

Decision Record for the Klamath Falls Resource Area Resource Management Plan Amendment and Environmental Assessment on Unintentional Encroachments and Survey Hiatuses combined with the Environmental Assessment for the Proposed Cain Land Sale, (EA OR-014-98-02)

This Decision Record documents the decision reached by the Bureau of Land Management (BLM) to implement the Proposed Action as described in the Resource Management Plan Amendment and Environmental Assessment on Unintentional Encroachments and Survey Hiatuses combined with the Environmental Assessment for the Proposed Cain Land Sale released for public review October 27, 1998.

The BLM has analyzed the one public comment received regarding this plan amendment and EA and determined that the issues raised are adequately addressed in the EA.

District Manager Findings and Recommendations on the Plan Amendment

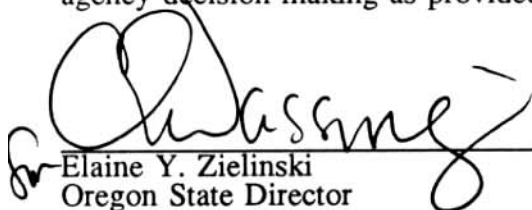
- The Land Tenure Zone change for the 1.62-acre tract of land will be implemented as described in the planning document released for public review on October 27, 1998.
- The following provision is added to the Land Tenure Adjustment - Management Actions/Direction for All Land Use Allocations section:
"Where survey hiatuses and unintentional encroachments on public lands are discovered that meet disposal criteria, the lands may be automatically assigned to Zone 3 for disposal."
- The disposal criteria to be used are those defined in Appendix I of the Klamath Falls Resource Area Record of Decision and Resource Management Plan (June 1995).

Recommended to the State Director


Steven A. Ellis
Lakeview District Manager

STATE DIRECTOR APPROVAL

I approve the proposed decision for the Klamath Falls Resource Area Resource Management Plan Amendment and Environmental Assessment for Unintentional Encroachments and Survey Hiatuses as recommended by the District Manager. This document meets the requirement for agency decision-making as provided in 40 CFR 1505.


Elaine Y. Zielinski
Oregon State Director

5/25/99
Date

Decision for the Cain Land Sale

Proposed Action and Decision - The Cain Land Sale will be processed as described in the planning document released for public review on October 27, 1998. This land, totaling approximately 1.62 acres, will be sold by direct sale, at fair market value as determined by appraisal, to the current occupancy lessee. The sale will include the mineral estate, except for the oil, gas, and geothermal resources which will be retained by the United States. The sale will be subject to all prior valid existing rights.

Authority for the proposed sale is Section 203 and 209 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1713 and 43 U.S.C. 1719).

Rationale

- Sale of the 1.62 acres of public land will not decrease the allowable timber sale quantity and would result in an increase in tax revenue to Klamath County. No impacts would occur to threatened or endangered plant or animal species, cultural resources, prime or unique farmlands, wetlands or floodplains, or wild or scenic rivers.
- Sale of this land will contribute to BLM's commitment to sell public lands to offset impacts to Klamath County incurred from BLM's acquisition of the Wood River Ranch.
- Sale of the property would remove the title cloud on the remainder of the lessee's private property.
- Sale of the 1.62 acre parcel will eliminate the need to administer the perpetual occupancy lease.

Approved:



Teresa A. Raml
Field Manager, Klamath Falls Resource Area