



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Spokane District
Border Field Office
1103 N. Fancher Road
Spokane Valley, Washington 99212-1275

IN REPLY REFER TO:

WAOR 52540-07
WAOR 52540-08
2814 (ORW030)

May 5, 2016

CERTIFIED MAIL - Return Receipt No. 7014 1200 0001 0176 4235

DECISION

Washington Department of Natural Resources :
Northeast Region of Washington DNR :
225 South Silke Road : License Agreement WAOR 52540-07
Colville, WA 99114 : License Agreement WAOR 52540-08

License Agreements WAOR 52540-07 and WAOR 52540-08 Issued

I have reviewed the documentation for this proposal (DOI-BLM-ORWA-W030-2016-0005), and have determined that authorizing license agreements for these uses would be categorically excluded from NEPA. Under authority of Public Land Administration Act of July 14, 1960 and a Cooperative Right-of-Way Agreement dated May 23, 1968 between the Bureau of Land Management and State of Washington, Department of Natural Resources, a License Agreement will be granted to Washington Department of Natural Resources' Allen Fire Salvage timber sale purchaser IFG Timber, LLC (WAOR 52540-07) and Deer Fire Salvage timber sale purchaser Marshall Forestry, Inc. (WAOR 52540-08) approving the authorization of road improvement, maintenance, and access across public land timber roads through the south Huckleberry Mountains.

Road access and one landing pile for the Allen Fire Timber Salvage is across public lands located at:

Willamette Meridian, Stevens County, Washington at:

- T. 29 N., R. 37 E., sec. 1, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
- T. 29 N., R. 37 E., sec. 12, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
- T. 29 N., R. 38 E., sec. 6, lot 4;
- T. 29 N., R. 38 E., sec. 18, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described contain approximately 4.9 acres.

Road improvement, maintenance, and access granted herein for the Allen Fire Timber Salvage is 12 feet wide, 17,620 feet long and contains 4.9 acres. Adjacent to the road in section 18, the landing pile will be located on the west side of the road.

Road access for the Deer Fire Timber Salvage is across public lands located at:

Willamette Meridian, Stevens County, Washington at:

T. 29 N., R. 37 E., sec. 1, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;

T. 29 N., R. 37 E., sec. 12, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$;

T. 29 N., R. 38 E., sec. 6, lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$.

The areas described contain approximately 3.7 acres.

Road improvement, maintenance, and access granted herein for the Deer Fire Timber Salvage is 12 feet wide, 13,235 feet long and contains 3.7 acres.

These license agreements were approved by the Bureau of Land Management (BLM) on May 5, 2016.

The issuance of these agreements may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations at 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of proof of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 or 43 CFR 2881.10 for a stay (suspension) 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 appropriate Office of the Solicitor (see 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 regulation, 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.

If you have any questions about this decision or the enclosed documentation, please contact Heidi Lee Honner, Realty Specialist at (509) 536-1216.

Sincerely,

/s/ Lindsey Babcock
Lindsey Babcock
Border Field Manager

Enclosures:

License Agreements
Maps
Form 1842-1