

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

DOI-BLM-MT-C020-2016-0122-EA

DECISION RECORD

**Commercial Outfitting Special Recreation Permit (SRP)
For Powder River Outfitters, Mitchell Outfitting &
Living the Dream LLC**

Location: Carter, Custer, Fallon, Powder River, Prairie and
Wibaux County

U.S. Department of the Interior
Bureau of Land Management
Miles City Field Office
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Miles City, MT 59301
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**UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MILES CITY FIELD OFFICE
DECISION RECORD**

**Commercial Outfitting SRP EA for Powder River Outfitters, Living the Dream Outdoors, LLC & Mitchell
Outfitting
DOI-BLM-MT-C020-2016-0122-EA**

DECISION

It is my decision to select the Proposed Action Alternative as described in the Commercial Outfitting SRP EA. The EA and the FONSI analyzed the selected alternative and found no significant impacts. Implementation of this decision will result in commercial hunting guide activities on BLM managed lands within the Miles City Field Office (as defined on attached maps) on 39,430 acres. The selected alternative is in conformance with the Bureau of Land Management (BLM) 2015, Miles City Field Office (MCFO), Approved Resource Management Plan (ARMP).

ALTERNATIVES

In addition to the selected alternative, the EA considered one other alternative. Alternative 1 is the "No Action" alternative, and would carry out no management activities at this time.

RATIONALE FOR SELECTION

The purpose of the action is to respond to three applications for commercial outfitting on Bureau of Land Management (BLM) administered lands through a special recreation permit (SRP) use system. Authorization of the permits would follow the Federal Land Policy and Management Act (FLPMA) of 1876 (43 U.S.C. 1701 et seq.) and the BLM's SRP Policy (43 CFR 2930) allowing for small party hunting trips from August to the end of November.

The selected alternative would effectively meet the purpose of the action. Permits would be issued for a 10 year period, with permits reviewed on an annual basis that all rules and regulations are followed, including stipulations attached to the permit. Under all SRPs, the permittees shall comply with all Federal, State, and local laws; ordinances, regulations, orders, postings, or written requirements applicable to the area or operations covered by the SRP. The No Action Alternative would carry out no permits being authorized, therefore, not meeting the purpose and need.

CONSULTATION AND COORDINATION

The Commercial Outfitting SRP EA for Powder River Outfitters, Living the Dream Outdoors, and LLC & Mitchell Outfitting EA was made available online via the MCFO NEPA log.

IMPLEMENTATION

Once the Commercial Outfitting SRP EA for Powder River Outfitters, Living the Dream Outdoors, and LLC & Mitchell Outfitting EA FONSI and Decision Record are approved, this gives the authorization for Special Recreation Permits for each individual outfitter on specific BLM administered lands submitted within their operation plan on file within the Miles City Field Office.

ADMINISTRATIVE REVIEW OPPORTUNITIES

This decision shall take effect immediately upon the date it is signed by the authorized officer (*Insert date as written below*) and shall remain in effect while any appeal is pending unless the Interior Board of Land Appeals issues a stay. Any appeal of this decision must follow the procedures set forth in 43 CFR Parts 2931.8. Within 30 days of the decision, a notice of appeal must be filed in the office of the authorized officer at 111 Garryowen Road, Miles City, MT. If a statement of reasons for the appeal is not included with the notice, it must be filed with the Interior Board of Land Appeals, Office of Hearings and Appeals, U.S. Department of the Interior, 801 North Quincy St., Suite 300, Arlington, VA 22203 within 30 days after the notice of appeal is filed with the authorized officer.

If you wish to file a petition for stay pursuant to 43 CFR Part 4.21(b), the petition for stay should accompany your notice of appeal and 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 irreparable harm to the appellant or resources if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

If a petition for stay is submitted with the notice of appeal, a copy of the notice of appeal and petition for stay must be served on each party named in the decision from which the appeal is taken, and with the IBLA at the same time it is filed with the authorized officer.

A copy of the notice of appeal, any statement of reasons and all pertinent documents must be served on each adverse party named in the decision from which the appeal is taken and on the Office of the Regional Solicitor, U.S. Department of the Interior, P.O. Box 31394, Billings, Montana 59107-1394, not later than 15 days after filing the document with the authorized officer and/or IBLA.

/s/ Todd D. Yeager
Todd D. Yeager
Field Manager
Miles City Field Office

8/19/2016
Date