

Decision Record
Bieber Road Right-of-Way OR 55693

Recommendation

I recommend that a right-of-way for the construction, use, and maintenance of an access road be granted to Tom "Mac" and Joyce A. Kerns across the following public lands: WM, T. 9S., R. 41E., section 11, S1/2SW1/4. The right-of-way is to be 30 feet wide for a length of 1750 feet, and 60 feet wide for a length of 250 feet as it crosses Ruckles Creek. The term of the grant should be perpetual.

This right-of-way should be granted pursuant to Title V of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1761) and be subject to the attached stipulations, which include those derived from mitigation measures in the environmental assessment and the application, as well as standard District and Resource Area stipulations. Rental is to be charged in accordance with 43 CFR 2803.1-2(a).

Rationale

The proposed action will give the applicants dependable all-weather access to their privately owned land and allow more practical use of that land. The environmental assessment prepared for the project indicates only minor impacts would occur to resources on public lands. The action conforms to the Baker Resource Management Plan, approved July 12, 1989, and is compatible with Baker County zoning on adjoining private lands. It will not interfere with other uses of the public lands, with use of other nearby private land, or with public access.

s/Steve Davidson

July 9, 2001

Realty Specialist

Date

Decision

The recommendation and its rationale are adopted as my decision.

S/Penny Woods

July 9, 2001

Field Manager

Date

