



United States  
Department of  
Agriculture

Forest  
Service

Modoc National Forest

800 West 12<sup>th</sup> Street  
Alturas, CA 96101  
(530) 233-5811  
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File Code: 1950-4

Date: July 13, 2010

Mr. Ron Wenker, State Director  
USDI - Bureau of Land Management  
Nevada State office  
P.O. Box 12000  
Reno, NV 89520

Dear Mr. Wenker:

The Modoc National Forest has, in cooperation with the Nevada State Office of the Bureau of Land Management (BLM), considered the application for road use submitted by Ruby Pipeline. The application requests use of portions of Forest Road 48N48 known locally as the Hopeless Pass Road.

Forest Road 48N48 for which application has been made is some 26,968.72 feet in length, 30 feet in width and covering some 18.57 acres. Legal descriptions for the temporary access are provided in the attached Exhibit A.

Pursuant to Title 43 Code of Federal Regulations Subparts 2881.11 and 2884.26, BLM issues right-of-way grants when such rights-of-way cross federal lands under the jurisdiction of two or more federal agencies. BLM must have concurrence for their decision from the federal agencies with jurisdiction prior to making a decision to grant a right-of-way across lands administered by the other federal agencies.

I concur with BLM's decision to issue a right-of-way grant for the Ruby Pipeline Project to use Forest Road 48N48 in as-is condition. This use conforms to the Modoc National Forest Land and Resource Management Plan of 1991, as amended.

Sincerely,

*/s/ Robert G. Trujillo*  
ROBERT G. TRUJILLO  
Acting Forest Supervisor



**EXHIBIT "A"**

RUBY PIPELINE, LLC

LEGAL DESCRIPTIONS FOR THE TEMPORARY ACCESS ROADS - MODOC COUNTY, CA - MODOC NATIONAL FOREST

		<u>Length/Feet</u>	<u>Width/Feet</u>	<u>Acres</u>	<u>Name</u>	<u>Approx. MP</u>	<u>Quad Sheet</u>
<b><u>T. 48 N., R. 6 E., Mount Diablo Meridian</u></b>							
sec. 23	SE/4NE/4	787.17	30	0.54	M-1	R667	113A
sec. 24	SW/4NW/4	1,540.49	30	1.06	M-1	R667	113A
sec. 24	SE/4NW/4	738.48	30	0.51	M-1	R667	113A
sec. 24	NE/4SW/4	996.70	30	0.69	M-1	R667	113A
sec. 24	NW/4SE/4	1,163.46	30	0.80	M-1	R667	113A
sec. 24	SW/4SE/4	327.19	30	0.23	M-1	R667	113A
<b><u>T. 48 N., R. 7 E., Mount Diablo Meridian</u></b>							
sec. 19	NE/4NE/4	153.20	30	0.11	M-1	R669	115
sec. 19	SE/4NE/4	1,297.38	30	0.89	M-1	R669	115
sec. 20	NE/4SW/4	880.51	30	0.61	M-1	R669	115
sec. 20	NE/4SE/4	1,334.76	30	0.92	M-1	R669	115
sec. 20	NE/4SE/4	349.53	30	0.24	M-1	R669	115
sec. 20	NW/4SE/4	759.57	30	0.52	M-1	R669	115
sec. 21	NW/4SW/4	1,012.81	30	0.70	M-1	R663	113A
sec. 21	SE/4SE/4	606.90	30	0.42	M-1	R669	115
sec. 21	SE/4SE/4	740.90	30	0.51	M-1	R669	115
sec. 22	SW/4NE/4	63.99	30	0.04	M-1	R669	115
sec. 22	SW/4NE/4	609.25	30	0.42	M-1	R669	115
sec. 22	SE/4NE/4	1,239.54	30	0.85	M-1	R669	115
sec. 22	NE/4SW/4	1,585.71	30	1.09	M-1	R669	115
sec. 22	NW/4SW/4	843.34	30	0.58	M-1	R669	115
sec. 22	SW/4SW/4	695.03	30	0.48	M-1	R669	115
sec. 22	NW/4SE/4	533.21	30	0.37	M-1	R669	115
sec. 22	NW/4SE/4	71.48	30	0.05	M-1	R669	115
sec. 23	NE/4NE/4	1,481.66	30	1.02	M-1	R663	113A
sec. 23	NW/4NE/4	417.26	30	0.29	M-1	R663	113A
sec. 23	SW/4NE/4	967.07	30	0.67	M-1	R663	113A
sec. 23	SW/4NW/4	1,401.29	30	0.97	M-1	R663	113A
sec. 23	SE/4NW/4	1,370.65	30	0.94	M-1	R663	113A
sec. 24	NW/4NE/4	51.85	30	0.04	M-1	R663	113A
sec. 24	NE/4NW/4	1,400.37	30	0.96	M-1	R663	113A
sec. 24	NW/4NW/4	1,547.97	30	1.07	M-1	R663	113A
<b>TOTALS</b>		<b>26968.72</b>		<b>18.57</b>			