  
 2 LOT 2;  
 12 NW;  
 13 N2NE,SENE;  
 Fall River 679.54 AC  
 Stipulation: Timing

11-99-74 PD  
 T. 10 S, R. 3 E, BHM, SD  
 sec. 5 NESW;  
 6 LOT 2;  
 6 SWNE;  
 Fall River 119.77 AC

11-99-75 PD  
 T. 10 S, R. 3 E, BHM, SD  
 sec. 17 W2SW,N2SE LESS 12.70 AC  
 IN RR ROW;  
 18 LOT 4;  
 18 SWNE LESS 3.43 AC IN RR  
 ROW,NENW LESS 6.35 AC IN  
 RR ROW,SESW;  
 19 LOTS 2,3,4;  
 19 E2,E2W2;  
 Fall River 860.83 AC

11-99-76 PD  
 T. 10 S, R. 3 E, BHM, SD  
 sec. 20 NW,S2;  
 21 S2N2,S2;  
 22 S2SW, S2SE LESS 8.68 AC  
 IN RR ROW;  
 Fall River 1111.32 AC

11-99-77 PD  
 T. 10 S, R. 3 E, BHM, SD  
 sec. 26 NWNW LESS 6.12 AC IN RR  
 ROW,S2NW LESS 8.68 AC IN  
 RR ROW,NESW LESS 2.13 AC  
 IN RR ROW,NWSW,SESW,SE  
 LESS 15.23 AC IN RR ROW;  
 27 NENE LESS 2.56 AC IN RR  
 ROW,NWNE,SENE,NENW,SW,  
 NESE;  
 35 LOTS 4,5;  
 35 NENE LESS 1.69 AC IN RR  
 ROW,S2NW,SW;  
 Fall River 1028.32 AC

11-99-78 PD  
 T. 10 S, R. 3 E, BHM, SD  
 sec. 28 NWNW,E2SW,SE;  
 33 NE,E2NW,S2;  
 34 N2N2,SENE,SWNW,E2SE;  
 Fall River 1160.00 AC

11-99-79 PD  
 T. 10 S, R. 3 E, BHM, SD  
 sec. 29 SW;  
 30 LOTS 1,2;  
 30 NE,E2NW;  
 31 LOTS 3,4;  
 31 NE,E2SE;  
 Fall River 766.64 AC  
 Stipulation: Timing

## STATISTICS

Total Parcels: 79

Total Acreage: 71,617.965

Total Number of Parcels  
with Presale Offers: 0

Total Acres with  
Presale Offers: 0

## FOOTNOTES

- 1/ These parcels have fractional interests. Rentals are payable on total acres; royalties are payable on fractional interest.
  
- 2/ All or part of the lands are split estate with title to the mineral estate held by the United States. Due to this status, the mineral estate is administered by the Bureau of Land Management (BLM). Permits and approvals will be issued by the authorized BLM Officer. A notice will be attached at lease issuance. This notice will include legal descriptions and information for filing APDs.

## SPECIAL STIPULATIONS

- Standard - All or part of the lands are subject to Bureau of Land Management, Montana State Office, Standard Protective Stipulations and Notice.
- NSO - All or part of the lands are subject to Bureau of Land Management, Montana State Office, No Surface Occupancy stipulation.
- TIMING - All or part of the lands are subject to Bureau of Land Management, Montana State Office, Timing Limitation Stipulation.
- CSU - All or part of the lands are subject to Bureau of Land Management, Montana State Office, Controlled Surface Use Stipulation.
- R1-FS-2820-13c - All or part of the lands are subject to Forest Service, Notice for Lands of the National Forest System under Jurisdiction of Department of Agriculture.
- R1-FS-2820-14 - All or part of the lands are subject to Forest Service, No Surface Occupancy Stipulation.
- R1-FS-2820-15 - All or part of the lands are subject to Forest Service, Timing Limitation Stipulation.
- R1-FS-2820-16 - All or part of the lands are subject to Forest Service, Controlled Surface Use.
- R1-FS-2820-18 - All or part of the lands are subject to Forest Service, Threatened, Endangered, and Sensitive Plant or Animal Species Lease Notice.
- Lease Notice (Unnumbered) - All of the lands are subject to the Forest Service Interim Rule, "Administration of the Forest Development Transportation System: Temporary suspension of Road Construction and Reconstruction in Unroaded Areas"; Federal Register/Vol. 64, No. 29/Friday, February 12, 1999.

UNITED STATES DEPARTMENT OF THE INTERIOR  
Bureau of Land Management  
P. O. Box 36800  
Billings, Montana 59107

---

(Serial Number)

OIL AND GAS LEASE STIPULATIONS

ESTHETICS--To maintain esthetic values, all surface-disturbing activities, semipermanent and permanent facilities may require special design including location, painting and camouflage to blend with the natural surroundings and meet the intent of the visual quality objectives of the Federal Surface Managing Agency (SMA).

EROSION CONTROL--Surface-disturbing activities may be prohibited during muddy and/or wet soil periods.

CONTROLLED OR LIMITED SURFACE USE STIPULATION --This stipulation may be modified, consistent with land use documents, when specifically approved in writing by the Bureau of Land Management (BLM) with concurrence of the SMA. Distances and/or time periods may be made less restrictive depending on the actual onground conditions. The prospective lessee should contact the SMA for more specific locations and information regarding the restrictive nature of this stipulation.

The lessee/operator is given notice that the lands within this lease may include special areas and that such areas may contain special values, may be needed for special purposes, or may require special attention to prevent damage to surface and/or other resources. Possible special areas are identified below. Any surface use or occupancy within such special areas will be strictly controlled, or if absolutely necessary, excluded. Use or occupancy will be restricted only when the BLM and/or the SMA demonstrates the restriction necessary for the protection of such special areas and existing or planned uses. Appropriate modifications to imposed restrictions will be made for the maintenance and operations of producing oil and gas wells.

After the SMA has been advised of specific proposed surface use or occupancy on the leased lands, and on request of the lessee/operator, the Agency will furnish further data on any special areas which may include:

100 feet from the edge of the rights-of-way from highways, designated county roads and appropriate federally-owned or controlled roads and recreation trails.

500 feet, or when necessary, within the 25-year flood plain from reservoirs, lakes, and ponds and intermittent, ephemeral or small perennial streams: 1,000 feet, or when necessary, within the 100-year flood plain from larger perennial streams, rivers, and domestic water supplies.

500 feet from grouse strutting grounds. Special care to avoid nesting areas associated with strutting grounds will be necessary during the period from March 1, to June 30. One-fourth mile from identified essential habitat of state and federal sensitive species. Crucial wildlife winter ranges during the period from December 1 to May 15, and in elk calving areas during the period from May 1 to June 30.

300 feet from occupied buildings, developed recreational areas, undeveloped recreational areas receiving concentrated public use and sites eligible for or designated as National Register sites.

Seasonal road closures, roads for special uses, specified roads during heavy traffic periods and on areas having restrictive off-road vehicle designations.

On slopes over 30 percent or 20 percent on extremely erodible or slumping soils.

Standard (9/1998)

See Notice on Back

## NOTICE

APPLICATIONS FOR PERMIT TO DRILL (APDs)--The BLM field offices are responsible for the receipt, processing, and approval of APDs. The APDs are to be submitted by oil and gas operators pursuant to the requirements found in Onshore Oil and Gas Order No. 1 -- Approval of Operations on Onshore Federal and Indian Oil and Gas Leases (Circular No. 2538). Additional requirements for the conduct of oil and gas operations on federal oil and gas leases can be found in Code of Federal Regulations Title 43, Part 3160. Copies of Onshore Oil and Gas Order No. 1, and pertinent regulations, can be obtained from the BLM field offices in which the operations are proposed. Early coordination with these offices on proposals is encouraged.

CULTURAL AND PALEONTOLOGICAL RESOURCES--The SMA is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the SMA, shall:

1. Contact the appropriate SMA to determine if a site-specific cultural resource inventory is required. If an inventory is required, then:
2. Engage the services of a cultural resource specialist acceptable to the SMA to conduct a cultural resource inventory of the area of proposed surface disturbance. The operator may elect to inventory an area larger than the area of proposed disturbance to cover possible site relocation which may result from environmental or other considerations. An acceptable inventory report is to be submitted to the SMA for review and approval no later than that time when an otherwise complete application for approval of drilling or subsequent surface-disturbing operation is submitted.
3. Implement mitigation measures required by the SMA. Mitigation may include the relocation of proposed lease-related activities or other protective measures such as testing salvage and recordation. Where impacts to cultural resources cannot be mitigated to the satisfaction of the SMA, surface occupancy on that area must be prohibited.

The lessee or operator shall immediately bring to the attention of the SMA any cultural or paleontological resources discovered as a result of approved operations under this lease, and not disturb such discoveries until directed to proceed by the SMA.

ENDANGERED OR THREATENED SPECIES--The SMA is responsible for assuring that the leased land is examined prior to undertaking any surface-disturbing activities to determine effects upon any plant or animal species, listed or proposed for listing as endangered or threatened, or their habitats. The findings of this examination may result in some restrictions to the operator's plans or even disallow use and occupancy that would be in violation of the Endangered Species Act of 1973 by detrimentally affecting endangered or threatened species or their habitats.

The lessee/operator may, unless notified by the authorized officer of the SMA that the examination is not necessary, conduct the examination on the leased lands at his discretion and cost. This examination must be done by or under the supervision of a qualified resources specialist approved by the SMA. An acceptable report must be provided to the SMA identifying the anticipated effects of a proposed action on endangered or threatened species or their habitats.

NOTICE FOR LANDS OF THE NATIONAL FOREST SYSTEM  
UNDER JURISDICTION OF  
DEPARTMENT OF AGRICULTURE

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 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.

All matters related to this STIPULATION are to be addressed to:

Forest Supervisor, Helena National Forest  
2880 Skyway Drive  
Helena, MT 59601

who is the authorized representative of the Secretary of Agriculture.

**CULTURAL AND PALEONTOLOGICAL RESOURCES** - The FS is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the FS, shall:

1. Contact the FS to determine if a site-specific cultural resource inventory is required. If a survey is required, then:
2. Engage the services of a cultural resource specialist acceptable to the FS to conduct a cultural resource inventory of the area of proposed surface disturbance. The operator may elect to inventory an area larger than the area of proposed disturbance to cover possible site relocation which may result from environmental or other considerations. An acceptable inventory report is to be submitted to the FS for review and approval at the time a surface-disturbing plan of operation is submitted.
3. Implement mitigation measures required by the FS and the BLM to preserve or avoid destruction of cultural resource values. Mitigation may include relocation of proposed facilities, testing, salvage, and recordation or other protective measures. All costs of the inventory and mitigation will be borne by the lessee or operator, and all data and materials salvaged will remain under the jurisdiction of the U.S. Government as appropriate.

The lessee or operator shall immediately bring to the attention of the FS and the BLM any cultural or paleontological resources or any other objects of scientific interest discovered as a result of surface operations under this lease, and shall leave such discoveries intact until directed to proceed by the FS and the BLM.

**FLOODPLAIN AND WETLANDS** - The lessee is hereby notified that this lease may contain land within a riparian ecosystem. All activities within this area may be highly restricted in order to comply with Executive Order 11988 - *Floodplain Management* and Executive Order 11990 - *Protection of Wetlands*, in order to preserve and restore or enhance the natural and beneficial values served by floodplains and wetlands.

Riparian ecosystem, will be managed by the Forest Service to protect from conflicting uses in order to provide healthy, self-perpetuating plant and water communities that will have optimum diversity and density of understory and overstory vegetation. Occupancy and use of lands within riparian ecosystems proposed in a proposed Surface Use Plan of Operations will be considered in an environmental analysis done to identify the mitigation measures necessary to protect the riparian area. Special measures such as road design, well pad size and location or directional drilling, may be made part of the permit authorizing the activity.

USDA-Forest Service

R1-FS-2820-13c (10/92)

**11-99-28, 11-99-29, 11-99-30,  
11-99-31, 11-99-32, 11-99-33,  
11-99-34, 11-99-35, 11-99-36,  
11-99-37, 11-99-38**

NOTICE FOR LANDS OF THE NATIONAL FOREST SYSTEM  
UNDER JURISDICTION OF  
DEPARTMENT OF AGRICULTURE

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 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.

All matters related to this STIPULATION are to be addressed to:

District Ranger, Beartooth Ranger District  
Custer National Forest  
HC 49 Box 3420  
Red Lodge, MT 59068

who is the authorized representative of the Secretary of Agriculture.

**CULTURAL AND PALEONTOLOGICAL RESOURCES** - The FS is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the FS, shall:

1. Contact the FS to determine if a site-specific cultural resource inventory is required. If a survey is required, then:
2. Engage the services of a cultural resource specialist acceptable to the FS to conduct a cultural resource inventory of the area of proposed surface disturbance. The operator may elect to inventory an area larger than the area of proposed disturbance to cover possible site relocation which may result from environmental or other considerations. An acceptable inventory report is to be submitted to the FS for review and approval at the time a surface disturbing plan of operation is submitted.
3. Implement mitigation measures required by the FS and the BLM to preserve or avoid destruction of cultural resource values. Mitigation may include relocation of proposed facilities, testing, salvage, and recordation or other protective measures. All costs of the inventory and mitigation will be borne by the lessee or operator, and all data and materials salvaged will remain under the jurisdiction of the U.S. Government as appropriate.

The lessee or operator shall immediately bring to the attention of the FS and the BLM any cultural or paleontological resources or any other objects of scientific interest discovered as a result of surface operations under this lease, and shall leave such discoveries intact until directed to proceed by the FS and the BLM.

**FLOODPLAIN AND WETLANDS** - The lessee is hereby notified that this lease may contain land within a riparian ecosystem. All activities within this area may be highly restricted in order to comply with Executive Order 11988 - *Floodplain Management* and Executive Order 11990 - *Protection of Wetlands*, in order to preserve and restore or enhance the natural and beneficial values served by floodplains and wetlands.

Riparian ecosystem, will be managed by the Forest Service to protect from conflicting uses in order to provide healthy, self-perpetuating plant and water communities that will have optimum diversity and density of understory and overstory vegetation. Occupancy and use of lands within riparian ecosystems proposed in a proposed Surface Use Plan of Operations will be considered in an environmental analysis done to identify the mitigation measures necessary to protect the riparian area. Special measures such as road design, well pad size and location or directional drilling, may be made part of the permit authorizing the activity.

USDA-Forest Service

R1-FS-2820-13c (10/92)

**11-99-43**

NOTICE FOR LANDS OF THE NATIONAL FOREST SYSTEM  
UNDER JURISDICTION OF  
DEPARTMENT OF AGRICULTURE

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 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.

All matters related to this STIPULATION are to be addressed to:

District Ranger, Medora Ranger District  
Dakota Prairie Grasslands  
161 21st Street West  
Dickinson, ND 58601-3135

who is the authorized representative of the Secretary of Agriculture.

**CULTURAL AND PALEONTOLOGICAL RESOURCES** - The FS is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the FS, shall:

1. Contact the FS to determine if a site-specific cultural resource inventory is required. If a survey is required, then:
2. Engage the services of a cultural resource specialist acceptable to the FS to conduct a cultural resource inventory of the area of proposed surface disturbance. The operator may elect to inventory an area larger than the area of proposed disturbance to cover possible site relocation which may result from environmental or other considerations. An acceptable inventory report is to be submitted to the FS for review and approval at the time a surface disturbing plan of operation is submitted.
3. Implement mitigation measures required by the FS and the BLM to preserve or avoid destruction of cultural resource values. Mitigation may include relocation of proposed facilities, testing, salvage, and recordation or other protective measures. All costs of the inventory and mitigation will be borne by the lessee or operator, and all data and materials salvaged will remain under the jurisdiction of the U.S. Government as appropriate.

The lessee or operator shall immediately bring to the attention of the FS and the BLM any cultural or paleontological resources or any other objects of scientific interest discovered as a result of surface operations under this lease, and shall leave such discoveries intact until directed to proceed by the FS and the BLM.

**FLOODPLAIN AND WETLANDS** - The lessee is hereby notified that this lease may contain land within a riparian ecosystem. All activities within this area may be highly restricted in order to comply with Executive Order 11988 - *Floodplain Management* and Executive Order 11990 - *Protection of Wetlands*, in order to preserve and restore or enhance the natural and beneficial values served by floodplains and wetlands.

Riparian ecosystem, will be managed by the Forest Service to protect from conflicting uses in order to provide healthy, self-perpetuating plant and water communities that will have optimum diversity and density of understory and overstory vegetation. Occupancy and use of lands within riparian ecosystems proposed in a proposed Surface Use Plan of Operations will be considered in an environmental analysis done to identify the mitigation measures necessary to protect the riparian area. Special measures such as road design, well pad size and location or directional drilling, may be made part of the permit authorizing the activity.

USDA-Forest Service

R1-FS-2820-13c (10/92)

**11-99-62, 11-99-63, 11-99-64,  
11-99-65, 11-99-66, 11-99-67,  
11-99-68, 11-99-69, 11-99-70,  
11-99-71, 11-99-72**

**USDA-FOREST SERVICE**  
**THREATENED, ENDANGERED, AND SENSITIVE**  
**PLANT OR ANIMAL SPECIES LEASE NOTICE**

The lease area may contain threatened and endangered species or habitat necessary for the continued existence of threatened, proposed and endangered species which are protected by the 1973 Endangered Species Act, as amended (50 CFR 402). The lease area may also contain habitat or species, listed as sensitive, which may require protective measures to prevent them from being listed as threatened or endangered or result in a loss of viability or biological diversity (36 CFR 219.19 or 219.26). A biological evaluation of the leased lands may be required prior to surface-disturbance to determine if threatened, endangered, or sensitive plant or animal species or their habitat are present and to identify needed mitigation measures. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator shall:

1. Contact the Forest Service to determine if a biological evaluation is required (FSM 2670.31-32). The Forest Service is responsible for ensuring that the leased land is examined through a biological evaluation, prior to undertaking any surface-disturbing activities, to determine effects upon any plant or animal species listed or proposed for listing as threatened, endangered, or sensitive.
2. The lessee or operator may choose to conduct the evaluation on the leased lands at their discretion and cost. This biological evaluation must be done by or under the supervision of a qualified biologist/botanist approved by the Forest Service. An acceptable report must be provided to the Forest Service identifying the anticipated effects of a proposed action on threatened, endangered, or sensitive species. An acceptable biological evaluation is to be submitted to the Forest Service for review and approval no later than that time when an otherwise complete application for approval of drilling or subsequent surface-disturbing operation is submitted.
3. Implement mitigation measures required by the Forest Service. Mitigation may include the relocation of proposed lease-related activities or other protective measures. The findings of the biological evaluation may result in some restrictions to the operator's plans or even disallow use and occupancy to comply with the 1973 Endangered Species Act (as amended), threatened and endangered regulations and Forest Service regulations.

If threatened, endangered, or sensitive plant or animal species are discovered in the area after any required biological evaluation has concluded, an evaluation will be conducted to assess the effect of ongoing and proposed activities. Based on the conclusion drawn in the evaluation, additional restrictions or prohibitions may be imposed to protect the species or their habitats.

**NOTICE**

Lands contained within this (lease, license, permit, or contract) are subject to the Forest Service Interim Rule, "Administration of the Forest Development Transportation System: Temporary Suspension of Road Construction and Reconstruction in Unroaded Areas"; Federal Register/Vol. 64, No. 29/Friday, February 12, 1999, pages 7290 through 7305. These lands will also be subject to the final road management policy which will be set within 18 months.

No road construction will be allowed within the unroaded area until the Forest Service adopts its revised road management policy or 18 months from the effective date of this final interim rule, whichever is sooner.

**11-99-28, 11-99-29,  
11-99-32, 11-99-33,  
11-99-37, 11-99-38,  
11-99-67, 11-99-70**

Serial No.: \_\_\_\_\_

**NOTICE FOR SPLIT ESTATE LANDS UNDER THE JURISDICTION  
OF THE BUREAU OF LAND MANAGEMENT**

**SPLIT ESTATE LANDS:** The lands included in this lease are split estate. Title to the mineral estate is held by the United States and the surface is non-federal ownership. Due to this status the mineral estate is administered by the BLM even though these lands are within a U.S. Forest Service withdrawal

For split estate lands, BLM places necessary lease stipulations and conditions of approval on permitted activities and works in cooperation with the surface owner.

**SURFACE MANAGEMENT OF NON-FEDERAL SURFACE LANDS:**

The BLM has the statutory authority to require lease stipulations and conditions of approval for activities of its lessees to minimize adverse impacts that may result from Federally-authorized mineral lease activities. These stipulations and conditions of approval are intended to comply with the BLM's responsibilities under the Endangered Species Act, the National Historic Preservation Act, and the National Environmental Policy Act and to protect or preserve the privately-owned resources while preventing adverse impacts to adjoining lands, not to dictate management to the surface owner.

**APPLICATIONS FOR PERMIT TO DRILL (APDs):** The following BLM office is responsible for the receipt, processing, and approval of APDs. This office is located at:

Great Falls Oil and Gas Field Station  
1101 15th Street North  
Great Falls, MT 59403

The APDs are to be submitted by oil and gas operators pursuant to the requirements found in Onshore Oil and Gas Order No. 1 - Approval of Operations on Onshore Federal and Indian Oil and Gas Leases (Circular No. 2538). Additional requirements for the conduct of oil and gas operations of federal oil and gas leases can be found in the Code of Federal regulations Title 43, Part 3160. Copies of Onshore Oil and Gas Order No. 1, and pertinent regulations, can be obtained from the BLM office listed above. Early coordination with this office on proposals is encouraged.

4/98

**11-99-31**  
**11-99-35**

**NOTICE FOR SPLIT ESTATE LANDS UNDER THE JURISDICTION  
OF THE BUREAU OF LAND MANAGEMENT**

**SPLIT ESTATE LANDS:** The lands included in this lease are split estate. Title to the mineral estate is held by the United States and the surface is non-federal ownership. Due to this status the mineral estate is administered by the BLM even though these lands are within a U.S. Forest Service withdrawal

For split estate lands, BLM places necessary lease stipulations and conditions of approval on permitted activities and works in cooperation with the surface owner.

**SURFACE MANAGEMENT OF NON-FEDERAL SURFACE LANDS:**

The BLM has the statutory authority to require lease stipulations and conditions of approval for activities of its lessees to minimize adverse impacts that may result from Federally-authorized mineral lease activities. These stipulations and conditions of approval are intended to comply with the BLM's responsibilities under the Endangered Species Act, the National Historic Preservation Act, and the National Environmental Policy Act and to protect or preserve the privately-owned resources while preventing adverse impacts to adjoining lands, not to dictate management to the surface owner.

**APPLICATIONS FOR PERMIT TO DRILL (APDs):** The following BLM office is responsible for the receipt, processing, and approval of APDs. This office is located at:

North Dakota Field Office  
2933 Third Avenue West  
Dickinson, North Dakota 58601-2619

The APDs are to be submitted by oil and gas operators pursuant to the requirements found in Onshore Oil and Gas Order No. 1 - Approval of Operations on Onshore Federal and Indian Oil and Gas Leases (Circular No. 2538). Additional requirements for the conduct of oil and gas operations of federal oil and gas leases can be found in the Code of Federal regulations Title 43, Part 3160. Copies of Onshore Oil and Gas Order No. 1, and pertinent regulations, can be obtained from the BLM office listed above. Early coordination with this office on proposals is encouraged.

4/98

**11-99-62**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 N., R. 38 E., P.M.M.  
Sec. 10: SW,NWSE,S2SE  
Sec. 32: NW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-3**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY STIPULATION**

Serial No.

Surface occupancy and use is prohibited within 1/2 mile of known bald eagle nest sites which have been active within the past 7 years and within bald eagle nesting habitat in riparian areas.

On the lands described below:

T. 7 N., R. 38 E., P.M.M.  
Sec. 32: LOTS 1,2,3,4,5,6,7,8,9,10,11,12

For the purpose of:

To protect bald eagle nesting sites and/or nesting habitat in accordance with the Endangered Species Act (ESA) and the Montana Bald Eagle Management Plan.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-3**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 7 N., R. 38 E., P.M.M.

Sec. 32: LOTS 1,2,3,4,5,6,7,8,9,10,11,12

Sec. 32: NW

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-3**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 38 E., P.M.M.  
Sec. 6: LOTS 1,2  
Sec. 6: S2NE,N2SE,SESE  
Sec. 34: N2NE,SENE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-4**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 6 N., R. 39 E., P.M.M.  
Sec. 2: LOTS 1,2,3,4  
Sec. 2: S2NE, SENW

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-5**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 6 N., R. 39 E., P.M.M.  
Sec. 4: Lot 4  
Sec. 4: SWNW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-5**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 N., R. 39 E., P.M.M.  
Sec. 6: LOTS 1,2,3,4,6,7  
Sec. 6: E2SW  
Sec. 20: SESW  
Sec. 30: LOTS 3,4  
Sec. 30: E2SW,SWSE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-6**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY**

Serial No.

Surface occupancy and use is prohibited within riparian areas, 100-year flood plains of major rivers, and on water bodies and streams.

On the lands described below:

T. 7 N., R. 39 E., P.M.M.  
Sec. 20: SESW

For the purpose of (reasons):

To protect the unique biological and hydrological features associated with riparian areas, 100-year flood plains of major rivers, and water bodies and streams.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-6**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 39 E., P.M.M.  
Sec. 2: NESW,S2SW,SE  
Sec. 4: LOTS 1,2,3,4  
Sec. 4: S2N2,S2  
Sec. 10: NW

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-7**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 39 E., P.M.M.  
Sec. 2: NESW,S2SW,SE  
Sec. 4: LOTS 1,2,3,4  
Sec. 4: S2N2,S2  
Sec. 10: N2

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-7**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY STIPULATION**

Serial No.

Surface occupancy and use is prohibited within 1/4 mile of grouse leks.

On the lands described below:

T. 8 N., R. 39 E., P.M.M.  
Sec. 10: NE

For the purpose of:

To protect sharptail and sage grouse lek sites necessary for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-7**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 39 E., P.M.M.  
Sec. 22: N2,SW  
28: N2  
34: All

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-8**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 39 E., P.M.M.  
Sec. 22: N2

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-8**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 39 E., P.M.M.  
Sec. 24: S2  
Sec. 26: ALL

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-9**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 5 N., R. 40 E., P.M.M.  
Sec. 12: S2  
Sec. 14: E2

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-10**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 5 N., R. 40 E., P.M.M.  
Sec. 18: LOTS 1,2,3,4  
Sec. 28: E2  
Sec. 34: S2

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-11**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 N., R. 40 E., P.M.M.  
Sec. 12: N2  
Sec. 20: N2N2, SENW, SWSW, S2SE  
Sec. 30: LOTS 3,4  
Sec. 30: N2NE, E2SW, S2SE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-12**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 N., R. 40 E., P.M.M.

Sec. 12: N2

Sec. 20: N2NE, S2SE

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-12**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 N., R. 40 E., P.M.M.  
Sec. 34: N2

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-13**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 N., R. 40 E., P.M.M.  
Sec. 34: N2

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-13**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 40 E., P.M.M.  
Sec. 2: LOTS 1,2,3,4  
Sec. 2: S2N2,S2  
Sec. 12: W2

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-14**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 40 E., P.M.M.  
Sec. 2: LOTS 1,2,3,4  
Sec. 2: S2N2,S2  
Sec. 12: W2

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-14**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 40 E., P.M.M.  
Sec. 6: LOTS 1,2,3,7  
Sec. 6: SESW,S2SE  
Sec. 20: ALL  
Sec. 30: LOTS 1,2,3,4  
Sec. 30: E2,E2W2

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-15**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 40 E., P.M.M.  
Sec. 6: LOTS 1,2,3,7  
Sec. 6: SESW,S2SE  
Sec. 20: ALL  
Sec. 30: LOTS 1,2,3,4  
SEc. 30: E2,E2W2

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-15**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 40 E., P.M.M.  
Sec. 22: ALL  
Sec. 26: N2

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-16**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 N., R. 40 E., P.M.M.  
Sec. 22: ALL  
Sec. 26: N2

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-16**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 5 N., R. 42 E., P.M.M.  
Sec. 4: LOTS 1,2  
Sec. 4: S2NE,SE  
Sec. 10: W2NE,W2,SE

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-17**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 5 N., R. 42 E., P.M.M..  
Sec. 22: LOTS 1,2,3,4,5,6,7,8,9,10,11  
Sec. 22: NW,NWSE

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-19**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to August 1, within ½ mile of raptor nest sites which have been active within the past 2 years. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 5 N., R. 42 E., P.M.M.  
Sec. 22: LOTS 1,2,3,4,5,6,7,8,9,10,11  
Sec. 22: NW,NWSE

For the purpose of (reasons):

To protect nest sites of raptors which have been identified as species of special concern of Montana, North or South Dakota.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-19**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 N., R. 44 E., P.M.M.  
Sec. 12: ALL

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-20**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 N., R. 44 E., P.M.M.  
Sec. 34: LOTS 3,4  
Sec. 34: NE,N2SE

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-21**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 2 N., R. 45 E., P.M.M.  
Sec. 8: S2

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-22**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 N., R 45 E., P.M.M.  
Sec. 2: LOTS 1,2,3,4  
Sec. 2: S2N2,S2

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-23**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance, prairie dog colonies and complexes 80 acres or more in size will be examined to determine the absence or presence of black-footed ferrets. The findings of this examination may result in some restrictions to the operator's plans or may even preclude use and occupancy that would be in violation of the Endangered Species Act (ESA) of 1973.

The lessee or operator may, at their own option, conduct an examination on the leased lands to determine if black-footed ferrets are present, or if the proposed activity will have an adverse effect, or if the area can be cleared. This examination must be done by or under the supervision of a qualified resource specialist approved by the Surface Management Agency (SMA).

An acceptable report must be provided to the SMA documenting the presence or absence of black-footed ferrets and identifying the anticipated effects of the proposed action on the black-footed ferret and its habitat. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 2: SESE  
Sec. 12: NENE

For the purpose of:

To assure compliance with the Endangered Species Act (ESA) by locating and protecting black-footed ferrets and their habitat.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-23**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 2: LOTS 1,2,3,4  
Sec. 2: SWNE, S2NW, N2SW  
Sec. 4: LOT 2  
Sec. 4: SWNE, SENW

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-23**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 6: LOTS 1,2,3,4,5,6,7  
Sec. 6: S2NE, SENW, E2SW, SE  
Sec. 8: ALL  
Sec. 18: LOTS 1,2  
Sec. 18: NE, E2NW

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-24**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance, prairie dog colonies and complexes 80 acres or more in size will be examined to determine the absence or presence of black-footed ferrets. The findings of this examination may result in some restrictions to the operator's plans or may even preclude use and occupancy that would be in violation of the Endangered Species Act (ESA) of 1973.

The lessee or operator may, at their own option, conduct an examination on the leased lands to determine if black-footed ferrets are present, or if the proposed activity will have an adverse effect, or if the area can be cleared. This examination must be done by or under the supervision of a qualified resource specialist approved by the Surface Management Agency (SMA).

An acceptable report must be provided to the SMA documenting the presence or absence of black-footed ferrets and identifying the anticipated effects of the proposed action on the black-footed ferret and its habitat. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 18: SWNE, SENW

For the purpose of:

To assure compliance with the Endangered Species Act (ESA) by locating and protecting black-footed ferrets and their habitat.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-24**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 6: LOT 1

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-24**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 14: S2

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-25**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 24: S2

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-25**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No:

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 22: N2

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-26**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 3 N., R. 45 E., P.M.M  
Sec. 26: ALL  
Sec. 34: ALL

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-26**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance, prairie dog colonies and complexes 80 acres or more in size will be examined to determine the absence or presence of black-footed ferrets. The findings of this examination may result in some restrictions to the operator's plans or may even preclude use and occupancy that would be in violation of the Endangered Species Act (ESA) of 1973.

The lessee or operator may, at their own option, conduct an examination on the leased lands to determine if black-footed ferrets are present, or if the proposed activity will have an adverse effect, or if the area can be cleared. This examination must be done by or under the supervision of a qualified resource specialist approved by the Surface Management Agency (SMA).

An acceptable report must be provided to the SMA documenting the presence or absence of black-footed ferrets and identifying the anticipated effects of the proposed action on the black-footed ferret and its habitat. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 3 N., R. 45 E., P.M.M.  
Sec. 34: E2NE

For the purpose of:

To assure compliance with the Endangered Species Act (ESA) by locating and protecting black-footed ferrets and their habitat.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-26**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY**

Serial No.

Surface occupancy and use is prohibited within riparian areas, 100-year flood plains of major rivers, and on water bodies and streams.

On the lands described below:

T. 5 N., R. 60 E., P.M.M.  
Sec. 33: E2NE

For the purpose of (reasons):

To protect the unique biological and hydrological features associated with riparian areas, 100-year flood plains of major rivers, and water bodies and streams.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-27**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 2: Portions of Lots 2, 3, 4, SW, NWSE, S2SE

Sec. 11: Portions of All

Sec. 12: Portions of W2NE, NW, S2

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-28**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 2: Portions of Lots 2-4, NWSW, S2SW, NWSE

Sec. 11: Portions of N2NE, SWNE, W2, W2SE

Sec. 12: Portions of W2NW, NWSW, SESW, S2SE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-28**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 11: NWSW, S2SW; portions of S2NW, NESW, NWSE, S2SE  
Sec. 12: Portions of SWSW
2. T 15 N, R 6 W, PMM  
Sec. 11: Portions of S2S2  
Sec. 12: Portions of SWSW

For the purpose of:

1. To require that activities not be located within 1/2 mile of the Continental Divide in order to protect features important to the suitability of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).
2. To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-28**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 11: SWSW; portions of SESW, SESE  
Sec. 12: SWSW

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-28**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 2: Lots 2-4, NESW, W2SE; portions of NWSW, S2SW, SESE

Sec. 11: SENE, SWNW, S2; portions of N2NE, SWNE, N2NW, SENW

Sec. 12: W2NE, NW, S2

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-28**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 2: W2SW, SESW; portions of Lots 3, 4, NESW, SWSE

Sec. 11: NWNW, NENW; portions of NENE, S2N2, NWNW, NWSE

Sec. 12: Portions of NWNW

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).

2. To preclude surface disturbing activities within big game winter range which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-5 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-28**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 2: Lot 2, SWSW, SESE; portions of Lots 3, 4, N2SW, SESW, W2SE

Sec. 11: Portions of N2, NWSE

Sec. 12: Portions of W2NE, N2NW, SWNW, E2SW, SE

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-28**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 2: Lots 2, 3, 4, SW, NWSE, S2SE  
Sec. 11: All  
Sec. 12: W2NE, NW, S2

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-28**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 11: Portions of S2S2

Sec. 12: Portions of SWSW

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-28**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 2: SWSW; portions of Lots 2, 3, 4, NWSW, SESW, NWSE, SESE

Sec. 11: Portions of N2, SW, N2SE, SWSE

Sec. 12: Portions of NW, N2SW, SE

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-28**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 2: Portions of Lot 4, NWSW

Sec. 11: SENE, W2NW, S2; portions of N2N2, SWNE

Sec. 12: W2NE, W2, N2SE, SWSE; portions of SESE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15 (1/90)

**11-99-28**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

- T 15 N, R 6 W, PMM
- Sec. 2: NWSW, S2SW; portions of Lots 3, 4, NESW, SWSE
- Sec. 11: NWNE; portions of NENE, SWNE, N2NW, SENW
- Sec. 12: NWNW

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-28**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 2: Portions of Lots 2, 3, 4, NWSW, NWSE, S2SE

Sec. 11: Portions of N2, N2S2, SESW, SESE

Sec. 12: Portions of W2NE, NW, S2

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-28**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 2: Lots 2, 3, 4, SW, NWSE, S2SE  
Sec. 11: All  
Sec. 12: W2NE, NW, S2

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-28**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities will be located or designed to protect features important to the suitability of the Continental Divide as a biological corridor for a distance of 1/2 mile from the divide to 1 mile from the divide.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 2: SWSW; portions of Lot 4, NWSW, SESW

Sec. 11: SWNE, NWNW, NESE; portions of N2NE, SENE, NENW, S2NW, NWSE, S2SE

Sec. 12: NWSW, SESW; Portions of SWNW, NESW, SWSE

For the purpose of:

To ensure continued use of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-28**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 11: Portions of SWSW

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-28**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 3: Portions of Lots 1-4, S2  
Sec. 4: Portions of Lots 1-4, S2  
Sec. 9: Portions of All  
Sec. 10: Portions of All

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-29**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 3: Portions of Lots 2, 4, NWSW, SESW, SE

Sec. 4: Portions of Lots 1-3, E2SW, NESE

Sec. 9: Portions of N2NE, SWNE, E2W2, SWSW, N2SE

Sec. 10: Portions of NE, NENW, SW, N2SE, SESE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM
  - Sec. 3: W2SW, SESW; portions of Lots 3, 4, NESW, W2SE, SESE
  - Sec. 4: Lots 3, 4, S2; portions of Lots 1, 2
  - Sec. 9: N2N2, SENW, SWNE; portions of SENE, SWNW, N2S2
  - Sec. 10: W2NE, SENE, NW, E2SW, SE; portions of NENE, W2SW
  
2. T 15 N, R 6 W, PMM
  - Sec. 3: Portions of SW
  - Sec. 4: Portions of Lot 4, W2SW, SESE
  - Sec. 9: Portions of E2E2, N2NW, SWNW
  - Sec. 10: W2NW, SENW, SWSE; portions of NENW, SW, N2SE, SESE

For the purpose of:

1. To require that activities not be located within 1/2 mile of the Continental Divide in order to protect features important to the suitability of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).
  
2. To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 3: Portions of Lot 4  
Sec. 4: Lot 2, E2SW; portions of Lot 1,3, N2SE, SWSE  
Sec. 9: E2W2; Portions of W2E2, W2W2
  
2. T 15 N, R 3 W, PMM  
Sec. 4: Lot 4, W2SW; portions of Lots 2, 3, E2SW  
Sec. 9: Portions of W2

For the purpose of:

1. To protect the visual quality of the Retention Foreground viewing areas. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-27 and Record of Decision, p. 15).
  
2. To protect the significant combination of resources and ecological values of the National Forest lands associated with the Rocky Mountain Front ecosystem from potential cumulative effects from activities both within and on nearby private lands. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Record of Decision, p. 11 and 42).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-29**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Portions of SW

Sec. 4: Portions of Lot 4, W2SW, SESE

Sec. 9: Portions of E2E2, NW

Sec. 10: W2NW, SENW, SWSE; portions of SWNE, NENW, SW, NWSE, SESE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-29**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Lots 2-4, N2SW, W2SE; portions of Lot 1, S2SW, E2SE

Sec. 4: Lots 1-3, E2SW, SE; portions of Lot 4, W2SW

Sec. 9: All

Sec. 10: NE, S2NW, S2; portions of N2NW

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Portions of Lots 1, 2, SWSW, SE

Sec. 4: Portions of SESE

Sec. 9: Portions of NENE, NESE

Sec. 10: Portions of NENE, SWNE, NW, NWSE, S2SE

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).

2. To preclude surface disturbing activities within big game winter range which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-5 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-29**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 3: Lots 1-4, S2  
Sec. 4: Lots 1-4, S2  
Sec. 9: All  
Sec. 10: All

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-29**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Portions of SW

Sec. 4: Portions of Lot 4, W2SW, SESE

Sec. 9: Portions of E2E2, NW

Sec. 10: W2NW, SENW, SWSE; portions of SWNE, NENW, SW, NWSE, SESE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-29**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Portions of Lots 1, 2, 4, NWSW, SESW, SE

Sec. 4: Portions of Lots 1-3, E2SW, SE

Sec. 9: Portions of NE, E2NW, S2

Sec. 10: NESE; Portions of NE, E2NW, SW, NWSE, S2SE

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-29**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Lots 2-4, SW, W2SE; portions of Lot 1, E2SE

Sec. 4: Lots 1-3, E2SW, SE; portions of Lot 4, W2SW

Sec. 9: All

Sec. 10: W2NE, SENE, NW, S2; portions of NENE

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-29**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

- T 15 N, R 6 W, PMM
- Sec. 3: Portions of Lots 1, 2, SWSW, SE
- Sec. 4: Portions of SESE
- Sec. 9: Portions of E2NE, NESE
- Sec. 10: Portions of NENE, SWNE, NW, NWSW, S2SE

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-29**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

- T 15 N, R 6 W, PMM
- Sec. 3: Portions of Lots 1-4, S2
- Sec. 4: Portions of Lots 1-4, S2
- Sec. 9: Portions of All
- Sec. 10: Portions of E2NE, NWNE, W2SE

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 3: Lots 1-4, S2  
Sec. 4: Lots 1-4, S2  
Sec. 9: N2, W2SW, NESE; portions of E2SW, W2SE, SESE  
Sec. 10: All

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities will be located or designed to protect features important to the suitability of the Continental Divide as a biological corridor for a distance of 1/2 mile from the divide to 1 mile from the divide.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Lots 1, 2, NESE; portions of Lots 3, 4, NWSE, SESE

Sec. 4: Portions of Lots 1, 2

Sec. 9: S2S2; portions of SENE, SWNW, S2N2

Sec. 10: Portions of W2SW

For the purpose of:

To ensure continued use of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-29**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 3: Portions of SWSW

Sec. 4: Portions of S2S2

Sec. 9: NENE, NWNW, S2N2, S2; portions of NWNE, NENW

Sec. 10: SWNW, W2SW, SESW; portions of NWNW, SENW, NESW, W2SE, SESE

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-29**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM (100%)  
Sec. 5: Lots 1-4, S2  
Sec. 6: Lots 1-5, SE  
Sec. 7: SWNE, NWSE  
Sec. 8: All

For the purpose of:

To protect the significant combination of resources and ecological values of the National Forest lands associated with the Rocky Mountain Front ecosystem from potential cumulative effects from activities both within and on nearby private lands. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Record of Decision, p. 11 and 42).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624, and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-30**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 5: Portions of Lots 1-4, S2

Sec. 6: Portions of Lots 1-5, SE

Sec. 7: Portions of SWNE, NWSE

Sec. 8: Portions All

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-30**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 5: Portions of Lot 1, 4, N2SE, SWSE

Sec. 6: Portions of Lot 1, 4, 5, SE

Sec. 8: Portions of NE, E2NW, SE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-30**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 5: Lots 1, 2, E2SE; portion of Lot 3, 4, NESW, W2SE  
Sec. 8: Portion of NE
2. T 15 N, R 6 W, PMM  
Sec. 5: Portions of Lots 1-4, SW, N2SE, SESE  
Sec. 8: Portions of E2NE, SESW, SE

For the purpose of:

1. To require that activities not be located within 1/2 mile of the Continental Divide in order to protect features important to the suitability of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).
2. To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-30**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Portions of Lots 1, 2, 4, S2

Sec. 6: Lots 1-5, W2SE; portions of E2SE

Sec. 7: SWNE, NWSE

Sec. 8: NENW, SWNW; portions of W2NE, NWNW, SENW, N2SW, SWSW

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-30**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Portions of Lots 1-4, SW, N2SE, SESE

Sec. 8: Portions of E2NE, SESW, SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Portions of Lots 2, 3, 4, N2SW, SWSW, SESE

Sec. 6: Portions of Lot 1, SE

Sec. 7: SWNE, NWSE

Sec. 8: SESE; Portions of E2NE, N2SE, SWSE

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 8: E2SE; portions of E2NE, W2SE

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

To require coordination of timing and timing adjustments in activities within big game migration routes.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Lot 4; portions of Lots 1, 2, 3, NWSW

Sec. 6: Lots 1, 2, 3, 4; portions of Lot 5, N2SE, SWSE

For the purpose of:

To avoid or minimize the potential for adverse effects to big game because of cumulative impacts from other activities along the migration route. Surface activities within these areas could adversely impact big game migration. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-9 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Portions of Lots 1-4, SW, N2SE, SESE

Sec. 8: Portions of E2NE, SESW, SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

- T 15 N, R 6 W, PMM
- Sec. 5: Portions of Lots 1, 2, SESW, SE
- Sec. 6: Portions of Lots 1-5, SE
- Sec. 7: SWNE, NWSE
- Sec. 8: Portions of NE, E2NW, SWNW, SW, W2SW

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 8: E2SE; portions of E2NE, W2SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Portions of Lot 4

Sec. 6: Lot 1-5, NWSE; portions of NESE, S2SE

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 5: Portions of Lots 1-4, S2  
Sec. 6: Portions of Lots 1-5, SE  
Sec. 7: Portions of SWNE, NWSE  
Sec. 8: Portions of All

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 5: Lots 1-4, S2  
Sec. 6: Lots 1-5, SE  
Sec. 7: SWNE, NWSE  
Sec. 8: All

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities will be located or designed to protect features important to the suitability of the Continental Divide as a biological corridor for a distance of 1/2 mile from the divide to 1 mile from the divide.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Lot 4, NWSW, SESW; portions of Lot 3, NESW, SWSW, W2SE

Sec. 6: Portions of Lots 1, 2, E2SE

Sec. 8: Portions of NWNE, S2NE, NW, NESW, SE

For the purpose of:

To ensure continued use of the Continental Divide as a biological corridor.  
(Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 5: Lots 2-4, S2; portions of Lot 1  
Sec. 6: Lots 1-5, SE  
Sec. 7: SWNE, NWSE  
Sec. 8: All

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-30**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 5: Portion of Lot 4

Sec. 6: Lots 2, 4, 5, NWSE; portions of Lots 1, 3, NESE, SWSE

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).

2. To preclude surface disturbing activities within big game winter range which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-5 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-30**

FS Parcel No. 15N-06W-001

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 7: Lots 1, 2, N2NE, SENE, E2SE  
Sec. 18: NENE  
Sec. 19: NWNE; portions of Lot 6

For the purpose of:

To protect the significant combination of resources and ecological values of the National Forest lands associated with the Rocky Mountain Front ecosystem from potential cumulative effects from activities both within and on nearby private lands. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Record of Decision, p. 11 and 42).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-31**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, 5th PM

Sec. 7: Portions of Lots 1, 2, NWNE

Sec. 18: Portions of NENE

Sec. 19: Portions of Lot 6, NWNE, NESE

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-31**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

T 15 N, R 6 W, 5th PM  
Sec. 7: Lot 1; portions of Lot 2, NWNE

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-31**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, 5th PM  
Sec. 7: Lots 1, 2, N2NE, SENE, E2SE  
Sec. 18: NENE  
Sec. 19: NWNE; portions of Lot 6

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, 5th PM  
Sec. 7: Lots 1, 2, N2NE, SENE, E2SE  
Sec. 18: NENE  
Sec. 19: Lot 6, NWNE, NESE

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-31**

### **CONTROLLED SURFACE USE STIPULATION**

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Portions of lot 6

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-31**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, 5th PM  
Sec. 7: Lot 1; portions of Lot 2

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-31**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: NWNE; portions of Lot 6

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-31**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Lot 6, NESE; portions of NWNE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-31**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Lot 6, NESE; portions of NWNE

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-31**

FS Parcel No. 15N-06W-001

Serial No. \_\_\_\_\_

### **CONTROLLED SURFACE USE STIPULATION**

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Portions of Lot 6, NWNE

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-31**

FS Parcel No. 15N-06W-001

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 19: Portions of Lot 6, NWNE

For the purpose of:

To protect the visual quality of the Retention Foreground viewing areas.  
(Helena National Forest and Elkhorn Mountains portion of the Deerlodge  
National Forest Oil and Gas EIS, Appendix C-27 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-31**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 7: Portions of Lots 1, 2, N2NE, SENE, E2SE

Sec. 18: Portions of NENE

Sec. 19: Portions of Lot 6, NWNE, NESE

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-31**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 16 W, PMM

Sec. 7: Portions of Lots 1, 2, N2NE, SENE, E2SE

Sec. 18: Portions of NENE

Sec. 19: Portions of Lot 6, NWNE, NESE

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-31**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 13: Portions of All  
Sec. 14: Portions of All  
Sec. 23: Portions of All  
Sec. 24: Portions of All

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-32**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 13: Portions of S2N2, SW, W2SE

Sec. 14: Portions of SENE, NENW, S2NW, SW, E2SE

Sec. 23: Portions of NENE, E2NW, SW, W2SE, SESE

Sec. 24: Portions of NWNE, S2NE, N2NW, SWNW, N2SW

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-32**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 13: Portions of W2W2  
Sec. 14: N2, E2SW, SE; portions of W2SW  
Sec. 23: NE, NENW, N2SE, SESE; portions of NWNW, SENW, NESW, SWSE  
Sec. 24: W2NW, SW; portions of SWNE, E2NW, W2SE
2. T 15 N, R 6 W, PMM  
Sec. 13: Portions of NWNW  
Sec. 14: SWNE, NWNW, W2SE; portions of E2W2, SWSW, N2NE, SENE, E2SE  
Sec. 23: NE, N2NW; portions of S2NW, NESW, SE  
Sec. 24: W2SW; portions of W2NW, SENW, E2SW, W2SE

For the purpose of:

1. To require that activities not be located within 1/2 mile of the Continental Divide in order to protect features important to the suitability of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).
2. To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 13: E2SW; portions of NE, S2NW, W2SW, SE  
Sec. 14: Portions of W2SW  
Sec. 23: Portions of SW  
Sec. 24: NENW; portions of NE

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-32**

## TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 13: Portions of NWNW

Sec. 14: SWNE, NWNW, W2SE; portions of E2NE, NWNE, NENW, S2NW, E2SW, SWSW, E2SE

Sec. 23: N2; portions of NESW, SE

Sec. 24: W2SW, SESW; portions of W2NW, SENW, NESW, W2SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-32**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 13: All  
Sec. 14: All  
Sec. 23: All  
Sec. 24: All

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 13: All  
Sec. 14: All  
Sec. 23: All  
Sec. 24: All

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-32**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 13: NWNW

Sec. 14: SWNE, NWNW, W2SE; portions of E2NE, NWNE, E2SW, SWNW, SWSW, E2SE

Sec. 23: N2; portions of NESW, SE

Sec. 24: W2SW, SESW; portions of W2NW, SENW, NESW, W2SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-32**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 13: Portions of NENE, S2N2, SW, N2SE, SWSE

Sec. 14: Portions of All

Sec. 23: Portions of N2NE, SENE, W2, SE

Sec. 24: Portions of NWNE, S2NE, NW, N2SW, NWSE

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-32**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 13: NENE, N2NW, SWNW, SW, NWSE, S2SE; portions of NENE, S2NE, SENW, NESE

Sec. 14: All

Sec. 23: All

Sec. 24: All

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-32**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 14: Portions of SWNE, N2NW, SENW, W2SE  
Sec. 23: Portions of NE, S2NW

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-32**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 13: Portions of All  
Sec. 14: Portions of All  
Sec. 23: Portions of All  
Sec. 24: Portions of All

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-32**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 13: All  
Sec. 14: All  
Sec. 23: All  
Sec. 24: All

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities will be located or designed to protect features important to the suitability of the Continental Divide as a biological corridor for a distance of 1/2 mile from the divide to 1 mile from the divide.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 13: E2W2, SWSE; portions of W2NE, W2W2, N2SE, SESE

Sec. 14: Portions of W2SW

Sec. 23: W2W2, SESW; portions of SENW, NESW, SWSE

Sec. 24: NWNE, SENE, E2SE; portions of NENE, SWNE, E2NW, W2SE

For the purpose of:

To ensure continued use of the Continental Divide as a biological corridor.  
(Helena National Forest and Elkhorn Mountains portion of the Deerlodge  
National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-32**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 14: S2NW, SW; portions of SWNE, N2NW, W2SE

Sec. 23: SWNE, W2, NWSE, S2SE; portions of NWNE, SENE, NESE

Sec. 24: Portions of W2SW

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-32**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 14: Portions of SWNE, N2NW, SENW, W2SE  
Sec. 23: Portions of N2

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).
2. To preclude surface disturbing activities within big game winter range which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-5 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-32**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 16: Lots 2, 3, E2NW; portions of W2NW, N2SW  
Sec. 21: Lot 2
2. T 15 N, R 6 W, PMM  
Sec. 16: NWNW, portions of Lot 2, NENW, SWNW, NWSW

For the purpose of:

1. To protect the visual quality of the Retention Foreground viewing areas. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-27 and Record of Decision, p. 15).
2. To protect the significant combination of resources and ecological values of the National Forest lands associated with the Rocky Mountain Front ecosystem from potential cumulative effects from activities both within and on nearby private lands. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Record of Decision, p. 11 and 42).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-33**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 15: Portions of All

Sec. 16: Portions of Lots 1-3, N2, N2SW, SE

Sec. 21: Portions of Lots 1-11, NE

Sec. 22: NESE; Portions of Lots 1, 2, N2, E2SW, NWSE, S2SE

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-33**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

- Sec. 15: Portions of N2NE, SWNE, NWNW, NESW, S2SW, N2SE
- Sec. 16: Portions of Lot 2, E2NE, N2NW, SWNW, NWSW
- Sec. 21: Portions of Lots 4, 7, 8, 10, 11, N2NE
- Sec. 22: Portions of Lot 2, NENW, NESW, SESW, NESE, S2SE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-33**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 15: N2NE; portions of S2NE, E2NW
  
2. T 15 N, R 6 W, PMM  
Sec. 15: Portions of N2NE, SENE, NW, S2SE  
Sec. 22: NENE; portions of W2NE, SENE, NW, N2SE

For the purpose of:

1. To require that activities not be located within 1/2 mile of the Continental Divide in order to protect features important to the suitability of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).
  
2. To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: Portions of S2NE, NWNW, SW, N2SE, SESE

Sec. 16: Portions of Lot 2, NENE, N2NW, SWNW

Sec. 22: Portions of Lot 2, E2SW, S2SE

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-33**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: Portions of E2NE, N2NE, NW

Sec. 22: E2NE; portions of W2NE, NW, N2SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-33**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 15: All  
Sec. 16: Lots 1-3, N2, N2SW, SE less patented portions  
Sec. 21: Lots 1-11, NE less patented portions  
Sec. 22: Portions Lots 1, 2, N2, E2SW, SE

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-33**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 15: All  
Sec. 16: Lots 1, 3, NE, N2NW, SENW, SE; portion of Lot 2  
Sec. 21: Lots 1-11, NE less patented portion  
Sec. 22: Lots 1, 2, N2, E2SW, SE

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-33**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: Portions of N2NE, SENE, NW, SESE

Sec. 22: E2NE; portions of W2NE, NW, N2SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-33**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: Portions of N2NE, SWNE, NWNW, SW, SE

Sec. 16: Portions of Lots 1, 2, N2, NWSW, SE

Sec. 21: Portions of Lots 1, 4, 5, 6, 7, 10, 11, N2NE, SWNE

Sec. 22: Portions of Lots 1, 2, N2NW, E2SW, SE

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-33**

## TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 15: All  
Sec. 16: Lots 1, 2, 3, N2, N2SW, SE less patents  
Sec. 21: Lots 1-11, NE less patents  
Sec. 22: Lots 1, 2, N2, E2SW, SE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-33**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 15: Portions of N2NE

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-33**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: Portions of All

Sec. 16: Portions of Lots 1-3, N2, N2SW, SE less patents

Sec. 21: Portions of Lots 1, 2, 4, 5, 6, 7, 9-11, NE less patents

Sec. 22: Portions of Lot 1, N2, E2SW, NWSE, S2SE

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-33**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: NE, NENW, SE; portions of NWNW, SENW, NESW, SWSW

Sec. 16: W2NW; portions of E2NW, Lots 2,3 less patents, NWSW

Sec. 22: E2, E2NW, NESW; portions W2NW, SESW, Lot 1 less patent

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-33**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities will be located or designed to protect features important to the suitability of the Continental Divide as a biological corridor for a distance of 1/2 mile from the divide to 1 mile from the divide.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: W2NW, NESW, N2SE, SESE; portions of S2NE, E2NW, NWSW, S2SW, SWSE

Sec. 16: Portions of N2N2, SENE, NESE

Sec. 22: NENE; portions of SENE, E2SE

For the purpose of:

To ensure continued use of the Continental Divide as a biological corridor.  
(Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-33**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 15: All

Sec. 16: Lots 1, 2, 3, N2, N2SW, SE less patents

Sec. 21: Lots 1, 2, 4, 5, 6, 7, 9-11, NE less patents

Sec. 22: Lots 1, 2, N2, E2SW, SE

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 15: Portions of N2NE

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).
2. To preclude surface disturbing activities within big game winter range which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-5 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-33**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 17: N2, SW, N2SE, SWSE; portions of Lot 1

Sec. 20: Lot 8, NWNE, NENW; portions of NENE, SWNE

For the purpose of:

To protect the significant combination of resources and ecological values of the National Forest lands associated with the Rocky Mountain Front ecosystem from potential cumulative effects from activities both within and on nearby private lands. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Record of Decision, p. 11 and 42).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-34**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 17: Portions of Lot 1, N2, N2SW, SESW, N2SE, SWSE

Sec. 20: Portions of Lots 1,2,3,5,7,9,10,11,12,13,14,15,16, N2NE, NENW

Sec. 29: Portions of Lot 1, NWNE, S2NE, W2, SE

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-34**

FS Parcel No. 15N-06W-011

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 17: Portions of Lot 1, NESE

Sec. 20: Portions of Lots 1,2,3,8,9,10,11,12,13,14,15,16, N2NE, NENW

For the purpose of:

To protect the visual quality of the Retention Foreground viewing areas.  
(Helena National Forest and Elkhorn Mountains portion of the Deerlodge  
National Forest Oil and Gas EIS, Appendix C-27 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-34**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 17: Portions of Lot 1, SENE, S2NW, W2SW, SESW, SWSE, NESE

Sec. 20: Portions of Lots 1,2,3,6,8,13, NENE, SWNE, NENW, SWSW

Sec. 29: Portions of W2NE, E2NW, N2SW, SWSW, N2SE, SESE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-34**

FS Parcel No. 15N-06W-011

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 17: Portions of W2NE, E2NW

For the purpose of:

To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-34**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: W2SW, SESW, SWSE; portions of Lot 1, SENE, S2NW, NESW, N2SE

Sec. 20: Portions of Lot 8, 10, 13, N2NE, SWNE, NENW

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-34**

### TIMING LIMITATION STIPLATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 17: Portions of W2NE, E2NW

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-34**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: Lot 1, E2NE, SWNE, N2SE, SWSE; portions of NWNE, SENW, NESW, S2SW

Sec. 20: Lots 1,2,3,5,6,7,8,9,10,11,12,13,14,15,16, N2NE, NENW, SWSW

Sec. 29: NWNE, S2NE, NW, N2S2; portions of Lot 1, S2S2

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-34**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: NE; portions of Lot 1, SENW, E2SW, N2SE

Sec. 20: Lots 1,2,3,5,6,7,9,10,11,12,13,14,15,16, SWSW; portions of Lot 8, N2NE

Sec. 29: Lot 1, NWNE, S2NE, NW, N2S2; portions of S2SW, SESE

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-34**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

To require coordination of timing and timing adjustments in activities within big game migration routes.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 20: Portion of Lot 6, SWSW

Sec. 29: NWN, S2NE, W2, NWSE, S2SE; portions of Lot 1

For the purpose of:

To avoid or minimize the potential for adverse effects to big game because of cumulative impacts from other activities along the migration route. Surface activities within these areas could adversely impact big game migration. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-9 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-34**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 17: Portions of W2NE, E2NW

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-34**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: Portions of Lot 1, E2NE, SWNE, W2, N2SE, SWSE

Sec. 20: Portions of Lots 1,2,3,5,6,7,8,9,10,11,12,13,14,15,16, N2NE, NENW, SWSW

Sec. 29: Portions of Lot 1, NWNE, S2NE, W2, N2SE, SESE

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-34**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: Portions of Lot 1, NE, SENW, E2SW, N2SE

Sec. 20: Lots 1,2,3,5,6,7,9,10,11,12,13,14,15,16, SWSW; portions of Lot 8, N2NE

Sec. 29: Lot 1, NWNE, S2NE, NW, N2S2; portions of S2SW, SESE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-34**

FS Parcel No. 15N-06W-011

Serial No. \_\_\_\_\_

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: Portions of Lot 1, N2, SW, N2SE, SWSE

Sec. 20: Portions of Lots 1,5,6,7,8,9,10,11,12,13, N2NE, NENW, SWSW

Sec. 29: Portions of Lot 1, NWNE, S2NE, W2, SE

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-34**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: Lot 1, N2, SW, N2SE, SWSE

Sec. 20: NENE, Lot 8, NENW, Lots 9, 10, 11; portions of NENE, SWNE, Lots 12, 13

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 17: Lot 1, N2, SW, N2SE, SWSE

Sec. 20: Lots 1,2,3,5,6,7,8,9,10,11,12,13,14,15,16, N2NE, NENW, SWSW

Sec. 29: Lot 1, NWNE, S2NE, W2, SE

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-34**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM (100%)  
Sec. 18: SENE, E2SE  
Sec. 19: Lot 5

For the purpose of:

To protect the significant combination of resources and ecological values of the National Forest lands associated with the Rocky Mountain Front ecosystem from potential cumulative effects from activities both within and on nearby private lands. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Record of Decision, p. 11 and 42).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-35**

FS Parcel No. 15N-06W-007

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 19: Portions of Lot 5

For the purpose of:

To protect the visual quality of the Retention Foreground viewing areas.  
(Helena National Forest and Elkhorn Mountains portion of the Deerlodge  
National Forest Oil and Gas EIS, Appendix C-27 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-35**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 18: Portions of SENE, E2SE  
Sec. 19: Portions of Lot 5

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-35**

FS Parcel No. 15N-06W-007

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 19: Portion Lot 5

For the purpose of:

To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-35**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 18: SENE, E2SE  
Sec. 19: Lot 5

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15 (1/90)

**11-99-35**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 18: Portions of SESE  
Sec. 19: Lot 5

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-35**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Portions of Lot 5

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-35**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 18: Portions of E2SE  
Sec. 19: Portions of Lot 5

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-35**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Portions of Lot 5

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15 (1/90)

**11-99-35**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 18: Portions of E2SE  
Sec. 19: Portions of Lot 5

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-35**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 18: SENE, E2SE  
Sec. 19: Lot 5

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-35**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 18: SENE, E2SE  
Sec. 19: Lot 5

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-35**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 19: Portions of Lot 4, S2SE

Sec. 30: Portions of Lots 1-4, E2

Sec. 31: Portions of N2NE, S2SE

Sec. 32: Portions of N2N2, SWNE, S2NW, N2SW, SWSW, NWSE

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-36**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

- Sec. 19: Portions of S2SE
- Sec. 30: Portions of Lot 4, N2NE, SENE
- Sec. 31: Portions of SWSE
- Sec. 32: Portions of W2NE, S2NW, NESW, NWSE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).
2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-36**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 31: S2SE

Sec. 32: SWNE, SW, NWSE; portions of N2NE, NENW, S2NW

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-36**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 19: Lot 4, S2SE

Sec. 30: N2NE, SENE, NESE; portions of Lots 1, 2, SWNE, NWSE, SESE

Sec. 32: NENE; portions of NWNE

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-36**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Lot 4, S2SE  
Sec. 30: N2NE, SENE, NESE; portions of Lot 1, SWNE, NWSE

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-36**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

To require coordination of timing and timing adjustments in activities within big game migration routes.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 19: Lot 4, S2SE

Sec. 30: Lot 1-4, E2

Sec. 31: N2NE; portions of SESE

Sec. 32: N2N2, SWNE, S2NW, N2SW, SESW, NWSE; portions of SWSW

For the purpose of:

To avoid or minimize the potential for adverse effects to big game because of cumulative impacts from other activities along the migration route. Surface activities within these areas could adversely impact big game migration.

(Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-9 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-36**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Portions of S2SE  
Sec. 30: Portions of NE, NESE  
Sec. 31: Portions of S2SE  
Sec. 32: Portions of W2NE, S2NW, E2SW, NWSE

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-36**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 19: Lot 4, S2SE

Sec. 30: N2NE, SENE, NESE; portions of Lot 1, SWNE, NWSE

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-36**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 31: S2SE

Sec. 32: SWNE, SENW, SW, NWSE; portions of N2NE, NENW, SWNW

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-36**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 19: Portions of Lot 4, S2SE

Sec. 30: Portions of Lots 1-4, E2

Sec. 31: Portions of N2NE, S2SE

Sec. 32: Portions of N2N2, SWNE, S2NW, SW, NWSE

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-36**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 19: Lot 4, S2SE  
Sec. 30: Lot 1-4, E2  
Sec. 31: N2NE, S2SE  
Sec. 32: N2N2, SWNE, S2NW, SW, NWSE

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-36**

## TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 31: S2SE

Sec. 32: SWNE, SENW, SW, NWSE; portions of N2N2, SWNW

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).

2. To preclude surface disturbing activities within big game winter range which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-5 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-36**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM  
Sec. 25: Portions of All  
Sec. 26: Portions of All  
Sec. 35: Portions of All

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-37**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 25: Portions of NENE, S2NE, E2NW, NWNW, SESW, NWSE

Sec. 26: Portions of S2NE, NW, NWSW, W2SE

Sec. 35: Portions of N2NE, SWNE, W2NW, SWSW, SE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-37**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 25: W2; portions of W2E2  
Sec. 26: E2E2; portions of W2NE, S2SW, W2SE  
Sec. 35: E2, E2NW, SW; portions of W2NW
  
2. T 15 N, R 6 W, PMM  
Sec. 25: W2SW; portions of W2NW, E2SW  
Sec. 26: Portions of NE, S2  
Sec. 35: S2NE, S2; portions of N2NE, NW

For the purpose of:

1. To require that activities not be located within 1/2 mile of the Continental Divide in order to protect features important to the suitability of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).
  
2. To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

FS Parcel No. 15N-06W-010

Serial No. \_\_\_\_\_

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: NENE, S2NE, E2NW, NESW, N2SE  
Sec. 26: W2NE, NW

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-37**

## TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: W2SW; portions of W2NW, SESW  
Sec. 26: E2SE; portions of NE, NENW, SW, W2SE  
Sec. 35: S2NE, S2; portions of N2NE, NENW, S2NW

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-37**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: All  
Sec. 26: All  
Sec. 35: All

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-37**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: All  
Sec. 26: All  
Sec. 35: N2, E2SW, SE; portions of W2SW

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-37**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 25: W2SW; portions of W2NW, SESW, S2SE

Sec. 26: W2SE, SESE; portions of NE, E2NW, SW, NESE

Sec. 35: S2NE, S2; portions of N2N2, SWNW

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-37**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: Portions of N2, E2SW, W2SE  
Sec. 26: Portions of N2, SW, W2SE, SESE  
Sec. 35: Portions of E2, W2W2

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: All  
Sec. 26: All  
Sec. 35: N2, E2SW, SE; portions of W2SW

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-37**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: Portions of E2, NW, W2SW  
Sec. 26: Portions of All  
Sec. 35: Portions of All

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-37**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 25: All  
Sec. 26: All  
Sec. 35: All

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-37**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities will be located or designed to protect features important to the suitability of the Continental Divide as a biological corridor for a distance of 1/2 mile from the divide to 1 mile from the divide.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 25: E2E2; portions of W2E2

Sec. 26: E2NW, N2SW; portions of W2NE, W2NW, S2SW

Sec. 35: Portions of W2NW

For the purpose of:

To ensure continued use of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 25: Portions of W2W2

Sec. 26: All

Sec. 35: N2N2, SWNW, W2SW; portions of S2NE, SENW, E2SW

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-37**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 27: Portion of Lot 1, S2NE, NENW, S2NW, W2SW less patents, NWNE, E2SW, SE less patent

Sec. 28: Lots 1, 2, 3, 4, 5 less patent, 6, 7, 8 less patent, SENE less patent, N2NW, SWNW, W2SW

Sec. 33: Portions of All less patent

Sec. 34: Portions of All less patent

For the purpose of:

To preclude construction of well sites, but allow related facilities such as roads and pipelines on slopes between 40 and 60 percent, and to preclude surface disturbing activities on sensitive soils that have a high erosion/stability hazard (including wetlands) which would be difficult to reclaim. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-30 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-38**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 15 N, R 6 W, PMM

Sec. 27: Portions of Lot 1, NENW, SWNW, N2SW, SESW less patents, S2SE, N2NE

Sec. 28: Portions of Lots 1, 3, 5 less patent, 6, NENW

Sec. 33: Portions of S2NW, N2SW, SWSW, NWSE

Sec. 34: Portions of N2NE, N2NW less patent, S2NW less patent, SWSW, S2SE

For the purpose of:

1. To preclude surface disturbing activities on areas within 100 feet of water courses, water bodies, flood plains, and riparian areas to protect water quality. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

2. To preclude surface disturbing activities and protect riparian areas and jurisdictional wetlands relative to Executive Order 11990. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and 33 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-38**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 15 N, R 6 W, PMM  
Sec. 34: Portions of SENE, E2SE
  
2. T 15 N, R 6 W, PMM  
Sec. 27: Portions of N2SE less patent, SESE  
Sec. 34: E2SE; portions of S2NE, NESW, S2SW, W2SE

For the purpose of:

1. To require that activities not be located within 1/2 mile of the Continental Divide in order to protect features important to the suitability of the Continental Divide as a biological corridor. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).
  
2. To preclude new surface disturbing activities within the occupied overlapping denning and summer habitat of Grizzly Bear to protect habitat and to facilitate recovery. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-10 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14 (1/90)

**11-99-38**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 1 to June 30

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 27: N2NE, SENE, NENW less patent

For the purpose of (reasons):

To preclude surface disturbing activities, including drilling operations, within the critical Spring Grizzly Bear habitat which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-38**

## TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

July 1 to September 15

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 27: Portions of N2SE less patent, SESE  
Sec. 34: Portions of S2N2 less patent, S2

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, in critical Grizzly Bear summer areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-18 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-38**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 - April 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 27: Portions of N2SE less patent, SESE

Sec. 34: Portions of S2N2 less patent, S2

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within the Grizzly Bear denning areas which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-17 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-38**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Proposed activities would be required to be located or designed to meet the visual quality objectives of retention midground, retention background, or partial retention within one year of completing operations.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 27: Lot 1, NE, NENW, S2NW, S2 less patents

Sec. 28: Lots 1, 2, 3, 4, 5 less patent, 6, 7, 8 less patent, SENE less patent, N2NW, SWNW, W2SW

Sec. 33: N2NE less patent, NW, SESE; portions of S2NE, N2SW, SESW, W2SE

Sec. 34: All less patent

For the purpose of:

To ensure that the visual quality of the area is maintained. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-28 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

April 15 to June 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 27: Lot 1, NE, NENW, S2NW, S2 less patents

Sec. 28: Lots 1, 2, 3, 4, 5 less patent, 6, 7, 8 less patent, SENE less patent, N2NW, SWNW, NWSW; portions of Lot 7, SWSW

Sec. 33: Portions of N2NE less patent, SENE

Sec. 34: N2 less patent, portions of N2S2'

For the purpose of (reasons):

To preclude surface disturbing activities within the big game birthing areas which could cause increased stress and/or displacement during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-7 and Record of Decision, p. 8).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-38**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

To require coordination of timing and timing adjustments in activities within big game migration routes.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 28: Portions of Lots 3, 6, 7, 8 less patent, W2W2

Sec. 33: All less patent

Sec. 34: SW; portions of NW less patent, NWSE, S2SE

For the purpose of:

To avoid or minimize the potential for adverse effects to big game because of cumulative impacts from other activities along the migration route. Surface activities within these areas could adversely impact big game migration. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-9 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-38**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within 500 feet of water courses, water bodies, flood plains, and riparian areas may be located and/or designed to avoid or minimize the potential for adverse effects to surface water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 27: Portions of N2NE; Lot 1, NENW, S2NW, SW less patent, S2SE

Sec. 28: Portions of Lots 1, 2, 3, 4, 5 less patent, 6, 7, 8 less patent, NENW

Sec. 33: Portions of NENW, S2N2, SW, N2SE

Sec. 34: Portions of N2NE, SWNE, NW less patent, W2SW, SESW, SE

For the purpose of:

To protect water resources. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-32 and Record of Decision, p. 16).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-38**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 to September 30

On the lands described below:

T 15 N, R 6 W, PMM

Sec.27: Lot 1, E2, E2NW, S2NW, SW less patents

Sec.28: Lots 1,2,3,4,5 less patent,6,8 less patent,SENE less patent,  
N2NW,SWNW,NWSW; portions of Lot 7, SWSW

Sec.33: Portions of N2NE less patent, SENE

Sec.34: N2 less patent; portions of N2S2

For the purpose of (reasons):

To preclude surface disturbing activities, including interrupting drilling operations, within big game summer range which could cause increased stress and/or displacement of animals during the critical time period (June 1 to September 30) to insure big game animals have areas of security that provide habitat components needed to keep animals healthy as they go into breeding period and hunting season. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-8 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-38**

FS Parcel No. 15N-06W-009

Serial No. \_\_\_\_\_

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Coordination of surface disturbing activities associated with field development and/or other limitations to spread surface disturbance activities over time and space within big game winter range areas.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 33: SWNW, W2SW; portions of N2NW, SENW, E2SW

For the purpose of:

To avoid or minimize the potential for adverse effects to big game species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-6 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-38**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities on slopes 30 to 40 percent may be located and/or designed to avoid or minimize adverse effects to soil and water.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 27: Portions of Lot 1, NE, NENW, S2NW, S2 less patents

Sec. 28: Portions of Lots 1, 2, 3, 4, 6, 7, 8 less patent, SENE less patent, N2NW, SWNW, W2SW

Sec. 33: Portions of All less patent

Sec. 34: Portions of All less patent

For the purpose of:

Surface disturbance within these areas could adversely affect soil and water. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-31 and Record of Decision, p. 15).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

1. To ensure that proposed activities do not adversely affect the viability of Threatened and Endangered (T&E) species, operations will be designed, including limiting noise levels, and/or located so as to not adversely affect the viability of T&E species.
2. To restrict the timing or type of activities on roads, if needed to control human-animal conflicts or disturbances.
3. To require coordination of timing and timing adjustments of activities within T&E occupied areas to avoid or minimize the potential for adverse effects to T&E species because of cumulative impacts from oil and gas activities, plus other activities within the area.

This stipulation may limit the extent of field development.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 27: NE, E2SE; portions of E2NW, W2SE less patents

Sec. 34: E2E2, SWSE; portions of W2NE less patent, NESW, S2SW, NWSE

For the purpose of:

To ensure that proposed activities do not adversely affect the viability of T&E species. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-15, C-16 and Record of Decision, p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-38**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities will be located or designed to protect features important to the suitability of the Continental Divide as a biological corridor for a distance of 1/2 mile from the divide to 1 mile from the divide.

On the lands described below:

T 15 N, R 6 W, PMM  
Sec. 27: Portions of NESE, S2SE  
Sec. 34: Portions of E2, SENW, E2SW

For the purpose of:

To ensure continued use of the Continental Divide as a biological corridor.  
(Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-11 and Record of Decision, p. 11).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-38**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Activities within important bull trout and west slope cutthroat drainages may be relocated, may have special design criteria, and additional on and off-site mitigation measures to prevent the regional viability of native trout populations from being decreased from oil and gas activities.

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 27: Lot 1, NE, NENW, S2NW, S2 less patents

Sec. 28: Lots 1, 2, 3, 4, 5 less patent, 6, 7, 8 less patent, SENE less patent, N2NW, SWNW, W2SW

Sec. 33: All less patent

Sec. 34 All less patent

For the purpose of:

Surface disturbance within these areas could adversely affect sensitive trout viability. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-21 and Record of Decision, p. 13).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

December 1 to May 15

On the lands described below:

T 15 N, R 6 W, PMM

Sec. 33: SWNW, W2SW; portions of N2NW, SENW, E2SW

For the purpose of (reasons):

1. To preclude surface disturbing activities, including interrupting drilling operations, within the big game winter range which could cause displacement of prey animals for wolf during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-20 and Record of Decision, p. 13).
2. To preclude surface disturbing activities within big game winter range which could cause increased stress and/or displacement of animals during the critical time period. (Helena National Forest and Elkhorn Mountains portion of the Deerlodge National Forest Oil and Gas EIS, Appendix C-5 and Record of Decision, p. 10).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-38**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 2 S., R. 16 E., P.M.M.  
Sec. 8: SENE  
Sec. 29: SWNE, NESW

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-39**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 2 S., R. 16 E., P.M.M.  
Sec. 8: SENE  
Sec. 29: NENE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-39**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 3 S., R. 16 E., P.M.M.  
Sec. 2: SWNW

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-40**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 S., R. 16 E, P.M.M.  
Sec. 5: LOTS 1,4  
Sec. 5: SWNW  
Sec. 6: LOTS 1,2,3,4,6,7  
Sec. 6: S2NE, SENW, E2SW, SE  
Sec. 8: SW

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-41**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 3 S., R. 16 E., P.M.M.  
Sec. 5: LOT 4  
Sec. 8: NWNW

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-41**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

LEASE NOTICE

Serial No.

There are cultural sites in the following locations:

T 3 S., R. 16 E., P.M.M.  
Sec. 5: LOTS 1,4  
Sec. 5: SWNW, SWSW

In accordance with 43 CFR 3101.1-2, additional mitigation may be required in regard to exploration and development.

11-99-41

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY STIPULATION**

Serial No.

Surface occupancy and use is prohibited within riparian areas, 100-year flood plains of major rivers, and on water bodies and streams.

On the lands described below:

T. 3 S., R. 16 E., P.M.M.  
Sec. 8: NWNW

For the purpose of:

To protect the unique biological and hydrological features associated with riparian areas, 100-year flood plains of major rivers, and water bodies and streams.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-41**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 3 S., R. 16 E., P.M.M.  
Sec. 7: LOTS 1,2,3,4  
Sec. 7: E2,E2W2  
Sec. 18: LOTS 1,2  
Sec. 18: NWNE,E2NW

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-42**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 3 S., R. 16 E., P.M.M.  
Sec. 7: LOTS 1,3,4  
Sec. 7: E2,E2SW  
Sec. 18: LOTS 1,2  
Sec. 18: N2NE,E2NW

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-42**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY STIPULATION**

Serial No.

Surface occupancy and use is prohibited within riparian areas, 100-year flood plains of major rivers, and on water bodies and streams.

On the lands described below:

T. 3 S., R. 16 E., P.M.M.  
Sec. 7: NENE, SWNE, W2SE  
Sec. 18: LOTS 1,2  
Sec. 18: E2NW

For the purpose of:

To protect the unique biological and hydrological features associated with riparian areas, 100-year flood plains of major rivers, and water bodies and streams.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-42**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following period(s). This stipulation does not apply to operation and maintenance of production facilities.

October 15 through June 15

On the lands described below:

T 5 S, R 16 E, PMM

Sec. 19: E2E2; portions of W2E2

Sec. 20: W2SW, SESW, SWSE; portions of E2NE, W2NW, SENW, NESW, N2SE, SESE

Sec. 21: N2NW, SENW, S2SW; portions of SWNW, NWSW

Sec. 28: All

For the purpose of (reasons):

To protect identified and mapped critical moose winter/spring range from disturbance and to facilitate long-term maintenance of the population. Disturbance to the herds in winter causes stress during a time when forage needs are high to sustain metabolism and cows are developing young. Calving also occurs on these ranges and disturbance may cause increased mortality. (Custer Forest Plan, Beartooth Mountains Oil and Gas Leasing EIS, Appendix E - p. 12).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-43**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following period(s). This stipulation does not apply to operation and maintenance of production facilities.

June 1 through November 1

On the lands described below:

T 5 S, R 16 E, PMM

Sec. 21: SESW; portions of NESW, SWSW

Sec. 28: E2, NENW; portions of W2NW, SENW, E2SW

For the purpose of (reasons):

To protect the elk herds during the core summer/fall use season and to facilitate long-term maintenance of the population. To prevent stress from oil and gas related activities to resident herds that may cause them to leave tradition ranges, overuse some areas, or move to ranges occupied by other herds. (Custer Forest Plan Amendment 20, Beartooth Mountains Oil and Gas Leasing EIS, Appendix E - p. 17).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-43**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed within .50 mile of eagle active and inactive nesting areas located within the lands described below (legal subdivision or other description). Roads, powerlines and pipelines, as well as the well pad and any ancillary structures, may not be constructed by the lessee on that portion of the lease covered by this stipulation.

T 5 S, R 16 E, PMM

Sec. 20: Portions of N2NE, SENE

Sec. 21: N2NW; portions of S2NW

For the purpose of:

To protect nesting areas of eagles under the Eagle Protection Act. Operations within .50 mile of an active nest or potentially active nest are detrimental to the viability and survival of the species. This distance could be reduced in the presence of a physical barrier between the nest and the proposed activity. (Custer Forest Plan Amendment 20, Beartooth Record of Decision; Beartooth Mountains Oil and Gas Leasing EIS, Appendix E - p. 14, Glossary, p. 8 - a definition of NSO/Alternative 4A).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-43**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description). Roads, powerlines and pipelines, as well as the well pad and any ancillary structures, may not be constructed by the lessee on that portion of the lease covered by this stipulation.

T 5 S, R 16 E, PMM

Sec. 19: NE, NWSE; portions of W2, NESE, S2SE

Sec. 20: Portions of W2NE, SENE, W2, SE

Sec. 21: Portions of SWSW

Sec. 28: NWSW; portions of N2, NESW, S2SW, W2SE, SESE

For the purpose of:

To maintain and protect visual quality in important viewing areas. To prevent large landscape disturbances from road or well pad building on slopes over 40 percent which are highly visible and difficult or nearly impossible to mitigate. (Custer Forest Plan; Beartooth Mountains Oil and Gas Leasing EIS, Appendix E - p. 27, Glossary, p. 8 - a definition of NSO/Alternative 4A).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description). Roads, powerlines and pipelines, as well as the well pad and any ancillary structures, may not be constructed by the lessee on that portion of the lease covered by this stipulation.

T 5 S, R 16 E, PMM

Sec. 19: All

Sec. 20: SWNW, SW, W2SE; portions of SWNE, N2NW, SENW, E2SE

Sec. 21: Portions of SWSW

Sec. 28: Portions of W2NW, SENW, SW

For the purpose of:

To maintain soil productivity, provide necessary protection to high hazard and fragile soils, to prevent reclamation problems (especially alpine environments), avoid slopes over 40 percent, and areas subject to high wind and water erosion, and high hazard or mass failure (Forest Plan p. 46, 47, 51, 55 and 59; Beartooth Mountains Oil and Gas Leasing EIS, Appendix E - p. 10, and Glossary, p. 8 - a definition of NSO/Alternative 4A).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-43**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description). Roads, powerlines and pipelines, as well as the well pad and any ancillary structures, may not be constructed by the lessee on that portion of the lease covered by this stipulation.

T 5 S, R 16 E, PMM

Sec. 20: Portions of N2NE, NENW

Sec. 21: Portions of E2NW, NESW, SWSW

Sec. 28: Portions of NWNW

For the purpose of:

To protect the unique biological and hydrological features associated with riparian areas, and water bodies and streams. To prevent deterioration of these critical areas and loss of total acreage of riparian habitat that is recognized as one of the most used and diverse habitat in the areas (Custer Forest plan, Beartooth Mountains Oil and Gas Leasing EIS, Appendix E - p. 25, Glossary, p. 8 - a definition of NSO/Alternative 4A).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-43**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 2 S., R. 17 E., P.M.M.  
Sec. 8: NWNW, SWSW  
Sec. 18: NE, E2NW

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-45**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 2 S., R. 17 E., P.M.M.  
Sec. 8: W2SW  
Sec. 18: Lot 2,NE,E2NW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-45**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 20 E., P.M.M.  
Sec. 24: LOTS 1,2,3,4  
Sec. 24: W2E2,W2

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-46**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 20 E., P.M.M.  
Sec. 24: LOTS 1,2,3,4  
Sec. 24: W2E2

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-46**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 8 S., R. 21 E., P.M.M.  
Sec. 14: SWNW, S2

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-47**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 S., R. 21 E., P.M.M.  
Sec. 2: S2SE  
Sec. 14: ALL  
Sec. 24: LOTS 5,6,7,8,9,10,11,12

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-47**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from April 1 to June 15 within established spring calving range for elk. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 S., R. 21 E., P.M.M.  
Sec. 14: SW

For the purpose of (reasons):

To protect elk spring calving range from disturbance during the spring use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-47**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY STIPULATION**

Serial No.

Surface occupancy and use is prohibited within 1/4 mile of grouse leks.

On the lands described below:

T. 8 S., R. 21 E., P.M.M.  
Sec. 24: LOTS 5,8

For the purpose of:

To protect sharptail and sage grouse lek sites necessary for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-47**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY STIPULATION**

Serial No.

Surface occupancy and use is prohibited within 1/4 mile of grouse leks.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 8: SW

For the purpose of:

To protect sharptail and sage grouse lek sites necessary for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-48**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 18: SENW,NWSE

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-48**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance, prairie dog colonies and complexes 80 acres or more in size will be examined to determine the absence or presence of black-footed ferrets. The findings of this examination may result in some restrictions to the operator's plans or may even preclude use and occupancy that would be in violation of the Endangered Species Act (ESA) of 1973.

The lessee or operator may, at their own option, conduct an examination on the leased lands to determine if black-footed ferrets are present, or if the proposed activity will have an adverse effect, or if the area can be cleared. This examination must be done by or under the supervision of a qualified resource specialist approved by the Surface Management Agency (SMA).

An acceptable report must be provided to the SMA documenting the presence or absence of black-footed ferrets and identifying the anticipated effects of the proposed action on the black-footed ferret and its habitat. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 8: SWSW

For the purpose of:

To assure compliance with the Endangered Species Act (ESA) by locating and protecting black-footed ferrets and their habitat.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-48**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 8: S2NW,S2  
Sec. 18: Lots 1,2,3,4,E2,E2W2

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-48**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 8: S2NW,S2  
Sec. 18: Lots 1,2,3,4,E2,E2W2

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-48**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**NO SURFACE OCCUPANCY STIPULATION**

Serial No.

Surface occupancy and use is prohibited within riparian areas, 100-year flood plains of major rivers, and on water bodies and streams.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 14: N2

For the purpose of:

To protect the unique biological and hydrological features associated with riparian areas, 100-year flood plains of major rivers, and water bodies and streams.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-49**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 14: N2  
Sec. 24: LOTS 1,2,3,4  
Sec. 26: NE,N2NW,N2SE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-49**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 24: LOTS 1,2,3,4  
Sec. 26: NE,N2NW,NESW,N2SE,SWSE  
Sec. 35: LOT 5

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-49**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 9 S., R. 21 E., P.M.M.  
Sec. 24: LOTS 3,4  
Sec. 26: SENE

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-49**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 S., R. 42 E., P.M.M.  
Sec. 13: W2SW  
Sec. 23: SESW  
Sec. 24: NWNE, SENE, SW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-50**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 S., R. 43 E., P.M.M.  
Sec. 30: LOT 4  
Sec. 35: N2NE, SENE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-52**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 S., R. 44 E., P.M.M.  
Sec. 22: N2NE, SENE, SWNW, NWSW, SESW, SWSE  
Sec. 23: NWSW  
Sec. 24: N2N2, S2NW, SWSW  
Sec. 25: W2NE, N2NW, N2SE  
Sec. 26: E2SW, SE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-53**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 S., R. 44 E., P.M.M.  
Sec. 27: NE, E2NW, SWNW, SW  
Sec. 30: E2E2, NWNE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-54**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 7 S., R. 44 E., P.M.M.

Sec. 34: W2,SE

Sec. 35: E2,NENW

Sec. 36: ALL

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-55**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 9 S., R. 44 E., P.M.M.  
Sec. 35: LOTS 1,2,7,8,9,10,11

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-56**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 44 E., P.M.M.  
Sec. 26: SWNW,W2SE,SESE  
Sec. 35: LOTS 1,2,7,8,9,10,11

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-56**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 46 E., P.M.M.  
Sec. 2: NESW  
Sec. 14: W2SW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-57**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 46 E., P.M.M.  
Sec. 14: NWSE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-58**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass wasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

T. 8 S., R. 51 E., P.M.M.  
Sec. 26: NE, SW

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-59**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**CONTROLLED SURFACE USE STIPULATION**

Serial No.

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

T. 8 S., R. 51 E., P.M.M.  
Sec. 26: NE, SW

For the purpose of:

To control the visual impacts of activities and facilities within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU (September 1998)

**11-99-59**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 S., R. 51 E., P.M.M.  
Sec. 26: NE,SW  
Sec. 35: NE,S2SW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-59**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

NO SURFACE OCCUPANCY STIPULATION

Serial No.

Surface occupancy and use is prohibited within 1/2 mile of known ferruginous hawk nest sites which have been active within the past 2 years.

On the lands described below:

T. 9 S., R. 51 E., P.M.M.  
Sec. 1: SWSE

For the purpose of:

To maintain the production potential of ferruginous hawk nest sites, which are very sensitive to disturbance and have been identified as Category 2 species under the Endangered Species Act (ESA).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO (September 1998)

**11-99-60**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 9 S., R. 51 E., P.M.M.  
Sec. 1: LOTS 1,2,3,4  
Sec. 1: W2SE  
Sec. 13: S2NW, NESW, S2SW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-60**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 8 S., R. 52 E., P.M.M.  
Sec. 31: E2SW

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-61**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 144 N, R 101 W, 5th PM  
Sec. 31: SWNE; Portions of N2NE, SENE, N2SE, SWSE
2. T 144 N, R 101 W, 5th PM  
Sec. 31: Portions of E2

For the purpose of:

1. Avoidance of steep slopes exceeding 40 percent to protect fragile soils and avoid mass slope failure (Management Area B, Custer Forest Plan, page 46).
2. To meet the goals and management standards for woody draws (Management Area N, Custer Forest Plan, pages 83-84, as amended); to provide healthy, self-perpetuating plant communities that will have optimum diversity and density of understory and overstory vegetation.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA-Forest Service

R1-FS-2820-14 (1/90)

**11-99-62**

### TIMING LIMITATION STIPULATION

No surface use is allowed during the following time period(s). This stipulation does not apply to operation and maintenance of production facilities.

February 15 to May 1 (inactive nests)

February 15 to July 15 (active nests)

On the lands described below:

T 144 N, R 101 W, 5th PM  
Section 31: Portions of NWNE

For the purpose of (reasons):

Minimizing disturbance of the lands within 1/2 mile of the Golden Eagle nests during the critical nesting season (Custer Forest Plan, pages 19 and 46).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90

**11-99-62**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

T 138 N, R 102 W, 5TH PM  
Sec. 4: Portion of Lot 2

For the purpose of:

To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbance to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-63**

## CONTROLLED SURFACE USE STIPULATION

1. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 4: Lot 2; portions of SWNE

For the purpose of: To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

2. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below

T 138 N, R 102 W, 5th PM  
Sec. 4: Portion of Lot 2, SWNE

For the purpose of: To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

FS Parcel No. 138-102-002

Serial No. \_\_\_\_\_

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 4: Portions of Lot 2, SWNE

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri River (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-63**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

1. T 138 N, R 102 W, 5th PM  
Sec. 4: Portions of SWNW
2. T 138 N, R 102 W, 5th PM  
Sec. 4: Portions of Lots 3, 4, S2NW

For the purpose of:

1. Avoidance of steep slopes exceeding 40 percent, and areas of mass slope failure. To protect soil resource from loss of productivity, and of water to prevent increased sedimentation due to failures of the overlying slopes (Forest Plan, p. 46, 47, 51, 55 and 59 and Southern Little Missouri and Cedar River National Grassland Oil and Gas EIS, Appendix D).
2. To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbance to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

1. T 138 N, R 102 W, 5th PM  
Sec. 4: Portions of Lots 3, 4, S2NW
2. T 138 N, R 102 W, 5th PM  
Sec. 4: Portions of Lots 3, 4, S2NW

For the purpose of:

1. To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, P. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).
2. To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri river (Forest Plan, P. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer. On the lands described below:

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 4: Lots 3, 4, S2NW

For the purpose of:

To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed in the bed of the Little Missouri River or within 1/4 mile of the high water mark of the river bank on adjacent Fee, State or Federal surface in order to access Federal minerals; or on Federal surface within the foreground viewshed of the Little Missouri River beyond the 1/4 mile corridor to access Federal minerals.

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

T 138 N, R 102 W, 5th PM  
Sec. 4: Portions of Lot 4

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention in the foreground viewshed of the Little Missouri River, and in consideration for the potential classification of the river under the Wild and Scenic Rivers Act (Forest Plan, p. 47, 50 and 55; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-64**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 138 N, R 102 W, 5th PM  
Sec. 12: N2 (100%)
2. T 138 N, R 102 W, 5th PM  
Sec. 12: Portions of SWNE, SENW
3. T 138 N, R 102 w, 5th PM  
Sec. 12: Portions of N2NE, SENE

For the purpose of:

1. To prohibit oil and gas activities within bighorn sheep habitat pending the outcome of the Moody Plateau Sheep study (bighorn sheep were identified as sensitive species). This area will be re-evaluated for leasing conditions when the sheep study is released in August 1996 (Forest Plan Amendment 30 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
2. Avoidance of steep slopes exceeding 40 percent, and areas of mass slope failure. To protect soil resource from loss of productivity, and of water to prevent increased sedimentation due to failures of the overlying slopes (Forest Plan, p. 46, 47, 51, 55 and 59 and Southern Little Missouri and Cedar River National Grassland Oil and Gas EIS, Appendix D).
3. To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbance to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

FS Parcel No. 138-102-005

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 138 N, R 102 W, 5th PM  
Sec. 12: Portions of N2

For the purpose of:

To Maintain a 1/2 mile (line of sight) no disturbance zone for nests which have been active within the previous 5 years in order to maintain the production potential of ferruginous hawks, identified as Category 2 species under the Endanger Species Act, and for the protection of golden eagles and prairie falcons, listed as Key Species in the Custer Forest Plan (Forest Plan, p. 19, Forest Plan Amendment 30, and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-65**

## CONTROLLED SURFACE USE STIPULATION

1. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer. On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 12: N2

For the purpose of:

To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

2. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities. On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 12: Portions of N2

For the purpose of:

To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 220.)

FS Parcel No. 138-102-005

Serial No. \_\_\_\_\_

## **CONTROLLED SURFACE USE STIPULATION**

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 12: Portions of S2NW

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri River (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

RI-FS-2820-16(1/90)

**11-99-65**

### NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

1. T 138 N, R 102 W, 5th PM  
Sec. 14: N2N2, SWNE, S2NW, N2S2, SWSW (100%)
2. T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of W2NE, NWNW, S2NW, N2SW, SWSW, NESE
3. T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of N2SE

For the purpose of:

1. To prohibit oil and gas activities within bighorn sheep habitat pending the outcome of the Moody Plateau Sheep study (bighorn sheep were identified as sensitive species). This area will be re-evaluated for leasing conditions when the sheep study is released in August 1996 (Forest Plan Amendment 30 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
2. To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbance to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
3. To maintain the existing roadless character of Bullion Butte, Kinley Plateau and Strom Hanson Inventoried Roadless Areas (Forest Plan Amendment 29 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer. On the lands described below:

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of N2N2, SWNE, S2NW, N2S2

For the purpose of:

To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-66**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of N2N2, SWNE, S2NW, N2S2, SWSW

For the purpose of:

To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-66**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of NENE, NENW, NESE

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri River (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-66**

### TIMING LIMITATION STIPULATION

No surface use is allowed in suitable habitat within 1 mile of sharptail grouse leks during the following time period (this stipulation does not apply to operation and maintenance of production facilities):

March 1 through June 15

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: W2SW; portions of NESW, NWSE

For the purpose of (reasons):

To minimize ground disturbances within sharptail grouse nesting habitat during spring and early summer in order to maximize annual production of young, and to protect nesting activities adjacent to nesting sites for the long-term maintenance of sharptail grouse populations in the area (Forest Plan, p. 19, Forest Plan Amendment 30; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Occupancy and use may be allowed provided that no surface disturbance occurs within the site boundaries of known sensitive and watch plan species populations.

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of N2SE

For the purpose of:

To protect known sensitive and watch plant species populations in order to prevent the species from becoming threatened or endangered (Forest Plan, p. 179 and 180; Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-66**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

1. T 138 N, R 102 W, 5th PM  
Sec. 14: SENE, SESW, S2SE (100%)
2. T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of SENE, SESW

For the purpose of:

1. To prohibit oil and gas activities within bighorn sheep habitat pending the outcome of the Moody Plateau Sheep study (bighorn sheep were identified as sensitive species). This area will be re-evaluated for leasing conditions when the sheep study is released in August 1996 (Forest Plan Amendment 30 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
2. To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbance to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-67**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 138 N, R 102 W, 5th PM  
Sec. 14: SESE; portions of SESW, SWSE
2. T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of S2SE

For the purpose of:

1. To maintain the existing roadless character of Bullion Butte, Kinley Plateau and Strom Hanson Inventoried Roadless Areas (Forest Plan Amendment 29 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
2. Avoidance of steep slopes exceeding 40 percent, and areas of mass slope failure. To protect soil resource from loss of productivity, and of water to prevent increased sedimentation due to failures of the overlying slopes (Forest Plan, p. 46, 47, 51, 55 and 59 and Southern Little Missouri and Cedar River National Grassland Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-67**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer. On the lands described below:

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of SENE, S2SE

For the purpose of:

To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-67**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of SENE, SESW, S2SE

For the purpose of:

To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-67**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of SESW, S2SE

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri River (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-67**

### TIMING LIMITATION STIPULATION

No surface use is allowed in suitable habitat within 1 mile of sharptail grouse leks during the following time period (this stipulation does not apply to operation and maintenance of production facilities):

March 1 through June 15

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 14: SESW; portions of SWSE

For the purpose of (reasons):

To minimize ground disturbances within sharptail grouse nesting habitat during spring and early summer in order to maximize annual production of young, and to protect nesting activities adjacent to nesting sites for the long-term maintenance of sharptail grouse populations in the area (Forest Plan, p. 19, Forest Plan Amendment 30; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-67**

### CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Occupancy and use may be allowed provided that no surface disturbance occurs within the site boundaries of known sensitive and watch plan species populations.

T 138 N, R 102 W, 5th PM  
Sec. 14: Portions of SENE

For the purpose of:

To protect known sensitive and watch plant species populations in order to prevent the species from becoming threatened or endangered (Forest Plan, p. 179 and 180; Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16 (1/90)

**11-99-67**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed in the bed of the Little Missouri River or within 1/4 mile of the high water mark of the river bank on adjacent Fee, State or Federal surface in order to access Federal minerals; or on Federal surface within the foreground viewshed of the Little Missouri River beyond the 1/4 mile corridor to access Federal minerals.

1. T 138 N, R 102 W, 5th PM (100%)  
Sec. 18: Lots 5, 11  
Sec. 30: Lots 4, 5, 8, 10
2. T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of Lot 11  
Sec. 30: Portions of Lot 5
3. T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of Lot 5  
Sec. 30: Portions of Lot 4

For the purpose of:

1. To meet the Visual Quality Objective (VQO) of Retention in the foreground viewshed of the Little Missouri River, and in consideration for the potential classification of the river under the Wild and Scenic Rivers Act (Forest Plan, p. 47, 50 and 55; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
2. Avoidance of steep slopes exceeding 40 percent, and areas of mass slope failure. To protect soil resource from loss of productivity, and of water to prevent increased sedimentation due to failures of the overlying slopes (Forest Plan, p. 46, 47, 51, 55 and 59 and Southern Little Missouri and Cedar River National Grassland Oil and Gas EIS, Appendix D).
3. To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbances to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 138 N, R 102 W, 5th PM  
Sec. 18: Lot 11; Portions of Lot 5  
Sec. 30: Lot 8

For the purpose of:

To Maintain a 1/2 mile (line of sight) no disturbance zone for nests which have been active within the previous 5 years in order to maintain the production potential of ferruginous hawks, identified as Category 2 species under the Endanger Species Act, and for the protection of golden eagles and prairie falcons, listed as Key Species in the Custer Forest Plan (Forest Plan, p. 19, Forest Plan Amendment 30, and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-68**

FS Parcel No. 138-102-010

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 138 N, R 102 w, 5th PM  
Sec. 18: Lot 5

For the purpose of:

To prohibit oil and gas activities within bighorn sheep habitat pending the outcome of the Moody Plateau Sheep study (bighorn sheep were identified as sensitive species). This area will be re-evaluated for leasing conditions when the sheep study is released in August 1996 (Forest Plan Amendment 30 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-68**

## CONTROLLED SURFACE USE STIPULATION

1. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 30: Portions of Lot 8

For the purpose of: To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

2. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 18: Lot 5, Lot 11  
Sec. 30: Lot 4, 5; portions of Lot 8

For the purpose of: To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Avoid the location of drill pads within the aquatic ecosystem, and avoid disturbance to the distinctive vegetative communities within the riparian ecosystem unless the authorizing officer determines, after analysis that alternate sites may be more damaging than occupying sites in this management area.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of Lot 5, 11  
Sec. 30: Portions of Lot 4, 5, 10

For the purpose of:

To protect the biological and hydrological features associated with riparian areas (Forest Plan Amendment 29, Forest Plan, p. 81, Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-68**

FS Parcel No. 138-102-010

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 138 N, R 102 W, 5th PM  
Sec. 18: Lot 5, 11

For the purpose of:

To provide maximum protection required for historical/traditional cultural use properties, (Forest Plan, p. 14-16, and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-68**

### TIMING LIMITATION STIPULATION

No surface use is allowed in suitable habitat within 1 mile of sharptail grouse leks during the following time period (this stipulation does not apply to operation and maintenance of production facilities):

March 1 through June 15

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 18: Lot 5, 11  
Sec. 30: Lot 10, portions of Lot 5

For the purpose of (reasons):

To minimize ground disturbances within sharptail grouse nesting habitat during spring and early summer in order to maximize annual production of young, and to protect nesting activities adjacent to nesting sites for the long-term maintenance of sharptail grouse populations in the area (Forest Plan, p. 19, Forest Plan Amendment 30; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-68**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

1. T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of E2NE
2. T 138 N, R 102 W, 5th PM  
Sec. 18: E2SE; portions of SENE

For the purpose of:

1. Avoidance of steep slopes exceeding 40 percent, and areas of mass slope failure. To protect soil resource from loss of productivity, and of water to prevent increased sedimentation due to failures of the overlying slopes (Forest Plan, p. 46, 47, 51, 55 and 59 and Southern Little Missouri and Cedar River National Grassland Oil and Gas EIS, Appendix D).
2. To Maintain a 1/2 mile (line of sight) no disturbance zone for nests which have been active within the previous 5 years in order to maintain the production potential of ferruginous hawks, identified as Category 2 species under the Endanger Species Act, and for the protection of golden eagles and prairie falcons, listed as Key Species in the Custer Forest Plan (Forest Plan, p. 19, Forest Plan Amendment 30, and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-69**

## CONTROLLED SURFACE USE STIPULATION

1. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer. On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of NENE

For the purpose of:

To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

2. Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities. On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of E2E2

For the purpose of:

To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 138 N, R 102 W, 5th PM  
Sec. 18: SENE, NESE; portions of NENE, SESE

For the purpose of:

To provide maximum protection required for historical/traditional cultural use properties, (Forest Plan, p. 14-16, and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-69**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed in the bed of the Little Missouri River or within 1/4 mile of the high water mark of the river bank on adjacent Fee, State or Federal surface in order to access Federal minerals; or on Federal surface within the foreground viewshed of the Little Missouri River beyond the 1/4 mile corridor to access Federal minerals.

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of E2E2

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention in the foreground viewshed of the Little Missouri River, and in consideration for the potential classification of the river under the Wild and Scenic Rivers Act (Forest Plan, p. 47, 50 and 55; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 18: Portions of E2E2

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri River (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-69**

Serial No. \_\_\_\_\_

### TIMING LIMITATION STIPULATION

No surface use is allowed in suitable habitat within 1 mile of sharptail grouse leks during the following time period (this stipulation does not apply to operation and maintenance of production facilities):

March 1 through June 15

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 18: E2E2

For the purpose of (reasons):

To minimize ground disturbances within sharptail grouse nesting habitat during spring and early summer in order to maximize annual production of young, and to protect nesting activities adjacent to nesting sites for the long-term maintenance of sharptail grouse populations in the area (Forest Plan, p. 19, Forest Plan Amendment 30; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D)

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-69**

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 138 N, R 102 W, 5th PM  
Sec. 22: SWNE
  
2. T 138 N, R 102 W, 5th PM  
Sec. 22: Portions of SWNE, NWNW, S2NW

For the purpose of:

1. To prohibit oil and gas activities within bighorn sheep habitat pending the outcome of the Moody Plateau Sheep study (bighorn sheep were identified as sensitive species). This area will be re-evaluated for leasing conditions when the sheep study is released in August 1996 (Forest Plan Amendment 30 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
  
2. To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbance to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-70**

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 138 N, R 102 W, 5th PM  
Sec. 22: Portions of W2NW
  
2. T 138 N, R 102 W, 5th PM  
Sec. 22: Portions of SWNE

For the purpose of:

1. To Maintain a 1/2 mile (line of sight) no disturbance zone for nests which have been active within the previous 5 years in order to maintain the production potential of ferruginous hawks, identified as Category 2 species under the Endanger Species Act, and for the protection of golden eagles and prairie falcons, listed as Key Species in the Custer Forest Plan (Forest Plan, p. 19, Forest Plan Amendment 30, and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
  
2. To prohibit disturbance within 1/4 mile of active grouse leks for the protection of sage grouse, listed as sensitive species, and sharptail grouse, listed as Management Indicator Species in the Custer Forest Plan (Forest Plan, p. 46 and 55, Forest Plan Amendment 30; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-70**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities. On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 22: Portions of SWNE, NWNW, S2NW

For the purpose of: To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-70**

Serial No. \_\_\_\_\_

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 22: Portions of SWNE, SENW

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri River (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-70**

### TIMING LIMITATION STIPULATION

No surface use is allowed in suitable habitat within 1 mile of sharptail grouse leks during the following time period (this stipulation does not apply to operation and maintenance of production facilities):

March 1 through June 15

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 22: SWNE, NWNW, S2NW

For the purpose of (reasons):

To minimize ground disturbances within sharptail grouse nesting habitat during spring and early summer in order to maximize annual production of young, and to protect nesting activities adjacent to nesting sites for the long-term maintenance of sharptail grouse populations in the area (Forest Plan, p. 19, Forest Plan Amendment 30; and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-15(1/90)

**11-99-70**

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other descriptions):

1. T 138 N, R 102 W, 5th PM  
Sec. 24: All (100%)
2. T 138 N, R 102 W, 5th PM  
Sec. 24: Portions of NE, N2NW, SENW, S2

For the purpose of:

1. To prohibit oil and gas activities within bighorn sheep habitat pending the outcome of the Moody Plateau Sheep study (bighorn sheep were identified as sensitive species). This area will be re-evaluated for leasing conditions when the sheep study is released in August 1996 (Forest Plan Amendment 30 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
2. To provide healthy, self-perpetuating plant communities in woody draws that will have optimum diversity and density of understory and overstory vegetation, and to minimize disturbance to the wildlife dependent upon this system (Forest Plan, p. 83-84, Forest Plan Amendment 13; Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

1. T 138 N, R 102 W, 5th PM  
Sec. 24: All (100%)
2. T 138 N, R 102 W, 5th PM  
Sec. 24: Portions of NWNE, SWNW

For the purpose of:

1. To maintain the existing roadless character of Bullion Butte, Kinley Plateau and Strom Hanson Inventoried Roadless Areas (Forest Plan Amendment 29 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).
2. Avoidance of steep slopes exceeding 40 percent, and areas of mass slope failure. To protect soil resource from loss of productivity, and of water to prevent increased sedimentation due to failures of the overlying slopes (Forest Plan, p. 46, 47, 51, 55 and 59 and Southern Little Missouri and Cedar River National Grassland Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-71**

Serial No. \_\_\_\_\_

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 138 N, R 102 W, 5th PM  
Sec. 24: Portions of NENE

For the purpose of:

To Maintain a 1/2 mile (line of sight) no disturbance zone for nests which have been active within the previous 5 years in order to maintain the production potential of ferruginous hawks, identified as Category 2 species under the Endanger Species Act, and for the protection of golden eagles and prairie falcons, listed as Key Species in the Custer Forest Plan (Forest Plan, p. 19, Forest Plan Amendment 30, and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-71**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include off-site production facilities, audio restrictions such as equipment mufflers, and gated access to minimize disturbance to key habitats for mule deer. On the lands described below:

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 24: Portions of N2

For the purpose of:

To minimize disturbance to areas known for their value to mule deer, such as areas of valuable vegetative diversity and seclusion. Mule deer are listed as Management Indicator Species (Forest Plan, p. 177-180, Forest Plan Amendment 30), and are associated with heads of canyons (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands Oil and Gas EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-71**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 24: Portions of All

For the purpose of:

To meet the Visual Quality Objective (VQO) of partial retention for foreground and middleground viewshed along the major NFS lands access routes (State Highways 12 and 85, Forest Roads 767, 772, 782, 783 and Forest Highway 3), and wildlife viewing route (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-71**

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with the surrounding topographic features, orienting the well pad/facilities to minimize size and movement, and using only standard size production facilities.

On the lands described below:

T 138 N, R 102 W, 5th PM  
Sec. 24: Portions of W2NW, N2SW, NWSE

For the purpose of:

To meet the Visual Quality Objective (VQO) of Retention for the middle and background viewsheds of the Little Missouri River (Forest Plan, p. 47 and 55 and Southern Little Missouri and Cedar River National Grasslands EIS, Appendix D).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-16(1/90)

**11-99-71**

### **NO SURFACE OCCUPANCY STIPULATION**

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

T 142 N, R 102 W, 5th PM  
Sec. 18: Portions of Lots 1-4, E2W2

For the purpose of:

To meet the goals and management standards for woody draws (Management Area N, Custer Forest Plan, pages 83-84, as amended); to provide healthy, self-perpetuating plant communities that will have optimum diversity and density of understory and overstory vegetation.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA - Forest Service

R1-FS-2820-14(1/90)

**11-99-72**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 10 S., R. 3 E., B.H.M.  
Sec. 13: SENE

For the purpose of (reasons):

To protect sharptail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-73**

United States Department of the Interior  
Bureau of Land Management  
Montana State Office

**TIMING LIMITATION STIPULATION**

Serial No.

Surface use is prohibited from March 1 - August 1, within 1/2 mile of raptor nest sites which have been active within the past 2 years. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

T. 10 S., R. 3 E., B.H.M.  
Sec. 31: SESE

For the purpose of (reasons):

To protect nest sites of raptors which have been identified as species of special concern in Montana, North or South Dakota.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING (September 1998)

**11-99-79**