**Exchange**

**Feasibility Analysis Report Checklist**

**Non-federal party’s name** - \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Exch. name, if different from above** - \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**FS Unit** - \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. **Introduction** – Description of exch. proposal

\_\_\_\_ Include exch. authorities (Note: The status of the federal lands determines the exch. authority.)

\_\_\_\_ Include high-quality color maps that depict relationship of federal and non-federal lands to other NFS lands (FSH 5409.13, 32.4)

1. **Environmental Considerations** (FSH 5409.13, 32.41) – Address :

\_\_\_\_ Conformity with Forest Plan (If not, amend the Forest Plan?)

\_\_\_\_ Anticipated future use of the federal lands after conveyance

\_\_\_\_ Potential legal use of federal lands based on county zoning (Note: This disclosure may determine the necessary level of NEPA documentation.)

Resources or programs that would benefit or could be adversely affected – at a minimum, address:

\_\_\_\_ T & E species

\_\_\_\_ Cultural & historic

\_\_\_\_ American Indian issues

\_\_\_\_ Wetlands and floodplains

\_\_\_\_ Old growth

\_\_\_\_ Timber

\_\_\_\_ Hazardous materials

\_\_\_\_ Management efficiency

Structural improvements on non-federal land:

\_\_\_\_ Type and size of structures that would be acquired

\_\_\_\_ Purpose of acquiring the structures and how acquisition supports the Forest Plan

\_\_\_\_ Likely disposition when acquired by the U.S.?

\_\_\_\_ Public interest factors associated with the proposal (Refer to 36 CFR 254.3(b))

1. **Preliminary Title Evidence** (FSH 5409.13, 32.42)

\_\_\_\_ Include current title commitment obtained from qualified provider (Preferred form is a title insurance commitment)

Address existing ownership rights – non-federal land:

\_\_\_\_ Mineral estate

\_\_\_\_ Water rights

\_\_\_\_ Outstanding rights or use restrictions

\_\_\_\_ Uses or occupancies not-of-record

\_\_\_\_ Certificate of Possession (FS form 5400-37)

1. **Boundary Management Review** (FSH 5409.13, 32.43)

\_\_\_\_ Attach Legal Description Verification - federal Land (FS form 5400-41 completed by FS land surveyor

\_\_\_\_ Attach Legal Description Verification - non-federal Land (FS form 5400-40) completed by FS land surveyor

\_\_\_\_ Address any additional survey needs

1. **Federal Land Status** (FSH 5409.13, 32.43)

\_\_\_\_ Attach copy of Federal Land Status Report

\_\_\_\_ Identify legal land status (acquired or reserved public domain)

\_\_\_\_ Identify encumbrances on the federal land, e.g., special use permits, right-of-ways, grazing allotments, withdrawals, outstanding rights, leases, etc. (Use master title plats, mining claim records, land status records, SUDS, etc.)

\_\_\_\_ Identify any rights to be reserved by U.S.

1. **Water Rights Analysis** (FSH 5409.13, 32.45)

\_\_\_\_ Ensure that water rights are properly inventoried on both federal and non-federal lands

\_\_\_\_ Include copies of all pertinent documents, e.g., applications, permits, decrees, certificates

1. **Valuation Consultation** (5409.13, 32.46)

\_\_\_\_ Address likelihood of compliance with the equal value requirement of FLPMA

1. **Tribal Consultation** (FSH 5409.13, 32.6)

\_\_\_\_ Address requirement for the authorized officer to initiate government-to-government consultation with potentially affected Federally Recognized Tribes prior to signing ATI

1. **Issues, Concerns, and Support** (FSH 5409.13, 32.47) – address:

\_\_\_\_ Anticipated public support or opposition

\_\_\_\_ Position of local and state government officials and congressional delegation

\_\_\_\_ Potential cost to relocate lawful tenants and their businesses

1. **Conclusion/Recommendation** – Must include a recommendation by the Forest Supervisor
2. **Draft Agreement to Initiate** – include:

\_\_\_\_ Copy of the cruise plan (FSH 5409.12, 21.11)

\_\_\_\_ Implementation schedule (FSH 5409.13, 39 - exhibits 2-6)

\_\_\_\_ Project costs and allocation (FSH 5409.13, 39 – exhibit 10)

\_\_\_\_ Assembled exchange statement (optional) (FSH 5409.13, 39 – exhibit 10)

***Feasibility Report is considered draft until reviewed and approved by Regional Office***