

DECISION RECORD
Environmental Assessment No. U&O-FY15-091

PROPOSED ACTION:

QEP Field Services, LLC proposes to construct, operate and maintain a petroleum pipeline. The pipeline would be constructed across the following locations:

Table 1 Proposed Action

Pipeline Name	Surface Location by Section, Township, and Range¹	Closest Municipality	Description of Proposed Facilities	Authority (e.g., lease, surface use agreement)²
Lake Canal Pipeline	Sections 8,9, and 16, Township 8 South, Range 20 East SLB&M sections 6, 7, and 18 Township 4 South, Range 3 East USB&M and Section 1, Township 4 South, Range 2 East USB&M	Approximately 2 miles North West of Ouray, Utah	Construction of a surface pipeline, including appurtenant infrastructure such as surface markers, valves, etc.	SUA Tribal Resolution January 2005

Source: Outlaw Engineering Inc. Plat 319 pages 1-10 (Outlaw 2015a)

¹ Both Salt Lake Base and Meridian and Uinyah Special Base and Meridian

² QEP Field Services, LLC will obtain surface use agreement for each non-Tribal parcel of land within the project area

Approval and implementation of the Proposed Action would include the issuance of BIA Grants of Easement for Right-of-Way for a natural gas and salt water transfer pipeline, which would be 30-feet in width and 12,498.95 feet in length, consisting of 8.61 acres.

The Project Area is located on lands owned by the Ute Indian Tribe, State of Utah and the Bureau of Land Management (BLM). An exact breakdown of the permitted surface occupancy is depicted on the table below:

Table 2 Surface Disturbance for the Proposed Action

Lake Canal Pipeline Ownership	1-inch Pipeline	
	Feet	Acres¹
Ute Indian Tribe	12,498.98	8.61
BLM	9,518.13	6.56
State of Utah	5,442.18	3.75
TOTAL	27,459.26	18.92

Source: Outlaw Engineering Inc. ROW Plat No. 319, dated March 16, 2015 (Outlaw 2015a)

¹Assuming a 30-foot right-of-way width.

MITIGATION MEASURES:

Mitigation measures included in the BIA’s EA No. U&O--FY15-091, 4.2 Direct and Indirect Impacts for Migratory Birds Including Raptors would minimize or completely negate impacts to burrowing owls by not allowing project activities from March 1 through August 31. This stipulation only applies to BLM administered lands located in T7S: R20E: Section 31 and T8S; R20E; Section 5, 8, and 9.

DECISION:

It is my decision to accept the Bureau of Indian Affairs (BIA) Environmental Assessment No. U&O-FY15-091, and Finding of No Significant Impact prepared for QEP Field Services, LLC, for the Lake Canal Pipeline. The Uintah and Ouray Agency of the BIA prepared the environmental documents for the pipeline locations on January 8, 2016. Additional NEPA analysis is not required.

RATIONALE:

The Uintah and Ouray Agency of the Bureau of Indian Affairs has the responsibility to ensure that appropriate environmental analysis be completed for surface disturbing activities on lands held in trust for an Individual Indian Mineral owner or Indian Tribe. Review of the Environmental Assessments by this office has determined that the documents adequately analyze the proposed action in accordance with Federal Onshore Oil and Gas Order No. 1, Approval of Operations for Onshore Federal and Indian Oil and Gas Leases.

FINDING:

Based on the site specific NEPA analysis prepared by the Bureau of Indian Affairs of the potential environmental impacts for QEP Field Services, LLC's proposed pipeline; i.e., surface markers, valves, and pipeline, I have determined that the proposed action, with the measures incorporated by the applicant, along with the Conditions of Approval deemed necessary by the Bureau of Indian Affairs, would not result in significant impacts on the human environment. Therefore, the preparation of an Environmental Impact Statement is not necessary.

_____/s/Jerry Kenczka_____
Authorized Officer

_____/3/11/2016_____
Date

Appeals: This decision is effective upon the date it is signed by the authorized officer. The decision is subject to appeal. Under BLM regulation, this decision is subject to administrative review in accordance with 43 CFR 3165. Any request for administrative review of this decision must include information required under 43 CFR 3165.3(b) (State Director Review), including all supporting documentation. Such a request must be filed in writing with the State Director, Bureau of Land Management, Utah State Office, P.O. Box 45155, Salt Lake City, Utah, 84145-0155, within 20 business days of the date this Decision is received or considered to have been received.

If you wish to file a petition for stay, the petition for stay should accompany your notice of appeal and 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 irreparable harm to the appellant or resources if the stay is not granted;
- and,
- (4) Whether the public interest favors granting the stay.