

U.S. Department of the Interior
Bureau of Land Management
Glenwood Springs Energy Office
2425 South Grand Avenue, Suite 101
Glenwood Springs, Colorado 81601

Statutory Categorical Exclusion, DOI-BLM-C0-N040-2009-0046-SCX

Proposal: Proposal to install an 8-inch buried water pipeline (flexpipe) between the C170U Pad and the E280U Pad along the approved Collbran pipeline corridor to reduce the amount of water truck traffic within the Orchard Federal Unit.

Location: Township 8 South, Range 96 West, Sections 16, 17, 20, 21, 28 and 29. Sixth Principal Meridian, Mesa County, Colorado.

Project Description: The proposed flexpipe water line would be a key water-gathering connection within the Orchard Unit, and satisfy a portion of the Centralized Water Collection Condition of Approval identified in recently approved Orchard Master Development Plan (OMDP, page D-24). Use of the buried line to convey produced water between the two disposal wells on the two pads would reduce a substantial amount of truck traffic and associated impacts (Figure 1). The water line would be buried in the approved disturbance corridor of the Collbran gas pipeline (BLM ROW grant COC72189), therefore no new surface disturbance would be generated with this action.

EnCana has sold the permits to construct and operate the Collbran pipeline to a company called Enterprise. EnCana has indicated they would install the 8" water line in a buried trench that would be located approximately 8 feet from the Collbran gas pipeline trench. Final grading, topsoil replacement, and seeding will not occur on the disturbed Collbran corridor until both pipelines have been installed.

The total length of the water line would be 16,110 feet with 6900 feet occurring on public land. All construction activities will occur in accordance with the Collbran Pipeline ROW Grant's Terms and Conditions. Construction activities could begin in mid to late February, 2009. The Collbran Pipeline ROW Grant provides an exception to the big game winter timing limitation. Since the pipeline would be installed entirely within the Orchard Unit, the action will be authorized with a Sundry Notice.

BLM Lease Stipulations and Conditions of Approval: Specific Conditions of Approval that would be included in the Sundry Notice for this action are attached.

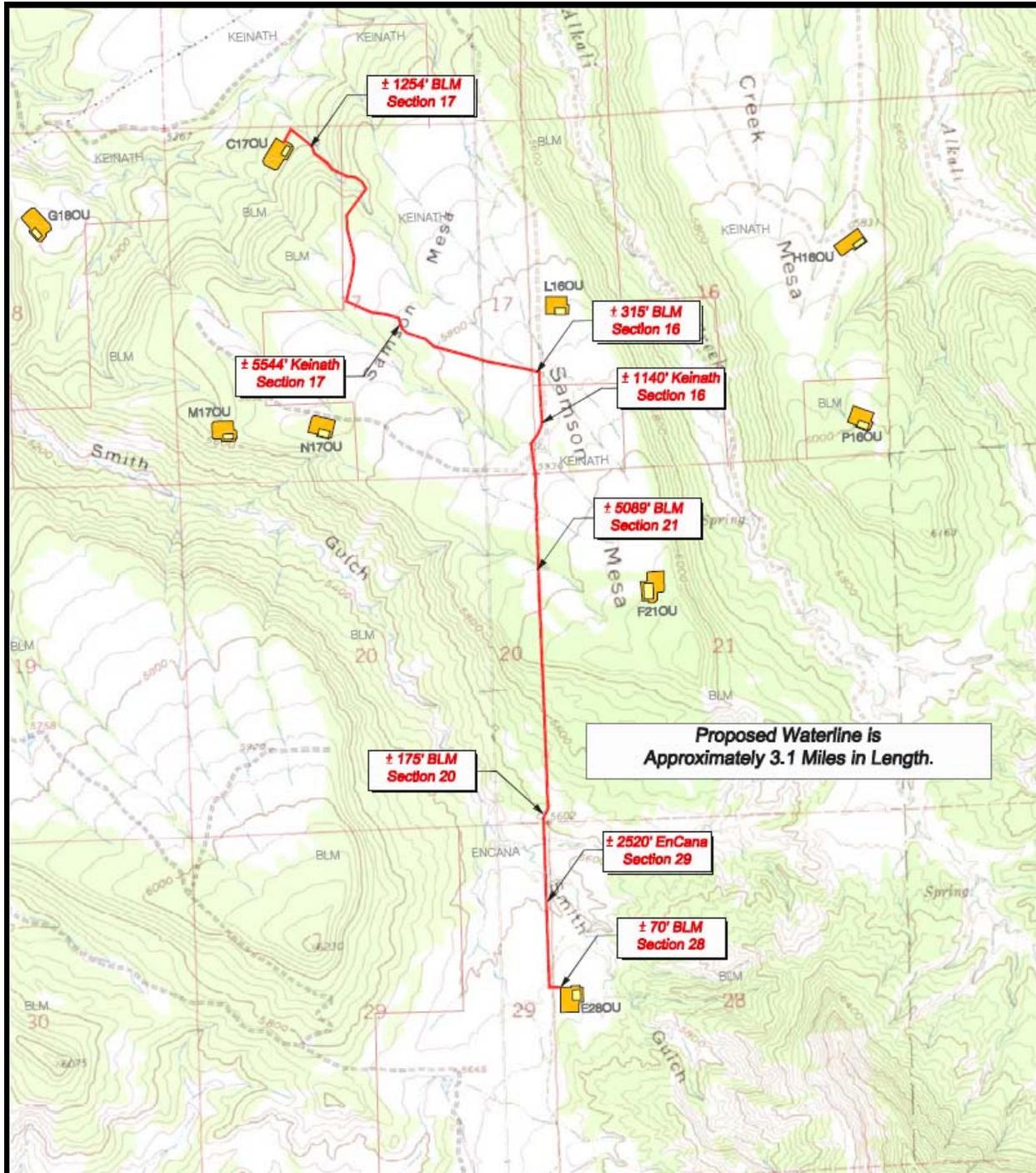
NEPA Compliance: The following category of Categorical Exclusions pursuant to Section 390 of the Energy Policy Act (Act of 2005) applies to this proposal: #4. *Placement of a pipeline in an approved right-of-way corridor, so long as the corridor was approved within five (5) years prior to the date of placement of the pipeline.*

Prepared by: Jim Byers, Natural Resource Specialist 2/12/09

Approval: It is my decision to approve the proposed action with the terms and conditions referenced above:


Allen B. Crockett, Ph.D., J.D.
Supervisory Natural Resource Specialist

2-19-09
Date



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|------------------------|---|--|--|------------------------------------|--------------------|
| <p>(SCALE IN FEET)</p> | EnCana Oil & Gas (USA) Inc. Proposed Sunnyside Waterline Vicinity Map Garfield County, Colorado | | | LEGEND Proposed Pipeline | |
| | DATE: January 6, 2009 SCALE: 1" = 2000' PROJECT NO.: 07-04-24 | | | Vicinity Map | SHEET 1 OF 1 |

Figure 1. Proposed Water Pipeline Alignment

**SURFACE USE CONDITIONS OF APPROVAL
DOI-BLM-C0-N040-2009-0046-SCX**

1. Startup Notification. The operator shall notify the BLM representative at least at 48 hours prior to initiation of construction. A meeting at the project site shall occur with EnCana and BLM representatives prior to construction startup.
2. Application of Collbran Pipeline Right-of-Way Grant (COC72189) Terms and Conditions. All terms and conditions listed in the right-of-way grant shall apply and remain in full force and effect, unless superseded by stipulations included in this exhibit. The installation of the buried water line shall occur within the established disturbance limits of the Collbran Pipeline right-of-way. EnCana, or its subcontractor, shall be responsible for installing the 8" diameter flexpipe water line in a buried trench that would be located approximately 8 feet from the Collbran gas pipeline trench.
3. Project Timing. Should the EnCana water line installation occur during the same approximate period as the Collbran pipeline construction, the final grading, topsoil replacement and seeding of the disturbed corridor shall not occur until both pipelines have been installed. Should the installation of the EnCana flexpipe water line occur during a different construction time period from the Collbran pipeline for unforeseen reasons, EnCana and its subcontractor(s) shall install and reclaim the water line to the same standards as identified in the Collbran pipeline Environmental Assessment and its associated Terms and Conditions of Right-of-Way Grant COC72189.
4. Agreements with Other Holders. The holder of this right-of-way shall obtain an agreement with any existing holders of right-of-way grants for all or a portion of this right-of-way area prior to any disturbance or construction across or adjacent to an existing right-of-way.
5. Drainage Crossings and Culverts. Construction activities at perennial, intermittent, and ephemeral drainage crossings (e.g. burying pipelines, installing culverts) shall be timed to avoid high flow conditions. Construction that disturbs any flowing stream shall utilize either a piped stream diversion or a coffer dam and pump to divert flow around the disturbed area.

Culverts at drainage crossings shall be designed and installed to pass a 25-year or greater storm event. On perennial and intermittent streams, culverts shall be designed to allow for passage of aquatic biota. The minimum culvert diameter in any installation for a drainage crossing or road drainage shall be 18 inches. Contact Noel Ludwig, Glenwood Springs Energy Office Hydrologist, at 970-947-5215 or noel_ludwig@blm.gov. Crossings of drainages deemed to be jurisdictional waters of the U.S. pursuant to Section 404 of the Clean Water Act may require additional culvert design capacity. Due to the flashy nature of area drainages and anticipated culvert maintenance, the U.S. Army Corps of Engineers recommends designing drainage crossings for the 100-year event. Contact Sue Nall at 970-243-1199 x16 or susan.nall@usace.army.mil.

Pipelines installed beneath stream crossings shall be buried at a minimum depth of 4 feet below the channel substrate to avoid exposure by channel scour and degradation. Following burial, the channel grade and substrate composition shall be returned to pre-construction conditions.

6. Jurisdictional Waters of the U.S. The operator shall obtain appropriate permits from the U.S. Army Corps of Engineers prior to discharging fill material into waters of the U.S. in accordance with Section 404 of the Clean Water Act. Waters of the U.S. are defined in 33 CFR Section 328.3 and may include wetlands as well as perennial, intermittent, and ephemeral streams. Permanent impacts to waters of the U.S. may require mitigation. Contact Sue Nall, Regulatory Specialist,

Colorado/Gunnison Basin Regulatory Office, U.S. Army Corps of Engineers, at 970-243-1199 x16 or susan.nall@usace.army.mil.

7. Wetlands and Riparian Zones. The operator shall restore temporarily disturbed wetlands or riparian areas. The operator shall consult with the BLM Glenwood Springs Energy Office to determine appropriate mitigation, including verification of native plant species to be used in restoration. Contact Noel Ludwig, Glenwood Springs Energy Office Hydrologist, at 970-947-5215 or noel_ludwig@blm.gov.