

## Environmental Permitting Coordination for the Keystone Pipeline Project

### Coordination Summary – Biological Resources

#### Supplemental State Agency and USFWS Consultation

This biological consultation package includes documentation of consultation with state agencies and the USFWS regarding the Keystone Mainline and Cushing Extension following the September 15, 2006, filing with the Department of State (DOS). These correspondence summaries include species specific survey information, and continued consultation with the state and federal agencies regarding coordination of the 2007 biological surveys for the Project.

On October 16, 2006, ENSR sent study plans for the massasauga, western fox snake, and Kirtland's snake to the Missouri Department of Conservation (MDC) and Illinois Department of Natural Resources (IDNR) for concurrence and approval to move forward with the habitat surveys for these species. The study plans included detailed, state specific survey protocols for the habitat assessment surveys. Concurrence from both the MDC and IDNR was received, and surveys were initiated in November 2006.

On October 31, 2006, ENSR received a consultation letter from the Kansas Department of Wildlife and Parks (KDWP) regarding sensitive species and habitats along the Cushing Extension of the Keystone Project. ENSR will use this sensitive species information to plan species specific surveys along the Cushing Extension beginning in the spring of 2007.

On November 14, 2006, ENSR sent a detailed study plan to the Marion Illinois FWS Field Office. ENSR requested concurrence with the proposed Indiana bat surveys method specific to the state of Illinois. ENSR received comments back from Joyce Collins (IL FWS) regarding the study plan, and the plan was accepted and signed on November 16, 2006. Habitat surveys were initiated shortly after receiving confirmation of the study plan.

On December 19, 2006, ENSR distributed copies of the 2006 biological survey reports to the appropriate state wildlife and USFWS representatives for their review and comments. ENSR requested that each species expert review the corresponding report and provide ENSR with comments as soon as possible in order for ENSR to promptly address any concerns.

On January 4, 2006, ENSR sent emails to each state wildlife agency representative working on the Project, requesting that ENSR meet with them in early February, in person, to review the proposed surveys plans for 2007. An email was also sent to John Cochnar requesting a meeting with the FWS in early February.

Based on the consultation with state agencies and the USFWS throughout the remainder of 2006, ENSR was able to further refine the proposed biological surveys and survey requirements for each species that may potentially be affected by the proposed Project. Continuing consultation will take place to follow up with survey results and other agency concerns that may surface as the project moves forward.