



United States  
Department of  
Agriculture

Forest  
Service

Region One

200 East Broadway  
P.O. Box 7669  
Missoula, MT 59807

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**File Code:** 1570-1 (215)  
#02-01-00-0076  
**Date:** November 5, 2002

Ron Olfert  
President  
Montanans for Property Rights  
P.O. Box 985  
Plains, MT 59859

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Dear Mr. Olfert:

This is my decision on disposition of the appeal you filed on behalf of Montanans for Property Rights regarding the Lolo Post Burn Record of Decision (ROD) on the Lolo National Forest.

The Appeal Reviewing Officer has considered your arguments, the appeal record, and the transmittal letter and recommends the Forest Supervisor's decision be affirmed and your requested relief be denied.

My review of your appeal was conducted pursuant to, and in accordance with, 36 CFR 215.17 to ensure the analysis and decision are in compliance with applicable laws, regulations, policy, and orders. I have reviewed the appeal record, including your arguments, the information referenced in the Forest Supervisor's October 9, 2002, transmittal letter, and the Appeal Reviewing Officer's analysis and recommendation (copy enclosed). The transmittal letter provides the specific page references to discussions in the Environmental Impact Statement (EIS), the ROD and project file, which bear upon your objections. I specifically incorporate in this decision the appeal record, the references and citations contained in the transmittal letter, and the Appeal Reviewing Officer's analysis and recommendation.

Based upon a review of the references and citations provided by the Forest Supervisor, I find the objections were adequately considered in the EIS/ROD. I agree with the Appeal Reviewing Officer's analysis and conclusions in regard to your appeal objections. I find the Forest Supervisor has made a reasoned decision and has complied with all laws, regulations, and policy.

After careful consideration of the above factors, I affirm the Forest Supervisor's decision to implement the Lolo Post Burn project. Your requested relief is denied.



My decision constitutes the final administrative determination of the Department of Agriculture [36 CFR 215.18(c)].

Sincerely,

/s/ Kathleen A. McAllister  
KATHLEEN A. MCALLISTER  
Appeal Deciding Officer  
Deputy Regional Forester

Enclosure(s): 1

cc:  
Lolo NF