

NOTICE OF DECISION
TO EXCHANGE LANDS IN JACKSON COUNTY, OREGON
BETWEEN THE BUREAU OF LAND MANAGEMENT
AND DONALD E. AND JEAN ROWLETT
OR 66137 FD/PT

United States Department of the Interior, Bureau of Land Management, Medford District Office, 3040 Biddle Road, Medford, Oregon 97504.

Notice is hereby given that on March 8, 2016, Dayne Barron, Medford District Manager, Bureau of Land Management (BLM), issued a decision to approve a land exchange with Donald E. and Jean Rowlett. The BLM completed all environmental analyses, appropriate documentation, appraisals, and other supporting studies. Based on these analyses, the BLM determined this land exchange to be in the public interest and in compliance with applicable law and regulations. The subject lands are within the Cascade-Siskiyou National Monument (CSNM), Jackson County, Oregon.

The BLM determined the Federal and non-Federal lands are suitable to exchange pursuant to Section 206 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716) as amended and Public Law 111-11 – the Omnibus Public Land Management Act of 2009 (the Act). Title I, Subtitle E of the Act authorized this land exchange. This land exchange will transfer private land and consolidate it with a large block of public land in the CSNM. The exchange will also dispose of a Federal parcel that is entirely surrounded by private land and does not have legal access.

LEGAL DESCRIPTION OF THE FEDERAL LAND TO BE DEEDED TO DONALD E. AND JEAN ROWLETT

Government Lot 2 in Section 5 of Township 40 South, Range 4 East of the Willamette Meridian, Jackson County, Oregon. (For information purposes: Map No. 404E, Tax Lot 1000, containing approximately 46.39 acres, more or less.)

The quitclaim deed for the Federal land will reserve a right-of-way for ditches and canals constructed by the authority of the United States pursuant to the Act of August 30, 1890 (43 U.S.C. 945); and will include the following deed restriction:

It is the intent of the Parties to this Quitclaim Deed that the two cultural sites identified by the United States as eligible for listing on the National Register of Historic Places (NRHP) on the Federal land to be conveyed will be afforded due consideration and protection in perpetuity from any undertaking or action that may alter, directly or indirectly, any of the characteristics of the sites that qualify the sites for inclusion in the NRHP. Therefore, Donald E. and Jean Rowlett (Grantee), hereby covenants for itself, its successors and assigns in perpetuity that, conveyance of the property identified in this Quitclaim Deed is subject to the following restrictions which constitute a covenant running with the land:

The locations of an historic cemetery and a portion of the Applegate Trail are identified on the Exhibit A - Deed Restriction Map, attached hereto and made a part hereof. No

maintenance or development of any kind (including, but not limited to, building, farming, mining, etc.) shall occur within that portion of the Applegate Trail identified on the Exhibit A without further consultation and concurrence of the Oregon State Historical Preservation Officer. The blazed trees along the trail in the location shown on the attached Exhibit A shall not be disturbed. Use of the cemetery for burials by the Grantee or successors and assigns, including the burial of new remains is not considered "maintenance or development" as restricted above, provided that the existing gravesites and headstone markers are protected. If any remains are inadvertently disturbed during new burials, those remains shall be immediately re-interred into their original location.

LEGAL DESCRIPTION OF THE NON-FEDERAL LANDS TO BE CONVEYED TO THE UNITED STATES

A parcel of land being a part of original government lots 2 and 3, section 18, T. 40 S., R. 4 E., more particularly described as:

COMMENCING at the NE 1/16 sec. cor. of sec. 18, Township 40 South, Range 4 East, Willamette Meridian, Oregon; thence N. 0°20'38" W., on the N. and S. center line of the NE 1/4 of sec. 18, 997.88 feet to corner No. 1, Parcel A and **Point of Beginning**; thence N. 87°28'05" W. on line 1-2, Parcel A, 794.19 feet to corner No. 2, thence N. 70°44'27" W., on line 2-3, Parcel A, 136.30 feet to corner No. 3; thence S. 80°05'46" W. on line 3-4, Parcel A, 70.93 feet to corner No. 4; thence S. 72°55'21" W. on line 4-5, Parcel A, 420.95 feet to corner No. 5; thence S. 60°17'15" W. on line 5-6, Parcel A, 107.88 feet to corner No. 6; thence S. 43°16'07" W. on line 6-7, Parcel A, 335.55 feet to corner No. 7; thence S. 34°51'26" W. on line 7-8, Parcel A, 783.64 feet to corner No. 8, on the E. and W. center line of the NW 1/4 of sec. 18; thence N. 89°51'26" W. on line 8-9, Parcel A, identical with a portion of the E. and W. center line of the NW 1/4 of sec. 18, 482.00 feet to corner No. 9, identical with the NW 1/16 sec. cor. of sec. 18; thence N. 0°17'43" W. on line 9-10, Parcel A, identical with the N 1/2 of the N. and S. center line of the NW 1/4 of sec. 18, 1507.62 feet to corner No. 10, identical with the W 1/16 sec. cor. of secs. 7 and 18; thence S. 87°07'25" E., on line 10-11, Parcel A, identical with the line between secs. 7 and 18, 1331.80 feet to corner No. 11, identical with the 1/4 sec. cor. of secs. 7 and 18; thence S. 87°25'49" E., on line 11-12, Parcel A, identical with the line between secs. 7 and 18, 1324.50 feet to corner No. 12, identical with the E 1/16 sec. cor. of secs. 7 and 18; thence S. 0°20'38" E., on line 12-1, Parcel A, identical with a portion of the N. and S. center line of the NE 1/4 of sec. 18, 385.99 feet to corner No. 1, Parcel A, and point of beginning, containing 46.00 acres, more or less.

Upon acquisition by the United States, the land description will be designated as:
Parcel A, Section 18, Township 40 South, Range 4 East, Willamette Meridian, Jackson County, Oregon

The mineral estates for both the Federal and non-Federal lands will be conveyed. A BLM Mineral Potential Report, dated June 22, 2011, that included both the Federal and non-Federal lands concluded, "The whole or parts of the area has mineral potential with no foreseeable development potential."

In this exchange, the BLM would convey 46.39 acres of Federal land to Donald E. and Jean Rowlett to consolidate ownership in the Box R Ranch. In exchange, the Rowletts would convey 46.0 acres to the United States to consolidate public ownership within the CSNM.

The United States Department of the Interior, Office of Valuation Services reviewed and approved an appraisal of the Federal and non-Federal lands involved in the exchange in accordance with the regulations in 43 CFR 2201.3. The approved appraised value of both the non-Federal land and Federal land is \$78,500, requiring no cost equalization payment.

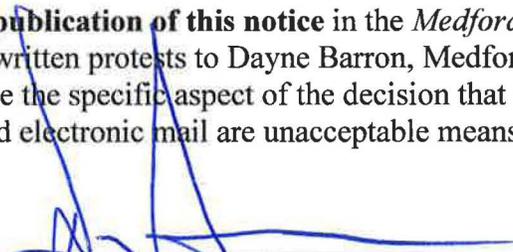
The BLM, Medford District Office (MDO) conducted an environmental assessment (EA) DOI-BLM-OR-M040-2014-0001-EA, revised in DOI-BLM-OR-M040-2014-0001-EA-R to analyze the environmental effects and document the findings for this exchange. Interested parties may obtain copies of the Finding of No Significant Impact (FONSI), the revised FONSI, the Decision Record, and other information concerning this exchange at the Bureau of Land Management, Medford District Office, 3040 Biddle Road, Medford, Oregon 97504, or by contacting Diane Parry, Acting Ashland Field Manager, at 541-618-2438.

The EA, revised EA and Decision Record are available at:

<https://eplanning.blm.gov/epl-front-office/eplanning/planAndProjectSite.do?methodName=renderDefaultPlanOrProjectSite&projectId=58781&dctmlid=0b0003e880ae5f31>

For a period of **45 days from the date of publication of this notice** in the *Medford Mail Tribune* newspaper, interested parties may submit written protests to Dayne Barron, Medford District Manager, at the above address. Please state the specific aspect of the decision that you are protesting. Facsimiles, telephone calls, and electronic mail are unacceptable means of submission.

Dated: March 8, 2016



Dayne C. Barron
Medford District Manager