

Documentation of Land Use Plan Conformance and NEPA Adequacy (DNA)

U.S. Department of the Interior
Bureau of Land Management (BLM)

Note: The signed CONCLUSION at the end of this worksheet is part of an interim step in the BLM's internal analysis process and does not constitute an appealable decision.

A. BLM Office: Klamath Falls R.A. OR-014 **Lease/Serial/Case File No.**

Proposed Action Title/Type: Antelope Creek and Long Branch Creek Riparian Fencing

Location of Proposed Action:

<u>Fence/Creek</u>	<u>Grazing Allotment</u>	<u>Location</u>
Antelope Creek	Bumpheads (#0877)	T40S, R14½, Sec. 29 & 32
	Willow Valley (#0890)	T41S, R14½, Sec. 4 & 5
Long Branch Creek	Horsefly (#0882)	T39S, R14E, Sec. 13

See the attached map for more specific locations.

Description of the Proposed Action: Fencing designed to exclude livestock would be constructed at the locations listed above. The fencing would be built to exclude livestock from the streams and adjacent riparian areas. The Antelope Creek fence would be located on public land administered by the BLM. The Long Branch Creek fence would be located on private land owned by the Circle 5 Ranch. The funding for this fence is authorized by the Wyden Amendment (Section 124 Omnibus Consolidated Appropriations Act of 1997, PL 104-208).

The fence design would consist of 3 upper strands of barbed wire and 1 bottom strand of smooth wire (at 18" height to allow wildlife passage) with steel line posts at 15 foot spacing. Rock cribs and tree scabs would be used for end, corner, and stress panels. Creek crossings would consist of removable panel sections.

B. Land Use Plan (LUP) Conformance

LUP Name: **Klamath Falls Resource Area Resource Management Plan and Environmental Impact Statement (KFRA RMP/EIS) dated September 1994)**

Date Approved: **June 1995 via the Klamath Falls Resource Area Record of Decision and Resource Management Plan and Rangeland Program Summary (KFRA ROD/RMP/RPS)**

The proposed action is in conformance with the applicable LUPs because it is specifically provided for in the following LUP decisions:

- The KFRA RMP/EIS provides for 2 miles of new fence in the Bumpheads allotment, 4 miles of new fence in the Willow Valley allotment, and 4 miles of new fence in the Horsefly allotment. This is shown on pages H-67 and H-68 of Appendix H of the KFRA ROD/RMP/RPS under **Potential Range Improvements by Allotment**.
- The ROD/RMP/RPS states on page 62, **Grazing Management, Objectives**, “Provide for rangeland improvement projects and management practices, consistent with other objectives and land use allocations”.
- The ROD/RMP/RPS states on page 63, **Grazing Management, Management Actions/Direction**, “Construct rangeland improvements as needed to support achievement of management objectives. Rangeland improvements may include, but are not limited to fence and reservoir construction, spring developments, vegetation manipulation, and prescribed burns. See Appendix H for a listing of proposed rangeland improvements, for each grazing allotment, predicted to be necessary at this time”.
- The ROD/RMP/RPS states on page H-76, **Grazing in Riparian-Wetland Areas, Management Actions/Direction**, “In general, the most successful strategies for protecting or restoring these areas incorporate one or more of the following features:
 - ♦ permanently excluding livestock from those riparian-wetland areas that are at high risk and have poor recovery potential, and where there is no practical way to protect them while grazing adjacent uplands.”

C. Identify the applicable NEPA document(s) and other related documents that cover the proposed action.

List by name and date all applicable NEPA documents that cover the proposed action.

LUP Name: **Klamath Falls Resource Area Resource Management Plan and Environmental Impact Statement (KFRA RMP/EIS) dated September 1994)**

Date Approved: **June 1995 via the Klamath Falls Resource Area Record of Decision and Resource Management Plan and Rangeland Program Summary (KFRA ROD/RMP/RPS)**

List by name and date other documentation relevant to the proposed action (e.g., source drinking water assessments, biological assessment, biological opinion, watershed assessment, allotment evaluation, rangeland health standards assessment and determinations, and monitoring reports).

Rangeland Health Standards Assessments

Bumpheads Allotment, Standard 2 – Watershed Function – Riparian/Wetland Areas, “This Standard is not being met on the Bumpheads Allotment... There is approximately 0.3 mile of Antelope Creek ... a Proper Functioning Condition survey found this section of the creek to be in “Non-functioning” status. ...the short stretch of Antelope Creek needs to be fenced from livestock if conditions are to improve.

Willow Valley Allotment, Standard 2 – Watershed Function – Riparian/Wetland Areas, “This standard is not being met on all of the allotment. The section of Antelope Creek above the Duncan Springs enclosure was rated as Nonfunctional...

Gerber – Willow Valley Watershed Analysis, July 2003

Step 6. Management Recommendations, IV. Human Uses, Grazing, Horsefly Allotment (0882), page 326, “There are two rangeland improvement projects that may enhance the current management on the allotment.

-Riparian fencing to control the livestock use on the private land portions

of Long Branch Creek in the Norcross pasture...”

D. NEPA Adequacy Criteria

1. Is the current proposed action substantially the same action (or is a part of that action) as previously analyzed? Is the current proposed action located at a site specifically analyzed in an existing document?

The proposed action is consistent with and the same as the grazing management identified in Appendix H of the KFRA ROD/RMP/RPS under **Potential Range Improvements by Allotment**. The KFRA RMP/EIS provides for 2 miles of new fence in the Bumpheads allotment, 4 miles of new fence in the Willow Valley allotment, and 4 miles of new fence in the Horsefly allotment. This is shown on pages H-67 and H-68 of Appendix H of the KFRA ROD/RMP/RPS.

2. Is the range of alternatives analyzed in the existing NEPA document(s) appropriate with respect to the current proposed action, given current environmental concerns, interests, and resource values?

The proposed action lies within the range of alternatives analyzed in the RMP/EIS. These are summarized in table S-1 Comparisons of Allocations and Management by Alternatives, pages 18-50 and in table S-2 Summary of Environmental Consequences by Alternatives, pages 52-53. Since this plan is relatively recent, it more than adequately reflects current environmental concerns, interests, and resource values.

3. Is the existing analysis valid in light of any new information or circumstances?

A review was conducted to determine if any new information, studies, and analyses were available that would provide data that would materially differ from the data in the earlier analyses performed in the RMP, ROD, FEIS, and documents noted above. The following was found:

The existing analysis performed in the LUP sited in B. above is still considered valid at this time.

The information found in the Rangeland Health Standards Assessments cited under C. above provides additional information to support the proposed action.

A cultural resource survey and a botanical resource survey of the areas will be completed prior to any construction activities. Modifications to the proposed action may be done based upon the findings of these surveys.

4. Do the methodology and analytical approach used in the existing NEPA document(s) continue to be appropriate for the current proposed action?

The RMP was approved in 1995 and prepared under the guidance provided by BLM planning regulations issued under the authority of the Federal Land Policy and Management Act of 1976 (FLPMA) and in conformance with regulations established by the Council on Environmental Quality regarding the preparation of Environmental Impact Statements as required by the National Environmental Policy Act of 1970 (NEPA). This guidance is currently considered appropriate.

5. Are the direct and indirect impacts of the current proposed action substantially unchanged from those identified in the existing NEPA document(s)? Does the existing NEPA document analyze site-specific impacts related to the current proposed action?

The proposed action is essentially the same action as was analyzed by the existing NEPA documents cited throughout this document. No new information has been discovered that would indicate that the previous analysis of impacts would change substantially.

6. Are the cumulative impacts that would result from implementation of the current proposed action substantially unchanged from those analyzed in the existing NEPA document(s)?

The cumulative impacts of the proposed action are essentially the same as those analyzed in the NEPA documents cited throughout this document. No new impacts would result from the proposed action that has not already been analyzed.

7. Are the public involvement and interagency review associated with existing NEPA document(s) adequate for the current proposed action?

The public involvement associated with the NEPA documents referenced above is outlined on pages R-7 and R-8 of the KFRA ROD/RMP/RPS under Public Involvement. This effort was in conformance with NEPA and FLPMA and is still considered adequate for the proposed action.

E. Interdisciplinary Analysis: Identify those team members conducting or participating in the preparation of this worksheet.

<u>Name</u>	<u>Title</u>
Dana Eckard	Rangeland Management Specialist
Lou Whiteaker	Botanist
Tim Canaday	Archaeologist
Mike Turaski	Hydrologist
Steve Hayner	Wildlife Biologist
Scott Snedaker	Fisheries Biologist

Conclusion

- ☒ Based on the review documented above, I conclude that this proposal conforms to the applicable land use plan and that the NEPA documentation fully covers the proposed action and constitutes BLM's compliance with the requirements of NEPA

Note: If you found that one or more of these criteria is not met, you will not be able to check this box.

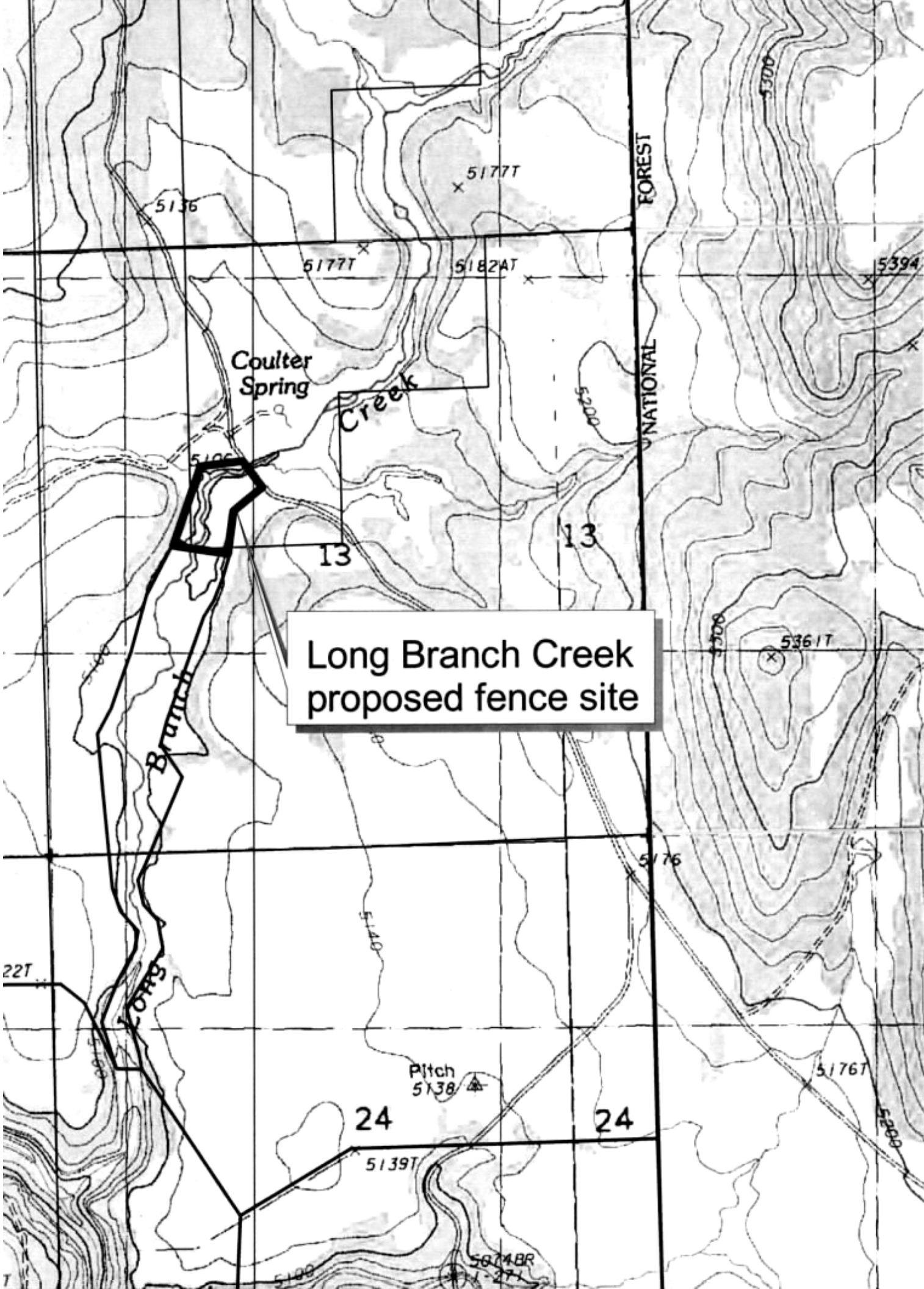


Manager

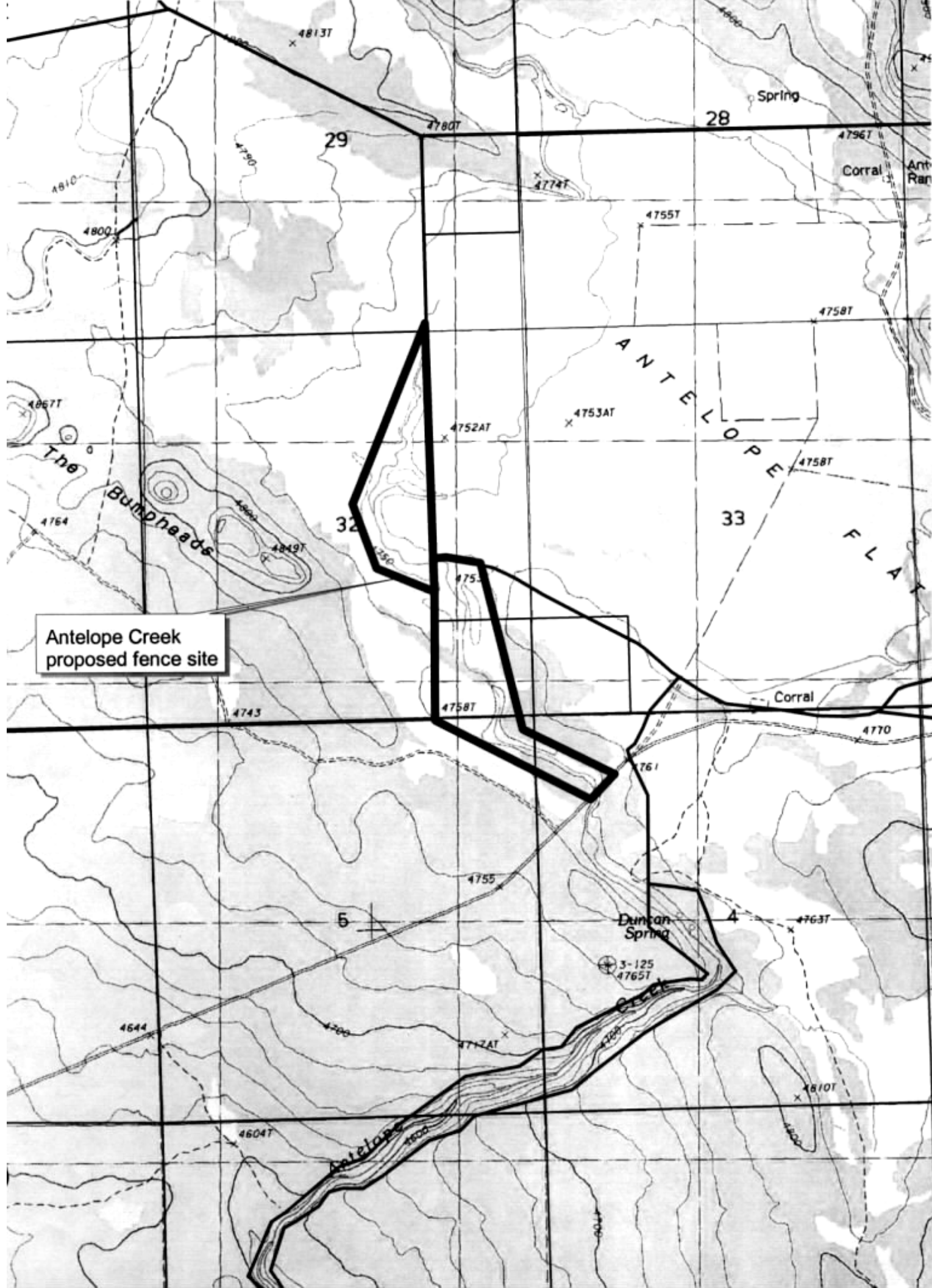
2/13/04

Date

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Long Branch Creek
proposed fence site



Antelope Creek
proposed fence site

DNA 04-09

Klamath Falls Resource Area Project Proposal Routing Slip for Internal Review

Project Name: Antelope Creek + Long Branch Creek Riparian Fencing Date Initiated: 1-23-04

Resource or Staff Responsible	Review Priority	Preliminary Review Date/Initials	Comments Attached/Incorporated	Final Review Date/Initials
Manager: Jon Raby	Last		Good job!	JR 2/13/04
Branch Chief: Barbara Ditman	Second to Last		GOOD WORK! (WHITE-HAIR)	BXL 2/10/04
Branch Chief: Larry Frazier				
Branch Chief:				
Planner/EC: Don Hoffheins Kathy Lindsey	Third from Last			KL 2/9/04
Range: Bill Lindsey Range: Dana Eckard	author			
Wild Horses: Tonya Pinckney				
Fire/Air Quality: Joe Foran				
Silviculture: Bill Johnson				
Timber: Mike Bechdolt				
Botany/ACEC/Sensitive Plants/Noxious Weeds: Lou Whiteaker		JW 2/3/04	One spec status plant site near Long Branch site - can flag before construction	OW 2/10/04
Soils:				
Cultural: Tim Canaday		TC 2/3/04	See comments cultural work required	TC 2/10/04
Lands/Realty/Minerals/HazMat: Tom Cottingham Linda Younger				
Recreation/Visuals/Wilderness: Scott Senter				
Hydrology/Riparian: Mike Turaski		MRT 1/23/04		MRT 2/6/04
Wildlife/T&E: Steve Hayner		SH 2/5/04	See comments	SH 2/3/04
Fisheries/T&E: Scott Snedaker		SS 1/23/04		SS 2/9/04
W&S Rivers: Grant Weidenbach				
Engineering: Brian McCarty				

Clearances/Surveys	Needed	Done/Attached
Cultural	TC 2/3/04	
Botanical		JW 2/3/04
T&E, BA & or Consultation	No 2/5/04 SH	
404 Permit		
R-O-W Permits		

*This document will not sit on your desk for more than 8 hours

**Some resource areas may not apply for all projects. If so, just mark AN/A@ and date reviewed.