

ASDO NEPA DOCUMENT ROUTING SHEET

NEPA Document Number: **DOI-BLM-AZ-A020-2016-0001-CX**

Project Title: **Talweg Creative Stateline Campground Filming Permit AZA 036829**

Project Lead: **Mark Foley** (Kanab Field Office)

Date that any scoping meeting was conducted: N/A

Date that concurrent, electronic distribution for review was initiated: October 14, 2015

Deadline for receipt of responses: **Wednesday, October 21, 2015 COB**

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
Lorraine Christian, (Acting) Lands/Realty/Minerals
Diana Hawks, Recreation/Wilderness/VRM
John Herron, Cultural Resources
Jace Lambeth, Special Status Plants
Jason Bulkley, (Acting) Supervisory Law Enforcement
Richard Spotts, Environmental Coordinator
Jeff Young, Wildlife/T&E Animals
Lorraine Christian, Field Manager, ASFO

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

Steve Rosenstock (E-mail address: srosenstock@azgfd.gov)
Daniel Bullets (E-mail address: dbullets@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. Bullets 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:

**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: Vermilion Cliffs National
Monument

NEPA No.: DOI-BLM-AZ-A020-2016-0001-CX
Case File No.: AZA 036829

Proposed Action Title/Type: Talweg Creative Stateline Campground Filming Permit

Applicant: Anna Callaghan, Producer

Location of Proposed Action: The proposed action is located within the following described area and as shown on the attached map:

Gila and Salt River Meridian, Arizona
T. 42 N., R. 3 E., sec. 35;

The area described contains 2.500 acres, more or less.

Description of Proposed Action: Talweg Creative proposes to film in Stateline Campground and along the first mile of the Arizona Trail as part of a short video which would be used for commercial purposes by Outside Magazine and REI. Filming would be early in the morning of Monday, October 26, 2015 and consist of a mountain bike rider as she prepares herself and her bike for a ride along the full length of the Arizona Trail. Filming would be with hand-held or tripod-mounted cameras only, using a crew of up to six people only. There would be no additional props, no use of generators, no explosives or pyrotechnics, and no aircraft used in the project. The film crew would use up to three vehicles and would travel only on designated roads to the Stateline Campground site.

The proposal meets the standards for minimum impact commercial filming per 43 CFR 2920.2-2, and as determined by the minimum impact filming checklist in Attachment 1. Review by BLM resource specialists has determined that this activity would not result in resource damage that cannot be mitigated, would not disrupt the public's use and enjoyment of the site, and does not pose health or safety risks to the public. This activity would be considered casual use were it not for the commercial nature of the film product.

Permit would be subject to all provisions of 43 CFR 2920 including the terms and conditions identified in 43 CFR 2920.7, rental payments as provided by 43 CFR 2920.8, and mitigation measures/special conditions listed in Part V of this document. BLM staff would monitor the project.

PART II. – PLAN CONFORMANCE REVIEW

This proposed action is subject to the following land use plan(s): Vermilion Cliffs National Monument Resource Management Plan (RMP)

Decisions and page nos.: MA-LR-07, page 2-55.

Minimum impact permits within the Monument will be evaluated and authorized on a case-by-case basis where site-specific NEPA analysis determines that impacts to the objects or values for which the Monument was designated would be negligible.

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).

A “minimum impact permit” is defined as one which authorized activities that “will not cause appreciable damage or disturbance to the public lands, their resources or improvements” (43 CFR 2920.2-2), as determined by the checklist included as Attachment 1 to this CX. All travel to and from the filming location would occur on designated roads. No set construction, use of heavy equipment, or use of explosives/pyrotechnics would occur. No impacts to Monument objects or values are therefore anticipated and the activity is considered “minimum impact”. In addition, the proposed action does not conflict with other decisions in the LUP.

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 516 DM 11.9, E (19);

Issuance of short-term (3 years or less) rights-of-way or land use authorizations for such uses as storage sites, apiary sites, and construction sites where the proposal includes rehabilitation to restore the land to its natural or original condition.

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.

PART IV. – EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION

PREPARERS/REVIEWERS:	DATE:
Mark Foley (KFO), Project Lead	October 14, 2015
Gloria Benson, Tribal Liaison	No response received
Whit Bunting, Range/Vegetation/Weeds/S&G	October 19, 2015
Lorraine Christian, (Acting) Lands & Realty/Minerals/Hazmat	October 16, 2015
Diana Hawks, Recreation/Wilderness/VRM	October 15, 2015
John Herron, Cultural Resources	October 15, 2015
Jace Lambeth, Special Status Plants	October 15, 2015
Jason Bulkley, (Acting) Supervisory Law Enforcement	No response received

Richard Spotts, Environmental Coordinator		October 16, 2015
Jeff Young, Wildlife/T&E Animals		October 21, 2015
Lorraine Christian, Field Manager, ASFO		No response received
<p>The action has been reviewed to determine if any of the extraordinary circumstances (43 CFR 46.215(a)-(l)) apply. The project would:</p>		
<p>(a) Have significant impacts on public health or safety.</p>		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: No significant impacts on public health and safety would result from the proposed action because the activity is routine in nature, similar to casual use commonly occurring in the area, and because of the minimal impacting nature of the proposal.</p> <p style="text-align: right;">Preparer's Initials <u>MF</u></p>
<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.</p>		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: No. Minimal impact filming proposed under this authorization would not have significant impacts on national monument, park or recreation lands, on wilderness areas, or on wild and scenic rivers. Designated routes would be used for access by vehicles similar to casual use along designated routes and there would be no props, aircraft, lighting equipment or animals used for filming. The project area is outside designated wilderness, and outside any eligible or suitable wild and scenic river corridors. The project dates are outside the normal nesting timeframe for neotropical migratory birds.</p> <p style="text-align: right;">Preparer's Initials <u>JH, DH, JY</u></p>
<p>(c) Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].</p>		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: There are no controversial environmental effects or unresolved alternative uses of resources because the proposed action is a routine activity essentially no different than casual use that commonly occurs in the area and because of the minimal impacting nature of the proposed action.</p> <p style="text-align: right;">Preparer's Initials <u>MF</u></p>
<p>(d) Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.</p>		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Rationale: No. Proposed action is a routine activity similar to previously authorized uses which involved no significant environmental effects and no unique circumstances.</p> <p style="text-align: right;">Preparer's Initials <u>MF</u></p>

(e) Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: No. Proposed action is similar to previously authorized activities and does not represent a decision in principle about future actions with potentially significant environmental effects. Each film permit request is assessed individually. Preparer's Initials <u>MF</u>
(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 effects because all vehicle use is limited to designated roads and the proposed action is essentially no different than casual use that commonly occurs in the area. Per specialist input, there would be no impacts (either direct/indirect or cumulative) to Monument objects. Preparer's Initials <u>MF</u>
(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 Cultural Resources Compliance Documentation Record prepared by the Arizona Strip archaeologist on October 15, 2015 (and available in the project file) indicated that no eligible cultural resource sites would be affected by the proposed action. Preparer's Initials <u>JH</u>
(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: No. The proposed action would not modify listed species habitat or designated critical habitat. No significant impacts would result from the proposed action because of the minimal impacting nature of the proposal. Preparer's Initials <u>JY, JL</u>
(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. Preparer's Initials <u>MF</u>
(j) Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: No effect on low income or minority populations because proposed action is a short term activity located in a remote area some distance from residential populations. Preparer's Initials <u>MF</u>

(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: No access would be limited by the proposed action. The permittee would use the same designated routes that other recreationalists use and would not restrict access to any area open to the public due to the minimal impacting nature of the proposal. A BLM monitor would be present to ensure activity does not conflict with casual use of area.

Preparer's Initials MF, JH

(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: No impacts would result because of the minimal impacting nature of the proposal as well as the terms and conditions attached to the permit pertaining to reducing the spread of noxious weed species.

Preparer's Initials WB

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.

I considered the short duration and low/minimum impacting nature of the proposal along with the additional mitigation measures/special conditions identified below which would not cause appreciable damage or disturbance to the public lands, their resources, or improvements in accordance with 43 CFR 2920.2-2. No surface disturbance is proposed and travel would only be on designated roads.

MITIGATION MEASURES/SPECIAL CONDITIONS:

1. This permit would authorize filming/photography ONLY at the location(s) specified in the permit. NO filming/photography in wilderness would be authorized, including Coyote Buttes North or Coyote Buttes South.
2. The permittee and all authorized individuals or film crews would have a copy of the permit and these stipulations at all times while filming on the Bureau of Land Management locations.
3. This permit would be issued subject to the permittee's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations part 2920.
4. Permittee would conduct all activities associated with the operation and termination of the permit within the authorized limits of the permit. Disclosure of all aspects of the proposed activity would be completely described in the application. Any changes to the proposed activity would be approved in advance by the Bureau of Land Management authorized officer.
5. This permit applies only to those lands administered by the Bureau of Land Management and does not apply to National Park Service, U.S. Forest Service, or Tribal land jurisdictions. Permittee would be

responsible to contact any other governmental entity that may have jurisdiction, including state (i.e., Arizona Department of Transportation, Arizona State Land Department) and local governments, and to obtain any additional authorizations that those entities determine necessary, including encroachment permits for filming/photography on state or county roadways.

6. This permit would not give permission to cross over or use private land. Permittee would be fully responsible for arranging access to private lands which may be needed for this activity and for all trespass on and/or damages to private land which may result from the permittee's activity.
7. This permit would be for non-exclusive use of the resource. Filming/photography activities would be conducted in a manner that does not disrupt other visitor's backcountry recreational experience. Permittee would not restrict access to any area open to the public.
8. Permittee would be responsible for the supervision of all participants, spectators, and other persons associated with the activity, and for public safety on-site.
9. Use areas would be maintained in a sanitary condition at all times; waste materials at those areas would be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment. "Waste" also includes the creation of micro-trash such as bottle caps, pull tabs, broken glass, cigarette butts, small plastic, food materials, bullets, bullet casings, etc. No micro-trash would be left at use areas and trash receptacles used at use areas would be wildlife proof.
10. All vehicles would stay on designated roads, turnouts, and parking areas. No staging areas, off-road or cross-country vehicle use, or surface disturbance would be authorized.
11. All vehicles and equipment would be cleaned prior to entering the permit area to reduce the spread of noxious weeds and non-native invasive species.
12. No intentional filming of cultural resource sites would be allowed. If in connection with use any cultural sites/artifacts, human remains, funerary objects, sacred objects or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (P.L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001) are discovered, the permittee would stop use in the immediate area of the discovery and immediately notify the Bureau of Land Management authorized officer (435-688-3323).
13. Where California condors visit the area while activities are underway, the permittee would avoid interaction with condors. Authorized activities would be modified, relocated, or delayed if those activities have adverse effects on condors. Authorized activities would cease until the bird leaves on its own or until techniques are employed by permitted personnel that result in the individual condor leaving the area. Permittee would notify the Bureau of Land Management wildlife team lead (435-688-3373) of this interaction within 24 hours of its occurring.
14. Permittee would do everything reasonable, both independently and/or upon request of the Bureau of Land Management authorized officer to prevent and suppress fires caused by their activity on or near lands utilized. Compensation may be required of the permittee for Federal, state, or private interests in suppression and rehabilitation expenses.
15. The final filming/photography product would have written and verbal acknowledgement of filming/photography location(s) on the Bureau of Land Management National System of Public Lands (Vermilion Cliffs National Monument).

16. The Bureau of Land Management would reserve the right to take photographs of or film any aspect of filming/photography operations for official case file records.
17. The permittee would submit a copy of the final video version to the BLM's Arizona Strip Field Office Manager.
18. Failure to comply with these special conditions and/or permit stipulations may result in the temporary suspension or immediate termination of the permit.
19. All accidents and injuries would be reported to the BLM ASFO Law Enforcement Officer immediately or as soon afterwards as possible (435-644-1211). Failure to report accidents would result in cancellation of the permit.
20. No unmanned aircraft (drones) would be authorized in connection with this proposed filming.

APPROVING OFFICIAL: *Lorraine M. Christian*

DATE: *10/23/2015*

TITLE: Field Manager, Arizona Strip Field Office

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.

Attachment 1

MINIMUM IMPACT FILMING CHECKLIST

Applicant: Talweg Creative

Project: Stateline Campground and Arizona Trail Trailhead Commercial Film Permit

Type of Filming: Movie Still Video/DVD

I. This section applies to all BLM-managed lands.	YES*	NO
A. Will impact sensitive habitat or species		X
B. Will impact Native American sacred site		X
C. Involves major use of pyrotechnics		X
D. Involves more than minimum impacts to land, air, or water		X
E. Involves use of explosives		X
F. Involves use of exotic species with danger of introduction into the area		X
G. Involves use of heavy equipment		X
H. Involves aircraft (helicopter, fixed-wing, or hot air balloon) and was determined to not be minimally impacting in part II.		X
I. Involves surface disturbance or adverse impact to sensitive surface resource values or does not meet standards mandated by law, regulation or policy for resources including, but not limited to:		X
1. Historical, cultural or paleontological sites		X
2. Sensitive soils		X
3. Relict environments		X
4. Wetlands or riparian areas		X
5. Wild & Scenic River corridors		X
6. National Register Sites		X
7. Designated wilderness or WSAs		X

* If "yes" was marked in any one category, the action is not minimally-impacting.

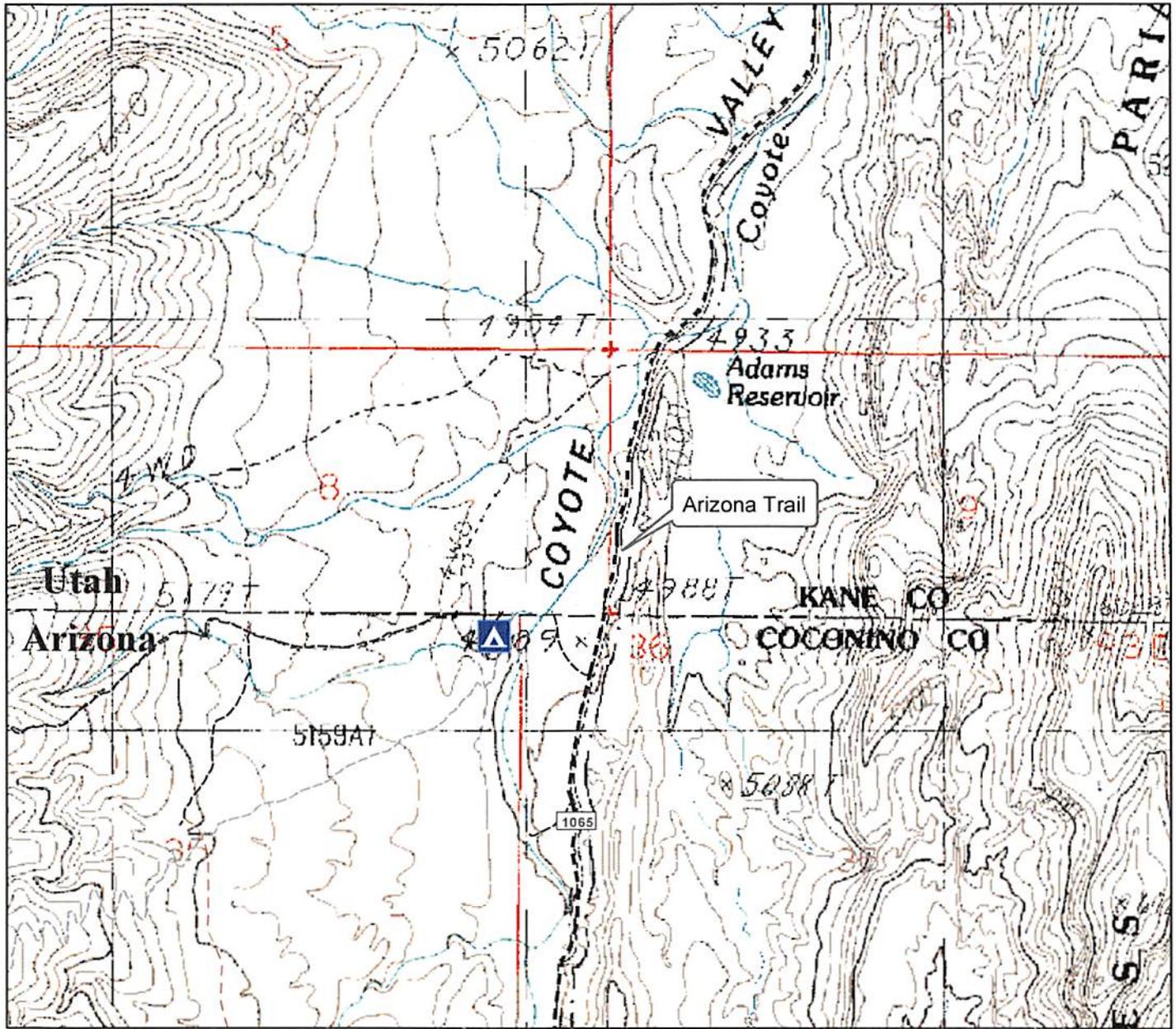
II. Aircraft Screening	YES*	NO
1. Use of aircraft (helicopter, fixed wing, hot air balloon) involves refueling in a sensitive area		X
2. Use of aircraft is proposed in an area with wildlife concerns during a critical period and		X
a) is proposed for more than 1 day or		X
b) exceeds the frequency of 2 projects per 30-day period		X
3. Use of aircraft is proposed in an area with no wildlife concerns and		X
a) is proposed for more than 2 days or		X
b) exceeds the frequency of 3 projects per 30-day period		X
4. Use of aircraft is proposed within ½ mile of a designated campground located in a sensitive area and the number of low-elevation passes proposed exceeds 4 passes per day.		X

* If "yes" was marked in any one category, the action is not minimally-impacting.

Attachment 2 - LOCATION MAP

Talweg Creative Stateline Campground Filming Permit, AZA 036829
NEPA No.: DOI-BLM-AZ-A020-2016-0001-CX

Arizona Strip Field Office



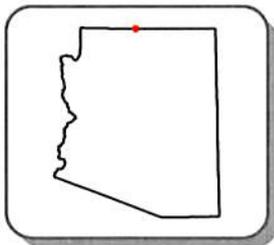
Coyote Buttes and Pine Hollow 7 1/2 Min. Quads.

Legal Description

T. 42 N., R. 3 E., Sec. 35 SENE

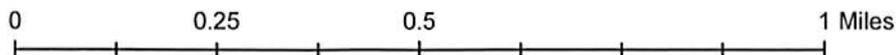
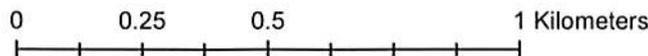
Legend

 State Line Campground



Scale

1 = 15,000



United States Department of the Interior
Bureau of Land Management
Arizona Strip Field Office

Map created on October 23, 2015

CAUTION:

Land ownership data is derived from less accurate data than the 1:24000 scale base map. Therefore, land ownership may not be shown for parcels smaller than 40 acres, and land ownership lines may have plotting errors due to source data.

No warranty is made by the Bureau of Land Management for the use of the data for purposes not intended by the BLM.

DECISION MEMORANDUM

Talweg Creative Stateline Campground Filming Permit, AZA 036829

NEPA No.: DOI-BLM-AZ-A020-2016-0001-CX

U.S. Department of the Interior
Bureau of Land Management
Vermilion Cliffs 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 Vermilion Cliffs 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 Arizona Strip Field Office, 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(b), 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.

Lorraine M. Christian
Lorraine M. Christian, Field Manager

10/23/2015
Date

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	Field Manager, Arizona Strip Field Office Bureau of Land Management 345 East Riverside Drive St. George, Utah 84790	
NOTICE OF APPEAL.....		
WITH COPY TO SOLICITOR...	Office of the Field Solicitor Sandra Day O'Connor US Courthouse, Suite 404 401 West Washington Street, SPC-44 Phoenix, Arizona 85003-2151	
3. STATEMENT OF REASONS	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).	
WITH COPY TO SOLICITOR.....	Office of the Field Solicitor Sandra Day O'Connor US Courthouse, Suite 404 401 West Washington Street, SPC-44 Phoenix, Arizona 85003-2151	AND COPY TO.....Field Manager, Arizona Strip Field Office Bureau of Land Management 345 East Riverside Drive St. George, Utah 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.....	<p>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.</p> <p>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.</p>	

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.

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)

Bureau of Land Management
Vermilion Cliffs National Monument

COMMERCIAL FILMING/PHOTOGRAPHY PERMIT

Permission is hereby granted to Talweg Creative (Anna Callaghan, Producer) of to use the following described lands:	Permit Number AZA 036829
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TOWNSHIP	RANGE	SECTION	SUBDIVISION
42 N.	3 E.	35	All (Stateline Campground area and first mile of Arizona Trail)

Meridian	State	County	Acres (number)
Gila and Salt River	Arizona	Coconino	2.500

for the purpose of

Commercial filming as proposed

and subject to the following conditions:

1. This permit is issued for the period specified below. It is revocable at the discretion of the BLM, at any time upon notice. This permit is subject to valid adverse claims heretofore or hereafter acquired.
2. This permit is subject to all applicable provisions of the regulations (43 CFR 2920) which are made a part hereof.
3. This permit may not be assigned without prior approval of the BLM.
4. Permittee must not enclose roads or trails commonly in public use.
5. Authorized representatives of the Department of the Interior, other Federal agencies, and State and local law officials will at all times have the right to enter the premises on official business.
6. Permittee must pay the United States for any damage to its property resulting from the use.
7. Permittee must notify the BLM of address change immediately.
8. Permittee must observe all Federal, State, and local laws and regulations applicable to the premises and to erection or maintenance of signs or advertising displays including the regulations for the protection of game birds and game animals, and must keep the premises in a neat, orderly, and sanitary condition.
9. Permittee must pay the BLM, in advance, the lump sum of \$ 150.00 for the period of use authorized by this permit or \$ N/A , annually, as rental or such other sum as may be required if a rental adjustment is made.
10. Use or occupancy of land under this permit will commence within N/A months from date hereof and must be exercised at least N/A days each year.
11. Permittee must take all reasonable precautions to prevent and suppress forest, brush, and grass fires and prevent pollution of waters on or in the vicinity of the lands.
12. Permittee must not cut any timber on the lands or remove other resources from the land without prior written permission from the BLM. Such permission may be conditioned by a requirement to pay fair market value for the timber or other resources.
13. Permittee agrees to have the serial number of this permit marked or painted on each advertising display or other facility erected or maintained under the authority of such permit.
14. This permit is subject to the provisions of Executive Order No. 11246 of September 24, 1965, as amended, which sets forth the Equal Opportunity clauses. A copy of this order may be obtained from the BLM.
15. Permittee acknowledges, by signing below, that he/she knows, understands and accepts the terms and conditions under which this permit is issued.

16. Special conditions *(attach additional sheets, if necessary)*

See Attached Special Conditions, Permit AZA 036829.

Permit issued for period of **1 day of commercial filming** between the dates of:

From	<u>October 25, 2015</u>	<u>(Permittee)</u>
		<u>Lorraine M. Christian</u>
		(BLM)
To	<u>October 26, 2015</u>	<u>Field Manager, Arizona Strip Field Office</u>
		(Title) (Date)

INSTRUCTIONS

1. Submit, in duplicate, to any local office of the Bureau of Land Management having jurisdiction of the lands.
2. Applications for Land Use Permits will not be accepted unless a notification of the availability of the land for non-BLM use (*Notice of Realty Action*) has been published in the Federal Register and for 3 weeks thereafter in a newspaper of general circulation. This provision does not apply in those situations where the publication of a (*Notice of Realty Action*) has been waived by the BLM.
3. Costs of processing the application must be paid by the applicant in advance.
4. The BLM may require additional information to process an application. Processing will be deferred until the required information is furnished by the applicant.

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NOTICES

The Privacy Act and 43 CFR 2.48(d) require that you be furnished with the following information in connection with the information required by this form.

AUTHORITY: 43 U.S.C. 1732 and 43 CFR Part 2920 permit collection of the information requested by this form.

PRINCIPAL PURPOSE: The BLM uses the information in this form to process your application.

ROUTINE USES: In accordance with the System of Records titled, "Land and Minerals Authorization Tracking System--Interior, LLM-32," disclosure outside the Department of the Interior may be made: (1) To appropriate Federal agencies when concurrence or supporting information is required prior to granting or acquiring a right or interest in lands or resources, (2) To Federal, State, or local agencies or a member of the general public in response to a specific request for pertinent information, (3) To the U.S. Department of Justice or in a proceeding before a court or adjudicative body when (a) the United States, the Department of the Interior, a component of the Department, or when represented by the government, an employee of the Department is a party to litigation or anticipated litigation or has an interest in such litigation, and (b) the Department of the Interior determines that the disclosure is relevant or necessary to the litigation and is compatible with the purpose for which the records were compiled, (4) To an appropriate Federal, State, local, or foreign agency responsible for investigating, prosecuting, enforcing, or implementing a statute, regulation, rule, or order, where the disclosing agency becomes aware of an indication of a violation or potential violation of civil or criminal law or regulation, (5) To a member of Congress or a Congressional staff member from the record of an individual in response to an inquiry made at the request of that individual, (6) To the Department of the Treasury to effect payment to Federal, State, and local government agencies, nongovernmental organizations, and individuals, and (7) To individuals involved in responding to a breach of Federal data. The BLM will only disclose this information in accordance with the Freedom of Information Act, the Privacy Act, and the provisions at 43 CFR 2.56(c).

The Paperwork Reduction Act requires us to inform you that:

The BLM collects this information to process applications for land use authorizations, in accordance with 43 CFR Part 2920.

You do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a valid OMB control number.

EFFECT OF NOT PROVIDING INFORMATION: Submission of the requested information is necessary to obtain or retain a benefit. Failure to submit all of the requested information or to complete this form may result in delay or preclude the BLM's acceptance of your form.

BURDEN HOURS STATEMENT: The estimated public reporting burden for this form is 1 hour per response for the majority of responses, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. For more complex responses, the estimated public reporting burden is 120 hours per response, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. You may submit comments regarding the burden estimate or any other aspect of this form to: U.S. Department of the Interior, Bureau of Land Management (1004-0009), Bureau Information Collection Clearance Officer (WO-630), 1849 C Street, N.W., Washington, D.C. 20240.

Special Conditions

Talweg Creative Stateline Filming Permit AZA 036829

1. This permit authorizes filming/photography ONLY at the location(s) specified in the permit. NO filming/photography in wilderness is authorized, including at Coyote Buttes North or Coyote Buttes South.
2. The permittee and all authorized individuals or film crews shall have a copy of the permit and these stipulations at all times while filming on the Bureau of Land Management locations.
3. This permit is issued subject to the permittee's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations part 2920.
4. Permittee shall conduct all activities associated with the operation and termination of the permit within the authorized limits of the permit. Disclosure of all aspects of the proposed activity shall be completely described in the application. Any changes to the proposed activity shall be approved in advance by the Bureau of Land Management authorized officer.
5. This permit applies only to those lands administered by the Bureau of Land Management and does not apply to National Park Service, U.S. Forest Service, or Tribal land jurisdictions. Permittee is responsible to contact any other governmental entity that may have jurisdiction, including state (i.e., Arizona Department of Transportation, Arizona State Land Department) and local governments, and to obtain any additional authorizations that those entities determine necessary, including encroachment permits for filming/photography on state or county roadways.
6. This permit does not give permission to cross over or use private land. Permittee is be fully responsible for arranging access to private lands which may be needed for this activity and for all trespass on and/or damages to private land which may result from the permittee's activity.
7. This permit is for non-exclusive use of the resource. Filming/photography activities shall be conducted in a manner that does not disrupt other visitor's backcountry recreational experience. Permittee shall not restrict access to any area open to the public.
8. Permittee is responsible for the supervision of all participants, spectators, and other persons associated with the activity, and for public safety on-site.
9. Use areas shall be maintained in a sanitary condition at all times; waste materials at those areas shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment. "Waste" also includes the creation of micro-trash such as bottle caps, pull tabs, broken glass, cigarette butts, small plastic, food materials, bullets, bullet casings, etc. No micro-trash shall be left at use areas.
10. All vehicles shall stay on designated roads, turnouts, and parking areas. No staging areas, off-road or cross-country vehicle use, or surface disturbance are authorized.
11. All vehicles and equipment shall be cleaned **prior** to entering the permit area to reduce the spread of noxious weeds and non-native invasive species.
12. No intentional filming of cultural resource sites is allowed. If in connection with use any cultural

sites/artifacts, human remains, funerary objects, sacred objects or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (P.L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001) are discovered, the permittee shall stop use in the immediate area of the discovery and immediately notify the Bureau of Land Management authorized officer (435-688-3323).

13. Where California condors visit the area while activities are underway, the permittee shall avoid interaction with condors. Authorized activities shall be modified, relocated, or delayed if those activities have adverse effects on condors. Authorized activities shall cease until the bird leaves on its own or until techniques are employed by permitted personnel that result in the individual condor leaving the area. The permittee is required to notify the Bureau of Land Management wildlife team lead (435-688-3373) of this interaction within 24 hours of its occurring.
14. Permittee shall do everything reasonable, both independently and/or upon request of the Bureau of Land Management authorized officer to prevent and suppress fires caused by their activity on or near lands utilized. Compensation may be required of the permittee for Federal, state, or private interests in suppression and rehabilitation expenses.
15. The final filming/photography product shall have written and verbal acknowledgement of filming/photography location(s) on the Bureau of Land Management National System of Public Lands (Vermilion Cliffs National Monument).
16. The Bureau of Land Management reserves the right to take photographs of any aspect of filming/photography operations for official case file records.
17. The permittee shall submit a copy of the final video version to the BLM's Arizona Strip Field Office Manager.
18. Failure to comply with these special conditions and/or permit stipulations may result in the temporary suspension or immediate termination of the permit.
19. All accidents and injuries shall be reported to the BLM ASFO Law Enforcement Officer immediately or as soon afterwards as possible (435-644-1211). Failure to report accidents will result in cancellation of the permit.
20. No unmanned aircraft (drones) are authorized in connection with this proposed filming.