

DECISION RECORD  
for  
Rams Butte Well/Pipeline  
And  
Paul Well and Pipeline

EA-OR-025-2001-037

INTRODUCTION: Following a thirty day comment period of the Rams Butte Well/Pipeline and Paul Well Pipeline (EA), EA OR-025-2001-037 The Three Rivers Field Office, of the Bureau of Land Management is issuing a decision for the implementation of these pipelines on the Three Rivers Resource Area of the Burns District. The decision is to implement the proposed action of the EA.

DECISION: Having considered a range of alternatives and associated impacts and based on the analysis in the Rams Butte Well/Pipeline and Paul Well Pipeline (EA), it is my decision to implement the proposed action which establishes criteria and objectives for developing these water distribution projects in the Three Rivers Resource Area.

Rationale for Decision: I have selected the proposed action for the following reasons:

The proposed action improves upland range conditions by increasing livestock distribution and thereby reducing concentration.

It maintains an early use grazing system that is beneficial to improvement of upland range conditions.

It provides water for both livestock and wildlife during periods of reduced natural water.

Based on past experience there is a high likelihood for success.

I did not receive any negative comments during the FONSI/EA review period. I received one comment supportive of the proposed action.

It is in conformance with Section 7(a)1 of the Endangered Species Act.

It is in compliance with the Three Rivers RMP (1992).

It is in compliance with Federal laws that mandate the management of public land resources (Federal Land Policy and Management Act of 1976).

The decision does not result in any undue or unnecessary environmental degradation. I have also considered alternatives to the proposed action including:

Alternative 1-No Action: This alternative proposed no installation of these projects. I did not select this alternative because it was not responsive to improving the conditions in the habitat types that are identified in the purpose and need of the EA.

I also considered the continued practice of hauling water. The permittee's cooperation in the funding of these projects and the improved location of the water source as valid reason to implement the proposed action.

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 Form 1842-1. If an appeal is filed, your notice of appeal must be filed in the Burns District Office, HC 74-12533 Highway 20 West, Hines, OR 97738 by April 28, 2003. The appellant has the burden of showing that the decision appealed is in error.

If you wish to file a petition, pursuant to regulation 43 CFR 4.21, for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for stay must accompany your notice of appeal. A petition for 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.
- (4) Whether the public interest favors granting the stay.

Joan Suther – Signature on File  
Three Rivers Field Manager

3/19/2003  
Date

USDI, Bureau of Land Management  
Three Rivers Resource Area, Burns District  
Hines, Oregon 97738

Finding of No Significant Impact  
for  
Three Rivers Juniper Management Project  
EA-OR-025-2000-04

This proposal is in conformance with objectives and land use plan allocations in the 1992 Three Rivers Resource Management Plan. The proposed action would enhance a variety of important habitats.

Based on the analysis of potential environmental impacts contained in the EA and all other information, I have determined that the proposal and alternatives analyzed do not constitute a major Federal action that would significantly impact the quality of the human environment. Therefore, an environmental impact statement is not necessary and will not be prepared. This determination is based on the following factors:

1. Beneficial, adverse, direct, indirect, and cumulative environmental impacts discussed in the EA have been disclosed. The physical, and biological effects are limited to the Three Rivers Resource Area.
2. Public health and safety would not be adversely impacted.
3. There would be no adverse impacts to wetlands, floodplains, areas with unique characteristics or ecologically critical areas.
4. There are no highly controversial effects on the environment.
5. There are no effects that are highly uncertain or involve unique or unknown risk. Sufficient information on risk is available based on information in the EA and other past actions of a similar nature.
6. This alternative does not set a precedent for other projects that may be implemented in the future to meet the goals and objectives of the Three Rivers Resource Management Plan (RMP, 1992).
7. No cumulative impacts related to other actions that would have a significant adverse impact were identified or are anticipated.
8. Based on previous and ongoing cultural resource surveys, and through the mitigation of avoidance, no adverse impacts to cultural resources were identified or anticipated.
9. No adverse impacts to any threatened or endangered species or their habitat that was determined to be critical under the Endangered Species Act was identified. If at a future time there could be the potential for adverse impacts, guidelines or stipulations would be modified or mitigated not to have an adverse effect or a new analysis would be conducted.
10. This alternative is in compliance with relevant Federal, State, and local laws, regulations and requirements for the protection of the environment.

---

Craig M. Hansen

Date

Three Rivers Field Manager