

To: Davenport, Julie[jmdavenport@blm.gov]
Cc: Jarnecke, Pamela[pjarnecke@blm.gov]; Tyler Ashcroft[tashcrof@blm.gov]
From: Porter, Lance
Sent: 2017-12-20T10:32:01-05:00
Importance: Normal
Subject: Re: REVIEW REQUESTED COB 12/21: BENM Cooperating Agency Letters
Received: 2017-12-20T10:32:51-05:00
[Porter comments DRAFT BENM Cooperating Agency Letter 12192017.docx](#)
[Porter comments DRAFT BENM Tribal Cooperating Agency Letter 12192017.docx](#)

Hi Julie,

I have made a few suggestions.

On Tue, Dec 19, 2017 at 5:50 PM, Davenport, Julie <jmdavenport@blm.gov> wrote:

Hi Lance,
Sorry to drop this on you last minute. Could you please review the attached cooperating agency letters, mailing list, and map for the Indian Creek/Shash Jaa planning process by the **end of the day this Thursday, December 21st**?

One cooperating agency letter is specifically for tribes, and the other is for everyone else. The Excel workbook contains four sheets, only two of which apply to Bears Ears National Monument (labelled BENM). Please disregard the sheets for GSENM. The attached map will be included with the cooperating agency letters. I'm specifically looking for feedback on the content of the letters and return form, as well as the completeness and accuracy of the two mailing lists.

When you open the Word document, it may prompt you to run a "SQL" command. Click yes - this just connects the Word document to the Excel sheet for the mail merge function. If you aren't prompted, that's fine.

Track changes, comment bubbles, or email feedback all work for me. Please let me know if something isn't working or if you have other questions.

I really appreciate your help. Thanks in advance!
Julie

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Julie Davenport

Planning & Environmental Coordinator (detail)
BLM Utah Federal Women's Program Manager
Bureau of Land Management | Utah State Office
jmdavenport@blm.gov | 801-539-4245

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Lance C. Porter
District Manager
Canyon Country District
Office (435)259 2174



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Utah State Office
440 West 200 South, Suite 500
Salt Lake City, UT 84101-1345
<http://www.blm.gov/utah>



IN REPLY REFER TO:
1610 (UT-935)

«Honorific» «FirstName» «LastName»
«Title»
«Entity»
«Address_Line_1»
«Address_Line_2»
«City», «State» «Zip»

Dear «Honorific» «LastName»:

The Bureau of Land Management (BLM) has initiated a planning effort for the Indian Creek and Shash Jáa Units of Bears Ears National Monument. This planning effort will be supported by an associated Environmental Impact Statement (EIS) prepared under the Council on Environmental Quality (CEQ) Regulations (40 CFR §1500 1508). As part of the planning area, you may have special expertise that would help inform this planning effort. Because of this, I am inviting you to participate in this planning process as a cooperating agency.

Presidential Proclamation 9681¹ reduced the boundaries of the original Bears Ears National Monument, as established in Presidential Proclamation 9558,² to the present boundaries, including the Indian Creek and Shash Jáa Units (please see enclosed map). The BLM's Notice of Intent in the XXXXXXXX XX, 2017 Federal Register initiated a public scoping period to engage the public to help identify issues for this planning effort.

The CEQ regulations at 40 CFR §1501.6 describe the general roles of a cooperating agency. State, tribal, or local entities with jurisdiction by law or special expertise may, by agreement with the lead agency, become a cooperating agency. Additional information on cooperating agency relationships is available at https://www.blm.gov/programs/planning_and_nepa.

If you would like to be a cooperating agency, please fill out the enclosed response letter and return it to Lance Porter, Canyon Country District Manager, at 82 East Dogwood, Moab, UT 84532. Upon receipt of your letter, we will provide a draft memorandum of understanding (MOU) for your review that describes respective roles, responsibilities, and timelines. Should you elect not to be a cooperating agency, you will still have opportunities to participate in the NEPA process, such as during public scoping or public comment periods.

If you have any questions regarding cooperating agency status, or if you require any additional information, please contact Lance Porter, at 435 259 2100, or [send an email](#) at

Deleted: (b)(5) DPP

¹ Vol. 82, No. 235 of the Federal Register (Friday, December 8, 2017)

² Vol. 82, No. 3 of the Federal Register (Thursday, January 5, 2017)

utmbmail@blm.gov. Thank you for your interest in the NEPA process and in the management of your public lands. We look forward to working with you as we proceed through the NEPA process.

Commented [PLC2]: (b)(5) DPP
[Redacted]

Sincerely,

Edwin L. Roberson
State Director

Enclosures

- 1 Agency Return Form
- 2 Map

cc: BLM Canyon Country District Office

COOPERATING AGENCY RETURN FORM

Cooperating Agency Representative:

This form is provided for your convenience in responding to the Bureau of Land Management's invitation to become a cooperating agency with BLM in the planning process for the Indian Creek and Shash Jáa Units of Bears Ears National Monument.

Please complete and return this form. BLM will follow up with you in accordance with your response.

- ☐ Our agency has jurisdiction by law or special expertise and would like to become a cooperating agency with BLM.
- ☐ The information that you have provided is sufficient, and we do not desire to become a cooperating agency at this time. We do, however, request updates on the draft and final Environmental Impact Statements and associated documents generated during the development of the Resource Management Plan.
- ☐ Thank you for your correspondence. Our agency has no further interest in this planning process and request you remove us from your mailing list.

Name of Point of Contact for Memorandum of Understanding (please print):

Title: _____

Phone: _____

Email: _____

Signature: _____ Date _____

Name of Point of Contact for Planning Process, if different from above (print):

Title: _____

Phone: _____

Email: _____

Signature: _____ Date _____



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Utah State Office
440 West 200 South, Suite 500
Salt Lake City, UT 84101-1345
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IN REPLY REFER TO:
1610 (UT-935)

«Honorific» «FirstName» «LastName»
«Title»
«Entity»
«Address_Line_1»
«Address_Line_2»
«City», «State» «Zip»

Dear «Honorific» «LastName»:

As part of the Bureau of Land Management's (BLM's) ongoing commitment to consult with Indian Tribes, I am writing to inform you that the BLM has initiated a planning effort for the Indian Creek and Shash Jáa Units of Bears Ears National Monument. This planning effort will be supported by an associated Environmental Impact Statement (EIS) prepared under the Council on Environmental Quality (CEQ) Regulations (40 CFR §1500 1508).

Presidential Proclamation 9681¹ reduced the boundaries of the original Bears Ears National Monument, as established in Presidential Proclamation 9558,² to the present boundaries, including the Indian Creek and Shash Jáa Units (please see enclosed map). The BLM's Notice of Intent in the XXXXXXXX XX, 2017 Federal Register initiated a public scoping period to engage the public to help identify issues for this planning effort.

The CEQ regulations at 40 CFR §1501.6 describe the general roles of a cooperating agency. State, tribal, or local entities with jurisdiction by law or special expertise may, by agreement with the lead agency, become a cooperating agency. Additional information on cooperating agency relationships is available at https://www.blm.gov/programs/planning_and_nepa. Please note that establishment of cooperating agency is in addition to BLM's obligation to consult with you on a government to government basis. Being a cooperating agency does not waive your rights to protest or appeal the EIS Record of Decision.

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Specifically, I would like to request your input on:

- Any issues or concerns the tribe may have regarding the BLM's management of the planning area;
- Any sacred sites or places of traditional religious or cultural importance to the tribe within the planning area, or needs for access to such places, that the BLM should consider in its planning effort including nomination of potential ACECs through a submittal process provided in the BLM ACEC Manual; and

¹ Vol. 82, No. 235 of the Federal Register (Friday, December 8, 2017)

² Vol. 82, No. 3 of the Federal Register (Thursday, January 5, 2017)

- Any traditional religious or cultural practitioners the BLM should contact.

If your tribe would like to be a cooperating agency, please fill out the enclosed response letter and return it to Lance Porter, Canyon Country District Manager, at 82 East Dogwood, Moab, UT 84532. Upon receipt of your letter, we will provide a draft memorandum of understanding (MOU) for your review that describes respective roles, responsibilities, and timelines. On the enclosed response letter, please note if the point of contact for finalizing the MOU is different from the point of contact for the planning process.

If you have any questions regarding cooperating agency status, or if you require any additional information, please contact Lance Porter, at 435 259 2100, or email at lutmbmail@blm.gov. Thank you for your interest in the NEPA process and in the management of your public lands. We look forward to working with you as we proceed through the NEPA process.

Commented [PLC1]: (b)(5) DPP

Sincerely,

Edwin L. Roberson
State Director

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cc: BLM Canyon Country District Office

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Name: _____

Title: _____

Phone: _____

Email: _____

Signature: _____ Date _____

Name of Point of Contact for Planning Process, if different from above (print):

Name: _____

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Phone: _____

Email: _____

Signature: _____ Date _____