

OR 55916

Tom Harmon Logging
16500 Dawn Road
LaPine, OR 97739

Categorical Exclusion No. KCER-00-10

The proposed action to issue a timber haul right-of-way to Tom Harmon Logging for use of the existing Willow Valley road is designated a categorical exclusion in 516 DM 6 appendix 5.4 E(16). 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.

/s/ Larry E. Frazier
Larry E. Frazier
For Teresa A. Raml
Field Manager

9/7/00
Date

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

Klamath Falls Resource Area Project File Number - OR 55916

Proposed Action Title/Type: Timber haul road right-of-way

Location of Proposed Action: T. 41 S., R. 14 E. Sec. 13 SE $\frac{1}{4}$ SE $\frac{1}{4}$; T. 41 S., R. 14 $\frac{1}{2}$ E. Sec. 19 Lots 1, 2, 4, 5 and 6 and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20 Lots 1-4, Sec. 21 Lots 1-4, Sec. 22 Lots 1-4, Sec. 23 Lots 1-4, Sec. 24 Lots 1-4; T. 41 S., R. 15 E. Sec. 17 W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18 NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 19 NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 21 NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Description of Proposed Action: Tom Harmon Logging has applied for a right-of-way grant to use the existing Willow Valley Road to commercially haul 1.2 MMBF of commercial timber harvested from private lands. The right-of-way would be for 4 months with the right to renew.

Applicant (if any): Tom Harmon Logging
16500 Dawn Road
LaPine, OR 97739

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: /s/ Tom Cottingham Tom Cottingham
Realty Specialist

Remarks: _____

PART 2: NEPA REVIEW

A. Categorical exclusion review. This proposed action qualifies as a categorical exclusion under 512 DM 2, Appendix 1, _____ (CX number) or 516 DM 6, Appendix 5.4 E(16) (CX number). It has been reviewed to determine if any of the exceptions described in 516 DM 2, Appendix 2, apply.

Signature of Reviewers: /s/ 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

	Initials	Date
SSS Animal Surveys	<u>GS</u>	<u>9/7/00</u>
Botanical Surveys	<u>LW</u>	<u>9/7/00</u>
Cultural Review	<u>MD</u>	<u>9/7/00</u>
Other Reviews		

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.

Signature of Reviewer: _____ 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 right-of-way 9 miles feet long and 30 feet wide, for use of an existing road too haul timber harvested from private lands be granted to Tom Harmon Logging for a period of 4 months, with an option to renew, across T. 41 S.,R. 14 E. Sec. 13 SE $\frac{1}{4}$ SE $\frac{1}{4}$; T. 41 S.,R. 14 $\frac{1}{2}$ E. Sec. 19 Lots 1, 2, 4,5 and 6 and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20 Lots 1-4, Sec. 21 Lots 1-4, Sec. 22 Lots 1-4, Sec. 23 Lots 1-4, Sec. 24 Lots 1-4; T. 41 S.,R. 15 E. Sec. 17 W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18 NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$,; Sec. 19 NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 21 NE $\frac{1}{4}$ NW $\frac{1}{4}$.. The grant should be made under the authority of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1761) and subject to the terms and conditions in 43 CFR 2801 and rental payments as determined by 43 CFR 2803.1-2. The grant should also be subject to the mitigations set forth in the application.

Rationale for Recommendation: The proposed action meets the criteria for categorical exclusion in 516 DM 6, Appendix 5.4 E(16), and none of the exceptions in 516 DM 2, Appendix 2, applies. Further, the action is in conformance with the Klamath Falls Resource Area Resource Management Plan, Approved June 1995.

/s/ Tom Cottingham Tom Cottingham
Realty Specialist Date 9/7/00

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: /s/ Larry E. Frazier Date: 9/7/00
Larry Frazier
Acting For Teresa A. Raml
Field Manager