

FINDING OF NO SIGNIFICANT IMPACT (CONSIDERATION)

ROW WYW-165225

DOI-BLM-WY-R01-2011-0055-EA

BLM

Worland Field Office, Wind River/Bighorn Basin District, Wyoming



June 2011

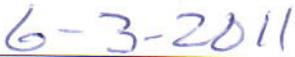
FINDING OF NO SIGNIFICANT IMPACT
Environmental Assessment
DOI-BLM-WY-R01-2011-0055-EA

PacifiCorp
20.8kV Overhead Distribution Line
WYW-165225

Based on the analysis of potential environmental impacts contained in the attached environmental assessment, and considering the significance criteria in 40 CFR § 1508.27, I have determined that the selected action will not have a significant effect on the human environment. An environmental impact statement is therefore not required.



Authorized Officer



Date

DECISION RECORD MEMORANDUM

ROW WYW-165225

DOI-BLM-WY-R01-2011-0055-EA

BLM

Worland Field Office, Wind River/Bighorn Basin District, Wyoming



June 2011

DECISION RECORD
Environmental Assessment
DOI-BLM-WY-R01-2011-0055-EA
PacifiCorp
Right-of-way Application
WYW-165225

It is my decision to approve the Right-of-way as described as Alternative 2 of Environmental Assessment No. DOI-BLM-WY-R01-2011-0055-EA, and to include those measures proposed by PacifiCorp's Application for ROW. This authorization will be granted subject to the Terms and Conditions as attached.

Authorities: Title V of The Federal Land and Policy Management Act of 1976, as Amended; 43 CFR § 2800.

Compliance and Monitoring: Designated Bureau of Land Management personnel will monitor and review project operations as needed to ensure that mitigation measures are in compliance with the terms and conditions.

Terms / Conditions / Stipulations: Attached.

PLAN CONFORMANCE AND CONSISTENCY:

The proposed action and alternatives have been reviewed and found to be in conformance with one or more of the following BLM Land Use Plans and the associated decision:

Name of Plan: Washakie Resource Management Plan **Date Approved:** September 1988

This plan has been reviewed to determine if the proposed action conforms to the land use plan as required by 43 CFR § 1610.5. The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s): WRMP ROD pg 14; "The RMP delineates preferred right-of-way corridors, right-of-way avoidance areas, right-of-way exclusion area, and area available for right-of-way under certain circumstances.

This proposal would be within an area available for linear right-of-way generally open to rights-of-way, and thus it would be in conformance with the land use plan.

Alternatives Considered:

The Environmental Assessment (EA) for the Project considered three alternatives. Alternative 1, the "Proposed Action" alternative, assessed and disclosed the projected effects of the applicant's proposal as detailed in the "Proposed Actions" portion of the environmental assessment.

The "Proposed Action with Conditions of Approval" (2) alternative assessed the proposed action, BLM staff specialists input, and the observations made at the field inspection. It was felt that certain Conditions of Approval were necessary and proper to provide adequate protection of surface and subsurface. For the purpose of analysis, the Terms and Conditions are part of this alternative.

The "No Action" (3) alternative assessed the effects of not implementing any portion of the proposal. Under the No Action alternative, the WFO analyzed the effects of a denial of any further development associated with this project. This alternative provides a benchmark, enabling the decision-maker to compare the magnitude of the environmental effects of the alternatives.

An alternative including the use of alternate surface locations was considered, but not analyzed further.

Rational for Decision:

Alternative 2 was chosen as being the most environmentally sound alternative. This decision is in conformance with the Washakie Resource Management Plan. Terms and Conditions necessary for this action are attached and are considered a part of this approval.

Appeals:

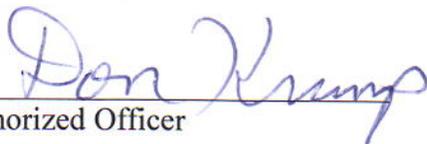
This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (BLM, Worland Field Office, P. O. Box 119, 101 S. 23rd St., Worland, WY 82401) within 30 days of the date that notice of this decision. The appellant has the burden of proof showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR §2801.10 or 43 CFR § 2881.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR § 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal 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 immediate and irreparable harm if the stay is not granted; and
- (4) whether the public interest favors granting the stay.


Authorized Officer

6-3-2011
Date

Attachments—
DOI-BLM-WY-R01-2011-0055-EA
Terms and Conditions
Plan of Development
Map

ROW WYW-165225
DOI-BLM-WY-R01-2011-0055-EA

BLM

Worland Field Office, Wind River/Bighorn Basin District, Wyoming

June 2011



Project Title
DOI-BLM-WY-R01-2011-0055-EA

CHAPTER I
INTRODUCTION AND NEED FOR THE PROPOSED ACTION

INTRODUCTION

PacifiCorp has requested a right-of-way across public land located in 6th PM, Hot Springs County, Wyoming, T. 44 N., R. 93 W., sec. 35, NE¼SE¼. The proposed action will allow construction of a 20.8kV overhead distribution line.

PURPOSE AND NEED FOR THE PROPOSED ACTION

The purpose of the proposed action is to construct a 20.8kV overhead distribution line. The distribution line will serve Gas Venture's Zimmerman Butte 9-35 well. The need for the action is established by the Bureau of Land Management's (BLM) responsibility under the Federal Land and Policy Management Act of 1976, as Amended (FLPMA).

Decision to be made: The BLM will decide whether or not to grant the right-of-way, and if so, under what terms and conditions.

CONFORMANCE WITH BLM LAND USE PLAN

Name of Plan: Washakie Resource Management Plan **Date Approved:** September 1988

This plan has been reviewed to determine if the proposed action conforms to the land use plan as required by 43 CFR § 1610.5. The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s): WRMP ROD pg 14; "The RMP delineates preferred right-of-way corridors, right-of-way avoidance areas, right-of-way exclusion area, and area available for right-of-way under certain circumstances.

This proposal would be within an area available for linear right-of-way generally open to rights-of-way, and thus it would be in conformance with the land use plan.

RELATIONSHIPS TO STATUTES, REGULATIONS AND OTHER PLANS

Title V of FLPMA

43 Code of Federal Regulations § 2800.

Other relevant guidance includes BLM Manual 2800.

CHAPTER 2 DESCRIPTION OF ALTERNATIVES

INTRODUCTION

Alternative 1, Proposed Action: This alternative would permit the action as proposed and described in the Project Description and right-of-way application received with Plan of Development.

Alternative 2, Proposed Action with attached Terms & Conditions: Based on staff specialists input, it was felt that certain Terms & Conditions were necessary and proper to provide adequate protection of the surface.

Alternative 3, No Action: Under a no action alternative, the right-of-way would not be approved.

PROPOSED ACTION

PacifiCorp proposes to construct a new 20.8kV overhead distribution line to serve the Gas Venture's Zimmerman Butte 9-35 well. Construction will consist of installing approximately 201.0 feet of overhead distribution line with a width of 25.0 feet on public land for 0.115 acres more or less. The total number of poles for the new line will be 2 new wooden poles with appropriate guy anchors. Construction equipment utilized by PacifiCorp will be: 1 line truck with auger, 1 bucket truck, 1 pole truck with trailer, 1 4 X 4 pickup truck and a 2 to 4 man crew. Construction should be completed within 1-2 days following the start of construction. The right-of-way will be granted for a term of 30 years with right of renewal.

PROPOSED ACTION WITH TERMS AND CONDITIONS

Based on BLM Staff specialist input, it was felt that certain Terms and Conditions were necessary and proper to provide adequate protection of the surface.

NO ACTION

The No Action Alternative would be to deny the proposed right-of-way application. The utility company would not have authorization to construct the overhead distribution line and the operator of the Zimmerman Butte 9-35 well would not have electricity to operate their facilities.

CHAPTER 3 AFFECTED ENVIRONMENT

The affected environment was considered and analyzed by an interdisciplinary team.

Cultural:

A Class III Cultural Inventory was not necessary. It was determined that human activity within the last 50 years has created a new land surface to such an extent as to eradicate traces of cultural properties.

Soils:

The proposed power line would be constructed across soil map unit 68 Cadoma - Epsie Complex. These are shallow (10-20 inches) to moderately deep (20-40 inches), well drained soils that formed over clay-shale bedrock. Soil textures are silty clay loams and clay loams throughout the profile. The soil reaction (pH) is moderately to strongly alkaline (ph 7.9-9.0). Soil salinity is moderately to strongly saline (EC of 4 – 16+ mmhos/cm³). These soils have a naturally high runoff potential and very slow infiltration rates and very slow water transmission through the soil profile.

Despite the limited depth of the soils, they pose few limitations for the construction of the power line. The soft clay-shale bedrock can easily be bored and excavated. These soils are difficult to reclaim following surface disturbing activities, due to shallow depth, high alkalinity (soil pH) and high salt content.

Recreation/Lands with Wilderness Characteristics/ Visual Resource Management:

Recreation

The project area is located within an extensive recreational management area (ERMA). Recreation management in an ERMA consists of custodial duties, such as signage, recreation maintenance, and maintaining public health and safety. It is considered front country which can be identified as within ½ mile of low clearance or passenger vehicle routes including unpaved county roads. The landscape is characterized by being partially modified by man-made features (e.g. roads, structure, utilities), but none overpower the natural landscape. The social settings within the area can be characterized as a back country setting where 3-6 encounters/day may occur off travel routes and 7-15 encounters/day on travel routes.

Recreation use for this area consists of site seeing, hunting, camping, driving for pleasure (ORV and 4WD), destination travel for viewing the area and general dispersed recreation. The Washakie Resource Management Plan's direction for travel management is limited to existing roads and trails. Group size is usually 2-4 people per group and encounters with other users may exceed 10 per day but are usually less than 5 on motorized travel routes off US Highways. Encounters off motorized routes are less. Basic (BLM) maps and minimal on site signing is available to users. Enforcement patrols and BLM uniformed presence are infrequent.

Lands with Wilderness Characteristics

Wilderness characteristics are resource values that include naturalness, outstanding opportunities for solitude, and outstanding opportunities for primitive and unconfined recreation. Areas evaluated for wilderness characteristics generally occur in undeveloped locations 5,000 contiguous acres and greater, or of sufficient size to be practical to manage for these characteristics. The BLM Land Use Planning Handbook (H.1601-1) states that the BLM must consider the management of lands with wilderness characteristics during the land use planning process. The criteria used to identify these lands are essentially the same criteria used for determining wilderness characteristics for wilderness study areas (WSA). However, the authority set forth in Section 603(a) of FLPMA to complete the three part wilderness review process (inventory, study, and report to Congress) expired on October 21, 1993; therefore, FLPMA does not apply to new WSA proposals and consideration of new WSA proposals on BLM-administered public lands is no longer valid. As mandated by FLPMA, Section 201, the BLM is still required to maintain an inventory of BLM-administered public lands to determine whether they possess wilderness characteristics. Recent inventories have found BLM-administered public lands that are within proximity to the immediate project area absent of wilderness characteristics, therefore Lands with Wilderness Characteristics area not further discussed.

VRM

The project areas are located in Visual Resource Management (VRM) Class IV. The objective of class IV is to provide for management activities which require major modifications of the existing character of the landscape. The level of change to the characteristic landscape can be high. These management activities may dominate the view and be the major focus of viewer attention. However, every attempt should be made to minimize the impact of these activities through careful location, minimal disturbance, and repeating the basic elements of form, line, color, and texture.

Weeds:

No noxious weeds have been documented for the project site.

Hydrology:

Minor ground disturbance around the pole installation site will likely occur. Minor compaction and trampling of vegetation may also occur. Infiltration capacity of disturbed areas would likely be reduced. Reduction in ground cover from the installation of the poles would occur. The amount of disturbance is minimal and the watershed will not be significantly impacted by this proposed action.

Potential cumulative effects from the continued development of power lines and associated road networks from energy development in the watershed would likely impact the watershed by reducing infiltration, increased storm water runoff, and higher peak discharges into intermittent and perennial streams in the Kirby Creek watershed.

Paleontology:

Proposed project is located within Cody Shale with a PFYC (Potential Fossil Yield Classification) rating of 3 or moderate. This means the project area has a moderate sensitivity for paleontological resources. Existing disturbance has eradicated the potential for intact significant localities.

Geology:

The Cody shale is the surficial deposit in the area of the proposed power line. The Cody Shale in the Bighorn Basin consists of marine shale, sandstone, and siltstone deposited during a major marine transgressive-regressive cycle. In various locations it is a dull gray to brown shale, a grey siltstone, or a very fine grained grey sandstone. The formation ranges in thickness from about 1,700-3,800 ft. increasing in thickness to the south. The beds of the Cody shale are continuous and can be traced for miles. The formation is easily weathered, and has little nutrient value.

Range:

The project is located within the Kirby Creek Allotment #005589 with season of use from March 1 through May 31 and October 21 through February 28th. The area is characterized as sagebrush-grasslands in a 10-14 inch precipitation zone.

CHAPTER 4 ENVIRONMENTAL IMPACTS

PROPOSED ACTION

Alternative 1

Cultural:

Heavy existing disturbance has removed the possibility for intact cultural properties. No additional consequences would be expected under this alternative.

Soils:

Given the limited extent of surface disturbance, impacts to the soil and watershed resource would be minimal. No significant changes to runoff and erosion are anticipated. Where reclamation is necessary, success will be difficult, due to the shallow depth and the chemical characteristics discussed above (soil pH and salinity).

Recreation/Lands with Wilderness Characteristics/ Visual Resource Management:

Recreation

The project area is located within an area which the recreational physical and social settings have been altered. The area provides a naturally appearing landscape although modified from roads and facilities associated with oil & gas development. Cumulative impacts of continued development of roads, power lines and facilities will continue to alter the physical and social recreational settings for the area for such things as viewing scenery, hunting quality, and feeling of remoteness, naturalness and solitude.

VRM

The proposed project will create contrasting elements of form, line, color, and texture against the surrounding natural elements. However, due to the surrounding development and proximity to any sensitive viewing areas or key observation points, the project will not compromise the visual integrity of the area or compromise the Class IV objectives.

Weeds:

Increased risk for noxious weed introduction, seeds can be imported on construction equipment.

Hydrology:

Minor ground disturbance around the pole installation site will likely occur. Minor compaction and trampling of vegetation may also occur. Infiltration capacity of disturbed areas would likely be reduced. Reduction in ground cover from the installation of the poles would occur. The amount of disturbance is minimal and the watershed will not be significantly impacted by this proposed action.

Paleontology:

Existing disturbance has eradicated the potential for intact significant localities. No additional consequences would be expected under this alternative.

Geology:

No effects anticipated.

Range:

Less than one AUM of forage is expected to be lost due to disturbance.

**PROPOSED ACTION WITH CONDITIONS OF APPROVAL
Alternative 2****Cultural:**

No additional consequences would be expected under this alternative. The project authorization is recommended with standard stipulations included under Terms and Conditions.

Soils:

No additional Conditions of Approval are being proposed to protect the soil and watershed resources. Impacts would be similar to those discussed under the Proposed Action.

Recreation/Lands with Wilderness Characteristics/ Visual Resource Management:**Recreation**

Impacts to recreation will be the same as those addressed in proposed alternative.

VRM

Impacts to VRM will be the same as those analyzed in the proposed action.

Weeds:

Ensuring that equipment is thoroughly cleaned before beginning project will reduce the risk for noxious weed introduction.

Hydrology:

Same as proposed action Alternative 1.

Paleontology:

No additional consequences would be expected under this alternative. The project authorization is recommended with standard stipulations included under the Terms and Conditions.

Geology:

Same as proposed action Alternative 1.

Range:

Same as proposed action Alternative 1.

**NO ACTION
Alternative 3**

Cultural:

Under the No Action Alternative, the development of the proposed Action would not occur. No resulting effects on cultural resources would be expected to occur beyond the current situation

Soils:

If the power line were not constructed there would be no impacts to the soil and watershed resources.

Recreation/Lands with Wilderness Characteristics/ Visual Resource Management:

Recreation

Under the No Action Alternative, the development of the proposed Action would not occur. No resulting effects on recreational resources would be expected to occur beyond the current situation.

VRM

Under the No Action Alternative, the development of the proposed Action would not occur. No resulting effects on visual resources would be expected to occur beyond the current situation.

Weeds:

No change in risk for new weed infestation.

Hydrology:

If the power line were not constructed there would be no impacts to watershed resources.

Paleontology:

Under the No Action Alternative, the development of the proposed Action would not occur. No resulting effects on paleontological localities would be expected to occur beyond the current situation.

Geology:

No effects under the No Action Alternative.

Range:

No effect to AUM's under the No Action Alternative.

CUMULATIVE IMPACTS

Cumulative impacts of continued development of roads, power lines and facilities will continue to alter the physical and social recreational settings for the area for such things as viewing scenery, hunting quality, and feeling of remoteness, naturalness and solitude.

Potential cumulative effects from the continued development of power lines and associated road networks from energy development in the watershed would likely impact the watershed by reducing infiltration, increased storm water runoff, and higher peak discharges into intermittent and perennial streams in the Kirby Creek watershed.

Increased risk for noxious weed introduction, seeds can be imported on construction equipment, however mitigation described in Alternative 2 would reduce this risk.

CHAPTER 5
PERSONS, GROUPS, AND AGENCIES CONSULTED

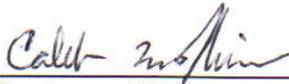
Other Persons/Agencies Consulted

Erik Grill, Property Agent/Lead Senior for PacifiCorp

List of Preparers

BLM Preparers

Name	Title	Responsible for the Following Section(s) of this Document
Marit Bovee	Archaeologist	Cultural/Paleontological
Karen Hepp	Range Management Specialist	Threatened and Endangered Plant Species/ Range
Steve Kiracofe	Soil Scientist	Soils
Mike Peterson	Recreation Specialist	Recreation/LWC/VRM
CJ Grimes	NRS	Weeds
Jared Dalebout	Hydrologist	Hydrology
Ted Igleheart	Wildlife Biologist	Wildlife
Carol Sheaff	Realty Specialist	Lands
Pam French	Geologist	Geology



Reviewer (Environmental Coordinator)

Terms and Conditions

The following terms and conditions of approval are in addition to standard terms and conditions associated with the authorization of right-of-way grant WYW-165225

- **To prevent weed introduction the holder shall ensure equipment has been thoroughly cleaned prior to beginning construction of the project.**
- **The holder shall evenly spread the excess soil excavated from pole holes within the right-of-way and in the immediate vicinity of the pole structure.**
- **The operator is responsible for informing all persons in the area who are associated with this project that they will be subject to prosecution for knowingly disturbing historic or archaeological sites, or for collecting artifacts. If historic or archaeological materials are uncovered during construction, the operator is to immediately stop work that might further disturb such materials, and contact the authorized officer (AO). Within five working days the AO will inform the operator as to:**

-whether the material appears eligible for the National Register of Historic Places;

-the mitigation measures the operator will likely have to undertake before the site can be used (assuming in situ preservation is not necessary); and,

-a timeframe for the AO to complete an expedited review under 36 CFR 800.11 to confirm, through the State Historic Preservation Officer, that the findings of the AO are correct and that mitigation is appropriate. The AO will provide technical and procedural guidelines for the conduct of mitigation. Upon verification from the AO that the required mitigation has been completed, the operator will then be allowed to resume construction measures.

- **The operator is responsible for informing all persons in the area who are associated with this project that they will be subject to prosecution for knowingly disturbing paleontological localities, or for collecting vertebrate fossils. If paleontological materials are uncovered during operations, the operator is to immediately stop work that might further disturb such materials, and contact the authorized officer (AO).**

Within five (5) working days the AO will evaluate the discoveries and take necessary actions to protect or remove the resource. Decisions regarding the appropriate measures to mitigate effects to such resources will be made in consultation with the operator

**PLAN OF DEVELOPMENT—Exhibit B
PP&L/RMP REFERENCE RW20110072W
(Gas Ventures Zimmerman Butte 9-35)**

Proposed Project: Pacific Power proposes to construct a new 20.8kV overhead distribution line to serve the Gas Ventures Zimmerman Butte 9-35 well. This new line will place approximately 210.0 feet of 20.8kV 3 phase overhead line with a width of 25.0 feet on public lands. The line is located in Township44N,R93W,6thPM, Section 35:NESE, Hot Springs County, Wyoming, as shown on the attached EXHIBIT "A", dated April 1, 2011. 201.0 per E Brill 4.13.11

Brief Description: Construction will consist of installing approximately 210.0 feet of new 20.8kV overhead distribution line service to the Zimmerman Butte 9-35 well. The total number of poles for the new line will be 2 new wooden poles with appropriate guy anchor on public lands. This line is considered by PacifiCorp/Rocky Mountain Power to be a standard 20.8kV overhead distribution line, with very little ground disturbance necessary to build this type of power line. 201.0 per E Brill 4.13.11

Construction Schedule: Construction will be scheduled after permission is received from the Bureau of Land Management. Pacific/Rocky Mountain Power would like to begin work as soon as possible and work should be completed within 1-2 days following the start of construction. Construction equipment utilized by PacifiCorp/RMP will be: 1 line trucks with auger, 1 bucket trucks, 1 pole truck with trailer, 1 4X4 pickup truck, 2to4 man crew.

Compliance with Terms of Grant: If a right-of-way grant is issued, Pacific/Rocky Mountain Power shall construct, operate, and maintain the facilities, improvements, and structures within the right-of-way in strict conformity with this Plan of Development (Exhibit B) which has been made part of this application. Any relocation, additional construction, or use that is not in accord with this Plan shall not be initiated without prior written approval from the BLM. A copy of the approved right-of-way grant shall be made available during construction. Noncompliance with these terms shall be grounds for an immediate temporary suspension of activities if it constitutes a threat to public health and safety or the environment.

Surface Disturbance: Pacific/Rocky Mountain Power shall conduct all activities associated with the construction, operation, and termination of the right-of-way grant within the authorized limits of the right-of-way. The existing roads will be used to reduce surface disturbance as much as practical, and blading of the distribution line corridor will not be required.

Equal Opportunity Employer: Pacific/Rocky Mountain Power is an equal opportunity employer and will not exclude any person from participation in employment due to race, creed, color, national origin, or sex. Contractors, subcontractors, bidders, purchasers, and labor unions utilized by Pacific/Rocky Mountain Power will be notified of these equal opportunity obligations.

Financing: Pacific/Rocky Mountain Power will finance this project by securing full advance aid to construction from our customer. The U.S. Government will not be required to finance the cost of the project.

2011 APR 13 A 037

**PP&L/RMP REF: RW20110072W
(Gas Ventures Zimmerman Butte 9-35)**

Wet Soil Conditions: Construction or maintenance activities shall not be performed during period when the soil is too wet to adequately support construction equipment. If such equipment creates ruts in excess of three (3) inches deep, the soil is considered by Pacific/Rocky Mountain Power to be too wet to continue construction activities. If maintenance activities require the immediate repair of the power line and the soil is too wet, Pacific/Rocky Mountain Power will be responsible for the appropriate rehabilitation of disturbed ground.

Fire Prevention and Special Equipment: Pacific/Rocky Mountain Power will do everything reasonably within its power to prevent fires on or near lands to be occupied under this grant. Each vehicle will be equipped with a mobile radio and a fire extinguisher. Line trucks will be equipped with exhaust pipes which are elevated to prevent grass fires.

Weed Control: Pacific/Rocky Mountain Power shall be responsible for weed control on disturbed areas directly caused by it within the limits of the right-of-way. Pacific/Rocky Mountain Power will consult with BLM and/or local authorities for acceptable weed control methods (within limits imposed in the grant stipulations).

PCB or Other Hazardous Materials: Pacific/Rocky Mountain Power will not use \approx Polychlorinated Biphenyl (PCB's) during the construction, operation, or maintenance of facilities authorized for construction under this right-of-way grant. Pacific/Rocky Mountain Power will not knowingly use or transport any hazardous material at any time for this permit, as defined in CERCLA Section 101(14), 42 USC 9601(14). We will fully comply with the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 USC 9601 (14), or hazardous or solid waste, as defined in the Resource Conservation and Recovery Act of 1976, as amended 42 US. C. 6902(5), (27).

Pesticides: Pacific/Rocky Mountain Power shall comply with the applicable Federal and State laws regarding the use of pesticides. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of pesticides, the holder shall obtain from the authorized officer approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer. Emergency use of pesticides shall be approved in writing by the BLM prior to such use.

Survey Monuments and Compliance: Pacific/Rocky Mountain Power shall protect all survey monuments in accordance to the "Manual of Surveying Instructions for the Survey of Public Lands of the United States." In addition, Pacific/Rocky Mountain Power will construct the line in strict compliance to the maps submitted with the Plan of Development.

2011 JUN 13 A 0:31

**PP&L/RMP REF: RW20110072W
(Gas Ventures Zimmerman Butte 9-35)**

Cultural/Paleontological Resources: Any cultural and/or paleontological resources (historic) or prehistoric site or object) discovered during construction shall be immediately reported to the BLM. Pacific/Rocky Mountain Power agrees to suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery will be made by appropriate authorities in a workable amount of time to determine appropriate actions to prevent the loss of significant cultural or scientific values. Gas Ventures will be responsible for the reasonable cost of evaluation. Any decision as to proper mitigation measures will be made by BLM after consultation with Pacific/Rocky Mountain Power and Gas Ventures.

Raptor Protection: All of Pacific's/Rocky Mountain Power's electrical facilities are designed with the protection of birds of prey in mind. Pacific/Rocky Mountain Power shall construct facilities for this project to meet the standard as outlined in Suggested Practices for Raptor Protection of Powerlines, "Raptor Research Foundation, Inc. 2006, or to a newer or more improved standard. Pacific/Rocky Mountain Power agrees to modifications or additions to all structures placed on this right-of-way should they be necessary to ensure the safety of large perching birds.

Maintenance: Pacific/Rocky Mountain Power will keep the power line and appurtenances in "safe and usable condition" at all times. Standards from the National Electric Safety Code will be used to determine the condition of the power line. Periodic inspections and routine maintenance will be performed as required to keep the power line in "safe and usable" condition.

Termination: Prior to termination of the right-of-way, Pacific/Rocky Mountain Power shall contact the BLM to arrange a joint inspection of the right-of-way. This inspection will be held to agree to acceptable termination (and rehabilitation) plan. This plan shall include but is not limited to removal of facilities, drainage structures or surface material, recontouring, top soiling, or seeding. The BLM must approve the plan in writing prior to Pacific/Rocky Mountain Power commencement of any termination activities.

Name and Telephone Number of Contact Personnel: Questions regarding the application, renewal, or right-of-way fees should be addressed to:

Mr. Erik Grill, Right-of-Way Agent/Lead Senior
PacifiCorp/Rocky Mountain Power
2840 East Yellowstone Highway
Casper WY 82609
307-577-6936

Questions regarding the operation or maintenance of the power line should be directed to:

Mr. Randy Harry, Estimator
Rocky Mountain Power
1905 Robertson Avenue
Worland, Wyoming 82401
307-347-6815

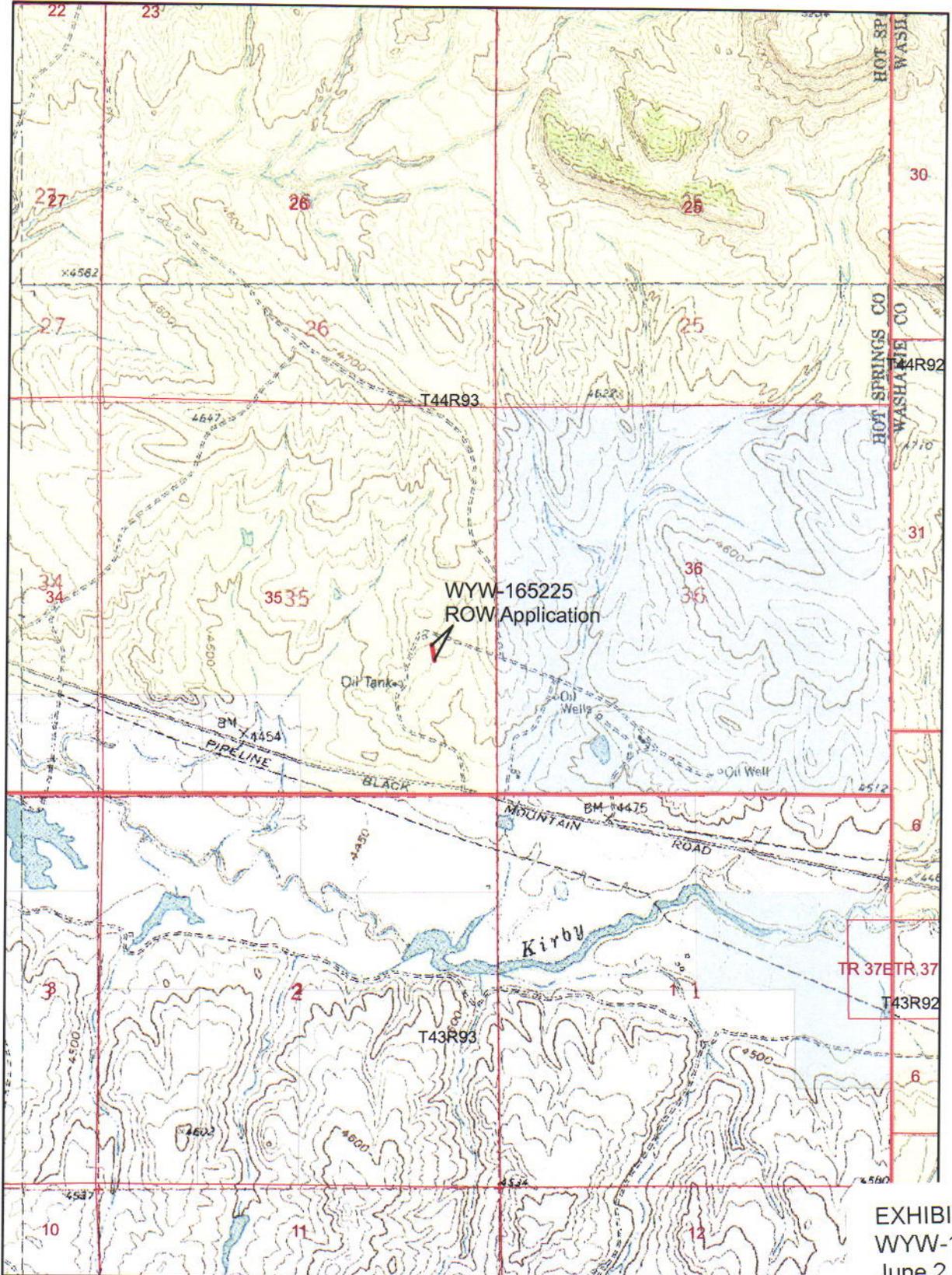


EXHIBIT A
WYW-165225
June 2, 2011
Page 4 of 4

NO WARRANTY IS MADE BY BLM
FOR USE OF THE DATA FOR
PURPOSES NOT INTENDED BY BLM

T. 44 N., R. 93 W., sec. 35, NESE.