DECISION RECORD

Determination of NEPA Adequacy (DNA)

DOI-BLM-NV-W030-2011-0001-DNA

Ruby Pipeline Summit Lake [redacted] Route Variation

I have reviewed this Documentation of Land Use Plan Conformance and Determination of NEPA Adequacy (DNA) and have determined that the proposed action is in conformance with the Winnemucca District, Sonoma-Gerlach Management Framework Plan, dated 1982.

On the basis of the information contained in the DNA Worksheet (attached), it is my determination that implementation of the proposed action will not have environmental impacts beyond those already addressed in the Ruby Pipeline Project Environmental Impact Statement dated January 2010, and associated Record of Decision (ROD) dated July 12, 2010.

The Route Variation avoids direct impacts to [redacted]. Indirect impacts in the form of short term visual effects would likely persist through construction and the initial phases of landscape rehabilitation. This type of indirect impact is similar to that analyzed in the EIS. The Route Variation avoids cumulative impact to the [redacted]. As per the terms of the MOA (H.3), Ruby would continue to collect data to ascertain indirect effects to cultural resources outside of the direct area of potential effect.

Therefore, it is my decision to implement the Summit Lake [redacted] Route Variation, as described in the DNA Worksheet subject to stipulations from the Ruby Pipeline Project ROD and the following stipulation developed through the process of evaluating this reroute.

Stipulation

Should blasting be required in the excavation of the trench, Ruby Pipeline LLC will submit the blasting plan to the WDO BLM for approval by the District Manager. This plan will be submitted at least *two business days* before its intended implementation.

Since [redacted] is not located on BLM managed land but rather on the Summit Lake Reservation, the BLM recommends that Ruby Pipeline LLC or its agents implement a water testing plan as described in the attached, [redacted] *Groundwater Monitoring Work Plan"*. The testing plan can only be implemented if the Summit Lake Tribe agrees to allow Ruby Pipeline, LLC or its agents to conduct the testing.

Authorized Official: _____
State Director

Date:_____

Attachments