

**DECISION RECORD
and
FINDING OF NO SIGNIFICANT IMPACT**

I. Decision:

It is my decision to issue Kawerak Inc. a Free Use Permit to extract gravel from public lands described as S1/2S1/2NW1/4, N1/2N1/2SW1/4 Section 15, Township 7 South, Range 35 West, Kateel River Meridian. The gravel is for maintenance of Woolley Lagoon Road and the extraction permit may be renewed pursuant to the provisions of 43 CFR § 3604.21(b).

The permit is issued under the authority of Section 302(b) of the Federal Land Policy Management Act of 1976 (43 U.S.C. §1732) and the Materials Act of 1947 (61 Stat. 681).

II. Rationale for the Decision:

The applicant is a non-profit tribal consortium, which obtains limited BIA funds to improve and maintain the rural road system on Seward Peninsula, Alaska. As a non-profit organization, the applicant is eligible for a free use permit to extract mineral materials from the public lands. Kawerak, Inc. is not using the material for commercial or industrial purposes. The gravel will be utilized to maintain access from the Nome-Teller Highway to Woolley Lagoon, a subsistence area on the Bering Sea.

The action is in conformance with the Northwest Plan approved on 10/05/82 (Recommendation M 2.5, Permit the sale of materials; such as gravel, rock, building stone, etc.).

III. Finding of No Significant Impact (FONSI):

The proposed action is consistent with existing national environmental policies and objectives as set forth in Section 101 (a) of the National Environmental Policy Act of 1969 (NEPA). Further and based on the analysis of potential environmental impacts contained in the attached environmental assessment, it is my determination that the proposed action does not constitute a major Federal action significantly affecting the quality of the human environment and that an environmental impact statement is not required.

IV. ANILCA Section 810 Compliance:

The proposed action will not significantly restrict Federal subsistence uses, decrease the abundance of federal subsistence resources, alter the distribution of federal subsistence resources, or limit qualified Federal subsistence user access.

V. Adverse Energy Impact Compliance:

This action has been analyzed as required by Washington Office Instruction Memorandum 2002-053 to determine if it will cause an adverse impact on energy

development. The action will not have an adverse direct or indirect impact on energy development, production or distribution. The preparation of a Statement of Adverse Energy Impact is not required.

VI. Compliance and Monitoring Plan:

Compliance and monitoring of this permit will be conducted by the BLM Anchorage Field Office through the Nome Field Station. Inspection will be made prior to operations and after material removal. Pursuant to the provisions of 43 CFR 3604.21(2) the free use permit is for one year only subject to renewal for an additional year. Site reclamation is required and is subject to the submission of a satisfactory site reclamation plan. The reclamation plan must be submitted within ninety days of the termination of gravel extraction operations.

Gary Reimer
Anchorage Field Manager

Date: April 30, 2007