

Enkoji, U.S. Forest Service, 1323 Club Drive, Vallejo, CA 94592.

**FOR FURTHER INFORMATION CONTACT:**

Anyone wanting further information regarding the California Recreation Resource Advisory Committee may contact Marlene Finley, Designated Federal Official, Pacific Southwest Region Recreation RAC, 1323 Club Drive, Vallejo, CA 94592; 707-562-8856.

**SUPPLEMENTARY INFORMATION:** The Federal Lands Recreation Enhancement Act (REA), signed December 2004, requires that the Forest Service and Bureau of Land Management provide Recreation RACs with an opportunity to make recommendations to the two agencies on implementing or eliminating standard amenity fees; expanded amenity fees; and noncommercial special recreation permit fees; expanding or limiting the recreation fee program; and fee level changes. Each Recreation RAC consists of 11 members appointed by the Secretary.

*Nomination Information:* Applicants must complete an AD-755 form (Advisory Committee or Search and Promotion Background Information) and provide a narrative that addresses the following:

(1) What group or perspective they represent and how they are qualified to represent that group;

(2) Why they want to serve on the committee and what they can contribute;

(3) Their past experience in working successfully as part of a collaborative group.

Letters of recommendation are welcome but not required. Applicants do not need to live in a state within a particular Recreation RAC's area of jurisdiction nor live in a state in which Forest Service managed lands are located. Application packages, including evaluation criteria and AD-755 are available at [http://www.fs.fed.us/passespermits/rrac\\_application.shtml](http://www.fs.fed.us/passespermits/rrac_application.shtml) or by contacting the Pacific Southwest Region as identified in this notice. Completed application packages must be received by January 5, 2009. Additional information about the California Recreation RAC can be found at <http://www.fs.fed.us/r5/passes/rrac> or about recreation fees at <http://www.fs.fed.us/passespermits/about-rec-fees.shtml>. The Forest Service will also work the Governor and local officials to identify potential applicants. The Forest Service and Bureau of Land Management will review applications and prepare a list of qualified applicants from which the Secretary shall appoint

both members and alternates. The alternate will become a participating member of the Recreation RAC only if the member for whom the alternate is appointed to replace leaves the committee permanently. Recreation RAC members serve without pay but are reimbursed for travel and per diem expenses for regularly scheduled meetings. All Recreation RAC meetings are open the public and an open public forum is part of each meeting. Meeting dates and time will be determined by agency officials in consultation with the Recreation RAC members.

Dated: November 26, 2008.

**Lynn Boone,**

*Acting Designated Federal Official,  
Recreation RAC, Pacific Southwest Region.*  
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## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Clearwater National Forest; Idaho; Upper Lochsa Land Exchange EIS

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of Intent to Prepare an Environmental Impact Statement.

**SUMMARY:** In April 2006 the Forest Service received a proposal from Western Pacific Timber LLC (WPT) in which a major exchange of land was proposed. The WPT proposal included approximately 40,000 acres of checkerboard land intermingled with the Clearwater National Forest near Powell, Idaho. These checkerboard lands are of interest to the Forest Service because they encompass the headwaters of the Lochsa River and hold outstanding values for many fish and wildlife species. The checkerboard lands also hold significant cultural resources including the Lewis and Clark National Historic Trail and Nez Perce Tribe treaty area.

In September 2008 the Clearwater National Forest completed a feasibility analysis of the proposed exchange as a first level screen to review forest management plans, identify public benefit, identify availability of resources to complete the proposed exchange, identify title and property descriptions and identify potential support and opposition. The outcome of the feasibility analysis was a recommendation to enter into an Agreement to Initiate a land exchange with WPT. The agreement, signed by both parties in September, specifies the roles and responsibilities of each party involved in the exchange.

In the proposed land exchange the Forest Service would acquire approximately 39,371 acres of land in the upper Lochsa River drainage in exchange for up to approximately 28,212 acres of National Forest System (NFS) land. It is anticipated that this is more than adequate federal acreage to complete an equal value land exchange. The NFS lands are located on the Clearwater, Nez Perce and Idaho Panhandle National Forests.

**DATES:** Comments concerning the scope of the analysis should be received by January 5, 2009. The draft environmental impact statement is expected Summer 2009, and the final environmental impact statement is expected Spring 2010.

**ADDRESSES:** Send written comments to: Tom Reilly, Forest Supervisor, Clearwater National Forest, c/o Teresa Trulock, Project Manager, 903 3rd Street, Kamiah, Idaho 83536. Electronic comments may be sent to [comments-northern-clearwater@fs.fed.us](mailto:comments-northern-clearwater@fs.fed.us) with the subject line "Upper Lochsa Land Exchange". Acceptable formats are MS Word or RTF.

**FOR FURTHER INFORMATION CONTACT:** Teresa Trulock, Project Manager at the Clearwater National Forest (208) 935-4256.

**SUPPLEMENTARY INFORMATION:**

**Purpose and Need for Action**

The purpose of this proposed land exchange is to consolidate land ownership in the upper Lochsa River drainage to provide more efficient and effective resource management. This purpose can be achieved by exchanging parcels of federal lands for WPT lands. The current ownership pattern has a considerable effect on how the Forest Service manages NFS lands in the upper Lochsa River drainage. Over the years, differing management practices on the private lands have influenced resource management decision on the NFS lands. The mixed ownership pattern also reduces the ability to apply ecosystem management principles across the landscape. More effective conservation and management of natural resources can be achieved by consolidating these lands and managing the ecosystem as a whole. For example, current ownership results in an inability to use fuel and topography to engage fires on a cost effective basis. Also more efficiency can be gained by reducing administrative costs associated with boundary maintenance and cost share roads.

In general the land exchange provides the opportunity for the Forest Service to acquire checkerboard lands which encompass the headwaters of the Lochsa

River, and hold outstanding values for aquatic and terrestrial species along with significant cultural resources.

### Proposed Action

The Forest Service proposes to exchange up to 28,212 acres, more or less, of NFS land for approximately 39,371 acres of WPT land. The lands included in this proposed exchange are located within Benewah, Clearwater, Latah, Shoshone, Bormer, Kootenai and Idaho Counties.

The proposed federal lands are 46 scattered tracts of land ranging in size from the 6.35 acre FS district compound in Elk City, Idaho to a contiguous tract approximately 7,680 acres northeast of Elk City. Forty-three of the NFS tracts are relatively small (from 6.35 to about 1,300 acres) and for the most part are timbered. The three remaining NFS tracts are relatively large. One large block of land near Elk River on the Clearwater NF is about 6,000 acres. This is timbered land intermingled with private timber lands and has one common border with other NFS lands. Two large blocks on the Nez Perce NF near Elk City are approximately 3,200 and 7,680 acres, are timbered and are contiguous to other NFS lands except on one side which borders private timberlands or BLM. Federal lands proposed for trade are characterized by intermingled ownerships, irregular boundaries, and inholdings.

The WPT lands proposed for exchange are checkerboard lands intermingled with Clearwater National Forest lands in the upper Lochsa River drainage. For the past 50 years, WPT lands were managed primarily for timber production. For the most part these lands currently meet State Best Management Practices for timber production lands. The proposed action would authorize the transfer of land ownership and management authority, including the mineral estate, between the two parties. The proposed action would not authorize any site-specific management activities by either party.

### Possible Alternatives

At a minimum, the following alternatives must be considered and evaluated appropriately. Proposed Action—Described above. No Action—Under this alternative the proposed land exchange between the Forest Service and WPT would not occur. Purchase Alternative—Land exchange evaluations shall consider a purchase alternative in the environmental analysis and document the non-Federal party's position on the United States' direct purchase of all or portion of the proposed exchange parcels documented

in the administrative record. Deed Restriction Alternative—An alternative that considers requiring specific deed restrictions on federal lands being conveyed to comply with legal, regulatory requirements, executive orders, policy, and/or to meet respective Forest Plan management requirements.

### Responsible Official

Thomas K. Reilly, Forest Supervisor, Clearwater National Forest, 12730 Highway 12, Orofino, Idaho 83544.

### Nature of Decision To Be Made

Authorization to permit land exchange between the Forest Service and Western Pacific Timber of up to 28,145 acres of NFS land for approximately 40,023 acres of Western Pacific Timber land. In the decision, the Forest Supervisor will answer the following questions based on the environmental analysis: (1) Whether the proposed action will proceed as proposed, as modified by an alternative, or not at all? (2) Whether the project requires any Forest Plan amendments. This decision will be documented in the Record of Decision for the Upper Lochsa Land Exchange Environmental Impact Statement (EIS). If the decision that is made would require an amendment to any of the Forest Plans, the analysis and documentation for the amendment will be included. The decision will be subject to appeal in accordance with 36 CFR part 215.

### Scoping Process

The Forest Service is seeking information, comments, and assistance from individuals, organizations and federal, state, and local agencies that may be interested in or affected by the proposed action. The Clearwater National Forest has scheduled the preparation of an EIS to disclose the environmental effects of the proposed project and determine whether the proposed land exchange meets Forest Plan objectives. Public comments will be considered and disclosed in the environmental analysis documented in the Upper Lochsa Land Exchange EIS. The EIS will evaluate the proposed action, no action, purchase and deed restriction alternatives along with other alternatives that may be developed during this process.

Public involvement was initiated November 7, 2008 by sending a scoping notice to parties on a mailing list prepared by the Clearwater National Forest. Public participation is being solicited by notifying in person and/or by mail known interested and affected parties. Announcements in area newspapers were used to give local

notice of three public meetings held in Elk River, Moscow and Elk City, Idaho in late November 2008. A legal notice in the Lewiston Tribune and Spokesman Review, the newspapers of record for the Clearwater, Nez Perce and Idaho Panhandle National Forests, are being used to give the public general notice of the scoping period. The first formal opportunity to comment is to respond to the scoping notice or this Notice of Intent, which initiate the scoping process (40 CFR 1501.7). Scoping includes: (1) Identifying potential issues, (2) narrowing the potential issues and identifying significant issues from those that have been covered by prior environmental review, (3) exploring alternatives in addition to no action, and (4) identifying potential environmental effects of the proposed action and alternatives. Comments are invited on the proposed action, possible alternatives, and issues that should be considered. The Forest Service is asking for public comment by January 5, 2009. If you decide to comment on the Upper Lochsa Land Exchange proposal, please include the following: (1) Your name, address, and organization represented, if any; (2) title of the project for which comments are being submitted; and (3) specific facts and supporting reasons for the Responsible Official to consider. Those who comment will be put on the project mailing list.

### Preliminary Issues

The Forest Service has identified the following potential issues. No determination has been made as to which issues will be examined in detail in the environmental analysis. Your input will help identify additional issues related to the proposed action that may not be listed here. Impacts to Idaho County tax base from increased federal lands Treaty Rights.

- The loss of the Elk City Forest Service compound and associated impacts to the Nez Perce NF and the community of Elk City.

- Cultural Resources.
- Threatened and Endangered Species.

- Public Access.
- Timber Management.

*Early Notice of Importance of Public Participation in Subsequent Environmental Review:* A draft environmental impact statement will be prepared for comment. The comment period on the draft environmental impact statement will be 45 days from the date the Environmental Protection Agency publishes the notice of availability in the **Federal Register**.

The Forest Service believes, at this early stage, it is important to give

reviewers notice of several court rulings related to public participation in the environmental review process. First, reviewers of draft environmental impact statements must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978). Also, environmental objections that could be raised at the draft environmental impact statement stage but that are not raised until after completion of the final environmental impact statement may be waived or dismissed by the courts. *City of Angoon v. Hodel*, 803 F.2d 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc. v. Harris*, 490 F. Supp. 1334, 1338 (E.D. Wis. 1980). Because of these court rulings, it is very important that those interested in this proposed action participate by the close of the 45-day comment period so that substantive comments and objections are made available to the Forest Service at a time when it can meaningfully consider them and respond to them in the final environmental impact statement.

To assist the Forest Service in identifying and considering issues and concerns on the proposed action, comments on the draft environmental impact statement should be as specific as possible. It is also helpful if comments refer to specific pages or chapters of the draft statement. Comments may also address the adequacy of the draft environmental impact statement or the merits of the alternatives formulated and discussed in the statement. Reviewers may wish to refer to the Council on Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.

Comments received, including the names and addresses of those who comment, will be considered part of the public record on this proposal and will be available for public inspection.

**Authority:** 40 CFR 1501.7 and 1508.22; Forest Service Handbook 1909.15, Section 21.

Dated: November 26, 2008.

**Thomas K. Reilly,**

*Forest Supervisor, Clearwater National Forest.*  
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## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Plumas National Forest; CA; Moonlight and Wheeler Fires Recovery and Restoration Project

**AGENCY:** Forest Service, USDA.

**ACTION:** Revised notice of intent to prepare a revised draft Environmental Impact Statement (EIS).

Introduction: A notice of intent to prepare an EIS for the Moonlight Fire Recovery and Restoration Project was published in the **Federal Register** on Monday, January 7, 2008 (Vol. 73, No.4, pp. 1201-1202). After scoping the Moonlight Fire and Wheeler Fire Recovery and Restoration Projects separately in December 2007, the Forest Service, Plumas National Forest, has merged the two projects together. In December 2007, the Mt. Hough Ranger District of the Plumas National Forest began the process to determine the scope (the depth and breadth) of the environmental analysis. At that time, it was anticipated that the Moonlight Fire Recovery and Restoration Project analysis would be documented in an EIS and the Wheeler Fire Recovery and Restoration Project analysis would be documented in an Environmental Assessment. From comments received, it was determined to document the analysis for both projects in one EIS. The new project name is Moonlight and Wheeler Fires Recovery and Restoration Project. A second notice of intent to prepare an EIS for the Moonlight and Wheeler Fires Recovery and Restoration Project was published in the **Federal Register** on Thursday, May 22, 2008 (Vol. 73, No. 100, pp. 29735-29736).

The Moonlight Safety and Roadside Hazard Tree Removal Project was a separate project identified to remove hazardous trees with structural defects likely to cause failure in all or part of the tree, which may fall and hit the road prism within the next three years. Moonlight Safety and Roadside Hazard Tree Removal Project was being analyzed utilizing a categorical exclusion (category 4) and overlapped with a portion of the Moonlight and Wheeler Fires Recovery and Restoration Project. From comments received, it was determined to document the analysis for both projects in one EIS. A revised draft EIS will be prepared as the purpose and need of this project will change, and the project name will remain Moonlight and Wheeler Fires Recovery and Restoration Project.

**SUMMARY:** The USDA, Forest Service, Plumas National Forest will prepare a

revised EIS on a proposal to harvest dead trees on approximately 10,366 acres within the Moonlight Fire and Antelope Complex (includes Wheeler Fire) perimeters. The proposal also includes harvesting dead and dying hazard trees on 4,389 acres along National Forest System (NFS) roads in the Moonlight Fire perimeter. The Moonlight Fire and Antelope Complex burned about 88,000 acres between July and September 2007 on the Plumas National Forest.

**DATES:** The revised draft EIS is expected in February 2009. The revised final EIS is expected in April 2009. A decision is expected in May 2009.

**ADDRESSES:** Send written comments to Rich Bednarski, Interdisciplinary Team Leader, Mt. Hough Ranger District, 39696 Highway 70, Quincy, CA 95971. Comments may be: (1) Mailed; (2) hand delivered between the hours of 8 a.m. and 4:30 p.m. weekdays Pacific Time; (3) faxed to (530) 283-1821; or (4) electronically mailed to: *comments-pacificsouthwestplumas-mthough@fs.fed.us*.

Please indicate the name "Moonlight and Wheeler Fires Recovery and Restoration Project" on the subject line of your e-mail. Comments submitted electronically must be in Rich Text Format (.rtf), plain text format (.txt), or Word format (.doc).

**FOR FURTHER INFORMATION CONTACT:** Rich Bednarski, Interdisciplinary Team Leader, Mt. Hough Ranger District, 39696 Highway 70, Quincy, CA 95971. Telephone: (530) 283-7641 or electronic address: *rbednarski@fs.fed.us*.

**SUPPLEMENTARY INFORMATION:** The proposed action is designed to meet the standards and guidelines for land management activities in the Plumas National Forest Land and Resource Management Plan (1988), as amended by the Herger-Feinstein Quincy Library Group (HFQLG) Final Supplemental Environmental Impact Statement (FSEIS) and Record of Decision (ROD) (1999, 2003), and as amended by the Sierra Nevada Forest Plan Amendment FSEIS and ROD (2004). The proposed project is located in Plumas County, California, within the Mt. Hough Ranger District of the Plumas National Forest. The project is located in all or portions of: Sections 13, 23-27, 34-35, T28N, R10E; sections 13-14, 17-19, 23-24, 29-34, T28N, R11E; sections 19-20, 29-32, T28N, R12E; sections 1-2, 13-14, 23-25, T27N, R10E; sections 2-11, 13-15, 17, 19-22, 25, 35-36, T27N, R11E; sections 5, 8, 17-20, 29-32, T27N, R12E; sections 1-5, 9-12, 14-16, 21-23, and 26-27, T26N, R12E; sections 23-29 and 31-36, T27N, R12E; and sections 19, 20,