

**Decision on Action and Application for Categorical Exclusion  
For Activities Associated with Oil and Gas Development  
Section 390, Energy Policy Act of 2005**

**Anadarko E&P Company, LP  
Extra Work Spaces for the Doty Mtn. to Jolly Roger Lateral  
Bureau of Land Management  
Rawlins Field Office**

**WY-030-08-390CX-018**

**Description of the Proposed Action**

Applicant: Anadarko E&P Company, LP (Anadarko)

Lease No: WYW-164084

T. 17 N., R. 91 W., 6<sup>th</sup> P.M., Carbon County, Wyoming  
Section 14: S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$

T. 18 N., R. 91 W., 6<sup>th</sup> P.M., Carbon County, Wyoming  
Section 10: W $\frac{1}{2}$ W $\frac{1}{2}$

The proposed action would be to approve extra work spaces for construction of the Doty Mtn. to Jolly Roger Lateral.

The location of the proposed extra work spaces is 28 miles northeast of Baggs, Wyoming as shown on maps in the Right-of-Way grant. Access to the area would be using Highway 789, and Carbon County Road 608. The file is stored at the BLM Rawlins Field Office, Rawlins, Wyoming.

The following narratives summarize elements specific to the proposed action.

**Construction:** The proposed action is to construct temporary extra work spaces for the construction of the eight-inch gas pipeline. The area will be 2,249-feet long, 50-feet wide and disturb 2.581 acres of land.

This project falls within greater sage grouse strutting and nesting areas, big game crucial winter range, and mountain plover habitat. Therefore, construction, drilling, and other activities potentially disruptive to wintering wildlife are prohibited during the period of November 15 to April 30 for the protection of big game winter habitat; construction, drilling, and other activities are prohibited during the reproductive period of April 10 to July 10; and construction, drilling, and other activities potentially disruptive to greater sage grouse are prohibited during the period of March 1 to July 15 for the protection of strutting and nesting areas.

## **Plan Conformance**

This proposed action is in conformance with the Great Divide RMP. BLM's Wyoming State Director approved the RMP on November 8, 1990. The plan was reviewed to determine if the proposed action conforms to the land use plan terms and conditions as required by 43 CFR 1610.5.

Development of oil and gas reserves is in conformance with the RMP decision as described in the Minerals Management Decision portion of the document (page 30) and in the Lands Management Decision portion of the document (page 15).

The development of this project would not affect the achievement of the Wyoming Standards for Healthy Rangelands (August 1997).

The project is authorized per terms provided in the Interim Drilling Policy – Development Authorized Concurrent with EIS Preparation for the Atlantic Rim Coalbed Methane Project.

## **Plan of Operations**

The proposal is designed in conformance with all bureau standards and incorporates appropriate best management practices, required, and designed mitigation measures determined to reduce the effects on the environment.

A plan of development describing all proposed activities has been reviewed and is approved pursuant to Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761).

## **Compliance with the Energy Policy Act of 2005**

The proposed activity has been determined to be statutorily categorically excluded from NEPA documentation in accordance with Section 390 of the National Energy Policy Act of 2005.

The exclusion categories that apply to the proposal are:

4. *Placement of a pipeline in an approved ROW corridor approved within the last 5 years in a document prepared pursuant to the National Environmental Policy Act (NEPA) has been previously completed.*

The Doty Mtn. Pod Environmental Assessment, WY-030-04-EA-027, was written to assess the drilling in the project area. The Finding of No Significant Impact was approved on approved on February 6, 2004, and the Jolly Roger Pod Environmental Assessment, WY-030-04-EA-390 was written to assess the drilling in the project area. The Finding of No Significant Impact was approved on approved on October 1, 2004.

These documents have been reviewed and have been determined to consider potential environmental effects associated with the proposed activity at a site specific level.

**Persons and Agencies Consulted**

Cathy Flansburg	Anadarko E&P Company	
Pam Murdock	Archaeologist	BLM
Heath Cline	Wildlife Biologist	BLM

Based on these consultations, additional mitigation measures have been added as Terms and Conditions to minimize adverse effects to resources.

**Decision and Rationale on Action**

I have decided to implement the proposed action. All needed mitigation is part of the proposed action and can be found in the Right-of-way grant terms and conditions. These mitigation measures, and terms and conditions provide justification for this decision and may not be segregated from project implementation without further NEPA review. In addition, I have reviewed the plan conformance statement and have determined that the proposed activity is in conformance with the applicable land use plan(s). Further, I have reviewed the proposal to ensure the appropriate exclusion category as described in Section 390 of the Energy Policy Act of 2005 has been correctly applied. It is my determination that no further environmental analysis is required.

**Implementation Date**

This project will be implemented on or after NA.

*Satish Madigan*  
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 Rawlins Field Manager

12-12-07  
 \_\_\_\_\_  
 Date

**Administrative Review or Appeal Opportunities**

This decision is effective upon the date the decision or approval by the authorized officer. The decision or approval may be appealed to the appropriate office of the Interior Board of Land Appeals in accordance with regulations contained in 43 CFR 3150.2. If an appeal is filed, a copy of the notice of appeal must be filed in this office (Rawlins Field Office, P.O. Box 2407, 1300 North Third Street Rawlins, Wyoming 82301 within 30 days of receipt of the decision. The appellant has the burden of showing the decision or approval appealed from is in error. If you wish to file a petition for stay pursuant to 43 CFR 3150.2(b), 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 a stay.

Each adverse party to an appeal must be provided copies of all documentation. The adverse parties for this action are:

Anadarko E&P Company, LP  
P.O. Box 1330  
Houston, TX 77251-1330

**Contact Person**

For additional information concerning this decision, contact Janelle Wrigley, Realty Specialist, Rawlins Field Office, 1300 North Third Street, P.O. Box 2407, Rawlins, WY 82301, Phone (307) 328-4279.