



United States Department of the Interior  
BUREAU OF LAND MANAGEMENT  
Idaho State Office  
1387 South Vinnell Way  
Boise, Idaho 83709-1657



In Reply Refer To:  
3100 (933KP)  
IDI-38711

JAN 10 2018

DECISION

Nada Culver, Director and Senior Counsel :  
BLM Action Center :  
The Wilderness Society :  
1660 Wynkoop Street, #850 :  
Denver, Colorado 80202-1269 :  
:  
Kathryn Rinaldi, Idaho Conservation Coordinator :  
Greater Yellowstone Coalition :  
60 E. Little Avenue :  
Driggs, Idaho 83422-5224 :  
:  
Michael Saul, Senior Attorney :  
Center for Biological Diversity :  
1536 Wynkoop Street, Suite 421 :  
Denver, Colorado 80202-1269 :  
:  
Kelly Fuller, Energy Campaign Coordinator :  
Western Watersheds Project :  
P.O. Box 779 :  
Depoe Bay, Oregon 97341-0779 :

PARCEL WITHDRAWN  
OIL & GAS LEASE SALE POSTPONED

On December 20, 2017, the Bureau of Land Management Idaho (BLM) State Office, received your protests to the offering of one (1) parcel in an upcoming oil and gas lease sale. The legal description of the parcel is T. 3 S., R. 43 E., sections 7 (lot 3, NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ); 8 (NE $\frac{1}{4}$ ); 9 (E $\frac{1}{2}$ ); 17 (E $\frac{1}{2}$ E $\frac{1}{2}$ ); and 18 (SE $\frac{1}{4}$ SE $\frac{1}{4}$ ), Boise Meridian, Idaho, totaling 836.23 acres.

In consideration of your protests, the BLM has decided to withdraw this parcel from the March 5, 2018, internet-based lease sale so that we can conduct further analysis of the impacts of leasing the parcel, in accordance with the National Environmental Policy Act.

Since this is the only parcel being offered, Idaho's March 5, 2018, internet-based lease sale is hereby postponed.

Appeal Rights

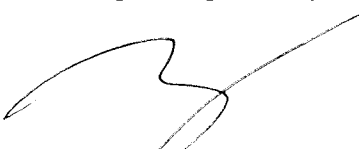
This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board pursuant to Part 4, Subpart B, 4.21 of Title 43, Code of Federal Regulations, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied;
- (2) The likelihood of the appellant's success on the merits;
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

  
 Peter J. Ditton  
 Acting State Director

Enclosure:

1 – Form 1842-1 (1 p)

cc: Phillip Clegg, CPC Mineral, LLC, 4244 W. Sandalwood Dr., Cedar Hills, UT 84062 (w/o enclosure)  
 David Schwarz, Mineral Leasing Program Manager, Idaho Department of Lands (w/o enclosure)  
 Mary D'Aversa, Idaho Falls District Manager (w/o enclosure)  
 Melissa Warren, Pocatello Field Manager (w/o enclosure)  
 Bryce Anderson, Pocatello Field Office Geologist (w/o enclosure)  
 Alan Kolbet, 1254 S. Skyline Dr., Idaho Falls, ID 83402 (w/o enclosure)  
 Jorgensen Farms, LLP, 1931 Old Hwy 30, Bancroft, ID 83217 (w/o enclosure)  
 William Robison, P.O. Box 13, Dingle, ID 83233-0013 (w/o enclosure)  
 Udy Cattle Company, 455 Pierce St, American Falls, ID 83211 (w/o enclosure)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,  
AND
2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

1. NOTICE OF  
APPEAL .....

A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the *Notice of Appeal* in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a *Notice of Appeal* in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).

2. WHERE TO FILE

NOTICE OF APPEAL .....

Bureau of Land Management  
Idaho State Office  
1387 S. Vinnell Way  
Boise, Idaho 83709

WITH COPY TO  
SOLICITOR .....

Field Solicitor, U.S. Department of the Interior  
University Plaza  
960 Broadway Avenue, Suite 400  
Boise, Idaho 83706

3. STATEMENT OF REASONS

Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary (43 CFR 4.412 and 4.413).

WITH COPY TO  
SOLICITOR .....

Field Solicitor, U.S. Department of the Interior  
University Plaza  
960 Broadway Avenue, Suite 400  
Boise, Idaho 83706

4. ADVERSE PARTIES .....

Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the Statement of Reasons, and (c) any other documents filed (43 CFR 4.413).

5. PROOF OF SERVICE .....

Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (43 CFR 4.401(c)).

6. REQUEST FOR STAY .....

Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a *Notice of Appeal* (43 CFR 4.21). If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Interior Board of Land Appeals, the petition for a stay must accompany your *Notice of Appeal* (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the *Notice of Appeal* and Petition for a Stay **must** also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

**Standards for Obtaining a Stay.** Except as otherwise provided by law or other pertinent regulations, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards: (1) the relative harm to the parties if the stay is granted or denied, (2) the likelihood of the appellant's success on the merits, (3) the likelihood of immediate and irreparable harm if the stay is not granted, and (4) whether the public interest favors granting the stay.

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that **all** communications are identified by serial number of the case being appealed.

**NOTE:** A document is not filed until it is actually received in the proper office (43 CFR 4.401(a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.

### 43 CFR SUBPART 1821--GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

#### STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska  
Arizona State Office ----- Arizona  
California State Office ----- California  
Colorado State Office ----- Colorado  
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri  
and, all States east of the Mississippi River  
Idaho State Office ----- Idaho  
Montana State Office ----- Montana, North Dakota and South Dakota  
Nevada State Office ----- Nevada  
New Mexico State Office ---- New Mexico, Kansas, Oklahoma and Texas  
Oregon State Office ----- Oregon and Washington  
Utah State Office ----- Utah  
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

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(Form 1842-1, September 2006)