

From: [Deibert, Pat](#)
To: [Matt Kales](#)
Subject: Re: MT BLM buffer proposal
Date: Monday, February 23, 2015 3:59:22 PM

not when its man-made. Then its a brook,

Have requested they reply directly to you.

I'm not available tomorrow until 8:30. Will be out of cell phone range until then. But happy to join then if needed.

have a good evening!

p

On Mon, Feb 23, 2015 at 3:54 PM, Matt Kales <matt_kales@fws.gov> wrote:

Thanks. I advised Noreen we can't give a conclusive response on tenure until we see the final conditioning language but would appreciate any feedback you can gather from our folks.

I too have kid duties in 7 minutes so will take anything folks want to send me before 0800 tomorrow. Speaking of, are you available for that call if Boss requests you?

Your scenario trumps mine for sure. I was struck by your use of the term "brook." Don't they call it a "creek" where you live?

From: Deibert, Pat [mailto:pat_deibert@fws.gov]
Sent: Monday, February 23, 2015 3:51 PM
To: Matt Kales
Subject: Re: MT BLM buffer proposal

nothing on tenure but didn't anticipate any push back

Will reach out one more time and have them reply to you directly as I need to leave in 20 minutes, Cello concert in town tonight and I have to deliver the child

No beer, but a roaring fire, 3 cats and 2 dogs, and about 100 birds feeding outside my office window - just past the brook but before the aspens....

p

On Mon, Feb 23, 2015 at 3:42 PM, Matt Kales <matt_kales@fws.gov> wrote:

Hi. Hate to be greedy but do you/all have any feedback on the land tenure issue?

Bonus feature of working from home: I got to greet the UPS guy at the gate when he delivered my craft beer of the month shipment.

From: Deibert, Pat [mailto:pat_deibert@fws.gov]

Sent: Monday, February 23, 2015 3:29 PM

To: Matt Kales

Cc: Mary Grim; Jesse DElia; Jeff Berglund; Brent Esmoil; Jodi Bush; Lief Wiechman; Nicole Alt

Subject: MT BLM buffer proposal

Matt and all -

I spoke with Jeff Berglund regarding the buffers drop in language (including Attachment X), and the tiered buffer situation in MT in GH. The 0.6 mi NSO and 2 mi CSU combination in GH are allocative decisions in MT (for fluid minerals only) that we have defacto agreed to. (we never opposed 0.6 NSO/2 mi CSU but did encourage greater distances where appropriate based on screening criteria, etc. Also, it's important to note that in commenting on the MT State plan in December 2013, which proposed a 0.25 mi lek buffer in GH, we encouraged a minimum 0.6 mi lek buffer in GH). So this is not new information. However, this exercise has generated several questions:

1. If the 0.6 NSO and 2.0 CSU are allocative decisions, how does that affect the drop in language stating compliance with the USGS buffer report (as stated in their Attachment X to the buffer drop-in language) and visa-versa? Does allocation "trump" the attachment making the buffer discussion moot for fluid mineral development in GH?
2. How will the proposed buffer language "mesh" with BLM mitigation policies? Would residual impacts from the 0.6/2 mi fluid mineral allocation in GH be mitigated to net conservation gain?
3. How will the proposed allocation and buffer language fit into (interact with) the screening criteria that BLM developed, with our input?
4. Could the 0.6 mi NSO/2 mi CSU allocation be considered the "default minimum" buffer for fluid mineral

development in GH, with the opportunity to apply other distances in Attachment X as appropriate?

We believe these are questions that Noreen should pose tomorrow so that we can more fully understand how all of this interacts. Only with that information can we fully appreciate the conservation implications of this language.

Jeff also advised that he typically arrives for work at 6:30 a.m., so would be available to answer any last minute questions you or Noreen may have before the 8 a.m. call.

pat



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got leks?

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