

**ENVIRONMENTAL ACTION STATEMENT (EAS)**

Within the spirit and intent of the Council on Environmental Quality's regulations for implementing the National Environmental Policy Act (NEPA), and other statutes, orders, and policies that protect fish and wildlife resources, I have established the following administrative record and have determined that the action of enhancement and restoration activities, as well as management of enhanced habitat on approximately 1 million acres of ranch lands in the Malpai Borderlands:

  XX   is a categorical exclusion as provided by 516 DM 2, Appendix 1 and 516 DM 6, Appendix 1 and no further NEPA documentation will be made.

       is found not to have significant environmental effects as determined by the attached Environmental Assessment and Finding of No Significant Impact.

       is found to have significant effects, and therefore further consideration of this action will require a notice of intent to be published in the *Federal Register* announcing the decision to prepare an EIS.

       is not approved because of unacceptable environmental damage, or violation of Fish and Wildlife Service mandates, policies, regulations, or procedures.

       is an emergency action within the context of 40 CFR 1506.11. Only those actions necessary to control the immediate impacts of the emergency will be taken. Other related actions remain subject to NEPA review.

Other supporting documents:

- x   FONSI
- x   Biological Opinion
- x   Findings Document
- x   Conservation Strategy for the Chiricahua Leopard Frog.

*acting* Luella Robert  
Regional HCP Coordinator

4/15/04  
Date

*acting* [Signature]  
Regional NEPA Coordinator

4-19-04  
Date

Byra Ay  
Assistant Regional Director

4/20/04  
Date

**ACTING** [Signature]  
Regional Director

4/20/04  
Date