



United States Department of the Interior  
 BUREAU OF LAND MANAGEMENT  
 Shoshone Field Office  
 400 West F Street  
 Shoshone, Idaho 83352-5284  
 (208) 732-7200



In Reply Refer To:  
 2850/IDI-14990 (IDT030) P

**DEC 18 2015**

CERTIFIED MAIL—7015 0640 0004 4440 8700  
 RETURN RECEIPT REQUESTED

DECISION

Idaho Power Company	:	Right-of-Way Grant
PO Box 70	:	IDI-14990
Boise, ID 83707	:	
	:	

Right-of-Way IDI-14990 Issued

The Bureau of Land Management (BLM), Shoshone Field Office has completed a review of an application from Idaho Power Company for the renewal of right-of-way grant IDI-14990. This right-of-way grant authorizes the operation and maintenance of a 138 kV power transmission line on public lands in Jerome County, Idaho. The right-of-way grant renews the expired right-of-way that was previously authorized under the same case file number and is known as the Midpoint to Hydra transmission line. The right-of-way grant is for a contiguous corridor on public lands that consists of a 4.66 acre area that is approximately 0.77 miles (4,059 feet) long and 50 feet wide, more or less. The right-of-way is located on a portion of public lands described as:

Boise Meridian,  
 T. 7 S., R. 17 E.,  
 sec. 10, NE $\frac{1}{4}$ SE $\frac{1}{4}$  and SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
 sec. 11, NW $\frac{1}{4}$ SW $\frac{1}{4}$  and S $\frac{1}{2}$ NW $\frac{1}{4}$ .

Based on a review of the right-of-way proposal, categorical exclusion (CX) and the Idaho Greater Sage-Grouse Plan Conformance Review which is adopted as part of the CX document, it has been determined that the proposed action would not result in unnecessary or undue environmental degradation and is in conformance with the applicable land use plans. It is the decision of the authorized officer to grant Idaho Power Company a right-of-way across public lands pursuant to the authority of Section 302(b) of the Federal Land Policy and Management Act. Enclosed is a copy of the executed right-of-way grant, serial number IDI-14990.

It has been determined that a CX is appropriate in this situation because there are no extraordinary circumstances having effects that may significantly affect the environment. The CX (DOI-BLM-ID-T030-2011-0042-CX) describing the right-of-way is available at the BLM's e-planning website ([https://www.blm.gov/epl-front-office/eplanning/nepa/nepa\\_register.do](https://www.blm.gov/epl-front-office/eplanning/nepa/nepa_register.do)) or by contacting the Shoshone Field Office.

Rent for use of public lands must be paid in advance of such use and prior to issuance of the right-of-way grant. The BLM has received an advance rent payment for calendar year 2015, and you have been billed for calendar year 2016 so no additional payment is due at this time. Idaho Power Company will continue to be billed for the use of public lands as future payments become due.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, the notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 or 43 CFR 2881.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

#### Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

If you have any questions, please contact Meghan Sorensen-Pereira, Acting Realty Specialist, at (208) 732-7263 or via email at [mpereira@blm.gov](mailto:mpereira@blm.gov).

Sincerely,

  
Codie Martin  
Field Manager

2 Enclosures:

- 1- Executed ROW Grant, IDI-14990 (6 pp)
- 2- Form 1842-1 (2 pp)