# Pipeline seeks court permission to proceed with plan

By JAMES MACPHERSON and BLAKE NICHOLSON Associated Press

CANNON BALL, N.D. — The company building a \$3.8 billion oil pipeline sought a federal judge's permission Tuesday to circumvent President Barack Obama's administration and move ahead with a disputed section of the project in North Dakota, as opponents held protests across the country urging it to be rejected.

Dallas-based Energy Transfer Partners and a subsidiary asked the court to let them lay pipe under a Missouri River reservoir, a plan the Standing Rock Sioux says threatens its drinking water and cultural sites. The Army Corps of Engineers said Monday it needs more time to study the impact of the plan.

While President-elect Donald Trump, a pipeline supporter, likely would greenlight the project when he takes office in January, the company is trying to win federal approval — or a court order — to allow it to go forward now. The delay has already cost nearly \$100 million, the company said in court documents, "and further delay in the consideration of this case would add millions of dollars more each month in costs which cannot be recovered.

In a statement Tuesday, the company blamed the Obama administration for "political interference"



With chants and signs, protesters occupy the lobby area of Wells Fargo Bank during a rally against the Dakota Access oil pipeline construction in Eugene, Tuesday. The peaceful march began in front of the Army Corp offices in Eugene and moved through the downtown area stopping at several banks that the group said are involved in helping fund the pipeline.

in the pipeline review process.

The Army Corps referred a request for comment to the Justice Department, which declined comment

Protests were being held Tuesday across the country, from California to Vermont. Activists called for demonstrations at Army Corps of Engineers offices and at banks financing the pipeline construction.

More than two dozen people were arrested near Mandan, North Dakota, after a group of about 400 protesters put a truck and tree

branches on BNSF Railway tracks near a pipeline work staging area and tried to set it on fire, Morton County sheriff's spokesman Rob Keller said.

"They had a rope soaked with kerosene," he said. "A (Highway Patrol) trooper with an extinguisher doused it so it wouldn't light."

Trains were delayed three spokeswoman railroad hours, Amy McBeth said. Officers in riot gear used pepper spray and in one instance a stun gun against protesters who refused to leave.

Mandan is about 50 miles north of a camp where hundreds of protesters have gathered in recent months to oppose the pipeline. Robert F. Kennedy Jr., an environmental attorney and president of the New York-based Waterkeeper Alliance, which seeks to protect watersheds worldwide, visited the camp Tuesday, speaking out against the arrests of protesters and a project he says will benefit billionaires and not the American people.

'What they are doing here is a crime, an environmental crime, and there are real victims," he said.

In Columbus, Ohio, police reported an activist blocked traffic by handcuffing himself under a vehicle at a downtown intersection. In Montpelier, Vermont, more than 100 people gathered outside a bank, chanting, singing songs and holding signs saying "Water is Life" and "Standing With Standing Rock."

"It may seem hopeless, like David against Goliath, but we believe that if we're persistent and we recruit, that this movement will grow and hopefully these kinds of projects will stop," said protester Lee Shen of Thetford Center, Vermont.

The Corps on Monday called for more study and input from the Standing Rock Sioux before it decides whether to allow the pipeline to cross under Lake Oahe. The 1,200-mile pipeline that's to carry

North Dakota oil through South Dakota and Iowa to a shipping point in Illinois is largely complete except for that stretch, which will skirt the tribe's reservation.

Gov. Jack Dalrymple said Tuesday that an additional delay "does nothing but prolong and intensify the public safety issues imposed on Morton County and the state of North Dakota since the beginning of August," when protests against the pipeline broke out. In his statement, Dalrymple said a decision on the project easement "is long overdue" and that the pipeline would be safe.

The Corps in July granted Energy Transfer Partners the permits needed for the project, but it said in September that further analysis was warranted, given the tribe's concerns. Its announcement Monday came amid speculation that federal officials were on the brink of approving the crossing. ETP last week began preparing equipment to bore under the river.

ETP disputes that the pipeline would endanger the tribe, and CEO Kelcy Warren noted earlier that Army Assistant Secretary Jo-Ellen Darcy had informed company officials and Tribal Chairman Dave Archambault that the Corps' previous permit decisions "comported with legal requirements." ETP contends that the Corps has no legal justification

for the delay.

#### Oregon behind on food inspections, increasing disease risk

SALEM (AP) — Oregon's secretary of state says the agriculture department is behind on food safety inspections of food processors, dairies, grocery stores and others and the shortcomings need to be addressed to protect people from sickness.

The Food Safety Program is responsible for regulating more than 12,000 food safety licenses in the state of Oregon. Auditors found that, as of October, 2,841 licenses were past due for an inspection by more than three

The audit was released Tuesday by Secretary of State Jeanne P. Atkins. It stresses that adhering to food safety regulations is crucial to minimize the risk of contamination, and that it's up to food safety inspectors to make sure those regulations are followed.

#### **Bundy brothers back** in custody in Nevada for Feb. 6 trial

PAHRUMP, Nev. (AP) — Ammon Bundy and his brother, Ryan, are back in federal custody in Nevada ahead of a February trial on charges stemming from a 2014 standoff with federal agents outside their father's ranch near Bunkerville.

Ammon Bundy's attorney, Daniel Hill, confirmed Tuesday that the sons of Cliven Bundy were transferred Monday from a federal detention center in Seattle to the Nevada Southern Detention Center in Pahrump, about 60 miles west of Las Vegas.

Cliven Bundy also is being held

The brothers were acquitted of federal conspiracy charges in federal court in Portland on Nov. 2 after a five-week trial related to an armed takeover at a national wildlife refuge.

#### BRIEFLY

Their trial in federal court in Las Vegas is scheduled to begin Feb. 6. They face 16 felony counts, including assault on a federal officer, extortion and obstruction of

#### Authorities arrest ten in drug trafficking investigation

TACOMA, Wash. (AP) — Authorities say 10 people have been arrested around Seattle and in Oregon after a two-year investigation of drug trafficking.

Justice Department U.S. Attorney Annette L. Hayes said in a news release Tuesday that a Drug Enforcement Administration-led task force conducted raids at 14 places in King and Pierce counties in Washington and at locations in Springfield, Oregon.

Members of the group arrested Tuesday allegedly transported drugs and money in hidden compartments of vehicles. Authorities searched

a landscaping business, an auto wrecking yard, a motorsports/boat business and a pawn shop.

Hayes says over the course of the investigation law enforcement has seized over \$350,000 in cash, more than 30 pounds of methamphetamine, cocaine and

The defendants, ranging in age from 21 to 51, were scheduled to appear in U.S. District Court in Tacoma this week.

#### **UO** enrollment drops for fourth year

EUGENE (AP) — Enrollment at the University of Oregon fell 2 percent this year, marking four years of declining enrollment for the school.

The Register-Guard reports that a total of 23,634 students enrolled at the university this year, down 2 percent from fall 2105 and 4 percent from the record high in fall 2012. Overall, the student population

at the university has been falling or flat for a half-dozen years after UO officials quickly increased the student population in a major growth spurt. Though overall enrollment is

falling, the number of out-of-state graduate students has been growing, with 11 percent more undergraduates coming from outside Oregon this year compared to 2002. The number of in-state graduate students has dropped 25 percent since peak enrollment in

### Corrections

The East Oregonian works hard to be accurate and sincerely regrets any errors. If you notice a mistake in the paper, please call 541-966-0818.

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#### AccuWeather.com Forecast **FRIDAY SATURDAY SUNDAY TODAY** A.M. fog; partly Sunshine mixing Times of clouds Cloudy with a An afternoon sunny and sun with clouds passing shower shower PENDLETON TEMPERATURE F 32° 28° 35° 48° 37° 37° TEMPERATURE 34° 49° 28° 35° **52°** 38° 39°

### **ALMANAC PENDLETON**

through 3 p.m. yesterday

TEMPERATURE									
	HIGH	LOW							
Yesterday	59°	46°							
Normals	49°	33°							
Records	71° (1896)	-6° (1	955)						
PRECIPIT/	ATION								
24 hours en	(	0.09"							
Month to da	(	0.33"							

0.65

10.72" 6.95"

10.68

Dec 13

#### Last year to date Normal year to date **HERMISTON** through 3 p.m. yesterday

Normal month to date

Year to date

TEMPERATURE									
	HIGH	LOW							
Yesterday	60°	50°							
Normals	51°	33°							
Records	72° (1995)	-12° (1955)							
PRECIPITATION									
24 hours en	0.12"								
Month to d	0.29"								

## Normal year to date

Nov 29

Normal month to date Year to date

Last year to date

SUN A	ND MC	ON	
Sunrise to	6:56 a.m.		
Sunset to	4:23 p.m.		
Moonrise	6:52 p.m.		
Moonset	9:08 a.m.		
Last	New	First	Full
		1	( See )

Dec 7

#### Seattle Spokane 51/42 Wenatchee 44/32 50/33 Tacoma Moses 51/38 Pullman Lake Olympia Aberdeen Yakima 51/30 45/33 51/42 53/31 Kennewick Walla Walla 51/43 54/33 Astoria 49/33 55/43 Enterprise Hermiston 51/42 Pendleton 41/25 The Dalles 52/34 53/36 La Grande Salem 45/31 52/40 Albany Corvallis 51/37 John Day 51/40 43/30 Bend Eugene 52/25 52/38 43/26 Caldwell Burns 48/25 Medford 50/34 Klamath Falls Shown is today's weather. Temperatures are today's highs and tonight's lows.

#### REGIONAL FORECAST

toniaht with showers. A little rain across the north tomorrow. Eastern and Central Oregon: Mostly cloudy today with a shower in spots; cooler in the

Coastal Oregon: Mostly cloudy today and

south and central parts.

Eastern Washington: Mostly cloudy today; a bit of snow with little or no accumulation in the mountains. Cascades: A bit of snow today.

Western Washington: Mostly cloudy today Northern California: Cooler today with a shower in the area. Partly cloudy tonight. into tomorrow with a passing shower. Partly sunny tomorrow.

#### **REGIONAL CITIES**

NEGI			C	ШТ	•				
	Т	oda	у		Thu.				
	Hi	Lo	W	Hi	Lo	W			
Astoria	55	43	sh	54	41	r			
Baker City	44	21	C	42	23	рс			
Bend	43	26	рс	42	25	рс			
Brookings	50	41	r	54	41	рс			
Burns	43	17	C	42	15	C			
Enterprise	41	25	C	40	23	sn			
Eugene	52	38	C	52	35	рс			
Heppner	47	32	рс	45	28	рс			
Hermiston	52	34	рс	49	28	рс			
John Day	43	30	C	43	28	рс			
Klamath Falls	42	20	sf	43	23	рс			
La Grande	45	31	C	44	28	рс			
Meacham	41	30	C	41	25	рс			
Medford	50	34	C	49	33	рс			
Newport	53	42	sh	54	40	рс			
North Bend	55	44	sh	56	42	рс			
Ontario	52	25	C	47	21	S			
Pasco	55	33	рс	51	28	рс			
Pendleton	47	32	рс	43	28	рс			
Portland	51	42	C	52	38	рс			
Redmond	47	25	рс	47	28	рс			
Salem	52	40	C	53	36	рс			
Spokane	44	32	C	41	30	рс			
Ukiah	40	29	рс	39	23	рс			
Vancouver	50	43	C	50	43	рс			
Walla Walla	50	36	C	47	33	рс			
Yakima	53	31	рс	51	32	рс			

### **WORLD CITIES**

	Т	oda		Thu.			
	Hi	Lo	W	Hi	Lo	W	
Beijing	56	36	S	46	42	C	
Hong Kong	82	74	S	82	74	S	
Jerusalem	64	54	C	63	50	S	
London	57	43	рс	53	37	рс	
Mexico City	65	50	рс	70	51	рс	
Moscow	24	21	sf	28	25	sn	
Paris	57	49	C	55	45	sh	
Rome	61	45	S	63	55	рс	
Seoul	50	38	рс	57	40	S	
Sydney	73	62	S	74	63	S	
Tokyo	56	48	рс	60	48	рс	

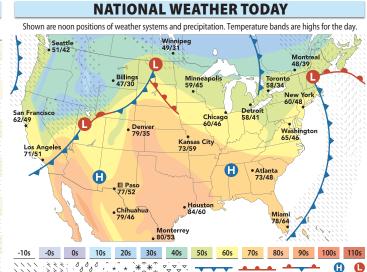
#### WINDS (in mph) Today

Thursday **Boardman** WSW 6-12 WSW 4-8 **UV INDEX TODAY** 

### 1 1 1 1 1 0 0 0

8 a.m. 10 a.m. Noon 2 p.m. 4 p.m. 6 p.m. **0-2**, Low 3-5, Moderate 8-10, Very High; 11+. Extreme The higher the AccuWeather.com UV Index™ num-

Forecasts and graphics provided by AccuWeather, Inc. ©2016



warm front stationary front National Summary: Rain will leave Maine, while showers linger over the eastern Great Lakes and skip across North Dakota today. Rain with high-elevation snow will push eastward across the Intermountain West.

Yesterday's National Extremes: (for the 48 contiguous states) Low 11° in Angel Fire, N.M. **High** 90° in El Cajon, Calif.

NATIONAL CITIES														
	Т	oday	y Thur.					Today			1	Thur.		
	Hi	Lo	W	Hi	Lo	W		Hi	Lo	W	Hi	Lo	W	
Albuquerque	68	44	рс	57	28	S	Louisville	68	47	S	75	53	S	
Atlanta	73	48	s S	76	50	S	Memphis	77	55	S	79	58	S	
Atlantic City	63	49	S	61	47	S	Miami	78	64	рс	80	68	рс	
Baltimore	64	40	S	64	36	S	Milwaukee	55	46	S	66	54	S	
Billings	47	30	sh	37	20	sn	Minneapolis	59	45	рс	58	44	C	
Birmingham	73	46	S	80	49	S	Nashville	73	46	S	79	51		
Boise	48	27	sh	46	27	S	New Orleans	77	57	S	80	63	S	
Boston	59	42	рс	58	42	S	New York City	60	48	S	62	47	S	
Charleston, SC	72	46	S	74	46		Oklahoma City	80	56		76	44		
Charleston, WV	62	38	рс	68	40	S	Omaha	71	51	S	71	38	рс	
Chicago	60	46	S	70	56		Philadelphia	62	46		62	42	рс	
Cleveland	58	42	рс	66	52	S	Phoenix	84	55	рс	73	48	S	
Dallas	84	59	S	80	61	рс	Portland, ME	56	40	sh	57	36	рс	
Denver	79		рс	41	19	r	Providence	61	41	рс	60	40	S	
Detroit	58		рс	64	50	-	Raleigh	67	41	S	68	39		
El Paso	77		рс	77	42	S	Rapid City	62	28	рс	37	19		
Fairbanks	17		C	8	-1	рс	Reno	48	24	sn	48	24		
Fargo	58	34	рс	42		C	Sacramento	62	39	рс	62	37		
Honolulu	84	74	рс	83	72	S	St. Louis	71	57	S	78	62	S	
Houston	84	60		83	68	рс	Salt Lake City	54	31	sh	43	22	sn	
Indianapolis	63	43	S	70	53	S	San Diego	71	57	рс	75	51	рс	
Jacksonville	75	47	S	76		S	San Francisco	62	49	рс	63	47		
Kansas City	73	59	S	76	46	-	Seattle	51	42	C	51	39	-	
Las Vegas	76		рс	61	39		Tucson	87		рс	75	41	-	
Little Rock	79		S	80	60	-	Washington, DC	65		S	65		-	
Los Angeles	71	51	рс	73	51	S	Wichita	78	56	S	77	39	рс	

Weather (W): s-sunny, pc-partly cloudy, c-cloudy, sh-showers, t-thunderstorms, r-rain, sf-snow flurries, sn-snow, i-ice.