

APPENDIX A.

LAND TENURE ADJUSTMENT AND WITHDRAWAL CRITERIA

A.1 LAND TENURE ADJUSTMENT CRITERIA

A.1.1 DISPOSAL CRITERIA (GENERAL)

1. Lands can be considered for disposal if they meet criteria described in Sections 203 & 206 of the Federal Lands Policy and Management Act of 1976 (FLPMA).
2. Lands with mining claims can be considered for disposal if the following apply: (a) the new surface owner is the mining claimant, or (b) the new surface owner agrees to accept the surface with the claim encumbrance.
3. Lands can be considered for disposal that are not encumbered by a withdrawal or other special designation.
4. Lands can be considered for disposal if disposal would not adversely impact National Register-eligible cultural sites unless mitigated.
5. Lands can be considered for disposal if they are not suitable for management by another Federal department or agency.
6. Lands in floodplains or containing wetlands can be considered for disposal if the BLM would acquire more or higher quality floodplains, wetlands, or riparian areas.
7. Lands listed in Appendix D and other lands not within specially designated areas can be considered for disposal, as necessary, to facilitate an exchange.
8. Lands will not be considered for disposal if they have: (a) any habitat for listed, endangered or special status species or (b) any habitat for any non-listed species if such action could lead to the need to list any species as threatened or endangered.
9. Lands in WSAs, ACECs, and SRMAs and other designated areas **will be retained.**
10. Lands identified for disposal that meet FLPMA Sec. 203 criteria are listed by tract in Appendix D, and are shown on Map 2-3.

A.1.2 ACQUISITION CRITERIA (GENERAL)

1. Acquired lands would meet program objectives for management of recreation resources, wilderness, cultural resources, wildlife habitat, riparian or wetland areas, or threatened or endangered species.
2. Acquisition would result in better Federal land management.
3. Where possible, acquisition would provide access to public lands.
4. Acquisitions through purchase or donation should meet general acquisition criteria.

A.1.3 EXCHANGES

To be in conformance with the plan, lands considered for disposal through FLPMA Section 206 must

1. be shown to be in the public interest and
2. meet general disposal and acquisition criteria shown above.

Further, the resource values of acquisition must outweigh the resource values of disposal.

A.1.4 RECREATION AND PUBLIC PURPOSES (R&PP) ACT DISPOSALS

1. Lands are needed for community expansion.
2. Lands are needed for a public facility that cannot be accommodated on non-federal land.

A.2 WITHDRAWAL CRITERIA

A.2.1 NEW WITHDRAWALS

New withdrawals would be considered if

1. other methods are not available to protect valuable resources or
2. a withdrawal is necessary to transfer jurisdiction of lands to another federal agency.

A.2.2 WITHDRAWAL REVIEW

Review existing withdrawals on a case-by-case basis. Determine whether the use is consistent with the intent of the withdrawal and whether the withdrawal should be continued, modified, revoked or terminated. If it is determined by a withdrawal review that a withdrawal should be revoked or terminated, or a withdrawal expires, the land does not automatically open to operation of the law(s) to which the land was closed. An opening order will be published to notify the public when and to what extent the land will be opened. An opening order may be incorporated in a public land order or termination order that revokes or terminates a withdrawal or may be published in the Federal Register as a separate document. Any land becoming unencumbered by withdrawals will be managed in a manner consistent with adjacent or comparable public land within the planning area.

A.2.3 WITHDRAWAL REVOCATION

Following revocation of a withdrawal, the lands would be managed according to other provisions for these lands as specified in this RMP.