

**Decision Record**  
**Haberman Road Right-of-Way WAOR 55348**

**Recommendation**

I recommend that a right-of-way for the use and maintenance of an access road be granted to Rock'N J Properties LLC across the following public lands: WM, T. 7N., R. 46E., section 27, lots 14 & 17; section 28, SE $\frac{1}{4}$ SE $\frac{1}{4}$ . The right-of-way is to be 15 feet wide and 3000 feet long. 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 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 applicant access to his privately owned land and allow that land to be managed and patrolled. The environmental assessment prepared for the project indicates only minimal 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 the Asotin County Shoreline Management Program. It will not interfere with other uses of the public lands, with use of other nearby private land, or with public access. It will not have an adverse impact on the production of energy.

s/Steve Davidson

August 13, 2003

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Realty Specialist

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Date

**Decision**

The recommendation and its rationale are adopted as my decision.

s/Ted Davis, Acting

August 13, 2003

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Field Manager

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Date