



# United States Department of the Interior

BUREAU OF RECLAMATION

Great Plains Region

P.O. Box 36900

Billings, Montana 59107-6900



IN REPLY REFER TO:

GP-4200

ENV-6.00

APR 22 2013

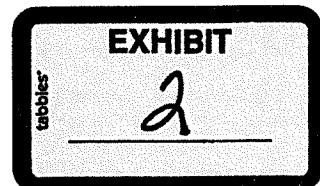
Ms. Genevieve Walker  
U.S. Department of State  
Bureau of Oceans and International  
Environmental and Scientific Affairs  
2201 C Street, NW OES/ENV Room 2657  
Washington, D.C. 20520

Dear Ms. Walker:

The Bureau of Reclamation (Reclamation) is providing final crossing criteria (enclosed) for guiding construction of the proposed TransCanada Keystone XL pipeline across Reclamation facilities. We are requesting the Department of State to include the enclosed document in whole as an appendix to the Supplemental Environmental Impact Statement. Concurrently, we are submitting the criteria to the Bureau of Land Management National Project Manager and requesting inclusion of the final crossing criteria in the Final Plan of Development. Reclamation is providing copies of the criteria to TransCanada, the Oglala Sioux Tribe, and irrigation district managers of Reclamation project facilities crossed by the oil pipeline.

The final crossing criteria represent reasonable and necessary measures for the oil pipeline crossings of Reclamation water project infrastructure. The proposed pipeline would cross Reclamation facilities in seven places, all on private lands in Montana and South Dakota. Reclamation provided draft criteria to the Oglala Sioux Tribe, affected irrigation districts, TransCanada, and a professional consulting firm for comment. The final criteria incorporated comment suggestions where appropriate, and allow for site-specific adjustments that may be necessary during construction. Each party may have representative field personnel responsible for coordinating construction at the crossings.

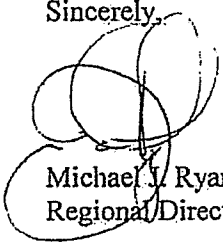
Under 43 CFR 429, Reclamation would issue TransCanada a letter of Acknowledgement of Easement Crossing including the crossing criteria as terms and conditions. This consent document addresses Reclamation's easement rights to use and enjoy the private lands for the purpose of operating and maintaining water pipelines and related facilities. We request the Department of State include language in the Record of Decision, should the project be approved, to make Reclamation's crossing criteria a requirement for the construction phases and the operational life of the pipeline.



Thank you for the opportunity to provide our requirements. If you have any questions on the information provided or need additional information, please call me at 406-247-7600 or Vernon LaFontaine at 406-247-7720. We would like to remain on your mailing list for the project.

Sincerely,

For

  
Michael J. Ryan  
Regional Director

Enclosure -2 copies

cc: Mr. Jim Stobaugh  
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