

2800 (ORB050)  
OR-66824



**JUL 26 2012**

CERTIFIED MAIL – 7010 1870 0002 7993 4581  
RETURN RECEIPT REQUESTED

DECISION

[REDACTED]

:  
:  
:  
:

Right-of-Way Grant OR-66824

Right-of-Way Grant OR-66824 Amended  
Assignment Approved  
Monitoring Fee Determined

Dear Mr. and Mrs. [REDACTED]

Enclosed is a copy of your amended Right-of-Way (ROW) grant, serial number OR-37537, which allows the use of public land for a road. It was approved by the Bureau of Land Management (BLM) on July 25, 2012.

The rental for the ROW has been paid in full for the period from December 1, 2011 to December 31, 2020. All subsequent rental billings will be due at the beginning of the calendar year starting January 1, 2021. Future billings will be based on the rent schedule in effect at that time.

The monitoring fee for this ROW is determined to be a Category 1, which is \$115.00. The BLM has received your monitoring fee.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 or 43 CFR 2881.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

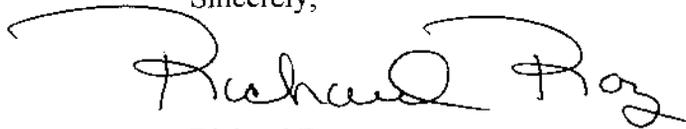
Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether or not the public interest favors granting the stay.

If you have any questions, please contact Tara McLain, Realty Specialist, at (541) 573-4462.

Sincerely,



Richard Roy  
Three Rivers Resource Area Field Manager

2 Enclosures

- 1 - BLM Form 1842-1
- 2- ROW Grant, OR-66824



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

Issuing Office  
Burns Distric .

Serial Number  
OR-66824

1. A (right-of-way) (permit) is hereby granted pursuant to:

- a.  Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761);
- b.  Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185);
- c.  Other (describe) \_\_\_\_\_

2. Nature of Interest:

a. By this instrument, the holder \_\_\_\_\_ receives a right to construct, operate, maintain, and terminate a road on public lands (or Federal land for MLA Rights-of-Way) described as follows:

See attached map, Exhibit A.

W.M. T. 19 S., R. 31 E., Sec. 25, SE1/4.

- b. The right-of-way or permit area granted herein is 30 feet wide, 2948 feet long and contains 2.03 acres, more or less. If a site type facility, the facility contains NA acres.
- c. This instrument shall terminate on December 31st, 2031 years from its effective date unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.
- d. This instrument  may  may not be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest. (\*see page 2.)
- e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

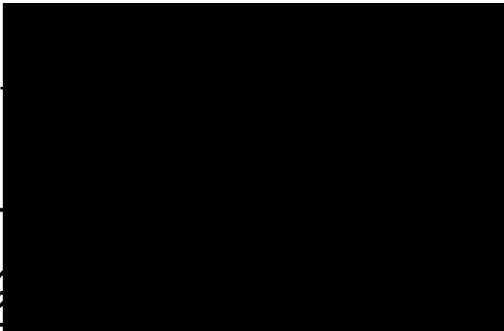
For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations parts 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued pursuant to the authority of paragraph (1)(a) for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit(s) A and B, dated 07/13/2012, attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

\*2.d. If a right-of-way does not specify that it is renewable, the holder may still request that it be renewed. However, the BLM is under no obligation to do so. The application must be made at least 120 days prior to expiration using form SF-299.

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant or permit.



7-16-12  
(Date)

7-16-12  
(Date)

7-20-12  
(Date)

Prabhu Roy  
(Signature of Authorized Officer)

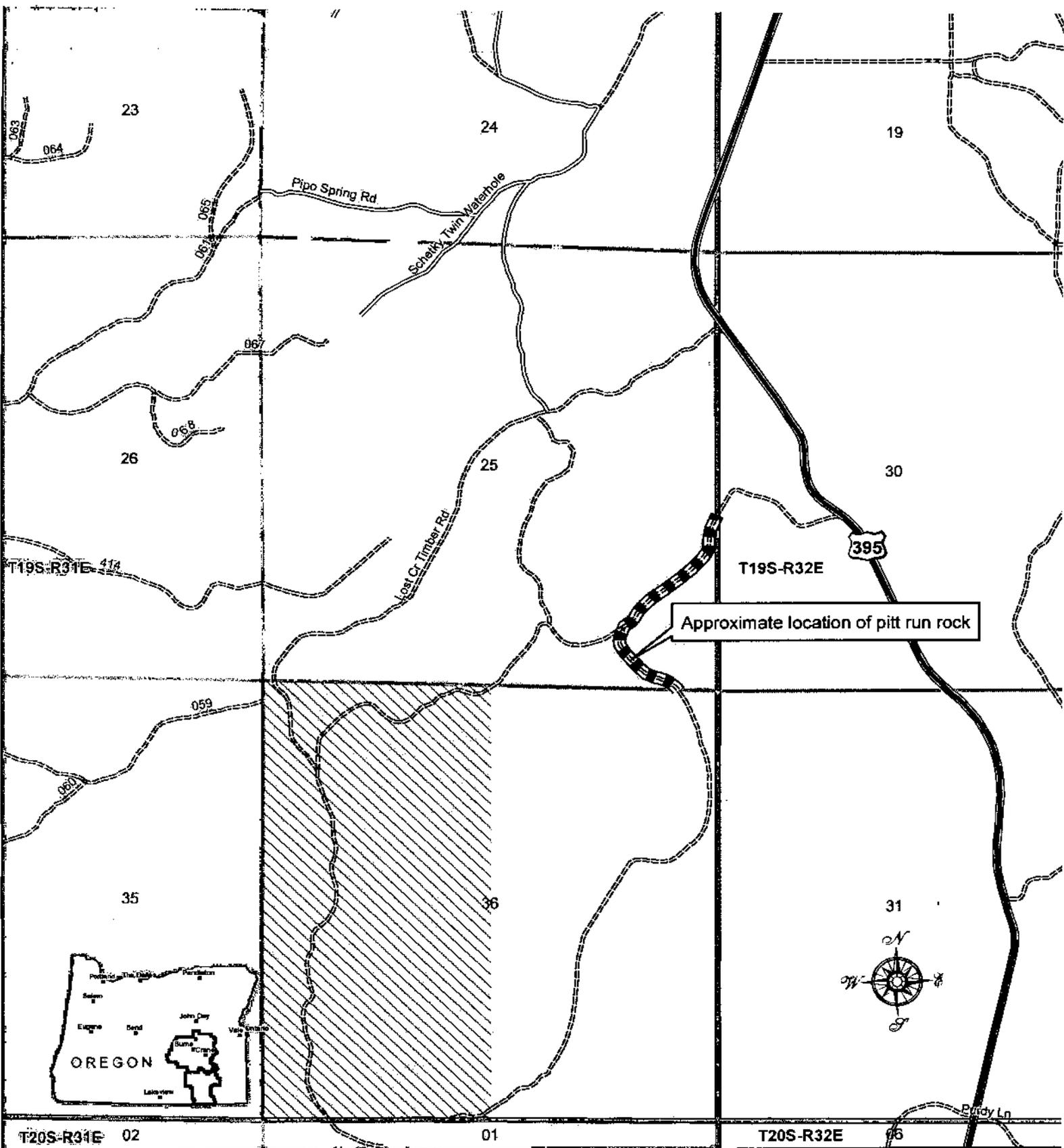
Three Rivers Resource Area Manager  
(Title)

7/25/12  
(Effective Date of Grant)

(Signature of Holder)

(Date)

(Effective Date of Grant)



**OR-66824 Exhibit A, Right-of-Way Amendment**  
**30' wide, 2948' long, encompassing 2.03 acres**

- OR-66824
- Highways
- Non-Paved Improved Road
- Natural/Unknown Road Surface
- Bureau of Land Management
- Private
- State
- U. S. Forest Service

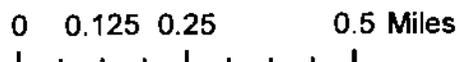


US DEPARTMENT OF THE INTERIOR  
 Bureau of Land Management  
 Burns District, Oregon

Note: No warranty is made by the Bureau of Land Management as to the accuracy, reliability or completeness of these data for individual or aggregate use with other data. Original data was compiled from various sources. This information may not meet National Map Accuracy Standards. This product was developed through digital means and may be updated without notification. [workarea/blm/BLM/OR66824.mxd,07/13/2012](#)



\*\*Ownership Boundaries are accurate within plus or minus 200 feet\*\*



**Exhibit B**  
**#4 Terms and Conditions, Continued**  
**OR-66824 Road Right-of-Way**

**July 13, 2012**

- g. The holder shall construct, operate, use, and maintain the roads within this ROW in conformance with the Project Description and POD contained in the ROW application submitted May 24, 2012, unless otherwise modified by the terms and conditions contained herein. Any relocation, additional construction, or use that is not in accordance with the application, POD or this grant shall not be initiated without the prior written approval of the authorized officer.
- h. All road construction, upgrading, maintenance, and use would be confined to a maximum authorized width of 15' feet from centerline. Should road design not be adequate to contain traffic within the specified limits, additional measures including but not limited to surfacing, crowning, ditching, insloping, outsloping, and culverts may be required, as deemed necessary by the authorized officer.
- i. Should offsite erosion develop due to inadequate road design, the holder shall install erosion control structures as are suitable for the specific soil conditions being encountered and which are in accordance with sound resource management practices.
- j. All earth-moving equipment used in connection with this ROW shall be thoroughly washed down and cleaned of all mud, dirt, and vegetative debris at a location acceptable to the authorized officer. Cleaning of equipment shall be accomplished immediately prior to initial mobilization and anytime the equipment is removed and returned to the road area.
- k. The holder shall be responsible for weed prevention and control within the limits of the ROW when new surface-disturbing activities on the ROW are proposed. Prior to undertaking any weed prevention or control measures the holder shall consult with the BLM authorized officer regarding acceptable weed control methods, monitoring, reporting, and education of personnel on weed identification. Application of chemicals for control of noxious weeds or any other purpose shall be in accordance with applicable Federal and State law and shall be approved by BLM prior to application.
- l. During conditions of extreme fire danger, construction or major maintenance operations shall be limited or suspended or additional fire control measures may be required by the authorized officer. The holder shall be liable for suppression costs and rehabilitation of lands damaged by fire resulting from his use of the ROW.
- m. The holder shall minimize disturbance to existing fences, pipelines, and other improvements on public land. The holder is required to promptly repair improvements to at least their former state. Functional use of these improvements would be maintained at all times.
- n. If cultural resources are discovered during operations under this grant, the Holder shall immediately bring them to the attention of the Authorized Officer. The Holder shall not disturb such resources except as may be subsequently authorized. Within two working days of

notification, the Authorized Officer will evaluate or have evaluated any cultural resources discovered and will determine if any action may be required to protect cultural resources discovered. The cost of data recovery for cultural resources discovered during operations shall be borne by the BLM unless otherwise specified by the Authorized Officer of the BLM. All cultural resources shall remain under the jurisdiction of the United States until ownership is determined under applicable law.

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

**INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND APPEALS**

**DO NOT APPEAL UNLESS**

1. This decision is adverse to you,  
AND
2. You believe it is incorrect

**IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED**

- 1. NOTICE OF APPEAL**..... A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the *Notice of Appeal* in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a *Notice of Appeal* in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).
- 2. WHERE TO FILE**
- NOTICE OF APPEAL..... U.S. Department of Interior, Bureau of Land Management, Burns District Office  
28910 Highway 20 West, Hines, Oregon 97738
- WITH COPY TO SOLICITOR... U.S. Department of the Interior, Office of the Regional Solicitor  
805 SW Broadway, Suite 600  
Portland, OR 97205
- 3. STATEMENT OF REASONS** Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary (43 CFR 4.412 and 4.413).
- WITH COPY TO SOLICITOR..... U.S. Department of the Interior, Office of the Regional Solicitor  
805 SW Broadway, Suite 600  
Portland, OR 97205
- 4. ADVERSE PARTIES**..... Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the Statement of Reasons, and (c) any other documents filed (43 CFR 4.413).
- 5. PROOF OF SERVICE**..... Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (43 CFR 4.401(c)).
- 6. REQUEST FOR STAY**..... Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a *Notice of Appeal* (43 CFR 4.21). If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Interior Board of Land Appeals, the petition for a stay must accompany your *Notice of Appeal* (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the *Notice of Appeal* and Petition for a Stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.
- Standards for Obtaining a Stay.** Except as otherwise provided by law or other pertinent regulations, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards: (1) the relative harm to the parties if the stay is granted or denied, (2) the likelihood of the appellant's success on the merits, (3) the likelihood of immediate and irreparable harm if the stay is not granted, and (4) whether the public interest favors granting the stay.

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that all communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (43 CFR 4.401(a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.

### 43 CFR SUBPART 1821--GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

#### STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska  
Arizona State Office ----- Arizona  
California State Office ----- California  
Colorado State Office ----- Colorado  
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri  
and, all States east of the Mississippi River  
Idaho State Office ----- Idaho  
Montana State Office ----- Montana, North Dakota and South Dakota  
Nevada State Office ----- Nevada  
New Mexico State Office --- New Mexico, Kansas, Oklahoma and Texas  
Oregon State Office ----- Oregon and Washington  
Utah State Office ----- Utah  
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

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(Form 1842-1, September 2006)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
BURNS DISTRICT OFFICE

**CATEGORICAL EXCLUSION ENVIRONMENTAL REVIEW AND APPROVAL**

**CX Number:** DOI-BLM-OR-B050-2012-0038-CX  
**File Code:** 2800  
**Preparer:** Tara McLain, Realty Specialist  
**Title of Proposed Action:** Right-of-Way(ROW)

**Date:** June 26, 2012  
**Serial Number:** OR-66824  
**Applicant:** Stan and Nancy Cronin

**Description of Proposed Action:** The proposed action is to assign and amend a right-of-way (ROW) to Stan and Nancy Cronin under the authority of Title V, Federal Land Policy and Management Act, and the regulations at 43 CFR 2800 to authorize an existing road to a private residence. The grant would provide Stan and Nancy Cronin with the right to construct, operate, maintain, and terminate the ROW totaling 2.03 acres. This ROW was originally granted to Don Hickman in November of 2011 along an existing road. The amendment applied for by Stan and Nancy Cronin would change the route slightly, decreasing the distance of the ROW from 3892' to 2948'. The current road width is roughly 12' +/-, all road construction would remain at that width. The road would be graded and spot filled with gravel as necessary throughout the term of the ROW. All rock would be obtained from ACW's 5 Mile Dam rock source. There is one low water area, noted on the attached map, that would be filled with 20 yards of pit run rock with "1½ minus" crushed rock on the surface. Any ground disturbance outside of the roadbed would be reseeded with a BLM-approved seed mix. All earthmoving equipment would be washed down to remove mud and vegetative debris prior to use on the road. The ROW would be 30', 15' from centerline; the road width would not change from the existing width.

In October of 2011 BLM issued a new Roads Manual, 9113, that discusses maintenance intensity rather than maintenance levels. Under the new manual, this road would be an intensity level 3 which means that surface maintenance will be conducted to provide a reasonable level of riding comfort; it will be maintained for year round traffic; maintenance will be performed to protect adjacent land and resource values; and preventative maintenance will keep the route in acceptable condition. Granting this ROW amendment would not alter the maintenance intensity level.

The road use will be year-round, maintenance and improvements as necessary will be performed to ensure year-round travel is possible. Snow removal would be authorized as necessary. Vehicles using the road will primarily be personal vehicles with the occasional delivery or service truck. Maintenance and construction will suspend when conditions will damage the road.

The ROW area is within the Three Rivers Resource Area. There are valid and existing rights encumbering the lands surrounding the ROW area for road access; however, it does not conflict with the proposed ROW. There are no mining claims or rights of third parties or other title factors that would prohibit the grant of this ROW. It is located northeast of Hines, Oregon and is in grazing allotment #04097.

The existing location of the road is described on the attached map, Exhibit A.

**Legal Description** (attach Location Map, Exhibit A): W.M., T. 19 S., R. 31 E., Section 25, SE¼.

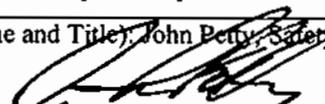
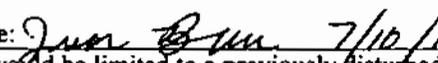
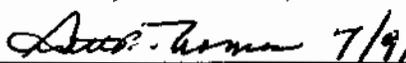
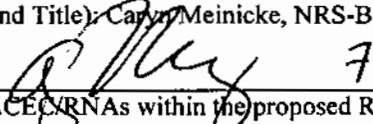
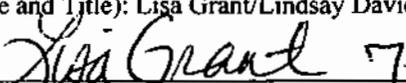
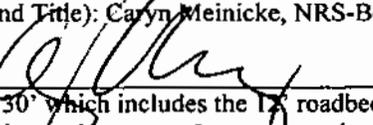
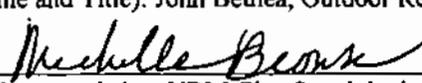
**Conformance with Land Use Plan (LUP) (name):** The Three Rivers Resource Management Plan and Record of Decision (RMP), dated September 1992, allow public access to private land. Lands and Realty Objective #2: Meet public needs for use authorizations such as Rights-of-Way, leases and permits.

**BLM Categorical Exclusion Reference (516 DM, Chapter 11.9):**

E.16- Rights-of-Way for the use of existing facilities, improvements, or sites for the same or similar purposes.

**DOI Categorical Exclusion Reference (516 DM 2, Appendix 1):** N/A

Screening for Exceptions: The following extraordinary circumstances (516 DM 2, Appendix 2) may apply to individual actions within the categorical exceptions. The indicated specialist recommends the proposed action does *not*:

CATEGORICAL EXCLUSION EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION	
2.1	Have significant impacts on public health or safety.
Specialist (Print Name and Title): John Petty, Safety Officer	
Signature and Date:  7/9/12	
Rationale: No significant impacts on public health or safety.	
2.2	Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); flood plains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas.
<u>Migratory Birds</u>	
Specialist (Print Name and Title): Jason Brewer, Wildlife Biologist	
Signature and Date:  7/10/12	
Rationale: Work would be limited to a previously disturbed area (existing road). Some flushing of birds in the immediate vicinity may occur, but effects would be temporary and quickly dissipate when work stops. The road work and maintenance would impact result in disturbance of only a few acres of potential habitat available over a large area, and birds would have adequate cover, nesting, and foraging habitat in adjacent areas. The cutting and/or pruning of trees associated with improving or maintaining the road would remove a negligible amount of potential nesting/foraging habitat, and similar nesting/foraging opportunities are abundant in the area.	
<u>Historic and Cultural Resources</u>	
Specialist (Print Name and Title): Scott Thomas, District Archaeologist	
Signature and Date:  7/9/12	
Rationale: Cultural and historical resources would not be affected by this proposed ROW.	
<u>Areas of Critical Environmental Concern/Research Natural Areas</u>	
Specialist (Print Name and Title): Caryn Meinicke, NRS-Botany	
Signature and Date:  7.11.12	
Rationale: There are no ACEC/RNAs within the proposed ROW.	
<u>Water Resources/Flood Plains</u>	
Specialist (Print Name and Title): Lisa Grant/Lindsay Davies, Fish Biologist	
Signature and Date:  7-11-12	
Rationale: Water resources would not be affected by the proposed action.	
<u>Soils, Biological Soil Crust, Prime Farmlands</u>	
Specialist (Print Name and Title): Caryn Meinicke, NRS-Botany	
Signature and Date:  7.11.12	
Rationale: The ROW is 30' which includes the 12' roadbed. Soils and biological soil crusts may be impacted by vehicles traveling off the main roadbed during maintenance. Impacts may include compacted areas and the removal/destruction of biological soil crusts if off road travel occurs repeatedly in the same areas. There are no prime farmlands within the proposed project area.	
<u>Visual Resources</u>	
Specialist (Print Name and Title): John Bethea, Outdoor Recreation Planner	
Signature and Date:  7/11/12	
Rationale: This project area is in a VRM Class2 and the intention of this class is to 'Largely retain the existing character of the landscape'. This is an existing road and the maintenance of this road would not change the existing character of the landscape.	
<u>Recreation</u>	
Specialist (Print Name and Title): John Bethea, Outdoor Recreation Planner	
Signature and Date:  7/11/12	
Rationale: The ROW is on an existing roadway and is for use and maintenance of that roadway so there would likely be no additional effects to recreation.	

Wilderness/Wild and Scenic River Resources

Specialist (Print Name and Title): Eric Haakenson, Wilderness Specialist

Signature and Date: *Eric Haakenson* 7-11-12

Rationale: There is no wilderness, WSA, WSR or Lands With Wilderness Characteristics in the project area.

2.3 Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2) (E)].

Specialist (Print Name and Title): Rhonda Karges, Planning and Environmental Coordinator

Signature and Date: *Rhonda Karges* 7-11-12

Rationale: There are no known highly controversial environmental effects or unresolved conflicts concerning alternative uses of available resources. The road is an existing feature on the landscape. Implementation would provide the applicant the ability to maintain and use this existing feature.

2.4 Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.

Specialist (Print Name and Title): Rhonda Karges, Planning and Environmental Coordinator

Signature and Date: *Rhonda Karges* 7-11-12

Rationale: There are no known highly uncertain or potentially significant environmental effects or unique or unknown environmental risks. The road is an existing feature on the landscape. Implementation would provide the applicant the ability to maintain and use this existing feature.

2.5 Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.

Specialist (Print Name and Title): Rhonda Karges, Planning and Environmental Coordinator

Signature and Date: *Rhonda Karges* 7-11-12

Rationale: Implementation would not establish a precedent for future actions or represent a decision in principle about future actions. Issuance of ROWs is an on-going BLM action and ROWs are issued for a specific purpose. This particular ROW is for use and maintenance of an existing road.

2.6 Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.

Specialist (Print Name and Title): Rhonda Karges, Planning and Environmental Coordinator

Signature and Date: *Rhonda Karges* 7-11-12

Rationale: Implementation would not have any known direct relationship to other actions with individually insignificant but cumulatively significant environmental effects. The road is an existing feature on the landscape. Implementation would provide the applicant the ability to maintain and use this existing feature.

2.7 Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau or office.

Specialist (Print Name and Title): Scott Thomas, District Archaeologist

Signature and Date: *Scott Thomas* 7-9-12

Rationale: National Register eligible or listed properties would not be affected by this proposed ROW.

2.8 Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.

Endangered or Threatened Species-Fauna

Specialist (Print Name and Title): Jason Brewer, Wildlife Biologist

Signature and Date: *Jason Brewer* 7/10/12

Rationale: There are no endangered or threatened species or designated Critical Habitat in the ROW area, and the proposed actions would not alter the quality or extent of the existing or potential habitat for threatened or endangered species.

Endangered or Threatened Species-Aquatic

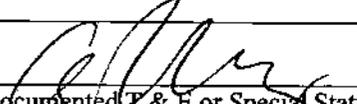
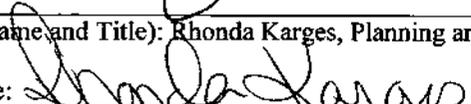
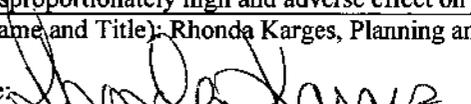
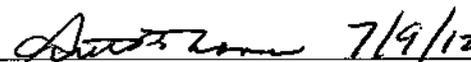
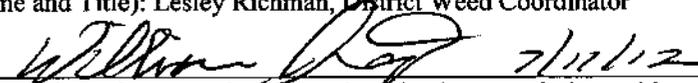
Specialist (Print Name and Title): Lindsay Davies/Lisa Grant, Fish Biologist

Signature and Date: *Lisa Grant* 7/11/12

Rationale: No aquatic T&E Species or their Critical habitat would be affected by the proposed action.

Endangered or Threatened Species-Flora

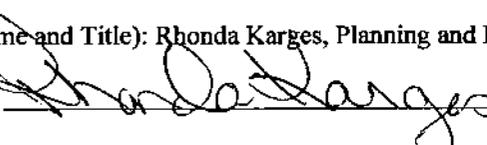
Specialist (Print Name and Title): Caryn Meinicke, NRS-Botany

Signature and Date:  7-11-12
Rationale: There are no documented T & E or Special Status flora species or critical habitat within the proposed ROW.
2.9 Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.
Specialist (Print Name and Title): Rhonda Karges, Planning and Environmental Coordinator
Signature and Date:  7-11-12
Rationale: Implementation would not violate any known law or requirement imposed for the protection of the environment as the road is an existing feature on the landscape.
2.10 Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).
Specialist (Print Name and Title): Rhonda Karges, Planning and Environmental Coordinator
Signature and Date:  7-11-12
Rationale: Implementation would not result in a disproportionately adverse effect on minority or economically disadvantaged populations as such populations do not occur in or near the project area.
2.11 Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007).
Specialist (Print Name and Title): Scott Thomas, District Archaeologist
Signature and Date:  7/9/12
Rationale: Sacred site access or integrity would not be affected by this proposed ROW.
2.12 Contribute to the introduction, continued existence, or spread of noxious weeds or nonnative invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).
Specialist (Print Name and Title): Lesley Richman, District Weed Coordinator
Signature and Date:  7/11/12
Rationale: Noxious weeds are known to be present in or in close proximity to this area. Treatments are ongoing. The weeds are not present in sufficient quantity to be considered significant at this time.

Additional review (As determined by the Authorized Officer): None

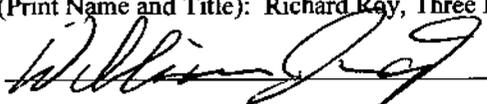
**RMP conformance and CX review confirmation:**

Specialist (Print Name and Title): Rhonda Karges, Planning and Environmental Coordinator

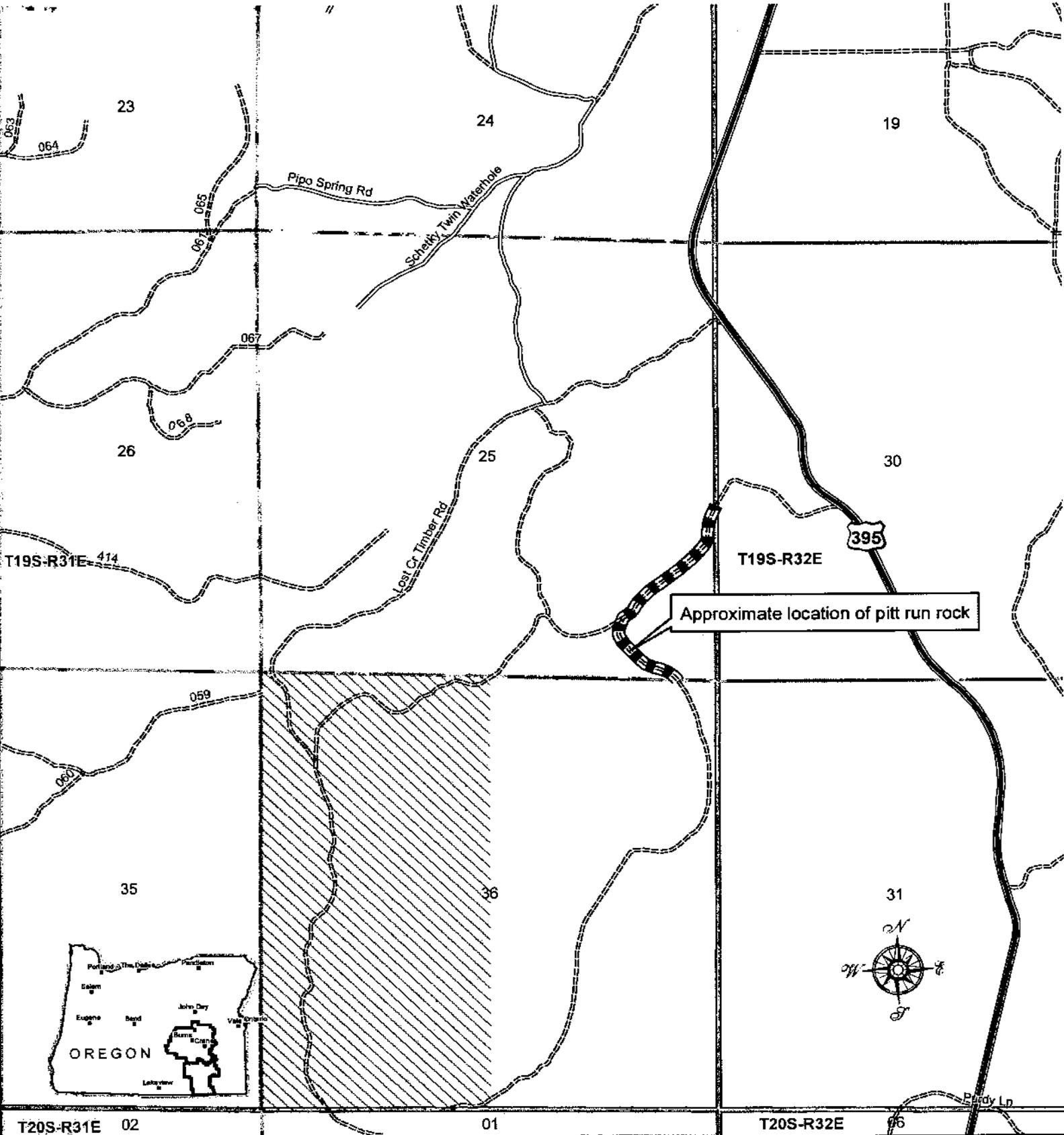
Signature and Date:  7-11-12

**Management Determination:** Based upon review of this proposal, I have determined the Proposed Action is in conformance with the LUP, qualifies as a categorical exclusion and does not require further NEPA analysis.

*activity*  
Authorized Officer (Print Name and Title): Richard Roy, Three Rivers Resource Area Field Manager

Signature and Date:  7/11/2012

**Note:** A decision letter and Bureau of Land Management Right-of-Way Grant/Temporary Use Permit, Form 2800-14, are the decision documents that will be prepared to authorize the action covered by this Categorical Exclusion following Lands and Realty specific guidance.



**OR-66824 Right-of-Way Amendment**  
**30' wide, 2948' long, encompassing 2.03 acres**

- OR-66824
- Highways
- Non-Paved Improved Road
- Natural/Unknown Road Surface
- Bureau of Land Management
- Private
- State
- U. S. Forest Service



US DEPARTMENT OF THE INTERIOR  
 Bureau of Land Management  
 Burns District, Oregon  
 Note: No warranty is made by the Bureau of Land Management as to the accuracy, reliability or completeness of these data for individual or aggregate use with other data. Original data was compiled from various sources. This information may not meet National Map Accuracy Standards. This product was developed through digital means and may be updated without notification.  
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\*\*Ownership Boundaries are accurate within plus or minus 200 feet\*\*

