

RECORD OF PLAN CONFORMANCE AND CATEGORICAL EXCLUSION (CX) DETERMINATION

CX Log #: DOI-BLM-OR-V060-2014-033-CX

CE Exemption category: The following actions are designated as categorical exclusions pursuant to 516 DM 11.9.

- Placement and use of temporary (not to exceed one month) portable corrals and water troughs, providing no new road construction is needed.

BLM Office: Vale District Bureau of Land Management, 100 Oregon Street, Vale, Oregon 97918

Phone #: 541-473-3144

BACKGROUND

Project Name: Dry Lake Pasture Temporary Corral and Loading Chute

Applicant: None

Location of Proposed Action: Placement and use of a temporary portable corral and loading chute which will be located in the NW¹/₄ SE¹/₄ of Section 20, Township 33 South, Range 45 East of the Willamette Meridian, Malheur County, Oregon. Also known as the Dry Lake pasture of the Willow Creek Allotment.

DESCRIPTION OF THE PROPOSED ACTION: Corrals will be placed along the road leading to Slipper Reservoir in the Dry Lake Pasture of the Willow Creek Allotment. The temporary corral site is adjacent to the soldier creek roadway. The loading chute will be used to unload cows from a semi-truck cattle trailer. The corrals will be used to pair cows up with their calves. The corral is required to facilitate a livestock turn out date of April 8, 2014, but will be in place from April 5, 2014 until May 4, 2014 if necessary for the full duration of time.

PLAN CONFORMANCE

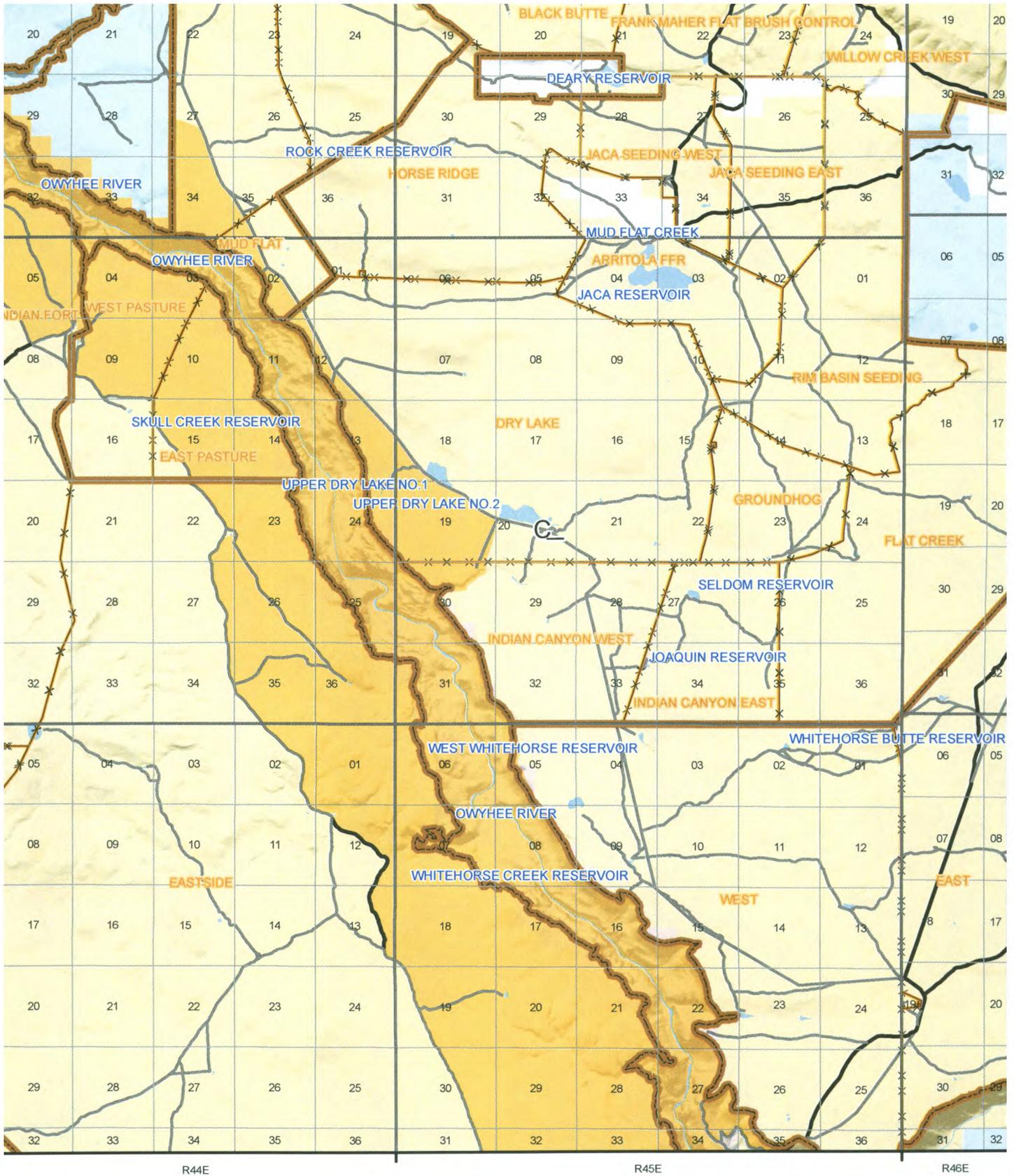
All actions approved or authorized by the BLM must conform to the existing land use plan where one exists (43 CFR 1610.5-3, 516 DM 11.9). Although it is not a NEPA requirement, the BLM includes within all its NEPA documents a statement about the conformance of the proposed action and alternatives with the existing land use plan (LUP). The BLM's planning regulations state that the term "conformity" or "conformance" means that "... a resource management action shall be specifically provided for in the plan, or if not specifically mentioned, shall be clearly consistent with the terms, conditions, and decisions of the approved plan or amendment" (43 CFR 1601.0-5(b)).

The proposed action is also in conformance with the management objectives of the Southeastern Oregon Resource Management Plan (SEORMP, Sept. 2002), *General Planning Criteria*, cited on page 9 of the RMP. The proposed action conforms to program-specific objectives of the SEORMP which are cited on page 59 where it states that, "A combination of administrative and rangeland project development will be implemented, as necessary, on site- specific basis to provide a sustained level of livestock use while maintaining resource values.....Structural rangeland projects will be implemented to facilitate meeting resource objectives rather than making additional forage available." Additionally, on page 56 it states, "Provide for a sustained level of livestock grazing consistent with other resource objectives and public land use allocations."

DOCUMENTATION OF CATEGORICAL EXCLUSIONS: EXTRAORDINARY CIRCUMSTANCES

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, and listed below apply.

Yes	No	Extraordinary Circumstances	Reviewer (Specialist and/or FM Initials in each box)	Date
		1. Have significant impacts on public health or safety.		
		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.		
	X	3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].	BLG (NEPA)	3.20.14
		4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		
	X	5. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.	BLG (NEPA)	3.20.14
		6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.		
		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.		
	X	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.	SF (plants) MM (wildlife)	3.17.14 3.18.14
		9. Violate a Federal law, or a State, local, or Tribal law or requirement imposed for the protection of the environment.		
	X	10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).	BLG (NEPA)	3.20.14
	X	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).	CB	3/24/14
	X	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).	ls	3/17/2014



- Temporary Corral Site
- Allotment
- Pasture
- County Road
- BLM Road
- BLM Reservoirs

- Bureau of Land Mgmt
- Other Federal
- Private
- State Lands
- Wilderness Study Area



U.S. Department of Interior
Bureau of Land Management



Vale District
March 20, 2014

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