

Prineville District
**Land Use Plan Conformance and
Determination of NEPA Adequacy (DNA)**
Review and Approval

Proposed Action Title: Johnny Creek Allotment, #4001, Grazing Lease

DNA Number: OR-054-06-117

Location of the Proposed Action: Johnny Creek Allotment is located 9 air miles south of Kimberly, Oregon.

Purpose of the Proposed Action: Reissue grazing lease #3602000 for the Johnny Creek Allotment which expired in FY07 and which has been applied for by the current lessee.

Need for the Proposed Action: BLM regulations require that livestock owners operating on public lands possess a valid grazing permit or lease. 43CFR 4130.2 (a) states: "Grazing permits or leases shall be issued to qualified applicants to authorize use on the public lands and other lands under the administration of the Bureau of Land Management that are designated as available for livestock grazing through land use plans." Further, 43CFR 4130.2 (e) requires that "Permittees or lessees holding expiring grazing permits or leases shall have priority for new permits or leases if: (1) The lands for which the permit or lease is issued remain available for domestic livestock grazing; (2) The permittee or lessee is in compliance with the rules and regulations and the terms and conditions in the permit or lease; (3) The permittee or lessee accepts the terms and conditions to be included by the authorized officer in the new permit or lease.

Description of the Proposed Action: Renew the grazing lease for the grazing lessee in the above listed allotment for a term of ten years. Except for the term shown on the permit, all terms and conditions on the permit will remain the same; including allocated AUM's and season of use. Proposed grazing use is:

53 cattle 04/01-11/30 100%PL 424 AUMs

Plan Conformance:

The above project has been reviewed and found to be in conformance with one or more of the following BLM plans:

John Day Resource Management Plan (RMP) & Environmental Impact Statement, Record of Decision August, 1985.

This document is available for review at the Prineville District BLM office.

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the LUP decision referenced in the *NEPA Adequacy Criteria* section of this document.

Applicable NEPA document and related documents:

The following NEPA documents and related documents address the proposed action:
*John Day Resource Management Plan (RMP) & Environmental Impact Statement (EIS),
and Record of Decision August, 1985.*

NEPA Adequacy Criteria

1. *Is the current proposed action substantially the same action (or is a part of that action) as previously analyzed? Is the current proposed action located at a site specifically analyzed in an existing document?*

Livestock grazing in the Johnny Creek Allotment is specifically addressed in the RMP/EIS/ ROD referenced above. The Johnny Creek Allotment is addressed on page 29 of the RMP/EIS/ROD referenced above. The grazing preference authorized in the 1,160 acre allotment was 196 AUM's. No portion of the allotment was proposed for livestock exclusion. The grazing season authorized was from April 1 to November 30.

Livestock grazing in the Dick Creek Allotment, #4176, is also specifically addressed in the RMP/EIS/ROD referenced above. The Dick Creek Allotment is addressed on page 31 of the RMP/EIS/ROD referenced above. The grazing preference authorized in the 1,000 acre allotment was 227 AUM's. The grazing season authorized was from April 1 to November 30.

On December 30, 2002, Jim Kelly purchased the preference lands in the Dick Creek Allotment from Pacific Energy Management Corporation.

Jim Kelly will be issued a grazing lease for both the Dick Creek Allotment and the Johnny Creek Allotment. The Bureau of Land Management lands in the Dick Creek Allotment will be incorporated into the Johnny Creek Allotment. The grazing season authorized will be from April 1 to November 30. The permitted AUM's will be 423 AUM's.

2. *Is the range of alternatives analyzed in the existing NEPA document appropriate with respect to the current proposed action, given current environmental concerns, interests, and resource values?*

Alternatives in the planning document (page 7 to page 10 of the Record of Decision) ranged from emphasize commodity production to no action. Johnny Creek Allotment is classified as a "C" (Custodial) allotment. The grazing preference will be 423 AUM's for the Jonny Creek Allotment and appears appropriate given the current issues.

3. *Is the existing analysis valid in the light of any new information or circumstances?*

In 2005 the BLM completed the Standards for Rangeland Health & Guidelines for Grazing Management (43 CFR 4180) assessment for this allotment. The assessment is available for review at the Prineville District BLM. The assessment concluded that the

livestock grazing conformed to the guidelines for livestock grazing. The assessment recommended no changes in the authorized grazing season.

4. *Do the methodology and analytical approach used in the existing NEPA documents(s) continue to be appropriate for the current proposed action?*

The John Day RMP/EIS addressed impacts of continued grazing and provided objectives and recommendations to facilitate maintenance of existing ecological condition trends (pages 14-18 and 29-35 of ROD). The approach is still considered vital.

5. *Are the direct and indirect impacts of the current proposed action substantially unchanged from those analyzed in the Draft John Day RMP/EIS)? Does the existing NEPA document analyze site-specific impacts related to the current proposed action?*

Impacts resulting from grazing are essentially unchanged from those analyzed in the Draft John Day RMP/EIS. The Draft John Day RMP/EIS(pages 62-65, 72-73) stated grazing management will beneficially impact soils and water resources, plant diversity, riparian vegetation, wildlife upland habitat, and fish habitat. Under the preferred alternative grazing will have no significant effect on vegetation types and improve ecological condition. Under the preferred alternative there will be a low impact to cultural resources by grazing.

6. *Are the cumulative impacts that would result from the implementation of the current proposed action substantially unchanged from those analyzed in the existing NEPA document(s)?*

The RMP does not specifically address cumulative impacts of grazing but does address long term impacts of the action with the assumption that the grazing activity would continue (impact analysis is on page 63 of Draft RMP/EIS). AUM's throughout the John Day areas will change from 25,323 to 25,734 over time. Recommendations and objectives in the document reflect the impacts and expected improvements that will continue with the ongoing grazing. The proposed action is substantially unchanged from those analyzed impacts.

7. *Are the public involvement and interagency review associated with the existing NEPA document(s)?*

Many of the individuals/organizations on our current "interested publics" list are the same as those on the mailing list for the RMP/EIS referenced above. A copy of this DNA worksheet will be mailed to a representative of the Oregon Department of Fish and Wildlife, and to other individuals and organizations that have expressed an interest in this or similar actions.

Interdisciplinary Analysis:

The following Prineville District BLM employees reviewed this analysis for accuracy in their area of expertise.

<u>Name</u>	<u>Resource Represented</u>	<u>Intials/Date</u>
Don Zalunardo	Wildlife, Special Status Animals	⊗ DRZ 6/14/07
Heidi Mottl	Recreation, Wilderness	HM 2/25/07
John Morris	Fisheries	DM 5/2/07
John Zancanella	Cultural Resources	JZ 3/26/07
Ron Halvorson	Botany, Special Status Plants	RH 3/29/07
Kenneth Primrose	Range, Livestock Grazing	DP 5/2/07
Larry Thomas	Soils, Hazardous Materials	LT 5/4/2007
Dan Tippy	NEPA Coordinator	DT 5/2/07
Bill Pieratt	Noxious Weeds	BP 5/2/07

Mitigation Measures:

The BLM is in the process of implementing the Standards for Rangeland Health and Guidelines for grazing management. This lease is subject to modification as necessary to achieve compliance with these standards and guidelines (43 CFR 4180).

The following mitigation measures will be implemented as part of the proposed action: A Manual Supplement, entitled "Rangeland Monitoring in Oregon and Washington", was developed and adopted by the BLM as a guidance document. The Prineville District also developed a district-monitoring plan. Both of these documents receive periodic review and revision. These documents provide a framework and minimum standards for choosing the timing and study methods to collect information needed to issue decisions which affect grazing management as well as watershed, wildlife and threatened and endangered species.

Recommendations:

I recommend that the grazing lease for the Johnny Creek Allotment be renewed.

Prepared By: M. T. Titterton Date 12-18-2007
Title: Rangeland Management Specialist

Plan Conformance/DNA Determination

The proposed action and any specified mitigation measures (s) were determined to meet the criteria for a Determination of NEPA Adequacy (DNA). No additional environmental analysis is required. All cultural, T & E plant, and T & E wildlife specialists have provided clearance for the proposed project.

Reviewed By: Danny L. Tippy Date 1/22/08
Environmental Coordinator

⊗ Two species of Federally Listed, Federal Candidate or Bureau Sensitive wildlife found when a search of the district sightings database was done for the general area of this allotment. List is attached. DRZ

Approval:

Based on the review documented above, I conclude that this proposal confirms to the applicable land use plan and the NEPA documentation fully covers the proposed action and constitutes BLM's compliance with the requirements of NEPA.

Approved By: *Danny L. Dymally* Date *2/8/08*
Christina M. Welch
Central Oregon Resource Area Field Manager

Note: The signature on this Worksheet is part of an interim step in the BLM's internal decision process and cannot be appealed.

Collect # 4201

Date	ID	Species	T	R	S	1/4	1/16	Acc	Observer	M	F	U	A	Y	Un	T	Notes	Nearest Landmark
6/18/1980	987	AMERICAN KESTREL	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/29/1989	3005	AMERICAN KESTREL	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
5/28/1980	1989	AMERICAN ROBIN	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
6/16/1980	977	AMERICAN ROBIN	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	988	AMERICAN ROBIN	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	989	AMERICAN ROBIN	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/29/1989	3006	ASH-THROATED FLYCATCHER	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
6/16/1980	978	BANK SWALLOW	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
5/28/1980	1990	BARN SWALLOW	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
10/31/199	1765	BIGHORN SHEEP	11S	26E	3	NW	SE	TR40	Petersen	1	0	0	0	0	0	1	LARGE BIGHORN RAM ON FRANKS CREEK ROAD	
7/21/1981	2538	BLACK-BILLED MAGPIE	11S	26E	2	SW	SW	TR40	unknown	0	0	0	0	0	0	0		
7/29/1989	3007	BLACK-BILLED MAGPIE	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
6/18/1980	990	BLACK-CAPPED CHICKADEE	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/16/1980	979	BREWER'S BLACKBIRD	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	991	BREWER'S BLACKBIRD	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/29/1989	3008	CANYON WREN	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
5/28/1980	1991	CHIPPING SPARROW	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
7/7/1981	2514	CHUKAR	11S	26E	6	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/21/1981	2539	CHUKAR	11S	26E	2	SW	SW	TR40	unknown	0	0	0	0	0	0	0		
7/29/1989	3009	CHUKAR	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
7/29/1989	3010	COMMON GARTER SNAKE	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
6/16/1980	980	COMMON MERGANSER	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
5/28/1980	1993	COYOTE	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
9/23/1980	889	COYOTE	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/16/1980	981	EASTERN KINGBIRD	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/7/1981	2515	GOLDEN EAGLE	11S	26E	6	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
5/17/1998	1734	GOLDEN EAGLE	11S	26E	7	NW	SE	TR40	Sherrill	0	0	0	0	0	0	0	CLIFF	
9/23/1980	890	GOLDEN-MANTLED GROUND SQ	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	992	GOPHER SNAKE	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
9/23/1980	891	GOPHER SNAKE	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/16/1980	982	KILLDEER	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
5/28/1980	1995	LAZULI BUNTING	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
9/23/1980	893	LAZULI BUNTING	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
1/3/1993	3428	LONG-EARED OWL	11S	26E	2	SE	NW	TR40	Perkins	0	0	0	0	0	0	0	NESTING OWLS HAVE APPARENTLY USED	
7/21/1981	2540	MOUNTAIN QUAIL	11S	26E	2	SW	SW	TR40	unknown	0	0	0	0	0	0	0		
7/29/1989	3011	MOUNTAIN QUAIL	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
7/16/2001	149	MOUNTAIN QUAIL	11S	25E	2	n/a	n/a	TR160	J Morris	0	0	0	0	0	8	8		
9/17/2001	151	MOUNTAIN QUAIL	11S	25E	2	n/a	n/a	TR160	J Morris	0	0	0	0	0	10	10		
10/2/2001	152	MOUNTAIN QUAIL	11S	25E	3	n/a	n/a	TR160	J Morris	0	0	0	0	0	3	3		
11/15/200	155	MOUNTAIN QUAIL	11S	25E	2	n/a	n/a	TR40	J Morris	0	0	0	0	0	2	2		

Date	ID	Species	T	R	S	1/4	1/6	Acc	Observer	M	F	U	A	Y	Un	T	Notes	Nearest Landmark
6/16/1980	983	MOURNING DOVE	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
9/23/1980	894	MOURNING DOVE	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/7/1981	2516	MOURNING DOVE	11S	26E	6	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/21/1981	2541	MOURNING DOVE	11S	26E	2	SW	SW	TR40	unknown	0	0	0	0	0	0	0		
5/28/1980	1998	MULE DEER	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
6/16/1980	984	MULE DEER	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	993	MULE DEER	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	994	MULE DEER	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
9/2/1980	854	MULE DEER	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/7/1981	2518	MULE DEER	11S	26E	6	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/21/1981	2542	MULE DEER	11S	26E	2	SW	SW	TR40	unknown	0	0	0	0	0	0	0		
7/29/1989	3012	MULE DEER	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
7/29/1989	3013	NORTHERN POCKET GOPHER	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
6/18/1980	995	NORTHWESTERN CROW	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
5/17/1998	1736	OSPREY	11S	26E	3	NW	SE	TR40	Sherrill	0	0	0	0	0	1	1	OBSERVED OSPREY HOVERING OVER JOHN DAY	
9/23/1980	895	PORCUPINE	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
10/27/199	1764	PRONGHORN	11S	25E	2	NE	SE	TR40	Petersen	0	0	0	0	0	16	16	UPLAND	
7/29/1989	3014	RACCOON	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
9/23/1980	897	RED-TAILED HAWK	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
7/21/1981	2543	RED-TAILED HAWK	11S	26E	2	SW	SW	TR40	unknown	0	0	0	0	0	0	0		
6/16/1980	985	RED-WINGED BLACKBIRD	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
5/28/1980	2000	RUFIOUS-SIDED TOWHEE	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
6/18/1980	996	RUFIOUS-SIDED TOWHEE	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	997	SHARP-SHINNED HAWK	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/18/1980	998	SHARP-SHINNED HAWK	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
6/16/1980	986	SPOTTED SANDPIPER	12S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
9/2/1980	861	STELLER'S JAY	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
9/23/1980	898	STELLER'S JAY	11S	25E	2	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
1/31/1993	3429	TOWNSEND'S BK-G-EARED BAT	11S	26E	2	SE	NW	TR40	Perkins	0	0	0	0	0	163	163	OFFICER'S CAVE. JANUARY REPORT ON	
7/29/1989	3015	WESTERN FENCE LIZARD	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
6/18/1980	999	WESTERN RATTLESNAKE	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		
1/31/1993	3430	WESTERN SMALL-FOOTED BAT	11S	26E	2	SE	NW	TR40	Perkins	0	0	0	0	0	6	6	MYOTIS CILIOLABRIUM. OFFICER'S CAVE.	
7/29/1989	3016	WESTERN TOAD	12S	26E	3	n/a	n/a	TR640	unknown	0	0	0	0	0	0	0		
5/10/1998	1733	WHITE-HEADED WOODPECKER	11S	25E	3	SW	n/a	TR160	Sherrill	1	0	0	0	0	0	1	OBSERVERED NEAR HEADWATERS OF	
5/11/1998	1729	WILLIAMSON'S SAPSUCKER	11S	25E	3	SW	n/a	TR160	Sherrill	1	1	0	0	0	0	2	BIRDS WERE OBSERVED NEAR HEADWATERS OF	
5/28/1980	2001	WILSON'S WARBLER	12S	25E	1	SW	n/a	TR160	Conroy	0	0	0	0	0	0	0		
6/18/1980	1000	YELLOW WARBLER	11S	26E	3	n/a	n/a	TR640	Doelker	0	0	0	0	0	0	0		