



United States Department of the Interior  
BUREAU OF LAND MANAGEMENT  
High Desert District  
Kemmerer Field Office  
430 North Highway 189  
Kemmerer, Wyoming 83101  
[www.blm.gov/wy](http://www.blm.gov/wy)



In Reply Refer To:  
4100 (WYD090)

September 26, 2014

**NOTICE OF FIELD MANAGER'S  
UPDATED FINAL DECISION  
Kemmerer Field Office  
South Trail Crossing/Trailing Permits  
DOI-BLM-WY-D090-EA13-18**

Dear Interested Public:

**Introduction/Background**

The Bureau of Land Management (BLM) Kemmerer Field Office (KFO) wishes to clarify certain language in our February 2014 livestock trailing decision, regarding the trailing/crossing on non-BLM administered land. The Final Decision language in question previously read as follows:

*Trailing permits only authorize trailing on BLM administered federal lands within the designated trail boundaries. Livestock operators must obtain permission to cross private lands from the appropriate authority. The BLM may require proof that permission was given the permittees to cross such lands prior to authorizing a trailing permit.*

*Any necessary supplemental feeding or watering, such as in drought or other adverse conditions, will require authorization from the BLM if located on federal land or from the private land owner or the State of Wyoming if located on private or State land.*

This language may be interpreted to mean that the BLM can require livestock operators to obtain permission to cross other public, state or private lands and that the BLM may require proof that permission was given to cross such lands. As the BLM has no authority on non-BLM administered land the BLM does not require operators to obtain any permissions or provide notifications to the BLM in regard to non-BLM administered land.

**Updated Final Decision**

Therefore, it is my decision that the Updated Final Decision remove language that references BLM's requirement for needed permissions across non-BLM administered lands as follows:

*Trailing permits only authorize crossing/trailing on BLM administered lands.*

*Any necessary supplemental feeding or watering on BLM administered land, such as in drought or other adverse conditions, will require authorization from the BLM.*

All other language in the Decision remains the same and no additional environmental analysis is needed. We are attaching to this Updated Decision the revised Kemmerer Field Office Policy on Livestock Trailing which also removes reference regarding required permissions to the BLM on non-BLM administered lands.

**Finding of No Significant Impact (FONSI)**

Based upon the information contained in the KFO Livestock Trailing EA – South Trail Environmental Assessment (WYD090-EA13-18) and all other information available to me, it is my determination that: (1) the implementation of the Updated Decision will not have significant environmental impacts beyond those already addressed in the Kemmerer Field Office RMP EIS; (2) the Updated Decision is in conformance with the Resource Management Plan; and (3) the Updated Decision does not constitute a major federal action having a significant effect on the human environment. Therefore, an environmental impact statement or a supplement to the existing environmental impact statement is not necessary and will not be prepared.

**Rationale**

BLM's decision is based on the following:

- This decision is based on the Finding of No Significant Impact (FONSI) and is in accordance with applicable law and policy, including Federal Land Policy and Management Act (FLPMA) of 1976, as amended and Taylor Grazing Act (TGA) of 1934, as amended and supplemented.
- This decision conforms to the KFO Resource Management Plan (KFO RMP) approved May 24, 2010 and in compliance with all the following authorities as listed below.

**Authority**

The analysis of the Updated Decision is in accordance with the following regulatory authorities, plans and agreements:

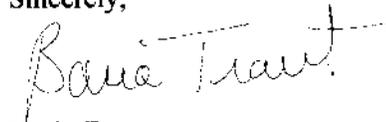
- 43 CFR 4100 – Grazing Administration
- Taylor Grazing Act of 1934, as amended and supplemented (TGA)
- Federal Land Policy and Management Act of 1976 (FLPMA)
- Public Rangelands Improvement Act of 1978
- National Environmental Policy Act of 1969, as amended (NEPA)
- Wyoming Standards for Healthy Rangelands and Guidelines for Livestock Grazing Management August 12, 1997
- Washington Office Instruction Memorandum No. 2012-096 Section Trailing Livestock Across Public Land dated April 10, 2012
- Consolidated Appropriations Act, 2014

For more information on the Environmental Assessment (DOI-BLM-WY-D090-EA13-18), Final Decision or FONSI regarding livestock trailing please refer to our website: [www.blm.gov/wy/st/en/info/NEPA/documents/kfo/trailing.html](http://www.blm.gov/wy/st/en/info/NEPA/documents/kfo/trailing.html)

**Right of Protest and/or Appeal**

Pursuant to Section 125 of PL 113-76, the Consolidated Appropriations Act, 2014, this BLM Updated Final Decision is not subject to protest and/or administrative appeal under subpart E of Part 4 of Title 43, Code of Federal Regulations and subpart 4160 of part 4100 of such title.

Sincerely,

A handwritten signature in cursive script that reads "Basia Trout". The signature is written in black ink and is positioned above the printed name.

**Basia Trout**  
**Acting Field Manager**

**Enclosure: BLM Kemmerer Field Office Policy Statement on Livestock Trailing**

cc:

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AIMONE, MARTIN  
AIMONE, MARTIN & SON  
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ARROW RANCH, SHARON GOODFELLOW, WADE LOWHAM  
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BARKER, GARY K. & SANDRA  
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BEBOUT, REAGEN, FIELD REPRESENTATIVE  
BELL BUTTE GRAZING PARTNERSHIP, CHARLES REX, SETH WESTON, ROSS JACKSON  
BENEDICT ENTERPRISES LLC, JAMES L. OR BRUCE A. BENEDICT  
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BLM ROCK SPRINGS FIELD OFFICE, JIM GLENNON, BOTANIST  
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BROADBENT, RAY  
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BROWN, CLAYE W & CAROL J  
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BRUNS, DOUGLAS D & KATHERINE L  
BUGAS, LARRY & GEORGE  
BUGAS, LAWRENCE  
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BYRNE & COMPANY, CHARLES/BONNIE BYRNE  
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CANTLIN, DAN  
CARLISLE, ALEC  
CARLISLE, JON  
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CIRCLE 7 LAND & LVST INC., PERRY CORNIA  
CITY OF EVANSTON, JOY BELL, MAYOR  
CLIFFORD, LYNN J TRUST  
COLES, BETTIE J REVOCABLE TRUST  
COLLARD, BRYANT & KALENE  
COLLINGS, STEPHEN & TRACY  
COOK, RUSSEL D  
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CORNIA, WILLIAM D ESTATE, PETE CORNIA  
COVOLO, DENNIS  
CRANDALL FARMS INC.  
CREAMER, GEORGE P & MINDY M & ET AL  
CROMPTON, JAMES  
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DEQ- WATER QUALITY DIVISION  
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DSC INVESTMENTS LC  
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GRANDY, DEMONT, LINCOLN CONSERVATION DISTRICT  
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HAMILTON, RICHARD OR CAROL  
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LAM, RICK TRUST & ET AL  
LARGENT, IRIS D  
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LESTER, LEONARD REN & MARGARET M TRUSTS  
LOWHAM, JOHN S & JOEEN REV TRUSTS  
LOWHAM, KYLE  
LUPHER, WES & BECKY  
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LYM, LAMAR AND LAURIE TRUST  
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NIXON, CHARLES R  
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ORTEGA, ELNA RAE  
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STATE LEGISLATOR STAN COOPER, SENATE DISTICT 14  
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TROUGHTON, JOHN D  
TRUJILLO, ROBERT S & DEANNE & ET AL  
TURNER, ALVIN W & ANN M HOUSTON  
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UINTA COUNTY ROAD & BRIDGE  
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UINTA IMPROVEMENT COMPANY  
UINTA LIVESTOCK GRAZING PARTNERSHIP, CHARLES REX, SETH WESTON, ROSS  
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UNION PACIFIC RAILROAD  
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WAGGONER, JAMES D & JULIE  
WALKER, RONALD, C/O MARK WALKER  
WALL, DANIEL  
WARBURTON, JAMES B & JULEE K  
WARDNER RANCH INC., JANE ANN BYROAD  
WASSON, ROCKEY

WELLING, BLAIN JAY & BRENDA B  
WESTERN WATERSHEDS PROJECTS, JONATHAN RATNER  
WHYTOCK, LONNIE & SALAZAR, ANTHONY C  
WILSON, STEVE  
WINFIELD, MARIANNE REVOCABLE TRUST  
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WYOMING GAME & FISH DEPT.  
WYOMING GAME & FISH DEPT., MARY FLANDERKA, HABITAT PROTECTION  
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WYUTA CATTLE COMPANY, JOEL M. COWAN  
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ZEBRE INVESTMENT COMPANY, GEORGE D. ZEBRE, GENERAL PARTNER