

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

MANAGEMENT FRAMEWORK PLAN  
RECOMMENDATION-ANALYSIS-DECISION

Name (MFP)  
Twin Falls

Activity  
Lands

Overlay Reference  
Step 1 L-7.2 (cont.)  
Step 3

Multiple Use Recommendation (cont.):

Reasons (cont.):

- Retain in public ownership:

T.14 S.,R.16 E., Sec.29:NW1/4  
Sec.32:E1/2 NE1/4,  
NE1/4 SE1/4

T.14 S.,R.16 E., Sec.5:E1/2 W1/2  
North of fence  
Sec.17:SW1/4 NE1/4  
NW1/4 SE1/4  
S1/2 NE1/4

T.15 S.,R.16 E., Sec.32:NE1/4  
East of fence  
Critical deer habitat and part of  
public block.

3. David Chadwick (3-81)

This exchange involves private  
lands in the Sawtooth National  
Forest. A lot of the selected land  
is critical mule deer winter range  
and will be retained in public  
ownership.

- Exchange to private:

T.14 S.,R.16 E., Sec.9:S1/2 SE1/4  
Sec.10:N1/2 SW1/4,  
SW1/4 SW1/4

T.14 S.,R.17 E., Sec. 20:E1/2 NW1/4

T.15 S.,R.18 E., Sec.32:S1/2 SW1/4,  
SE1/4

Sec.33:W1/2 SW1/4

T.16 S.,R.17 E., Sec.23:E1/2 SW1/4

- Retain in public ownership:

T.14 S.,R.16 E., Sec.13:W1/2 SW1/4,  
SW1/4NE1/4SW1/4  
W1/2SE1/4SW1/4,

Sec.23:E1/2 SW1/4

Sec.24:W1/2 W1/2

Sec.25:SW1/4 NE1/4

SW1/4 SW1/4

Sec.26:S1/2 SE1/4

NW1/4 NE1/4

*no problem. Exchange  
would be done by deed of conveyance*

Note: Attach additional sheets, if needed

(Instructions on reverse)

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Step 1 -7.2 (cont.)  
Step 3

Multiple Use Recommendation (cont.):      Reasons (cont.):

Sec.27:S1/2 E1/2,  
NW1/4,  
E1/2 SW1/4,  
NW1/4 SW1/4  
NE1/4 SW1/4  
SW1/4

Sec.28:N1/2  
Critical mule deer winter range.

4. W. T. Williams (E-39)  
Proceed with the application as  
filed and transfer the lands to  
private ownership.

T.12 S.,R.17 E., Sec.3: Lot 3  
SE1/4 NW1/4,  
N1/2 SW1/4  
Sec.9:NW1/4 NW1/4  
Sec.10:S1/2 N1/2,  
N1/2 S1/2,  
S1/2 SW1/4,  
SW1/4 SE1/4  
Sec.15:NW1/4 NE1/4  
N1/2 NW1/4  
Sec.21:NE1/4 NE1/4

5. J. D. McCollum (E-41)  
Exchange the selected lands for the  
offered private lands and access  
from the Canyon Rim Road.  
T.9 S.,R.17 E., Sec. 33: Lot 3

6. Erich Wegener (E-46)  
Exchange the selected lands for the  
offered potential lands.  
T.11 S.,R.15 E., Sec. 3:NE1/4 SE1/4

The resource values appear about  
equal. The advantage is better range  
and livestock management and a uniform  
property boundary.

- C. Land exchange applications on  
record (E-7, E-23, E-34, E-55,  
E-56, E-58, E-62, and E-64) in the  
District files that are not advan-  
tageous for resource management.  
These cases will be closed and the  
applicants notified, in writing,  
that their proposals are being

Through the land use planning process  
it has been shown that these exchange  
proposals are not in the public  
interest. The public lands have more  
public resource value than the private  
lands offered for exchange. The  
values considered are range manage-  
ment, wildlife habitat, visual

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Lands

Overlay Reference  
Step 1-7.2 (cont.)  
Step 2

Multiple Use Recommendation (cont.):

rejected and the public lands they applied for are not available for disposal by exchange and are identified for retention in public ownership for multiple use resource management.

Reasons (cont.):

resources, cultural resources, watershed values, recreation values, access, existing land ownership of adjacent lands, and the proposed ownership of adjacent lands.

The selected lands contain more of the identified values than the offered lands or the offered lands lie in an area where public lands have been identified for disposal.

Specific reasons by case are:

- E-7 The offered lands are mixed with PL identified for disposal. The selected lands are no management problem and are adjacent to PL block.
- E-23 There is no advantage and the resource values appear to be about equal.
- E-34 The selected lands appear to have greater resource values because of the canal. Even if all things were equal there would be no benefits. Also, Schutte has sold out so the application should be discarded.
- E-55 The resource values appear about equal and would fragment the PL boundary.
- E-56 Dismissed - letter 4/26/76. No advantage to the public are identified.
- E-58 The selected lands have wildlife values and the offered lands are isolated and in an area where the public land is identified for exchange out of public ownership.
- E-62 No resource values have been identified that require public acquisition of this private land and no public lands were selected in the application.

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Step 1-7.2 (cont.)  
Step 3

Multiple Use Recommendation (cont.):

Reasons (cont.):

E-64 The tract of land is identified as needed for future community expansion for solid waste sanitary landfill after the present is used. The tract also has range forage and wildlife habitat values.

Support Needs:

Realty Specialist  
Appraiser

Alternatives Considered:

1. Reject all exchange proposals.
2. Continue as the last 10 years and address each case as funding, manpower, and priorities allow.
3. Process all exchange proposals as applied.

Decision:

Modify as follows the multiple-use recommendation (A) to process the proposed exchanges to acquire the lands identified:

1. Prioritize in Step 2 each tract based upon the public benefit to be derived on those lands that will be acquired and managed by BLM.
2. Proposed acquisitions that result in lands being conveyed to another Agency will be processed last.

Rationale:

Land exchanges are a lengthy process at best, and to consummate all the proposals would take several years. A priority rating would assure that those with the most public benefit would be considered first.

Patented lands acquired within USFS boundaries by the U.S. government are administered and managed by USFS. That agency should process their own exchanges since manpower and funds in the lands activity in BLM is insufficient for their own needs.

*(Also, acquire land along Salmon Falls Creek, as stated in R-1.1 and NH-1.1)*

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Activity	Lands
Overlay Reference	Step 1-7.2 Step 3

Accept multiple-use recommendation (B) that identifies public lands to exchange and those to retain and manage unless specifically needed for disposal under the Asset Management Program.

The lands to be exchanged appear to have less public value than those to be acquired by BLM. Retention of managed tracts is for a specific resource need or for public benefit.

Accept multiple use recommendation (C) that rejects in writing the applicants change proposal as identified.

These lands exchange have been analyzed in the land use planning process and have been determined not to be in the public interest.

*Continuing*  
*PC*  
*9-2-87*

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MANAGEMENT FRAMEWORK PLAN - STEP 1  
ACTIVITY OBJECTIVES

Name (MFP)	Twin Falls
Activity	Lands
Objective Number	L-8

Objective:

Terminate all unauthorized uses (indiscriminate dumps, agricultural trespass, occupancy trespass, and utility line trespass) occurring on the public lands, and collect fair market value for the unauthorized uses that have taken place.

Rationale:

The use of public lands without proper authority is unauthorized and will subject the person or persons occupying or using the land to prosecution and liability for trespass. Settlement of the trespass would comply with Bureau policy and the termination and clean-up of the dump areas will improve the lands quality of the affected area.

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Name (MFP) Twin Falls
Activity Lands
Overlay Reference Step 1-8.3(A) Step 3

Recommendation: L-8.3(A)

Determine the public land boundary wherever agricultural trespass is present and determine the party that is using the public land without authority. Collect fair market value for the past use of the land, and make appropriate rehabilitation of the land.

Sign the boundary of the public land to prevent future trespass.

Support:

Cadastral Survey

Rationale:

The use of public land without proper authorization is unauthorized and will subject the person or persons occupying or using the land to prosecution and liability for trespass. Settlement of the trespass will return fair market rental to the public for the past use of the land. It would also allow perennial vegetation to be re-established on the tract which would protect watershed values and improve wildlife habitat.

Some settlements would also re-establish small areas of vegetation that would be in grazing allotments, thus making more livestock forage available.

Multiple Use Analysis

A land use allocation is not needed for this recommendation as the current trespass regulations provide the authority and direction for resolving trespass. BLM Manual 9234 provides policy and procedures applicable to agricultural trespass. Objectives are to facilitate achievement of Bureau missions and objectives identified in BLM manuals 1602 and 1603 and 43 CFR 1725.

Each case has to be evaluated on its specific conditions to determine the best solutions and management of the lands after restitution has been made. Example are: cooperative farm agreements for wildlife, agricultural leases, rehabilitation, and disposal by public sale.

As the trespass cases are examined and resolved, decisions will be needed concerning the future use of the land. Options available include:

1. Cooperative wildlife farming agreements;
2. Agricultural leases;
3. Rehabilitation;
4. Public Sale.

Other options can be added to this list when they become apparent.

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Lands

Overlay Reference

Step 1 L-8.3(A) Step 3

Decision:

Determine the boundary of each agricultural trespass, determine the party in violation, settle the damages due the government based on fair market value.

Terminate the unauthorized use by one of the following actions.

1. Restore the land to its prior state for multiple resource management.
2. Enter into a cooperative wildlife farming agreement. Use the Sikes Act authority where applicable.
3. Enter into an agricultural lease with multiple resource values identified and collect fair market value rental for the government.
4. Dispose of the farmed land to the private sector through public sale.

Sites containing any of the following criteria will be retained in public ownership for multiple use resource management.

1. cultural or archeological
2. natural history values
3. threatened or endangered plant species
4. threatened or endangered animal species and their habitats.
5. critical wildlife habitat such as mule deer winter, sage grouse winter, pheasant winter, pheasant nesting, etc.
6. located on a floodplain
7. contains riparian habitat

Rationale:

All agricultural trespass sites will ultimately be discovered and identified. Each site will be evaluated to determine the existence or absence of the resource values stated in this decision. Sites containing identified resource values will be retained in public ownership for multiple use management.

If a tract clearly and obviously does not contain any resource values other than intensive farming its should be offered for public sale.

This criteria will be applied during the activity process to ensure that the benefits received or gained equal or exceed the benefits foregone.

OK  
9/2-87

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