

**RECORD OF PLAN CONFORMANCE AND
CATEGORICAL EXCLUSION (CX) DETERMINATION
Bureau of Land Management (BLM)**

Project Name: Windy Ridge Allotment (#00838) Grazing Lease Transfer

CX Log #: DOI-BLM-OR-L040-2013-021-CX

Project Location: T39S, R11½E, Sec. 24 & 25 W.M. (map attached)

Lease or Serial #: 00838

BLM Office: Lakeview District, Klamath Falls Resource Area County: Klamath County, Oregon

A. Background

Description of Proposed Action:

The proposed action is the transfer of the Section 15 livestock grazing lease for the Windy Ridge Allotment (#00838). The base property for the grazing lease preference has recently been purchased by Thomas and Terry Bengard. The grazing lease will be transferred to the Bengards in accordance with 43 CFR §4110.2-3.

The transferred grazing lease will have the same parameters as the current lease, as follows:

<u>ALLOTMENT</u>	<u>LIVESTOCK</u>	<u>GRAZING PERIOD</u>	<u>AUMs</u>
Windy Ridge (#00838)	52 cattle	5/1 – 5/31	52

B. Land Use Plan Conformance

Land Use Plan Name: Klamath Falls Resource Area Resource Management Plan

Date Approved/Amended: June 1995

The proposed project has been reviewed and found to be in conformance with one or more of the following BLM plans, programmatic environmental analyses or policies:

- Klamath Falls Resource Area Record of Decision and Resource Management Plan and Rangeland Program Summary (KFRA ROD/RMP/RPS), approved June 1995. Refer to: page H-34 of Appendix H; page 62, Grazing Management, Objectives; page 62, Grazing Management, Land Use Allocations; and page 62-63, Grazing Management, Management Actions/Direction.
- Rangeland Reform '94 FEIS and ROD (1995)
- Standards for Rangeland Health and Guidelines for Livestock Grazing Management for Public Lands Administered by the Bureau of Land Management in the States of Oregon and Washington (1997)
- Standards for Land Health for Lands Administered by the Bureau of Land Management in the States of Oregon and Washington (1998)
- National Sage-Grouse Habitat Conservation Strategy (2004)
- Vegetation Treatment on BLM Lands in Thirteen Western States FEIS and ROD (1991)
- Northwest Area Noxious Weed Control Program FEIS and ROD (1985) and Supplement (1987)
- Integrated Weed Control Plan (IWCP) 1993

C. Compliance with NEPA

The proposed action has been identified as a categorical exclusion under Bureau of Land Management Categorical Exclusions in 516 DM 11.9, Appendix 5, D(1) – *Approval of transfers of grazing preference.*

The proposed action is categorically excluded from further analysis or documentation under the National Environmental Policy Act (NEPA) provided none of the Extraordinary Circumstances listed in 516 Departmental Manual 2, Appendix 2 (5/27/04) are met. The proposed action will:

CX Extraordinary Circumstances Documentation		
The proposed categorical exclusion action will:	YES	NO
2.1 Have significant impacts on public health or safety. Rationale: The action will have no effect on public health or safety.		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: None of these resources will be affected.		X
2.3 Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)]. Rationale: This is a routine administrative action.		X
2.4 Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. Rationale: This is a routine administrative action.		X
2.5 Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects. Rationale: This is a routine administrative action.		X
2.6 Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects. Rationale: This is a routine administrative action.		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: This is a routine administrative action and is exempt from further review under the BLM-SHPO protocol		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: This is a routine administrative action.		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 is a routine administrative action.		X
2.10 Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898). Rationale: Not an issue for this action.		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: Not an issue for this action.		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: Not an issue for this action.		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, or impact RMP exclusion and avoidance areas.

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):

SS Animals			MDB 3/18/2013
SS Plants			JLF 3/13/2013
Cultural Resources			BMB 3/18/13
SS Animal Consultation*			MDB 3/18/2013
Botanical Consultation			JLF 3/13/2013
Cultural Consultation			BMB 3/18/13
*(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

Rationale

The proposed action has been reviewed by the Klamath Falls Resource Area staff. 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.

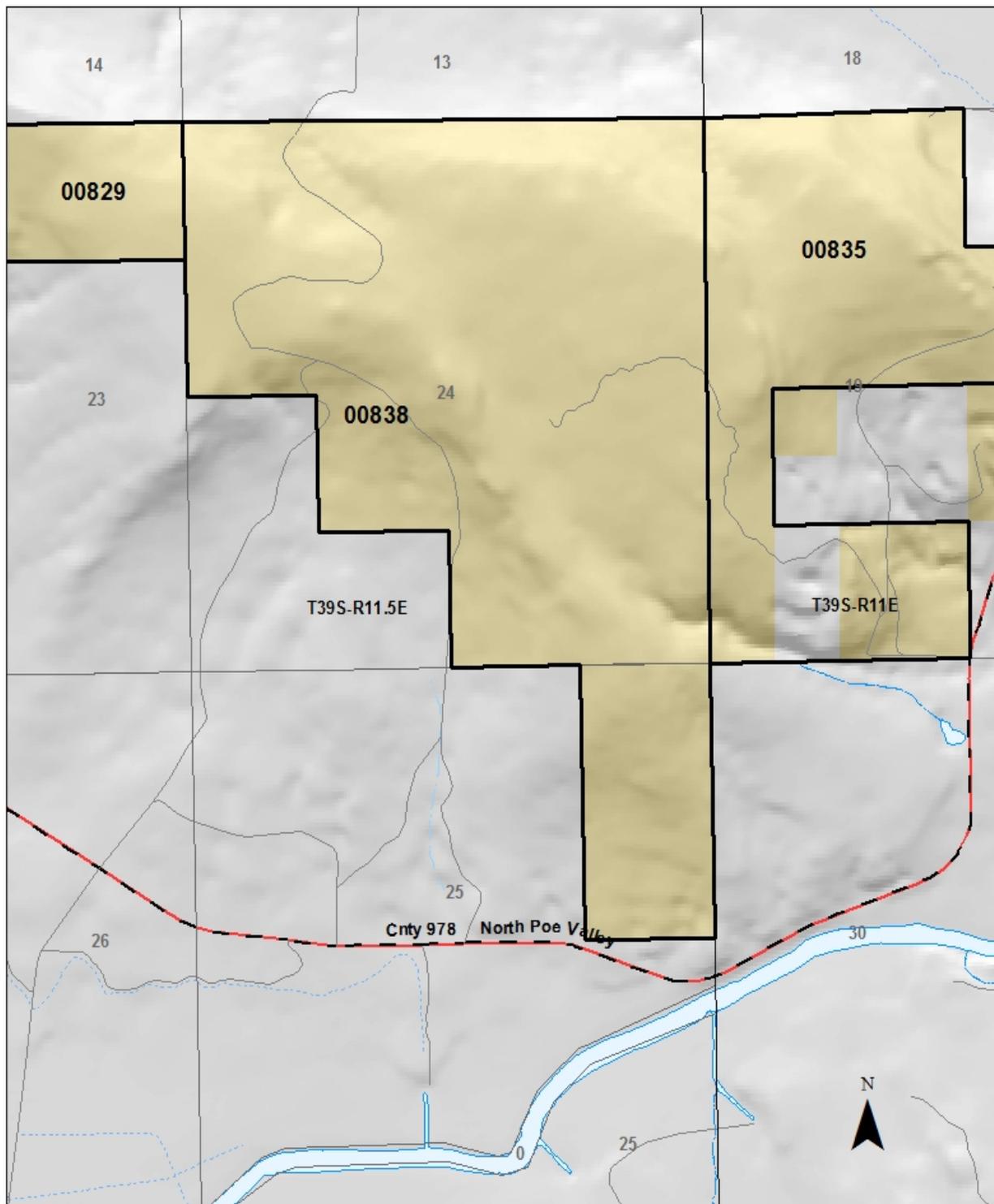
Signature

Authorizing Official /s/ Donald J. Holmstrom
(Signature)

Date: 3/20/2013

Name: Donald J. Holmstrom

Title: Field Manager, Klamath Falls Resource Area



**Windy Ridge Allotment (#00838)
T39S, R111/2E, Sec. 24 & 25**

Legend

-  Allotments
-  Bureau of Land Management
-  Private/Unknown

0 0.15 0.3 Miles



The accuracy is made by the Bureau of Land Management and the accuracy, availability, or completeness of these data for individual use depends on the user's application. Original data were compiled from various sources and may be updated without notification.