

**DECISION RECORD
NYE COUNTY WATER WELL AND PIPELINE PROJECT
IN NYE COUNTY, NEVADA**

**Environmental Assessment
DOI-BLM-NV-C010-2012-0032-EA**

BACKGROUND

The Bureau of Land Management (BLM) Stillwater Field Office (SFO) has determined to implement the Nye County Water Well and Pipeline Project located on public lands in Nye County, Nevada. The Proposed Action is for Nye County Public Works to build a 1 acre pad around the monitoring well currently north of Gabbs, and drill a production well inside this location, as well as structures ancillary to a production well and security fencing. They also propose to build an 8 inch in diameter PVC buried water line that would run parallel to a power line disturbance, under an existing access road, under the highway (state route 361), and tie into their existing water distribution line to the northeast. The buried water line and existing access road portion is approximately 2000 feet by 20 feet.

The potential environmental impacts from the Proposed Action Alternative and No Action Alternatives were evaluated in the Nye County Water Well and Pipeline Project Environmental Assessment (EA) (DOI-BLM-NV-C010-2012-0032-EA). The Proposed Action Alternative has no known effects on the human environment. Based on the analysis of potential environmental impacts detailed in the EA, it was determined that the impacts associated with the Proposed Action Alternative were not significant. This is documented in the attached Finding of No Significant Impact (FONSI).

DECISION

Based on the analysis in the Nye County Water Well and Pipeline Project DOI-BLM-NV-C010-2012-0032-EA, it is my decision to implement the Proposed Action Alternative. The Proposed Action Alternative will allow the construction and maintenance of a water well with ancillary facilities and an underground distribution pipeline in Nye County, Nevada. The size of this right-of-way action on public land is 1.92 acres. .

AUTHORITY

The Proposed Action Alternative is in conformance with the Federal Land Policy and Management Act (FLPMA) of 1976, the CRMP adopted in 2001 and with current BLM policies, plans and programs.

The Proposed Action is consistent in relationship to statutes, regulations and policies of neighboring local, county, State, tribal governments and other federal agencies.

PUBLIC INVOLVMENT

Internal scoping for the proposed Nye County Water Well and Pipeline Project was initiated at the regularly scheduled Interdisciplinary Team meeting at the Carson District Office on November 7, 2011.

RATIONALE

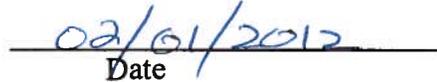
Upon analyzing the impacts of the Proposed Action Alternative, I have determined that implementing the Proposed Action Alternative will not have a significant impact to the human environment and that an environmental impact statement is not required. Refer to the attached Finding of No Significant Impact (FONSI).

APPROVAL

The Nye County Water Well and Pipeline Project is approved for implementation.



Teresa J. Knutson, Manager
Stillwater Field Office
Carson City District Office



Date

APPEAL PROCEDURES

If you wish to appeal this decision, it may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with 43 CFR Part 4. If you appeal, your appeal must also be filed with the Bureau of Land Management at the following address:

Teresa J. Knutson, Stillwater Field Manager
BLM, Carson City District Office
5665 Morgan Mill Road
Carson City, NV 89701

Your appeal must be filed within thirty (30) days from receipt or issuance 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 pursuant to regulation 43 CFR 4.21 (58 FR 4942, January 19, 1993) for a stay (suspension) of the decision during the time that your appeal is being reviewed by the Board, the petition for stay must accompany your notice of appeal.

Copies of the notice of appeal and petition for a stay must also be submitted to:

Board of Land Appeals
Dockets Attorney
801 N. Quincy Street, Suite 300
Arlington, VA 22203

A copy must also be sent to the appropriate office of the Solicitor at the same time the original documents are filed with the above office.

U.S. Department of the Interior
Office of the Regional Solicitor
Pacific Southwest Region
2800 Cottage Way, Room E-1712
Sacramento, CA 95825

If you request a stay, you have the burden of proof to demonstrate that a stay should be granted. A petition for a stay is required to 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 appellants' success on the merits.
3. The likelihood of immediate and irreparable harm if the stay is not granted.
4. Whether the public interest favors granting the stay.

The Office of Hearings and Appeals regulations do not provide for electronic filing of appeals, therefore they will not be accepted.