

**From:** [Meredith Griffin](#)  
**To:** [Peggy Fry](#)  
**Subject:** FW: THE MOST RECENT EIS REGARDING THEDESERT TORTOISE  
**Date:** Friday, January 25, 2013 8:47:47 AM

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**From:** Joseph Incardine [mailto:jincardi@blm.gov]  
**Sent:** Friday, January 25, 2013 8:45 AM  
**To:** KDepukat@blm.gov; dgodfrey@blm.gov  
**Cc:** Ellen Carr; Meredith Griffin  
**Subject:** Fw: THE MOST RECENT EIS REGARDING THEDESERT TORTOISE

[More.](#)

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**From:** [REDACTED]  
**Sent:** Thursday, January 24, 2013 09:22 PM  
**To:** [jincardi@blm.gov](mailto:jincardi@blm.gov) <[jincardi@blm.gov](mailto:jincardi@blm.gov)>  
**Subject:** THE MOST RECENT EIS REGARDING THEDESERT TORTOISE

TO; ALL CONCERNED AT THE BLM  
ATT; JOE INCARDINE

Dear Joe,

I have begun to read the most recent BLM EIS report as you have so suggested-----but I find glaring omissions and information that was not provided and to suggest to anyone-----that the report the BLM has issued is complete and honest ----and you and the BLM have clearly decided to omit past and present issues and recommendations that go back years-----is to easily say your report is completely flawed.

One such example-----which I have briefly discussed with you and you told me that you were knowledgeable about the issues and -----was clearly left out of the report and public discussion.

I mentioned it was the BLM a few years back-that forced the Quintero Country Club to purchase land for the relocation of the desert tortoise -----which you knew nothing about and there is no mention in the latest EIS report. In fact I mentioned 600 acres and you suggested it was only 200-----but knew nothing.

AND NO MENTION OF THIS INFORMATION I N THE LAST MEETINGS YOU HELD AND NO MENTION IN THE NEW REPORT-ETC, ETC.,

What has come to light-----

1.] it was about 660 acres-----not 200 as you suggested-----and again no reply for our requests for the details and documents and information regarding this issue.

2.] It was a relocation of the Category II of the Desert Tortoise Habitat

3.] The BLM forcing the purchase of this acreage for the relocation of the Desert Tortoise

4.] We have asked for copies of all documents and details and information some time ago-----no reply

5.] You mentioned in a meeting about the 9 miles of BLM land being given over to special interests

groups and corporations for a land swap deal going back some 4 or 5 years

6.] that this 9 mile give away of BLM land-----will not have any effect on the Desert Tortoise and its habitat.

7.] there is no mention that there was a concern-----a major concern by the BLM -----GOING BACK YEARS AGO-----so much so that the BLM made concrete demands to an investment group regarding the Quintero Country Club.

8.] NOW --SOME ONE EXPLAIN THAT YOUR STUDY OF SOME YEARS AGO FORCING A GROUP TO BUY SOME 660 ACRES FOR RELOCATION OF THESE DESERT TORTOISES AND THEIR HABITAT-----ON THE SAME NORTH SIDE OF RTE 74-----IN A STRETCH OF LAND ON BOTH SIDES OF RTE 74, OF SOME 9 MILES---AND THERE IS NO PROBLEM FOR APS TO USE THIS LAND WITH OUT ANY DISRUPTION OF THESE PROTECTED DESERT TORTOISE'S

9.] WHAT EIS WAS DONE REGARDING THE SOUTH SIDE OF RTE 74-----BE IT BY THE BLM OR THE CITY OF PEORIA OR MARICOPA OR THE STATE OF ARIZONA ????

10.] be that these desert tortoises and their habitat are protected-----legally and by the Federal Government-----and that one could clearly argue that they live and have habitat on both sides of Rte 74---be it land protected by BLM---or land the City of Peoria wants to have commercially developed-----YOU--THE BLM MUST HAVE TAKEN INTO CONSIDERATION THESE PROTECTED TORTOISES AND THEIR HABITAT-----AS THE LAND USE BY APS HAS OPTIONS FOR BOTH SIDES OF THIS RTE 74

11.] Yet there is no mention at all by BLM --APS and Acc and there is complete silence by the City of Peoria and the mayor and city council -as to any EIS reports they did regarding the south side use-----  
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12.] Again if the BLM allows the use on the north side-----which you once rejected-----are you and the BLM suggesting that the desert tortoise will just have to pack up and walk across this 10 lane hi-way only to find the same reception across the street on the south side and completely paved over.????

13.] So the BLM is considering destroying the desert tortoise and its habitat -----ON BOTH SIDES NORTH AND SOUTH-----OF RTE 74

14.] Yet you forced a country club well removed from the areas being considered-----to purchase 660 acres---at considerable expense by posting an L/C and or [bond} ----to relocate the desert tortoise and its habitat-----

15.] yet now that the APS wants to use this land-----and a far greater amount, running some 9 miles on the north and south side of Rte 74-there is no damage to these desert tortoises and their habitat??????

16.] and at the same time you KNOW--the BLM KNOWS-----THAT THE LAND ON THE SOUTH SIDE, will totally destroy the desert tortoise and its habitat on the south side in the years to come-----SO THERE WILL BE NO DESERT TORTOISE ON EITHER SIDE OF RTE 74 IN THE YEARS TO COME.

17.] YOU JOB AND THAT OF THE BLM IS TO PROTECT THESE FEDERALLY PROTECTED TORTOISES AND THEIR HABITAT-----AND KNOWING WHAT YOU KNOW-----YOU ARE LEGALLY REQUIRED TO PROTECT THEM-----

THIS IS CLEAR-----THE BLM HAS TO REJECT THE USE OF THE NORTH SIDE AND ALLOW THE DESERT TORTOISE AND ITS HABITAT TO REMAIN IN THE AREAS THAT YOU

