# United States Department of the Interior

BUREAU OF LAND MANAGEMENT
**Color County District**
**Richfield Field Office**
150 East 900 North
Richfield, UT 84701
Telephone (435) 896-1500
Fax (435) 896-1550
http://www.blm.gov/ut/st/en/fo/richfield.html

In Reply Refer To:
(LLUTC020)
4120

10/8/2015

CERTIFIED MAIL NO. 7014 3490 0000 2560 0270

David Brinkerhoff
PO BOX 153
Bicknell, UT 84715

Dear Mr. Brinkerhoff:

Enclosed please find a Grazing Permit (2 copies) that reflects the recent grazing transfer request to you from Bliss Brinkerhoff in the Bicknell Allotment. The enclosed permit or lease is issued under the authority of Title 43 of the Code of Federal Regulations (CFR) § 4110.2-3 as the result of a transfer of grazing preference and contains the same terms and conditions as the previous permit or lease. This permit or lease may be canceled, suspended, or modified, in whole or in part to meet the requirements of applicable laws and regulations.

Please read the Terms and Conditions by which this grazing permit is offered. Both copies of the grazing permit must be signed by you and returned for signature by the Bureau of Land Management's (BLM's) Authorized Officer. The Approved copy will then be sent back to you for your records.

We look forward to working with you as a grazing permittee in our area. If you have questions, or if we can be of further assistance, please contact me or Brandon Jolley, Rangeland Management Specialist at the address and phone number on the letterhead.

Sincerely,

for

Wayne Wetzel
Field Manager
Richfield Field Office

# United States Department of the Interior
# Bureau of Land Management

**Categorical Exclusion Not Established By Statute**
**DOI-BLM-UT-C020-2015-0047-CX**

**September 2015**

# Bliss Brinkerhoff to David Brinkerhoff Grazing Permit Transfer

***Location:*** Bicknell Allotment

***Applicant/Address:*** ***David Brinkerhoff***
***PO BOX 153***
***Bicknell, UT 84715***

Richfield Field Office
150 E 900 N
Richfield, Utah 84701
435-896-1500
435-896-1550

BLM

**CATEGORICAL EXCLUSION DOCUMENTATION FORMAT WHEN USING CATEGORICAL EXCLUSIONS NOT ESTABLISHED BY STATUTE**

**A. Background**

**BLM Office**: Richfield Utah **Lease/Serial/Case File No**: _____

**NEPA Number**: DOI-BLM-UT-C020-2015-0047-CX

**Proposed Action Title/Type**: Bliss Brinkerhoff to David Brinkerhoff Grazing Permit Transfer

**Location of Proposed Action**: Bicknell Allotment

Description of Proposed Action: In September of 2015, Bliss Brinkerhoff requested a transfer of 42 active and 18 suspended AUMs on the Bicknell Allotment to David Brinkerhoff. This grazing permit proposed to be offered to David Brinkerhoff would include the same Mandatory Terms and Conditions of Bliss Brinkerhoff's permit. The permit for David Brinkerhoff would not be for a ten year period. Only the remainder of Bliss Brinkerhoff's term permit would be offered.

**B. Land Use Plan Conformance**

**Land Use Plan Name**: Richfield Field Office Resource Management Plan and Final EIS. Date **Approved/Amended**: October 2008

Option 1 ☒: The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s):

These lands are managed according to decisions in the Richfield Field Office Resource Management Plan (RFO RMP) which was completed and signed in 2008. Within Table 15, Livestock Grazing Decisions (GRA) of the RMP, the Goals and Objectives is to:

- Provide for the orderly use, improvement, and development of the range for livestock grazing.
- Provide for livestock grazing while maintaining rangelands in properly functioning condition.
- Maintain healthy, sustainable rangeland ecosystems and restore degraded rangelands to meet Utah's Standards for Rangeland Health and to provide a wide range of public values, such as wildlife habitat, livestock forage, recreation opportunities, clean water, and functional watersheds.
- Integrate livestock use and associated management practices with other multiple use needs and objectives to maintain, protect, and improve rangeland health.

Allowing this applicant permitted use on the Bicknell Winter Allotment would address these Management Actions on Page 106 of the RMP.

- GRA-2. Adjust permit terms and conditions (e.g., permitted use, amount of use, season of use, and kind and class of livestock) when grazing permits are renewed, transferred, or as otherwise deemed necessary by site-specific evaluation of monitoring data and environmental analysis.
- GRA-3. Use livestock grazing to enhance ecosystem health or mitigate resource problems (e.g., noxious/invasive weed control and hazardous fuel reduction) where supported by site specific environmental analysis.

Option 2 ☐: The proposed action is in conformance with the LUP, even though it is not specifically provided for, because it is clearly consistent with the following LUP decision(s) (objectives, terms, and conditions): (list).

**C. Compliance with NEPA**

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 43 CFR Part 46.210 (516 DM 11.9):

D. Rangeland Management.
(1) Approval of transfers of grazing preference.

This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed, and none of the extraordinary circumstances described in 43 CFR Part 46.215 apply.

**D: Signature**

Authorizing Official: for Stan R. Hall Date: 10/7/2015

*Wayne Wetzel*
*Field Manager*

**Contact Person**

For additional information concerning this CX review, contact Brandon Jolley, Rangeland Management Specialist, Richfield Field Office, 150 E 900 N, Richfield, UT 84701. Phone number: 435-896-1500

**Attachments**

Attachment 1-Bicknell Allotment map

**Categorical Exclusion Review Record**

| Resource | Yes/No* | Assigned Specialist Signature | Date |
|---|---|---|---|
| Air Quality | No | Mark Dean | 9/24/2015 |
| Areas of Critical Environmental Concern | No | Jennifer Christensen | 9.23.2015 |
| Cultural Resources | No | Lauren Kingston | 9/28/15 |
| Environmental Justice | No | Brandon Jolley | 9/22/2015 |
| Farm Lands (prime or unique) | No | Brant Hallows | 9/24/15 |
| Floodplains | No | Brant Hallows | 9/24/15 |
| Invasive Species/Noxious Weeds | No | Brant Hallows | 9/24/15 |
| Migratory Birds | No | Larry Greenwood | 9-23-15 |
| Native American Religious Concerns | No | Lauren Kingston | 9/28/15 |
| Threatened, Endangered, or Candidate Species | No | Larry Greenwood | 9-23-15 |
| Wastes (hazardous or solid) | No | Stan Andersen | 9/22/2015 |
| Water Quality (drinking or ground) | No | Mark Dean | 9/24/2015 |
| Wetlands / Riparian Zones | No | Mark Dean | 9/24/2015 |
| Wild and Scenic Rivers | No | Jennifer Christensen | 9.23.2015 |
| Wilderness | No | Jennifer Christensen | 9.23.2015 |
| Other: | | | |

*Extraordinary Circumstances apply.

Environmental Coordinator Brandon E. Boshell Date: 10/8/2015

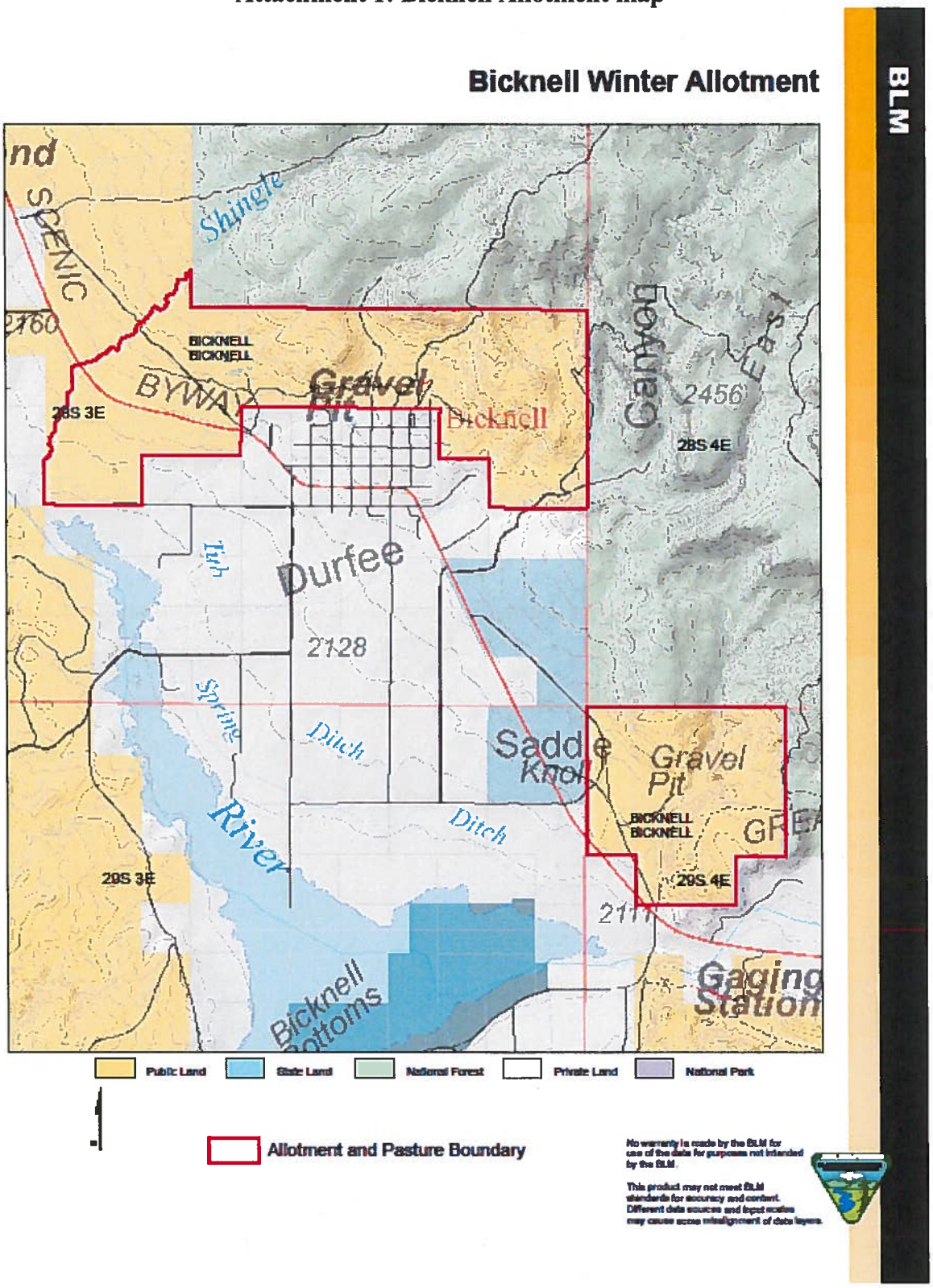
**Extraordinary Circumstance to Categorical Exclusions**

**Exceptions to Categorical Exclusion Documentation**

The action has been reviewed to determine if any of the extraordinary circumstances (43 CFR 46.215) apply. The project would:

| **Extraordinary Circumstances** | | |
|---|---|---|
| 1. Have significant impacts on public health or safety. | | |
| **Yes** | **No** X | **Rationale:** No significant impacts on public health or safety will occur as a result of a simple change of preference from one operator to another. |
| 2. 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** | **No** X | **Rationale:** The allotment has had a land health evaluation completed as well as the permit renewed through the NEPA process. This CX is a simple transfer of preference from one operator to another without any changes to the mandatory terms and conditions. Because there will be no changes in the terms and conditions of this permit, there would also be no significant impacts on the aforementioned items as a result of this authorization. |
| 3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)]. | | |
| **Yes** | **No** X | **Rationale:** There are no highly controversial environmental effects or unresolved conflicts concerning alternative uses of available resources at these locations. The allotment has had a land health evaluation completed as well as the permit renewed through the NEPA process. This CX is a simple transfer of preference from one operator to another without any changes to the mandatory terms and conditions. |
| 4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. | | |
| **Yes** | **No** X | **Rationale:** The permit has already been analyzed and approved through the NEPA process. The mandatory terms and conditions will not change. This categorical exclusion is a simple change of preference from one operator to another, thus no highly uncertain and potentially significant environmental effects or unique or unknown environmental risks will occur. |
| 5. Establish a precedent for future action or represent a decision in principal about future actions with potentially significant environmental effects. | | |
| **Yes** | **No** X | **Rationale:** The proposed action has no environmental effects that have not already been analyzed separately under the permit renewal process. It also does not establish precedent for future actions or represent a decision in principal about future actions with potentially significant environmental effects. |
| 6. Have a direct relationship to other actions with individually insignificant but cumulatively | | |

| Extraordinary Circumstances | | |
|---|---|---|
| significant environmental effects. | | |
| **Yes** | **No** X | **Rationale:** The proposed action does not have a direct relationship to other actions. The grazing permit has already been analyzed for cumulatively significant environmental effects. This action is an administrative action of changing the permit from one operator to another. |
| 7. Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau. | | |
| **Yes** | **No** X | **Rationale:** The nature of the proposed action is such that no impact can be expected on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau. |
| 8. 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** | **No** X | **Rationale:** The proposed action does not 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. |
| 9. Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment. | | |
| **Yes** | **No** X | **Rationale:** This proposed action in this categorical exclusion does not violate a federal law, or a state, local or tribal law or requirement imposed for the protection of the environment. Please see plan conformance and NEPA compliance sections above. |
| 10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898). | | |
| **Yes** | **No** X | **Rationale:** This proposed action in this categorical exclusion does not violate a federal law, or a state, local or tribal law or requirement imposed for the protection of the environment. Please see plan conformance and NEPA compliance sections above. |
| 11. 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** X | **Rationale:** The nature of the proposed action is such that no impact can be expected on significant cultural resources. |
| 12. 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). | | |

| Extraordinary Circumstances | | |
|---|---|---|
| **Yes** | **No** | **Rationale:** The proposed action does not 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). The proposed action is an administrative action of changing the preference from one operator to another. |
| | **X** | |

**Attachment 1: Bicknell Allotment map**