



# United States Department of the Interior



BUREAU OF LAND MANAGEMENT  
Montana State Office  
5001 Southgate Drive  
Billings, Montana 59101-4669  
[www.blm.gov/mt](http://www.blm.gov/mt)

In Reply Refer To:

## Notice of Competitive Oil and Gas Lease Sale

**January 27, 2015**

The Montana State Office is holding a competitive oral sale of Federal lands in the State of North Dakota for oil and gas leasing. This notice contains a map of the general area of the parcel locations, a list of the parcel numbers, legal land descriptions, and corresponding stipulations. The list is also available on the Internet at: <http://blm.gov/6xld>

### **When and where will the sale take place?**

- When:** The competitive sale begins at 9:00 a.m. on Tuesday, January 27, 2015. The sale room opens at 8:00 a.m. for registration and assignment of bidder numbers.
- Where:** We will hold the sale at the Bureau of Land Management, Montana State Office, 5001 Southgate Drive, Billings, Montana. Parking is available.
- Access:** The sale room is accessible to persons with disabilities. If you need a sign language interpreter or materials in an alternate format, please tell us no later than one week before the sale. You may contact Mary Mack at 406-896-5090.

### **May I participate in a competitive oil and gas lease sale if my acreage holdings exceed the acreage limitations provided under 43 CFR 3101.2?**

No. Qualified individuals, associations, or corporations may only participate in a competitive lease sale and purchase Federal oil and gas leases from this office if such purchase will not result in exceeding the state limit of 246,080 acres of public domain lands and 246,080 acres of acquired lands (30 U.S.C. 184(d)). For the purpose of chargeable acreage limitations, you are charged with your proportionate share of the lease acreage holdings of partnerships or corporations in which you own an interest greater than 10 percent. The Energy Policy Act of 2005, effective August 8, 2005, provides that acreage holdings in the following leases are not chargeable: leases committed to a federally-approved unit agreement, cooperative plan, or communitization agreement, or for which royalty (including compensatory royalty or royalty-in-kind) was paid in the preceding calendar year. The acreage limitations and certification requirements apply for competitive oil and gas lease sales, noncompetitive lease offers, transfer of interest by assignment of record title or operating rights, and options to acquire interest in leases regardless of whether an individual, association, or corporation has received, under 43 CFR 3101.2-4, additional time to divest excess acreage acquired through merger or acquisition.

### **How do I participate in the bidding process?**

To participate in the bidding process, you must register to obtain a bidder number. If you are bidding for more than one party, you must register and obtain a separate bidder number for each company or individual you represent. We begin registering bidders at 8 a.m. on the day of the sale. You will be required to show a valid government-issued photo identification (ID) to verify your identity. If you do not provide a valid photo ID, you will not be allowed to register as a bidder and participate in the auction.

When you register to bid, we will ask you to sign a statement confirming:

- your bid is a good faith intention to acquire an oil and gas lease,
- you understand that any winning bid will constitute a legally binding commitment to accept the lease and pay monies owed,
- you acknowledge and understand it is a crime under 18 U.S.C. 1001 and 43 U.S.C. 1212 to knowingly and willfully make any false, fictitious or fraudulent statements or representations regarding your qualifications; bidder registration and intent to bid; acceptance of a lease; or payment of monies owed; and that any such offense may result in a fine or imprisonment for not more than 5 years or both, and,
- you acknowledge that you understand that it is a crime under 30 U.S.C. 195 (a) and (b) to organize or participate in any scheme to defeat provisions of the mineral leasing regulations. Any person who knowingly violates this provision will be punished by a fine of not more than \$500,000, imprisonment for not more than 5 years, or both.

If you, or the party you represent, owe the United States any monies that were due the day of a previous oil and gas lease auction conducted by any BLM office (the minimum monies owed the day of sale), you will not be allowed to register to bid at this lease sale. The Mineral Leasing Act requires that leases be issued to a “responsible qualified bidder” (30 U.S.C. 226(b)(1)(A)). Any bidder, or party represented by a bidding agent, that does not pay the minimum monies owed the day of the sale is not a “responsible qualified bidder” and will be barred from participating in any oil and gas lease auction nationwide until that debt to the United States is settled. In addition, if you or the party you represent defaults at any three sales conducted by any BLM office, you or the party you represent will be barred permanently from participating in any other BLM oil and gas lease sale auction.

### **What is the sale process?**

Starting at 9:00 a.m. on the day of the sale:

- the auctioneer will offer the parcels in the order shown on the attached list;
- registered bidders make oral bids on a per-acre basis for all acres in a parcel;
- the winning bid is the highest oral bid equal to or exceeding the minimum \$2.00 bid;
- the decision of the auctioneer is final; and
- names of high bidders (lessees) remain confidential until the results list is available.

### **How do I calculate my bonus bid for parcels where the U. S. only owns a fractional mineral interest?**

If the United States owns less than 100 percent of the oil and gas rights in a parcel, the parcel will reflect the percentage of interest the United States owns. You must calculate your bonus bid and advance rental payment on the **gross (total) acreage in the parcel**. For example, if the U.S. owns 50 percent of the oil and gas in a 100.48 acre parcel, the minimum bid is \$202 (101 acres x \$2) and the advance rental due is \$151.50 (101 acres x \$1.50).

### **What conditions apply to the lease sale?**

- **Parcel withdrawal or sale cancellation:** We reserve the right to withdraw any or all parcels before the sale begins. If we withdraw parcels or cancel a sale, we will post a notice in the Public Records and Information Center and announce the withdrawn parcels at the time of the sale.
- **Lease terms:** Leases issue for a primary term of 10 years. They continue beyond the primary term as long as the lease is producing in paying quantities or receiving production from another source. Rental is \$1.50 per acre for the first 5 years (\$2 per acre after that) until production begins. Once a lease is producing, we charge a royalty rate of 12.5 percent on the production removed or sold from the lease. There are other lease terms on the standard lease form (Form 3100-011, June 1988 or later edition).
- **Stipulations:** Some parcels are subject to surface use restrictions or other conditions affecting how you conduct operations on the lands. The stipulations become part of the lease and replace any inconsistent provisions of the lease form.

A library of the stipulations can be found online at: <http://blm.gov/fbkd>

- **Bid form:** On the day of the sale, successful bidders must submit a properly completed and signed competitive bid form (Form 3000-2, October 1989 or later edition) along with payment. **If you are using a machine duplicated copy of the electronic version, you must include both sides of the form.** The bid form is a legally binding offer to accept a lease and all its terms and conditions. When the prospective lessee or an authorized representative signs the bid form, it certifies that the lessee meets the conditions of 43 CFR 3102.5-2 and complies with 18 U.S.C. 1860, a law that prohibits unlawful combinations, intimidation of bidders, and collusion among bidders. Once you sign the form, you can't change it. We will not accept any bid form that has information crossed out or is otherwise altered. Successful bidders cannot withdraw their bids.

Fillable bid forms are available online at: <http://blm.gov/jwkd>

- **Payment is due on the day of the sale:** For each parcel you win, you must pay the minimum bonus bid of \$2 per acre or fraction of an acre, the first year's advance rental of \$1.50 per acre or fraction of an acre, and a non-refundable administrative fee of \$155. **You must pay these monies at the sale site by 4 p.m., January 27, 2015.**

The minimum monies owed on the day of the sale for a winning bid are monies owed to the United States (43 CFR 3120.5-2(b) and 43 CFR 3120.5-3(a)). If payment of the minimum monies owed the day of the sale is not received by the date and time above, the BLM will issue a bill for the monies owed. If payment is not received by the bill due date, a demand letter will be sent to you that will include additional fees. If payment is not received as requested by the demand letter, the U.S. will immediately pursue collection by all appropriate methods, and when appropriate, collect late fees, interest, administrative charges, and on past-due amounts assess civil penalties. "All appropriate methods" include, but are not limited to, referral to collection agencies and credit reporting bureaus; salary or administrative offset; offset of Federal and state payments, including goods or services; Federal and state tax refund offset; and retirement payment offset. Debts may be sent to the Internal Revenue Service and charged as income to you on Form 1099C, Cancellation of Debt (Federal Claims Collection Act of 1966, as amended; The Debt Collection Improvement Act of 1996; 31 CFR part 285).

- **Remaining balance due in our office by 4:00 p.m., February 10, 2015:** If you don't pay in full by this date, you lose the right to the lease and all the money you paid on the day of the sale.

We may offer any forfeited parcel(s) in a future sale.

- **Method of payment:**

- personal check;  
Make checks payable to: **Department of the Interior-BLM**. We can't accept cash. If we returned a previous check to you for insufficient funds, we will require a guaranteed payment, such as a cashier's check.
- cashier's check;
- money order; or
- credit card (VISA, MasterCard, American Express, or Discover).

**Effective June 30, 2012, the BLM will not accept credit card or debit card payments to the BLM for an amount greater than \$49,999.99. We also will not accept aggregated smaller amounts to bypass this requirement. We encourage you to make any payments of \$50,000.00 or more by automated Clearing House (ACH) or Fed Wire transfer.**

**We can't grant you any extension of time to pay the money due the day of the sale.**

- **Lease issuance:** After we receive the bid forms and all monies due, we can issue the lease. The lease effective date is the first day of the month following the month we sign it. We can issue the lease effective the first day of the month in which we sign it, if you submit a written request before we sign the lease.

#### **How can I find out the results of this sale?**

We post the sale results in our Information Access Center and on the Internet at:

<http://blm.gov/6xld>

You can buy a \$5 printed copy of the results list from the Information Access Center.

#### **How do I file a noncompetitive offer after the sale?**

Lands that do not receive a bid and are not subject to a pre-sale offer are available for a 2-year period beginning the day after the sale. To file a noncompetitive offer, you must submit:

- three copies of current lease form (Form 3100-11, July 2006 edition) with lands described as specified in our regulations at 43 CFR 3110.5. The lease form must contain the exact wording found on the current official form including the lease terms on pages two and three of the new form. It is not necessary for the offeror to attach page four of the new form which contains the General Instructions and Notices.
- \$405 nonrefundable administrative fee; and
- first year advance rental (\$1.50 per acre or fraction thereof).

Place offers filed on the day of the sale and the first business day after the sale in the drop box in the Information Access Center. We consider these offers simultaneously filed. When a parcel receives more than one filing by 4:00 p.m. on the day after the sale, we will hold a drawing to determine the winner. Offers filed after this time period receive priority according to the date and time of filing in this office. If we receive multiple offers on a single parcel, *we will hold the drawing on Thursday, January 29, 2015, at 1:00 p.m. at the MTSO Information Access Center.*

Oil and gas forms are available on the Internet at:

<http://www.blm.gov/noc/st/en/business/eForms.html>

**Where can I obtain information pertaining to the individual Forest Service Stipulations?**

The applicable Forest Service (FS) Environmental Impact Studies (EIS) describe stipulations for parcels located within the administrative boundary of the Forest Service units. The Geographic Information System (GIS) maps of the stipulations may be viewed at the following FS offices:

- The individual District Ranger Office identified in the stipulation listing included with this sale notice, or
- The individual Forest Supervisor Office identified in the stipulation listing included with this sale notice, or
- Forest Service, Rocky Mountain Regional Office, 740 Simms Street, Golden, Colorado.

**Where can I obtain information pertaining to the stipulations identified for BLM surface managed parcels?**

Contact the appropriate BLM Field Office if you need additional information regarding the identified stipulations, including the specific portion of a legal subdivision affected by a stipulation.

**May I protest BLM's decision to offer the lands in this Notice for lease?**

**Yes.** Under regulation 43 CFR 3120.1-3, you may protest the inclusion of a parcel listed in this sale notice. All protests must meet the following requirements:

- Protests must be filed within 30 calendar days of the posting date of the sale. We must receive a protest no later than close of business on November 28, 2014. The protest must also include any statement of reasons to support the protest and be signed by the submitter. We will dismiss a late-filed protest or a protest filed without a statement of reasons or signature.
- A protest must state the interest of the protesting party in the matter.
- You may file a protest either by mail, in hardcopy form or by telefax to 406-896-5292. You may not file a protest by electronic mail. We will dismiss a protest sent to a fax number other than the fax number identified or a protest filed by electronic mail.
- If the party signing the protest is doing so on behalf of an association, partnership or corporation, the signing party must reveal the relationship between them and be authorized to file a protest in the group's name.
- Please be advised that all protest information and correspondence shall be made publically available.

*Before including your address, phone number, e-mail address, or other personal identifying information in your comment, be advised that your entire comment – including your personal identifying information – may be made publicly available at any time. While you can ask us in your comment to withhold from public review your personal identifying information, we cannot guarantee that we will be able to do so.*

**May I appeal BLM's decision to deny my protest?**

**Yes.** An appeal from the State Director's decision must meet the requirements of Title 43 CFR §4.411 and Part 1840.

**If the BLM receives a timely protest of a parcel advertised on this Sale Notice, how does it affect bidding on the parcel?**

We will announce receipt of any protests at the beginning of the sale. We will also announce a decision to either withdraw the parcel or proceed with offering it at the sale.

**If I am the high bidder at the sale for a protested parcel, when will the BLM issue my lease?**

We will make every effort to decide the protest within 60 days after the sale. We won't issue a lease for a protested parcel until the State Director makes a decision on the protested parcel. If the State Director denies the protest, we will issue your lease concurrently with that decision.

**If I am the successful bidder of a protested parcel, may I withdraw my bid and receive a refund of my first year's rental and bonus bid?**

**No.** In accordance with BLM regulations (43 CFR 3120.5-3), you may not withdraw your bid.

**If BLM upholds the protest, how does that affect my competitive bid?**

If we uphold a protest and withdraw the parcel from leasing, we will refund your first year rental, bonus bid and administrative fee. If the decision upholding the protest results in additional stipulations, we will offer you an opportunity to accept or reject the lease with the additional stipulations prior to lease issuance. If you do not accept the additional stipulations, we will reject your bid and refund your first year rental, bonus bid and administrative fee.

**If BLM's decision to uphold the protest results in additional stipulations, may I appeal that decision?**

**Yes.** An appeal from the State Director's decision must meet the requirements of Title 43 CFR §4.411 and Part 1840.

**May I withdraw my bid if the protestor files an appeal?**

**No.** If the protestor appeals our decision to deny the protest, you may not withdraw your bid. We will issue your lease concurrently with the decision to deny the protest. If resolution of the appeal results in lease cancellation, we will authorize refund of the bonus bid, rentals and administrative fee if –

- there is no evidence that the lessee(s) derived any benefit from possession of the lease during the time they held it, and;
- there is no indication of bad faith or other reasons not to refund the rental, bonus bid and administrative fee.

**How do I nominate lands for future sales?**

You may (1) file an Expression of Interest, or (2) you may file a pre-sale offer.

**1. To file an Expression of Interest (EOI):**

An EOI must be made in writing (no specific form required) and either mailed, faxed or emailed to our office. **The BLM will publish EOI submissions received on or after January 1, 2014, on the website of the BLM State Office where the nominated parcel is located. EOI submitters who consider their name and address confidential should not include that information in their EOI. The BLM no longer requires submitters**

**of EOIs to provide their name or address. Submitters may still provide this information for contact purposes; however, the BLM will make this information available to the public.** Make certain your EOI contains a complete legal land description. If your EOI contains split estate lands, you must provide the name and address of the current surface owner(s). No filing fee is required.

When submitting an EOI, you are not required to provide your name, address or phone. You may still provide this information for contact purposes; however, this information will be available to the public. Additional information regarding EOIs can be found at the following website: <http://blm.gov/hbkd>

**2. To file a noncompetitive presale offer:**

Under regulations at 43 CFR 3110.1(a), you may file a noncompetitive pre-sale offer for lands that:

- are available; and
- have not been under lease during the previous 1-year period; or
- have not been in a competitive lease sale within the previous 2-year period.

Once we post a competitive sale notice you cannot file a pre-sale offer for lands shown on the notice.

To file a pre-sale offer, you must submit:

- three copies of current lease form (Form 3100-11, July 2006) with lands described as specified in our regulations at 43 CFR 3110.5. The lease form must contain the exact wording found on the current official form including the lease terms on pages two and three of the new form. It is not necessary for the offeror to attach page four of the new form which contains the General Instructions and Notices.;
- \$405 nonrefundable administrative fee; and
- first year advance rental (\$1.50 per acre or fraction thereof); and
- the name and address of surface owner(s) if any lands are split estate.

If we don't receive a bid at the sale for the parcel(s) contained in your presale offer, we will issue the lease. You may withdraw your offer prior to the date we sign your lease. The pre-sale offer is your consent to the terms and conditions of the lease, including any additional stipulations advertised in the Competitive Sale Notice.

**What are split estate lands?**

Split Estate lands are Federal minerals overlain with private surface. A Split Estate brochure is available at the Washington Office website: <http://blm.gov/jbkd>

The brochure outlines the rights, responsibilities, and opportunities of private surface owners and oil and gas operators in the planning, lease sale, permitting/development, and operations/production phases of the oil and gas program.

**If lands are split estate, how do I find the name and address of the current surface owner?**

Surface owner information can be found at the appropriate County Courthouse. Other options are:

The State of Montana hosts a website that you can use to determine the surface ownership for any parcels advertised on this list in Montana: <http://gis.mt.gov/>

For some counties in North Dakota, internet site [www.ndrin.com](http://www.ndrin.com) has available, for a

fee, real estate records. Go to “Land Records,” and in the second paragraph, select “click here” to see the list of participating counties.

The following is a website that has information available for lands in South Dakota—  
[www.beacon.schneidercorp.com](http://www.beacon.schneidercorp.com)

**Why am I required to provide the name and address of the surface owner with a nomination?**

The surface owner information is required to enable the BLM to notify private surface owners when Federal minerals underlying their surface are included in an oil and gas Notice of Competitive Lease Sale. The letters will provide surface owners with the notice of the scheduled auction as well as information about the BLM’s regulations and procedures concerning Federal oil and gas leasing and development on split estate lands.

**Who should I contact if I have a question regarding the competitive sale?**

For more information, contact Merry Prestridge at 406-896-5026.

**When is the next competitive oil and gas lease sale scheduled in Montana?**

We are tentatively holding our next competitive sale on May 6, 2015.

Kimberly Werven, Chief  
Fluids Adjudication Section

**- OFFICIAL POSTING DATE MUST BE ON OR BEFORE OCTOBER 29, 2014 -**

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 Montana State Office Information Access Center until the first business day following the completion of the sale will be rejected as unavailable for filing, per 43 CFR 3110.1(a)(ii).



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.**



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
**COMPETITIVE OIL AND GAS OR  
GEOTHERMAL RESOURCES LEASE BID**

Mineral Leasing Act of 1920 (30 U.S.C. 181 et seq.)  
Act for Acquired Lands of 1947 (30 U.S.C. 351-359)  
Geothermal Steam Act of 1970 (30 U.S.C. 1001-1025)  
Department of the Interior Appropriations Act, Fiscal Year 1981 (42 U.S.C. 6508)

State \_\_\_\_\_

Date of Sale \_\_\_\_\_

PARCEL NUMBER	AMOUNT OF BID <i>(see instructions below)</i>	
	TOTAL BID	PAYMENT SUBMITTED WITH BID
<b>THE BID IS FOR (check one):</b> <input type="checkbox"/> Oil and Gas Serial/Parcel No. _____		
<input type="checkbox"/> Geothermal Serial/Parcel No. _____		

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 3203.17. *(See details concerning lease qualifications on next page.)*

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 will result in rejection of the bid and forfeiture of all monies submitted.

\_\_\_\_\_  
Print or Type Name of Lessee

\_\_\_\_\_  
Address of Lessee

\_\_\_\_\_  
(City)                      \_\_\_\_\_  
(State)                      \_\_\_\_\_  
(Zip Code)

\_\_\_\_\_  
Signature of Lessee or Bidder

**INSTRUCTIONS**

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

1. Separate bid form for each lease/parcel is required. Identify by the serial/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: (1) for oil and gas leases in 43 CFR 3103.1-1; and (2) for geothermal resources leases in 43 CFR 3203.17. The remainder of the bonus bid, if any, must be submitted to the proper Bureau of Land Management (BLM) office within 10 working days for oil and gas, and 15 working days for geothermal, after the last day of the oral auction. **Failure to submit the remainder of the bonus bond within the statutory timeframe (or regulatory) will result in rejection or revocation, as appropriate, of the bid offer and forfeiture of all monies paid.**
3. If the 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 BLM.
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), the bidder may wish to leave the AMOUNT OF BID section blank so that final bid amount may be either completed by the bidder or the BLM at the oral auction.

**INSTRUCTIONS FOR NPR-A OIL AND GAS BID**

1. Separate bid form for each parcel is required. Identify the parcel by the number assigned to a tract.
2. Bid must be accompanied by one-fifth of the amount of the bid. The remittance must be in the form specified in 43 CFR 3132.2 for a NPR-A lease bid.
3. Mark the envelope "Bid for NPR-A Lease". Be sure correct parcel number of tract on which the 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 the 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 BLM.

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212 make 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.

## 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 the 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 this bid are in compliance with 43 CFR Groups 3000 and 3100 and the leasing authority 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 who is at least 18 years of age; an association of such citizens; a municipality; a corporation organized under the laws of the United States or of any State or Territory thereof; or a domestic governmental unit; and (2) Be in compliance with the acreage limitation requirements wherein the bidder's interests, direct and indirect, do not exceed 51,200 acres, and (3) Certify that all parties 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 authority cited herein.

## NOTICES

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 Resource 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

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

ROUTINE USES: (1) The adjudication of the bidder's rights 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.



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 200,000 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.**

Duly executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
(Signature of Lessee or Attorney-in-fact)

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Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212 make 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.

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#### LEASE TERMS

Sec. 1. Rentals--Rentals must 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 must be paid on the production allocated to this lease. However, annual rentals must continue to be due at the rate specified in (a), (b), or (c) rentals 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) must 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 must be paid to proper office of lessor. Royalties must 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 must be due and payable on the last day of the month following the month in which production occurred. When paid in kind, production must be delivered, unless otherwise agreed to by lessor, in merchantable condition on the premises where produced without cost to lessor. Lessee must not be required to hold such production in storage beyond the last day of the month following the month in which production occurred, nor must 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 must 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 will 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 must 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 must be filed and maintained for lease operations as required under regulations.

Sec. 4. Diligence, rate of development, unitization, and drainage - Lessee must exercise reasonable diligence in developing and producing, and must 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 must 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 must 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 must 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 must 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 must keep open at all reasonable times for inspection by any representative 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 must 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 must be maintained in lessee's accounting offices for future audit by lessor. Lessee must 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 will 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 must 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 must 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 must be conditioned so as to prevent unnecessary or unreasonable interference with rights of lessee.

Prior to disturbing the surface of the leased lands, lessee must 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 must immediately contact lessor. Lessee must 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 must include in any contract of sale of gas the provisions of this section.

Sec. 9. Damages to property - Lessee must pay lessor for damage to lessor's improvements, and must 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 must 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 must comply with section 28 of the Mineral Leasing Act of 1920.

Lessee must 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 must maintain segregated facilities.

Sec. 11. Transfer of lease interests and relinquishment of lease - As required by regulations, lessee must 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 will 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 must 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 will 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 will 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 will not prevent later cancellation for the same default occurring at any other time. Lessee will 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 will extend to and be binding upon, and every benefit hereof will inure to the heirs, executors, administrators, successors, beneficiaries, or assignees of the respective parties hereto.

A. General:

1. Page 1 of this form is to be completed only by parties filing for a noncompetitive lease. The BLM will complete page 1 of the form for all other types of leases.
2. Entries must be typed or printed plainly in ink. Offeror must sign Item 4 in ink.
3. An original and two copies of this offer must be prepared and filed in the proper BLM State Office. See regulations at 43 CFR 1821.2-1 for office locations.
4. If more space is needed, additional sheets must be attached to each copy of the form submitted.

B. Special:

Item 1 - Enter offeror's name and billing address.

Item 2 - Identify the mineral status and, if acquired lands, percentage of Federal ownership of applied for minerals. Indicate the agency controlling the surface of the land and the name of the unit or project which the land is a part. The same offer may not include both Public

Domain and Acquired lands. Offeror also may provide other information that will assist in establishing title for minerals. The description of land must conform to 43 CFR 3110. A single parcel number and Sale Date will be the only acceptable description during the period from the first day following the end of a competitive process until the end of that same month, using the parcel number on the List of Lands Available for Competitive Nominations or the Notice of Competitive Lease Sale, whichever is appropriate.

Payments: The amount remitted must include the filing fee and the first year's rental at the rate of \$1.50 per acre or fraction thereof. The full rental based on the total acreage applied for must accompany an offer even if the mineral interest of the United States is less than 100 percent. The filing fee will be retained as a service charge even if the offer is completely rejected or withdrawn. To protect priority, it is important that the rental submitted be sufficient to cover all the land requested. If the land requested includes lots or irregular quarter-quarter sections, the exact area of which is not known to the offeror, rental should be submitted on the basis of each such lot or quarter-quarter section containing 40 acres. If the offer is withdrawn or rejected in whole or in part before a lease issues, the rental remitted for the parts withdrawn or rejected will be returned.

Item 3 - This space will be completed by the United States.

#### NOTICES

The Privacy Act of 1974 and the regulations in 43 CFR 2.48(d) provide that you be furnished with the following information in connection with information required by this oil and gas lease offer.

AUTHORITY: 30 U.S.C. 181 et seq.; 30 U.S.C 351-359.

PRINCIPAL PURPOSE: The information is to be used to process oil and gas offers and leases.

ROUTINE USES: (1) The adjudication of the lessee's rights to the land or resources. (2) Documentation for public information in support of notations made on land status records for the management, disposal, and use of public lands and resources. (3) Transfer to appropriate Federal agencies when consent 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: If all the information is not provided, the offer may be rejected. See regulations at 43 CFR 3100.



**NORTH DAKOTA FIELD OFFICE**

PARCEL NUMBER	PARCEL DESCRIPTION	PARCEL STIPULATIONS
<p><b>01-15-01</b>  <b>NDM 107853</b>  <b>NDM 79010-AT</b></p>	<p>T. 148 N, R. 95 W, 5TH PM, ND                      SEC. 4 SWNW;                      SEC. 5 LOT 2;                      DUNN COUNTY                      62.85 AC                      PD</p> <p>This parcel is within Communitization Agreement (CA) NDM 105236 which includes the N2 of Section 5 and N2 of Section 6 and communitizes the Bakken Formation. The CA was effective November 17, 2012. These lands are committed to the CA, and joinder is not required. The CA operator may require the successful bidder to pay certain administrative and operating costs.</p>	<p><b>CR 16-1 (ALL LANDS)</b>  <b>CSU 12-5 (ALL LANDS)</b>  <b>LN 14-2 (ALL LANDS)</b>  <b>LN 14-12 (ALL LANDS)</b>  <b>LN 14-15 (ALL LANDS)</b>  <b>NSO 11-33 (ALL LANDS)</b>  <b>STD 16-3 (ALL LANDS)</b>  <b>TES 16-2 (ALL LANDS)</b>  <b>TL 13-15 (ALL LANDS)</b>  <b>TL 13-22 (ALL LANDS)</b>  <b>TL 13-23 (ALL LANDS)</b></p>
<p><b>01-15-02</b>  <b>NDM 107854</b>  <b>NDM 79010-AU</b></p>	<p>T. 148 N, R. 95 W, 5TH PM, ND                      SEC. 6 LOTS 4,6,7;                      SEC. 6 SESW, S2SE;                      DUNN COUNTY                      233.30 AC                      PD</p> <p>This parcel is within Communitization Agreement (CA) NDM 105236 which includes the N2 of Section 5 and N2 of Section 6 and communitizes the Bakken Formation. The CA was effective November 17, 2012. These lands are committed to the CA, and joinder is not required. The CA operator may require the successful bidder to pay certain administrative and operating costs.</p>	<p><b>CR 16-1 (ALL LANDS)</b>  <b>CSU 12-5 (ALL LANDS)</b>  <b>LN 14-2 (ALL LANDS)</b>  <b>LN 14-12 (ALL LANDS)</b>  <b>LN 14-15 (ALL LANDS)</b>  <b>NSO 11-33 (ALL LANDS)</b>  <b>STD 16-3 (ALL LANDS)</b>  <b>TES 16-2 (ALL LANDS)</b>  <b>TL 13-15 (ALL LANDS)</b>  <b>TL 13-22 (ALL LANDS)</b>  <b>TL 13-23 (ALL LANDS)</b></p>

**NORTH DAKOTA FIELD OFFICE**

PARCEL NUMBER	PARCEL DESCRIPTION	PARCEL STIPULATIONS
<p><b>01-15-03</b>  <b>NDM 107855</b>  <b>NDM 97300-3Y</b></p>	<p>T. 147 N, R. 97 W, 5TH PM, ND            SEC. 5 POR LOT 14 (1.35 AC);            SEC. 5 POR BED LTL MO RVR RIPAR                  TO LOT 14 (2.56 AC);            DUNN COUNTY            3.91 AC            PD</p> <p>This parcel is within Communitization Agreement (CA) NDM 102412 which includes the All of Section 5 and All of Section 8 and communitizes the Bakken Formation. The CA was effective September 30, 2010. These lands are committed to the CA, and joinder is not required. The CA operator may require the successful bidder to pay certain administrative and operating costs.</p>	<p><b>CR 16-1</b> (ALL LANDS)  <b>CSU 12-5</b> (ALL LANDS)  <b>LN 14-2</b> (ALL LANDS)  <b>LN 14-12</b> (ALL LANDS)  <b>NSO 11-33</b> (ALL LANDS)  <b>STD 16-3</b> (ALL LANDS)  <b>TES 16-2</b> (ALL LANDS)  <b>TL 13-15</b> (ALL LANDS)</p>
<p><b>01-15-04</b>  <b>NDM 107856</b>  <b>NDM 97300-39</b></p>	<p>T. 158 N, R. 99 W, 5TH PM, ND            SEC. 14 NE;            WILLIAMS COUNTY            160.00 AC  <b>50% U.S. MINERAL INTEREST 2/</b>  <b>ACQ</b></p>	<p><b>CR 16-1</b> (ALL LANDS)  <b>CSU 12-5</b> (ALL LANDS)  <b>LN 14-2</b> (ALL LANDS)  <b>LN 14-12</b> (ALL LANDS)  <b>LN 14-15</b> (ALL LANDS)  <b>NSO 11-33</b> (ALL LANDS)  <b>STD 16-3</b> (ALL LANDS)  <b>TES 16-2</b> (ALL LANDS)  <b>TL 13-15</b> (ALL LANDS)</p>
<p><b>01-15-05</b>  <b>NDM 107857</b>  <b>NDM 97300-38</b></p>	<p>T. 150 N, R. 104 W, 5TH PM, ND            SEC. 21 LOT 2;            MCKENZIE COUNTY            2.12 AC            PD</p>	<p><b>CR 16-1</b> (ALL LANDS)  <b>CSU 12-5</b> (ALL LANDS)  <b>LN 14-2</b> (ALL LANDS)  <b>LN 14-3</b> (ALL LANDS)  <b>NSO 11-33</b> (ALL LANDS)  <b>NSO 11-36</b> (ALL LANDS)  <b>STD 16-3</b> (ALL LANDS)  <b>TES 16-2</b> (ALL LANDS)  <b>TL 13-15</b> (ALL LANDS)  <b>BOR 17-1</b> (ALL BOR LANDS)  <b>BOR 17-2</b> (ALL BOR LANDS)</p>

<b>FOREST SERVICE</b>		
<b>PARCEL NUMBER</b>	<b>PARCEL DESCRIPTION</b>	<b>PARCEL STIPULATIONS</b>
<b>01-15-06</b> <b>NDM 107858</b> <b>NDM 97300-NM</b>	T. 147 N, R. 102 W, 5TH PM, ND SEC. 14 N2; SEC. 15 ALL; MCKENZIE COUNTY 960.00 AC ACQ	<b>DPG 13d (MCKENZIE RD) (ALL LANDS)</b> <b>DPG NSO 14-1</b> SEC. 14 PORTIONS OF N2; SEC. 15 PORTIONS OF ALL; <b>DPG NSO 14-5</b> SEC. 14 PORTIONS OF W2NW,SE;SENW; SEC. 15 S2NE,SE; PORTIONS OF N2NE, SENW,E2SW; <b>DPG CSU 16-2</b> SEC. 14 PORTIONS OF NENE,SWNE, NENW,SWNW; SEC. 15 PORTIONS OF ALL; <b>DPG TES 18a (ALL LANDS)</b>
<b>01-15-07</b> <b>NDM 107859</b> <b>NDM 97300-NN</b>	T. 147 N, R. 102 W, 5TH PM, ND SEC. 20 N2; MCKENZIE COUNTY 320.00 AC <b>95% U.S. MINERAL INTEREST 2/</b> ACQ	<b>DPG 13d (MCKENZIE RD) (ALL LANDS)</b> <b>DPG NSO 14-1</b> SEC. 20 PORTIONS OF NENE, NWNW,S2N2; <b>DPG CSU 16-2</b> SEC. 20 PORTIONS OF NWNW; <b>DPG TES 18a (ALL LANDS)</b>

### STATISTICS

Total North Dakota Field Office Parcels/Acreage	5	462.18
Total Forest Service Parcels/Acreage	2	1280.00
Total Parcels/Acreage	7	1742.18
No. of Parcels with Presale Offers	0	

### FOOTNOTES

- 1/ The exact metes and bounds description will be made a part of any lease issued for these lands.
  
- 2/ The United States has a fractional mineral interest. Rentals and the bonus bid are payable on the total gross acres. Royalties are payable on the net acres.
  
- 3/ In accordance with the Federal Property and Administrative Services Act of 1949, GSA surplus lands are available by competitive bid only. If no bids are received, they are not available for noncompetitive lease offer.
  
- 4/ All or part of the lands in this parcel contains a Railroad Right-Of-Way subject to leasing under the 1930 Right-Of-Way Leasing Act. Acreage within the Right-Of-Way will be excluded from the total acreage of this parcel and will be announced the day of the sale.

The following is a summary of oil and gas leasing stipulations and a brief description of each.

The list identifies which field office(s) each BLM stipulation is applicable to, based on the most recent planning documents for each office.

You may access the entire stipulation language in our online library at:

[http://www.blm.gov/mt/st/en/prog/energy/oil\\_and\\_gas/leasing/stipulations.html](http://www.blm.gov/mt/st/en/prog/energy/oil_and_gas/leasing/stipulations.html)

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
<b>Bureau of Land Management</b>		
<b>CR 16-1</b>	<b>CULTURAL RESOURCES LEASE STIPULATION</b> This lease may be found to contain historic properties and/or resources protected under the National Historic Preservation Act (NHPA), American Indian Religious Freedom Act, Native American Graves Protection and Repatriation Act, E.O. 13007, or other statutes and executive orders. The BLM will not approve any ground disturbing activities that may affect any such properties or resources until it completes its obligations under applicable requirements of the NHPA and other authorities.	All Offices
<b>CSU 12-1</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer.	Billings, Miles City, South Dakota, Dillon
<b>CSU 12-2</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Prior to surface disturbance, a surface use plan of operations (SUPO) for oil and gas activities must be approved for black-footed ferret reintroduction areas by the authorized officer in consultation with the U.S. Fish and Wildlife Service.	Billings, Miles City, South Dakota
<b>CSU 12-3</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: 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 of 1973.	Billings, Miles City, South Dakota
<b>CSU 12-4</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: All surface-disturbing activities, semi-permanent and permanent facilities in Visual Resource Management (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 of the area.	Billings, Miles City, South Dakota
<b>CSU 12-5</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: No disturbance of riparian areas of wetlands, intermittent, ephemeral, or perennial streams and rivers would be allowed except for essential road and utility crossings.	North Dakota
<b>CSU 12-6</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Operations within Special Recreation Management Areas (SRMAs) must be conducted in a manner that minimizes encounters and conflicts with recreation users. Proposed activities may not alter or depreciate important recreational values located outside of developed areas but within the SRMA boundary.	Dillon
<b>CSU 12-7</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Oil and gas activities will comply with all motorized vehicle use and travel plan	Dillon

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	restrictions, including seasonal restrictions and areas closed to motorized travel.	
CSU 12-8	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: An inventory of the leased lands may be required prior to surface disturbance to determine if cultural resources or paleontological localities are present and to identify needed mitigation measures.	Dillon, Butte
CSU 12-9	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: In areas known to have a high potential for containing significant paleontological resources, the lessee may be required to conduct a paleontological inventory prior to any surface disturbance. If inventory is required, the lessee must engage the services of a qualified paleontologist, acceptable to the Surface Managing Agency, to conduct the inventory. An acceptable inventory report is to be submitted to the BLM for review and approval at the time a surface-disturbing plan of operations is submitted.	Dillon
CSU 12-10	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: All surface disturbing activities and construction of semi-permanent and permanent facilities in Visual Resource Management (VRM) Class II, III, and IV areas may require special design including location, painting, and camouflage to blend with the natural surroundings and meet the visual quality objectives for each respective class.	Dillon, Butte
CSU 12-11	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: A field inspection will be conducted for special status plant species by the lessee prior to any surface disturbance. A list of special status plant species and any known populations or suitable habitat will be provided after the issuance of the lease. Plant species on the list are subject to change over time as new information becomes available. Plant inventories must be conducted at the time of year when the target species are actively growing and flowering. An acceptable report must be provided to the BLM documenting the presence or absence of special status plants in the area proposed for surface disturbing activities. The findings of this report may result in restrictions to the operator's plans or may preclude use and occupancy.	Dillon, Butte
CSU 12-12	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraints: The lease area may now or hereafter contain plants, animals, or their habitats determined to be threatened, endangered, or other special status species. The BLM may recommend modifications to exploration and development proposals to further its conservation and management objective to avoid BLM-approved activity that will contribute to a need to list such a species or their habitat. The BLM may require modifications to or disapprove proposed activity that is likely to result in jeopardy to the continued existence of a proposed or listed threatened or endangered species or result in the destruction or adverse modification of a designated or proposed critical habitat. The BLM will not approve any ground-disturbing activity that may affect any such species or requirements of the Endangered Species Act as amended, 16 U.S.C. § et seq., including completion of any required procedure for conference or consultation.	Dillon, Butte
CSU 12-13	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Activities within one-half mile of streams containing 90% up to 99% genetically pure westslope cutthroat trout may be relocated, require special design, or require on and off site mitigation measures to prevent impacts to sensitive trout populations.	Dillon
CSU 12-18	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Prior to surface disturbance on areas of active mass wasting, unstable land areas, or slopes greater than 30 on non-Boulder Batholith soils or 20 percent on Boulder Batholith	Butte

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	soils, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished: <ul style="list-style-type: none"> <li>•site productivity will be restored.</li> <li>•surface runoff will be adequately controlled.</li> <li>•off-site areas will be protected from accelerated soil erosion.</li> <li>•surface disturbing activities will not be conducted during wet periods.</li> </ul>	
<b>CSU 12-19</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Operations within Special Recreation Management Areas (SRMAs) must be conducted within a manner that minimizes encounters and conflicts with recreation users. Proposed activities may not alter or depreciate important recreational values located within the SRMA boundary.	Butte
<b>CSU 12-20</b>	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraint: Prior to undertaking any surface-disturbance activities on lands covered by this lease, the lessee or operator, unless notified by the contrary by the BLM, shall: <ol style="list-style-type: none"> <li>1. Contact the BLM to determine if a site specific vertebrate paleontological inventory is required. If it is required, the operator must engage the services of a qualified paleontologist, acceptable to the BLM, to conduct the inventory. An acceptable inventory report is to be submitted to the BLM for review and approval at the time a surface-disturbing plan of operation is submitted.</li> <li>2. Implement mitigation measures required by the BLM to preserve, avoid or recover vertebrate paleontological resources. Mitigation may include relocation of proposed facilities or other protective measures. All cost associated with the inventory and mitigation will be borne by the lessee or operator.</li> <li>3. The lessee or operator shall immediately bring to the attention of the BLM any vertebrate paleontological resources discovered as a result of surface operations under this lease and shall leave such discoveries intact until directed to proceed by the BLM.</li> </ol>	South Dakota
<b>LN 14-1</b>	<b>LEASE NOTICE</b> Land Use Authorizations incorporate specific surface land uses allowed on Bureau of Land Management (BLM) administered lands by authorized officers and those surface uses acquired by the BLM on lands administered by other entities. These BLM authorizations include rights-of-way, leases, permits, conservation easements, and recreation and public purpose leases and patents.	Billings, Miles City, South Dakota
<b>LN 14-2</b>	<b>LEASE NOTICE CULTURAL RESOURCES</b> The Surface Management Agency is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures.	Billings, Miles City, South Dakota, North Dakota
<b>LN 14-3</b>	<b>LEASE NOTICE</b> The lessee or operator shall immediately bring to the attention of the Surface Management Agency (SMA) any paleontological resources or any other objects of scientific interest discovered as a result of approved operations under this lease, and shall leave such discoveries intact and undisturbed until directed to proceed by the SMA.	Dillon
<b>LN 14-4</b>	<b>LEASE NOTICE</b> Portions of the lands in this parcel are occupied by a cemetery. As per the Standard Stipulation (May 2001) attached to this lease, occupancy will be excluded from the cemetery and a 300 foot buffer zone around the cemetery.	Malta, Glasgow
<b>LN 14-5</b>	<b>LEASE NOTICE CULTURAL RESOURCES</b> An inventory of the lease lands may be required prior to surface disturbance to determine if cultural resources are present and to identify needed mitigation measures.	Dillon
<b>LN 14-7</b>	<b>LEASE NOTICE</b>	Havre

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	<p>This parcel contains the following occupancy exclusions:</p> <ol style="list-style-type: none"> <li>1. Exploration and development activity must be conducted with roads constructed to an appropriate standard no higher than necessary to accommodate the intended use.</li> <li>2. Anti-raptor perch devices are required on all aboveground structures.</li> <li>3. U.S. Fish and Wildlife Service (FWS) staff responsible for the management of the Creedman Coulee National Wildlife Refuge will be notified of any exploration and development proposals by the Bureau of Land Management. This notice is necessary to provide the FWS an opportunity to participate in the evaluation of any proposed activity on the lease, including on-site inspections before site preparation occurs.</li> </ol>	
<b>LN 14-8</b>	<p><b>LEASE NOTICE</b>  Cultural sites are located in the _____, Sec. __ T. , R. . This parcel is located adjacent to the Lake Mason National Wildlife Refuge. In accordance with 43 CFR 3101.1-2, additional mitigation may be required in regard to exploration and development.</p>	Billings
<b>LN 14-9</b>	<p><b>LEASE NOTICE CULTURAL RESOURCES</b>  The lease is located adjacent to known sacred sites and historic properties, and contains high potential for National Register eligible historic and cultural properties. Lessees are notified that archaeological resource inventory and mitigation costs may be high within this area. A cultural plan of operations will be developed in consultation with the Billings Field Office (FO) and must be approved before field development takes place. All surface use plans will be presented to the Billings FO archaeologist for approval.</p>	Billings
<b>LN 14-10</b>	<p><b>LEASE NOTICE BLOCK MOUNTAIN GEOLOGIC AREA</b>  The Block Mountain Geologic Area has been designated an area of critical environment concern (ACEC). As a result, special mitigation measures may be applied to any applications for permit to drill (APDs).</p>	Dillon
<b>LN 14-11</b>	<p><b>LEASE NOTICE GREATER SAGE-GROUSE HABITAT</b>  The lease may in part, or in total, contain important Greater Sage-Grouse habitats as identified by the BLM, either currently or prospectively. The operator may be required to implement specific measures to reduce impacts of oil and gas operations on the Greater Sage-Grouse populations and habitat quality. Such measures shall be developed during the application for permit to drill on-site and environmental review process and will be consistent with the lease rights granted.</p>	All Offices
<b>LN 14-12</b>	<p><b>LEASE NOTICE PALEONTOLOGICAL RESOURCE INVENTORY REQUIREMENT</b>  This lease has been identified as being located within geologic units rated as being moderate to very high potential for containing significant paleontological resources. The locations meet the criteria for Class 3, 4 and/or 5 as set forth in the Potential Fossil Yield Classification System, WO IM 2008-009, Attachment 2-2. The BLM is responsible for assuring that the leased lands are examined to determine if paleontological resources are present and to specify mitigation measures. Guidance for application of this requirement can be found in WO IM 2008-009 dated October 15, 2007, and WO IM 2009-011 dated October 10, 2008.  Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or project proponent shall contact the BLM to determine if a paleontological resource inventory is required. If an inventory is required, the lessee or project proponent will complete the inventory subject to the following:</p> <ul style="list-style-type: none"> <li>• the project proponent must engage the services of a qualified paleontologist, acceptable to the BLM, to conduct the inventory.</li> <li>• the project proponent will, at a minimum, inventory a 10-acre area or larger to incorporate possible project relocation which may result from environmental or other resource considerations.</li> <li>• paleontological inventory may identify resources that may require mitigation</li> </ul>	All Offices



Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	to the satisfaction of the BLM as directed by WO IM 2009-011.	
<b>LN 14-13</b>	<p><b>LEASE NOTICE GRASSLAND / WETLAND EASEMENT</b></p> <p>The lease parcel is encumbered with a U.S. Fish and Wildlife Service wetland and/or grassland easement to restrict draining, burning, filling, or leveling of wetlands and/or protection of grassland depending on the specific easement. The operator may be required to implement specific measures to reduce the impacts of oil and gas operations on wetlands or grasslands on easements. Additional measures may be developed during the application for permit to drill during the on-site inspection as well as the environmental review process, consistent with the lease rights granted and in accordance with 43 CFR 3101.1-2.</p>	North Dakota
<b>LN 14-14</b>	<p><b>LEASE NOTICE CULTURAL VISUAL SETTING</b></p> <p>The lease is located adjacent to known historic properties that are or may be eligible for listing on the National Register of Historic Places (NRHP). The lease may in part or whole contribute to the importance of the historic properties and values, and listing on the NRHP. The operator may be required to implement specific measures to reduce impacts of oil and gas operations on historic properties and values. These measures may include, but are not limited to, project design, location, painting and camouflage. Such measures shall be developed during the on-site inspection and environmental review of the application for permit to drill (APD), and shall be consistent with lease rights.</p> <p>The goal of this Lease Notice is to provide information to the lessee and operator that would help design and locate oil and gas facilities to preserve the integrity and value of historical properties that are or may be listed on the National Register of Historic Places.</p> <p>This notice is consistent with the present Montana guidance for cultural resource protection related to oil and gas operations (NTL-MSO-85-1).</p>	Miles City
<b>LN 14-15</b>	<p><b>LEASE NOTICE SPRAGUE'S PIPIT</b></p> <p>The lease area may contain habitat for the federal candidate Sprague's pipit. The operator may be required to implement specific measures to reduce impacts of oil and gas operations on Sprague's pipits, their habitat and overall population. Such measures would be developed during the application for permit to drill and environmental review processes, consistent with lease rights.</p> <p>If the U.S. Fish and Wildlife Service lists the Sprague's pipit as threatened or endangered under Endangered Species Act, the BLM would enter into formal consultation on proposed permits that may affect the Sprague's pipit and its habitat. Restrictions, modifications, or denial of permits could result from the consultation process.</p>	Billings, Miles City, South Dakota, North Dakota, Malta, Havre, Glasgow
<b>MT 15-1</b>	<p><b>DRAINAGE</b></p> <p>All of the lands contained in this lease are subject to drainage by a well located adjacent to the lease. The lessee shall, within 60 days of lease issuance, notify the field office of its plans to protect the lease from drainage or alternatively demonstrate to the authorized officer that a protective well would have little or no chance of producing in paying quantities.</p>	All Offices
<b>NSO 11-1</b>	<p><b>NO SURFACE OCCUPANCY STIPULATION</b></p> <p>No surface occupancy, use or directional drilling is allowed within the boundaries of existing coal leases.</p>	Billings, Miles City, South Dakota
<b>NSO 11-2</b>	<p><b>NO SURFACE OCCUPANCY STIPULATION</b></p> <p>No surface occupancy or use is allowed within riparian areas, 100-year flood plains of major rivers, and on water bodies and streams.</p>	Billings, Miles City, South Dakota, Dillon, Butte
<b>NSO 11-3</b>	<p><b>NO SURFACE OCCUPANCY STIPULATION</b></p> <p>No surface occupancy or use is allowed in the designated Bighorn Sheep Range.</p>	Miles City
<b>NSO 11-4</b>	<p><b>NO SURFACE OCCUPANCY STIPULATION</b></p>	Billings, Miles

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	No surface occupancy or use is allowed within one-quarter mile of grouse leks.	City, South Dakota, Dillon, Butte
NSO 11-5	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-quarter mile of designated reservoirs with fisheries.	Billings, Miles City, South Dakota
NSO 11-6	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of known bald eagle nest sites which have been active within the past seven years and within bald eagle nesting habitat in riparian areas.	Billings, Miles City, South Dakota, Dillon
NSO 11-7	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one mile of identified peregrine falcon nesting sites.	Billings, Miles City, South Dakota, Dillon, Butte
NSO 11-8	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of known ferruginous hawk nest sites which have been active within the past two years.	Billings, Miles City, South Dakota
NSO 11-9	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-quarter mile of wetlands identified as piping plover habitat.	Billings, Miles City, South Dakota
NSO 11-10	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-quarter mile of wetlands identified as interior least tern habitat.	Billings, Miles City, South Dakota
NSO 11-11	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within sites or areas designated for conservation use, public use, or sociocultural use.	Billings, Miles City, South Dakota, Dillon
NSO 11-12	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within designated paleontological sites. -----	Miles City, South Dakota
	No surface occupancy or use is allowed within known paleontological sites. -----	Dillon
	No surface occupancy or use is allowed within known or designated paleontological sites.	Billings
NSO 11-13	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within developed recreation areas and undeveloped recreation areas receiving concentrated public use.	Billings, Miles City, South Dakota, Dillon
NSO 11-14	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed in Visual Resource Management Class (VRM) I areas (i.e., wilderness, wild and scenic rivers, etc.).	Miles City
NSO 11-15	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the boundary of State Game Ranges administered by the Fish, Wildlife and Parks.	Dillon, Butte
NSO 11-16	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of North American Wetland Conservation Act/Intermountain Joint Venture (NAWCA/IMWJV) wetland projects.	Dillon
NSO 11-17	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of ferruginous hawk nest sites.	Dillon, North Dakota
NSO 11-18	<b>NO SURFACE OCCUPANCY STIPULATION</b>	Dillon, Butte

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	No surface occupancy or use is allowed within one-half mile from centerline of stream containing known populations of 99 to 100% genetically pure westslope cutthroat trout.	
NSO 11-19	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile from centerline of occupied or influencing habitat for fluvial and adfluvial arctic grayling, including the North Fork of the Big Hole River, the Big Hole, the Beaverhead and Ruby Rivers, and tributaries to Upper Red Rock Lake.	Dillon, Butte
NSO 11-20	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile from the centerline of Class 1 fishery streams (Blue Ribbon trout streams).	Dillon, Butte
NSO 11-21	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of developed recreation sites.	Dillon
NSO 11-22	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within, and for a distance of 300 feet from the boundaries of cultural properties and archaeological/historic districts determined to be eligible or potentially eligible to the national register of historic places. This includes cultural properties designated for conservation use, scientific use, traditional use, public use and experimental use.	Dillon
NSO 11-23	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of the boundaries of cultural properties determined to be of particular importance to Native American groups, determined to be traditional cultural properties, and/or designated for traditional use. Such properties include (but are not limited to) burial locations, plant gathering locations and areas considered sacred or used for religious purposes.	Dillon, Butte
NSO 11-24	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-quarter mile of special status plants or populations.	Dillon, Butte
NSO 11-25	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed on areas of active mass movement (landslides).	Dillon
NSO 11-26	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of designated National Historic Trails.	Dillon, Butte
NSO 11-27	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of the Continental Divide National Scenic Trail.	Dillon, Butte
NSO 11-28	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed on recreation and public purposes leases and patents and on leases and permits authorized under regulations found at 43 CFR 2920.	Dillon, Butte
NSO 11-29	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the Beaverhead Rock, Muddy-Big Sheep Creek and Everson Creek ACECs.	Dillon
NSO 11-30	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the Centennial Sandhills ACEC and within one mile of special status plants that are contained within the Centennial Sandhills ACEC.	Dillon
NSO 11-31	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the Bighorn Sheep core areas in the Hidden Pasture Area and the Greenhorn Mountains reintroduction area.	Dillon
NSO 11-33	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 200 feet of wetlands, lakes, and ponds.	North Dakota

<b>Stipulation Number</b>	<b>Stipulation Name/Brief Description</b>	<b>Field Office(s)</b>
NSO 11-34	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of Prairie Falcon nests known to have been occupied at least once within the seven previous years.	North Dakota
NSO 11-35	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-fourth mile of active sage grouse strutting grounds.	North Dakota
NSO 11-36	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed in the floodplain of the Yellowstone River.	North Dakota
NSO 11-37	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 200 feet of wetlands, lakes or ponds.	North Dakota
NSO 11-38	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of golden eagle nests known to have been occupied at least once within the seven previous years.	North Dakota
NSO 11-39	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed on lands within the floodplain of the Missouri River .	North Dakota
NSO 11-40	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed in a visible area within a 3.5 mile radius of the Fort Union Historic Site.	North Dakota
NSO 11-41	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 1,000 feet of wetlands, lakes or ponds.	Havre
NSO 11-42	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the bighorn sheep core areas.	Butte
NSO 11-43	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-fourth mile of developed recreation sites, regardless of administering agency.	Butte
NSO 11-44	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of bald eagle nest sites and within bald eagle nesting habitat in riparian areas.	Butte
NSO 11-45	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the boundary of the Recovery Zone for Grizzly Bears.	Butte
NSO 11-46	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the boundary of any prairie dog town.	Butte
NSO 11-47	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile from centerline of streams containing known populations of bull trout.	Butte
NSO 11-48	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile from centerline of streams containing known populations of 90-100% genetically pure Yellowstone cutthroat trout.	Butte
NSO 11-49	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile from centerline of streams that are identified by the BLM as having high restoration potential for westslope cutthroat trout, Yellowstone cutthroat trout, arctic grayling and/or bull trout.	Butte
NSO 11-50	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed in the following municipal watersheds: Missouri River Siphon, Tenmile Creek Drainage, Big Hole River Intake, and Moulton Reservoir.	Butte
NSO 11-51	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile from centerline of stream containing known populations of 90-99% genetically pure westslope cutthroat trout.	Butte
NSO 11-52	<b>NO SURFACE OCCUPANCY STIPULATION</b>	Butte

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	No surface occupancy or use is allowed within 300 feet of site boundaries and/or districts eligible for or listed on the National Register of Historic Places.	
NSO 11-53	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile either side of the active river channel. This would apply to the following river segment lengths: 3.1 miles of the Upper Missouri River and 2.6 miles of Muskrat Creek.	Butte
NSO 11-54	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within one-half mile of ferruginous hawk nest sites which have been active within the past five years.	Butte
NSO 11-55	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed on lands acquired with Land and Water Conservation Funds.	Butte
NSO 11-56	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the Makoshika State Park and surrounding area of management concern except on designated sites identified in the 1999 Decision Record for Oil and Gas Leasing in the Makoshika State Park Area of Management Concern.	Miles City
NSO 11-57	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the Terry Badlands limber pine areas.	Miles City
NSO 11-58	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed in Finger Buttes ACEC.	Miles City
NSO 11-59	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed on lands administered by the U.S. Fish and Wildlife Service (FWS) within a designated waterfowl production area or National Wildlife Refuge. These lands are managed for the purpose of protecting migratory birds, waterfowl habitat and/or wetland values suitable for breeding waterfowl and other migratory birds.	North Dakota
Standard 16-3	<b>STANDARD LEASE STIPULATION</b> <b>ESTHETICS</b> --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). <b>EROSION CONTROL</b> --Surface-disturbing activities may be prohibited during muddy and/or wet soil periods. <b>CONTROLLED OR LIMITED SURFACE USE STIPULATION</b> --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 <b>if absolutely necessary</b> , 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:	Lewistown, Havre, Glasgow, Malta, North Dakota

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	<ul style="list-style-type: none"> <li>• 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.</li> <li>• 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.</li> <li>• 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.</li> <li>• 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.</li> <li>• Seasonal road closures, roads for special uses, specified roads during heavy traffic periods and on areas having restrictive off-road vehicle designations.</li> <li>• On slopes over 30 percent or 20 percent on extremely erodible or slumping soils.</li> </ul> <p><b>APPLICATIONS FOR PERMIT TO DRILL (APDs)</b>--The appropriate 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 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 field offices in which the operations are proposed. Early coordination with these offices on proposals is encouraged.</p> <p><b>CULTURAL AND PALEONTOLOGICAL RESOURCES</b>--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:</p> <ul style="list-style-type: none"> <li>• Contact the appropriate SMA to determine if a site-specific cultural resource inventory is required. If an inventory is required, then:</li> <li>• 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.</li> <li>• 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.</li> </ul> <p>The 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.</p> <p><b>ENDANGERED OR THREATENED SPECIES</b>--The SMA is responsible for</p>	

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	<p>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.</p> <p>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.</p>	
<b>TES 16-2</b>	<p><b>ENDANGERED SPECIES ACT SECTION 7 CONSULTATION STIPULATION</b>  The lease area may now or hereafter contain plants, animals or their habitats determined to be threatened, endangered or other special status species. BLM may recommend modifications to exploration and development, and require modifications to or disapprove proposed activity that is likely to result in jeopardy to proposed or listed threatened or endangered species or designated or proposed critical habitat.</p>	All Offices
<b>TL 13-1</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed within crucial winter range for wildlife for the time period December 1 to March 31 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. This stipulation does not apply to operation and maintenance of production facilities.</p>	Billings, Miles City, South Dakota
<b>TL 13-2</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed within established spring calving range for elk for the time period April 1 to June 15 to protect elk spring calving range from disturbance during the spring use season, and to facilitate long-term maintenance of wildlife populations. This stipulation does not apply to operation and maintenance of production facilities.</p>	Billings, Miles City, South Dakota
<b>TL 13-3</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed from March 1 to June 15 in grouse nesting habitat within two miles of a lek. This stipulation does not apply to operation and maintenance of production facilities.</p>	Billings, Miles City, South Dakota
<b>TL 13-4</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed within one-half mile of raptor nest sites which have been active within the past two years during the time period March 1 to August 1 to protect nest sites of raptors which have been identified as species of special concern. This stipulation does not apply to operation and maintenance of production facilities.</p>	Billings, Miles City, South Dakota
<b>TL 13-5</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed within one-half mile of occupied ferruginous hawk nests known to be occupied at least once within the seven previous years from March 15 to July 15 to protect ferruginous hawk nesting. This stipulation does not apply to operation and maintenance of production facilities.</p>	North Dakota
<b>TL 13-6</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed from March 1 through June 30 in nesting and early brood-rearing habitat (defined as within three miles of leks). This stipulation does not apply to operation and maintenance of production facilities.</p>	Dillon
<b>TL 13-7</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed from December 1 through May 15 within big game winter/spring range for wildlife. This stipulation does not apply to operation and maintenance of production facilities.</p>	Dillon
<b>TL 13-8</b>	<p><b>TIMING LIMITATION STIPULATION</b>  No surface use is allowed from April 1 through June 30 in elk calving/big game</p>	Dillon

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	birthing areas to protect mule deer, elk, antelope and moose birthing areas from disturbance and facilitate long-term maintenance of wildlife populations. This stipulation does not apply to operation and maintenance of production facilities.	
TL 13-9	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from November 1 through June 30 in bighorn rutting, winter and lambing habitat to protect the habitat from disturbance and facilitate long-term maintenance of bighorn sheep populations. This stipulation does not apply to operation and maintenance of production facilities.	Dillon, Butte
TL 13-10	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from February 1 through August 31 in a one mile radius around bald eagle nest sites/breeding habitat to protect nesting sites and/or breeding habitat in accordance with the Endangered Species Act and the Montana Bald Eagle Management Plan. This stipulation does not apply to operation and maintenance of production facilities.	Dillon
TL 13-11	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from March 1 through July 31 within one-half mile of raptor nest sites which have been active within the past five years. This stipulation does not apply to operation and maintenance of production facilities.	Dillon
TL 13-12	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from April 1 through August 31 within one-half mile of waterfowl production and molting areas to protect these areas from disturbance and facilitate long-term maintenance of waterfowl populations. This stipulation does not apply to operation and maintenance of production facilities.	Dillon
TL 13-13	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from March 1 through August 31 within one mile of ferruginous hawk nest sites that have been active within the past five years. This stipulation does not apply to operation and maintenance of production facilities.	Dillon
TL 13-14	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from December 1 through May 15 within winter and spring range for sage grouse. This stipulation does not apply to operation and maintenance of production facilities.	Dillon, Butte
TL 13-15	<b>TIMING LIMITATION STIPULATION</b> No seismic exploration is allowed within 500 feet of waterfowl nesting habitat from March 1 through July 1 to protect nesting waterfowl. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-16	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed within one-half mile of occupied prairie falcon nests from March 15 through July 15 to protect prairie falcon nesting. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-17	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed within two miles of active strutting grounds from March 1 to June 15 to protect sage grouse strutting activities. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-18	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed on bighorn sheep lambing range from April 1 to June 15 to protect bighorn sheep lambing activities. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-19	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed on bighorn sheep winter range from December 1 to April 1 to protect bighorn sheep winter range activities. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-20	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from April 1 through August 15 to protect Creedman Coulee	Havre



Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	National Wildlife Refuge wildlife populations and habitats. This stipulation does not apply to operation and maintenance of production facilities.	
TL 13-21	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed within one-half mile of occupied golden eagle nests from February 15 to July 15 to protect golden eagle nesting. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-22	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from June 1 to July 1 to protect elk calving. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-23	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed on elk winter range from November 30 to May 1 to protect wintering elk. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-24	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from February 15 to July 15 within one-half mile of occupied golden eagle nests known to be occupied at least once within the seven previous years to protect golden eagle nesting. This stipulation does not apply to operation and maintenance of production facilities.	North Dakota
TL 13-25	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from March 1 through July 31 within one-half mile of raptor nest sites which have been active within the past five years. This stipulation does not apply to the operation and maintenance of production facilities unless the findings of analysis demonstrate the continued need for such mitigation and that less stringent, project-specific mitigation measures would be insufficient.	Butte
TL 13-26	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from February 1 through August 31 in a one mile radius around bald eagle nest sites. This stipulation does not apply to the operation and maintenance of production facilities unless the findings of analysis demonstrate the continued need for such mitigation and that less stringent, project-specific mitigation measures would be insufficient.	Butte
TL 13-27	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from November 1 through June 30 in bighorn rutting, winter and lambing habitat. This stipulation does not apply to the operation and maintenance of production facilities unless the findings of analysis demonstrate the continued need for such mitigation and that less stringent, project-specific mitigation measures would be insufficient.	Butte
TL 13-28	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from December 1 through May 15 within winter range for wildlife. This stipulation does not apply to operation and maintenance of production facilities.	Butte
TL 13-29	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from April 1 through June 30 in big game birthing areas. This stipulation does not apply to operation and maintenance of production facilities.	Butte
TL 13-30	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from March 1 through June 30 in nesting and early brood rearing habitat (defined as within three miles of leks). This stipulation does not apply to operation and maintenance of production facilities.	Butte
TL 13-31	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed from April 1 to June 30 and from September 15 to October 15 in the grizzly bear distribution zone.	Butte
TL 13-32	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed within a one mile buffer around wolf dens or rendezvous sites from April 15 to June 30 in the Northwest Montana Recovery Area. This	Butte

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	stipulation does not apply to operation and maintenance of production facilities.	
<b>Region 1 Forest Service</b>		
<b>DPG 13d (McKenzie RD)</b>	<b>FOREST SERVICE</b> - Agency lease stipulations.	
<b>DPG 13d (Medora RD)</b>	<b>FOREST SERVICE</b> - Agency lease stipulations.	
<b>DPG NSO 14-1</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed on slopes greater than 40 percent to protect soil resources from loss of productivity, prevent erosion on steep slopes, soil mass movement, and resultant sedimentation.	
<b>DPG NSO 14-4</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 0.25 mile (line of sight) of prairie falcon and burrowing owl nests to prevent reduced reproductive success and adverse habitat loss.	
<b>DPG NSO 14-5</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 0.5 mile (line of sight) of golden eagle, merlin, and ferruginous hawk nests; to prevent reduced reproductive success and adverse habitat loss.	
<b>DPG NSO 14-6</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within bighorn sheep habitat MA 3.51 to achieve optimum habitat suitability for bighorn sheep.	
<b>DPG NSO 14-7</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 0.25 mile (line of sight) of a sharp-tailed grouse and sage grouse display ground to prevent abandonment of display grounds, reduced reproductive success, and adverse habitat loss.	
<b>DPG NSO 14-9</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the established boundaries of Bear Den-Bur Oak, Cottonwood Creek Badlands, Little Missouri River, Mike's Creek, Ponderosa Pines, Limber Pine, and Two Top/Big Top Research Natural Areas; to maintain natural conditions for research purposes and protect against activities, which directly or indirectly modify the natural occurring ecological processes within the RNA.	
<b>DPG NSO 14-10</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the boundaries of Aspen Stand, The Bog, Grand River Sand Dunes, Black Butte, Black Cottonwood, Riparian Pools, and Roundtop Butte Special Interest Area; to protect the botanical resources.	
<b>DPG NSO 14-11</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the boundaries of Battle of the Badlands, Custer Trail/Davis Creek, and Square Buttes Special Interest Areas to protect the heritage resources.	
<b>DPG NSO 14-13</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within developed recreation sites to maintain the recreation opportunities and settings within developed recreation sites.	
<b>DPG NSO 14-14</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within boundaries of backcountry non-motorized management areas to retain recreation opportunities in a natural-appearing landscape.	
<b>DPG NSO 14-15</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within ¼ mile each side of the Little Missouri River, to maintain the recreation opportunities and settings within the river corridor.	
<b>DPG NSO 14-16</b>	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within National Register eligible heritage sites to protect the immediate environment of the site.	
<b>DPG TL 15-1</b>	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed during the following time period(s) March 1 – June 15 within 1 mile (line of sight) of active sharp-tailed grouse display grounds. This stipulation applies to drilling, testing, new construction projects, and does not apply to operation and maintenance of production facilities.	
<b>DPG TL 15-2</b>	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed during the time period(s) March 1 through June 15 within 2 miles (line of sight)	

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	of a sage grouse display ground. This stipulation applies to drilling, testing, new construction projects, and does not apply to operation and maintenance of production facilities.	
DPG TL 15-4	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed during the time period(s) January 1 through March 31 to maintain the health, vigor, and physical condition of wintering pronghorn by minimizing disturbance on winter range during the critical period.. This stipulation applies to drilling and testing and new construction projects, and does not apply to operation and maintenance of production facilities .	
DPG TL 15-6	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed during the time period(s) May 1 through December 1 within 0.25 miles of the established boundaries of Burning Coal Vein, Buffalo Gap, Sather Lake, CCC, Campgrounds and Summit, Whitetail Picnic Areas, and the 6 Maa Daa Hey Trail overnight camps; Wannagan, Roosevelt, Elkhorn, Magpie, Beicegel, and Bennett to maintain the recreation opportunities and settings within the area surrounding campgrounds, picnic areas, and recreation trail overnights... This stipulation does not apply to operation and maintenance of production facilities.	
DPG TL 15-7	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed during the time period(s) April 1 through June 15 within 1 mile (line-of-sight) of lambing areas to safeguard lamb survival and prevent bighorn sheep displacement from lambing areas.. This stipulation applies to drilling and testing and new construction projects, and does not apply to operation or maintenance of production facilities.	
DPG TL 15-8	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed during the time period(s) October 16 – June 14 to provide quality forage, cover, escape terrain and solitude for bighorn sheep. This stipulation applies to drilling and testing of wells and new construction projects, and does not apply to operation and maintenance of production facilities. Limit on-lease activities (operation and maintenance of facilities) to the period from 10 am to 4 pm except in emergency situations.	
DPG CSU 16-1	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To protect key paleontological resources from disturbance, or mitigate the effects of disturbance to conserve scientific and interpretive values, and the interests of the surface owner.	
DPG CSU 16-2	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraints: Try to locate activities and facilities away from the water’s edge and outside the riparian areas, woody draws, wetlands, and floodplains.	
DPG CSU 16-5	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraints: Operations may be moved or modified to preserve certain geologic type sections for future scientific research, education, and interpretation.	
DPG CSU 16-6	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraints. Surface occupancy and use is subject to operational constraints to maintain the Scenic Integrity Objective (SIO) for areas identified as high.	
DPG CSU 16-7	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to the following special operating constraints: Surface occupancy and use is subject to operational constraints to maintain the Scenic Integrity Objective (SIO) for areas identified as moderate.	
DPG CSU 16-8	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: New developments, including new facilities, roads, and concentrations of humans, within 1 mile of bighorn sheep lambing areas may be moved or modified to be out of view of the lambing areas. This stipulation applies to drilling and testing and new construction projects, not to operation or maintenance of production.	
DPG TES 18a	<b>FOREST SERVICE</b> - Agency lease stipulations.	
DPG 22b	<b>LEASE NOTICE - ROADLESS AREA CONSERVATION RULE</b> Operations such as road construction or reconstruction may be prohibited by the Roadless Area	

Stipulation Number	Stipulation Name/Brief Description	Field Office(s)
	Conservation Rule or subsequent modifications thereof.	
DPG 22c	<b>LEASE NOTICE - ROADLESS AREA CONSERVATION RULE</b> Operations such as road construction or reconstruction may be prohibited by the Roadless Area Conservation Rule or subsequent modifications thereof.	
DPG 23	<b>LEASE NOTICE - LITTLE MISSOURI BADLANDS MILITARY COMPLEX/DAVIS CREEK AND SQUARE BUTTE AREAS</b> Each proposed well, both inside and outside the critical area, will be evaluated individually, and allowed if they can be mitigated to the level of no adverse effect.	
<b>Region 2 Forest Service</b>		
NGP-13d (Fall River RD)	<b>FOREST SERVICE - Agency Lease Stipulation</b>	
NGP NSO 14-01	<b>NO SURFACE OCCUPANCY STIPULATION</b> Surface occupancy and use is prohibited on slopes greater than 40 percent.	
NGP NSO 14-02	<b>NO SURFACE OCCUPANCY STIPULATION</b> Surface occupancy and use is prohibited on slopes between 25 - 40 percent with either highly erodible soils or soils susceptible to mass failure.	
NGP NSO 14-03	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within developed recreation sites.	
NGP NSO 14-04	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 0.25 miles of known mountain plover nests or nesting areas.	
NGP NSO 14-05	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 1.0 mile (line of sight) of bald eagle nests.	
NGP NSO 14-06	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 1.0 mile (line of sight) of bald eagle roosting areas.	
NGP NSO 14-07	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within 0.25 mile (line of sight) of golden eagle, merlin, ferruginous hawk, Swainson's hawk, and burrowing owl nests.	
NGP NSO 14-08	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within .25 mile (line of sight) of a sharp-tailed grouse display ground.	
NGP NSO 14-09	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within .25 mile (line of sight) of a sage grouse display ground.	
NGP NSO 14-10	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the boundaries of Hudson-Meng Bison Bonebed and Warbonnet/Yellowhand SIAs.	
NGP NSO 14-11	<b>NO SURFACE OCCUPANCY STIPULATION</b> No surface occupancy or use is allowed within the boundaries of Toadstool Park SIA.	
NGP CSU 16-01	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To protect the biological and hydrologic features of riparian areas, woody draws, wetlands, and floodplains	
NGP CSU 16-02	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To protect fossils and immediate environment of the site, including inherent scientific, natural historic, interpretive, educational, and recreational values for the area potentially impacted.	
NGP CSU16-03	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To protect against activities that could result in adverse impacts on black-footed ferrets or ferret recovery objectives.	
NGP CSU 16-04	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To prevent reductions in reproductive success (Mountain Plover Habitat).	
NGP CSU 16-05	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To maintain the Scenic Integrity Objective (SIO) for areas identified as high.	

<b>Stipulation Number</b>	<b>Stipulation Name/Brief Description</b>	<b>Field Office(s)</b>
NGP CSU 16-06	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To maintain the Scenic Integrity Objective (SIO) for areas identified as moderate.	
NGP CSU 16-07	<b>CONTROLLED SURFACE USE STIPULATION</b> Surface occupancy or use is subject to special operating constraints: To protect fossils and immediate environment of the site, including inherent scientific, natural historic, interpretive, educational, and recreational values for the area potentially impacted. <b>Edgemont Shark Locality, Marietta South, One Mile Hill, and Wallace Ranch Localities.</b>	
NGP TL 15-01	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from March 1 through July 31 within 0.50 miles (line of sight) of ferruginous hawk nests.	
NGP TL 15-02	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from March 1 through July 31 within 0.50 miles (line of sight) of Swainson's hawk nests.	
NGP TL 15-03	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from February 1 through July 31 within 0.50 miles (line of sight) of golden eagle nests.	
NGP TL 15-04	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from April 1 through August 15 within 0.50 miles (line of sight) of merlin nests	
NGP TL 15-05	<b>TIMING LIMITATION STIPULATION</b> No surface use is allowed during the following time period(s) March 1 through June 15 within 1 mile (line of sight) of a sharp-tailed grouse display ground. This stipulation does not apply to operation and maintenance of production facilities.	
NGP TL 15-06	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from March 1 through June 15 within 2 miles (line of sight) of a sage grouse display ground, and noise from production facilities must not exceed 49 decibels (10 dBA above background noise) at the display ground.	
NGP TL 15-07	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from March 15 through July 31 within 0.25 miles (line of sight) of a mountain plover nest or nest aggregation area.	
NGP TL 15-08	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from March 1 through August 31 within 0.125 miles (line of sight) of prairie dog colonies occupied or thought to be occupied by black-footed ferrets.	
NGP TL15-09	<b>TIMING LIMITATION STIPULATION</b> Surface use is prohibited from March 1 through July 31 within 0.25 miles (line of sight) of swift fox dens.	
<b>Bureau of Reclamation</b>		
<b>BOR 17-1</b>	<b>BUREAU OF RECLAMATION</b> - Agency lease stipulations.	
<b>BOR 17-2</b>	<b>BUREAU OF RECLAMATION</b> - Agency special stipulations.	
<b>Corps of Engineers</b>		
<b>COE 18-1</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>COE 18-2</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>COE 18-3</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>COE 18-4</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>COE 18-5</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>COE 18-6</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>COE 18-7</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>COE 18-8</b>	<b>CORPS OF ENGINEERS</b> - Agency lease stipulations.	
<b>Federal Energy Regulatory Commission</b>		
<b>FERC 19-1</b>	<b>Federal Energy Regulatory Commission</b> - Agency lease stipulations.	
<b>International Boundary Commission</b>		
<b>IBC 18-8</b>	<b>International Boundary Commission</b> - Agency lease stipulations.	