KCER-02-01

**Klamath Falls Resource Area Project File Number** - OR 57037

**Proposed Action Title/Type**: Sale of 500 cubic yards of cinders from the rock creek pit.

**Location of Proposed Action**: T. 41 S., R. 15 E. Section 4 NW¼SW¼

**Description of Proposed Action**: The applicant has requested to purchase and the Bureau proposes to sell to the applicant, 500 cubic yards of cinders from the Rock Creek cinder pit.

**Applicant (if any)**: Grohs Ranch

21010 W. Langell Valley Rd.

Bonanza, OR 97623

**PART 1: PLAN CONFORMANCE REVIEW**. This proposed action is subject to the following land use plan:


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:


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.

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The proposed action would not change the previous analysis of cumulative impacts. Public involvement in the previous analysis is appropriate coverage for the proposed action.

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: 59-60

**Part 3. Recommendation/Rationale**

**Recommendation:** I recommend that 500 cubic yards of cinders from the rock creek pit. be sold to the Grohs Ranch. Applicant is allowed until July 1, 2002 to remove mineral material from the rock creek pit which is located in T. 41 S., R. 15 E. Section 4 NW\(\frac{1}{4}\)SW\(\frac{1}{4}\). The sale should be made under the authority of the Minerals Management Act of July 31, 1947, as amended (30 U.S.C. 601, 602).

**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 / Tom Cottingham
Realty Specialist Date

**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: /Teresa A. Raml/ Teresa A. Raml
Date: _Oct. 24, 2001_ Field Manager
For the 2002 fiscal year, the proposed action to dispose of mineral materials by negotiated sale or free use permit in amounts not to exceed 500,000 cubic yards from existing quarries or cinder pits 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 2.3 A(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. Floodplain Management, Protection of Wetlands, Fish and Wildlife. 10. Violate Law. Therefore, no further environmental analysis is required.

/s/ Teresa A. Raml 4/15/02
Teresa A. Raml Date
Field Manager