

ASDO NEPA DOCUMENT ROUTING SHEET

NEPA Document Number: **DOI-BLM-AZ-A030-2015-0003-CX**

Project Title: Springsnail and native fish survey of springs in the Grand Wash and Whitney Ranch areas
Research Permit (Application # 85320)

Project Lead: **Jennifer Fox**

Date that any scoping meeting was conducted: N/A

Date that concurrent, electronic distribution for review was initiated: July 6, 2015

Deadline for receipt of responses: **Monday, July 27, 2015**

ID Team/Required Reviewers will be determined at scoping meeting or as a default the following:

Gloria Benson, Tribal Liaison
Whit Bunting, Range/Vegetation/Weeds/S&G
Laurie Ford, Lands/Realty/Minerals
Diana Hawks, Recreation/Wilderness/VRM
David Van Alfen, Cultural Resources
Jace Lambeth, Special Status Plants
John Sims, Supervisory Law Enforcement
Richard Spotts, Environmental Coordinator
Jeff Young, Wildlife/T&E Animals
Rosalie Pepito, NPS Monument Superintendent

Required Recipients of electronic distribution E-mails only (not reminders):

Steve Rosenstock (E-mail address: srosenstock@azgfd.gov)
Daniel Bulletts (E-mail address: dbulletts@kaibabpaiute-nsn.gov)
Peter Bungart (E-mail address: pbungart@circaculture.com)
Dawn Hubbs (E-mail address: dawn.hubbs101@gmail.com)

(Mr. Rosenstock is an Arizona Game and Fish Department (AGFD) Habitat Program Manager. Mr. Bulletts is acting Environmental Program Director for the Kaibab Paiute Tribe (KPT). Mr. Bungart and Ms. Hubbs are cultural staff for the Hualapai Tribe. They may review and/or forward on ASDO NEPA documents to other employees. If a Project Lead receives comments from any AGFD employee on their draft NEPA document, they should include them in the complete set/administrative record and share them with Jeff Young as the ASDO Wildlife Team Lead. Mr. Young will then recommend how these comments should be addressed. If a Project Lead receives comments from any KPT or Hualapai Tribe employee, they should include them in the complete set/administrative record and share them with Gloria Benson as the ASDO Tribal Liaison. Ms. Benson will then recommend how these comments should be addressed.)

Discretionary Reviewers:

Steven Daron, Archaeologist, Lake Mead NRA

**NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)
COMPLIANCE RECORD FOR CATEGORICAL EXCLUSIONS (CX)
U.S. Department of Interior
Bureau of Land Management**

PART I. – PROPOSED ACTION

BLM Office: Grand Canyon-Parashant
National Monument

NEPA No.: DOI-BLM-AZ-A030-2015-0003-CX
Case File No.:

Proposed Action Title/Type: Springsnail and native fish survey of springs in the Grand Wash and Whitney Ranch areas Research Permit (Application # 85320)

Applicant: Arizona Game and Fish (Jeff Sorenson PI)

Location of Proposed Action:

T33N R 16W
sec 13 S1/2,
T35N R 16W
sec. 24 SE1/4, 25 NE½
T34N R16W
sec. 13 SE1/4,
sec. 23 NE1/4
sec. 24 NW 1/4,
sec.26
T 36 N R 16 W
sec. 7

Description of Proposed Action: Arizona Game and Fish Department (AZGFD) proposes to visit Tassi, Pakoon, Black Willow (A&B), Grapevine, Whiskey, Little Arizona and Buckhorn Springs in the Grand Wash area and Middle Spring in the Whitney Ranch area (Maps 1-4) of Grand Canyon-Parashant National Monument (GCPNM) to update species status and distribution information for Grand Wash springsnail (*Pyrgulopsis bacchus*) and speckled dace (*Rhinichthys osculus*) (see attached Permit Application #85320). Springsnails would be sampled using AZGFD's standardized protocol and speckled dace would be sampled using seine nets, dip nets and/or minnow traps as the depth of water and configuration of the stream suggests (see attached Springsnail Survey and Trap Gear protocols). Up to 25 specimens or 10% of the populations at each spring of snails and fish may be taken for genetic analysis, whichever is lesser. Institutional Animal Care and Use Committee (IACUC) approval has been sought and gained for the collection of dace. All gear would be cleaned and disinfected following AZGFD Hazard Analysis and Critical Control Points (HACCP) and Best Management Practices (BMPs) to minimize cross contamination (see attached HACCP and BMP). Method of access would be on roads designated open for motorized use with no off-road vehicle use proposed and on foot to spring sites. Spring visits would start once this document is approved by management and end December 2016 and would likely be no more than 1-2 times per year to each site. Researchers would comply with GCPNM Scientific Research Permit Stipulations and National Park Service General Conditions for Scientific Research and Collecting (see attached).

PART II. – PLAN CONFORMANCE REVIEW

This proposed action is subject to the following land use plan(s): Grand Canyon-Parashant National Monument Resource Management Plan (RMP)

Decisions and page nos.: MA-SR-01 and MA-SR-02 pg 2-103

“Permits will be required for approved scientific research to insure compatibility and reporting of results.”

“The collection of any objects in the Monument will not be authorized except by permit for scientific research or use.”

Date plan approved/amended: January 29, 2008

This proposed action has been reviewed for conformance with this plan (*43 CFR 1610.5-3, BLM Manual 1601.04.C.2*).

PART III. – NEPA COMPLIANCE DETERMINATION REVIEW

A. The proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 43 CFR 46.210, (e);

Nondestructive data collection, inventory (including field, aerial, and satellite surveying and mapping), study, research, and monitoring activities.

And

B. Extraordinary Circumstances Review: In accordance with **43 CFR 46.215**, any action that is normally categorically excluded must be subjected to sufficient environmental review to determine if it meets any of the 12 Extraordinary Circumstances described. If any circumstance applies to the action or project, and existing NEPA documentation does not adequately address it, then further NEPA analysis is required.

IMPORTANT: Appropriate staff should review the circumstances listed in Part IV, check the appropriate box (yes/no), comment and initial for concurrence. Add any appropriate additional reviewers and applicable manager. Rationale supporting the concurrence should be included in the appropriate block. If no response is received from a mandatory reviewer, enter the comment due date along with the notation “No response received.”

PART IV. – EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION

PREPARERS/REVIEWERS:	DATE:
Jennifer Fox, Project Lead	July 28, 2015
Gloria Benson, Tribal Liaison	July 28, 2015
Whit Bunting, Range/Vegetation/Weeds/S&G	July 6, 2015
Diana Hawks, Recreation/Wilderness/VRM	July 6, 2015
David van Alfen, Cultural Resources	July 6, 2015
Laurie Ford, Lands/Realty/Minerals	July 10, 2015

Jace Lambeth, Special Status Plants		July 6, 2015
John Sims, Supervisory Law Enforcement		No response received
Richard Spotts, Environmental Coordinator		July 7, 2015
Jeff Young, Wildlife/T&E Animals		July 22, 2015
Rosalie Pepito, NPS Monument Superintendent		No response received
Steven Daron, Archaeologist, Lake Mead NRA		No response received
The action has been reviewed to determine if any of the extraordinary circumstances (43 CFR 46.215(a)-(1)) apply. The project would:		
(a) Have significant impacts on public health or safety.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: No significant impacts on public safety would result from the proposed action because of the minimal impacting nature of the proposal. The safety of the researchers would be addressed through the approval process of a required Backcountry Travel Plan and through the Parashant Research Permit stipulations (General #8, 12, 14, 15, 16, Backcountry camping and travel # 1</p> <p style="text-align: right;">Preparer's Initials <u> JEF </u></p>
(b) 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 (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: The proposed action would only result in very brief impacts and mainly to aquatic species, therefore, the proposed action would not adversely affect migratory birds. All spring locations used for researching spring snails and native fish for this research permit are located outside designated wilderness and areas managed to maintain wilderness characteristics. No wild and scenic rivers are located near the research areas.</p> <p style="text-align: right;">Preparer's Initials <u> JNY/DCH </u></p>
(c) Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: There are no controversial environmental effects or unresolved conflicts concerning alternative use of available resources because of the minimal impacting nature of the proposed action.</p> <p style="text-align: right;">Preparer's Initials <u> JEF </u></p>
(d) Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: Proposed action is part of the routine monitoring of wildlife on the Monument by AGFD.</p>

Preparer's Initials JEF

(e) Establish a precedent for future action or represent a decision in principal about future actions with potentially significant environmental effects.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: No. Proposed action is similar to previous spring survey actions on the Monument and does not represent a decision in principal about future actions with potential significant environmental effects. Each research permit is assessed individually. Preparer's Initials <u>JEF</u>
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(f) Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: There would be no cumulative effect because all access is via designated and existing roads or on foot on trails/disturbed areas and the proposed action is at a level with minimal environmental impact. Preparer's Initials <u>JEF</u>
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(g) Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: The proposed action, while taking place on a listed site (Tassi Ranch), is not expected to impact the site as long as researchers follow restrictions (Walk from parking area, stay out of structures and not collapse banks of stream). See Steve Daron email 7/1/2015, David van Alfen email 7/6/2015. Preparer's Initials <u>JEF</u>
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(h) 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.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: The proposed action is within Critical Habitat for the Mojave desert tortoise. However, since the proposed action would only affect aquatic habitat it would not modify desert tortoise habitat or impact individual tortoises. Therefore, the proposed action would have no effect on the Mojave desert tortoise or any other listed or proposed species. Preparer's Initials <u>JNY</u>
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(i) Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: No environmental laws/requirements would be violated. None of the species of interest are federally listed. Preparer's Initials <u>JEF</u>
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(j) Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).

Yes	No	Rationale: The action is not near any population centers.
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Preparer's Initials JEF

(k) 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 (Executive Order 13007).

Yes **No** **Rationale:** The proposed scientific research would not limit access to any Indian sacred sites on Federal lands for religious practitioners nor would it adversely affect the physical integrity of any sacred sites (see Gloria Benson email 7/28/2015).
Preparer's Initials GB

(l) Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive 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 Executive Order 13112).

Yes **No** **Rationale:** Protocols to minimize cross contamination are in place and would be followed.
Preparer's Initials JEF

PART V. – COMPLIANCE REVIEW CONCLUSION

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.

MITIGATION MEASURES/OTHER REMARKS:

The following protocols and restrictions would be followed. See attachments for specifics of each.

- Research and Collecting Permit General Conditions and Restrictions Grand Canyon-Parashant National Monument
- General Conditions For Scientific Research And Collecting Permit, United States Department of the Interior National Park Service
- AZGFD HACCP (transfer or exchange of nuisance and invasive aquatic species among statewide waters during fish and invertebrate population surveys mitigation protocols)
- AZGFD Springsnail Survey Protocols
- Trap Gear Best Management Practice (BMP #8): Minimizing Incidental Take Of Non-Target Species Using Various Fisheries Sampling Gear

This project proposal is in conformance with the Nongame And Endangered Wildlife Conservation Plan (Arizona Game and Fish Department) for work conducted on federal lands.

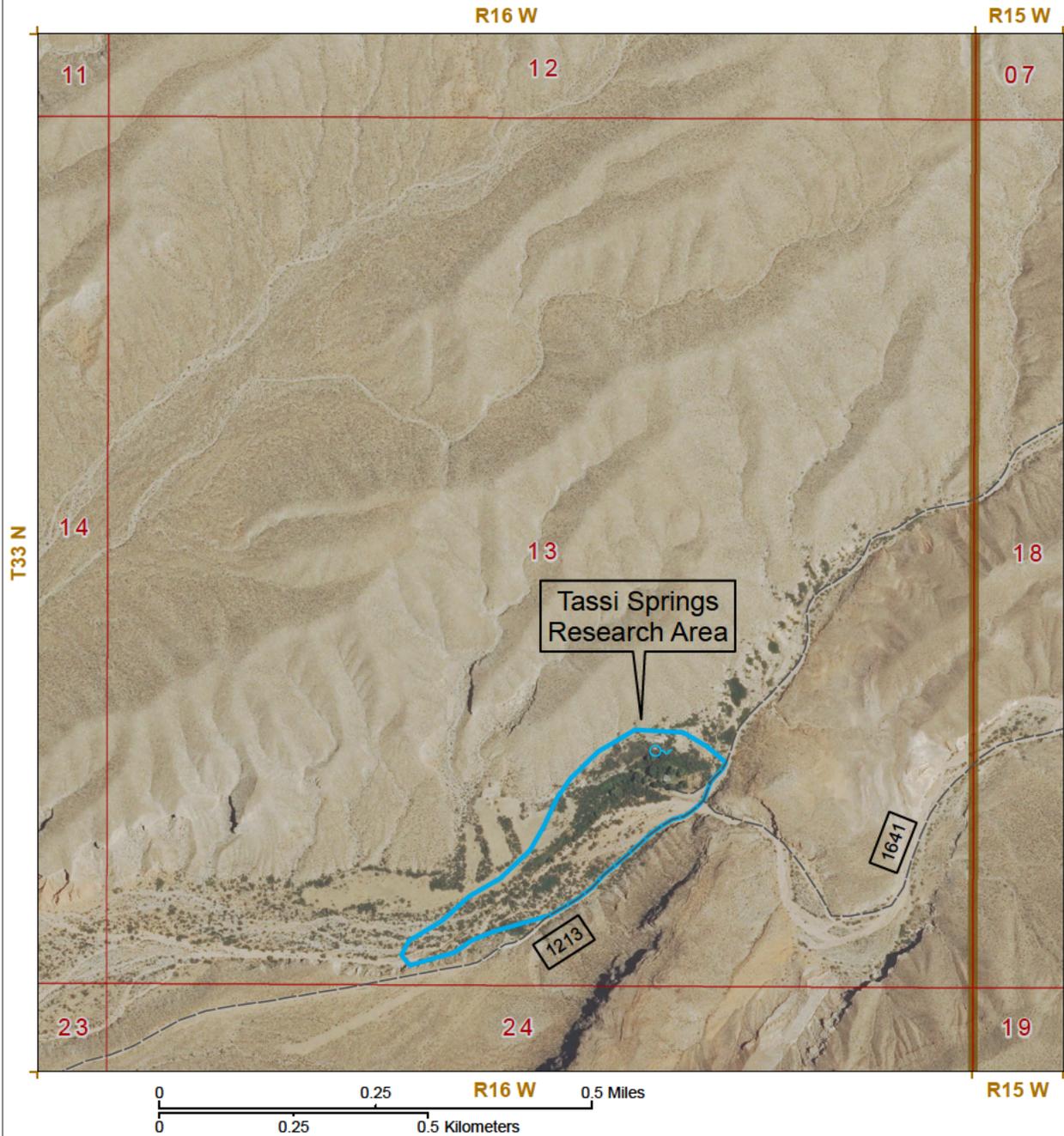
APPROVING OFFICIAL:  DATE: July 29, 2015

TITLE: Superintendent, Grand Canyon-Parashant National Monument

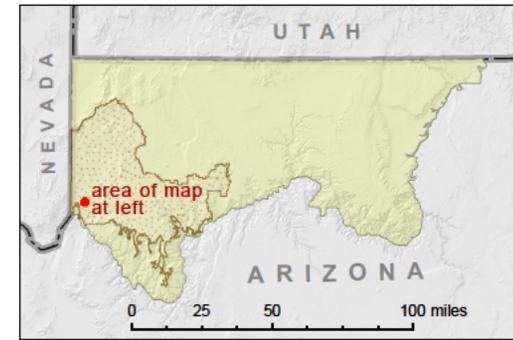
Note: The signed conclusion on this compliance record is part of an interim step in the BLM's internal decision process and does not constitute an appealable decision. A separate decision to implement the action should be prepared in accordance with program specific guidance.

Arizona Game and Fish Department - Springsnail and Native Fish Survey of Springs Research Permit CX DOI-BLM-AZ-A030-2015-0003-CX Map 1: Tassi Springs

Bureau of Land Management - Arizona Strip District - Grand Canyon-Parashant National Monument



Map Location within the Arizona Strip District



District Boundary Grand-Canyon Parashant NM

Tassi Springs Research Area

2005 Pakoon Basin Spring Inventory - Tassi Springs

Arizona Strip Routes and Road Number

U.S. PLSS Features

Township Section

Surface Ownership

Bureau of Land Management

State

US Forest Service

National Park Service

Indian Reservation

Private

Map produced by BLM - Arizona Strip District GIS Program

User: bhansen

File Path: \\blm\dfs\loc\EGIS\AZ\Arizona_Strip_DOI\Projects\AdminBoundaries\Research_Permits\Data\GIS\Maps\Carto\AGFD_Springsnail_Fish_Survey_Research_Permit_CX_2015_Map1_Tassi.mxd

Date: July 2015

Coordinate System: NAD 1983 UTM Zone 12N

Reference System: U.S. PLSS Sections

Data Sources: BLM-ASDO Corporate Geodatabases

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data. Original data were compiled for various sources. This information may not meet National Map Accuracy Standards. This product was developed through digital means and may be updated without notification.

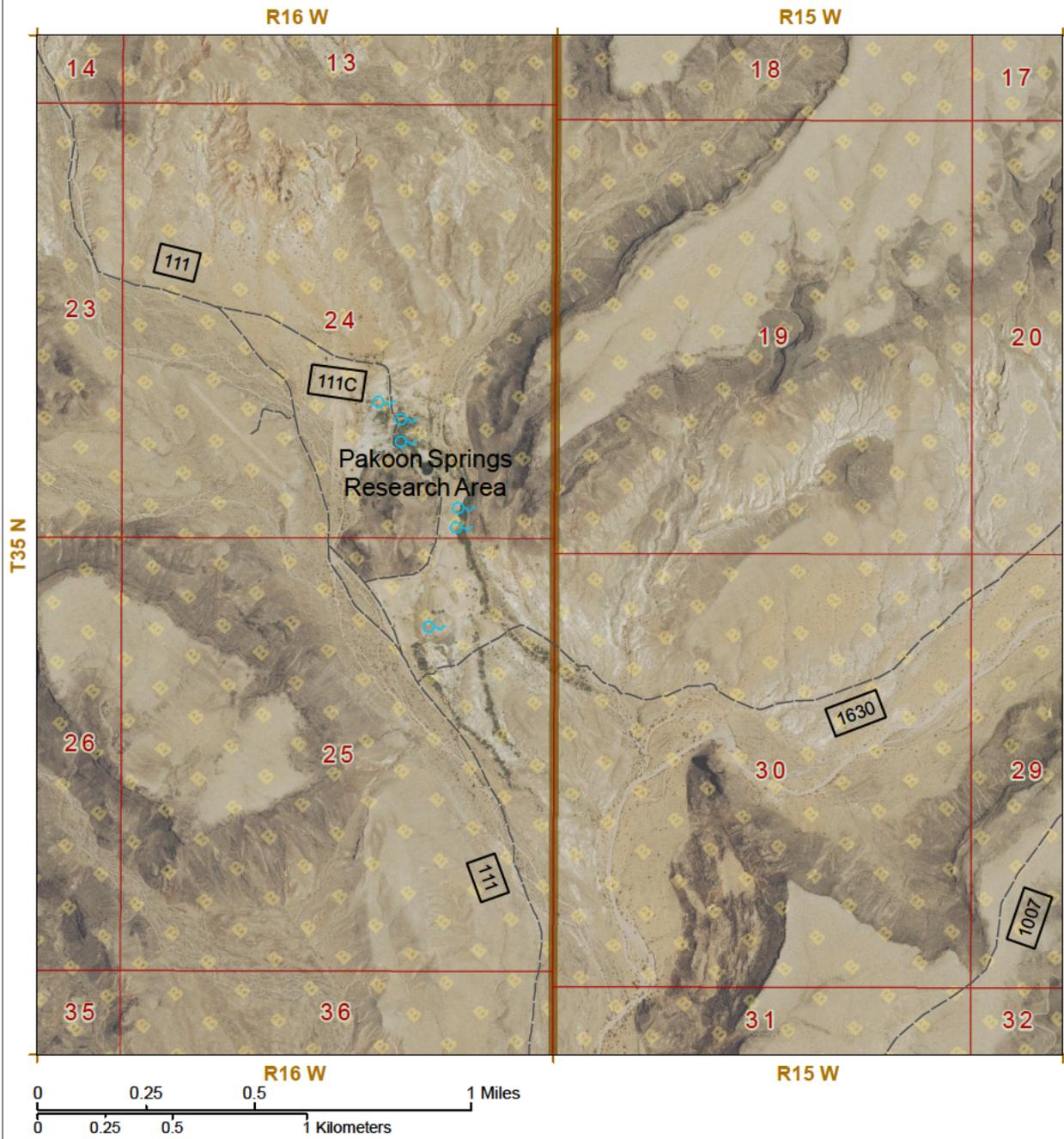
Arizona Strip District



BLM

Arizona Game and Fish - Springsnail and Native Fish Survey of Springs Research Permit CX DOI-BLM-AZ-A030-2015-0003-CX Map 2: Pakoon Springs

Bureau of Land Management - Arizona Strip District - Grand Canyon-Parashant National Monument



Map Location within the Arizona Strip District



District Boundary Grand-Canyon Parashant NM

NPS Spring Inventory - Pakoon Springs
Arizona Strip Routes and Road Number

U.S. PLSS Features

Township
Section

Surface Ownership

Bureau of Land Management
State
US Forest Service
National Park Service
Indian Reservation
Private

Map produced by BLM - Arizona Strip District GIS Program

User: bhansen
File Path: \\blm\dfs\loc\EGIS\AZ\Arizona_Strip_DOI\Projects\AdminBoundaries\Research_Permits\Data\GIS\Maps\Carto\AGFD_Springsnail_Fish_Survey_Research_Permit_CX_2015_Map2_Pakoon.mxd
Date: July 2015

Coordinate System: NAD 1983 UTM Zone 12N
Reference System: U.S. PLSS Sections

Data Sources: BLM-ASDO Corporate Geodatabases

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data. Original data were compiled for various sources. This information may not meet National Map Accuracy Standards. This product was developed through digital means and may be updated without notification.



Arizona Game and Fish - Springsnail and Native Fish Survey of Springs Research Permit CX DOI-BLM-AZ-A030-2015-0003-CX Map 3: Middle Springs

Bureau of Land Management - Arizona Strip District - Grand Canyon-Parashant National Monument



Map Location within the Arizona Strip District



District Boundary Grand-Canyon Parashant NM

NPS Spring Inventory - Pakoon Springs
Arizona Strip Routes and Road Number

U.S. PLSS Features

Township
Section

Surface Ownership

Bureau of Land Management
State
US Forest Service
National Park Service
Indian Reservation
Private

Map produced by BLM - Arizona Strip District GIS Program

User: bhansen
File Path: \\blm\dfs\loc\EGIS\AZ\Arizona_Strip_DOI\Projects\AdminBoundaries\Research_Permits\Data\GIS\Maps\Carto\AGFD_Springsnail_Fish_Survey_Research_Permit_CX_2015_Map3_Middle_Spring.mxd
Date: July 2015

Coordinate System: NAD 1983 UTM Zone 12N
Reference System: U.S. PLSS Sections

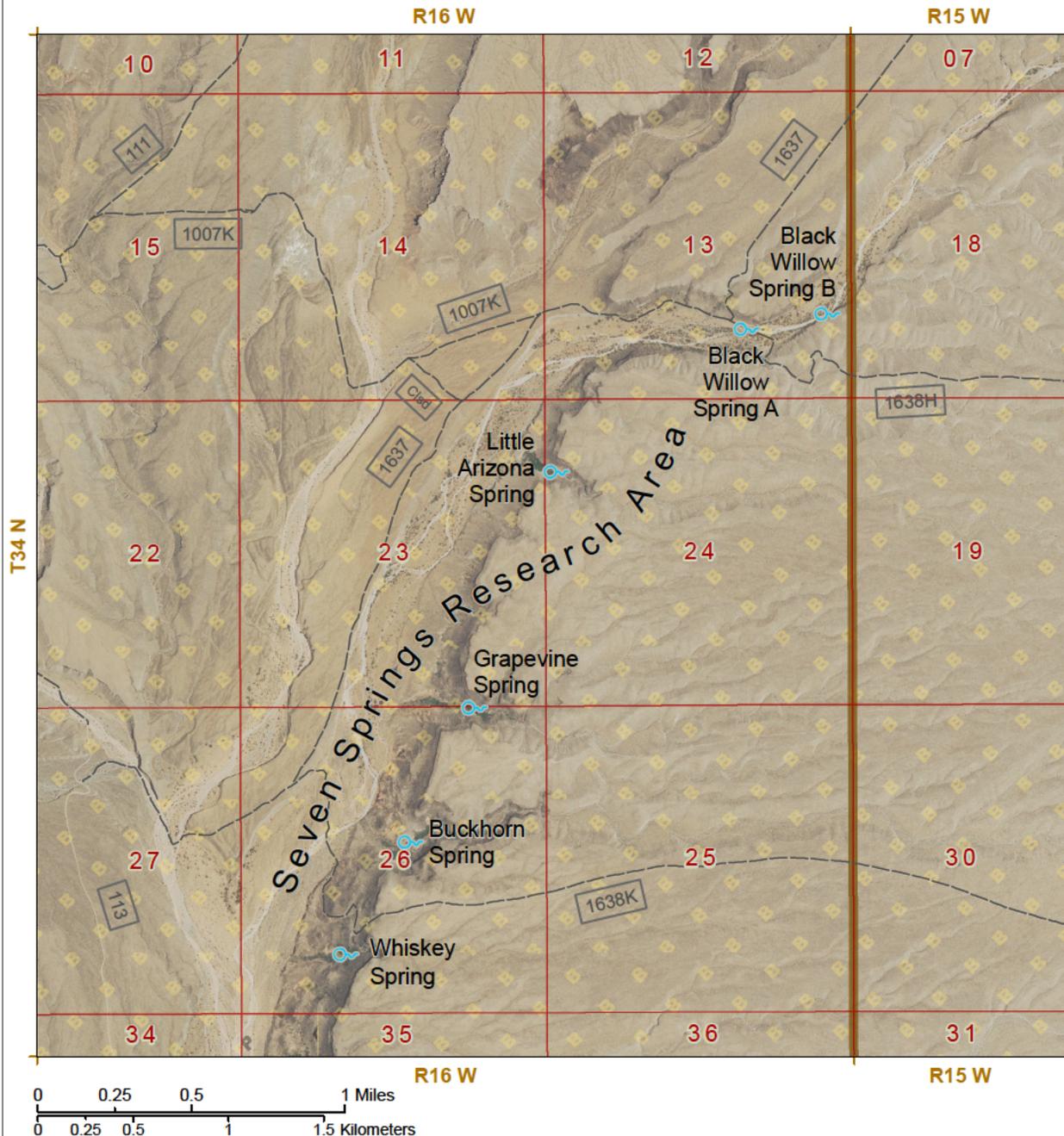
Data Sources: BLM-ASDO Corporate Geodatabases

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data. Original data were compiled for various sources. This information may not meet National Map Accuracy Standards. This product was developed through digital means and may be updated without notification.

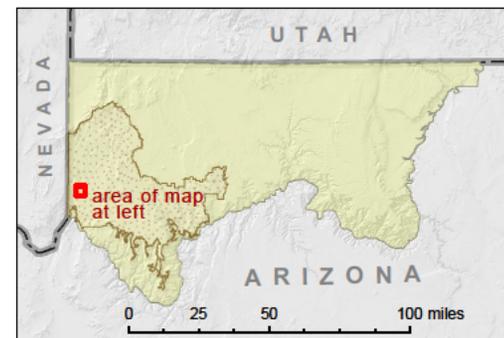


Arizona Game and Fish - Springsnail and Native Fish Survey of Springs Research Permit CX DOI-BLM-AZ-A030-2015-0003-CX Map 4: Seven Springs

Bureau of Land Management - Arizona Strip District - Grand Canyon-Parashant National Monument



Map Location within the Arizona Strip District



District Boundary Grand-Canyon Parashant NM

NPS Spring Inventory - Pakoon Springs

Arizona Strip Routes and Road Number

U.S. PLS Features

Township

Section

Surface Ownership

Bureau of Land Management

State

US Forest Service

National Park Service

Indian Reservation

Private

Map produced by BLM - Arizona Strip District GIS Program

User: bhansen
File Path: \\blm\dfs\loc\EGIS\AZ\Arizona_Strip_DOI\Projects\AdminBoundaries\Research_Permits\Data\GIS\Maps\Carto\AGFD_Springsnail_Fish_Survey_Research_Permit_CX_2015_Map4_Seven_Springs.mxd
Date: July 2015

Coordinate System: NAD 1983 UTM Zone 12N
Reference System: U.S. PLS Sections

Data Sources: BLM-ASDO Corporate Geodatabases

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DECISION MEMORANDUM

Springsnail and native fish survey of springs in the Grand Wash and Whitney Ranch areas Research Permit (Application # 85320)

NEPA No.: DOI-BLM-AZ-A030-2015-0003-CX

U.S. Department of the Interior

Bureau of Land Management

Grand Canyon-Parashant National Monument

Approval and Decision

Based on a review of the project described in the attached Categorical Exclusion (CX) documentation and resource staff recommendations, I have determined that the project is in conformance with the Grand Canyon-Parashant National Monument Resource Management Plan (approved January 29, 2008) and is categorically excluded from further environmental analysis. It is my decision to approve the action as proposed with the mitigation measures/special conditions identified in Part V of the CX.

Administrative Review or Appeal Opportunities

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 attached Form 1842-1. If an appeal is taken, your notice of appeal must be filed in the Grand Canyon-Parashant National Monument, 345 East Riverside Drive, St. George, Utah 84790 within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

In accordance with 43 CFR 2920.2-2(b), this decision remains in effect pending appeal unless a stay is granted. If you wish to file a petition pursuant to regulations at 43 CFR 2920.2-2 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 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 Department of the Interior, Office of the Field Solicitor, Sandra Day O'Connor U.S. Court House #404, 401 West Washington Street SPC44, Phoenix, AZ 85003-2151 (see 43 CFR 4.413) at the same time the original documents are filed in 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 regulations, 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.



Rosalie Pepito, NPS Monument Superintendent

Date 7/29/2015

Attachment: Form 1842-1

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,
AND
2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

1. NOTICE OF APPEAL _____	A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the <i>Notice of Appeal</i> in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a <i>Notice of Appeal</i> in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).	
2. WHERE TO FILE		
NOTICE OF APPEAL _____	Monument Manager, Grand Canyon-Parashant National Monument Bureau of Land Management 345 East Riverside Drive St. George, UT 84790	
WITH COPY TO SOLICITOR _____	Office of the Field Solicitor Sandra Day O'Connor US Courthouse, Suite 404 401 West Washington Street, SPC-44 Phoenix, AZ 85003-2151	
3. STATEMENT OF REASONS		
WITH COPY TO SOLICITOR _____	Within 30 days after filing the <i>Notice of Appeal</i> , file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the <i>Notice of Appeal</i> , no additional statement is necessary (43 CFR 4.412 and 4.413).	
	AND COPY TO _____	Monument Manager, Grand Canyon-Parashant National Monument Bureau of Land Management 345 East Riverside Drive St. George, UT 84790
4. ADVERSE PARTIES _____		
Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the <i>Notice of Appeal</i> , (b) the Statement of Reasons, and (c) any other documents filed (43 CFR 4.413).		
5. PROOF OF SERVICE _____		
Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (43 CFR 4.401(c)).		
6. REQUEST FOR STAY _____		
Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a <i>Notice of Appeal</i> (43 CFR 4.21). 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 Interior Board of Land Appeals, the petition for a stay must accompany your <i>Notice of Appeal</i> (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the <i>Notice of Appeal</i> 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 (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 regulations, 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.		

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that all communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (43 CFR 4.401(a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.

(Continued on page 2)

43 CFR SUBPART 1821--GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska
Arizona State Office ----- Arizona
California State Office ----- California
Colorado State Office ----- Colorado
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri
and, all States east of the Mississippi River
Idaho State Office ----- Idaho
Montana State Office ----- Montana, North Dakota and South Dakota
Nevada State Office ----- Nevada
New Mexico State Office ---- New Mexico, Kansas, Oklahoma and Texas
Oregon State Office ----- Oregon and Washington
Utah State Office ----- Utah
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

(Form 1842-1, September 2006)