

may be used free of charge or if an application for sale is required. If the materials to be used are Indian owned or under the jurisdiction of any Surface Management Agency other than BLM, the specific tribe and or Area Superintendent of BIA, or the appropriate Surface Management Agency office shall be contacted to determine the appropriate procedure for use of the materials.

(7) *Methods for Handling Waste Disposal.* A written description shall be given of the methods and locations proposed for safe containment and disposal of each type of waste material (e.g., cuttings, garbage, salts, chemicals, sewage, etc.) that results from the drilling of the proposed well. Likewise, the narrative shall include plans for the eventual disposal of drilling fluids and any produced oil or water recovered during testing operations.

(8) *Ancillary Facilities.* The plans, or subsequent amendments to such plans, shall identify all ancillary facilities such as camps and airstrips as to their location, land area required, and the methods and standards to be employed in their construction. Such facilities shall be shown on a map or plat. The approximate center of proposed camps and the center line of airstrips shall be staked on the ground.

(9) *Well Site Layout.* A plat of suitable scale (not less than 1 inch=50 feet) showing the proposed drill pad and its location with respect to topographic features is required. Cross section diagrams of the drill pad showing any cuts and fills and the relation to topography are also required. The plat shall also include the approximate proposed location of the reserve and burn pits, access roads onto the pad, turnaround areas, parking area, living facilities, soil material stockpiles, and the orientation of the rig with respect to the pad and other facilities. Plans, if any to line the reserve pit should be detailed.

(10) *Plans for Reclamation of the Surface.* The program for surface reclamation upon completion of the operation, such as configuration of the reshaped topography, drainage system, segregation of spoil materials, surface manipulations, waste disposal, revegetation methods, and soil treatments, plus other practices necessary to reclaim all disturbed areas, including any access roads or portions of well pads when no longer needed, shall be stated. An estimate of the time for commencement and completion of reclamation operations, dependent on weather conditions and other local uses of the area, shall be provided.

(11) *Surface Ownership.* The surface ownership (Federal, Indian, State or private) at the well location, and for all lands crossed by roads which are to be constructed or upgraded, shall be indicated. Where the surface of the well site is privately owned, the operator shall provide the name, address, and

telephone number of the surface owner, unless previously provided.

(12) *Other Information.* The lessee or operator is encouraged to submit any additional information that may be helpful in processing the application.

(13) *Lessee's or Operator's Representative and Certification.* The name, address, and telephone number of the lessee's or operator's field representative shall be included. The lessee or operator submitting the APD shall certify as follows:

I hereby certify that I, or persons under my direct supervision, have inspected the proposed drill site and access route; that I am familiar with the conditions which currently exist; that the statements made in this plan are, to the best of my knowledge, true and correct; and that the work associated with operations proposed herein will be performed by \_\_\_\_\_ and its contractors and subcontractors in conformity with this plan and the terms and conditions under which it is approved. This statement is subject to the provisions of 18 U.S.C. 1001 for the filing of a false statement.

Date \_\_\_\_\_  
Name and Title \_\_\_\_\_

## PART 230—STATE AND PRIVATE FORESTRY ASSISTANCE

### Subpart A—Stewardship Incentive Program

- Sec.
- 230.1 Purpose and scope.
  - 230.2 Definitions.
  - 230.3 National program administration.
  - 230.4 State program administration.
  - 230.5 Eligibility requirements.
  - 230.6 Landowner forest stewardship plan.
  - 230.7 Program practices.
  - 230.8 Application and approval.
  - 230.9 Payment to landowners.
  - 230.10 Prohibitions.
  - 230.11 Recapture of payment.
  - 230.12 Reconsideration.
  - 230.13 Information requirements.

### Subpart B—Urban and Community Forestry Assistance Program

- 230.20 Scope and authority.
- 230.21 Implementation of the program.

### Subpart C—Forest Land Enhancement Program

- 230.30 Purpose and scope.
- 230.31 Definitions.
- 230.32 National program administration.
- 230.33 Responsible official program administration.
- 230.34 State program administration.
- 230.35 FLEP elements.

## Forest Service, USDA

## § 230.2

- 230.36 State priority plan—purpose and scope.
- 230.37 State priority plan—educational assistance component.
- 230.38 State priority plan—technical assistance.
- 230.39 State priority plan—financial assistance component.
- 230.40 Eligible practices for cost-share assistance.
- 230.41 Eligibility requirements for cost-share assistance.
- 230.42 Cost-share assistance—application and payment procedures.
- 230.43 Cost-share assistance—prohibited practices.
- 230.44 Cost-share assistance—reporting requirement.
- 230.45 Recapture of cost-share assistance.
- 230.46 Information collection requirements.

AUTHORITY: 16 U.S.C. 2101 *et seq.*

SOURCE: 56 FR 63585, Dec. 4, 1991, unless otherwise noted.

### Subpart A—Stewardship Incentive Program

#### § 230.1 Purpose and scope.

(a) The regulations in this subpart govern the operation of the Stewardship Incentive Program as provided in section 6 of the Cooperative Forestry Assistance Act, as amended by title XII of the Food, Agriculture, Conservation, and Trade Act of 1990 (16 U.S.C. 2101, *et seq.*). This subpart sets forth the rules and procedures by which the Stewardship Incentive Program will be administered by the Forest Service to establish forest stewardship practices on nonindustrial private forest land.

(b) The cost-share assistance provided under the Stewardship Incentive Program shall complement rather than replace or duplicate the existing Agricultural Conservation Program and Forestry Incentives Program. Tree planting and improvement and other State priorities for program activities and practices funded under the Stewardship Incentive Program shall be designed to provide multiple resource benefits not available through other cost-share programs.

#### § 230.2 Definitions.

As used in this subpart, the following terms shall mean:

*Act* means the Cooperative Forestry Assistance Act as amended (16 U.S.C. 2101, *et seq.*).

*Assignee* means any person, corporation, government agency, or other legal entity to whom a landowner transfers legal rights to receive all or part of federal cost-share payments.

*Chief* means the Chief of the Forest Service.

*Committee* means the State Forest Stewardship Coordinating Committee established pursuant to section 19(b)(1) of the Act.

*Fiscal year* means the fiscal year of the United States Government which is October 1 through September 30.

*Landowner* means any private individual, group, association, corporation, Indian tribe or other native group, or other private legal entity, excluding corporations whose stocks are publicly traded or legal entities principally engaged in the production of wood products.

*Nonindustrial private forest land* means rural lands with existing tree cover or which are suitable for growing trees and owned by any landowner as defined in this subpart.

*Practice* means a stewardship activity or conservation measure consistent with the landowner plan to accomplish the landowner's desired management objectives.

*Program* means the Stewardship Incentive Program.

*Regional Forester* means the Forest Service official charged with the administration of a Region of the National Forest System as described in 36 CFR 200.2, except that with reference to the States covered by the Eastern Region, such term shall mean the Area Director for States and Private Forestry, Northeastern Area (36 CFR 200.2);

*Resource Management Professional* means any person who is recognized by the State Forester as having the knowledge and skills to develop landowner plans for managing the biological, economic, and environmental interrelationship of forest resources and to identify appropriate activities to manage, protect, or enhance forest resources including, but not limited to, an employee of a State forestry agency, other State resource agency, the