

EA/CE/DNA & FONSI/DECISION RECORD

RECORD OF PLAN CONFORMANCE AND CATEGORICAL EXCLUSION (CX) DETERMINATION

CX Log #: DOI-BLM-OR-V060-2014-69

CE Exemption category: The following actions are designated as categorical exclusions pursuant to 516 DM 11.9.

- Placement and use of temporary (not to exceed one month) ... water troughs, providing no new road construction is needed.
- Temporary placement of a pipeline above ground.

BLM Office: Vale District Bureau of Land Management, 100 Oregon Street, Vale, Oregon 97918
Phone #: 541-473-3144

BACKGROUND

Project Name: Temp. trough and pipeline placement.

Applicant: None

Location of Proposed Action: In the middle portion of the South Eiguren pasture of the Eiguren allotment in Southern Malheur County at T37S R44E section 35.

DESCRIPTION OF THE PROPOSED ACTION: In 2012 the Long Draw Fire burned approximately half of the South Eiguren pasture. Soon after the fire a temporary fence was built to allow cattle to continue to graze the unburned portion of this pasture and not graze the burned portion. This was done in accordance to the Long Draw Emergency Stabilization and Rehabilitation Plan. In an attempt to rehabilitate the site, the burned portion has not been grazed since 2012. The site is now rehabilitated and reinitiating of grazing can occur. However, the temporary fence eliminated livestock watering sources from rehabilitated site. The proposed action is to pipe livestock water from an existing pipeline, which lies in the non-burned area across the fence into the rehabilitated site or burned area.

Livestock water will be brought to this area through a pipe placed on the surface of the ground. The pipeline will terminate at a trough. The length of the pipeline will be approximately 100 feet. No road construction will be necessary nor will it be authorized for this project. The pipeline will cross under the High Ridge Road through an existing culvert. The trough will be placed in a well armored or very rocky draw as close to an existing watering source that was fenced off by the temporary fence.

PLAN CONFORMANCE

All actions approved or authorized by the BLM must conform to the existing land use plan where one exists (43 CFR 1610.5-3, 516 DM 11.9). Although it is not a NEPA requirement, the BLM includes within all its NEPA documents a statement about the conformance of the proposed action and alternatives with the existing land use plan (LUP). The BLM's planning regulations state that the term "conformity" or "conformance" means that "... a resource management action shall be specifically provided for in the plan, or if not specifically mentioned, shall be clearly consistent with the terms, conditions, and decisions of the approved plan or amendment" (43 CFR 1601.0-5(b)).

The proposed action is also in conformance with the management objectives of the Southeastern Oregon Resource Management Plan (SEORMP, Sept. 2002), *General Planning Criteria*, cited on page 9 of the RMP. The proposed action conforms to program-specific objective of the SEORMP which is cited on page 56 and states, "Provide for a sustained level of livestock grazing consistent with other resource objectives and public land use allocations."

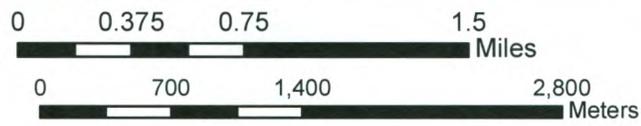
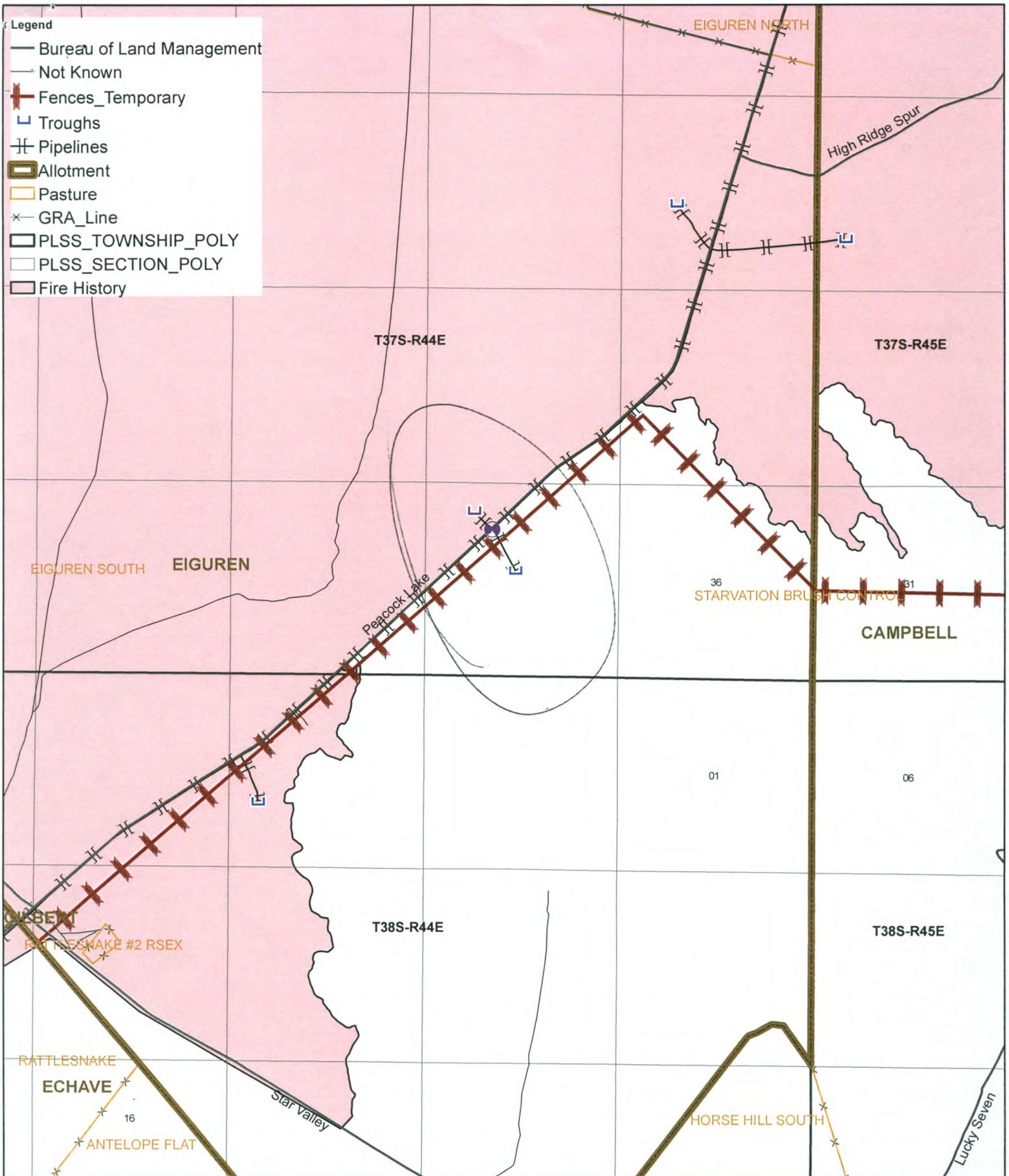
The project will also provide for a sustained level of livestock grazing.

DOCUMENTATION OF CATEGORICAL EXCLUSIONS: EXTRAORDINARY CIRCUMSTANCES

This 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, Appendix 2, and listed below apply.

Yes	No	Extraordinary Circumstances	Reviewer (Specialist and/or FM Initials in each box)	Date
	X	1. Have significant impacts on public health or safety.		
	X	2. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas.	R	7/31/14
	X	3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].	R	7/31/14
	X	4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.	R	7/31/14
	X	5. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.	R	7/31/14
	X	6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.	R	7/31/14
	X	7. Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau or office.	R	7/31/14
	X	8. Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.	R	7/31/14
	X	9. Violate a Federal law, or a State, local, or Tribal law or requirement imposed for the protection of the environment.	R	7/31/14
	X	10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).	R	7/31/14
	X	11. Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007).	R	7/31/14
	X	12. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).	R	7/31/14

- Legend**
- Bureau of Land Management
 - Not Known
 - Fences_Temporary
 - Troughs
 - Pipelines
 - Allotment
 - Pasture
 - ×— GRA_Line
 - PLSS_TOWNSHIP_POLY
 - PLSS_SECTION_POLY
 - Fire History



U.S. Department of Interior
Bureau of Land Management

Vale District
07/29/2014

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Richman
Proposed Eiguren Temporary Pipeline and Trough

