

This is Phase 3: Withdrawal Package Development. This phase tracks the full development of a proposed withdrawal as required by the regulations under 43CFR2310.3-2. The reports are prepared to support the proposed action with a recommendation being made for consideration by the Department of Interior. All reports should be developed immediately following publication of the notice of proposed withdrawal in the federal register, and expiration of the 90 day public comment period. Although the documentation may be drafted prior to expiration of the public comment period, finalizing the documents should not occur until after the 90 days to ensure there are no issues or concerns raised by the public that might need to be addressed in any of the reports or the NEPA documentation, which may have an effect on the withdrawal recommendation to the assistant secretary. NEPA documents prepared by non-interior agencies should include BLM as a cooperating agency to avoid a secondary review as required by the regulations under 43CFR2310.3-2 B3. The following reports are required to be covered in the environment review document or as a separate document. If the subject matter is not affected, it is recommended that the subject be stated and the document indicate "no effect". The specific reports include present user report, water rights report, your environment assessment, DNA environmental impact statement or CX, cultural resource report, road list area report, mineral potential report, biological assessment report, economic analysis report, public participation report, wetland flood plain report, federal/state/local government consultation report, planned consistent report, alternative analysis report. Located in the toolbox is an example environmental assessment for Settler's Grove of Ancients Cedar. In addition, the toolbox also contains the Finding Of No Significant Impact or FONSI and a record of decision. Please note that the authorized officer stated that: I have determined that the proposed action will not have a significant effect on the quality of human environment based on the context and intensity of its impacts. Therefore, an environment impact statement will not be prepared. Following the required public review process, the US Forest Service issued a decision notice. On page 3 of the decision record, we read under the first paragraph where the regional forester stated: I have decided to request the Secretary of Interior through the Bureau of Land Management to withdrawal the Settler's Grove from location and entry under the United States mining laws. Because the Forest Service NEPA example was not prepared in cooperation with the Bureau of Land Management, the bureau was required to write a supplement information document adopting the Forest Service NEPA document. Please note the review and the recommendations made by the various reviewers, and finally the state director. The state director made his final recommendations to forward the withdrawal to the Secretary of Interior through the BLM director for issuance of the public land order. Notice that incorporated in all documents is a statement: I recommend a withdrawal be issued by the Secretary of Interior. Remember in phase 1 I stated that according to section 204A of the federal land policy management act, only the secretary or the assistant secretary has the authority to make, modify, extend, or revoke a withdrawal. At this point you should have a good example of the

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documentation necessary for the assistant secretary to make an informed decision on the proposed withdrawal, this includes all additional reports not necessarily covered in the environmental assessment. We are now prepared to move on to Phase 4, Public Land Order Approval and Publication.