

To: FOIA, BLM_WO[blm_wo_foia@blm.gov]
Cc: Keiosha Alexander[kaalexander@blm.gov]; Maritiza Harris[mtharris@blm.gov]; Nikki Moore[nmoore@blm.gov]; Christopher McAlear[cmcalear@blm.gov]
From: Hawks, Robin
Sent: 2017-03-17T14:07:02-04:00
Importance: Normal
Subject: Re: FOIA Request 2017-00305 Search Request
Received: 2017-03-17T14:07:11-04:00
[WO400 Response 17Mar17.pdf](#)
[Butts 10Mar17.pdf](#)
[Conley 15Mar17.pdf](#)

Keiosha,

Please find attached a response from WO400 to subject FOIA. Two staff members found responsive records, Sally Butts and Mark Conley. Sally's records are attached to her DAD form (below) and Mark's were sent directly to you and I do not have copies. I have not received a response from Doug Herrema, who is now Palm Springs Field Manager, and I previously forward the names of former Assistant Directors to you for follow-up.

If you have any questions or if there is more we need to do, please let me know.

Thanks, Robin

Robin D. Hawks, Ph.D.
Senior Advisor
National Conservation Lands and Community Partnerships
Bureau of Land Management
Desk Phone: 202-912-7177
Cell Phone: 202-713-8141
rhawks@blm.gov

On Thu, Mar 9, 2017 at 2:53 PM, FOIA, BLM_WO <blm_wo_foia@blm.gov> wrote:

Good afternoon Robin,

I hope this email finds you well. We received the following FOIA request:

- "1. All records discussing or otherwise related to the determination of a boundary for the Bears Ears National Monument or the Gold Butte National Monument pursuant to the Antiquities Act of 1906;
2. All records pertaining to the identification of historic landmarks, historic and prehistoric structures, and other objects of historic or scientific interest within the boundaries of the designated Bears Ears National Monument or designated Gold Butte National Monument; this request includes records describing habitat of scientific species referenced in the Proclamations establishing the National Monuments, locations of areas of archaeological, paleontological, cultural, historical, ecological, or aesthetic importance, and related records describing scientific areas of interest within the National Monuments; and

3. All records pertaining to impacts, threats, or dangers to historic landmarks, historic and prehistoric structures, or other objects of historic or scientific interest within the boundaries of the designated Bears Ears National Monument or the designated Gold Butte National Monument."

The time frame for the search is January 25, 2012 - January 25, 2017. The request, production guidance, and DAD are attached. Please return the completed DAD and records by March 30, 2017. Please send any records provided by email to the FOIA Office group box.

Please don't hesitate to contact me if you have any questions or if any additional information is needed.

Thank you,
Keiosha Alexander



Washington Office FOIA Coordinators
Bureau of Land Management
Phone: 202-912-7650
Fax: 202-245-0027
BLM_WO_FOIA@blm.gov

I, the ACTING NATIONAL MONUMENTS PROGRAM LEAD for the NATIONAL CONSERVATION LANDS - WO-410 located in
 (insert title) (name of divisional, program or state office)
WASHINGTON OFFICE, do hereby certify the following to BLM FOIA Specialist Keiosha Alexander, in her capacity as the FOIA Contact tasked with coordinating searches for records responsive to FOIA # BLM-2017-00305.

Check ALL that apply:

- () 1. I have reason to believe that the documents transmitted with this certification constitute all documents within the possession or control of the staff in the office.
- () 2. I have determined none of the records that have been produced are sensitive.
- (☒) 3. I have determined that some or all of the records that have been produced are sensitive.
- Y(☒) Records are marked as sensitive.
- Y(☒) Records are sensitive due to a Solicitor sending, receiving, or reviewing the document(s).
- () 4. I have reason to believe that there are no responsive documents within the possession or control of the staff in the office, and accordingly, am not provided any documents.

Information about the search (add lines as needed):

Name/Program Office	Search Terms Used	Search Location (e.g., paper files; email; share drive)
MARK CONLEY	SEARCH EMAILS	EMAIL AND FILES

Information about individuals performing work (add lines as needed):

Name/Program Office	Grade	Hours to Search	Hours of Review
MARK A. CONLEY, WO-410	14	3	3

Date: 3/15/17

Mark A. Conley
Signature

MARK A. CONLEY
Print name

CO-LEAD NATIONAL CONSERVATION LANDS (CA)
Title

I, the Senior Advisor for the National Conservation Lands and Community Partnerships Directorate located in the Washington Office, do hereby certify the following to BLM FOIA Specialist Keiosha Alexander, in her capacity as the FOIA Contact tasked with coordinating searches for records responsive to FOIA # BLM-2017-00305.

Check ALL that apply:

- (x) 1. I have reason to believe that the documents transmitted with this certification constitute all documents within the possession or control of the staff in the office.
- () 2. I have determined none of the records that have been produced are sensitive.
- () 3. I have determined that some or all of the records that have been produced are sensitive.

Y/N Records are marked as sensitive.

Y/N Records are sensitive due to a Solicitor sending, receiving, or reviewing the document(s).

- () 4. I have reason to believe that there are no responsive documents within the possession or control of the staff in the office, and accordingly, am not provided any documents.

Information about the search (add lines as needed):

Name/Program Office	Search Terms Used	Search Location (e.g., paper files; email; share drive)
WO-400	Gold Butte, Bears Ears, Boundary	Email

Information about individuals performing work (add lines as needed):

Name/Program Office	Grade	Hours to Search	Hours of Review
Nikki Moore	GS-15	1.0	0.5
Robin Hawks	GS-14	0.25	0.0
Sally Butts	GS-14	2.0	1.0
Mark Conley	GS-14	3.0	3.0
Robert Wick	GS-13	0.1	0.0
Ilana Cohen	GS-12	1.0	0.0
Chad Schneckenburger	GS-12	0.5	0.0

Date: 3/17/2017

Robin Hawks

Signature

Robin Hawks
Print name

Senior Advisor _____
Title

Form 1278-2

I, the Sally Butts, Acting Division Chief for the National Conservation Lands Division located in
(insert title) (name of divisional, program or state office)

Washington Office (WO-410), do hereby certify the following to BLM FOIA Specialist Keiosha Alexander, in her capacity as the FOIA Contact tasked with coordinating searches for records responsive to FOIA # BLM-2017-00305.

Check ALL that apply:

- (☒) 1. I have reason to believe that the documents transmitted with this certification constitute all documents within the possession or control of the staff in the office.
- (☐) 2. I have determined none of the records that have been produced are sensitive.
- (☐) 3. I have determined that some or all of the records that have been produced are sensitive.

Y/N Records are marked as sensitive.

Y/N Records are sensitive due to a Solicitor sending, receiving, or reviewing the document(s).

- () 4. I have reason to believe that there are no responsive documents within the possession or control of the staff in the office, and accordingly, am not provided any documents.

Information about the search (add lines as needed):

Name/Program Office	Search Terms Used	Search Location (e.g., paper files; email; share drive)
WO-410	Gold Butte	Email
WO-410	Bears Ears	Email

Information about individuals performing work (add lines as needed):

Name/Program Office	Grade	Hours to Search	Hours of Review
Sally Butts	GS-14	2	1

Date: 3/10/2017

Signature Sally R. Butto

Signature _____

Sally R Butts

Print name

Acting Division Chief, National
Title Conservation Lands

Title

3/10/2017

DEPARTMENT OF THE INTERIOR Mail - Gold Butte



Butts, Sally <sbutts@blm.gov>

Gold Butte

1 message

Kirk Peterson <kirk@nevadawilderness.org>
To: sbutts@blm.gov

Tue, Mar 17, 2015 at 11:37 AM

Hello Sally,

Thank you for taking time to answer questions at our Pew break-out session last week. Attached you will find the documentation by members of Friends of Gold Butte of the trespass and resource damage to Golde Butte. It is very unfortunate that the circumstances surrounding the issues a year ago are causing deterioration which may lead to permanent damage to an area of world-class biological, geological, cultural, and scenic resources.

Of all the places I have explored in Nevada, Gold Butte is our state's most outstanding natural place. I hope this situation can be resolved in the immediate future to assure this national treasure is not lost to the carelessness and malicious intentions of a handful of haters of public lands. Please do what you can to save Gold Butte.

Kirk
Kirk Peterson
Inventory Coordinator
Friends of Nevada Wilderness
PO Box 9754
Reno, NV 89507
775.324.7667

"I prefer the saddle to the streetcar and star-sprinkled sky to a roof, the obscure and difficult trail, leading into the unknown, to any paved highway, and the deep peace of the wild to the discontent bred by cities."
--Everett Ruess

2 attachments **Intrusions between 8 November 2014 and 18 January 2015_TomCluff.pdf**
1147K **Intrusions between 18 January 2015 and February 28.pdf**
1283K

Intrusions between 18 January 2015 and February 23

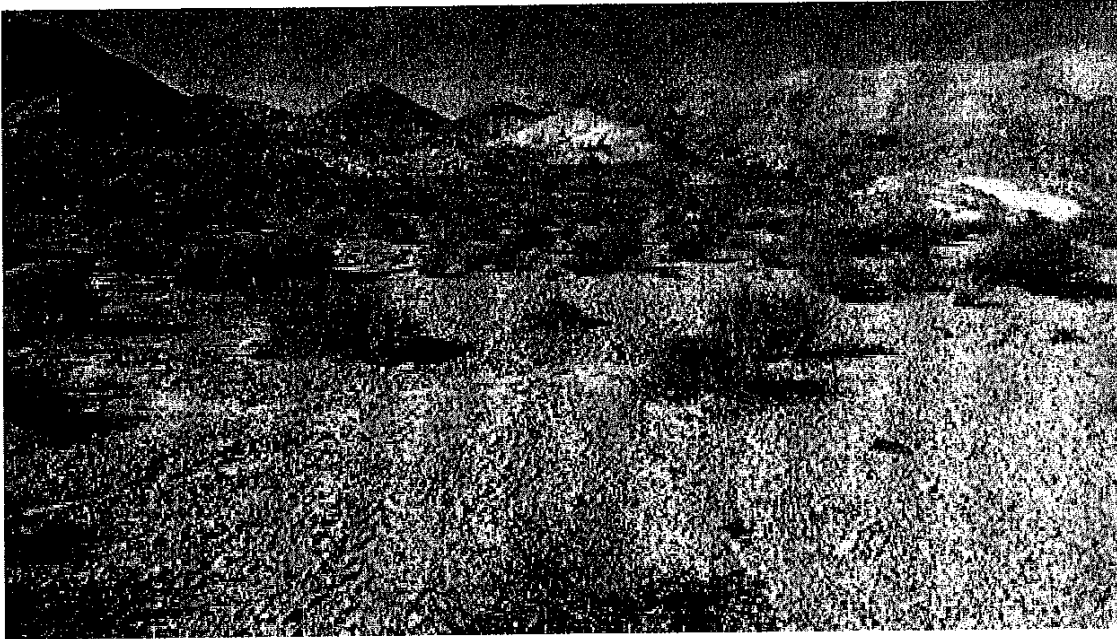
New intrusions all around Mud Wash Corral are occurring most every week especially on weekends. This is the same area noted in our last report, at 11 S 749896 4036601. The intrusions went around the corral, as well as north toward the cliffs and NW toward Little Finland area. We didn't follow to see how far they went. We didn't take any new photos since they would just look like the previous ones.

Since our last report, there have been several ATV intrusions from Khoda Circus parking 11 S 750565 4042467. Most went only part way to an area of petroglyphs and turned around. However on 2-15-2015 we observed a new intrusion probably made on 2-14. A single ATV went to the end of the closed road at approximately 11 S 751290 4041334 then proceeded SE as far as possible due to impassable canyon walls on all sides. They must have taken a little break there and left their trash as well as 2 beer cans further back on the trail. This was at 11 S 751255 4040913, they then went back north and found a way across the drainage and proceeded SE as far as possible again stopped by steep canyon walls. I didn't get a photo or waypoint of the furthest SE intrusion but it was considerably further than any other recent intrusion.

On 1/22/2015 I noticed another intrusion into the general area I call 'Desert Pavement.' (DP) I was west of DP at 11 S 750313 4041616, I didn't follow the intrusion back so don't know if it went to Khoda Circus area or not. Just another ATV following the previous one, so now it's a path a couple more ATVs and it will be a 'road' that the off road crowd will scream about when it does get closed! Two photos below



East of Bitter Ridge, west of Desert Pavement view is looking SE



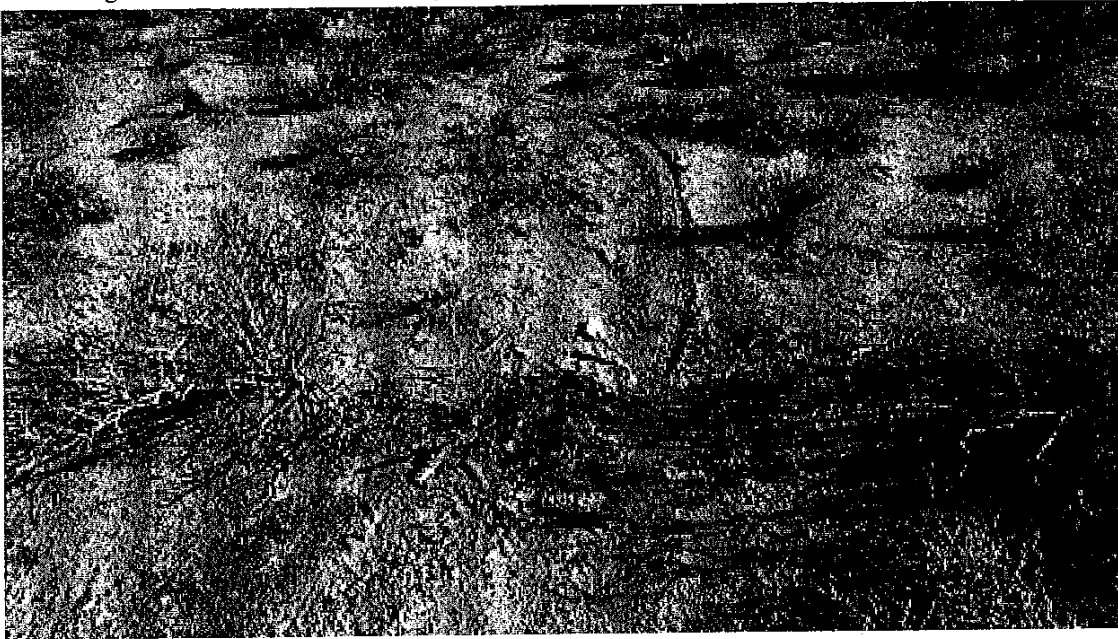
East of Bitter Ridge, west of Desert Pavement view SW, Bitter Ridge in upper right

11 S 756083 4044974, along GB road just south of pavement end is an intrusion we inadvertently left off the previous report. This is an old trail (road seems inappropriate) that has been closed for many years. It went west across the desert mainly in washes I believe, and came out at the Sheep Panel and then connected to the Falling Man road north of Black Butte. Since we first noticed this in Dec 2014 this trail has been heavily used by ATVs. The road closed sign has not surprisingly disappeared. I haven't followed the intrusion out but do believe they are exiting at the west end through the Bear Poppy restoration area at 11 S 751056 4043779. This end of the intrusion was pointed out in our last report and we notice additional intrusions entering or exiting here almost weekly.



Closed trail illegally reopened, south of end of pavement, west side of GB road.

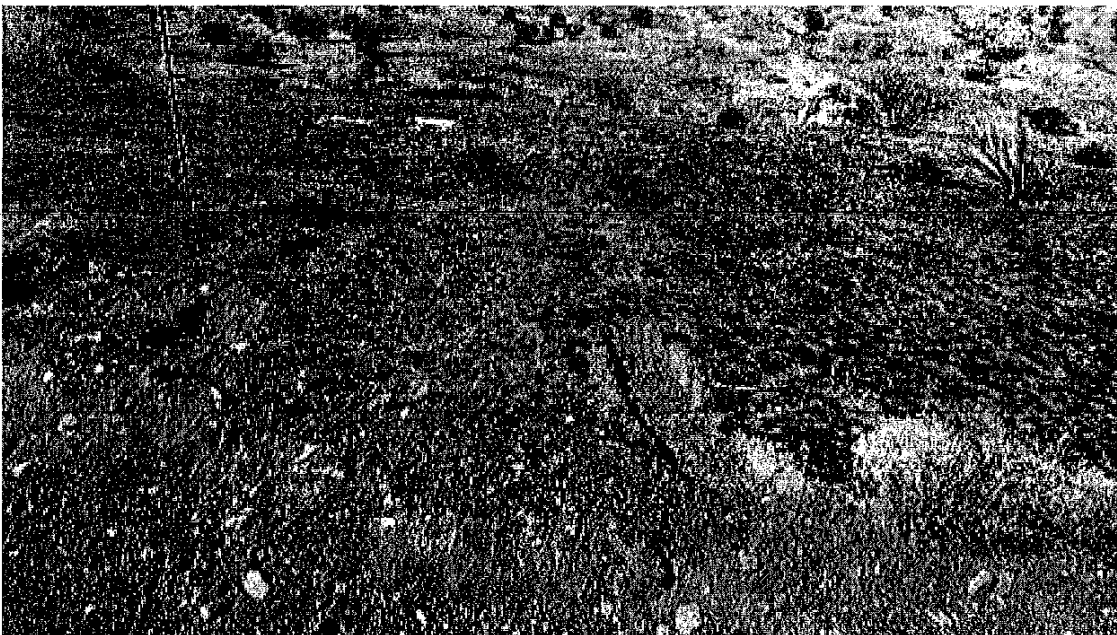
Following are intrusions noticed along GB road between Whitney Pockets and Gold Butte Town



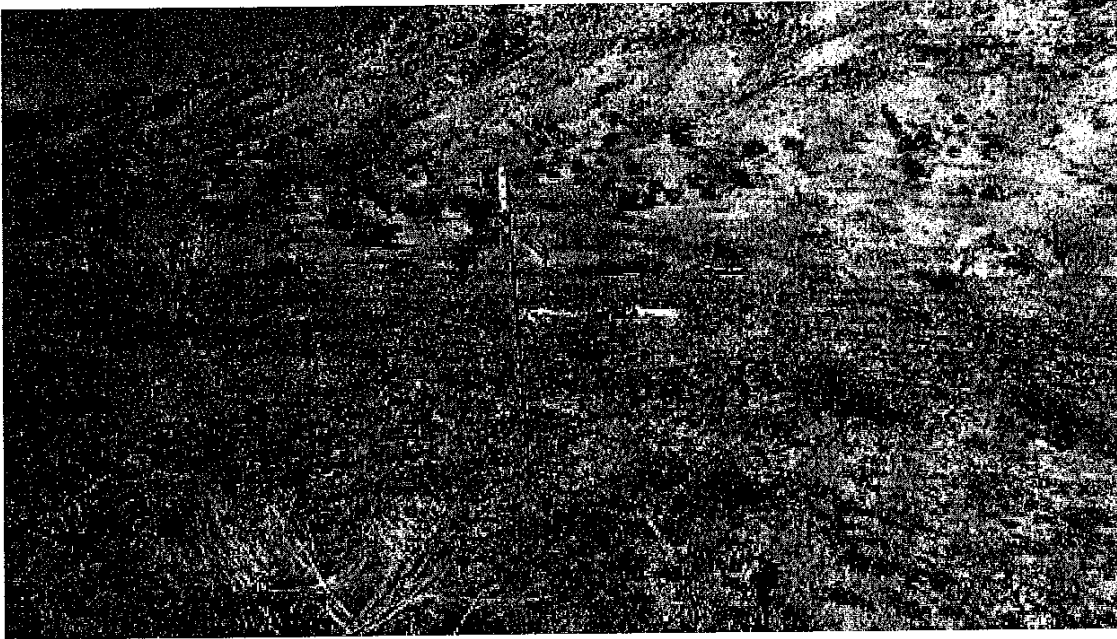
11 S 755193 4038572, east side of GB road, this intrusion headed NE into previously undisturbed desert. Don't know how far it went



11 S 756161 4025098 further south on west side of GB road, fence has been cut and turned back, ATV proceeded down a wash, photo below shows the tracks where they went over the recently graded road. (Thanks to Clark County for the improvement!) Again I don't know how far they went but it appeared they came back the same way.



11 S 754595 4020963 further south on west side of GB road, fence has been cut and turned back, vehicle travelled onto the desert floor but probably not very far, I didn't take time to walk it out. Photo below show cut and turned back fence.



11 S 752598 4019868 further south on east side of GB road, fence has been cut and turned back, this is just a little north of GB town and the ATVs are probably using this as a short cut to there.

There has been at least one intrusion going south into the desert from Nancy's Camp at 11 S 750999 4037043 since our last report.

On 2/17/2015 in the Whitney Hartman archeological complex we saw a rock shelter with a single red big horn sheep pictograph and located at 11 S 751836 4043958. The shelter floor appears to have been dug and a grave opened if our interpretation is correct. There are 2 possible dirt piles that could have come from the floor area and there are a lot of bone fragments and a few small complete bones. The bone fragments appear to be broken down by decay not by being chewed on by rodents and birds. Thus I believe these bones must have decayed underground and been dug up and scattered about. Even if this is true they could be animal bones, I don't have any way to know.

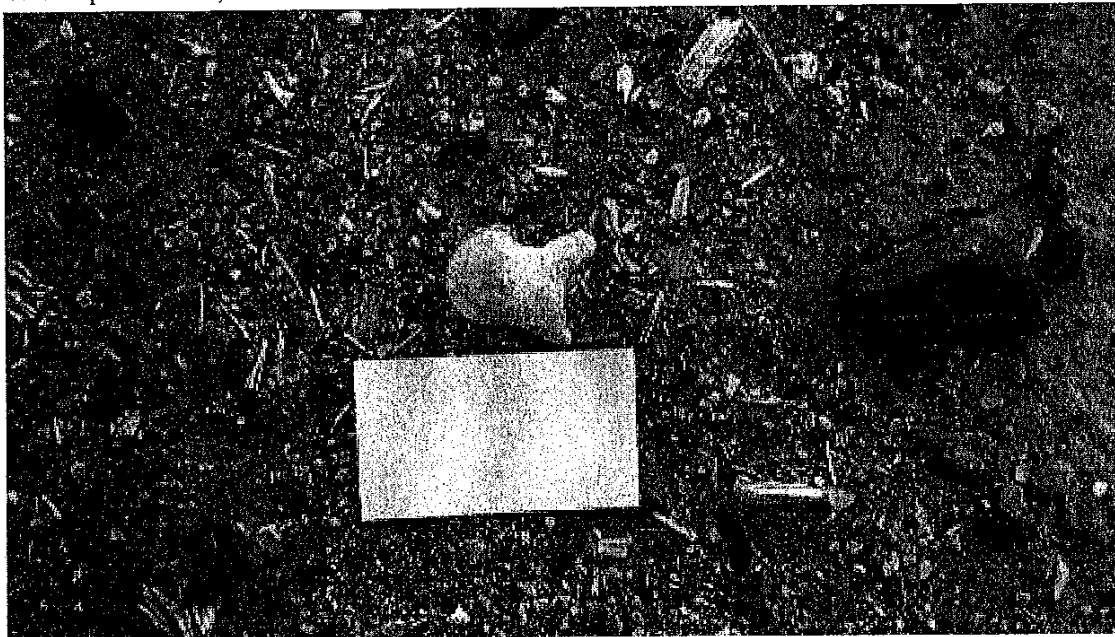
This is not a monitored site so we don't know when this happened. The possibility of this being a violated grave invokes a sensitivity that needs to be quickly handled by experts that can determine the true facts. Below are some photos of the shelter floor.



Overview of the disturbed area and bone scatter



Close up of a bone, card is 2 x 3.5 inches

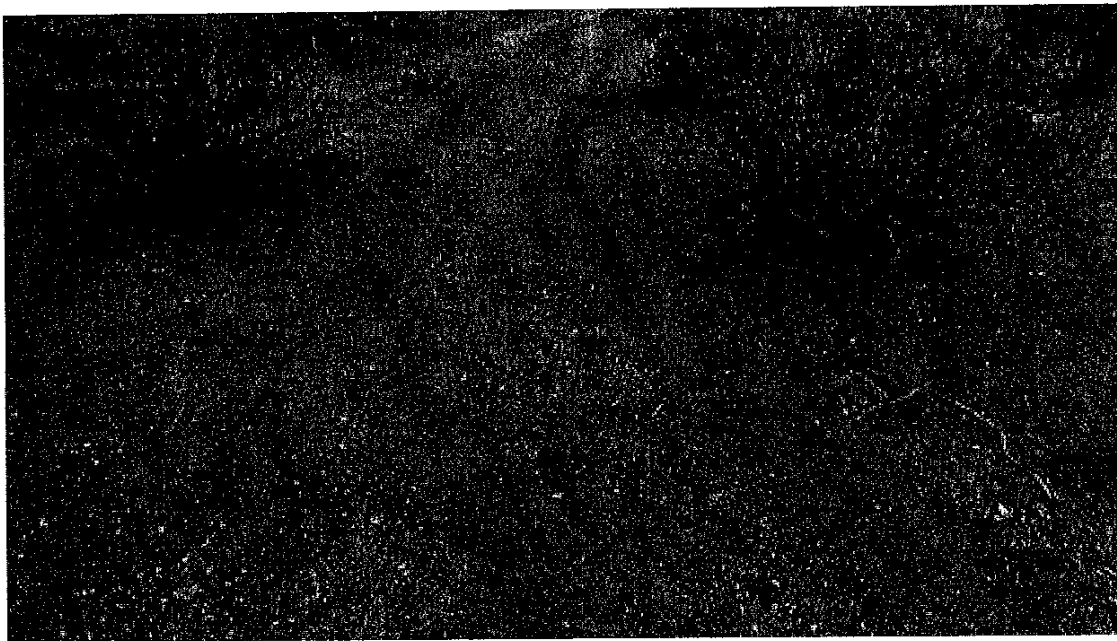


Close up of a bone, card is 2 x 3.5 inches



Close up of fragmented bones, card is 2 x 3.5 inches

2/27/2015, we drove the road from Mud Wash to Kirk's Grotto, there was a new intrusion at 11 S 749677 4036444 to about 11 S 749696 4036467. It went N to edge of the cliff above Mud Wash then turned around and back to the legal road. This must have occurred between 11/2014 when we last drove this road and 2/27/2015 when we saw it.

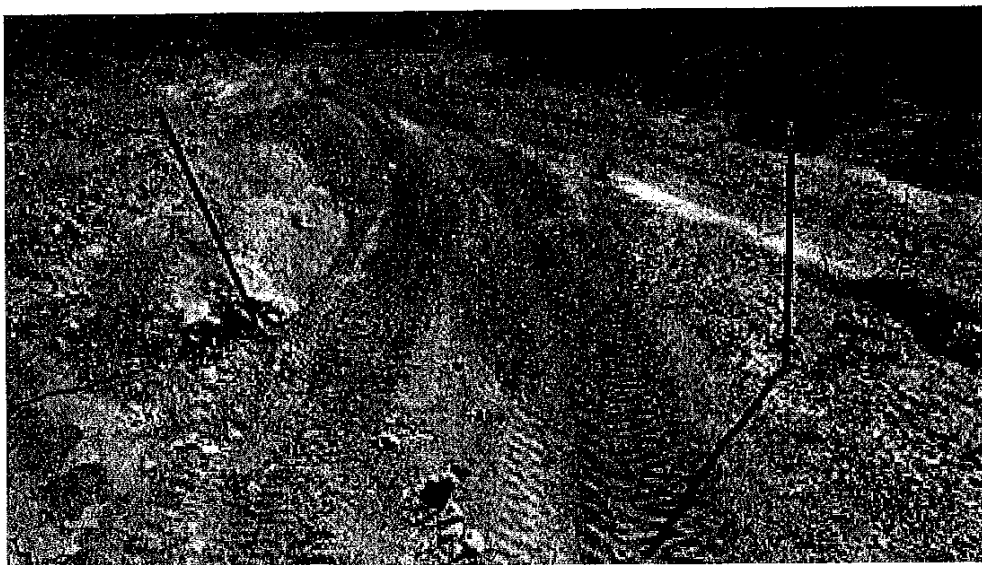


We then drove on to the GB BC Byway, there is a closed track near a rock shelter to the east, ATVs have bypassed the sign which is broken off and lying on the ground and made a new path at 11 S 748564 4034900, see photos below. The old track runs SE a short ways and the ATVs have repeatedly driven to the end and created an open road appearance. We noticed that all the archeological artifacts that used to be scattered near the rock shelter are gone. We didn't see a single lithic flake or ceramic shard.



We drove north into Mud Wash just above the Red Bluff Springs riparian area. The old path down Mud Wash past the riparian area has been closed for years but has always had a lot of intrusions. BLM crews repair the fence there and the post and cable at the lower end of the closed area but the fence gets cut and turned back and the post and cable somehow made to allow ATVs passage. So nothing new, but now it looks like a regular highway, no closed sign and the fence is cut and useless. Between, cows, burros and ATVs the riparian area is heavily damaged.

11 S 746170 4038784 11 S 746225 4038792



2015-02-26 approximately N 36 25.858 W 114 13.291 Michele Burkett witnessed via binoculars an ATV driving in the desert area below the parking corral at Kirk's Grott. Several ATV's were parked at the parking but one had driven down to the desert and drove in an area I know to be closed to motor vehicles. no photos available

Intrusions between 8 November 2014 and 18 January 2015

All waypoints are in NAD 83

We were in the area 23 October and there was no intrusion. We first observed the intrusion on 8 November 2014. The ATV tracks appeared very fresh probably a day or so before at most.
8 November 2014.

10 November 2014 same intrusion slightly different area.

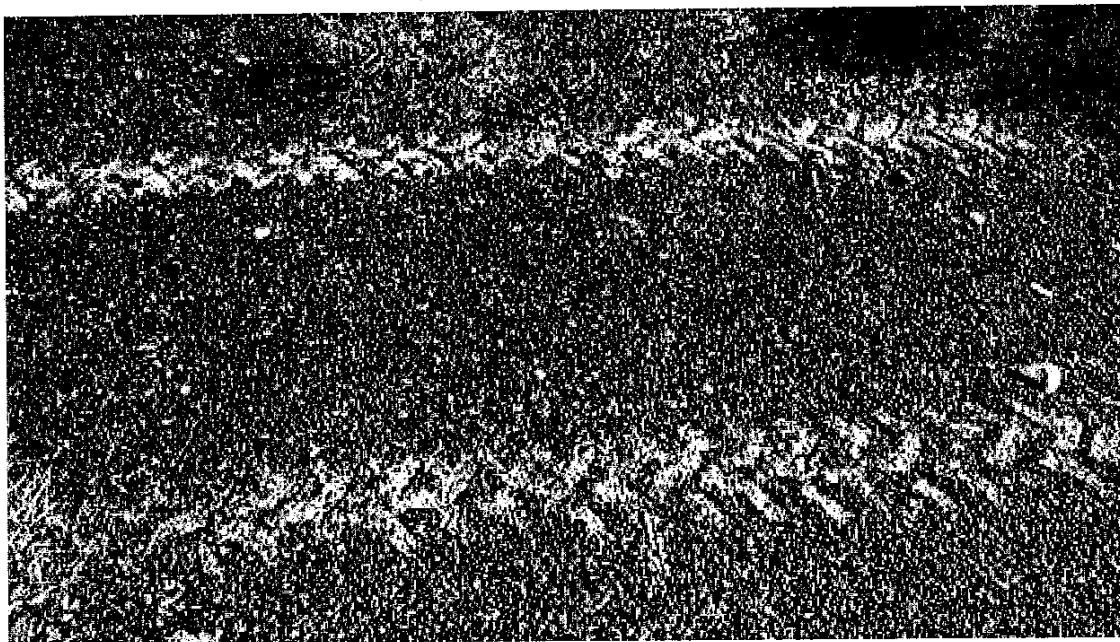
This intrusion started at Khoda Circus parking 11 S 750565 4042467 a single ATV went to the end of the closed road at approximately 11 S 751289 4041340, they then proceeded SE into the previously undisturbed desert, made a large circle then back to the closed road. They then turned SE up a small drainage as far as the ATV could go damaging the desert along the way.

Travelling NW until they intersected the closed road they continued on N to NW then left the closed road travelling W across the pristine desert until they reached another drainage at about 11 S 750817 4042090. Following this drainage upstream to the south they had to leave the drainage due to rock blockage and travel out on the desert, running over the flora, knocking down at least one barrel cactus and leaving deep ruts coming and going. Continuing south as far as possible they came to an area of previously undisturbed desert pavement at 11 S 750423 4041278. This is possibly the largest best developed example of desert pavement in Gold Butte. Now it has scars of ATV tracks on it.

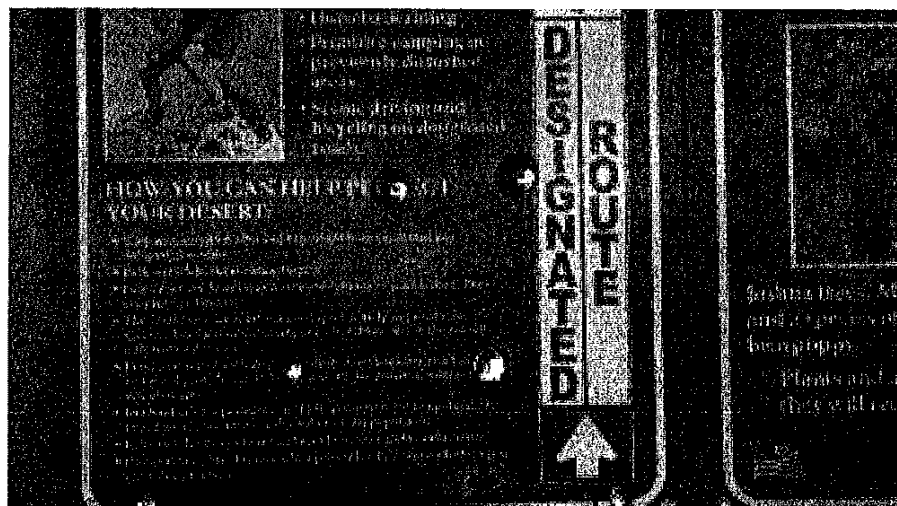
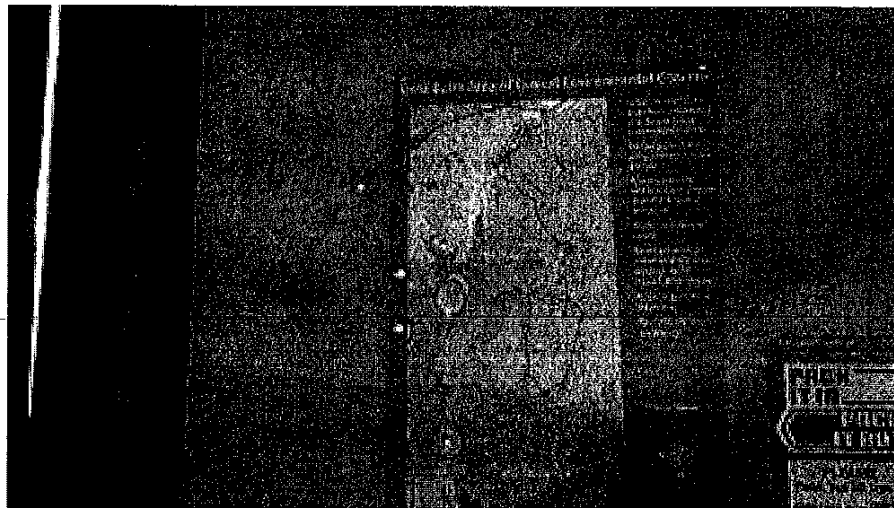
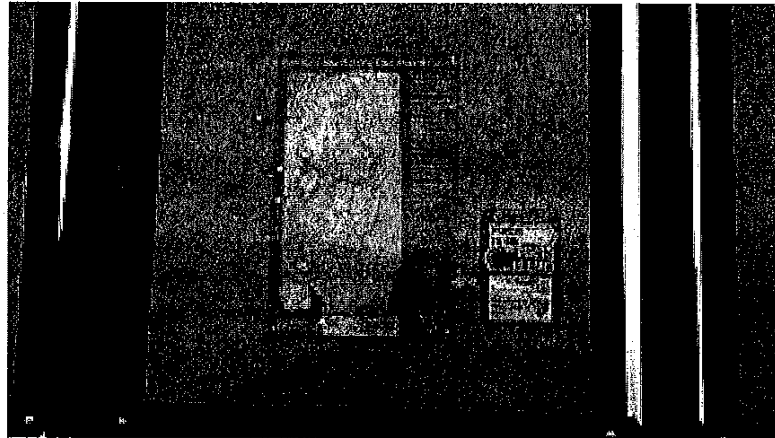
Since November 8th there have been at least 3 more intrusions from the Khoda Circus parking.

None of the later intrusions went to the end of the closed road or left the road other than to make donuts in the desert or turn around.





Bullet holes in the information kiosk at Riverside,
at 11 S 748359 4068681. They have been there
for some time but the 3 photos were taken 13
December 2014.



Intrusions near Mud Wash corral, at 11 S 749896 4036601, 3 photos. There have been numerous intrusions in this area, including reopening the closed road to Lone Palm/Little Finland. This has become quite well travelled now. Some of the intrusions from the corral have gone N/NE up the drainages as far as possible. These appear to mostly be over older partially recovered intrusions. The previously successfully closed roads in Gold Butte are now being reopened!

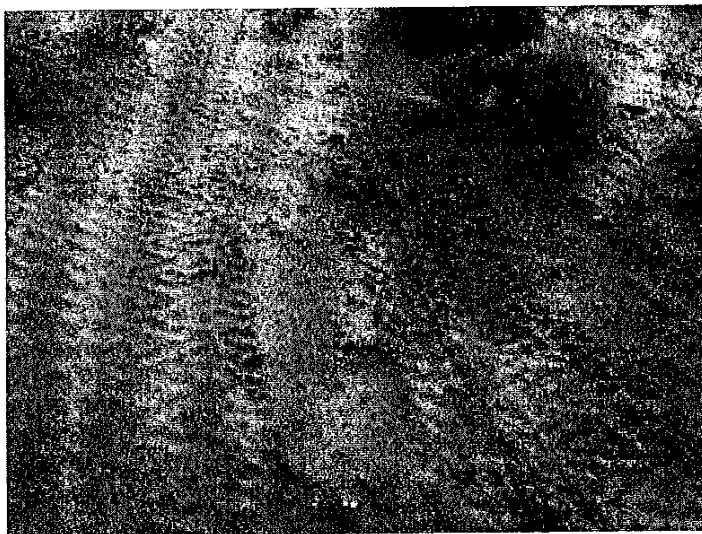




Intrusions from end of cherry stem road locally called Nancy's Camp at 11 S 750999 4037043. The intrusions in the photos were made by more than one ATV and one appears to have been a full size vehicle. As you can see in the photos one went east along the fence, others went south following more than one route. A lot of desert flora and soil damage in all cases. The fence was CUT and for some reason it was repaired.









Intrusion from road just past Falling Man parking at location 11 S 751576 4044203. This area has been intruded before but the BLM crew had successfully restored the intrusion. Now the restoration has been badly damaged. The intrusion went south onto the fragile crypto and gypsum soil leaving deep ruts across the desert floor.

Intrusion on to closed road at 11 S 751056 4043779, the area with post and cable to protect poppy restoration areas. The intrusion went as far SE as we could see. Recorded 6 January 2015.



3/10/2017

DEPARTMENT OF THE INTERIOR Mail - Re: Meeting request regarding Bishop's Public Land Initiative + Bears Ears NM



Butts, Sally <sbutts@blm.gov>

Re: Meeting request regarding Bishop's Public Land Initiative + Bears Ears NM

1 message

Kristin Bail <kbail@blm.gov>

To: "Moore, Nikki" <nmoore@blm.gov>

Cc: sbutts@blm.gov

Thu, Feb 11, 2016 at 8:21 AM

Thanks - I'm fine with Sally covering. -K

Sent from my iPhone

On Feb 11, 2016, at 5:50 AM, Moore, Nikki <nmoore@blm.gov> wrote:

Hi - yes I can follow up with him. I will be out of the office Thurs late afternoon and off Friday so asked Sally to cover this meeting and Friday (26th) if that works.

Nikki Moore
 Division Chief, National Conservation Lands
 Bureau of Land Management, Washington D.C.
 202.912.7624 (office)
 202.288.9114 (cell)

On Wed, Feb 10, 2016 at 3:17 PM, Kristin Bail <kbail@blm.gov> wrote:

Nikki - could you follow up with Jason to let him know that you will be representing me at the meeting that has already set up with him on Feb 25th at 2pm. Many thanks! -K

Sent from my iPhone

Begin forwarded message:

From: Jason Keith <jason@accessfund.org>

Date: February 10, 2016 at 12:36:37 PM MST

To: Kristin Bail <kbail@blm.gov>

Subject: Meeting request regarding Bishop's Public Land Initiative + Bears Ears NM

Director Bail — My name is Jason Keith and I am the senior policy advisor for the Access Fund a national non-profit dedicated to access and conservation of climbing and mountaineering environments. As you know, many of the country's most spectacular and valued climbing areas are on NLCS lands, and we have long worked in partnership with the BLM and other federal agencies on climbing management and conservation projects. We are now in the middle of our second 5-year MOU with the BLM and are currently working with the the Director's office on a climbing data collection project that should be really helpful for both BLM managers and the climbing community. The Access Fund is also a founding member of the Outdoor Alliance a coalition of human powered recreation groups with a strong interest in NLCS landscapes; for a number of years OA has worked closely with former NLCS Director Rountree on a number of projects as well.

In a few weeks I will be in Washington with several members of the American Alpine Club and would like a few minutes of your time to introduce ourselves and discuss some current issues with significant impact to outdoor recreation/climbing, particularly Congressman Bishop's Public Land Initiative in Utah and the growing push for a Bear Ears National Monument if the PLI fails. Given the prominent world class climbing found at Indian Creek and the Moab area (where I live), we've had regular communications with Congressmen Bishop and Chaffetz over the last three years regarding this initiative and we'd like to fill you in on our interest in the area and concerns we have with the draft PLI. Also our thoughts on a Bears Ears monument if that goes forward

DOI-2020-12 00263

3/10/2017

DEPARTMENT OF THE INTERIOR Mail - Re: Meeting request regarding Bishop's Public Land Initiative + Bears Ears NM

Do you have any availability on Thursday February 25 to meet briefly with me and a few colleagues?

Please let me know what your schedule allows.

Thanks, Jason

Jason Keith
Senior Policy Adviser
The Access Fund
303-819-2969
jason@accessfund.org