

Categorical Exclusion Documentation

A. Background

BLM Office: Prineville Field Office

NEPA Log #: DOI-BLM-ORWA-P0000-2016-008-CX

Project/Lease/Serial/Case File #s: OR 68602

Proposed Action Title: Proposed issuance of a right-of-way and simultaneously process an assignment of an existing domestic well and water pipeline that was not previously authorized on the public lands. Existing unauthorized development case #OR 68454.

Location:

The right-of-way OR 68602 is located four miles northwest of Terrebonne, Oregon, on the south side of west side of NW Rainbow Circle, Emery (referred to herein as the "ROW"). The ROW location is shown on Exhibit A hereto.

The subject ROW is within BLM land described as:

Willamette Meridian, Oregon

T. 14 S., R. 12 E., sec. 1, SE¼NW¼.

Description of the Proposed Action: The BLM proposes granting the applicant Robert & Zuanne Neal, a 30 year term for a new ROW to authorize an unauthorized development of a well and pipeline and assign the ROW to the new property owners Lawrence Scott & Lisa Marie Jones. Such ROW would authorize the existing use and give the applicant/assignee the legal right to operate, maintain, and terminate an existing domestic well and water pipeline that crosses BLM administered lands. The proposed ROW well and pipeline provides domestic water supply to the residence located on private lands referred to as 12445 NW Rainbow Drive. The ROW requested is 10' wide x 20' long. The well is 16' from the property line. ROW would include underground plumbing and electrical from in-ground well to listed property. The well was originally installed without sufficient property line information as provided by the Realtor in 2001/2002. The unauthorized development was not discovered until 2015. A water supply well report from the State of Oregon was provided by the applicant.

B. Land Use Plan Conformance

Land Use Plan Name: The Upper Deschutes Record of Decision and Resource Management Plan (the "ROD/RMP"). Date approved: September 2005.

The proposed action is in conformance with the above ROD/RMP. See ROD/RMP Page 135 which provides, "Transportation and Utilities Objective TU-1: Provide new or modified rights-

of-way for transportation/utility corridors and communication/energy sites to meet expected demands and minimize environmental impacts.” In addition, Guideline 1 on such page states, “BLM administered lands will continue to be available for rights-of-way, including multiple use and single use utility/transportation corridors, following existing routes and roads.”

C. Compliance with NEPA

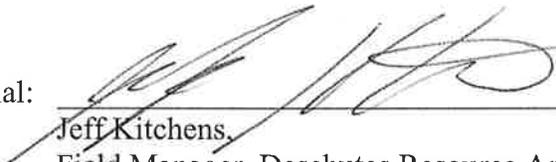
The authorization and assignment of the ROW under the proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 Departmental Manual (DM) 516 11.9, E. Realty, subparts (17) “Grant of a short rights-of-way for utility service or terminal access roads to an individual residence, outbuilding, or water well”.

The above noted categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed, and none of the extraordinary circumstances described in 516 DM 2 apply.

D. Signature

I have considered this proposed action to assign and renew the grant of the ROW and have found that this action has no significant affect either individually or cumulatively on the human environment.

Responsible official:



Jeff Kitchens,
Field Manager, Deschutes Resource Area

2/25/16
Date

Contact Person

For additional information concerning this review, contact Christine Sloand, Realty Specialist, Prineville Field Office, 3050 NE 3rd Street, Prineville, OR 97754, telephone (541) 416-6752, or email csloand@blm.gov.