

OR 56658

Categorical Exclusion No. KCER-01-19

The proposed action to sell 100 tons of decorative stone is designated a categorical exclusion in 516 DM 6 Appendix 5.4 F(10). The proposal has been screened and does not meet the criteria for exception under 516 DM 2.3A(3): 1. Health and Safety; 2. Unique Resources; 3. Controversial; 4. Risks; 5. Precedent; 6. Cumulative; 7. Cultural and Historical; 8. Threatened or Endangered Species; 9. Violate Law. Therefore, no further environmental analysis is required.

(for) / Melvin D. Crocket / Date 06/04/01
Teresa A. Raml
Field Manager

**Klamath Falls Resource Area
Optional Plan Conformance Review/NEPA Compliance Record
and Categorical Exclusion Review**

Klamath Falls Resource Area Project File Number - OR 56658

Proposed Action Title/Type: Sale of 100 tons of mineral material (flat rock)

Location of Proposed Action: T. 39 S., R. 14 E Section 19 and 32 and T. 39 S. R. 13 E. Sec. 24

Description of Proposed Action: Mr. Nuez wishes to purchase 100 tons of decorative stone. Material will be hand picked and placed on a 5-ton flat bed truck. Removal of the mineral material will be restricted to the dry period of the year when cross county travel will be the least noticable.

Applicant (if any): Samuel Nuez 5340 Woodson Ave. Corning, CA 96021

PART 1: PLAN CONFORMANCE REVIEW. This proposed action is subject to the following land use plan: **Klamath Falls Resource Area Record of Decision and Resource Management Plan and Rangeland Program Summary, June 1995.**

The proposed action has been reviewed for conformance with this plan (43 CFR 1610.5, BLM MS 1617.3).

Signature of Reviewers: / Tom Cottingham /
Tom Cottingham Realty Specialist

Remarks:

PART 2: NEPA REVIEW

A. Categorical exclusion review. This proposed action qualifies as a categorical exclusion under 516 DM 6, Appendix 5.4 F(10). It has been reviewed to determine if any of the exceptions described in 516 DM 2, Appendix 2, apply.

Signature of Reviewers: / Tom Cottingham /
Tom Cottingham Realty Specialist

B. Existing EA/EIS review. This proposed action is addressed in the following existing BLM EA/EIS:
Name of Document: **Klamath Falls Resource Area Record of Decision and Resource Management Plan and Rangeland Program Summary (KFRA ROD/RMP/RPS)**
Date Approved: **June 1995**

This EA/EIS has been reviewed against the following criteria to determine if it covers the proposed action:

- C The proposed action is a feature of, or essentially the same as, the alternative selected and analyzed in the existing document.
- C A reasonable range of alternatives was analyzed in the existing document.
- C There has been no significant change in circumstances or significant new information germane to the proposed action.
- C The methodology/analytical approach previously used is appropriate for the proposed action.
- C The direct and indirect impacts of the proposed action are not significantly different from those identified in the existing document.
- C The proposed action would not change the previous analysis of cumulative impacts.
- C Public involvement in the previous analysis is appropriate coverage for the proposed action.

SSS Animal Surveys	<u>G.S.</u>	<u>6/4/01</u>
Botanical Surveys	<u>L.W.</u>	<u>6/4/01</u>
Cultural Review	<u>M.D.</u>	<u>6/4/01</u>
Other Reviews		

Signature of Reviewer: / Tom Cottingham /
Tom Cottingham Realty Specialist

Remarks: References to the proposed action are found on the following pages of the KFRA ROD/RMP/RPS:

Part 3. Recommendation/Rationale

Recommendation: I recommend that a contract for the sale of 100 tons of mineral material (flat rock) be issued to Samuel Nuez for period of two years or until the total amount has been removed from the public lands or the contract is terminated by Mr. Nuez. The contract is for flat rock is located within T. 39 S., R. 14 E Section 19 and 32 and T. 39 S. R. 13 E. Sec. 24 as shown on the attached map. The sale should be made under the authority of the Act of July 31, 1947, as amended (30 U.S.C. 601 et seq.).

Rationale for Recommendation: The proposed action meets the criteria for categorical exclusion in 516 DM 6, Appendix 5.4 F(10), and none of the exceptions in 516 DM 2, Appendix 2, apply. Further, the action is in conformance with the Klamath Falls Resource Area Resource Management Plan, Approved June 1995.

/ Tom Cottingham /

Realty Specialist

Date: June 4, 2001

PART 4. DECISION. I have reviewed this plan conformance and NEPA compliance record and have determined that the proposed project is in conformance with the approved land use plan and that no further environmental analysis is required. It is my decision to implement the project, as described, with the mitigation measures identified below.

Mitigation Measures/Other Remarks:

Authorized Official: / Melvin D. Crocket /
(for) Teresa A. Raml
Field Manager

Date: 06/04/01

Nuez Rock Sale Area

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Sale Area Boundary

19

Round Valley Road

24

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