

**RECORD OF PLAN CONFORMANCE AND
CATEGORICAL EXCLUSION (CX) DOCUMENTATION for
CATEGORICAL EXCLUSIONS NOT ESTABLISHED BY STATUTE
Bureau of Land Management (BLM)**

A. BACKGROUND

BLM Office: Lakeview District, Klamath Falls Resource Area

Lease or Serial #:

Proposed Action Title/Type: **Dry Prairie Waterhole Fencing**

CX Log #: DOI-BLM-OR-L040-2011-0010-CX

Project Location: T39S R13E Sec. 4 NWNE (See attached map)

Description of Proposed Action:

The proposed action would consist of constructing approximately 600 feet of fence around an existing waterhole in the Goodlow Allotment. The proposed fence location is shown in the attached location map (Figure 1) and Photo 1. The proposed fence would effectively create a box around the waterhole. Gates would be constructed within the fence to provide livestock and wildlife access from the Dry Prairie allotments. The fence design is shown below under the section titled Appendix B – Fence Design Specifications.

Purpose and Need for the Project:

There is currently an existing waterhole that is located next to the allotment boundary fence in the Goodlow grazing allotment (see the attached photo). The Dry Prairie allotment is adjacent to the Goodlow allotment. There is a need for an additional water source in the Dry Prairie allotment to allow for better distribution of livestock during the grazing season. The Proposed Action would provide access to the existing waterhole for livestock and wildlife in the adjacent allotment (Dry Prairie).

B. LAND USE PLAN CONFORMANCE

Land Use Plan Name: Klamath Falls Resource Management Plan

Date Approved/Amended: December 2008

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s): Develop range improvements as described in Appendix H – Grazing (Standard Procedures and Design Elements for Range Improvements within the Klamath Falls Resource Area) page 48.

C. COMPLIANCE WITH NEPA

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9, J. Other 9. Construction of small protective enclosures, including those to protect reservoirs and springs and those to protect small study areas.

This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed, and none of the extraordinary circumstances described in 516 DM 2, Appendix 2 apply.

CX Extraordinary Circumstances Documentation		
Will the proposed categorical exclusion action:	YES	NO
2.1 Have significant impacts on public health or safety. Rationale: The action would not cause any public health or safety risks.		X
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); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas. Rationale: No significant impacts are expected on any of these resources.		X
2.3 Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)]. Rationale: The action would allow for continued use of the waterhole by livestock and wildlife and not cause significant additional environmental impacts.		X
2.4 Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. Rationale: The action would allow for continued use of the waterhole by livestock and wildlife and not have uncertain or significant additional environmental impacts.		X
2.5 Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects. Rationale: The action would allow for continued use of the waterhole by livestock and wildlife and not set a precedence of have significant additional environmental impacts.		X
2.6 Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects. Rationale: The action would allow for continued use of the waterhole by livestock and wildlife and not cause significant cumulative environmental impacts.		X
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. Rationale: Previous surveys for cultural resources have been completed in the project area and no known sites exist.		X
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. Rationale: No Endangered or Threatened Species or Critical Habitat is present at the project area.		X
2.9 Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment. Rationale: This action will not violate any laws.		X
2.10 Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898). Rationale: There will be no effect on low income or minority populations		X
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). Rationale: The action will not limit access to any sacred sites.		X
2.12 Contribute to the introduction, continued existence, or spread of noxious weeds or non-native 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). Rationale: BLM Weed Mitigation Measures listed in Appendix A will be followed.		X

The proposed action would not meet any of the above extraordinary circumstances, or fail to comply with Executive Order 13212 (Actions to Expedite Energy-Related Projects) – to avoid direct or indirect adverse impact on energy development, production, supply, and/or distribution.

D. SURVEYS AND CONSULTATION

Surveys and/or consultation may be needed for special status plants and animals, for cultural resources, and other resources as necessary (appropriate fields are Initialed and Dated by responsible resource specialist):

Surveys	Are Completed	Will Be Completed	Are Not Needed
SS Animals	SGH 05/31/11		
SS Plants	DLE 6/10/11		
Cultural Resources			BMB 6/9/11
Consultation	Is Completed	Will Be Completed	Is Not Needed
SS Animal Consultation*			SGH 05/31/11
Botanical Consultation			DLE 7/11/11
Cultural Consultation			BMB 6/9/11
*(SS = Special Status)			

E. CONTACT PERSON

For additional information concerning this CX review, contact:

Dana Eckard, Klamath Falls Resource Area, 2795 Anderson Avenue, Building 25, Klamath Falls, Oregon 97603-7891 or telephone: 541-883-6916

Figure 1 – Location Map

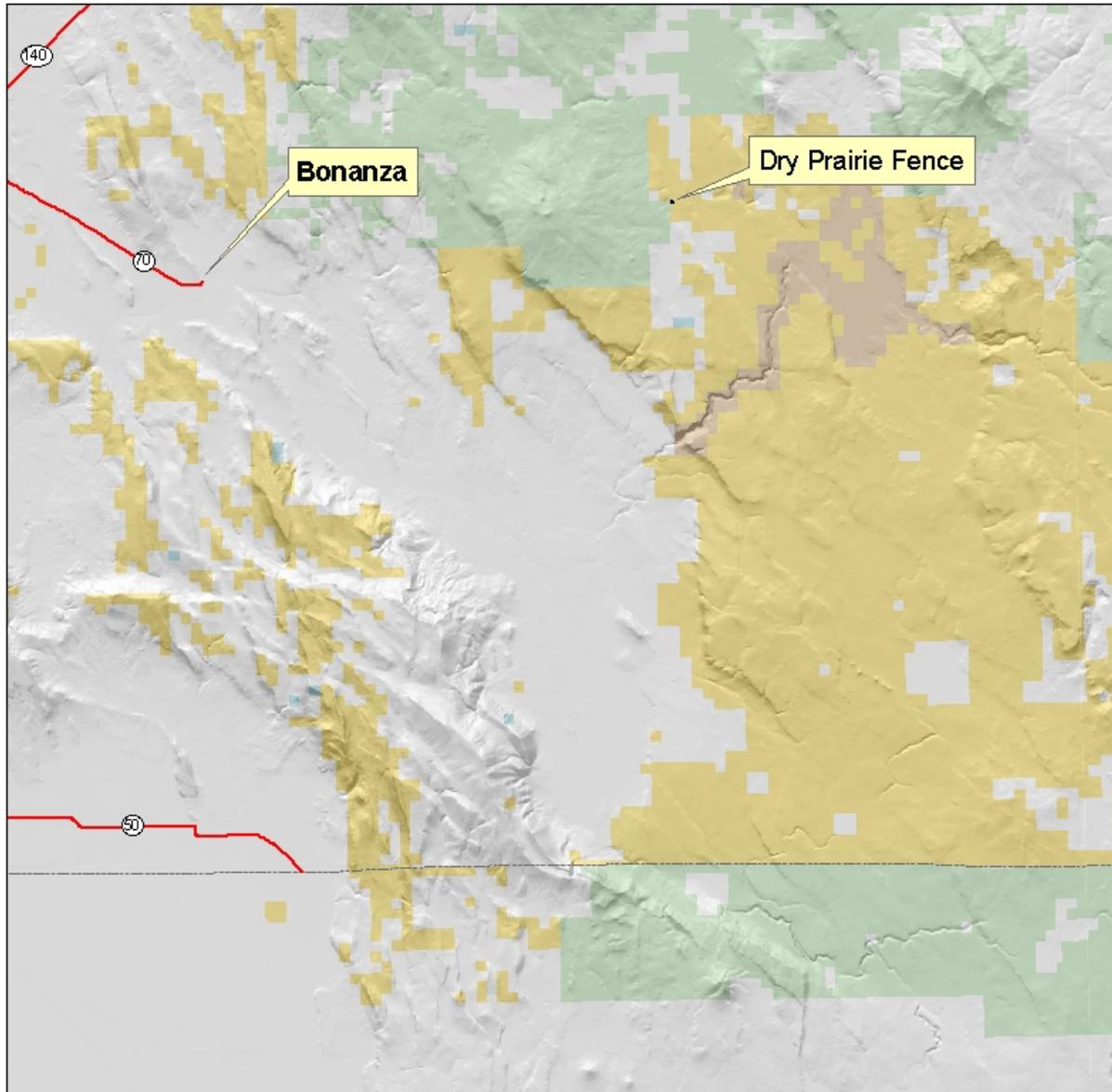
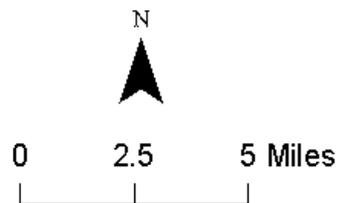


Figure 1.
Project
Location

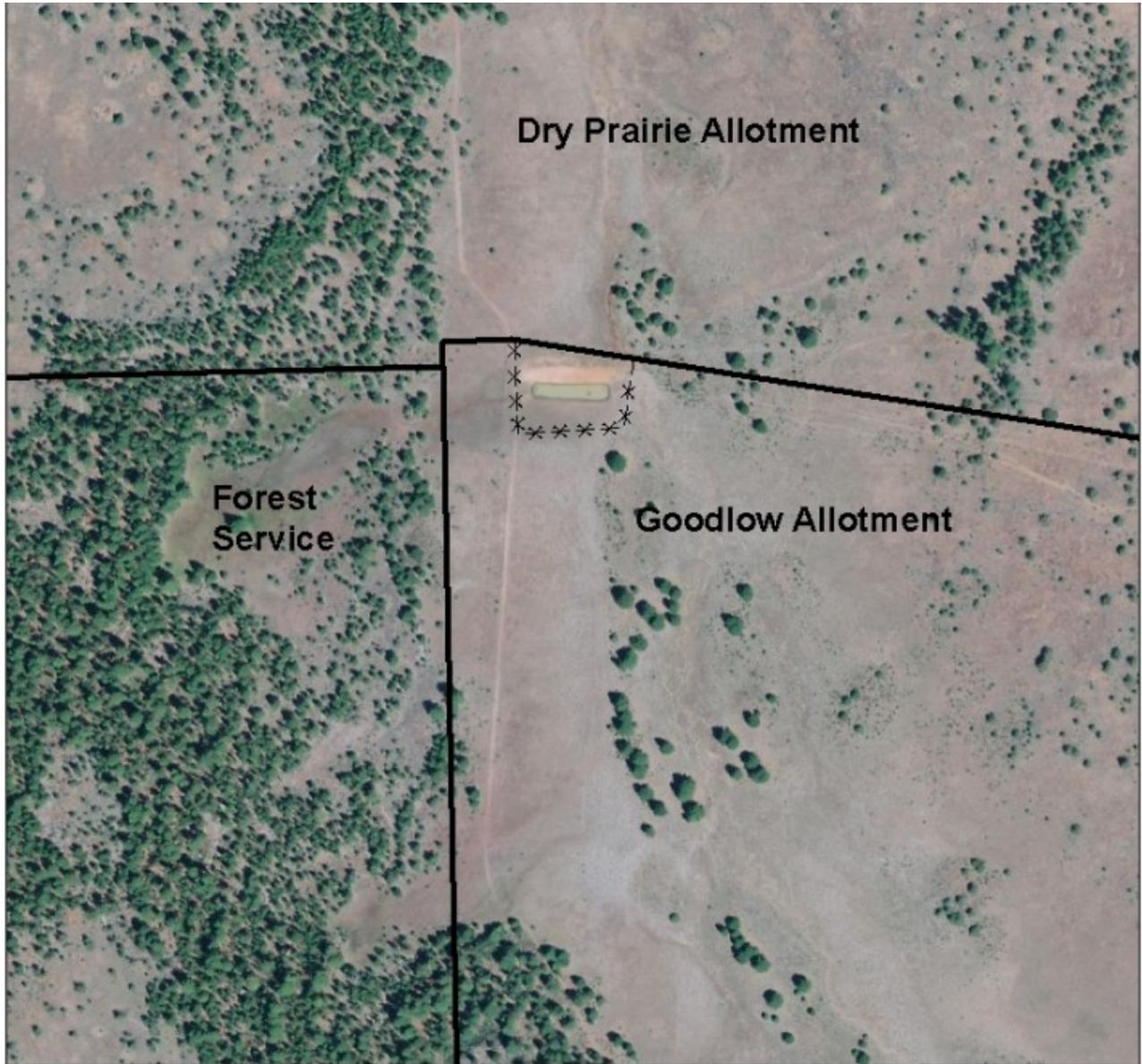
Legend

-  BLM
-  Forest Service
-  BOR
-  Private



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 were compiled from various sources and may be updated without notification.

Photo 1- Proposed Dry Prairie Waterhole Fence



Existing Allotment Fence - ——— Proposed Waterhole Fence - *—**

APPENDIX A – WEED MITIGATION MEASURES

All vehicles and equipment will be cleaned off prior to operating on BLM lands. Removal of all dirt, grease, and plant parts that may carry noxious weed seeds or vegetative parts is required and may be accomplished with a pressure hose.

High concentrations of noxious weeds in the immediate area of mechanical operations shall be mowed to ground level prior to the start of project activities.

All equipment and vehicles operating off of main roads shall be cleaned off prior to leaving the job site when the job site includes noxious weed populations. Removal of all dirt, grease, and plant parts that may carry noxious weed seeds or vegetative parts is required and may be accomplished with a pressure hose.

APPENDIX B – FENCE DESIGN SPECIFICATIONS

Fences will be designed to prevent the passage of livestock without stopping the movement of wildlife.

The majority of fences will be constructed as follows: four wire with the bottom wire 16-18 inches off the ground with the sequence of the remaining three wires above this being 6 inches, 6 inches, and 12 inches; the maximum height of the fence (ground to top wire) will be 42 inches.

The bottom wire on all fencing will be two-strand smooth wire, not barbed, to facilitate antelope crossings.

Steel “t-post” spacing will be between 16 feet and 24 feet, depending on local conditions.

Brace posts, tree scabs, and/or rock jacks (rock cribs) will be constructed to enhance fence integrity with one at least every 0.25 mile.

Brushing and tree limb removal will be limited to only that necessary for surveying, placement, and construction of a fence.

Where fences cross existing roads, either gates or cattleguards will be installed.

Where workable, fence construction will be located outside Riparian Management Areas.

Determination for Dry Prairie Waterhole Fencing
DOI-BLM-OR-L040-2011-0010-CX

I have determined that it is appropriate to proceed with the Proposed Action as described in the Dry Prairie Waterhole Fencing CX 2011-010 and shown on the attached map(s).

Rationale

The proposed action has been reviewed by the Klamath Falls Resource Area staff and appropriate Project Design Features, as specified, will be incorporated into the proposal. The proposed action would not create adverse environmental effects, meet any of the above extraordinary circumstances, or fail to comply with Executive Order 13212 (Actions to Expedite Energy-Related Projects) – to avoid direct or indirect adverse impact on energy development, production, supply, and/or distribution.

Based on the attached NEPA (National Environmental Policy Act) Categorical Exclusion Review, I have determined the proposed action involves no significant impact to the human environment and no further environmental analysis is required.

Signature

Authorizing Official: Donald J. Holmstrom Date: 8/8/11
(Signature)

Name: Donald J. Holmstrom

Title: Manager, Klamath Falls Resource Area

Administrative Remedy

Notice of the decision made on the action described in this categorical exclusion will be posted on the District internet website. The action is subject to protest under 43 CFR Section 4.450-2. A decision in response to a protest is subject to appeal to the Interior Board of Land Appeals under 43 CFR Section 4.410.