CHECKLIST ENVIRONMENTAL ASSESSMENT

Project Name:	CHS Yellowstone River 10" Oil Pipeline Boring Project near Laurel, MT
Proposed Implementation Date:	Winter 2021/Spring 2022
Proponent:	Cenex Pipeline, LLC.
Location:	A strip of land under the Yellowstone River of Section 7, Township 2 South, Range 25 East (Yellowstone River - Public Land Trust)
County:	Yellowstone County

I. TYPE AND PURPOSE OF ACTION

The Proponent, CHS, is requesting a ±0.904-acre easement in the Yellowstone River for the location of a 10" refined fuels pipeline in Section 17, Township 2 South, Range 25 East. The proposed easement is part of a project developed by CHS to re-route a portion of their pipeline and relocate it out of urban residential areas as the Billings area population has grown. The pipeline was original put in in 1971 and the proponent will still use the other existing river crossings they have been granted. The new pipeline will increase capacity and will reduce maintenance requirements, due to the original pipe becoming outdated.

The proposed project will use horizontal directional drilling (HDD) to bore under the Yellowstone River and place a 10" pipeline for the of transporting refined fuels. The pipeline will be approximately 40' below the rock bed of the Yellowstone River.

II. PROJECT DEVELOPMENT

1. PUBLIC INVOLVEMENT, AGENCIES, GROUPS OR INDIVIDUALS CONTACTED:

Provide a brief chronology of the scoping and ongoing involvement for this project.

No formal public scoping was performed by DNRC for this proposed project.

2. OTHER GOVERNMENTAL AGENCIES WITH JURISDICTION, LIST OF PERMITS NEEDED:

The proponent is seeking the following required permits:

- 310 Permit – Yellowstone Conservation District
- Floodplain Permit – Yellowstone County
- Section 10 Permit – USACOE
- 401 Certification – MT DEQ
- Storm Water Pollution Prevention Plan (SWPPP) – MT DEQ

All permits will be secured for the construction of the new 10" refined fuels pipeline directional boring project that is within the proposed easement corridor.

3. ALTERNATIVES CONSIDERED:

Proposed Alternative: Approve the request by CHS for a 10" refined fuels pipeline easement under the Yellowstone River. This is the most direct, and efficient, placement for the pipeline to meet increasing supply demand.

No Action Alternative: Deny the request by CHS for a 10" refined fuels pipeline easement under the Yellowstone River, requiring the proponent to develop an alternative route/method.

III. IMPACTS ON THE PHYSICAL ENVIRONMENT

- *RESOURCES potentially impacted are listed on the form, followed by common issues that would be considered.*
- *Explain POTENTIAL IMPACTS AND MITIGATIONS following each resource heading.*
- *Enter "NONE" If no impacts are identified or the resource is not present.*

4. GEOLOGY AND SOIL QUALITY, STABILITY AND MOISTURE:

Consider the presence of fragile, compactable or unstable soils. Identify unusual geologic features. Specify any special reclamation considerations. Identify any cumulative impacts to soils.

The easement area and project area lay under the riverbed of the Yellowstone River. The riverbed is within unglaciated areas of the Missouri Plateau and is comprised of sedimentary rocks, mainly sandstone. The project will use horizontal directional drilling (HDD) to bore the pipe approximately 40' under the riverbed. The proposed action would result in minimal disruption to the riverbed. No significant long-term adverse impacts to geology and soil quality, stability is expected as a result of implementing the proposed alternative.

5. WATER QUALITY, QUANTITY AND DISTRIBUTION:

Identify important surface or groundwater resources. Consider the potential for violation of ambient water quality standards, drinking water maximum contaminant levels, or degradation of water quality. Identify cumulative effects to water resources.

The proposed action is to directionally bore 40' below the Yellowstone riverbed. The depth is designed to ensure no pollutant shall reach the flowable riverbed. Neither the ingress bore pit nor the egress bore pit will be within the Yellowstone Riverbed. The project will then extend under the riverbed for ±787.87'. The proposed action is not expected to have a significant adverse impact on water quality, quantity or distribution.

6. AIR QUALITY:

What pollutants or particulate would be produced? Identify air quality regulations or zones (e.g. Class I air shed) the project would influence. Identify cumulative effects to air quality.

Implementation of the proposed action will result in a temporary increase in emissions from heavy equipment that will be used to dig the pits and bore the pipeline under the river. Due to the short nature of installation, no significant long term adverse impacts to air quality are expected by implementing the proposed action.

7. VEGETATION COVER, QUANTITY AND QUALITY:

What changes would the action cause to vegetative communities? Consider rare plants or cover types that would be affected. Identify cumulative effects to vegetation.

The proposed action would allow the proponent to install a 10" refined fuels pipeline by boring approximately 40' under the Yellowstone Riverbed rock base. The portion of the project that is on state-owned land runs ±787.87' and is entirely under the Yellowstone River. No significant impacts to vegetative cover, quantity and quality are expected by implementing the proposed action.

8. TERRESTRIAL, AVIAN AND AQUATIC LIFE AND HABITATS:

Consider substantial habitat values and use of the area by wildlife, birds or fish. Identify cumulative effects to fish and wildlife.

The proposed action is to directionally drill 40' under the Yellowstone riverbed. The portion of the project that is on state-owned land is entirely under the Yellowstone River. Due to the relatively short project duration and minimal impacts to the area, no significant adverse impacts to terrestrial, avian and aquatic life and habitats are expected to occur as a result of implementing the proposed alternative.

9. UNIQUE, ENDANGERED, FRAGILE OR LIMITED ENVIRONMENTAL RESOURCES:
Consider any federally listed threatened or endangered species or habitat identified in the project area. Determine effects to wetlands. Consider Sensitive Species or Species of special concern. Identify cumulative effects to these species and their habitat.

A search of the Montana Natural Heritage Program database indicated the following species of concern have been observed in or near the proposed section:

- Snapping Turtle, Spiny Softshell
- Sauger
- Bald Eagle, Yellow-billed Cuckoo, Great Blue Heron, Pinyon Jay

Bat Roosts (Non-cave) have been discovered in the area. There are also potential species of concern that have the possibility of having habitats or being observed in the surrounding area.

The project consists of two pits for entry and exit of the directionally billing. Neither bore pit is on state-owned land. The proposed alternative would only disturb state-owned land under the Yellowstone River, therefore there are not expected to be any significant long-term adverse impacts.

10. HISTORICAL AND ARCHAEOLOGICAL SITES:
Identify and determine effects to historical, archaeological or paleontological resources.

The proposed alternative would only disturb state-owned land under the bed of the Yellowstone River; therefore no cultural resources are expected to be discovered or impacted. No significant adverse impacts to historic or archaeological sites on state-owned land are expected as a result of implementing the proposed alternative.

11. AESTHETICS:
Determine if the project is located on a prominent topographic feature or may be visible from populated or scenic areas. What level of noise, light or visual change would be produced? Identify cumulative effects to aesthetics.

The proposed alternative would only disturb state-owned land under the bed of the Yellowstone River. The only short-term impact would be from the vaults, not within state-owned land, for ingress and egress of the directional bore under the river, along with the drill rig and temporarily stored pipe. Implementation of the proposed action is not expected to cause a significant adverse impact to the aesthetical nature of the environment.

12. DEMANDS ON ENVIRONMENTAL RESOURCES OF LAND, WATER, AIR OR ENERGY:
Determine the amount of limited resources the project would require. Identify other activities nearby that the project would affect. Identify cumulative effects to environmental resources.

Implementing the Proposed Alternative is not expected to result in a significant adverse impact on environmental resources.

13. OTHER ENVIRONMENTAL DOCUMENTS PERTINENT TO THE AREA:
List other studies, plans or projects on this tract. Determine cumulative impacts likely to occur as a result of current private, state or federal actions in the analysis area, and from future proposed state actions in the analysis area that are under MEPA review (scoped) or permitting review by any state agency.

No other projects are known on this portion of state-owned land of the Yellowstone River at this time.

IV. IMPACTS ON THE HUMAN POPULATION

- *RESOURCES potentially impacted are listed on the form, followed by common issues that would be considered.*
- *Explain POTENTIAL IMPACTS AND MITIGATIONS following each resource heading.*
- *Enter "NONE" If no impacts are identified or the resource is not present.*

14. HUMAN HEALTH AND SAFETY:
Identify any health and safety risks posed by the project.

No significant adverse impacts to human health and safety would occur as a result of implementing the proposed alternative.

15. INDUSTRIAL, COMMERCIAL AND AGRICULTURE ACTIVITIES AND PRODUCTION:
Identify how the project would add to or alter these activities.

The proposed action is part of a larger project by CHS to replace and relocate their existing 10" fuels pipeline to provide safety and less maintenance costs. No significant adverse impacts to industrial, commercial and agricultural activities and production would occur as a result of implementing the proposed alternative.

16. QUANTITY AND DISTRIBUTION OF EMPLOYMENT:
Estimate the number of jobs the project would create, move or eliminate. Identify cumulative effects to the employment market.

The proposed action will have no significant adverse impact on the quantity and distribution of employment.

17. LOCAL AND STATE TAX BASE AND TAX REVENUES:
Estimate tax revenue the project would create or eliminate. Identify cumulative effects to taxes and revenue.

Due to the nature of the project, implementation of the Proposed Alternative is not expected to have a significant impact on local and state tax base and revenues.

18. DEMAND FOR GOVERNMENT SERVICES:
Estimate increases in traffic and changes to traffic patterns. What changes would be needed to fire protection, police, schools, etc.? Identify cumulative effects of this and other projects on government services

The implementation of the Proposed Alternative will not generate any additional demands on governmental services.

19. LOCALLY ADOPTED ENVIRONMENTAL PLANS AND GOALS:
List State, County, City, USFS, BLM, Tribal, and other zoning or management plans, and identify how they would affect this project.

Implementation of the proposed alternative will not conflict with any locally adopted plans.

20. ACCESS TO AND QUALITY OF RECREATIONAL AND WILDERNESS ACTIVITIES:
Identify any wilderness or recreational areas nearby or access routes through this tract. Determine the effects of the project on recreational potential within the tract. Identify cumulative effects to recreational and wilderness activities.

The proposed action is not expected to cause any significant adverse long-term impacts to access and quality of recreation and wilderness activities.

21. DENSITY AND DISTRIBUTION OF POPULATION AND HOUSING:
Estimate population changes and additional housing the project would require. Identify cumulative effects to population and housing.

No significant adverse impacts to density and distribution of population and housing would occur as a result of implementing the proposed alternative.

22. SOCIAL STRUCTURES AND MORES:
Identify potential disruption of native or traditional lifestyles or communities.

There are no native, unique or traditional lifestyles or communities in the vicinity that would be impacted by the proposed alternative.

23. CULTURAL UNIQUENESS AND DIVERSITY:
How would the action affect any unique quality of the area?

Implementation of the Proposed Alternative is not expected to have a significant adverse impact on cultural uniqueness or diversity.

24. OTHER APPROPRIATE SOCIAL AND ECONOMIC CIRCUMSTANCES:
Estimate the return to the trust. Include appropriate economic analysis. Identify potential future uses for the analysis area other than existing management. Identify cumulative economic and social effects likely to occur as a result of the proposed action.

The Public Land Trust will benefit by getting a one-time fee of $7,161.00, who is the beneficiary of a state-owned riverbed.

EA Checklist Prepared By:	**Name:**	Joe Holzwarth	**Date:**	10 December 2021
	Title:	Area Planner, Southern Land Office		

V. FINDING

25. ALTERNATIVE SELECTED:

After review, the proposed alternative has been selected and it is recommended that CHS be granted a ±0.904-acre easement under the Yellowstone River for the installation of a 10" refined fuels pipeline. The proposed fuels pipeline will be installed via a Horizontal Directional Drill process and will approximately 40' below the bed of the Yellowstone River. The proposed easement is located under the Yellowstone riverbed in Section 7, Township 2 South, Range 25 East in Yellowstone County. The easement is 50' in width and extends ±787.87' under the Yellowstone River as shown in 'Exhibit A.' This alternative can be implemented in a manner that is consistent with the long-term sustainable natural resource management of the area.

26. SIGNIFICANCE OF POTENTIAL IMPACTS:

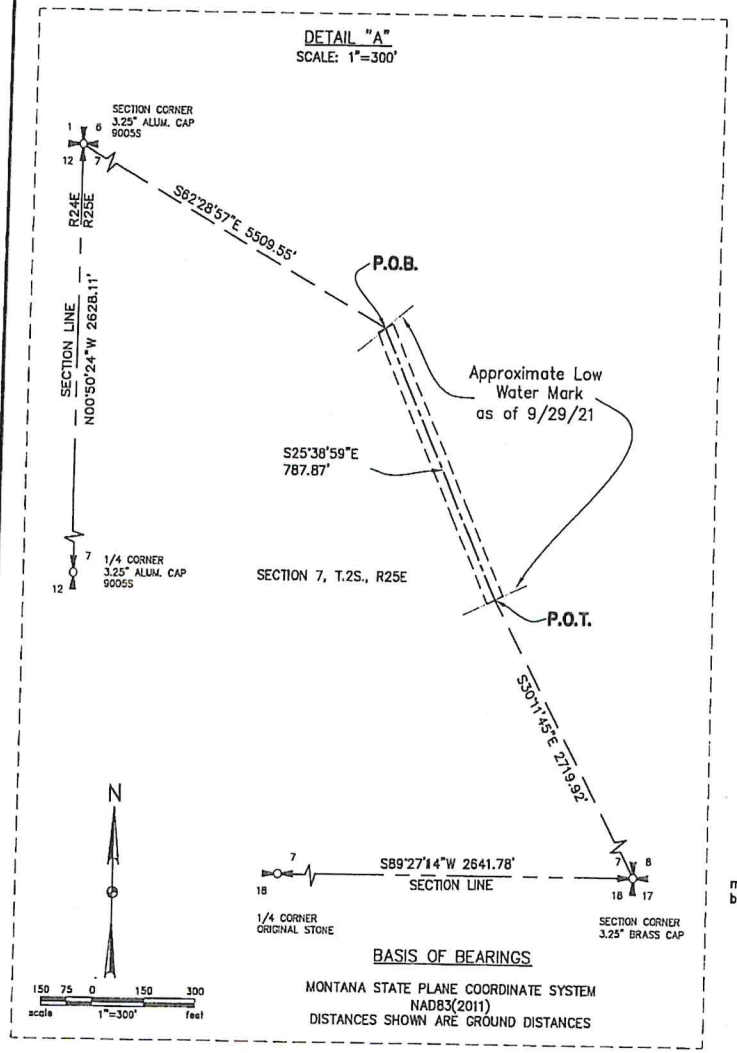
The potential for significant adverse impacts to the Trust lands listed above are minimal due to the nature of the proposed action only affecting the Yellowstone River underneath the riverbed via the Horizontal Directional Drill (HDD) process. The easement will allow the proponent to distribute refined fuels to and from their refinery in Laurel, MT in order to meet the demand of consumer needs. There are no natural features that are expected to be impacted and produce significant adverse impacts if the proposed action is implemented.

27. NEED FOR FURTHER ENVIRONMENTAL ANALYSIS:

☐ EIS ☐ More Detailed EA ☒ No Further Analysis

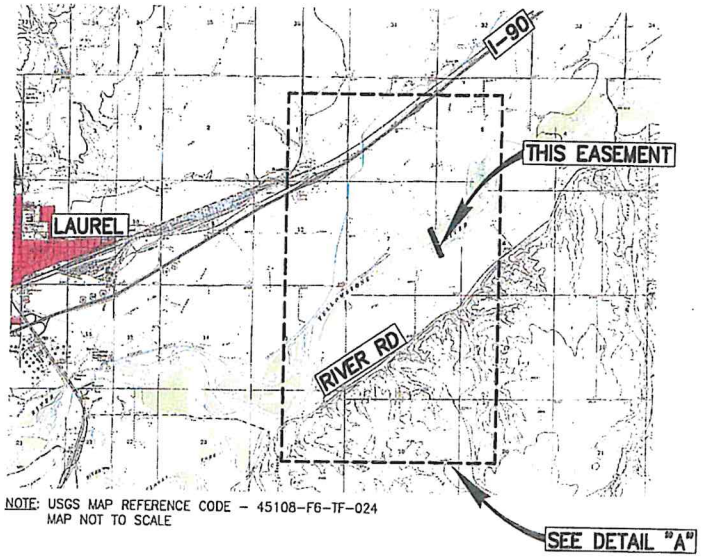
EA Checklist Approved By:	**Name:**	Jeff Bollman
	Title:	Area Manager, Southern Land Office
Signature:	Jeff Bollman	**Date:** 1/3/2022

Exhibit A – Easement Location and Detail



BASIS OF BEARINGS

MONTANA STATE PLANE COORDINATE SYSTEM
NAD83(2011)
DISTANCES SHOWN ARE GROUND DISTANCES



NOTE: USGS MAP REFERENCE CODE – 45108-F6-TF-024
MAP NOT TO SCALE

CENTERLINE DESCRIPTION

A pipeline easement crossing State of Montana land (Yellowstone River) in Section 7, T.2S., R.25E., P.M.M., Yellowstone County, Montana, within a 50-foot-easement being 25 feet on each side of the following described Centerline:

BEGINNING at a point (P.O.B.) which is the approximate low water mark on the left bank of the Yellowstone River which bears S62°28'57"E, a distance of 5,509.55 feet from the Section Corner common to Sections 1, 6, 7, & 12, T.2S., R.24E & R.25E., P.M.M.; thence S25°38'59"E, a distance of 787.87 feet to the POINT OF TERMINATION (P.O.T.) which is the approximate low water mark on the right bank of the Yellowstone River which bears S30°11'45"E, a distance of 2,719.92 feet from the Section Corner common to Sections 7, 8, 17 & 18, T.2S., R.25E., P.M.M.

Total length of pipeline crossing State of Montana Land is 787.87 feet and contains 0.904 acres.

I, Darryl E. Magnuson, Professional Land Surveyor do hereby certify that the survey plat shown hereon was made by me, or under my direction, from notes made in the field, and the same is true and correct to the best of my knowledge and belief.

KLJ, INC.
By: Darryl E. Magnuson
Montana Registration No. 17791 PLS
10/25/2021

MONTANA
DARRYL E. MAGNUSON
17791 LS
LICENSED
PROFESSIONAL LAND SURVEYOR

Rev'd. -	Field Book	
KLJ	CHS PERMIT EASEMENT Billings, MT	SHEET NO. 1
	SE1/4 of Sec. 7 T.2S., R.25E., P.M.M. Yellowstone County, MT	
DRWN BY R. Hofer	CHKD BY D. Magnuson	PROJECT NO. 2710115
DATE 9/29/2021		

Oct 25, 2021 - 2:55 PM - K:\Projects\OR\Gas\CHS\2014 00350 CHS Laurel to Pryor Creek 2020\Survey\CAD\2014-00350 Yellowstone River Crossing Permit.dwg

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