



United States Department of the Interior  
 BUREAU OF LAND MANAGEMENT  
 Coeur d'Alene Field Office  
 3815 Schreiber Way  
 Coeur d'Alene, Idaho 83815



In Reply Refer To:  
 I-37790 (IDC010)

April 8, 2015

Hand delivered

**DECISION**

Spokane Mining Research Division	:	
Attn: William Hammond	:	Right-of-Way Grant
315 E. Montgomery Ave	:	IDI-37790
Spokane, WA 99207-2223	:	

**Right-of-Way Grant IDI-37790 Issued**

Enclosed is a copy of your right-of-way (ROW) grant, serial number IDI-37790 which allows the use of public land for two Seismic Monitoring Station ROW.

The required processing and monitoring fees have been waived per 43 CFR 2804.16(a). Rental for this ROW has also been waived per 43 CFR 2806.14(b).

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 or 43 CFR 2881.10 for a stay (suspension) 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 standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall 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.

If you have any questions, please contact Janna Paronto, Realty Specialist, at (208) 769-5037.

/s/ Kurt Pavlat

Kurt Pavlat  
Field Manager

2 Enclosures

- 1-Right-of-Way Grant IDI-37790 (5 pgs)
- 2-BLM Form 1842-1 (1pg)

U.S. Department of the Interior  
Bureau of Land Management  
Coeur d'Alene Field Office  
3815 Schreiber Way  
Coeur d'Alene, ID 83815

## **Categorical Exclusion Documentation**

Lucky Friday Mine Seismic Monitoring Right-of-Way  
DOI-BLM-ID-C010-2015-0005-CX  
IDI-37790

### **1. Description of the Proposed Action**

Department of Health and Human Services, a Federal Agency, through Spokane Mining Research Division has submitted an application for a right-of-way to place 2 seismic monitoring stations on BLM managed public land to monitor seismic activity for safety purposes at the Lucky Friday Mine, near Mullan Idaho (see attached map). Each seismic station consist of two corrugated steel culvert section, 30 inches diameter and 24 inches in length, buried in the ground, with steel pipe or angle iron frame approximately 48 inches square and 60 inches inches high for mounting; two solar panels and a radio antenna situated on the surface of the ground. Total ground coverage per station of about 48 inches by 48 inches. They are asking for a grant of 5 years. They will be using existing roads and no other related structures or temporary work areas will be needed.

### **Location**

Shoshone County, Idaho  
Boise Meridian,  
T. 48 N., R. 5 E., section 26, SW $\frac{1}{4}$ ;  
section 27, SW $\frac{1}{4}$ .

### **2. Land Use Plan Conformance**

In accordance with the Federal Land Policy and Management Act (FLPMA), this proposed action has been reviewed for conformance with the Coeur d'Alene Management Plan (RMP), approved June 2007. It is consistent with the following decisions from the RMP:

Goal LR-1 - Meet public needs for use authorizations such as right-of-way, leases, and permits when such needs are consistent with other resource values.

Objective LR-1-1 - Issue use authorizations consistent with other resources values.

Action LR-1.1.3 - To the extent possible, locate such authorized uses and applications for such uses where impacts on other resources will be the least disturbing.

**3. Compliance with the National Environmental Policy Act (NEPA)**

The proposed action is categorically excluded from further documentation under NEPA in accordance with 516 DM 11.9.J.(8): Installation of minor devices to protect human life. Application of this categorical exclusion is appropriate in this situation because there are no extraordinary circumstances having effects that may significantly affect the environment. The proposed action has been reviewed, and none of the extraordinary circumstances described in 516 DM 2, Appendix C, exist.

/s/ \_\_\_\_\_  
Kurt Pavlat  
Field Manager

4/8/15 \_\_\_\_\_  
Date

# Seismic Monitoring Stations

## IDI-37790

R 5 E

T 48 N

T 48 N

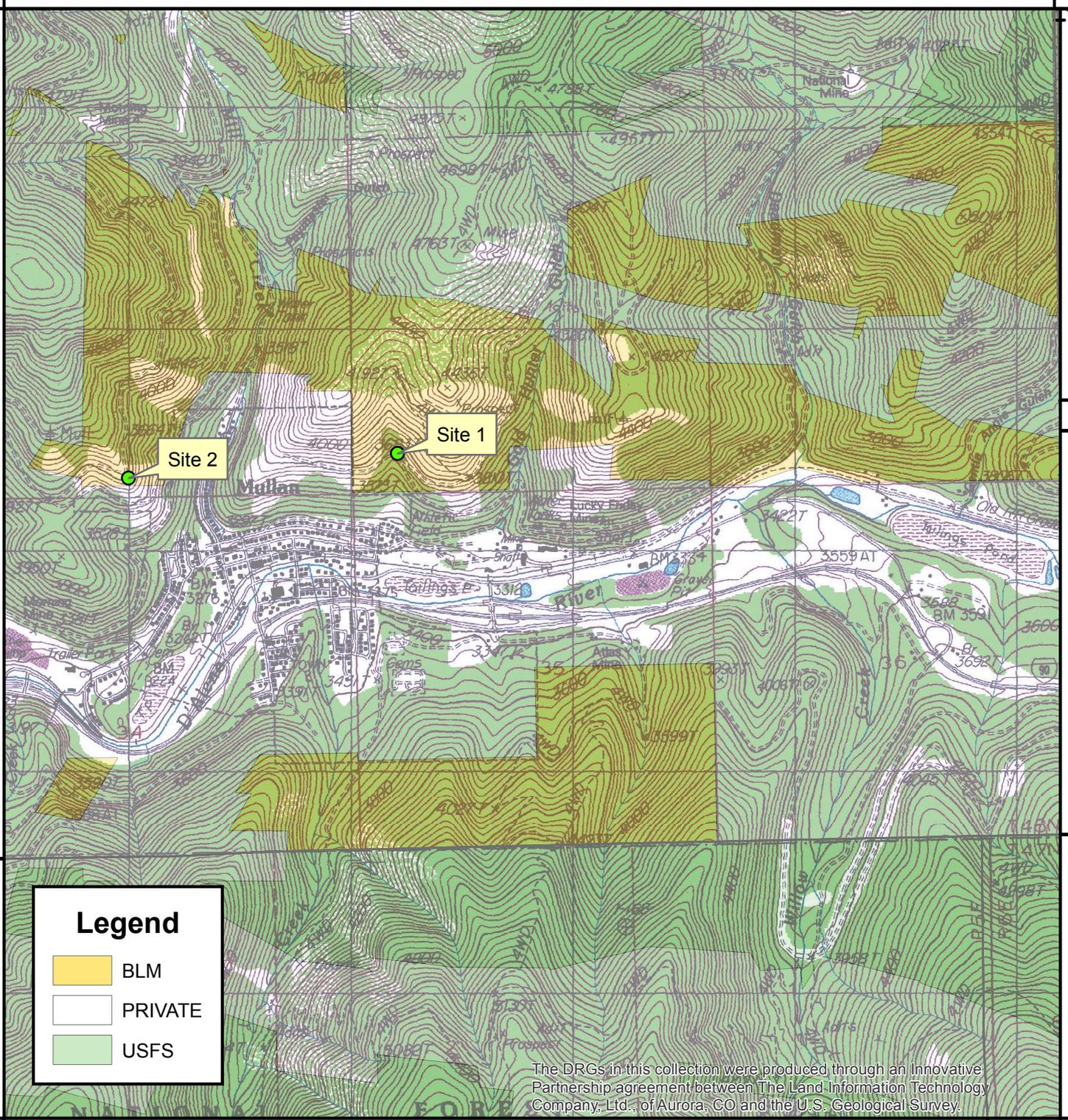
T 48 N

T 48 N

T 47 N

R 5 E

R 6 E



### Legend

- BLM
- PRIVATE
- USFS

The DRGs in this collection were produced through an Innovative Partnership agreement between The Land Information Technology Company, Ltd., of Aurora, CO and the U.S. Geological Survey.



The surface management status ("land ownership") should be used as a general guide only. Official land records, located at the Bureau of Land Management (BLM) and other offices, should be checked for up-to-date information concerning any specific tract of land.

No warranty is made by the Bureau of Land Management. The accuracy, reliability, or completeness of these data for individual use or aggregate use with other data is not guaranteed. The following cannot be made Section 508 compliant. For help with its data or information, please contact the BLM Idaho State Office Webmaster at 208-373-4000.

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Map Projection: NAD 1983 UTM Zone 11N



Map Created: 8/28/2014