

U.S. Department of the Interior  
Bureau of Land Management  
Carson City District Office

**CATEGORICAL EXCLUSION  
ENVIRONMENTAL REVIEW AND APPROVAL**

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**Project Creator:** Angelica Rose

**Field Office:** Stillwater Field Office

**Lead Office:** Stillwater Field Office

**Case File/Project Number:** N/A

**Applicable Categorical Exclusion:**

516 DM2, Appendix 1; Departmental Categorical Exclusions; 1.9 “Legislative proposals of an administrative or technical nature (including such things as changes in authorizations for appropriations and minor boundary changes and land title transactions) or having primarily economic, social, individual, or institutional effects; and comments and reports on referrals of legislative proposals.”

**NEPA Number:** DOI-BLM-NV-C010-2015-0013-CX

**Project Name:** Naval Air Station Fallon Land Conveyance

**Project Description:** The National Defense Authorization Act was signed into law (Public Law 113-291) on December 19, 2014. Included in this Act was section 3009 (g) titled “Naval Air Station Fallon Land Conveyance.” Under this section the Secretary of the Interior is required to transfer approximately 400 acres, which were withdrawn under Public Land Order 6834, to the Secretary of the Navy, without reimbursement, no later than 180 days after the date of enactment of the Act. Upon transfer the Secretary of the Navy would have full jurisdiction, custody and control of the Federal land.

**Applicant Name:** BLM Carson City District

**Project Location:**

T18N, R29E Section 16 of the Mount Diablo Meridian, Churchill County, Nevada

400 acres adjacent to the Naval Air Station at Fallon, Nevada

**Land Use Plan Conformance: Name of Plan:** Carson City Field Office Consolidated Resource Management Plan (2001)

The Proposed Action is in conformance with the LUP, even though it is not specifically provided for, because it is clearly consistent with the LUP decisions, objectives, terms and conditions described in the Lands and Realty section of the CRMP, pages LND-1 through LND-8.

**Screening of Extraordinary Circumstances:** The following extraordinary circumstances apply to individual actions within categorical exclusions (43 CFR 46.215). The BLM has considered the following criteria: (Specialist review: initial in appropriate box)

<i>If any question is answered 'yes' an EA or EIS must be prepared.</i>	YES	NO
1. Would the Proposed Action have significant impacts on public health or safety? (Range)		CS 2/3/15
2. Would the Proposed Action have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (EO 11990); floodplains (EO 11988); national monuments; migratory birds (EO 13186); and other ecologically significant or critical areas? (Archaeology, Recreation, Wilderness, Wildlife, Range by allotment, Water Quality)		Jan 2-3-15 MRS 02/03/15 K-2-3-15 DCC 2-3-15
3. Would the Proposed Action have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA 102(2)(E)]? (PEC)		DCC 2/4/15
4. Would the Proposed Action have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks? (PEC)		DCC 2/4/15
5. Would the Proposed Action establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects? (PEC)		DCC 2/4/15
6. Would the Proposed Action have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects? (PEC)		DCC 2/4/15
7. Would the Proposed Action have significant impacts on properties listed, or eligible for listing, on the NRHP as determined by the bureau or office? (Archaeology)		Jan 2-3-15
8. Would the Proposed Action have significant impacts on species listed, or proposed to be listed, on the list of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species? (Wildlife)		Jan 2-3-15
9. Would the Proposed Action violate federal law, or a State, local or tribal law or requirement imposed for the protection of the environment? (PEC and Archaeology)		Jan 2-3-15 DCC 2/4/15
10. Would the Proposed Action have a disproportionately high and adverse effect on low income or minority populations (EA 12898)? ((PEC)		DCC 2/4/15
11. Would the Proposed Action limit access to and ceremonial use of Indian sacred sites on federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (EO 13007)? (Archaeology)		Jan 2-3-15
12. Would the Proposed Action contribute to the introduction, continued existence, or spread of noxious weeds or non-native species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and EO 13112)? (Range)		CS 2/3/15

**SPECIALISTS' REVIEW:**

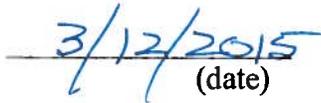
During ID Team review of the above Proposed Action and extraordinary circumstances, the following specialists reviewed this CX:

Planning Environmental Coordinator: Angelica Rose *AR 2/4/15*  
Public Health and Safety/Noxious Weeds: Jill Devaurs *JD 2-2-15*  
Recreation/Wilderness/VRM/LWC: Dan Westermeyer *DW 2-3-15*  
Wildlife/T&E (BLM Sensitive Species): Chris Kula *CK 2-3-15*  
Archaeology/Paleontology: Jason Wright/Kristin Bowen *JW 2-3-15*  
Livestock Grazing/Wild Horses and Burros: Linda Appel/Chelsy Simerson *CS 2/2/15*  
Lands & Realty: Matt Simons *MS 2/2/15*  
Minerals: Dave Schroeder/Ken Depaoli/Joel Hartmann *EH 2/2/15*  
Vegetation: Linda Appel/Chelsy Simerson *CS 2/2/15*  
Soils/Water Quality/Soils: Michelle Stropky *MKS 02/03/15*

**CONCLUSION:** Based upon the review of this Proposed Action, I have determined that the above-described project is a categorical exclusion, in conformance with the LUP, and does not require an EA or EIS. A categorical exclusion is not subject to protest or appeal.

Approved by:

  
Teresa J. Knutson  
Field Manager  
Stillwater Field Office

  
(date)

One Hundred Thirteenth Congress  
of the  
United States of America

AT THE SECOND SESSION

*Began and held at the City of Washington on Friday,  
the third day of January, two thousand and fourteen*

An Act

To authorize appropriations for fiscal year 2015 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

*Be it enacted by the Senate and House of Representatives of  
the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

(a) **SHORT TITLE.**—This Act may be cited as the “Carl Levin and Howard P. ‘Buck’ McKeon National Defense Authorization Act for Fiscal Year 2015”.

(b) **FINDINGS.**—Congress makes the following findings:

(1)(A) Senator Carl Levin of Michigan was elected a member of the United States Senate on November 7, 1978, for a full term beginning January 3, 1979. He has served continuously in the Senate since that date, and was appointed as a member of the Committee on Armed Services in January 1979. He has served on the Committee on Armed Services since that date, a period of nearly 36 years.

(B) A graduate of Detroit Central High School, Senator Levin went on to Swarthmore College, and graduated from Harvard Law School in 1959, gaining admittance to the Michigan bar. He served his State as assistant attorney general and general counsel of the Michigan Civil Rights Commission from 1964–1967, and later served his hometown of Detroit as a member of the Detroit City Council from 1969–1973, and as the council’s president from 1974–1977.

(C) Senator Levin first served as chairman of the Committee on Armed Services of the United States Senate for a period of the 107th Congress, and has remained chairman since the 110th Congress began in 2007. He has exercised extraordinary leadership as either the chairman or ranking minority member of the committee since the start of the 105th Congress in 1997.

(D) Each year, for the past 52 years, the Committee on Armed Services has reliably passed an annual defense authorization act, and this will be the 36th that Senator Levin has had a role in. In his capacity as member, ranking member, and chairman, he has been an advocate for a strong national defense, and has made lasting contributions to the security of our Nation.

(E) It is altogether fitting and proper that this Act, the last annual authorization act for the national defense that Senator Levin manages in and for the United States Senate

(ii) OTHER USES.—If the Tribe uses any portion of the land taken into trust under paragraph (2) for a purpose other than a purpose described in clause (i), the Tribe shall pay to the Secretary an amount that is equal to the fair market value of the portion of the land, as determined by an appraisal.

(C) THINNING; LANDSCAPE RESTORATION.—With respect to the land taken into trust under paragraph (2), the Secretary, in consultation and coordination with the Tribe, may carry out any fuels reduction and other landscape restoration activities on the land that is beneficial to the Tribe and the Bureau of Land Management.

(g) NAVAL AIR STATION FALLON LAND CONVEYANCE.—

(1) TRANSFER OF DEPARTMENT OF THE INTERIOR LAND.—

(A) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the Secretary of the Interior shall transfer to the Secretary of the Navy, without reimbursement, the Federal land described in subparagraph (B).

(B) DESCRIPTION OF FEDERAL LAND.—The Federal land referred to in subparagraph (A) is the parcel of approximately 400 acres of land under the jurisdiction of the Secretary of the Interior that—

(i) is adjacent to Naval Air Station Fallon in Churchill County, Nevada; and

(ii) was withdrawn under Public Land Order 6834 (NV-943-4214-10; N-37875).

(C) MANAGEMENT.—On transfer of the Federal land described under subparagraph (B) to the Secretary of the Navy, the Secretary of the Navy shall have full jurisdiction, custody, and control of the Federal land.

(2) WATER RIGHTS.—

(A) WATER RIGHTS.—Nothing in this subsection shall be construed—

(i) to establish a reservation in favor of the United States with respect to any water or water right on land transferred by this subsection; or

(ii) to authorize the appropriation of water on land transferred by this subsection except in accordance with applicable State law.

(B) EFFECT ON PREVIOUSLY ACQUIRED OR RESERVED WATER RIGHTS.—This subsection shall not be construed to affect any water rights acquired or reserved by the United States before the date of enactment of this Act.

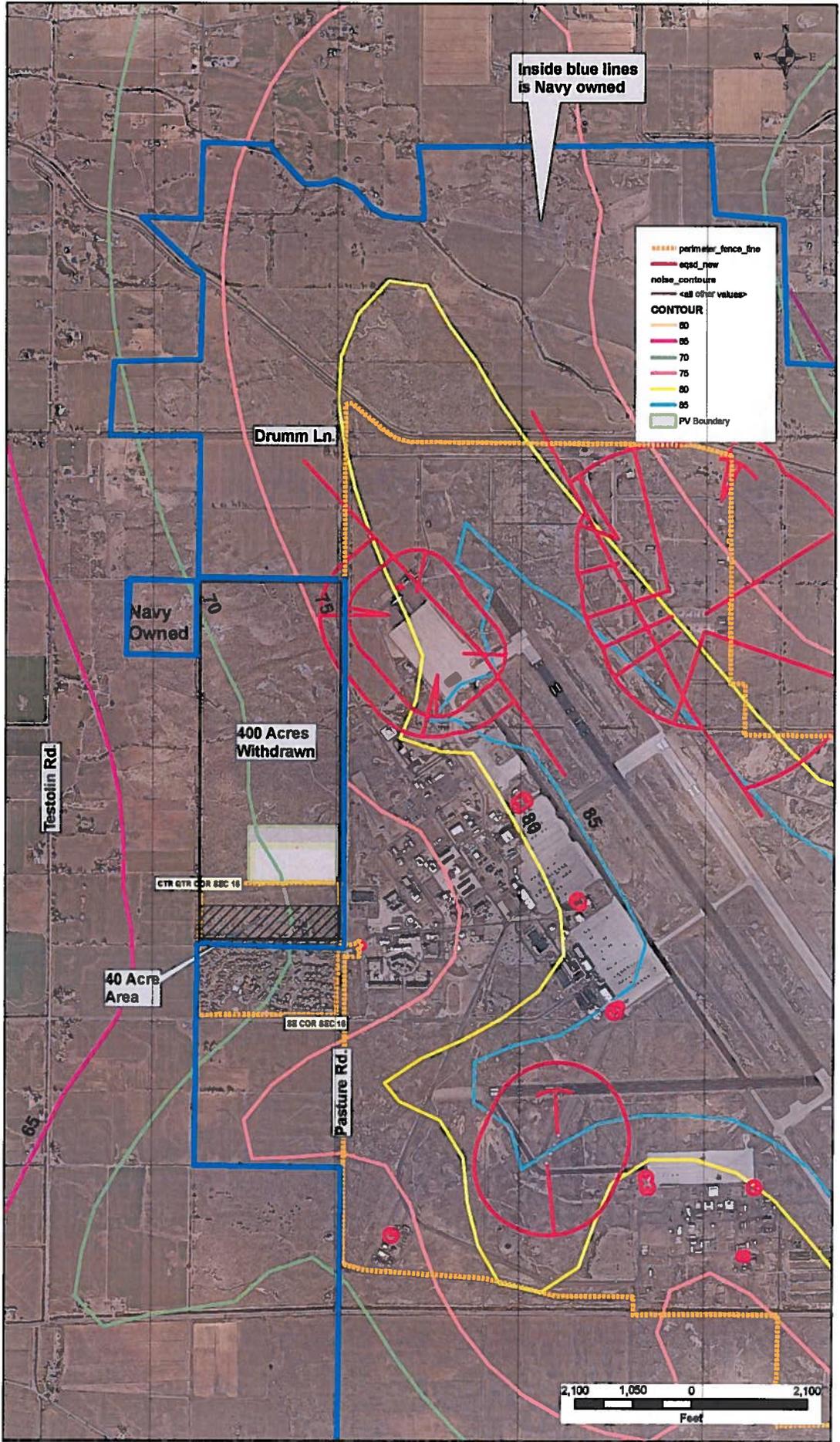
SEC. 3010. SAN JUAN COUNTY, NEW MEXICO, FEDERAL LAND CONVEYANCE.

(a) DEFINITIONS.—In this section:

(1) FEDERAL LAND.—The term “Federal land” means the approximately 19 acres of Federal surface estate generally depicted as “Lands Authorized for Conveyance” on the map.

(2) LANDOWNER.—The term “landowner” means the plaintiffs in the case styled *Blancett v. United States Department of the Interior, et al.*, No. 10-cv-00254-JAP-KBM, United States District Court for the District of New Mexico.

(3) MAP.—The term “map” means the map entitled “San Juan County Land Conveyance” and dated June 20, 2012.



Inside blue lines  
is Navy owned

- - - - perimeter\_fence\_line  
— eqsd\_new  
 noise\_contours  
 — <all other values>  
**CONTOUR**  
— 80  
— 70  
— 75  
— 85  
 PV Boundary

Navy  
Owned

40 Acres  
Withdrawn

40 Acres  
Area

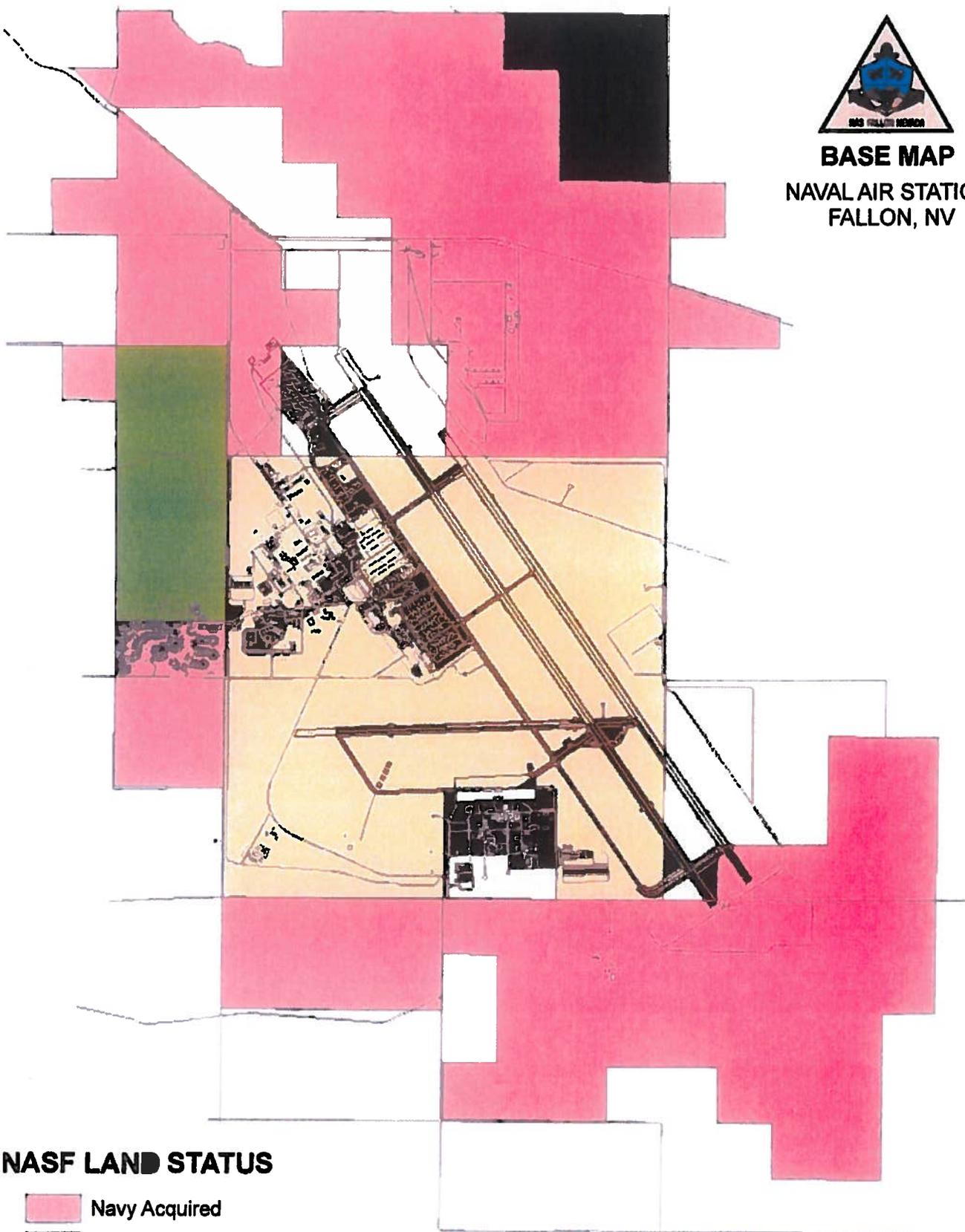
CTR 6TR COR SEC 10

SE COR SEC 10





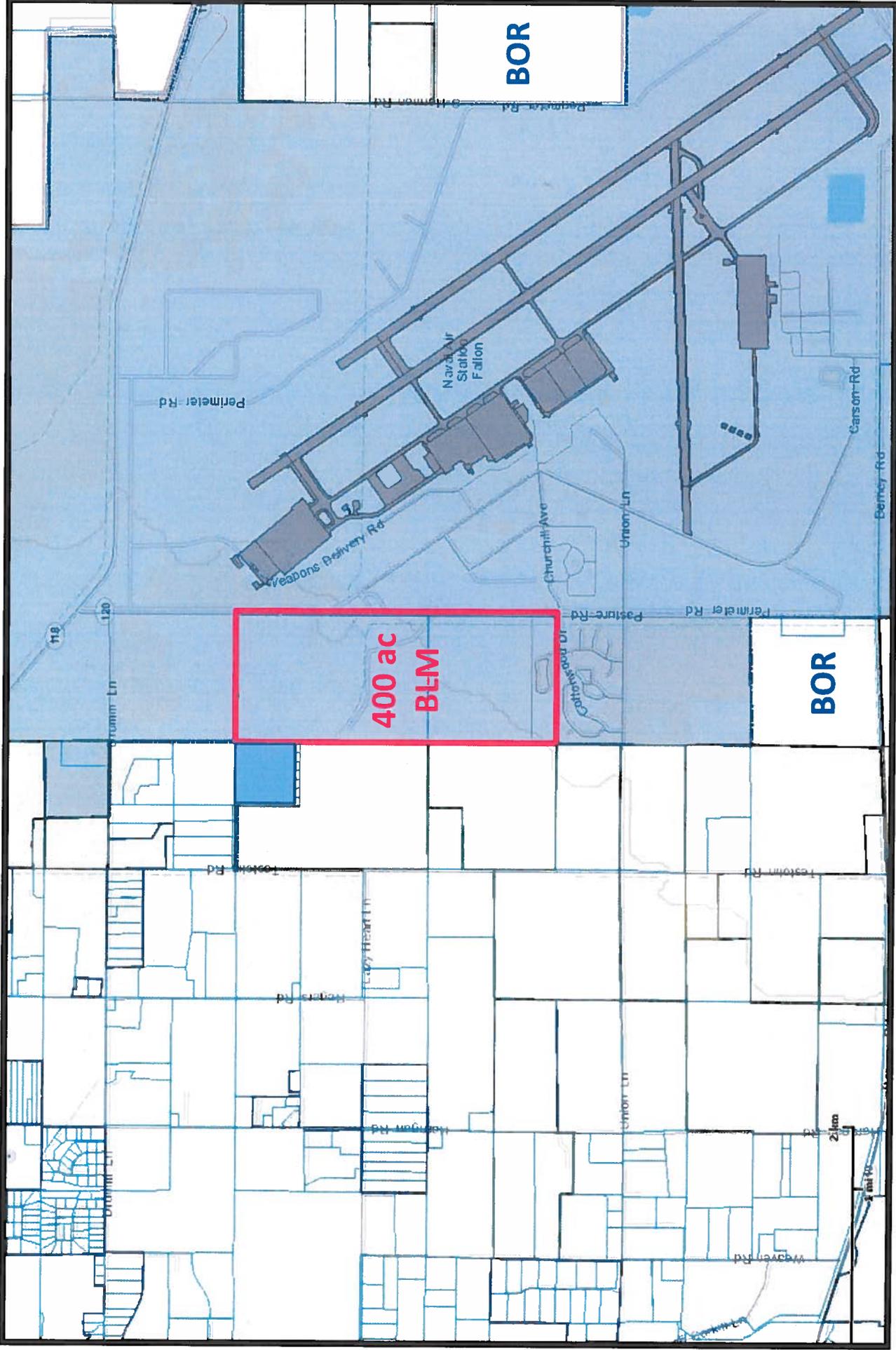
**BASE MAP**  
NAVAL AIR STATION  
FALLON, NV



**NASF LAND STATUS**

-  Navy Acquired
-  PLO-2635 (1962)
-  PLO-275 (1945)
-  PLO-6834 (1991)
-  PLO-788 (1952)





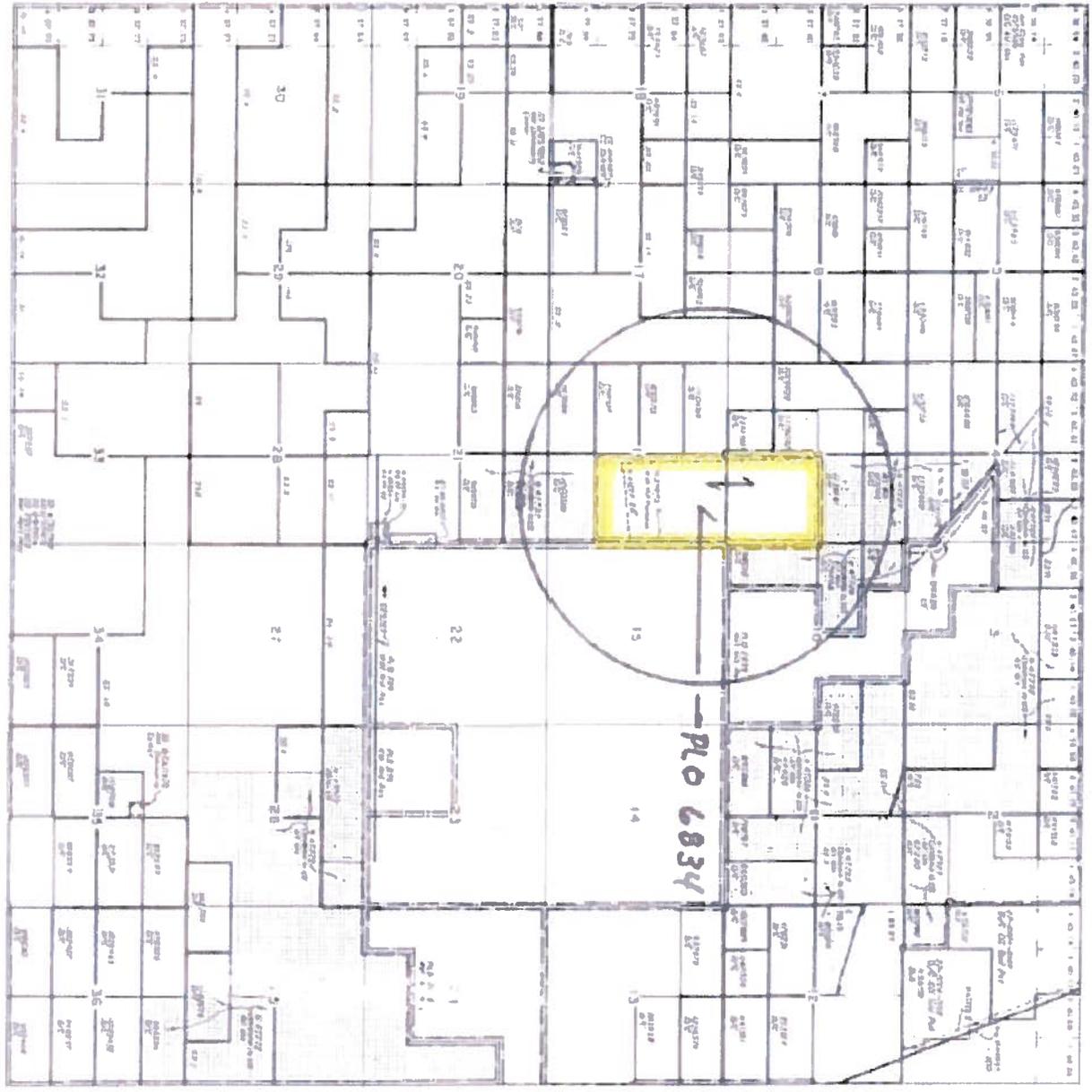
**NAS Fallon/Bureau of Land Management/Bureau of Reclamation  
Remainder is privately owned.**



TOWNSHIP 18 NORTH RANGE 29 EAST OF THE MOUNT DIABLO MERIDIAN, NEVADA  
 CHURCHILL COUNTY  
 CARSON CITY 98 DIST

STATUS OF PUBLIC DOMAIN  
 LAND AND MINERAL TITLES  
 AND COVERED LANDS

MT PLAT



SECTION	OWNER	ACRES	REMARKS

NOTHING HEREIN SHALL BE CONSIDERED AS A  
 WAIVER OF ANY RIGHTS OR INTERESTS IN  
 LAND OR MINERALS OR OTHER RIGHTS OR INTERESTS  
 WHICH MAY BE CLAIMED BY ANY PARTY.

ALL RIGHTS AND INTERESTS IN THE LAND AND  
 MINERALS HEREIN ARE RESERVED TO THE  
 UNITED STATES OF AMERICA AND SHALL NOT BE  
 CONSIDERED AS A WAIVER OF ANY RIGHTS OR  
 INTERESTS IN THE LAND OR MINERALS OR  
 OTHER RIGHTS OR INTERESTS WHICH MAY BE  
 CLAIMED BY ANY PARTY.

EXHIBIT C

SECTION	OWNER	ACRES	REMARKS

PL-033  
 1-18-14  
 H-278

PL0 6834 WITHDRAWAL RENEWAL  
 KVM 1/09