

U.S. Department of the Interior  
Bureau of Land Management  
White River Field Office  
220 E Market St.  
Meeker, CO 81641

## **DECISION RECORD**

### ***Removal of Wild Horses from Private Lands Within the Greasewood Allotment in the Piceance-East Douglas Herd Management Area***

#### **DOI-BLM-CO-N050-2020-0040-CX**

##### **Decision**

It is my decision to implement the Proposed Action as described in DOI-BLM-CO-N05-2020-0040-CX, authorizing the gather and removal of 75 excess wild horses on private land at either the Thompson Spring, East Fork Spring, or Berry Bros. Windmill within the Greasewood Allotment in the Piceance-East Douglas Herd Management Area (PEDHMA). This decision is issued with full force and effect and will be conducted according to the design features included in Appendix B.

##### **Compliance with Laws & Conformance with the Land Use Plan**

This decision is in compliance with the Wild Free Roaming Horses and Burros Act, Endangered Species Act, and the National Historic Preservation Act. It is also in conformance with the White River Resource Management Plan and Record of Decision (RMP/ROD), as amended.

##### **Environmental Analysis and Finding of No Significant Impact**

The Proposed Action qualifies as a categorical exclusion under 516 DM 11.9, D4. Categorical exclusions are categories of actions that Federal agencies have determined do not have a significant effect on the quality of the human environment and for which, therefore, neither an EA nor an EIS is required.

##### **Public Involvement**

This project was posted on the BLM's National Environmental Policy Act (NEPA) national register (ePlanning) on June 19, 2020. Letters will be sent to interested public parties to inform them of the project.

##### **Monitoring and Compliance**

On-going compliance inspections and monitoring will be conducted by BLM staff working as Incident Commander (IC), Contracting Officer Representative (COR), and Project Inspector (PI) during the entire gather operation. Specific mitigation will be followed.

## **Rationale**

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9 (D)(4). 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. The Proposed Action is also in compliance with the Wild Free Roaming Horses and Burros Act of 1971 (as amended) and in accordance with 43 CFR 4720.2-1.

## **Administrative Remedies**

This decision is subject to appeal. If you wish to appeal this decision, as provided by 43 CFR 4770.3 and 43 CFR Part 4, you must file an appeal in writing within 30 days receipt of this decision with the Field Manager, White River Field Office, 220 East Market Street, Meeker, Colorado 81641.

Should you wish to file a petition for stay, the appellant shall show sufficient justification based on the following standards:

The relative harm to the parties if the stay is granted or denied.

The likelihood of the appellant's success on the merits.

The likelihood of immediate and irreparable harm if the stay is not granted, and

Whether the public interest favors granting the stay.

If you decide to submit a petition for stay of the decision, a copy of the notice of appeal and petition for stay must be served simultaneously upon the parties identified below.

Field Manager  
White River Field Office  
220 East Market Street  
Meeker, Colorado 81641

Office of the Regional Solicitor  
Rocky Mountain Region  
755 Parfet Street, Suite 151  
Lakewood, Colorado 80215

Office of Hearing and Appeals  
Interior Board of Land Appeals  
801 North Quincy Street, Suite 300  
Arlington, Virginia 22203

The Office of Hearing and Appeals regulation do not provide for electronic filing of appeals; therefore, they will not be accepted.

## **Signature of Authorized Official**

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Field Manager