# Categorical Exclusion Not Established by Statute
# CX Number: DOI-BLM-WY-D030-2016-0098-CX

## A. BACKGOUND

BLM Office: Rawlins Field Office

Lease/Serial/Case File No.: CF#4915631, Allotment #00310.

Proposed Action Title/Type: Transfer of grazing preference from Herman-Fenster Livestock, LLC. to Danny Fenster, LLC.

Location of Proposed Action: Township(s) 28 North, Range(s) 78, 79 West

Description of the Proposed Action:

## B. LAND USE PLAN CONFORMANCE

Land Use Plan Name: Record of Decision and Approved Rawlins Resource Management Plan
Date Approved/Amended: December 24, 2008/September 21, 2015

The proposed action is in conformance with the Land Use Plan (LUP), because it is specifically provided for in the following LUP decision(s):

Section 2.3.6 Livestock Grazing
p. 2-18: Management Goal
1. Maintain and/or enhance livestock grazing opportunities and rangeland health.

## C: COMPLIANCE WITH NATIONAL ENVIRONMENTAL POLICY ACT

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9(D)(1) or 43 CFR 46.210:

D. Rangeland management
1. "Approval of transfer 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 46.215 apply. These circumstances, and the rationale specific to this categorical exclusion, are listed and described in Table 1.

I considered the proposed transfer of grazing preference from Herman-Fenster Livestock LLC. to Danny Fenster, LLC in my evaluation, and find that the Proposed Action would not have any effects that may significantly affect the environment.

**D: AUTHORIZED OFFICER SIGNATURE**

Dennis J. Carpenter
Field Manager

MAR 25 2016
Date

**Contact Person**

For additional information concerning this CX review, contact: Thomas J. Murry, Rangeland Management Specialist, Rawlins Field Office, PO Box 2407, Rawlins, WY 82301, or you may call (307) 328-4274.

## APPENDIX A
## Special Terms & Conditions

The following Terms and Conditions are in addition to those incorporated in the Proposed Action and Applicant Committed Environmental Protection Measures.

1. As a result of this grazing preference transfer, all associated use dates (i.e. grazing begin and end periods) and classes of livestock for the assigned grazing allotments, will remain the same and unchanged.

2. There have been no modifications to existing permit/lease terms and conditions.

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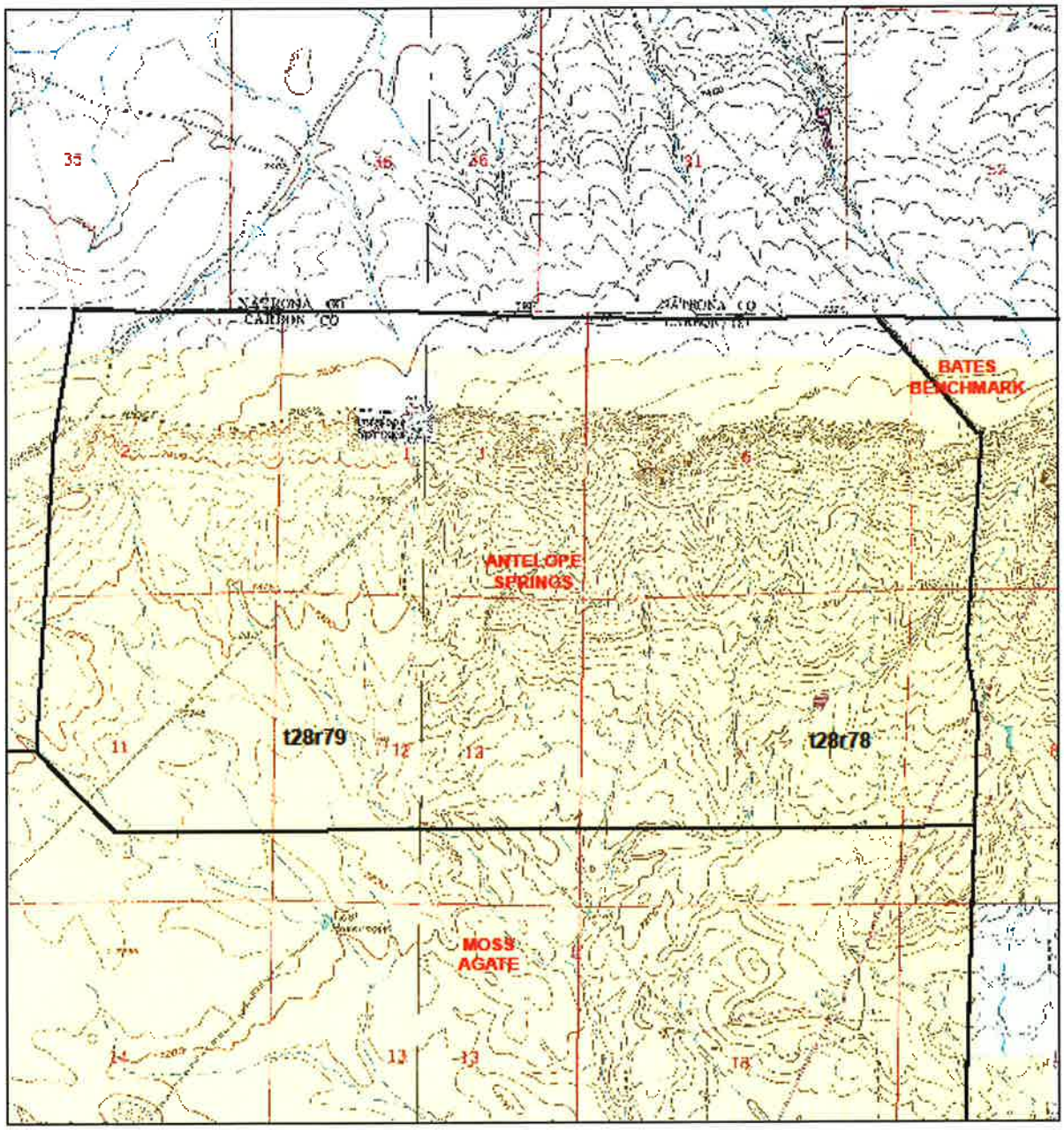
Herman-Fenster Livestock LLC. to
Danny Fenster LLC.
Grazing Preference Transfer

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