

^{Lease}
BLM ~~Serial~~ Number LC-060572A
Company Reference Exxon Corp.
Big Eddy Fed. #98

STANDARD STIPULATIONS FOR OVERHEAD ELECTRIC DISTRIBUTION LINES
IN THE ROSWELL DISTRICT, BLM

Holder agrees to comply with the following stipulations to the satisfaction of the Authorized Officer:

1. The holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this grant.
2. "If facilities authorized for construction under this permit use Polychlorinated Biphenyls (PCBs), such use shall be in a totally enclosed manner in accordance with provisions of the Toxic Substances Control Act of 1976 as amended (see 40 CFR Part 761). Additionally, any release of PCBs (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation, and Liability Act, section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any hazardous material shall be furnished to the Authorized Officer within 5 working days of the occurrence of the spill or release."
3. There will be no clearing or blading of the right-of-way unless otherwise agreed to in writing by the Authorized Officer.
4. Powerlines shall be constructed in accordance to standards outlined in "Suggested Practices for Raptor Protection on Powerlines," Raptor Research Foundation, Inc., 1981. The holder shall assume the burden and expense of proving that pole designs not shown in the above publication are "raptor safe." Such proof shall be provided by a raptor expert approved by the Authorized Officer. The BLM reserves the right to require modification or additions to all powerline structures placed on this right-of-way, should they be necessary to ensure the safety of large perching birds. Such modifications and/or additions shall be made by the holder without liability or expense to the United States.
5. The holder shall minimize disturbance to existing fences and other improvements on public lands. The holder is required to promptly repair improvements to at least their former state. Functional use of these improvements will be maintained at all times. The holder will contact the owner of any improvements prior to disturbing them. When necessary to pass through a fence line, the fence shall be braced on both sides of the passageway prior to cutting of the fence. No permanent gates will be allowed unless approved by the Authorized Officer.
6. The BLM serial number assigned to this authorization shall be posted in a permanent, conspicuous manner where the powerline crosses roads and at all serviced facilities. Numbers will be at least two inches high and will be affixed to the pole nearest the road crossing and at the facilities served.

(over)

7. Upon cancellation, relinquishment, or expiration of this grant, the holder shall comply with those abandonment procedures as prescribed by the Authorized Officer.

8. All surface structures (poles, lines, transformers, etc.) shall be removed within 180 days of abandonment, relinquishment, or termination of use of the serviced facility or facilities or within 180 days of abandonment, relinquishment, cancellation, or expiration of this grant, whichever comes first. This will not apply where the powerline extends service to an active, adjoining facility or facilities.

9. Special Stipulations:

BY

DATE

(July 1986)



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO

Resource Area Carlsbad

RECORD OF (CATEGORICAL EXCLUSION) REVIEW

Number 226 to Environmental Assessment NM-060-81-088 Oil and Gas Leasing
Roswell District (July 1981)

Operator/Project Name Exxon Corporation / Big Eddy Fed. #98 Elec. Line
Project Type Electrical Distribution Line
Project Location SE NW 1/4 sec. 7, T. 21 S., R. 28 E
Lease Number LC-060572-A
Surface Ownership Federal
Caliche Ownership & Location NCH Clearance
Field Inspection Yes Date of Inspection 6/12/87
Participants B. Hunt - BLM
Date Complete SUP Rec'd. 6/10/87

Review Signature or Initials:

Health and Safety, Highly Controversial,
Unique or Unknown Risk, Precedent Setting,
Cumulatively Significant, Local/State/
Federal Law*, and Unique Resource**

Paleontology***

Floodplains/Hydrology

Recreation/VRM

Wilderness/Wild & Scenic Rivers

Prime/Unique Farmlands

Air Quality (if in or adjacent to Class I)

Archeo/Historical 87-067-324

T&E Species

DKaunor	06/12/87
B. Hunt	6/12/87
K. R. Grand	6/15/87
B. Hunt	6/12/87
B. Hunt	6/12/87
DKaunor	06/12/87
W. Lindquist	06/22/87

* Includes tribal laws, Native Religious Freedom Act, EO 11988 (Floodplains),
EO 11990 (Wetlands), Fish and Wildlife Coordination Act.

** Includes parks, refuges, and ecologically significant areas.

*** Signatures are required for only those resources the action may affect.

Remarks/Special Stipulations

Standard Elec. line strips attached.

This action is categorically excluded from the NEPA process under Department Manual 516.6, Appendix 5. We have reviewed the nine exceptions to the CER process in Department Manual 516.2.3A(3) and the proposed action does not meet these exceptions. We concur with the approval of this project subject to enclosed stipulations.

Barry W. Hunt
Preparer

Natural Resource Specialist
Title

6/12/87
Date

Scott C. Adams
BLM Authorized Officer

Acting Area Manager
Title

6/26/87
Date