

**UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT**

Twin Falls District
Burley Field Office
15 East 200 South
Burley, Idaho 83318
Phone: (208) 677-6600
FAX: (208) 677-6699

**DECISION RECORD
for the
Crested Wheatgrass Seed Collection**

NEPA No. DOI-BLM- ID-T020-2015-0004-EA

I. Decision

I have decided to authorize Proposed Action as described in the Crested Wheatgrass Seed Collection Environmental Assessment (EA). Based on my review of the EA and project record, I have concluded the analysis to collect crested wheatgrass seed is sufficiently detailed to allow me to make an informed decision. I have chosen to authorize a permit to collect crested wheatgrass because the action will result in negligible effects.

My decision conforms to the Cassia Resource Management Plan (RMP). The RMP allows for valid uses requiring a permit to be considered, subject to applicable environmental review. My decision also complies with:

- CFR 43, Part 5400, Subpart 5400 – Sales of Forest Products; authorizes the disposal of timber and other vegetative resource on public lands.
- Section 302 of the Federal Land Policy and Management Act of 1976; provides the general authority for BLM to manage the use, occupancy, and development of the public lands under the principles of multiple use and sustained yield in accordance with applicable land use plans.
- Section 304 of the Federal Land Policy and Management Act of 1976 and the Independent Offices Appropriation Act of 1952; authorize the Federal government to collect fees and to require reimbursement of its costs.

II. Finding of No Significant Impact

I have reviewed the direct, indirect, and cumulative effects of the proposed activities documented in the EA for the Crested Wheatgrass Seed Collection. I have also reviewed

the Finding of No Significant Impact (FONSI) (attached) and the project record for this analysis. I have determined that issuing a permit to collect crested wheatgrass seed in response to an application as described in the EA will not significantly affect the quality of the human environment. Accordingly, I have determined that the preparation of an Environmental Impact Statement (EIS) is not necessary.

III. Other Alternatives Considered

A No Action Alternative was also analyzed in the Crested Wheatgrass Seed Collection EA. Under the No Action Alternative crested wheatgrass seed collection would not be permitted. I did not select the No Action Alternative since the effects to resources are not much different from that of the proposed action to collect seed. The EA did not analyze any other alternatives.

IV. Public Involvement

As of January 26, 2015 the proposal is on the Idaho BLM, National Environmental Policy Act (NEPA) database. BLM internal scoping did not find any substantial resource or social issues.

V. Appeals

This decision may be appealed to the Interior Board of Land Appeals (IBLA), Office of the Secretary (43 CFR Part 4). All appeals must be filed within 30 days of this decision. A notice of appeal must be filed with Ken Crane, Burley Field Office Manager, 15 East 200 South, Burley, Idaho 83318. The appellant shall serve a copy of the notice of appeal and any statement of reasons, written arguments, or briefs on each adverse party named in the decision, no later than 15 days after filing such document (see 43 CFR 4.413(a)). Failure to serve within the time required will subject the appeal to summary dismissal (see 43 CFR 4.413(b)). If a statement of reasons for the appeal is not included with the notice, it must be filed with the IBLA, Office of Hearings and Appeals, U. S. Department of the Interior, 801 North Quincy St., Suite 300, Arlington, VA 22203 within 30 days after the notice of appeal is filed with the Burley Field Office Manager.

Notwithstanding the provisions of 43 CFR 4.21(a)(1), filing a notice of appeal under 43 CFR Part 4 does not automatically suspend the effect of the decision. If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal.

A petition for a stay is required to show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied;
- (2) The likelihood of the appellant's success on the merits;
- (3) The likelihood of immediate and irreparable harm if the stay is not granted; and
- (4) Whether the public interest favors granting the stay.

In the event a request for stay or an appeal is filed, the person/party requesting the stay or filing the appeal must serve a copy of the appeal on the Office of the Field Solicitor, 960 Broadway Ave., Suite 400, Boise, ID 83706.

/s/Ken Crane
Ken Crane
Burley Field Office Manager

8/11/2015
Date