United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Klamath Falls Field Office
2795 Anderson Avenue, Building 25.
Klamath Falls, Oregon 97603
E-Mail Address: Username@kfra.or.blm.gov
Website: 158.68.93.215

IN REPLY REFER TO:

MAY 25 1999

1600 (OR014)

Dear Interested Citizen:

Enclosed is the Proposed Decision and Finding of No Significant Impact for the Klamath Falls Resource Area Resource Management Plan (RMP) Amendment and Environmental Assessment with an Environmental Assessment for the Proposed Cain Land Sale.

The proposed decision is to amend the Klamath Falls Resource Area RMP to change the Land Tenure Zone designation of one parcel of public land, sell that parcel of public land under direct sale procedures to the occupancy lessee, and add a provision that places lands discovered in the future that result from a survey hiatus or are encumbered by an unintentional occupancy trespass into Land Tenure Zone 3. The zone designation change will allow completion of the sale of an approximately 1.62-acre parcel of public land encumbered with a permanent occupancy lease.

We appreciate the comments and cooperation of those who participated in this planning process. The existing land use plan will be amended per the attached decision. Questions on the decision may be sent to:

Field Manager, Klamath Falls Resource Area
Bureau of Land Management
2795 Anderson Ave. Building 25
Klamath Falls, Oregon 97603.

The planning document contains actions that require two separate protest periods. A 30-day protest period is required under 43 CFR 1610.5-2 for the plan amendment, and a 45-day protest period is required under 43 CFR Part 4 for the proposed direct land sale described in the plan. The two comment periods will commence simultaneously on the date stamped above. The protest procedure for each action is described below.

Protest Procedures for Resource Management Plan Amendment **(Section A of Decision Record)**

The planning process includes an opportunity for an administrative review of the plan amendment. If you believe approval of any provision of this proposed planning amendment would be in error (See 43 CFR 1610.5-2, available at the Klamath Falls Resource Area Office), you may submit a plan protest to the Bureau of Land Management (BLM) Director, Careful adherence to these guidelines will assist in preparing a protest that will assure the greatest consideration to your point of view.

Only those persons or organizations who participated in the planning process leading to this plan amendment may protest. If our records indicate that you had no involvement in any stage in the preparation of this proposed planning amendment, your protest will be dismissed without further review.

Further, a protesting party may raise only those issues that he or she submitted for the record during the planning process. The period for filing a plan protest begins on the above date and is being announced through a Notice of Plan Amendment and Notice of Decision for the Sale of Public Land to be published in the Klamath Falls *Herald and News* newspaper. The protest period extends for 30 days from the above date. There is no provision for any extension of time. To be considered timely, your protest must be postmarked no later than the last day of the protest period. Also, although not a requirement, we suggest that you send your protest by certified mail, return receipt requested.

Protests must be filed in writing to:

Director, (WO-210)
Bureau of Land Management, U.S. Department of Interior
Attn: Brenda Williams
1849 C Street, N. W.
Washington, D.C. 20240

To be considered complete, your protest must contain, at a minimum, the following information:

- Name, mailing address, telephone number, and the affected interest of person filing the protest.
- A statement of the issue or issues being protested.
- A statement of the part or parts of the planning amendment being protested. To the extent possible, reference specific pages, paragraphs, and sections of the document.
- A copy of all documents addressing the issue or issues that you submitted during the planning process or a reference to the date the issue or issues were discussed with BLM for the record.
- A concise statement explaining why the BLM Oregon State Director's proposed decision is believed to be incorrect. This is a critical part of your protest. Document all relevant facts. As much as possible, reference or cite the planning and environmental analysis documents. A protest that merely expresses disagreement with the State Director's proposed decision, without any data, will not provide us with the benefit of your information and insight. In this case, the Director's review will be based on the existing analysis and supporting data.

Protest Procedure for the Cain Land Sale **(Section B of the Decision Record).**

The protest procedure for the Cain land sale is less formal and anyone may protest by delivering a written protest within the 45-day comment period to the address below. The period for filing a protest begins on the date stamped above and is being announced through a Notice of Plan Amendment and Notice of Decision for the Sale of Public Land to be published in the Klamath Falls *Herald and News* newspaper. To be considered timely your protest must be postmarked no later than 45 days from the above date. Protests must be filed in writing to: Field Manager, Klamath Falls Resource Area, Bureau of Land Management, 2795 Anderson Ave. Building 25, Klamath Falls, Oregon 97603.

Sincerely,

Teresa A. Raml

Teresa A. Raml
Field Manager

Decision Record for the Klamath Falls Resource Area Resource Management Plan Amendment and Environmental Assessment on Unintentional Encroachments and Survey Hiatuses combined with the Environmental Assessment for the Proposed Cain Land Sale, (EA OR-014-98-02)

This Decision Record documents the decision reached by the Bureau of Land Management (BLM) to implement the Proposed Action as described in the Resource Management Plan Amendment and Environmental Assessment on Unintentional Encroachments and Survey Hiatuses combined with the Environmental Assessment for the Proposed Cain Land Sale released for public review October 27, 1998.

The BLM has analyzed the one public comment received regarding this plan amendment and EA and determined that the issues raised are adequately addressed in the EA.

District Manager Findings and Recommendations on the Plan Amendment

- The Land Tenure Zone change for the 1.62-acre tract of land will be implemented as described in the planning document released for public review on October 27, 1998.
- The following provision is added to the Land Tenure Adjustment - Management Actions/Direction for All Land Use Allocations section:

  "Where survey hiatuses and unintentional encroachments on public lands are discovered that meet disposal criteria, the lands may be automatically assigned to Zone 3 for disposal."

- The disposal criteria to be used are those defined in Appendix I of the Klamath Falls Resource Area Record of Decision and Resource Management Plan (June 1995).

Recommended to the State Director

Steven A. Ellis 5/17/99
Steven A. Ellis
Lakeview District Manager

STATE DIRECTOR APPROVAL

I approve the proposed decision for the Klamath Falls Resource Area Resource Management Plan Amendment and Environmental Assessment for Unintentional Encroachments and Survey Hiatuses as recommended by the District Manager. This document meets the requirement for agency decision-making as provided in 40 CFR 1505.

for Elaine Y. Zielinski
Oregon State Director

5/25/99
Date

Decision for the Cain Land Sale

Proposed Action and Decision - The Cain Land Sale will be processed as described in the planning document released for public review on October 27, 1998. This land, totaling approximately 1.62 acres, will be sold by direct sale, at fair market value as determined by appraisal, to the current occupancy lessee. The sale will include the mineral estate, except for the oil, gas, and geothermal resources which will be retained by the United States. The sale will be subject to all prior valid existing rights.

Authority for the proposed sale is Section 203 and 209 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1713 and 43 U.S.C. 1719).

Rationale

- Sale of the 1.62 acres of public land will not decrease the allowable timber sale quantity and would result in an increase in tax revenue to Klamath County. No impacts would occur to threatened or endangered plant or animal species, cultural resources, prime or unique farmlands, wetlands or floodplains, or wild or scenic rivers.
- Sale of this land will contribute to BLM's commitment to sell public lands to offset impacts to Klamath County incurred from BLM's acquisition of the Wood River Ranch.
- Sale of the property would remove the title cloud on the remainder of the lessee's private property.
- Sale of the 1.62 acre parcel will eliminate the need to administer the perpetual occupancy lease.

Approved:

Teresa A. Raml

Teresa A. Raml
Field Manager, Klamath Falls Resource Area

FINDING OF NO SIGNIFICANT IMPACT (FONSI)

FINDING OF NO SIGNIFICANT IMPACT (FONSI)
for
the Klamath Falls Resource Area
Resource Management Plan Amendment
and Environmental Assessment on Unintentional Encroachments
and Survey Hiatuses combined with the
Environmental Assessment for the Proposed Cain Land Sale,
(EA OR-014-98-02)

This Finding of No Significant Impact (FONSI) addresses actions described and analyzed in the above referenced planning document: an amendment to the Klamath Falls Resource Area Resource Management Plan (RMP) allowing for placement of certain public lands, including a specific 1.62-acre parcel, into Zone 3; and sale of the 1.62 acres of land.

An interdisciplinary team of the Klamath Falls Resource Area, Lakeview District, Bureau of Land Management, analyzed the proposal to amend the Klamath Falls Resource Area RMP to allow the direct sale, to the current lessee, of approximately 1.62 acres of land encumbered by a permanent occupancy lease. The proposed plan amendment would change the existing Klamath Falls Resource Area RMP Land Tenure Zone designation on the 1.62-acre parcel of public land from Zone 1 to Zone 3 to enable completion of the proposed action.

The plan amendment would add language to the Klamath Falls Resource Area RMP allowing for placement into Land Tenure Zone 3 those public lands encumbered with survey hiatuses or encroachments as they are discovered in the future. Any proposed disposal actions would be required to meet the Resource Management Plan criteria for disposal and to undergo NEPA analysis. Lands affected by this amendment may be retained if the consultations, clearances, reports, or site-specific Environmental Assessment (EA) indicate certain resource values should, in the best interest of the public, be retained for Federal management.

Legal descriptions and general information of the lands proposed for sale and Land Tenure Zone change are provided in EA#OR-014-98-02.

Authority for the proposed sale of the 1.62-acre parcel, as well as lands discovered in the future to be burdened with survey hiatuses or encroachments, is Section 203 and Section 209 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716). Sales would be conducted under the procedures of 43 CFR, Parts 2710 and 2720. The sale price shall be fair market value as determined by appraisal.

The environmental effects discussed in the EA are summarized below. Those effects, as well as the tests of significance identified in 40 CFR 1508.27(b), have been considered.

- Analysis indicated no significant impacts on society as a whole, the affected region, the affected interest, or the locality.
- There are no identified impacts or issues related to public health, safety, or hazardous materials (reference EA, Table 1).
- There are no prime or unique farmlands, nor any potential, nominated, or designated wild and scenic rivers within the 1.62-acre parcel proposed for sale (reference EA, Table 1).

- No known cultural or wetland resources occur on the 1.62-acre parcel proposed for sale (reference EA, Table 1).

- There would be no disproportionately high and adverse human health or environmental effects, either direct or indirect, to minority or low-income populations or communities or Indian tribes. No comments or concerns regarding environmental justice under Executive Order 12898 were raised during any phase of the analysis.

- Anticipated impacts on the quality of the human environment are not expected to be highly controversial. The proposed Plan Amendment and Notice of Proposed Sale of Public Land were publicized in the *Herald and News* newspaper, and news releases were sent to radio and television media. Adjacent landowners, interested third parties, and elected officials were briefed on the proposed action through direct mailings. Public notification procedures generated two responses. Both comments pertained to the plan amendment and the environmental assessment adequately responded to both comments.

- Future activities on public lands transferred to private ownership would be governed by State statutes. Under private ownership, these lands would be subject to county land use requirements, including county comprehensive planning and zoning.

- The 1.62-acre parcel of land proposed for sale was included in the Allowable Sale Quantity base even though the subject land does not produce timber. Sale of this property would reduce the Allowable Sale Quantity timber base by approximately 1.62 acres. However, there would be no change in the Allowable Sale Quantity due to the subject property's non-timber productive capacity.

- The proposed action does not violate any Federal, State, and local laws imposed for protection of the environment.

FONSI DETERMINATION

On the basis of the information contained in this Environmental Assessment and other information available to me as summarized above, it is my determination that the proposed action or any of the alternatives do not constitute a major federal action significantly affecting the quality of the human environment. Therefore, an Environmental Impact Statement is not necessary and will not be prepared.

Teresa A Raml

Teresa, A. Raml
Field Manager, Klamath Falls Resource Area

U.S. Department of the Interior
Bureau of Land Management

Klamath Falls Resource Area
2795 Andersoin Ave., Building 25
Klamath Falls, OR 97603

October 1998

Klamath Falls Resource Area Resource Management Plan (RMP) on Unintentional Encroachments and Survey Hiatuses

As the Nation's principal conservation agency, the Department of the Interior has responsibility for most of our nationally owned public lands and natural resources. This includes fostering the wisest use of our land and water resources, protecting our fish and wildlife, preserving the environmental and cultural values of our national parks and historical places, and providing for the enjoyment of life through outdoor recreation. The Department assesses our energy and mineral resources and works to assure that their development is in the best interest of all our people. The Department also has a major responsibility for American Indian reservation communities and for people who live in Island Territories under U.S. administration.

BLM/OR/WA/EA-99/004+1792

United States Department of the Interior
Bureau of Land Management
Klamath Falls Resource Area
2795 Anderson Ave. Building 25
Klamath Falls. OR 97603

OCT 27 1998

Dear Public Land User:

Thank you for your interest in the proposed amendment to the Klamath Falls Resource Area Resource Management Plan (RMP) on Unintentional Encroachments and Survey Hiatuses. The enclosed Plan Amendment and Environmental Assessment addresses the alternatives for amending the RMP and the sale of one small tract of land encumbered with a permanent occupancy lease.

The purpose of the environmental assessment is to analyze probable environmental impacts of the proposed management alternatives. We would appreciate your comments on the adequacy of the analysis. To be considered in the decision process, all comments must be submitted no later than DEC 11 1998. To be most helpful, your comments should:

- Be as specific as possible .
- Address appropriateness of the alternatives.
- Identify unaddressed issues.
- Provide new information.
- Address adequacy of analysis.
- Identify errors in data or analysis.

Written public comments may be sent to:
Area Manager, Klamath Falls Resource Area
2795 Anderson Avenue, Bldg. 25
Klamath Falls, OR 97603

A proposed decision will be prepared and made available to the public after the public comment period on the Plan Amendment/Environmental Assessment. Any person who has participated in the planning process and has an interest which is, or may be, adversely affected by the proposed decision will have the opportunity to protest that decision, in accordance with 43 CFR 1610.5-2.

A summary of the plan amendment was published in the *Federal Register* on December 20, 1996 as a Notice of Intent; Plan Amendment, providing a 30-day comment period. A Notice of the proposed sale of public lands was published in local newspapers on August 30, 1996, also providing a 30-day comment period. Issues identified through comments received have been addressed in the Plan Amendment/Environmental Assessment.

A. Barron Bail
Area Manager

PROPOSED KLAMATH FALLS RESOURCE AREA RESOURCE MANAGEMENT PLAN AMENDMENT AND ENVIRONMENTAL ASSESSMENT

on

UNINTENTIONAL ENCROACHMENTS AND SURVEY HIATUSES

combined with the

ENVIRONMENTAL ASSESSMENT

for the

PROPOSED CAIN LAND SALE

EA # OR014-98-02

Prepared by
Klamath Falls Resource Area
Lakeview District
Bureau of Land Management
2795 Anderson Avenue, Bldg. 25
Klamath Falls, Oregon 97603

United States Department of the Interior

Bureau of Land Management
Klamath Falls Resource Area
2795 Anderson Avenue, Building 25
Klamath Falls, OR 97603

PROPOSED KLAMATH FALLS RESOURCE AREA RESOURCE MANAGEMENT PLAN AMENDMENT and ENVIRONMENTAL ASSESSMENT on UNINTENTIONAL ENCROACHMENTS AND SURVEY HIATUSES
combined with the ENVIRONMENTAL ASSESSMENT for the PROPOSED CAIN LAND SALE
EA # OR014-98-02, Case File# OR-53190

Summary

The Klamath Falls Resource Area Resource Management Plan was approved in June 1995. Since then, one potential land tenure adjustment has been identified that requires amendment of the RMP as the RMP did not contain appropriate language to accommodate this specific adjustment or similar types of land tenure adjustments. This Environmental Assessment (EA OR-014-98-02) analyzes the effects of amending the RMP to change the Land Tenure Zone assignment of approximately 1.62 acres of Oregon and California grant (O&C) lands encumbered with a perpetual occupancy lease from Zone 1 to Zone 3.

The Land Tenure Zones are defined in the RMP as follows:

Zone 1: Generally retain these lands under BLM administration.

Zone 2: Retain areas in Zone 2 with significant resource values and exchange other lands in Zone 2 to block up areas in Zones 1 and 2 with significant resource values.

Zone 3: Retain lands with unique resource values; dispose of other lands in this zone using appropriate disposal mechanisms.

The Land Tenure Zone adjustment identified in the proposed action would place approximately 1.62 acres of O&C land into Zone 3 to allow sale of the land to the holder of the permanent occupancy lease.

The Plan Amendment would also amend the RMP to place lands resulting from survey hiatuses and unintentional encroachments on public land, which are discovered in the future, into Land Tenure Zone 3. Any future disposal actions would be required to meet the RMP criteria. Lands affected by this amendment may be retained if the consultations, clearances, reports, or Environmental Assessment show any resource values worthy of permanent Federal retention

A notice of intent to prepare the RMP amendment was published in the Federal Register on December 20, 1996.

Kathy Eaton
for Elaine Y. Zielinski, Director Oregon State Office

Steven Ellis
Steve Ellis, Lakeview District Manager

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PROPOSED KLAMATH FALLS RESOURCE AREA RESOURCE MANAGEMENT PLAN AMENDMENT AND ENVIRONMENTAL ASSESSMENT ON UNINTENTIONAL ENCROACHMENTS AND SURVEY HIATUSES

combined with the

ENVIRONMENTAL ASSESSMENT FOR THE PROPOSED CAIN LAND SALE

EA #OR014-98-02, Case File# OR-53190

INTRODUCTION

Background

The Klamath Falls Resource Area Resource Management Plan (RMP) was approved in June 1995. Since then, one potential land tenure adjustment has been identified that requires amendment of the RMP, because the RMP did not contain appropriate language to accommodate this specific adjustment or similar types of land tenure adjustments.

The Land Tenure Zones are defined in the RMP as follows:

Zone 1: Generally retain these lands under BLM administration.

Zone 2: Retain areas in Zone 2 with significant resource values and exchange other lands in Zone 2 to block up areas in Zones 1 and 2 with significant resource values.

Zone 3: Retain lands with unique resource values; dispose of other lands in this zone using appropriate disposal mechanisms.

This Environmental Assessment (EA OR-014-98-02) analyzes the effects of amending the RMP to change the Land Tenure Zone assignment of 1.62 acres of Oregon and California grant (O&C) lands encumbered with a perpetual occupancy lease from Zone 1 to Zone 3. The Land Tenure Zone adjustment identified in the proposed action would place approximately 1.62 acres of O&C land into Zone 3 to allow sale of the land to the holder of the permanent occupancy lease.

The Plan Amendment would also amend the RMP to place lands resulting from survey hiatuses and unintentional encroachments on public land, which are discovered in the future, into Land Tenure Zone 3. Any future disposal actions would be required to meet the RMP criteria. Lands affected by this amendment may be retained if the consultations, clearances, reports, or Environmental Assessment show any resource values worthy of permanent Federal retention.

A notice of intent to prepare the RMP amendment was published in the Federal Register on December 20, 1996.

Purpose And Need For Proposed Action

The Klamath Falls Resource Area Resource Management Plan assigns all lands administered by the Klamath Falls Resource Area into one of three Land Tenure Zones. Lands in Zone 1 are identified for retention and may not be transferred out of Federal ownership by exchange or sale; lands in Zone 2 may be considered for exchange; and lands in Zone 3 may be considered for sale or exchange. The regulations at 43 CFR 2711.1-1(a) require that no parcel of public land may be offered for sale until it has been specifically identified in an approved land use plan (for example, assigned to Land Tenure Zone 3).

The proposed Cain land sale consists of an approximately 1.62-acre parcel in Klamath County that is currently assigned to Land Tenure Zone 1. The tract must be reassigned to Land Tenure Zone 3 before it can be sold.

A proposed RMP provision to allow disposal of lands without a plan amendment where survey hiatuses and unintentional encroachments on public land are discovered in the future would provide for such lands to be automatically assigned to Land Tenure Zone 3 where legal disposal criteria are met. Under the present RMP, such sites cannot be sold until a plan amendment is completed assigning them to Land Tenure Zone 3. An unintentional encroachment or survey hiatus in the Klamath Falls Resource Area is discovered on the average about once every ten years. Such sites generally range in size from a fraction of an acre up to 40 acres. A separate Environmental Assessment would be required as part of any future proposal for the sale of such a parcel.

Issues Considered but Eliminated from Detailed Analysis

The BLM guidelines require that various resource values be considered when analyzing a land tenure adjustment proposal. This section of the Environmental Assessment identifies those resource values that were considered but eliminated from detailed analysis for the sale of the Cain occupancy lease and related realty actions.

Critical Elements of the Human Environment: Elements critical to the human environment are specified in Appendix 5 of the BLM National Environmental Policy Handbook (NEPA Handbook H-1790-1, BLM, October, 1988). The "critical elements" eliminated from detailed analysis are: air quality, cultural resources, prime or unique farmlands, floodplains, native American religious concerns, hazardous or solid wastes, water quality, wetlands and riparian zones, wild and scenic rivers, wilderness, threatened or endangered species, Coastal Zone, and special and Bureau sensitive plant and animal species. There would be either minor, beneficial or no impacts to these "critical elements" as a result of the plan amendment and land sale; therefore, the elements were dropped from further analysis. Exhibit A, Table 1, attached and incorporated into this EA, summarizes the anticipated environmental impacts to these "critical" resources.

Other Resource and Land Use Issues Eliminated Other resources and issues requiring consideration by BLM guidelines include: existing or proposed wild horse and burro management areas, mineral resources, water resources, rangeland resources, visual resources, recreation resources, and existing land uses (such as rights-of-way, permits, and leases). None of these elements are expected to be impacted as a result of the plan amendment or land sale; therefore, the elements were dropped from

further analysis. Exhibit A, Table 2, attached and incorporated into this EA, summarizes the anticipated environmental impacts to these resources.

Disproportionate impacts to minority/low-income populations were considered as required by Executive Order 12898. The proposed plan amendment and Cain Land sale is expected to have no impact, either direct or indirect, on such populations, because of the location, land uses, and small acreage of the lands involved.

Issues to Be Analyzed

The following issues have been identified for detailed analysis in this EA. Issue identification resulted from consultation with other local and Federal agencies, interdisciplinary (ID) team review, and comments resulting from public involvement procedures.

Impacts to Allowable Sale Quantity (ASQ): How would the proposed sale of timber lands impact the amount of timber volume the BLM may offer for sale?

Method of measurement for these impacts: Change in annual Allowable Sale Quantity (ASQ).

Potential Impacts to Local Government Revenue and the Economy: How would the proposed sale potentially change the level of local economic activity and revenues received by local government?

Method of analysis for these impacts: Change in acreage: change in BLM Land Use Allocation acreage

PROPOSED ACTION AND ALTERNATIVES

Proposed Action

The proposed action consists of two elements: (1) Amendment of the resource management plan; and (2) Sale of a perpetual occupancy lease. These two elements are described below.

Amendment of Klamath Falls Resource Area Resource Management Plan

- A parcel of public land of approximately 1.62 acres, which is encumbered with a permanent occupancy lease, would be changed from Land Tenure Zone 1 to Land Tenure Zone 3. This parcel is located within the S½ of Section 1, Township 40 South, Range 7 East, Willamette Meridian. The exact acreage and legal description are yet to be determined by cadastral survey. Maps showing the location of this parcel are included in Exhibit B.

- The following provision would be added to the Land Tenure Adjustment - Management Actions/Direction for All Land Use Allocations section:

"Where survey hiatuses and unintentional encroachments on public lands are discovered in the future that meet disposal criteria, the lands may be automatically assigned to Zone 3 for disposal."

"Disposal Criteria" are defined in Appendix I of the Klamath Falls Resource Area Record of Decision and Resource Management Plan, June 1995. For reference purposes, this appendix is included in Exhibit C of this Plan Amendment/EA

No disposal action, other than sale of the Cain occupancy lease, would occur until it is analyzed and impacts of the disposal are disclosed in an Environmental Assessment for that specific realty action. Lands affected by this amendment may be retained if the consultations, clearances, reports, or Environmental Assessment show any resource values worthy of Federal retention.

Sale of a Perpetual Occupancy Lease

The Klamath Falls Resource Area proposes to sell, under direct sale procedures, a parcel of land containing approximately 1.62 acres located within the S½ of Section 1, Township 40 South, Range 6 East, Willamette Meridian to the holder of the occupancy lease. The sale would reserve the oil, gas and geothermal mineral rights to the Federal government.

The tract would be sold under the authority of Sections 203 and 209 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716) and the procedures of 43 CFR Parts 2710 and 2720. The exact acreage and legal description will be determined by cadastral survey prior to sale. Maps showing the location of this tract are included in Exhibit B.

As required by Bureau regulation, the sale price shall not be less than fair market value as determined by appraisal. Disposal would be subject to valid existing rights of record.

No Action Alternative

Under this alternative, the Cain land sale would not proceed and there would be no land tenure amendment to the Klamath Falls Resource Area RMP. Survey hiatuses and unintentional occupancy trespasses discovered in the future could not be resolved by sale of the land until a plan amendment were approved in the future.

AFFECTED ENVIRONMENT

In addition to the following, see Exhibit A Tables 1 & 2 for summaries of other resource elements.

Land Uses

The property proposed for sale is bounded on the west by Highway 66, on the south and east by BLM-administered lands, and on the north by private property owned by the sale proponent. The property is currently under a perpetual lease for use as a home site. The kitchen and bedroom of the main home and separate garage and outbuilding were inadvertently constructed on public land in

1980. The remaining land is planted to lawn. The parcel is allocated to General Forest Matrix by the RMP and is zoned Forestry by Klamath County.

Incorrectly believing old fence lines were placed on the property boundary, the adjoining property owner constructed a portion of his home and two outbuildings on public land. The error was discovered upon survey of the public lands in 1983, and a perpetual occupancy lease was granted in 1984 authorizing use of approximately 1.62 acres of public land. The private property was sold in 1989 to Mr. and Mrs. William Cain. When severe illnesses struck their children, the Cains tried to sell their home only to discover that prospective purchasers could not obtain financing from lending institutions. Financing was denied because a portion of the home and the outbuildings are constructed on public lands, and the land use lease is considered by the lending institutions to be insufficient protection for the loan.

Allowable Sale Quantity

The parcel, as well as the surrounding O & C land, is classified as General Forest Matrix. The Allowable Sale Quantity (ASQ) base includes all General Forest Matrix lands suitable for intensive forest management.

Local Government Revenue and the Economy

Because public lands are exempt from property taxation, the approximately 1.62 acres of public land proposed for sale currently contributes no tax revenue to local government. However, the approximate 1.62-acre parcel has O&C status, so 50 percent of any revenue generated from lease rentals or from the sale of forest resources on this tract is deposited to the O&C Fund to be distributed to the O&C counties with the balance going to the U.S. Treasury.

ENVIRONMENTAL CONSEQUENCES

Impacts of Proposed Action

In addition to the following, see Exhibit A Tables 1 & 2 for summaries of other resource element impacts.

Potential Change in Land Uses: The Cain occupancy lease has been used as a home site since 1980, and purchase of the leased property by the holder is not expected to change the current use of the property.

It is also considered unlikely that the sale of any occupancy trespasses or survey hiatuses discovered in the future would result in any change to the current land use, since such tracts would, in almost all cases, have been used for many years by abutting landowners who thought they already owned the land.

Allowable Sale Quantity: The lands were included in the Allowable Sale Quantity base even though the land does not produce timber. If the subject property is sold, there will be a reduction of approximately 1.62 acres in the Allowable Sale Quantity timber base. No change in the Allowable Sale Quantity would result from the sale of approximately 1.62 acres of O&C land.

Potential Impact to Local Government Revenue and the Economy: Local property tax revenues would increase slightly when approximately 1.62 acres from the Cain Occupancy lease. Also, any future land tenure adjustments resulting from occupancy encroachments discovered in the future could add an estimated 1 to 40 acres per 10 years to the tax base. Such tracts would most likely not be "forest deferral" for tax purposes, but any quantitative change in county tax revenues would likely be slight due to the small acreage involved. The Cain occupancy lease currently generates $426 per year in rent, 50 percent of which is shared with the O&C counties. The increase in tax collected by Klamath County, if the approximately 1.62-acre parcel is sold, is expected to exceed the amount received from the shared rent.

Future sales or exchanges to resolve inadvertent occupancy trespass should not result in any new construction or rural residential development, since the disposal lot sizes would be designed to resolve existing land title problems, not create new buildable rural residential tracts.

Since survey hiatus parcels are not currently known to BLM, there is no Federal revenue that would be shared with local government, and their transfer to private ownership would result in no loss to local government revenues from that source. The sale of any survey hiatuses discovered in the future (estimated at an average of one acre per 10 years) would increase the local property tax base by a negligible amount or not at all if they were included in tax lots already on the property tax rolls.

Impacts of No Action Alternative

Potential Change in Land Uses: The Cain occupancy lease would remain a lease under Federal ownership. A cloud would remain on the title of the associated private property, which would make the property difficult to sell and possibly prevent prospective purchasers from obtaining bank financing to complete a purchase.

Any occupancy encroachments or survey hiatuses discovered in the future would be retained in Federal ownership under their current land tenure status. The BLM has authority to require unauthorized uses be removed and the sites be rehabilitated. If appropriate, the existing uses could be authorized through permit, lease, or right-of-way grant and thus continued.

Allowable Sale Quantity: There would be no change in the Allowable Sale Quantity from that identified in the existing RMP.

Potential Impact to Local Government Revenue and the Economy: There would be no local government revenue changes if the Cain occupancy lease and any occupancy encroachments or survey hiatuses discovered in the future were retained in Federal ownership, except that any survey hiatuses currently included in tax lots on the property tax rolls would no longer be subject to such taxation after they were identified as being public lands under BLM jurisdiction

CONSULTATION AND COORDINATION

State and Local Agencies

The following State agencies were notified and their comments requested:

- Department of Geology and Mineral Industries
- Department of Environmental Quality
- Department of Fish & Wildlife
- Department of Forestry
- Department of Land Conservation & Development
- Division of State Lands
- State Historic Preservation Office
- State Parks Division
- Water Resources Department

No comments were received from any of the State agencies listed above.

The following local government agencies were also notified and their comments requested:

- Klamath County Board of Commissioners
- Klamath County Planning Department

Comments were received from the Klamath County Board of Commissioners supporting the sale of approximately 1.62 acres of O&C land to the holder of the occupancy lease.

Public Contact and Notification

A Notice of Intent to Amend the Klamath Falls Resource Area Resource Management Plan, including supplemental information, was published in the Federal Register on December 20, 1996, as well as in the local newspaper. The notice offered a 30-day public review and comment period with written comments due postmarked by February 19, 1997. The notice was also mailed directly to the appropriate members of the United States Senate and House of Representatives, the Governor of Oregon, appropriate County Boards of Commissioners and County Planning Departments, and all parties owning land adjoining the O&C lands proposed for sale.

Comments were received from the Oregon Natural Resources Council (ONRC), expressing opposition to the amendment of the RMP and transfer of public land base from public ownership. The ONRC also requested additional information regarding any public lands being transferred and criteria to determine when an encroachment is acceptable and should be sold. A letter of clarification was sent to the Oregon Natural Resources Council. Both the ONRC letter and the letter of clarification are available for review in the Klamath Falls Resource Area office.

List of Preparers

The following BLM resource specialists reviewed the proposed action and provided either written or verbal input for this assessment:

Participant	Title	Resource Values Assigned
Gayle Sitter	Wildlife Biologist	Wildlife

Monica Miller	Wildlife Biologist	Wildlife
Dennis Simontacchi	Geologist	Mineral Resources
Matthew Kritzer	Archaeologist	Cultural Resources
Lou Whiteaker	Botanist	Plants
Dale Landrum	Botanist	Plants

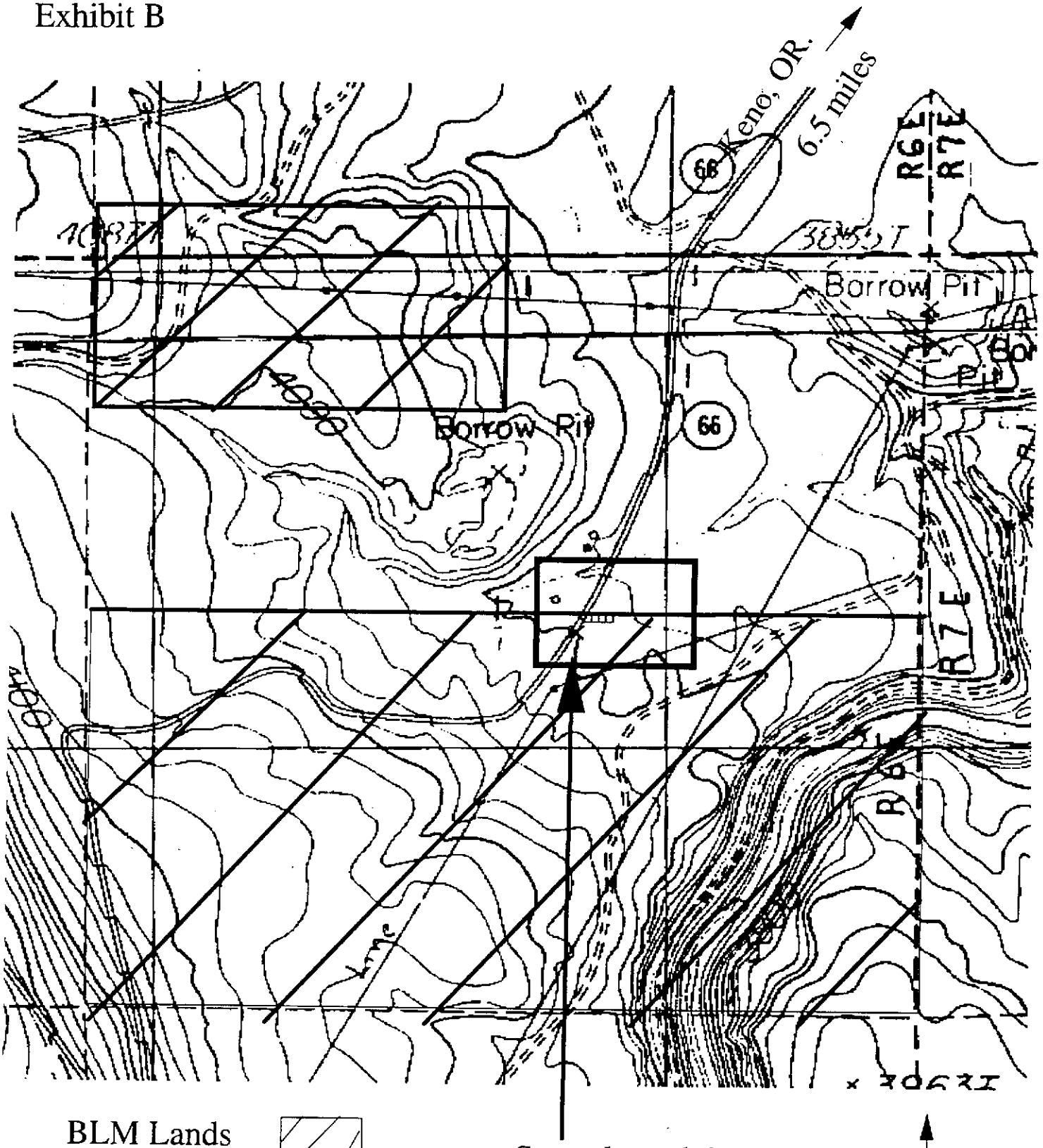
The document was compiled and written by Tom Cottingham, Realty Specialist. Kathy Helm, Writer-Editor, conducted editorial review.

Exhibit A - Summary of Resource Elements and Impacts

Table 1. Summary of Critical Elements of the Human Environment		
Critical Element	**Environmental Impact**	**Remarks**
Air Quality	None	Private ownership would be increased by approximately 1.62 acres.
Areas of Critical Environmental Concern (ACEC)	None	The O&C lands proposed for sale are not within an existing or proposed ACEC
Prime or Unique Farmlands	None Known	This resource does not occur within the land proposed for sale.
Flood Plains	None	Property proposed for sale is located outside the 500-year floodplain.
Native American Religious Concerns	None Known	A cultural survey of the property has been completed & no cultural resources found.
Threatened or Endangered Species. Special Status Species	None	Plant and animal surveys have been conducted on the property proposed for sale and on adjacent and nearby O&C lands for other activities. No Threatened or Endangered Species or Special Status Species have been found within 3 miles of the property proposed for sale.
Hazardous or Solid Wastes	None	A thorough search of available records , including BLM, Federal and State lists of potential sites, BLM land status records (Historical Index/Master title Plat), mining claim records, and case records for the Cain occupancy lease land sale did not reveal any potential for contamination by hazardous materials on said lands. A physical inspection of the property showed no evidence of disposal of hazardous materials on the ground (see Hazardous material report in the land sale case file).
Water Quality	None	There are no surface waters on the subject property.
Wetland/Riparian Zones	None	Property proposed for sale is not within a wetland or riparian area.
Wild and Scenic River	None	Property is outside the Klamath River corridor, the only designated river segment within the Klamath Falls Resource Area.
Cultural Resources	None anticipated	A cultural resource survey was conducted and no prehistoric or historic sites were found.
Wilderness Areas	None	None

Table 2. Summary of Elements of Other Resources	
Resource	**Remarks**
Wild Horse and Burro Management Area	Property is on extreme northeast side of the Pokegema Wildhorse Management Area. No adverse impacts are anticipated from sale of 1.62 acres of fenced land.
Mineral Resources	There is moderate potential for Oil, Gas and Geothermal resources. Those mineral resources will be reserved to the United States. All other mineral resources will be sold. Reference Mineral Report in the sale file.
Water Resources	No municipal watersheds involved in the sale. A house well is located on adjacent private property.
Rangeland Resources	The property proposed for sale is within the unleased Edge Creek Grazing allotment. The allotment will be reduced by approx. 1.62 acres by the sale. However, there would be no short- or long-term loss of livestock forage as the property has been fenced to exclude livestock since 1980.
Visual Resources	No Class I or Class II VRM issues. Property proposed for sale inventoried as VRM Class III.
Recreation Resources	No recreation potential on lands proposed for sale as they are leased to the adjacent land owner and included with other fenced private property.
Existing Land Uses	Under occupancy lease OR#36642, the property is used as a homesite by the adjacent landowner. This use would continue whether property is sold or not. The property is withdrawn under Executive Order of 1/19/1917 Withdrawal for Power Site Reservation 582 and Secretarial Order of 1/19/1917 Withdrawal for Water Power Designation 3 for hydroelectric purposes. These withdrawals are being revoked as they pertain to the subject property. The subject property is 0.75 miles from, and 350 feet above, the Klamath River and would not be affected by the existing or any potential power project.

Exhibit B



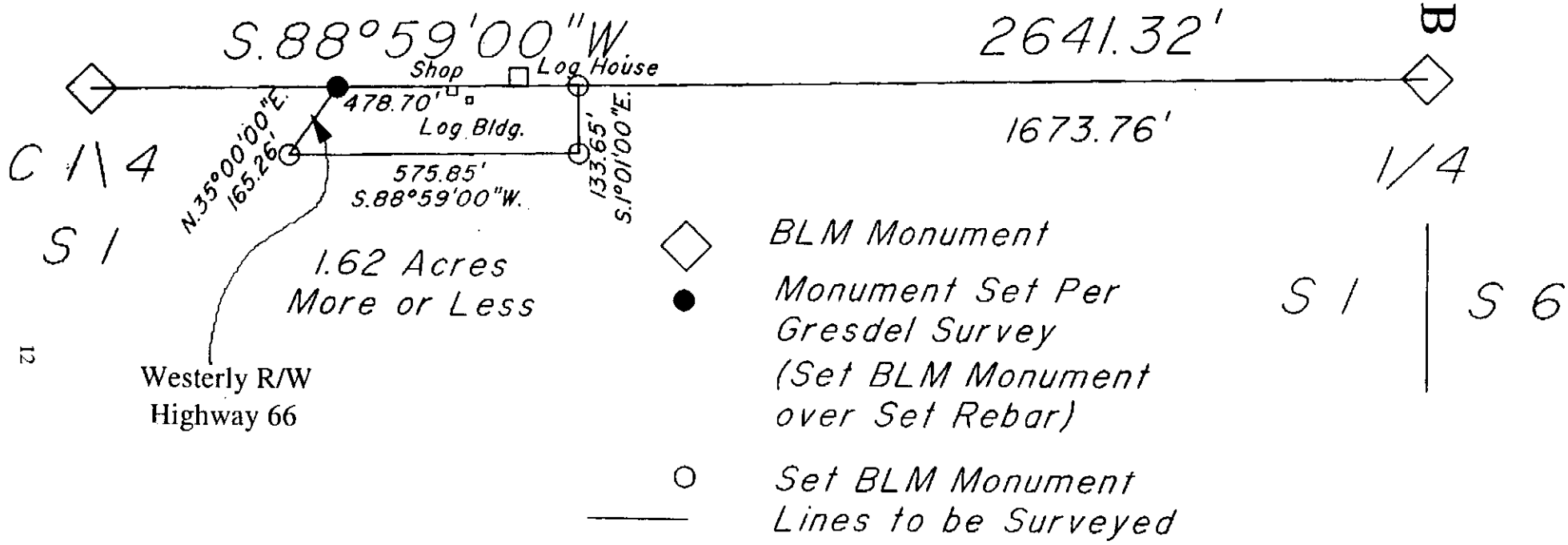
BLM Lands

BLM Lands considered for sale

Section 1 T. 40 S.,R. 6 E. WM

Approx. 1.62 acre parcel in the NW¼SW¼SE¼

Exhibit B



Enlarged Drawing

Draft Proposed Sale of 1.62 acres of O&C land

N

T. 40 S., R. 6 E. WM
Sec 1

Exhibit C - Appendix I of Klamath Falls Resource Area Management Plan (June 1995)

This exhibit contains Appendix I of the Klamath Falls Resource Area Management Plan (June 1995). Some lands in Zone 3 have either one, two, or three asterisks next to them, which indicate the following:

* Parcel has been evaluated for sale and has been sold.
** Parcel has been evaluated for sale and disposal may be made only by exchange.
*** Parcel has been evaluated for sale and will be retained in Federal ownership.
**** Parcel added with approval of this amendment and EA.

Klamath Falls Resource Area Record of Decision and Resource Management Plan

Appendix I - Land Tenure

Introduction

This appendix includes criteria to be used in evaluating land disposal or acquisition actions and a listing of public lands, by legal description, that may be suitable for sale, pending site-specific environmental analysis.

Land Ownership Adjustment Criteria

In accordance with the Federal Land Policy and Management Act of 1976 (FLPMA) and other laws, Executive Orders and Departmental and Bureau policy the following criteria would be used to evaluate opportunities for disposal or acquisition. This list is not considered all inclusive, but represents the major factors to be evaluated. They include:

- Threatened, endangered, or sensitive plant and animal species habitat;
- Riparian areas and wetlands;
- Nesting/breeding habitat for game and non-game animals;
- Key big game habitat;
- Developed recreation sites and recreation use areas;
- High quality scenery;
- Land adjacent to rivers eligible for designation under the National Wild and Scenic Rivers Act;
- Significant cultural resources and sites eligible for inclusion on the National Register of Historic Places;
- Designated wilderness areas and areas being studied for possible wilderness designation;
- Accessibility of the land for public recreation and other uses;
- Amount of public investments in facilities or improvements and potential for recovering those investments;
- Difficulty or cost of administration (manageability);
- Suitability of the land for management by another federal agency;
- Significance of the decision in stabilizing business, social and economic conditions, and/or lifestyles;
- Whether private sites exist for the proposed use;
- Encumbrances, including but not limited to withdrawals, or existing leases or permits;
- Consistency with cooperative agreements and plans or policies of other agencies; and

- Suitability (need for change in land ownership or use) for purposes, including but not limited to, community expansion or economic development, such as industrial, residential or agricultural (other than grazing) developments.

Zone 3 Lands

The following lands are potentially suitable for disposal through sale under section 203(a) of FLPMA if important recreation, wildlife, threatened or endangered species habitat, and or cultural values are not identified during disposal clearance reviews and no viable exchange proposals for them can be identified. These lands would also be available for transfer to another agency or to local governments, as needed, to accommodate community expansion and other public purposes.

Legal Description	Size (acres)
T. 39 S., R. 5 E.	
Sec. 17 - NW¼NW¼, SW¼NW¼, NW¼SW¼	120.00***
Sec. 21 - SW¼SW¼	80.00**
Sec. 29 - NW¼	160.00**
Sec. 31 - N½	320.00***
Sec. 33 - NW¼SW¼	40.00**
T. 40 S., R. 5 E.	
Sec. 7 - W½	320.00***
Sec. 31 - NE¼NW¼, W½W½, SE¼SW¼, S½SE¼	320.00***
T. 38 S., R. 6 E.	
Sec. 22 - SE¼NW¼	40.00**
Sec. 23 - W½SW¼	80.00**
Sec. 26 - SW¼NE¼	40.00**
Sec. 35 - NE¼NE¼	40.00**
Sec. 35 - SE¼NW¼, S½SW¼, SE¼	280.00***
T. 40 S., R. 6 E.	
Sec. 1 - Metes and Bounds	1.62 approx.****
T. 41 S., R. 7 E.	
Sec. 13 - NE¼NE¼	40.00
- Lot 4	24.69
T. 38 S., R. 8 E.	
Sec. 31 - Lot 4	10.30
T. 39 S., R. 8 E.	
Sec. 6 - Lot 6	27.20
Sec. 7 - Lot 5	16.90
Sec. 33 - Lot 1 the unpatented portion of	4.42
T. 40 S., R. 8 E.	

Sec. 17 - SW¼SE¼	40.00
Sec. 21 - SW¼SE¼	40.00
Sec. 22 - Lot 4	38.00
Sec. 28 - SE¼NE¼, W½NE¼, NW¼SE¼	160.00
Sec. 32 - S½NE¼	80.00
T. 41 S., R. 8 E.	
Sec. 8 - NW¼NW¼, S½N½, E½SW¼, SE¼	440.00
Sec. 17 - NE¼NE¼	40.00
T. 37 S., R. 9 E.	
Sec. 3 - SE¼NW¼, NE¼SW¼	80.00***
Sec. 4 - SW¼SW¼	40.00*
Sec. 6 - SE¼NW¼	40.00
Sec. 7 - NE¼NE¼	40.00
Sec. 8 - E½SW¼	80.00
Sec. 9 - NW¼NW¼, NE¼SW¼	80.00*
Sec. 13 - NE¼SE¼, W½W½	200.00***
Sec. 14 - NE¼NE¼, SE¼SE¼	80.00***
Sec. 17 - W½E½, NE¼NW¼	200.00
Sec. 20 - N½NE¼, SE¼NE¼	120.00
Sec. 21 - SW¼NW¼, NW¼SW¼, SE¼SW¼	120.00
Sec. 24 - W½NE¼, SE¼NE¼, NE¼NW¼	160.00***
Sec. 28 - W½NW¼, SW¼NE¼, NW¼SE¼, SE¼SE¼	200.00
Sec. 35 - SE¼NE¼	40.00*
T. 38 S., R. 9 E.	
Sec. 3 - SE¼NE¼, SE¼SE¼	80.00
Sec. 5 - SW¼SE¼	40.00
Sec. 8 - NE¼NE¼	40.00
Sec. 9 - NW¼NW¼, SE¼SW¼	80.00
Sec. 15 - SW¼SW¼	40.00
T. 40 S., R. 9 E.	
Sec. 23 - SW¼NW¼	40.00
Sec. 35 - N½NE¼, SE¼NE¼	120.00
T. 37 S., R. 10 E.	
Sec. 12 - S½SE¼	80.00
Sec. 13 - NE¼NW¼	40.00
T. 38 S., R. 10 E.	
Sec. 6 - Lot 5	39.80
- Lot 6	39.96
- Lot 7	40.12
- NE¼SW¼	40.00
Sec. 7 - NE¼NE¼, NE¼NW¼	80.00
Sec. 27 - NE¼SE¼, S½SW¼	120.00

Sec. 28 - W½E½, SE¼SE¼	200.00
Sec. 30 - Lot 2	39.80
- Lot 3	39.72
- Lot 4	39.66
Sec. 31 - Lot 1	39.65
- Lot 2	39.75
- Lot 3	39.85
- E½E½, SW¼NE¼, E½SW¼	280.00
Sec. 32 - N½NE¼, SW¼NE¼, SW¼NW¼, W½SW¼, SE¼	400.00
Sec. 33 - W½NE¼, N½SW¼, SE¼SW¼, W½SE¼	280.00
Sec. 34 - N½NW¼	80.00
Sec. 35 - NE¼SW¼	40.00
T. 39 S., R. 10 E.	
Sec. 4 - Lot 1	41.40
- Lot 2	41.40
- Lot 3	41.50
- S½NE¼, SE¼NW¼, N½SW¼, SW¼SW¼	240.00
Sec. 5 - Lot 2	41.03
Lot 3	41.68
Lot 4	40.34
S½NE¼, SE¼SE¼	120.00
Sec. 10 - S½SE¼	80.00***
Sec. 23 - W½E½, E½W¼, SW¼SW¼	360.00***
Sec. 24 - S½NE¼	80.00***
Sec. 25 - S½NW¼, NW¼, SE¼	400.00***
Sec. 26 - N½	320.00***
Sec. 32 - NE¼SW¼, SW¼SE¼	80.00***
Sec. 33 - SE¼NE¼	40.00***
Sec. 34 - S½	320.00***
T. 37 S., R. 11 E.	
Sec. 15 - NW¼NW¼	40.00
Sec. 23 - NW¼NW¼	40.00
Sec. 26 - SW¼	160.00
Sec. 27 - E½SW¼, SE¼	240.00
Sec. 29 - N½SW¼, SE¼SW¼	120.00*
Sec. 30 - N½SE¼	80.00*
Sec. 33 - SE¼NW¼, W½SE¼	120.00
Sec. 34 - E½, NE¼NW¼, N½SW¼, SE¼SW¼	480.00
Sec. 35 - W½, S½NE¼, SE¼	560.00
T. 38 S., R. 11 E.	
Sec. 1 - W½SW¼, SE¼SW¼	120.00
Sec. 2 - Lot 4	41.43
S½NW¼, SW¼, NE¼SE¼	280.00
Sec. 3 - Lot 1	41.46
- Lot 2	41.35

- Lot 3	41.24
- S½NE¼, SE¼NW¼, SE¼	280.00
Sec. 10 - E½, E½NW¼, NE¼SW¼	440.00
Sec. 11 - SW¼SW¼, S½SE¼	120.00
Sec. 12 - SW¼NE¼, W½NW¼, SE¼NW¼, N½SW¼,	
- SE¼SW¼, E½SE¼	360.00
Sec. 13 - W½NE¼, NW¼, E½SW¼, W½SE¼	400.00
Sec. 14 - W½NE¼, N½NW¼, SE¼NW¼, E½SE¼, SE¼SE¼	320.00
Sec. 17 - NW¼NE¼, E½SE¼	120.00
Sec. 19 - SE¼SE¼	40.00***
Sec. 20 - S½SW¼, SW¼SE¼	120.00***
Sec. 21 - E½SW¼, W½SE¼	160.00***
Sec. 22 - S½NE¼, N½SE¼, SE¼SE¼	200.00
Sec. 23 - E½, S½SW¼	400.00
Sec. 26 - N½NE¼, SE¼NE¼, W½,	440.00
Sec. 27 - SW¼NW¼, SW¼	200.00***
Sec. 28 - NW¼NE¼, SE¼NE¼, N½NW¼, NE¼SE¼	200.00***
Sec. 29 - E½, N½NW¼	400.00***
Sec. 30 - E½E½	160.00***
Sec. 32 - NE¼SW¼, NW¼SE¼	80.00
Sec. 34 - NE¼NW¼, S½NE¼, NW¼SE¼	160.00***
Sec. 35 - W½, E½NE¼, SW¼NE¼	440.00
T. 39 S., R. 11 E.	
Sec. 2 - Lot 1	40.24
- Lot 3	39.60
- Lot 4	39.62
Sec. 33 - E½NE¼	80.00
Sec. 34 - SW¼NW¼, W½SW¼	120.00
T. 37 S., R 11½ E.	
Sec. 11 - NE½, N½SE¼	240.00**
Sec. 13 - E½NW¼	80.00*
Sec. 14 - SE¼NE¼	40.00*
Sec. 17 - SE¼SW¼	40.00*
Sec. 20 - NE¼SE¼	40.00*
Sec. 21 - NW¼NE¼, S½NE¼, N½NW¼, N½SE¼, SE¼SE¼	320.00*
Sec. 22 - W½SW¼	80.00*
Sec. 26 - NE¼NW¼	40.00*
Sec. 27 - NW¼SW¼	40.00*
Sec. 28 - W½NW¼, SE¼NW¼, NW¼SW¼, SW¼NE¼	200.00*
Sec. 29 - E½SW¼, SE¼NE¼, E½SW¼	200.00*
T. 39 S., R. 11 ½ E.	
Sec. 1 - SE¼NW¼, SW¼SE¼	80.00**
Sec. 12 - NW¼NE¼, SE¼SW¼	80.00**
Sec. 13 - NW¼NW¼	40.00**

T. 38 S., R. 12 E.	
Sec. 5 - W½SW¼	80.00
Sec. 6 - NE¼SE¼	40.00
T. 39 S., R. 12 E	
Sec. 21 - NE¼NE¼	40.00
Sec. 26 - NW¼SE¼, SE¼SE¼	80.00
Sec. 27 - E½SE¼	80.00
Sec. 28 - NE¼SW¼	40.00
Sec. 34 - NW¼NW¼	40.00
T. 40 S., R. 12 E.	
Sec. 10 - NE¼NE¼, SE¼NW¼, W½SE¼	160.00
Sec. 11 - Lot 1	41.20
Sec. 14 - SE¼NW¼, N½SW¼,SW¼SW¼, NW¼SE¼	200.00
Sec. 15 - N½NE¼, SE¼SW¼ N½SW¼	200.00
Sec. 19 - N½NE¼, SE¼NE¼	120.00
Sec. 20 - N½N½, SE¼NE¼, NE¼SE¼	240.00
Sec. 21 - SW¼NE¼, E½, NE¼SE¼	400.00
Sec. 22 - SW¼NE¼, SE¼NW¼, SW¼SW¼	120.00
Sec. 26 - W½SE¼, SE¼SE¼	120.00
Sec. 27 - W½NE¼, SE¼NE¼, W½NW¼, SE¼NW¼	240.00
Sec. 28 - E½NW.	80.00
Sec. 35 - NE¼NE¼	40.00
T. 37 S., R. 13 E.	
Sec. 1 - Lot 5	9.88
- Lot 7	9.88
Sec. 11 - NW¼SE¼	40.00
T. 40 S., R. 13 E.	
Sec. 35 - SW¼NE¼	40.00
T. 41 S., R. 13 E.	
Sec. 14 - NE¼NW¼	40.00
T. 37 S., R. 14 E.	
Sec. 10 - NW¼NE¼, N½SW¼NE¼, N½S½SW¼NE¼	70.00
T. 41 S., R. 14 E.	
Sec. 5 - NE¼SE¼	40.00
T. 36 S., R. 15 E.	
Sec. 28 - All	640.00***
Sec. 30 - Lot 1	40.25
Lot 2	40.18
Lot 3	40.11
Lot 4	40.04

E½W½, E½	480.00
Sec. 32 - All	640.00
T. 37 S., R. 15 E.	
Sec. 4 - Lot 1	40.73
- Lot 2	41.03
- Lot 3	40.91
- Lot 4	40.64
- Lot 5	40.11
- Lot 6	40.21
- Lot 7	40.54
- Lot 8	40.64
- Lot 11	40.02
- Lot 12	39.96
- Lot 13	40.13
- Lot 14	40.19
T. 40 S., R. 15 E.	
Sec. 21 - NE¼NE¼, SE¼NW¼	80.00**
T. 41 S., R. 15 E.	
Sec. 3 - SW¼NE¼	40.00**
Sec. 11 - E½NE¼, NE¼SE¼	120.00**