

U. S. Sheep Experiment Station Grazing and Associated Activities Project 2010

Wildlife Specialist Report

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Introduction

The purpose of this wildlife specialist report is to analyze and determine the likely effects of the alternatives on federally listed species (endangered, threatened, and proposed) and to analyze the effects to other important wildlife species and issues.

Description of the Project Proposal

The Agricultural Research Services (ARS) United States Sheep Experiment Station (USSES) proposes to continue sheep grazing and associated activities that have been historically grazed (approximately 86 years) in conjunction with ARS USSES research. Research efforts have been focused on developing integrated methods for increasing production efficiency of sheep while simultaneously improving the sustainability of rangeland ecosystems at the USSES. Detailed descriptions of the individual activities are included in the 2011 Environmental Impact Statement. However, a brief summary of each of the types of activities being proposed is described below.

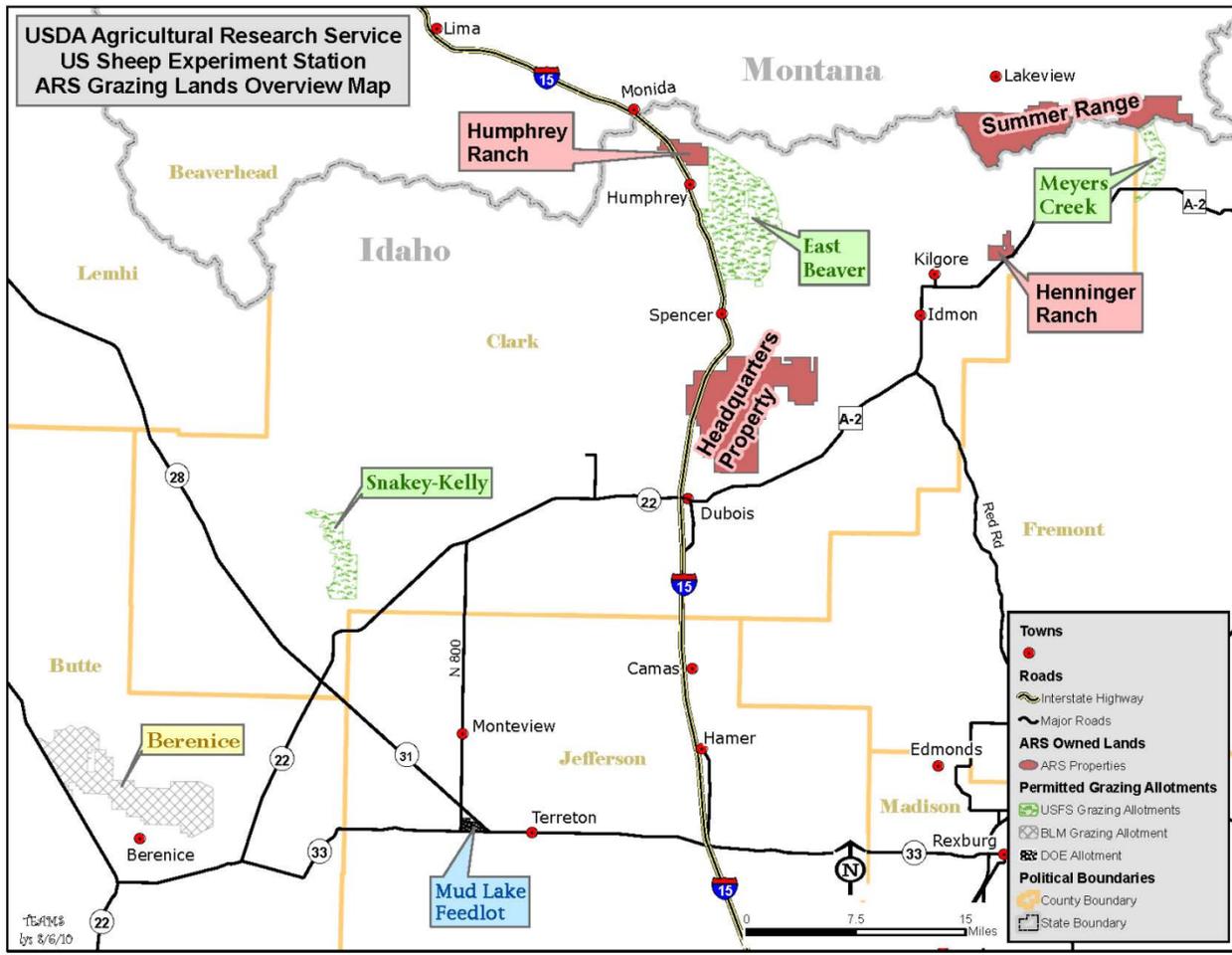


Figure 1. Vicinity Map

Operations

Our Sheep Station currently has approximately 3,000 mature sheep, plus attendant young sheep. Including mature ewes and lambs, lambing rates are approximately 170 percent, and weaning rates are

approximately 145 percent. The total number of sheep soon after the end of the lambing period is approximately 6,500. The numbers of mature and young sheep retained vary according to our research needs. Sheep in excess of those needed for hypothesis-driven research are not retained. Our sheep harvest most of their feed through grazing. Sheep numbers are kept well below range carrying capacity to maintain favorable range conditions. Operations include traditional and on-going activities associated with sheep grazing research.

In addition to ARS lands, a number of lands under ownership by other federal agencies are used for sheep research and grazing including National Forest's, Snakey – Kelly, East Beaver, and Meyers Creek Allotments: Bureau of Land Management's Bernice Allotment, and Department of Energy's Mud Lake Feedlot. When not being grazed, the sheep are maintained at the Mud Lake feedlot facility and in the feedlot facilities at USSES Headquarters. Mud Lake facilities includes sheep pens, water stations, feed storage facilities, feed mixing and delivery equipment, tractors to power feed mixing and delivery equipment, and pen cleaning equipment. Harvested feeds (e.g., alfalfa hay, barley straw, small grains, corn, and various co-products) are used to formulate balanced diets to feed the sheep when they are in the Mud Lake feedlot.

Sheep Grazing

Sheep graze across the landscape on a seasonal basis. Figure 2, Figure 3, and Figure 4 display the approximate grazing locations, time period, and number of adult sheep grazed throughout a typical year. Timing and number of sheep may vary slightly to account for range health, weather conditions, herd inventory, animal welfare, or to avoid conflicts with carnivores as they arise.¹

¹ Use on Meyer's Creek occurs through conditions specified within USFS agreement which may be modified depending on their land management policies, regulations, and results of consultation. Sheep grazing use is primarily to allow USSES access into and out-of the Summer East property belonging to ARS (Tom's Creek), which is not otherwise accessible. The pace at which animals can be moved through the Meyers Creek allotment is determined by the ability of lambs to move through the area without becoming weakened. Generally a two week period is needed when moving to the higher elevations (early summer), and a one week period is adequate when moving to lower elevations (fall).

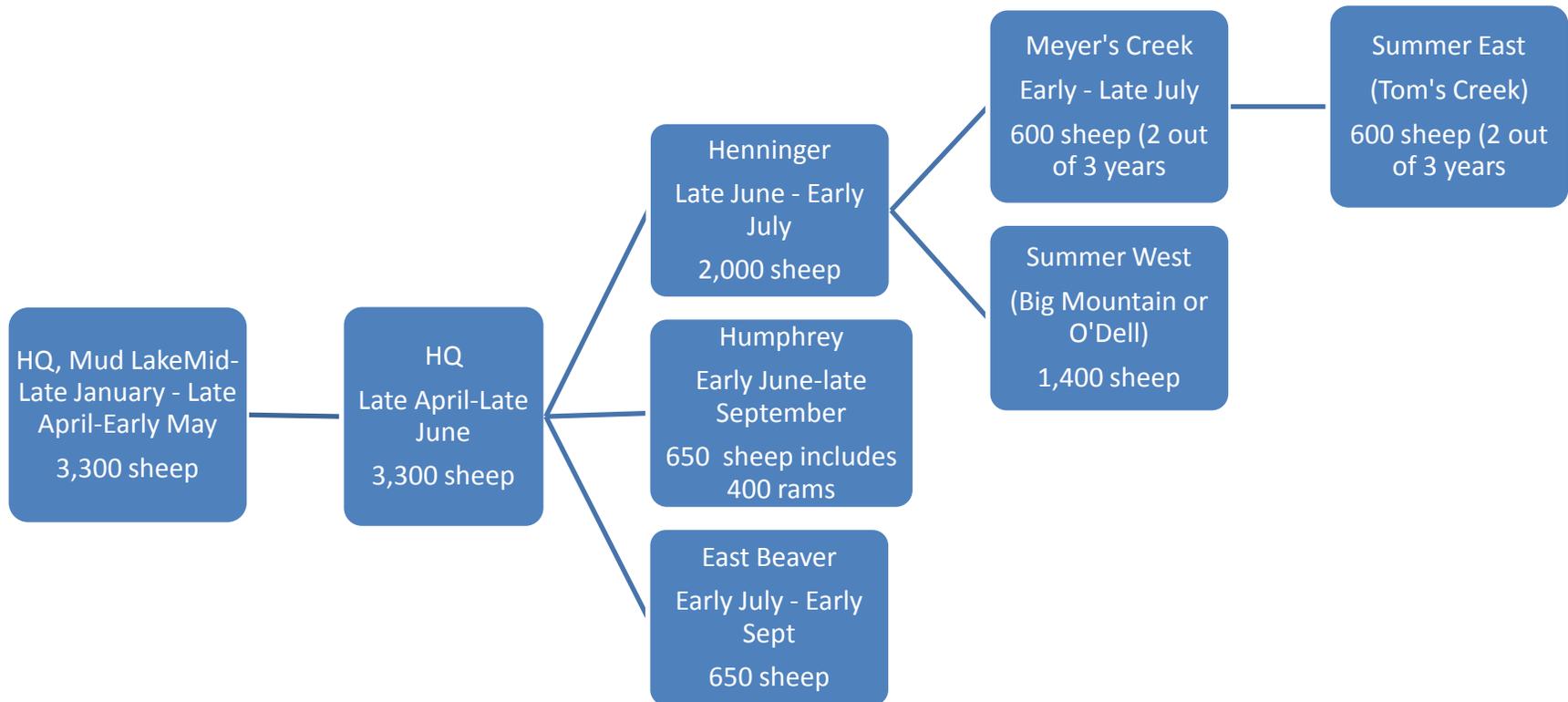


Figure 2. Sheep Movement and Grazing Schedule from Winter Range to Summer Range

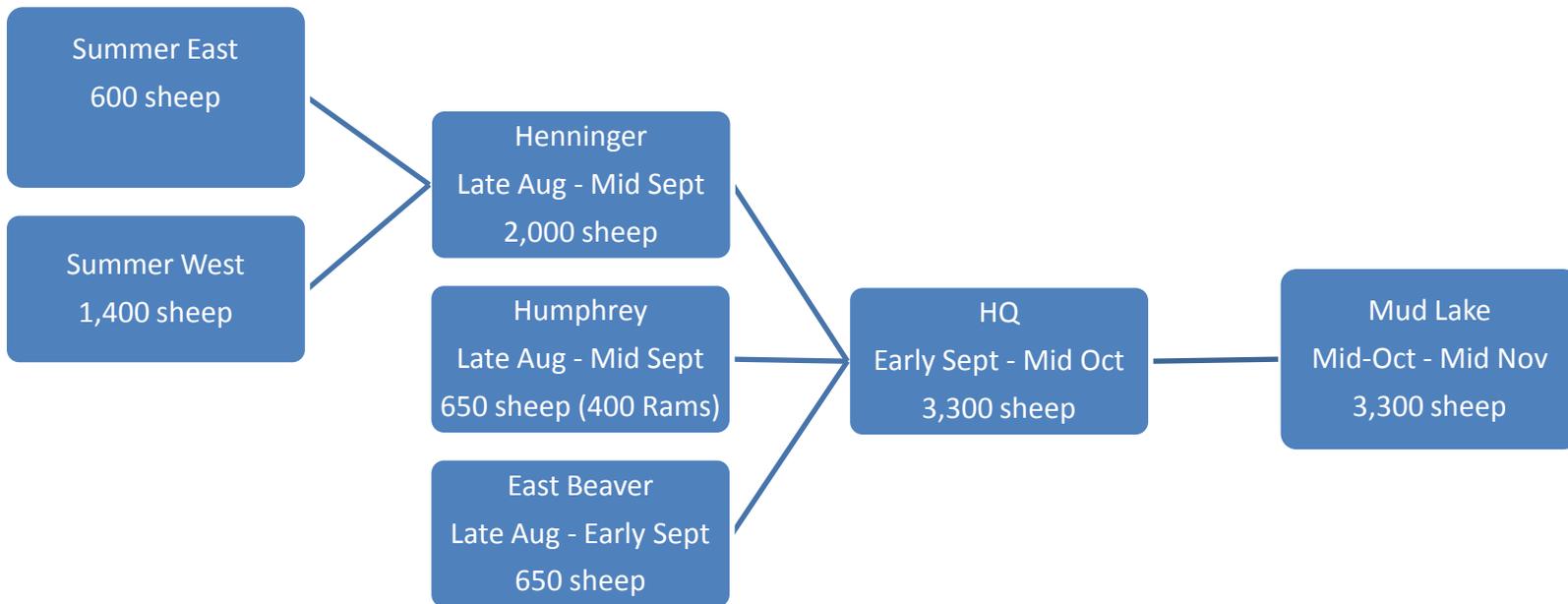


Figure 3. Sheep Movement and Grazing Schedule off of Summer Range

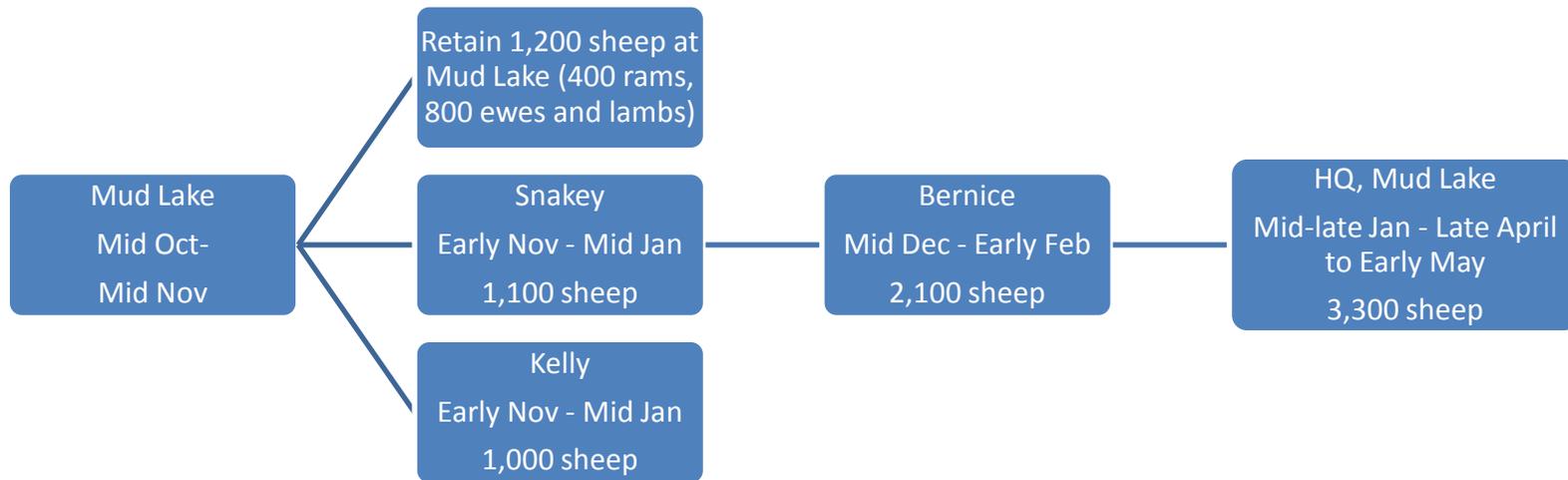


Figure 4. Sheep Movement and Grazing Schedule during Winter Period

Table 1. Proposed action: Annual AUMs utilized per property shows the percent of vegetation utilized on average. Utilization calculations use the best available estimates of plant productivity and demonstrate the expected distribution of AUM utilization for the past 10 years, present, and future use.

Table 1. Proposed action: Annual AUMs utilized per property

Properties	AUM ^a Available	AUM ^a Utilized	Utilization Percent	Approximate ^b Grazing Dates
Agricultural Research Service Properties	48,667	3,300	6.8 %	
Headquarters	28,353	1,598	5.6 %	April 23 – June 25; September 1 – November 1
Humphrey	4,476	603	13.5 %	June 1 – October 20
Henninger	1,914	455	23.8 %	June 25 – July 9; August 31 – September 15
East Summer Range (Toms Creek)	4,043	155	3.8 %	July 23 – August 31
West Summer Range (Odell Creek/ Big Mountain)	9,881	500	5.1 %	July 9 – August 31
Allotments on Lands Managed by Other Federally Agencies (DOE, USDA- Forest Service, DOI-Bureau of Land Management)	26,087	1,516	5.8 %	
Mud Lake	560	160	28.6 %	Mid January – Mid April Mid October – Mid November
Snakey-Kelly	1,756	421	24.0 %	November 8 – December 15
East Beaver	17,877	213	1.2 %	July 3 – September 1
Meyers Creek	3,076	71	2.3 %	July 5 – July 23
Bernice	2,808	650	23.2 %	December 15 – February 5

Forage used by sheep grazing is well below total available forage. Surveys indicate summer range forage use is very low, averaging 4.5 percent, with 95.5 percent available for elk, deer, moose and other wildlife food and cover. Unused forage provides soil and water protection.

Sheep Transportation by Truck, Trail, and Driveway

The sheep are trucked between grazing locations that are not contiguous or are not within trailing distance. Sheep are trucked from Headquarters to the Mud Lake Feedlot, Humphrey Ranch, and to Forest Service and Bureau of Land Management allotments.

Table 2. The number of sheep trucked in and out each year for each range area and allotment

Property	Sheep
Humphrey	300 ewes
Winter Range (FS & BLM Allotments)	850 ewes (\pm 100 depending on year)
Henninger	200 rams
Mud Lake (DOE)	3,000 animals (\pm at shearing and breeding time)

Trails and driveways are used to move sheep between grazing areas.

Sheep are trailed along existing roads to move sheep from Headquarters and Henninger properties to other grazing areas. Sheep are moved along driveways through timbered areas on East and West Summer ranges. Herders on horseback use working dogs to herd sheep from one grazing location to another. Sheep driveway locations are shown on Maps 22 and 23.

Table 3. Annual sheep trails

Trail	Description
Headquarters to Henninger	Trailing from Headquarters to Henninger follows a private unnamed two-track road part way with 90 percent of trailing on county roads (Spencer-Idmon and County Road A2)
From Henninger to Meyers	Sheep are trailed on County Road A2, sheep are moved or trailed while grazing through, Meyers Allotment to the East Summer Range
From Henninger to West Summer Range	Sheep are trailed on County road A2, and National Forest East Dry Road 327
When returning from East Summer Range to Henninger:	Sheep are trailed on Keg Springs National Forest Road 042 and County Road A2
When returning from West Summer Range to Henninger	Sheep follow National Forest Road 327 and County Road A2
When returning from Henninger to Headquarters	Sheep are trailed on County Road A2, Spencer-Idmon Road, and the unnamed two-track road on private land
Sheep are trucked to Humphrey and East Beaver Forest Service Allotment	At Humphrey, sheep are trailed through a gate to the adjacent National Forest East Beaver allotment.
Sheep are trucked and unloaded on National Forest Road 202.	Depending on snow depth, sheep are trailed along National Forest Roads 184, 279 and 202 to Snakey-Kelly National Forest Allotment. A temporary corral and mobile loading chute are set up on Road 202 for loading when sheep are moved off the Snakey-Kelly Allotment.

Stock Water Operations

In areas where water is not readily accessible at the USSES Headquarters, water is trucked to the sheep and unloaded into water troughs 12 feet long, 12 inches high, and 12 inches wide. Troughs are moved as grazing progresses across the pastures. The number of troughs used at each grazing area depends on the number of sheep to water; up to 25 troughs may be used for large bands, two troughs are adequate where fewer sheep are grazed. There are 80 watering sites at the Headquarters. Six to eight sites could be used at any given time. Watering sites are used for three to seven days and then moved. Areas up to ¼ acre in size are disturbed from sheep use around water troughs, and thus have crested wheatgrass cover surrounded by sagebrush. Henninger and Humphrey pastures have surface water available for watering sheep, while summer pastures have surface water and natural springs available for sheep and horses with several small developed springs on the Big Mountain pasture.

Camp Tending

Herder camps on Headquarters, Humphrey and Henninger are equipped with a 12-foot long by 7-foot wide, four-wheel living quarters trailer (Figure 5) and a tow-behind camp commissary to transport dog food, oats, saddles, and other gear. Camp activities affect ¼ acre or less at each site. Camp site equipment and activities include a horse trough, a horse picketed on a 20 to 30 foot chain, and dog feeding area. Camps at low elevation pastures are visited by a camp tender at two day intervals. Crested wheatgrass provides the primary ground cover at the ¼ acre or less camp sites where camp activities remove or trample sagebrush and other vegetation. Total area affected by camp sites is a very small or is a negligible percent of the total pasture area.



Figure 5. Camp herder trailer

Camps on East and West Summer Pastures (Tom's, O'Dell, and Big Mountain) include a seven foot by seven foot teepee tent, no trough, horses are watered at natural water sites, one horse is picketed, and one horse is loose. Camp areas affect about a 50 foot radius, less than ¼ acre. Camps are moved every three to four days to progress with sheep grazing. Camps follow the sheep closely and with frequent moves have little effect on vegetation at the sites. Trash from herders' camps is transported back to USSES Headquarters for proper disposal in a dumpster that is emptied at a legal landfill. Table 7 shows the number of camps in each summer pasture and season used.

Table 4. Camps per pasture and season used

Range	Pasture	Camps per Pasture	Season Used
West Summer Range	O'Dell	9	July 10 – August 29
	Big Mountain	7	
East Summer Range	Tom's Creek	6	

Maintenance and repair of existing permanent fence

There are about 180 miles of permanent sheep fence on Headquarters, Humphrey, and Henninger ranches. All fences are inspected and repaired annually. Fence locations, including exclusions, are shown on each pasture area. Fence types are shown and described in the map legend. There is a variety of fencing; most are three-foot woven wire with one or two barbed wires above the woven wire, 3.5 to 4 feet high.

An eight foot high coyote proof fence is maintained at Headquarters around, and subdividing, section 2, T10N, R36E. The eight-foot-high fence was constructed circa 1976 for coyote-sheep interaction research; the research project ended circa 1987, and the fence is maintained to provide a safe location for certain ewe-lamb studies.

A horse corral fence on West Summer Range, (O'Dell) pasture was constructed and is maintained to confine horses used for sheep trailing, camp tending and other sheep grazing management and research activities. All of the corral fencing on O'Dell pasture is let-down type, which allows the fence to be dropped down to ground level each season after grazing operations are complete.

Exclusions at Headquarters are sheep proof, maintained to exclude sheep from grazing excluded areas. The West Summer Range exclusions are drop fences, put up to exclude sheep when pastures in the exclusion areas are grazed. These drop fences are let down after sheep are removed from the pasture. An eight feet high wildlife exclusion fence in section 7, T15N, R15S, O'Dell pasture, is maintained to exclude wild ungulates and sheep. An adjacent four foot-high sheep proof exclusion is maintained to compare grazing effects. This wildlife and sheep exclusion includes a riparian area. These exclusions are located and designed to compare and evaluate domestic and wild ungulate grazing effects on willow and other riparian vegetation. The entire fenced area is less than 1/2 acre.

Eleven miles of existing fence is planned for replacement on various properties over the next five years.

Maintenance and repair of existing roads and fire breaks

Annual road maintenance is done on main roads as needed. Road segments with ruts or other maintenance needs are bladed or improved for efficient motorized travel. Each year approximately 20 miles of road need maintenance improvements. Road maintenance is contained within the existing road right-of-way.

The firebreak around the Headquarters area is maintained annually with a motor grader to provide a mineral soil break about 20 feet wide. Firebreaks for prescribed fire units are constructed with a dozer and motor grader in a similar manner. However, they are not maintained after initial use and are left to

revegetate naturally with native species. Windrowed shrubs, grass, litter, and top soil are pulled back and spread over the firebreak with a motor grader.

Prescribed Burning

To conduct research on forage production, delayed grazing strategies and to achieve secondary benefits to sage-grouse and other wildlife species, USSES proposes to burn Headquarters pasture areas on a rotation of 30 years. An 11,803 acre landscape area has been identified for future burn opportunities, with an average of 400 acres per year, and a total of 2000 acres in the next five years (see fire history maps located in Appendix A of the EIS). Individual burn plans would be prepared to include specific location and design of burn units in order to meet research objectives. It is expected that many burn units would not reach complete combustion, thereby leaving unburned areas within a given burn unit perimeter.

Seeding

The following seeding activities are proposed for the Headquarters and Humphrey properties within the next five years:

- Revegetate a gravel pit in Pasture 4U/1U - 2011 - Entire area (~52 acres) will be seeded to a mix of antelope bitterbrush (*Purshia tridentata*), forage kochia (*Kochia prostrata* (L.) Schrad), and crested wheatgrass (*Agropyron cristatum*).
- Revegetation after fire in pastures 6, 7, and 8 - 2014 - A portion of the burned area (~120 acres) will be seed to different varieties of forage kochia (*Kochia prostrata* (L.) Schrad).
- Various forage kochia varieties are planned for planting on 240 acres in 2014.
- At Humphrey 17 acres are planned for seeding to accomplish research objectives.

Cattle and Horse Grazing

Cattle and horse grazing with cooperative research is used periodically to improve sheep range conditions. Cattle and horses consume vegetation that sheep typically do not harvest, create more uniform pastures for grazing research, reduce residual on-site forage for other rangeland research, and reduce fuel loads and fire risk. Cattle and horse grazing is used mainly on the Headquarters range, with occasional cattle grazing on Humphrey and Henninger ranges.

Table 5. Average cattle and horse AUMs used from 1997 to 2008

Attribute	Cattle and Horse AUMs Used by Property			Total
	Headquarters	Humphrey	Henninger	
Mean	2106.0	848.7	6.6	2962
Minimum	0.0	0.0	0.0	0.0
Maximum	4560.9	1697.7	48.5	6307
Median	1766.7	1063.6	0.0	-

Predator Avoidance and Abatement

Records indicate that conflicts between large predators (bears, wolves, mountain lions) and sheep grazing have not been a substantial or recurring problem on Agricultural Research Service lands, even though those species have inhabited Agricultural Research Service lands for a number of years. It can be expected that a limited number of encounters with carnivores will continue to occur. The primary methods of limiting encounters with predators are non-lethal conservation measures and include;

- Avoidance over a large-sized land base grazed with relatively few livestock;
- The presence of full time sheep herders, guard dogs, and herd dogs; and

- The removal of associated trash and/or carcasses that might attract predators.

To date, these practices have proven effective in keeping the number of conflicts with large carnivores to a minimum. When encounters or conflicts do occur, they are addressed differently depending on the species present, and the level of threat to the livestock or herder. Most encounters end without lethal removal.

For black bears, herders are instructed to harass (by shooting into the air) a depredating black bear. If problems persist, the appropriate State wildlife service is contacted to investigate and follow up with control actions if warranted.

For gray wolves, (currently de-listed), herders are instructed to harass gray wolves if observed in the vicinity of livestock. If research livestock are being maimed or killed, then shooting a depredating wolf is permitted. If the wolves become listed (currently under litigation, presumably could return to status as an experimental non-essential population), herders can harass but not kill a depredating wolf. Animal and Plant Health Inspection Services (APHIS) Wildlife Services would be contacted to investigate wolf depredation/conflicts, and then contact state wildlife agencies (and or U.S. Fish and Wildlife Service) for authorization to implement control actions such as trapping, collaring, or lethal removal if necessary.

For grizzly bears, herders are instructed to do everything possible to avoid an encounter. Moving the sheep to other areas of the pasture may occur, and moving sheep to other pastures/locations will occur if problems persist. If a grizzly bear is threatening sheep, herders may discharge their rifle into the air if they think it will help frighten the bear (hazing). A herder may shoot directly at a grizzly bear only if his personal safety is threatened. However, this situation has not occurred with U.S. Sheep Experiment Station grazing and is not expected to occur.

The proposed action does not include trapping or transporting grizzly bears or lethally controlling problem grizzly bears because:

- The species is currently federally listed as threatened,
- There have been only four encounters in the recent past, and
- None of those encounters required removal.

Grizzly bear trapping, transportation, or lethal removal is outside the scope of this project and thus, if needed, would require the U.S. Sheep Experiment Station to re-initiate consultation or conduct an emergency consultation, in order to consider the probability of incidental take.

Noxious Weeds Control

There are few weed problems on ARS pasture lands. The minimal weed infestations that are present are located in sheep pens, along roads, and near adjacent private lands. Area or patch infestations are mapped as polygons and included in the USSSES records. Roadside noxious weed locations are identified on hard copy maps and recorded for treatment using appropriate sheep grazing techniques or managed with hand application of herbicides.

Conservation Measures for Grizzly Bears, Other Predators, and Habitat Connectivity

The U. S. Sheep Experiment Station implements a number of conservation measures to reduce the likelihood of potential conflicts with grizzly bear (as well as other predators) and domestic sheep/livestock. They include:

1. Grizzly bear trapping, transportation, or lethal removal is outside the scope of this project. Thus, if needed, it would require the U.S. Sheep Experiment Station to re-initiate consultation or conduct an emergency consultation with the U.S. Fish and Wildlife Service.
2. When creating research plans that include a sheep grazing component, consider the history of livestock-bear conflicts within Agricultural Research Service lands. If conflicts ever developed and created the likelihood of habituation, the U.S. Sheep Experiment Station would modify the grazing schedule and/or sheep movements to avoid recurring conflicts.
3. Using good husbandry practices so that sheep are as healthy as possible, are suitable for research, and the number sick/stray animals is kept to a minimum. An institutional animal care and use committee evaluates research protocols and livestock management practices to ensure they are consistent with good animal husbandry, and comply with Federal laws that govern the use of agricultural animals in research. Protocols and practices that do not comply are not approved.
4. Shepherders, working dogs, and guard dogs are kept with the sheep full-time when on rangelands to reduce the likelihood of encounters, and to assist in efficient and prompt movement of animals when necessary. In the summer range, sheep are accompanied by a minimum of two guard dogs, two herd dogs, and a full time shepherd. Very few stray animals occur over the course of the season because of the close contact the shepherders have with sheep. In the evenings, sheep are bedded on an approximate one-acre area. On moonlit nights when sheep have the tendency to get up and graze, extra vigilance is necessary to watch over sheep. Lamé animals that may occur on occasion are watched closely because of the impact they have on moving the herd, and because animals need to be accounted for to maintain research objectives. Therefore, when lame animals do not recover, they are subsequently removed from the herd within a short period of time, (approximately every three days when the camp tender brings supplies) and transported back to the headquarters property.
5. All unnatural attractants to bears are minimized. This includes treatment or removal of livestock carcasses, and proper storage of human foods, garbage, and dog food. Approved "bear-proof" containers are used, and damaged containers are repaired or replaced so that they work as designed. Camp tenders and managers make periodic visits (approximately every three days) to remove trash and/or dead animal carcasses in order to eliminate potential bear attractants. In some locations, it is not feasible to remove carcasses (due to degree of decomposition and/or access to get them out). In such cases, a carcass is left in place and decomposition expedited with the addition of lime.
6. At least two formal training-orientation meetings are conducted annually with U.S. Sheep Experiment Station employees and herders to review identification of grizzly bear, black bear, bighorn sheep, Canada lynx, mountain lions, etc. In addition, they discuss U.S. Sheep Experiment Station sanitation and garbage removal practices, nonlethal procedures to address livestock-wildlife encounters, and who to contact should encounters occur. Training and education are ongoing and not limited to formal meetings.
7. Regarding grizzly bears, herders are instructed to avoid an encounter. Moving the sheep to other areas of the pasture may occur to avoid an immediate threat, and moving sheep to other pastures/locations would occur if encounters persist.
8. Shepherders carry rifles to protect the sheep and bear spray for personal safety and to scare off inquisitive animals (We cannot issue rifles for personal safety, the rifles are to protect the sheep). If a grizzly bear is threatening sheep, herders may discharge their rifle into the air if they think it would help frighten the bear (hazing). A herder may shoot directly at a grizzly bear only if his personal safety is threatened, however this situation has not occurred with U.S. Sheep Experiment Station grazing, and is not expected to occur.
9. Herders are to report all bear sightings to their supervisor. When on Agricultural Research Service land, all existing and suspected bear activity and (or) conflicts are reported directly to Animal and

Plant Health Inspection Service (APHIS), Wildlife Services. APHIS Wildlife Services then contacts state and federal agencies as necessary to conduct damage investigations.

10. All sightings that are confirmed grizzly bears, or show positive evidence of grizzly bear in the vicinity of livestock would be reported by the USSES to the Interagency Grizzly Bear Study Team (IGBST). Additional details may be developed through consultation with the U.S. Fish and Wildlife Service.
11. When on USDA, Forest Service, or on DOI, Bureau of Land Management land, all existing and suspected bear activity and(or) conflicts are reported directly to the Forest Service or Bureau of Land Management contacts as well as APHIS Wildlife Services.
12. In an interagency agreement with the U.S. Forest Service (USDA Forest Service, 2007), the U.S. Sheep Experiment Station agrees they would comply with meeting grizzly bear management goals on the Meyers Creek and East Beaver Allotments (USDA Forest Service, see page 6 of the DEIS) including notifying appropriate personnel of encounters, and temporarily stopping or modifying grazing as necessary, should bear conflicts arise with humans or livestock. Refer to the specific interagency agreement for details. This agreement may be updated based on future consultation between U.S. Forest Service and the U.S. Fish and Wildlife Service regarding use of the Meyers Creek Allotment. Refer to the most up to date interagency agreement for details.

Other reasonable and prudent measures may be developed as formal consultation with the U.S. Fish and Wildlife Service proceeds.

Conservation Measures for Bighorn Sheep

In the MOU prepared between the Bureau of Land Management and the USSES for grazing on the Bernice allotment (USDI Bureau of Land Management, 2007), a “Bighorn Sheep Action Plan” is included. The action plan describes five action items that will be taken in order to minimize potential contact between bighorn and domestic sheep. They include:

1. On- site supervision of the domestic sheep bands as well accompaniment by guard dogs to prevent interaction.
2. Keeping domestic sheep below the 5,600 foot contour and off of mountain foothills and canyons.
3. If funding is available, cooperation regarding data collection for bighorn sheep surveys.
4. Maintaining a three-mile buffer of separation between domestic sheep and bighorn sheep.
5. Notifying a list of individuals if contact occurs or becomes imminent.

Conservation Measures for Greater Sage-grouse

There are a number of conservation measures employed by the USSES to minimize effects of sheep grazing and proposed activities. They include the following:

1. Most leks have been identified on the ground and are annually inventoried. As a result, USSES closely monitors sage-grouse breeding populations and submits data to Idaho Game and Fish personnel.
2. USSES employs a grazing strategy that avoids using active lek sites during the courtship season. During the period when leks are active, temporary troughs for watering sheep are specifically placed in locations and pastures without leks, in order to avoid disturbance. Also, full time sheep herders manage the daily movements of sheep and, thus, are able to assist in keeping sheep away from active leks.

3. After courtship season, the temporary water troughs are specifically placed in sites that previously had active leks. Concentrated sheep activity keeps shrub encroachment to a minimum, ensuring that leks persist annually and do not become overgrown with mountain big sagebrush.
4. Sheep are moved rapidly through pastures which results in minimal disturbance to sage-grouse that might be in the area, and utilization on forbs and grasses remains light. Pasture sizes on the Headquarters vary between approximately 640 acres to 1100 acres, and sheep are moved through a pasture in six or seven days.

Conservation Measures for Blair Lake

- Close road that accesses Blair Lake to all motorized use on ARS lands. Close road effectively where slope begins to increase, shortly after road crosses on to ARS lands. Selectively drop trees such that off-road vehicle traffic cannot detour around closure.
- Install water bars at the first gradient breaks to get the water off the road. Install subsequent water bars at gradient breaks until the open meadows are reached.
- At road end harden the sheep driveway across the stream (to minimize sediment input into stream) with gravel and small cobbles from surrounding area. In addition, harden the last 30-50 feet of the road and place a water bar at the road end to divert surface run-off. This would minimize or eliminate surface runoff and sediment from entering the creek at the road end.

Conservation Measures for Sheep Crossings at North Fork and South Fork Odell Creeks²

- North Fork of Odell Creek: At both crossings place water bars at key gradient breaks or embed 12-inch logs at this gradient breaks about 4-5 inches deep, and at an angle of 20-45 degrees across the driveway to ensure water is diverted off this area into undisturbed vegetated forest floor, which would function as a sediment filter strip. At the secondary and smaller crossing, harden the stream banks with rock, small logs, pole sized timber, or other locally obtained native material (that can harden stream banks) to prevent further degradation due to sheep crossing the stream.
- South Fork of Odell Creek: The far side of the crossing comes out on to a steep slope, which is largely bare of vegetation. Currently, there are no signs of rilling or gullying, but mitigation will be implemented to prevent further degradation due to sheep crossing the stream. Harden the far bank with small rock to provide soil cover or consider developing an alternative crossing nearby where the entry and exit would not lend itself to slope issues.

Conservation Measures for Drainage at Exit from Mine Waste Water Pond

- Enhance berm development. Place large rocks as roughness elements to slow water velocity and enhance sediment deposition. Place some 10-12 inch log sections into drainage to develop step pools place larger rocks below log sections. These measures would slow water velocities and minimize erosion from flowing water. Place rock on raw meander bank edges to provide protection in conjunction with the above mitigation measures.

Conservation Measures for application of Herbicides used to control Noxious Weeds.

- A contingency plan, or emergency spill plan, would document notification requirements, time requirements for notification, spill management, and parties responsible for clean up. Factors to be

² Detailed locations are described in the Hydrology Specialist Report

considered during spill cleanup are the substance spilled, the quantity, and toxicity, proximity to waters and hazard to life, property, and environment, including aquatic organisms.

- During pesticide application, an untreated buffer would be left alongside surface waters, wetlands and riparian areas. In determining buffer width, the following factors would be taken into consideration: beneficial water uses, adjacent land use, rainfall, temperature, wind speed and direction, terrain, soils, vegetative type and aquatic life. Other consideration would be type of application, persistence on-site, foliage, spray pattern and droplets and carrier.

Table 6. Summary of buffer widths by herbicide

Herbicide	Recommended Buffer Width	Comment
2, 4 D amine	25 ft ^a	If using ester form, toxic to fish
Imazapyr	Up to Edge ^b	Low toxicity to fish and algae; Mobility pH dependent;
Picloram	25 ft ^a 164 ft	Known surface and groundwater contaminant; 25 ft buffer applies to surface water drainages; 164 ft buffer applies if herbicide applied near Station groundwater wells
Bromacil	25 ft ^a 164 ft	Known groundwater contaminant; 25 ft buffer applies to surface water drainages; 164 ft buffer applies if herbicide applied near Station groundwater wells
Clopyralid	25 ft ^a 164 ft	Considered moderately toxic to fish; 25 ft buffer applies to surface water drainages; 164 ft buffer applies if herbicide applied near Station groundwater wells
Triclopyr amine	Up to Edge ^b	If ester form used, can be persistent in aquatic environment
Diuron	25 ft ^a 164 ft	Known groundwater contaminant; Moderately toxic to fish and highly toxic to aquatic plants; 25 ft buffer applies to surface water drainages; 164 ft buffer applies if herbicide applied near Station groundwater wells
Non-aquatic Glyphosate	100 ft	Relatively low toxicity to birds, mammals and fish.

a - Bonneville Power Administration, Date Unknown, Transmission System Management Program (DOE/EIS-0285)-Final EIS, Chapter 5;

b - Tu et al, Nature Conservancy Weed Management Handbook

Description of Alternatives

Alternative 1 - Proposed Action – No New Federal Action

The proposed action is also the no new federal action alternative.

There are two options for a no action alternative:

1. No new federal action – This means that ongoing federal actions would continue, but that no new or additional federal actions would take place.
2. No activities would take place – This means that if activities are occurring within the project area, all activities would cease.

The settlement agreement in *Center for Biological Diversity and Western Watersheds Project, v. U.S. Sheep Experiment Station; U.S. Department of Agriculture; Agricultural Research Service; and U.S. Forest Service*,³ stipulated that:

³ Center For Biological Diversity, and Western Watersheds Project, v. U.S. Sheep Experiment Station; U.S. Department Of Agriculture; Agricultural Research Service; and U.S. Forest Service, Case No. 07-CV-0279-E-MHW

1. The U.S. Agricultural Research Service shall prepare an "environmental assessment" ("EA") or "environmental impact statement" ("EIS"), pursuant to the National Environmental Policy Act ("NEPA"), regarding the grazing of sheep and related activities on ARS lands.

The proposed action was directed to be "the grazing of sheep and related activities on U.S. Sheep Experiment Station lands." The settlement agreement did not direct the Agricultural Research Service to consider the analysis of ending all activities on the Sheep Station. Therefore, it is appropriate that the no action option is #1 – No new federal action.

The purpose of a no action alternative is to provide a baseline for analysis purposes. For this analysis the existing condition (no new federal action) serves as the baseline.

No new federal actions are proposed under this alternative, merely a continuation of the historic and existing activities already occurring on the U.S. Sheep Experiment Station, Dubois, Idaho. The proposed action would continue ongoing sheep grazing and associated activities that historically have been occurring in conjunction with our research to develop integrated methods for increasing production efficiency of sheep and to simultaneously improve the sustainability of rangeland ecosystems. These activities enable us to carry out the mission for which it was established by executive order and public law.

Alternative 2 – No Grazing

Alternative 2 is considered a 'no grazing' alternative, as grazing on all ARS lands would not occur.

Alternative 2 was developed to respond to the public suggestion that sheep grazing be eliminated completely from the Sheep Station operation. There would be a 65 percent reduction from alternative 1 sheep inventory, which results in 1,166 head retained for research purposes. Until new grazing lands are obtained, all sheep would be maintained at the Mud Lake Feedlot where harvested feeds would be fed daily to meet the nutrient needs of the sheep. The reduction in sheep inventory was necessary to remain within available funds for purchasing harvested feeds and maintaining a feedlot facility. There are a few grazeable acres at the Mud Lake facility. A small contingent of sheep (~130 head) would graze the lands surrounding Mud Lake Feedlot from April to September.

Alternative 3 – No Grazing in Centennial Mountain Range

Alternative 3 was developed in response to the public suggestion that grazing be eliminated in the Centennial Mountains. Animal units are based on a 20 percent reduction from Alternative 1 sheep inventory, which resulted in 2,640 head retained for research purposes. According to Alternative 3, U.S. Sheep Experiment Station properties Humphrey, East Summer, and West Summer, and USDA- Forest Service allotments Meyers Creek and East Beaver would not be grazed. The majority of AUMs that are needed would be taken from U.S. Sheep Experiment Station Headquarters property. Because of lower water availability and reduced forage quality of this property, the sheep inventory was reduced.

Alternative 4 - No Grazing Adjacent to and within the Grizzly Bear Primary Conservation Area

Alternative 4 was developed in response to the public suggestion that grazing be eliminated adjacent and within in the grizzly bear primary conservation area (PCA) (Note: Agricultural Research Service lands are not within the grizzly bear primary conservation area.). Animal units are based on a 10-year sheep inventory high of 3,331 head. No reduction in sheep inventory would be required. According to Alternative 4, USSSES East Summer Range property (Tom's Creek) and USDA-Forest Service Meyers Creek allotment would not be grazed. The majority of AUMs needed during summer months would be taken from U.S. Sheep Experiment Station West Summer Range (O'Dell and Big Mountain Pastures).

Alternative 5 – No Grazing Near Bighorn Sheep Populations

Alternative 5 was developed in response to the public suggestion that grazing be eliminated to protect bighorn sheep populations. Animal units are based on a 30 percent reduction from Alternative 1 sheep inventory, which resulted in 2,332 head retained for research purposes. According to Alternative 5, USDA-Forest Service and DOI-Bureau of Land Management properties Snakey-Kelly and Bernice, respectively, would not be grazed. Until new winter grazing lands are obtained, domestic sheep would be maintained at Mud Lake Feedlot where harvested feeds would be fed daily to meet the nutrient needs of the sheep. The reduction in sheep inventory was necessary to remain within available funds for purchasing harvested feeds and maintaining a feedlot facility.

Table 7. Activities in Alternatives 2-5 in comparison to Proposed Action

Activity/Mitigation	Alternative 2	Alternative 3	Alternative 4	Alternative 5
		No grazing would occur on the Headquarters, East Summer, West Summer, Henninger, and Humphrey Pastures as well as on the following allotments: Snakey Kelly, East Beaver, Bernice, and Meyers Creek allotment	No grazing would occur on the East Summer, West Summer, and Humphrey Pastures as well as on the following allotments: East Beaver and Meyers Creek allotments.	No grazing would occur on the East Summer Range as well as on the Meyers Creek allotment
Sheep Trail and Driveway Use and Maintenance				
Trails	None used	No trailing to Humphrey and East Beaver	No trail beyond the Dry Creek road to the Meyers Creek allotment or back off East Summer range.	No trailing to Snakey Kelly
Driveways	None used	None used	Toms units 5-7 not used	Same as alternative 1
Stock Water Operations - Water Developments				
Headquarters, Humphrey and Henninger	None used	No water troughs used on Humphrey No water diversion on Humphrey	Same as alternative 1	
West Summer Range		Would not use		
Camp Tending - Sheep Herding Camps				
Headquarters, Humphrey and Henninger Camps	None Used	No camps at Humphrey	Same as alternative 1	
		No camps	No camps on East Summer	Same as alternative 1
Fences				
Pasture Fences		None on West Summer	Same as alternative 1	
Horse Corral				
Exclosures				
Maintenance and repair of existing roads and fire breaks				
Roads	None created or maintained	No road maintained in West Summer	Same as alternative 1	
Firebreaks				
Range Improvement				
Prescribed Burning	No activities	Same as alternative 1		
Seeding		No seeding on Humphrey	Same as alternative 1	

	Alternative 2	Alternative 3	Alternative 4	Alternative 5
Activity/Mitigation	No grazing would occur on the Headquarters, East Summer, West Summer, Henninger, and Humphrey Pastures as well as on the following allotments: Snakey Kelly, East Beaver, Bernice, and Meyers Creek allotment	No grazing would occur on the East Summer, West Summer, and Humphrey Pastures as well as on the following allotments: East Beaver and Meyers Creek allotments.	No grazing would occur on the East Summer Range as well as on the Meyers Creek allotment	No grazing would occur on Snakey Kelly and Bernice Allotments
Cattle and Horse Grazing	None	No supplemental grazing on Humphrey	Same as alternative 1	
Predator Avoidance and Abatement	Same as alternative 1, use as needed			
Integrated Pest Management – Noxious weeds	Ability to monitor is severely limited on properties where herders, camp tenders, etc. are not riding over the land.			
Grizzly Bear	Not needed	Same as alternative 1		
Sheep Driveway	Not needed		No Driveways On East Summer	Same as alternative 1
Heritage	Same as alternative 1			

Threatened, Endangered, and Proposed Species and Designated Critical Habitat Considered and Analyzed

On May 6, 2008, and again on August 14, 2009 a list of threatened, endangered, and proposed species that may be present in the action area was discussed with the U.S. Fish and Wildlife Service (Arena, personal communications). Results of these discussions concluded that only Canada lynx, Yellowstone Distinct Population of grizzly bear, and Northern Rocky Mountain gray wolf (currently delisted, but undergoing challenges in court) have the potential to occur in or near the project area. Other species have no federal listing status, or do not occur in the area. No critical habitats occur in the area.

A review was conducted of available information to assemble occurrence records, describe habitat needs and ecological requirements, and determine whether additional field reconnaissance is needed to complete the analysis. Sources of information included interviews with USSES staff, interviews with Forest Service biologists on the Caribou-Targhee National Forest, interviews with state wildlife agency employees, review of Idaho and Montana State Natural Heritage Program databases, and published research. An independent wildlife biologist (employed by the USDA Forest Service – TEAMS Enterprise Unit) visited the sites on four separate occasions including May 6th through 8th, 2008; July 6th through 14th, 2008; June 21 through 26, 2009, and August 17th through 21st, 2009 in order to verify wildlife habitat types, observe resource conditions, review details of proposed activities, gather additional site information, and contact local biologists from state and federal agencies.

Other than Canada lynx, grizzly bear, and gray wolf, no further analysis is needed for TEP species because they are not known or suspected to occur in the project area, and no suitable habitat is present. Effects to species without federal listing status (e.g. that were identified in the original lawsuit or those brought up during scoping with potential concerns) will be reviewed in the “Analysis of Other Species” section of this wildlife report.

Consultation To Date

2008 - Interim U.S. Sheep Experiment Station and Associated Grazing Activities: The project biologist met informally several times with United States Fish and Wildlife Service (FWS) staff in Chubbuck, Idaho. The initial meeting conducted on May 6, 2008 familiarized the Fish and Wildlife Service biologist with the project location and description of proposed activities. At that time, the project biologist and Fish and Wildlife Service biologist reviewed a list of species in or near the project area having federal status. A preliminary discussion of species occurrences in the area and potential project effects indicated that Canada lynx was the only federally-listed species and that effects are unlikely or minimal.

Ute's Ladies'-tresses (*Spiranthes diluvialis*) was also reviewed and found that habitat was not present.

Additional phone calls and email exchanges occurred in September and October, 2008 to review potential effects to species, clarify procedural questions, and agree that the U.S. Sheep Experiment Station would work with the Chubbuck, ID Fish and Wildlife Service office as the lead contact. On December 9, 2008, the Fish and Wildlife Service concluded the consultation process for the interim grazing activities by providing written concurrence with the project biologist's determination of effects on listed species which included "Not Likely to Adversely Affect" Canada lynx (USDI Fish and Wildlife Service, 2008d). Similarly, the Fish and Wildlife Service acknowledged the biologist's determination that the project was "Not Likely to Jeopardize the Continued Existence of Gray Wolf".

2009 - U.S. Sheep Experiment Station and Associated Grazing Activities. On August 14, 2009, the biologist met with the Fish and Wildlife Service in Chubbuck, ID to again start the process of consultation (USDI Fish and Wildlife Service, 2009b). This phase of the project is the same as the interim phase, but activities and effects are considered over a longer time period, and with more extensive scoping and public review. At the time of this meeting, Canada lynx was the only listed species in the project area. The northern Rocky Mountain distinct population segment of gray wolf had been delisted on May 4, 2009.

In September, 2009, grizzly bears in the Yellowstone DPS were restored to a status of federally listed as a threatened species. On October 1, 2009 the biologist contacted the USFWS to discuss the recent court order relisting the Yellowstone DPS of grizzly bear. Discussions included possible determinations and consultation process for control actions including hazing, trap and transport, lethal control, and personal safety if a herder is threatened by a bear. The change in status indicated that if there were any potential effects to grizzly bears, then formal consultation would be necessary. The USSES expressed their desire to participate in any upcoming Level 1 streamlined consultation meetings that occur between the USFWS and the Caribou-Targhee National Forest, which also are likely to include discussions regarding previously analyzed projects in grizzly bear habitat. Based on the results of these discussions and a minimal history of USSES encounters with grizzly bears (none with lethal control), the USSES made a decision that the proposed actions and alternatives would not include trap and transport or lethal control. These activities have not occurred with USSES activities in the past and are not expected to occur in the future. The biologist modified the 2008 biological assessment to incorporate the listed status of grizzly bear and submitted a draft biological assessment for review to the USFWS on December 17, 2009.

2010 - U.S. Sheep Experiment Station and Associated Grazing Activities. In January of 2010, the USFWS reviewed the draft BA and responded to the USSES with a letter and suggested changes to the BA for consideration. Most of those changes have been incorporated into the current biological assessment. On March 17th, 2010, a meeting was conducted between the FWS in Chubbuck, ID, USSES research staff, and the project biologist as preparation for formal consultation. The purpose of this meeting was to review and clarify existing conservation measures for grizzly bear, discuss any reasonable and prudent measures that might be issued in Biological Opinion (keeping in mind that other reasonable and prudent measures may be developed as consultation proceeds), and to discuss grazing in Summer Pastures while in the formal consultation process.

On 2010, greater sage-grouse, pygmy rabbit, and northern Rocky Mountain gray wolf are all species that are not federally listed, but were recently either listed or petitioned. Therefore, there is some possibility that one or all the species could become federally listed. These species occur on USSES properties and should they return to a listed status, the USSES would need to initiate (or reinstate) consultation on the potential effects the proposed activities may have on these newly listed species. In light of the potential listing of these species, the wildlife analysis performed for the current DEIS considered whether continued operation of the proposed action would make any irreversible or irretrievable commitment of resources to these three species, vis-à-vis effects analysis, and found that continued operations would not make such a commitment. For the wolf, USSES activities were analyzed in the 2008 Wildlife report when the wolf was designated as a nonessential experimental population. The biologist's analysis and "No Jeopardy" determination was reviewed and recognized by the USFWS. Since the activities and effects of the current project are the same as analyzed in 2008 but over a longer period of time, the previous determination would be applicable until the need to reinstate consultation is considered and/or completed. Should sage-grouse or pygmy rabbit become listed or critical habitat designated within the project area, prescribed burning activities would be deferred until consultation is completed. The current project proposal would not hinder or prevent (foreclose) the USSES from implementing reasonable and prudent alternatives to protect those species (such as delaying prescribed fire treatments or modifying grazing strategies) until the consultation process is completed if it becomes necessary.

Canada Lynx (*Lynx canadensis*)

Disturbances to Canada lynx are unlikely in alternative 1 (the proposed action) as well as alternatives 4 and 5, based on low potential for year-round occupancy by lynx, lack of control measures directed at felines, and the presence of full time sheep herders and guard dogs that limit depredation. However, the potential exists for lynx to move through the area foraging and in search of larger expanses of high quality habitat. In such cases, disturbances would be limited to an occasional lynx temporarily avoiding the immediate area coincident with a band of domestic sheep, guard dogs, and herd dogs. Where suitable foraging and denning habitat is present in sufficient quantities, Canada lynx would temporarily adjust their location to avoid encounters, but continue to forage in nearby forested stands. Alternatives 1, 4, and 5 are not likely to adversely affect Canada lynx.

Alternatives 2 and 3 would have no effect on Canada lynx, since grazing and associated activities would not occur in the Centennial Range, suitable habitat for potential denning. The small potential for lynx to encounter herders or guard dogs would not occur, and there would be no competition for browse between domestic livestock and snowshoe hare.

Canada Lynx Affected Environment

A comprehensive review of Canada lynx life history can be found in Lynx Conservation Assessment and Strategy (LCAS) (Ruediger et al. 2000). A condensed version of life history from the Lynx Recovery Outline (USDI Fish and Wildlife Service 2005a) is summarized below.

Lynx are highly adapted for hunting snowshoe hare, the primary prey, in the snows of the boreal forest. Lynx in the contiguous United States are at the southern margins of a widely-distributed range across Canada and Alaska. The center of the North American range is in north-central Canada. Lynx occur in mesic coniferous forests that have cold, snowy winters and provide a prey base of snowshoe hare. Lynx survivorship, productivity, and population dynamics are closely related to snowshoe hare density in all parts of its range. Both timber harvesting and natural disturbance processes, including fire, insect infestations, catastrophic wind events, and disease outbreaks, can provide foraging habitat for lynx when resulting understory stem densities and structure provide the forage and cover needs of snowshoe hare. These characteristics include a dense, multi-layered understory that maximizes cover and browse at both ground level and at varying snow depths throughout the winter. Despite the variety of habitats and settings, good snowshoe hare habitat has a common denominator - dense, horizontal vegetative cover 1-3 meters (3-10 feet) above the ground or snow level. In northern Canada, lynx populations fluctuate in response to the cycling of snowshoe hare. Although snowshoe hare populations in the southern portion of the range in the contiguous United States may fluctuate, they do not show strong, regular population cycles as in the north. The southernmost extent of the boreal forest that supports lynx occurs in the contiguous United States in the Northeast, western Great Lakes, northern and southern Rockies, and northern Cascades. Here the boreal forest transitions into other vegetation communities and becomes more patchily distributed. As a result, the southern boreal forests generally support lower snowshoe hare densities, hare populations do not appear to be as highly cyclic as snowshoe hares further north, and lynx densities are lower compared to the northern boreal forest.

Canada lynx is a federally-listed threatened species and historically resided within the Centennial Mountain Range portions of the Sheep Station, which includes the West Summer Range (Odell Creek and Big Mountain) and the East Summer Range (Toms Creek). These areas are outside of, but adjacent to Lynx Analysis Units established on the Targhee National Forest in 2005. There is no Canada lynx critical habitat in the project vicinity. The Idaho statewide wildlife observation database indicates that historically, a number of Canada lynx have been observed in the Centennial Mountain Range. The TEAMS wildlife biologist has discussed occurrences of Canada lynx with US Fish and Wildlife Service in Chubbuck, ID (Arena 2008, 2009), Idaho Department of Fish and Game Biologists (Schmidt, personal

communications), and USDA Forest Service Biologists on the Caribou-Targhee National Forest (Aber, Keetch, Orme, personal communications). Biologists with these agencies indicated that Canada lynx are unlikely to be currently residing year-round in the Centennial Range based on:

- A limited number of occurrences, 1874-1998
- Negative findings during hair snare surveys in 1999 - 2001, and
- Limited observations from winter track surveys conducted from 1996 - 2004.

A summary of lynx habitat and observation data compiled for the Caribou-Targhee National Forest (adjacent to ARS lands) is presented in a Forest report prepared by Orme (2005). In a biological assessment (Aber 2007a) completed for sheep grazing on the USDA Forest Service Meyers Creek Allotment, which is adjacent to Toms Creek on ARS lands, the biologist determined that grazing activities would have "No Effect" on Canada lynx and are consistent with the Lynx Conservation Assessment and Strategy. According to maps prepared for the Lynx Conservation Agreement between the USDA Forest Service and the US Fish and Wildlife Service (USDA Forest Service 2006a), areas in the Centennial Range are Secondary Habitat, which the Lynx Recovery Outline defines as "those with historical records of lynx presence with no record of reproduction; or areas with historical records and no recent surveys to document the presence of lynx and/or reproduction." A majority of habitat on ARS lands is unsuitable for lynx, because it is in lower elevation shrublands (Headquarters, Henninger Ranch). Higher elevation lands (West Summer Range, East Summer Range, and Humphrey Ranch) are potential lynx habitat but are of lower quality, because the lands do not contain large, connected expanses of boreal forest. ARS lands are outside of established Lynx Analysis Units.

Based on a review of the above information, there is potential for an occasional lynx to use the area traveling through high-elevation ARS lands in the Centennial Mountain Range, while temporarily foraging or moving between larger expanses of quality habitat in northwest Wyoming and Central Idaho. However, the area is unlikely to be currently occupied by a resident lynx population considering the lack recent observations in the Centennial Range and the status of adjacent habitat on USDA Forest Service lands as unoccupied according to the Lynx Conservation Agreement (USDA Forest Service 2006a).

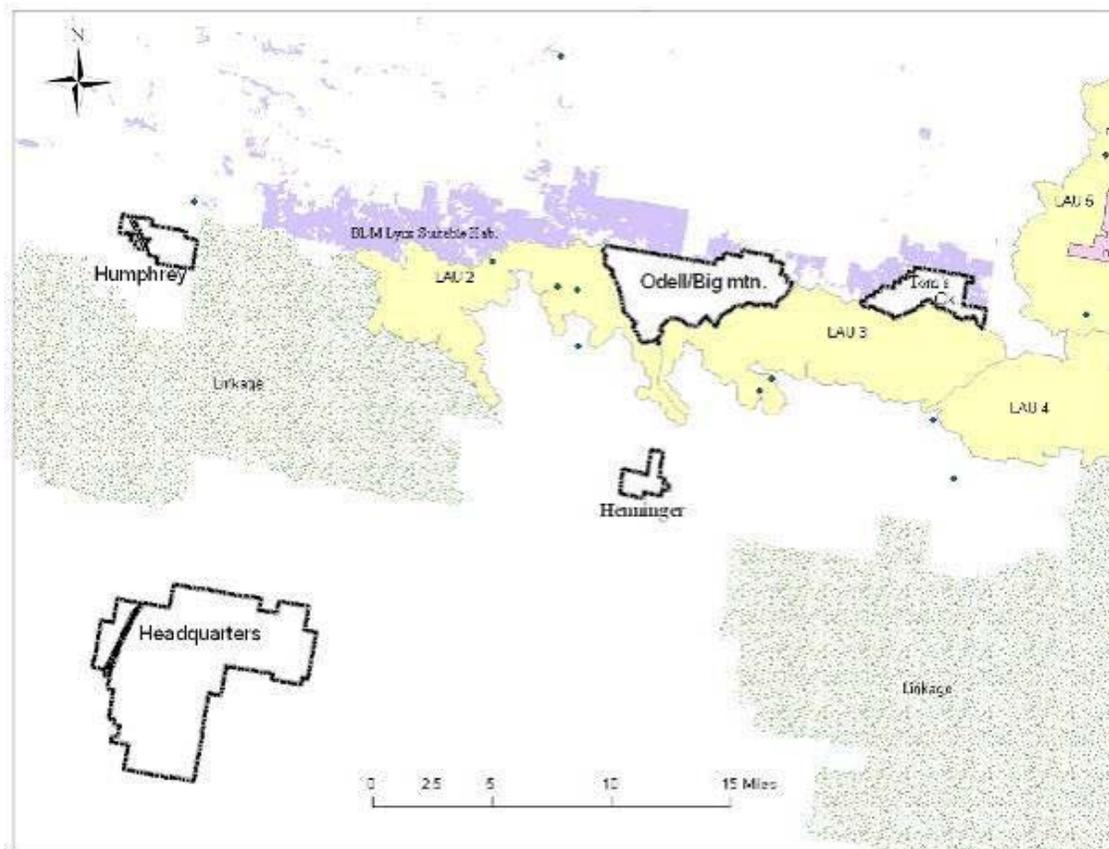


Figure 6. Sheep Station lands adjacent to LAUs on the Caribou-Targhee NF, 2005

Canada Lynx Direct/Indirect Effects

Alternatives 1, 4, and 5 Direct and Indirect Effects Canada Lynx

- Alternative 1 represents current operations at the Sheep Station.
- Alternative 4 - No grazing would occur on the East Summer Range as well as Meyers Creek allotment.
- Alternative 5 - No grazing would occur on the Snakey/Kelly and Bernice Allotments.

The effects of these three alternatives are nearly the same since grazing operations take place in suitable lynx habitat in the Centennial Mountains which is thought to be unoccupied.

A review of the activities for each of these alternatives indicates that minimal, if any, effects would occur with regard to Canada lynx, both to individuals as well as to habitat. No effects would occur to designated critical habitat as none is present, and none is being proposed or considered in the area.

Most of the activities would have no effect on Canada lynx or their habitat. Those activities that occur in sagebrush shrublands at lower elevation are outside of lynx analysis units; and are in areas that do not have continuous forested cover, and do not provide adequate habitat features for denning or routine lynx foraging activities. The activities that are outside of suitable habitat and thus would have no effect include:

- All livestock grazing and camp tending activities during winter months,
- Livestock trucking activities,
- Cattle and horse research grazing,
- Activities on the Mud Lake Feedlot facility,
- Prescribed fire, Integrated pest management,
- Temporary watering sites,
- Road maintenance,
- Water diversions, and
- Permanent fencing and its maintenance.

Within the Centennial Range, there are five permanent watering features. However, their presence and associated maintenance activities would not alter available lynx habitat, do not affect lynx prey, nor would they be expected to affect individual lynx.

Activities that could have minimal effects to Canada lynx occur during the summer grazing season and are within or adjacent to suitable habitat. These activities include sheep grazing and trailing and camp tending activities in the West Summer Range (Odell Creek and Big Mountain) and the East Summer Range (Toms Creek). Although Canada lynx have not been recently documented within the Centennial Mountains through hair snare surveys, suitable habitat is present in these high elevation forests. They support a low density population of snowshoe hare, lynx primary prey, as well as patches of large diameter downed wood suitable as denning habitat. The delineation of Lynx Analysis Units (2005) in habitat nearby on the Targhee National Forest indicates the presence of suitable habitat.

Though habitat may be suitable, expected effects from the above activities are minimal. Domestic sheep are only present in the East and West Summer Range area for a short duration during the summer, generally from start of July through the first week of September. This period is not critical to denning, and any Canada lynx that might be in the area could continue to forage across the landscape. Human disturbances may result in an occasional incident where lynx temporarily avoid the immediate area coincident with a band of domestic sheep, guard dogs, and herd dogs. Where there exists small patches of suitable foraging and denning habitat in sufficient quantities, Canada lynx would remain in the area, but temporarily adjust their travel and foraging locations to avoid direct encounters.

Another possible indirect effect to lynx is that associated with competition for browse between livestock and snowshoe hare (Ruediger et al. 2000). On-the-ground conditions quantified in the Range Report for the DEIS indicate that sheep grazing in the Centennial properties is of low intensity with a high amount of available forage. Light stocking and a rotation schedule that rests areas one year in three have allowed for highly productive range conditions with a stable or upward trend. Appropriate diversity of forbs, shrubs, and grasses is present, and in 2009, forb production was double or triple that expected. Utilization was light. Visual comparison of plants inside exclosures that have not been grazed in over 30 years to those outside the exclosures showed no difference in vegetative composition. Forested understory that provides winter cover and browse for snowshoe hares is present, and remains unaltered by the sheep grazing activities except where down logs are occasionally bucked into pieces to allow sheep passage along established trails. Near pristine on-the-ground conditions in the Summer Range are a result of many previous years in which the proposed activities have been occurring, and indicate that long-term habitat changes that might be of concern (described in the Lynx Conservation Assessment and Strategy (Ruediger et al. 2000) would not occur from the proposed activities.

No effect to Canada lynx from predator control activities is expected. Sheep herders are trained annually on predator control procedures. In order to protect the sheep herd and for the herder's safety, they are outfitted with rifles and all ammunition is inventoried. Fired ammunition is accounted for through an explanation to their supervisor. Herders are instructed how to address problems with wolves (*Canis*

lupus), coyotes (*Canis latrans*), mountain lions (*Felis concolor*), and black bears (*Ursus Americanus*). Instructions are issued in semi-annual trainings that herders should not fire weapons at bobcat or lynx since they are difficult to identify, and the Canada lynx is a federally protected species. Ruediger et al. (2000) describes the risk of lynx mortality from predator control activities targeted for other carnivores as low because trapping efforts are reduced from historical levels, trapping efforts target individual offending animals, and trapping usually occurs in lower elevations (outside of lynx habitats). An interview with Wildlife Services (Farr, personal communication) who conducts control actions on ARS lands indicated that:

- They have not caught any lynx in leghold traps.
- The lower elevation USSES lands are not suitable lynx habitat.
- There have been no depredations by felines in the Summer Range properties, so trapping for felines has not been necessary.
- Mr. Farr is not aware of lynx being captured in the area related to fur trapping.
- Canada lynx are unlikely, or unexpected to occupy the area.
- When trapping, Wildlife Services uses lures specifically targeted for canines and thus, greatly reduces potential of inadvertently capturing felines such as Canada lynx.

In addition to the information above that indicates a minimal potential for negative effects, it should also be noted that there is a very low probability of Canada lynx occurrences on ARS lands as discussed previously.

Alternatives 2 and 3 Direct and Indirect Effects for Canada Lynx

- Alternative 2 - No grazing would occur.
- Alternative 3 - No grazing would occur on ARS properties in the Centennial Range.
- These alternatives have the same effects on Canada lynx because grazing is eliminated in/or near suitable habitat that could provide for a resident population of lynx.

Elimination of all grazing and associated activities (alternative 2), or all grazing activities in the Centennial Range (alternative 3) would eliminate the potential effects discussed in other alternatives. Human disturbances from USSES activities would not occur which otherwise may result in uncommon occasions where lynx avoid the immediate area coincident with a band of domestic sheep, guard dogs, and herd dogs. Where there exists small patches of suitable foraging and denning habitat in sufficient quantities, Canada lynx would not have to temporarily adjust their travel and foraging locations to avoid direct encounters. There would be no competition for browse between livestock and snowshoe hare.

Canada Lynx Cumulative Effects

The spatial boundary for the discussion of cumulative effects for Canada lynx is the Centennial Mountain Range, because this landscape incorporates multiple Lynx Analysis Units established by the USDA Forest Service (2005) in cooperation with the USDI Fish and Wildlife Service, and is large enough in size to support a resident population of several lynx. The temporal boundary is from present day through the next 10 years because projections beyond that timeframe are similar to that being described, but with reduced accuracy.

As stated in the affected environment section of the report, the official status of adjacent habitat on USDA Forest Service lands is unoccupied according to the Canada Lynx Conservation Agreement (USDA Forest Service 2006a). There is potential for occasional lynx to use the Centennial Mountains while temporarily foraging or moving between larger expanses of quality habitat in northwest Wyoming and Central Idaho. The proposed project and alternatives do not reduce available habitat, would not add additional effects which would render potentially occupiable habitat as unsuitable, nor would it deter from the Centennial

mountains ability to provide temporary Canada lynx travel and foraging between higher quality habitat in Yellowstone or Central Idaho. As such, the project and alternatives do not contribute to additional cumulative effects.

There are no interrelated actions associated with this project. Interdependent actions include livestock grazing permits issued in Targhee National Forest lands, as well as past and proposed timber sales there. Existing habitat on National Forest System lands is managed in compliance with the Lynx Conservation Assessment and Strategy, the Lynx Conservation Agreement, as well as Northern Rockies Lynx Management Direction (2007c) and thus, would maintain conditions that provide for continued protection and recovery of Canada lynx. Considering that effects from the proposed project are negligible, and effects from past or planned projects provide for lynx conservation, then there are no additional cumulative effects to Canada lynx from the project proposal or its alternatives.

Preliminary Canada Lynx Biological Determination

This determination is preliminary. It will be finalized by the project wildlife biologist prior to implementation of the project decision. Discussions between the USDI Fish and Wildlife Service and the wildlife biologist have occurred on numerous occasions and will continue. Consultation would conclude after the biological assessment is finalized and signed, submitted to the USDI Fish and Wildlife Service for their consideration and (if/when) concurrence is provided.

The project biologist have determined that alternatives 1, 4, and 5 "USSES Grazing and Associated Activities - May affect, but are not likely to adversely affect Canada lynx." This determination is supported by rationale presented in the Biological Assessment and summarized below.

- Suitable lynx habitat is present, however that habitat has been identified as having a low potential for year-round occupancy, and recent observations of Canada lynx in the area are rare.
- Canada lynx have not been targeted for abatement on ARS lands, nor are there records of personal accounts indicating that abatement actions have been taken to control Canada lynx on ARS lands. No take would occur from predator control activities.
- Grazing practices and associated activities implemented by the Sheep Station do not affect denning habitat, do not remove cover important to lynx travel, and retain adequate cover and forage available to snowshoe hares, lynx primary prey. Activities are consistent with standards in the Lynx Conservation Assessment and Strategy.
- Cumulative effects of the project are negligible.
- Negative effects are unlikely. If they occur at all, they would be limited to small temporary changes in daily movements. In the Centennial Mountains, individual lynx moving through the area may make small temporary adjustments in habitat use/travel routes to avoiding conflicts with guard dogs and/or humans associated with grazing a band of sheep.

*Grizzly Bear (*Ursus arctos horribilis*)*

Affected Environment

On September 21st, 2009, grizzly bears in the Yellowstone distinct population segment returned to their previous status listed as a threatened species. The USDI Fish and Wildlife Service decision to remove the Yellowstone Distinct Population Segment of grizzly bear from the list of threatened species (USDI Fish and Wildlife Service 2007a) was vacated by order of the United States District Court (2009) in Missoula, Montana, based on two (of four) court findings:

The court found that the Conservation Strategy, Forest Plan Amendment, and State Plans are not adequate regulatory mechanisms because they are minimally enforceable,

particularly outside of the primary conservation area, and rely on good faith and future promises of action. In addition, the final rule to delist didn't adequately analyze how various laws will protect the species.

The court found that the USDI Fish and Wildlife Services did not articulate a good rationale regarding expected declines in whitebark pine and a lack of a threat grizzly bears.

In contrast, the court found in favor of the plaintiffs (USDI Fish and Wildlife Service) regarding the other two points of the complaint.

The court found that the USDI Fish and Wildlife Service analysis adequately demonstrated that maintaining a population size of 500 animals is sufficient for genetic diversity. Similarly, that translocation from other populations is an adequate method to address genetic diversity shortfalls over the long term, and that there is not a short-term issue with genetics. The population does not need to be "self-sustaining" to be delisted.

The court found that the USDI Fish and Wildlife Service analysis and the final rule to delist provided good rationale that the Distinct Population Segment /Primary Conservation Area (PCA) constitutes a significant portion of the Yellowstone grizzly bears' range. The USDI Fish and Wildlife Service did not need to identify migration corridors, because grizzlies, outside of the Distinct Population Segment boundary, are still protected under Endangered Species Act.

The Yellowstone Distinct Population Segment of grizzly bear was de-listed in 2007 because of an increasing population in and around Yellowstone National Park in the bear's Primary Conservation Area, and because grizzly bears are expanding their range to inhabit suitable habitat throughout the boundaries of the Distinct Population Segment (which includes Sheep Experiment Station lands). Though the species has since been relisted, both of these factors are still applicable in evaluating the context of potential effects of the project. The US Fish and Wildlife Service Grizzly Bear Recovery website (<http://www.fws.gov/mountain-prairie/species/mammals/grizzly/yellowstone.htm>) summarizes information from the Final Rule to Delist (USDI Fish and Wildlife Service 2007a) stating that,

The range of the Yellowstone grizzly bear population has increased dramatically as evidenced by the 48 percent increase in occupied habitat since the 1970s. Yellowstone grizzly bears continue to increase their range and distribution annually and grizzly bears in the Yellowstone area now occupy habitats they have been absent from for decades. Currently, roughly 84-90 percent of females with cubs occupy the primary conservation area and about 10 percent of females with cubs have expanded out beyond the primary conservation area within the distinct population segment boundaries. Grizzly bears now occupy 68 percent of suitable habitat within the distinct population segment boundaries and may soon occupy the remainder of the suitable habitat.

ARS lands are within the Yellowstone Distinct Population Segment boundary for grizzly bear, but outside of the Primary Conservation Area. None of the ARS lands reside within the Primary Conservation Area. Suitable habitat for grizzly bear is managed differently within the Primary Conservation Area versus outside of it. As an example of this varying management strategy, The Forest Plan Amendment for the Grizzly Bear Habitat Conservation for the Greater Yellowstone Area National Forests (USDA Forest Service 2006b) states succinctly,

Manage grizzly bear habitat outside the Primary Conservation Area in areas identified in state grizzly bear management plans as biologically suitable and socially acceptable

for grizzly bear occupancy, accommodate grizzly bear populations to the extent that accommodation is compatible with the goals and objectives of other uses.

The Sheep Station has an Interagency Agreement (USDA Forest Service 2007) with the Caribou-Targhee National Forest for grazing on the Meyers Creek allotment, which is inside the Primary Conservation Area. This grazing has been analyzed previously in a biological evaluation (Aber 2007b) prepared by the Forest Service Wildlife Biologist which found that, "Continuing grazing on the allotment may impact individual grizzly bears or their habitat, but will not likely contribute to a trend towards federal listing or loss of viability to the population or species." This finding was based on:

- The Sheep Station sheep grazing in the Meyers Creek allotment for decades with minimal conflicts,
- Standards and guidelines from the Grizzly Bear Forest Plan Amendment are being met, and
- "The permittees (Sheep Station) have had an excellent record of avoiding conflicts with bears for many years."

Based on 2007 radio-telemetry data of grizzly bear activity and habitat types on the ARS lands (seen in the figures below), the following can be inferred about grizzly bear habitat and occupancy on ARS lands.

- Two ARS parcels of land exist in Montana in high-elevation portions of the Centennial Range. These parcels contain suitable habitat that is occupied by grizzly bear. They include the East Summer Range (Toms Creek) and West Summer Range (Odell Creek and Big Mountain). All are outside of the grizzly bear Primary Conservation Area.
- The Henninger Ranch is a small ARS parcel of land in Idaho, at the base of the Centennial Range. Telemetry data indicates that, on occasion, grizzly bear have been in the vicinity of this parcel. However, the presence of county roads, open sagebrush habitat, and lack of white bark pine limit its value to grizzly bears. On rare occasion, this parcel could be temporarily occupied by a traveling grizzly bear.
- All other parcels of ARS lands are in Idaho and are unlikely to be occupied by grizzly bear. These parcels are dominated by sagebrush with frequent motorized activity on county roads. 2007 telemetry data indicated no grizzly bear observations on or adjacent to these lands. They include Humphrey Ranch and the Sheep Experiment Station Headquarters.
- The Sheep Station grazes sheep on additional federal agency lands. With the exception of the Meyers Creek Allotment on National Forest System land, these areas do not support grizzly bear activity, are dominated by sagebrush, and recent telemetry data showed no observations on or adjacent to these areas. They include the Snakey/Kelly allotment, East Beaver allotment (both National Forest System), Bernice allotment (Bureau of Land Management), and the Mud Lake Feedlot (Department of Energy).

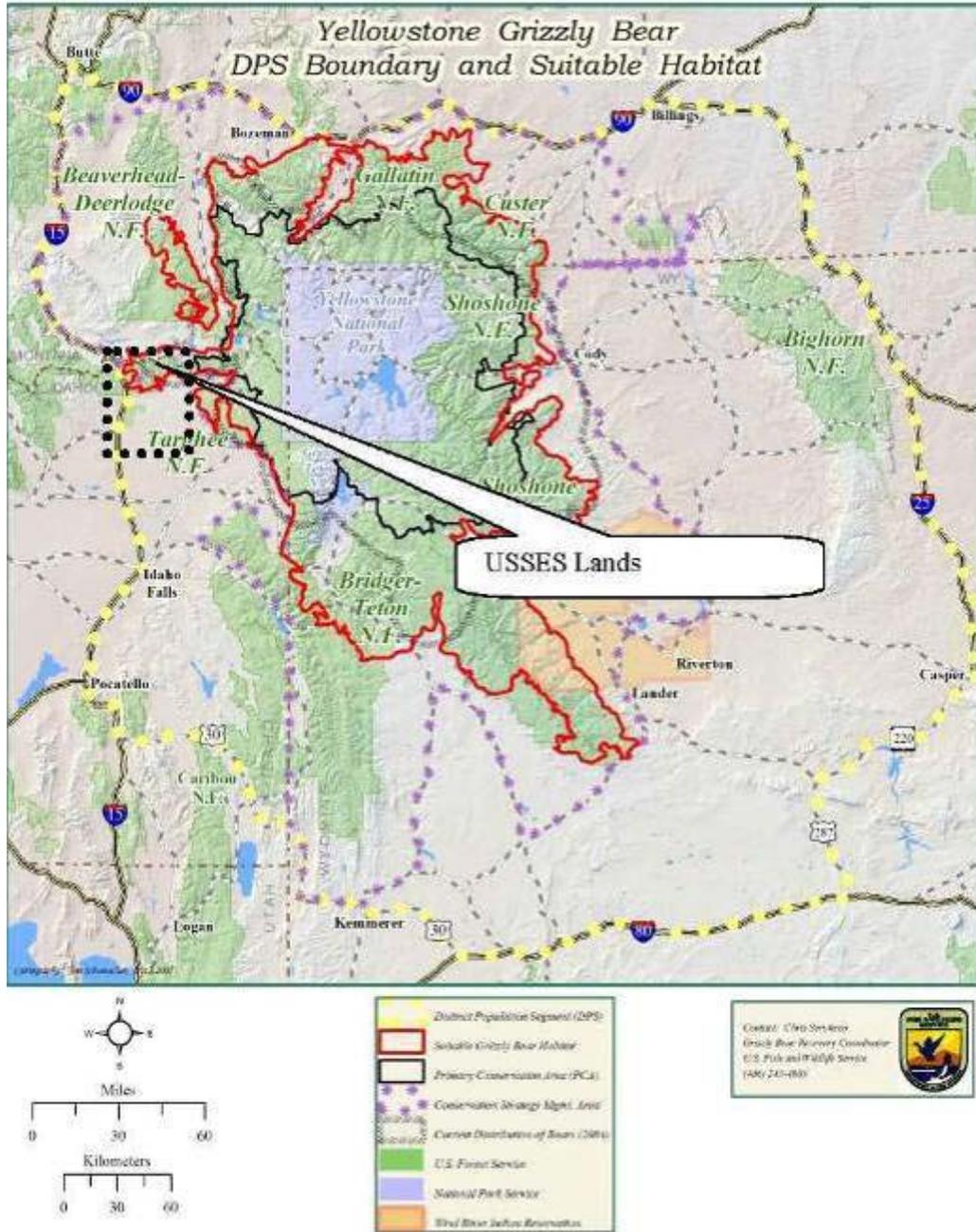


Figure 7. Vicinity map, Yellowstone grizzly distinct population segment

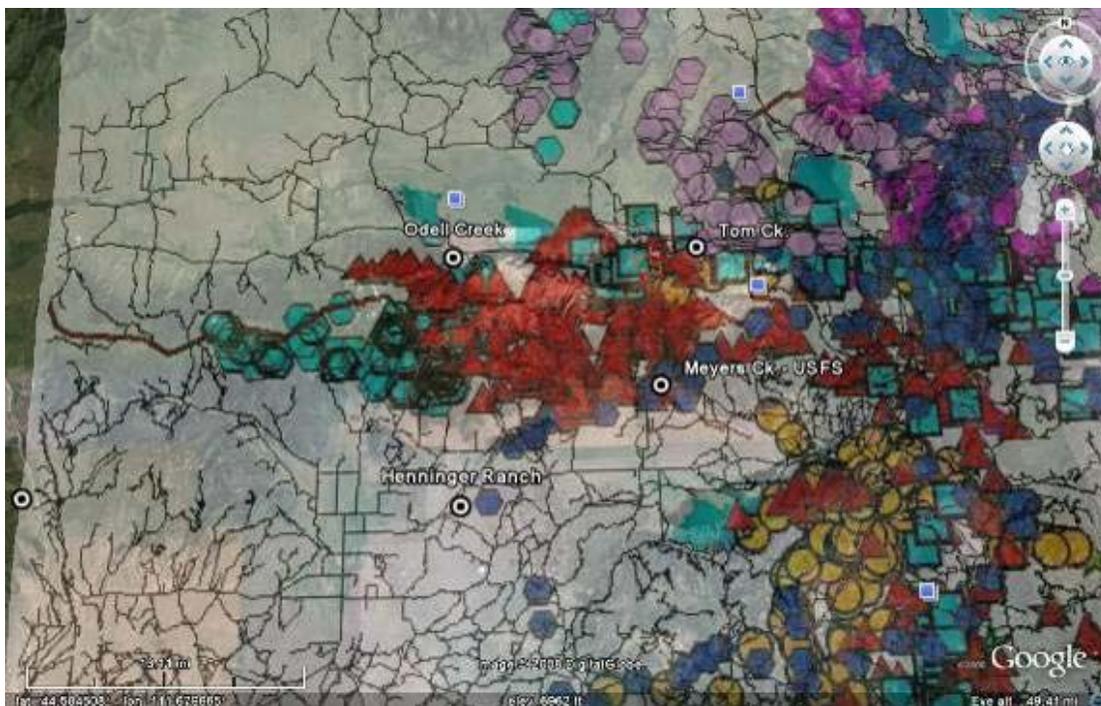


Figure 8. 2007 telemetry data showing grizzly bears observed near Montana portions of ARS lands

A summary of key information from the Annual Report of the Interagency Grizzly Bear Study Team (Schwartz et al. 2009, 2010) includes the following information pertinent to the Sheep Station:

- There have been no grizzly bear conflicts on the Meyers Creek Sheep allotment of the Caribou-Targhee National Forest in the last five years. The Icehouse sheep allotment, which is adjacent to the Meyers Creek allotment, was permanently closed in 2008 as part of the effort to voluntarily close sheep allotments within the primary conservation area.
- Small reductions in grizzly bear secure habitat in the Centennial Bear Analysis Unit, which includes the ARS lands, are related to updated mapping efforts on the Caribou-Targhee National Forest, and no actual decrease in security occurred. (2009 Grizzly Bear Habitat Monitoring Report, prepared by the Greater Yellowstone Area National Forests and National Parks, Yellowstone Grizzly Coordinating Committee Habitat Modeling Team, and included in annual report)
- The Grizzly Bear Habitat Conservation Guideline for Livestock Grazing states - Outside the Primary Conservation Area in areas identified in State (Idaho and Montana) Management plans as biologically suitable and socially acceptable for grizzly bear occupancy, livestock allotments or portions with recurring conflicts that cannot be resolved through modification of grazing practices may be retired as opportunities arise with willing permittees.
- There were 48 known and probable grizzly bear mortalities in 2008. Thirty-seven (37) of the 2008 mortalities were human caused (77percent). Of the 37 human caused mortalities, 20 were related to black bear and other hunting incidents, 10 were management removals, two were malicious killings, two were in defense of residences, two were related to handling of animals, and one was a road kill. None of these occurred on ARS land or in Meyers Creek.
- In 2009, there were 31 known and probable grizzly bear mortalities, 24 of which were human caused. Approximately 45 percent of the human caused mortality was hunting related (Schwartz et al. 2010). None of these occurred on ARS land or in Meyers Creek.

- In summary, for 2009, grizzly bear monitoring results indicate a healthy grizzly bear population at or approaching recovery criteria. The monitoring results summarized in the 2009 Annual Report (Schwartz et al. 2010) display the following key information:
 - Unduplicated females with cubs of year were modeled at 55, which meets the recovery criteria of 48;
 - The total population estimate in the Greater Yellowstone Ecosystem was estimated at 582 grizzly bears;
 - All 18 bear management units were occupied by females with young;
 - Natural and human caused mortality was with sustainable limits for independent males, independent females, and dependant young.

Effects to migration corridors and genetic diversity regarding the Yellowstone Distinct Population Segment of grizzly bears were brought up as a concern during public scoping. In order to review the pertinence of this concern to Sheep Station activities, summarized below is the current science regarding genetic diversity from the Final Rule to delist (USDI Fish and Wildlife Service 2007a). Key points include:

- Current levels of genetic diversity are consistent with known historic levels and do not threaten the long-term viability of the species.
- The Final Conservation Strategy (USDI Fish and Wildlife Service, 2007b) includes the transplant of one to two effective migrants per generation if no movement or genetic exchange is documented by 2020.
- "the viability of the Yellowstone grizzly bear population is unlikely to be compromised by genetic factors in the near future..." and that "...one to two effective migrants per generation from the Northern Continental Divide Ecosystem (NCDE) to the Yellowstone ecosystem is an appropriate level of gene flow."

Indicators of fitness in the Yellowstone population demonstrate that the current levels of genetic heterozygosity⁴ are adequate, as evidenced by measures such as litter size, little evidence of disease, high survivorship, an equal sex ratio, normal body size and physical characteristics, and an increasing population.

- Yellowstone grizzly bear populations are not as low as previously feared, and the need for novel genetic material is not urgent.
- In addition to monitoring for gene flow and movements, interagency efforts will continue toward completing the linkage zone task in the Recovery Plan (USDI Fish and Wildlife Service 1993) to provide and maintain movement opportunities for grizzly bears, and reestablish natural connectivity and gene flow between the Yellowstone grizzly bear Distinct Population Segment and other grizzly bear populations.
- Linkage work not directly associated with the Yellowstone grizzly population is being completed in the northern Rockies, to address ways to improve cooperation and affect management on public lands, private lands, and highways in linkage areas across the northern Rockies.

The recent court challenges to relist the grizzly bear included genetic diversity concerns, and their merit was reviewed by the court (U.S. District Court 2009). The court found that in the Final Rule to delist the grizzly bear, the USDI Fish and Wildlife Service provided adequate evidence to support that maintaining a population size of 500 animals is sufficient for genetic diversity, there is not a short-term issue with

⁴ Heterozygosity : having dissimilar pairs of genes for a hereditary characteristic, used as a correlation to estimate the level of inbreeding within a population.

genetics, and that translocation from other populations is an adequate method to address genetic diversity shortfalls over the long term.

Summary of Grizzly Bear Mortality Factors

Evidence that conflicts occur between grizzly bears and domestic sheep grazing is well supported. Knight et al. (1983) conducted a study to evaluate grizzly bears that killed livestock by radio-collaring 37 grizzly bears and tracking their movements and associated livestock conflicts between 1975 and 1979. Knight found that 7 of the 37 collared bears killed domestic sheep when they came into contact with them. It should be noted that the study occurred when sheep grazing was more prevalent within occupied grizzly bear habitat, many of the bears that were radio collared were already problem bears, and some sheep herders/private livestock operations were likely averse to protecting the newly listed grizzly bear. In the report, Knight makes assumptions about poaching by herders that plays an important role in projecting excessive grizzly bear mortality. This assumption does not apply to sheep herders employed by the Sheep Station given their status working for the federal government.

In 2004, Gunther et al. prepared *Grizzly bear - human conflicts in the Greater Yellowstone ecosystem, 1992-2000*. This report presents several pieces of information quantifying the likelihood of grizzly bear mortality and effects to population. Although 44 percent of grizzly bear conflicts were attributed to livestock depredation, 71 percent of them were related to cattle incidents and a total of 2 grizzly bears were killed because of sheep related incidents over the 8 year study period. Grizzly bears were killed at a rate of one dead bear per 39 sheep incidents. When grizzly bears did depredate on sheep, they killed an average of 4.3 sheep per incident. The 2004 report acknowledges that permanent removal of chronic depredators has been the most effective method of alleviating livestock losses while having minimal impact on long term survival of the grizzly bear populations.

In 2009 the Interagency Grizzly Bear Study Team (IGBST) prepared the *Yellowstone Grizzly Bear Mortality and Conflict Reduction Report* (Interagency Grizzly Bear Study Team 2009). This report summarized the sources of grizzly bear mortality from 1997 through 2008. In addition, they reviewed the effectiveness of recommendations made in 2004, and made additional recommendations to reduce grizzly mortality into the future. **Error! Reference source not found.** provides a summary of the total number of known and probable grizzly bear mortalities in the Yellowstone Ecosystem between 1997 and 2009. Data was taken from the 2008 *Yellowstone Mortality Report* (Interagency Grizzly Bear Study Team 2009) and the 2009 and 2010 *Known and Probable Grizzly Bear Mortalities in the Greater Yellowstone Area*, which is published on the Northern Rocky Mountain Science Center website (Interagency Grizzly Bear Study Team 2011). 293 grizzly bears were killed in 1997 through 2009. Various forms of confrontation with humans (but unrelated to hunting) resulted in nearly 31 percent of mortality. These confrontations included defense of life in "Front Country" settings, "Backcountry" settings, management removal in populated areas, management removal because of human injury, road kill, and accidental bear death during management captures. Encounters related to hunting contributed another 26 percent of the mortality which includes mistaken identification during black bear season and hunter defense of life during big game seasons. A substantial amount of mortality between 1997 and 2008, nearly 20 percent, remained "undetermined" indicating that a dead bear was found, but investigations were unable to determine a specific human or natural cause of death. There is no indication that these undetermined mortalities were related to sheep grazing. The smallest amount of known and probable mortality, just over 1 percent, can be attributed to the sheep grazing activities, including three management removals and one illegal kill over the 12 year period. None of these mortalities are associated with Sheep Station activities.

Table 8. Known and probable grizzly bear mortalities, 1997-2009

Category of Mortality	Mortality, Number of Bears	Percentage of Total Mortality
Confrontation	90	30.72
Hunting	76	25.94
Undetermined	58	19.80
Natural	24	8.19
Poaching	16	5.46
Cattle Protection	13	4.44
Research	6	2.05
Under Investigation	6	2.05
Sheep Protection	4	1.37
Grand Total	293	100

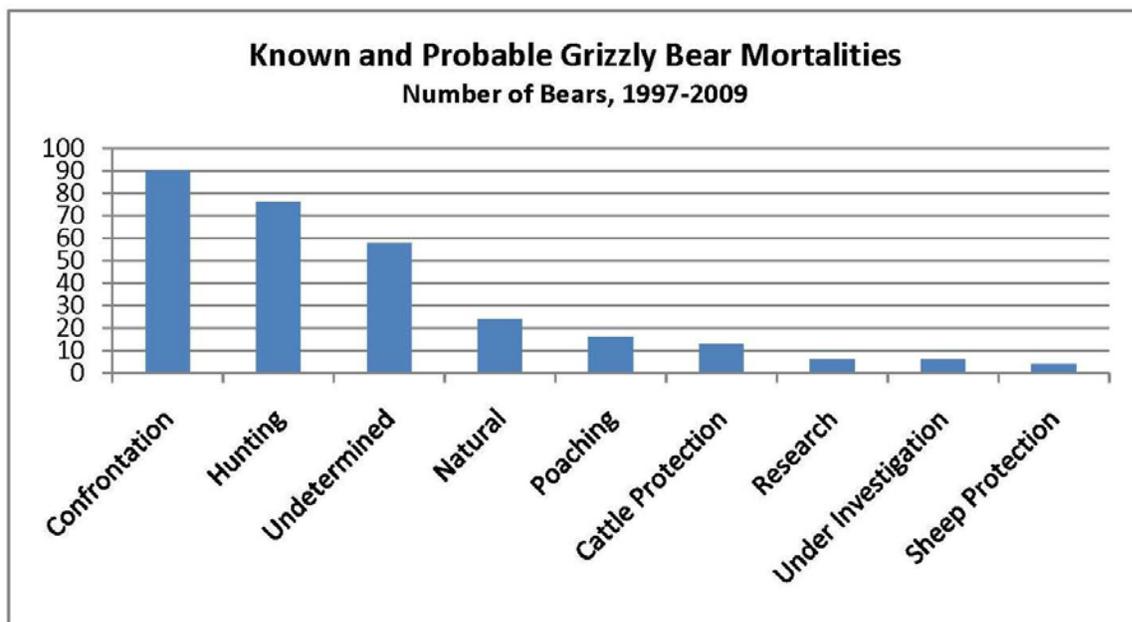


Figure 9. Number of known and probable grizzly bear mortalities, 1997-2009

In 2010 there were 50 known and probable grizzly bear mortalities in the Greater Yellowstone Ecosystem (Interagency Grizzly Bear Study Team 2011). Similar to previous years, mortality related to confrontations (36 percent) and hunting season conflicts (22 percent) made up a majority of the mortality. Although livestock conflicts resulted in 14 percent of the mortality, only one of those mortalities was identified in relation to domestic sheep, three were identified in relation to cattle, and three were identified as livestock which are presumed to be cattle and/or horse. Remaining causes of mortality included undetermined or under investigation (18 percent), natural causes (8 percent), and research (2 percent). None of these mortalities are associated with Sheep Station activities.

Activities to Reduce Grizzly Bear Conflicts

The Sheep Station implements a number of conservation measures to reduce the likelihood of potential conflicts with grizzly bear (as well as other predators) and domestic sheep or other livestock. These measures include:

1. Grizzly bear trapping, transportation, or lethal removal is outside the scope of this project and thus, if needed, would require the Sheep Station to re-initiate consultation or conduct an emergency consultation, in order to consider the probability of incidental take.
2. When creating research plans that include a sheep grazing component, consider the history of livestock-bear conflicts within ARS properties, pastures, and sub-drainages. Where a history of conflicts suggests the likelihood of habituation developing, the Sheep Station would modify the grazing schedule and/or sheep movements to avoid recurring conflicts.
3. Use good husbandry practices so that sheep are as healthy as possible, are suitable for research, and the number sick/stray animals is kept to a minimum. An institutional animal care and use committee evaluates research protocols and livestock management practices to ensure they are consistent with good animal husbandry, and comply with Federal laws that govern the use of agricultural animals in research. Protocols and practices that do not comply are not approved.
4. Sheep herders, working dogs, and guard dogs are kept with the sheep full-time when on rangelands to reduce the likelihood of encounters, and to assist in efficient and prompt movement of animals when necessary. In the summer range, sheep are accompanied by a minimum of two guard dogs, two herd dogs, and a full time sheep herder. Very few stray animals occur over the course of the season because of the close contact the sheep herders have with sheep. In the evenings, sheep are bedded on an approximate one-acre area. On moonlit nights when sheep have the tendency to get up and graze, extra vigilance is necessary to watch over sheep. Lamé animals that may occur on occasion are watched closely because of the impact they have on moving the herd, and because animals need to be accounted for to maintain research objectives. Therefore, when lamé animals do not recover, they are subsequently removed from the herd within a short period of time, (approximately every 3 days when the camp tender brings supplies) and transported back to the headquarters property.
5. All unnatural attractants to bears are minimized. This includes treatment or removal of livestock carcasses, and proper storage of human foods, garbage, and dog food. Approved "bear-proof" containers are used, and damaged containers are repaired or replaced so that they work as designed. Camp tenders and managers make periodic visits (approximately every three days) to remove trash and/or dead animal carcasses in order to eliminate potential bear attractants. In some locations it is not feasible to remove carcass (due to degree of decomposition and/or access to get them out). In such cases, the carcass is left in place and decomposition expedited with the addition of lime.
6. At least two formal training-orientation meetings are conducted annually with Sheep Station employees and herders to review identification of grizzly bear, black bear, bighorn sheep, Canada lynx, mountain lions, etc. In addition, they discuss Sheep Station sanitation and garbage removal practices, nonlethal procedures to address livestock-wildlife encounters, and who to contact should encounters occur. Training and education are ongoing and not limited to formal meetings.
7. Regarding grizzly bears, herders are instructed to avoid an encounter. Moving the sheep to other areas of the pasture may occur to avoid an immediate threat, and moving sheep to other pastures/locations would occur if encounters persist.
8. Shepherders carry guns and bear spray for safety and to scare off inquisitive animals. If a grizzly bear is threatening sheep, herders may discharge their rifle into the air if they think it would help frighten the bear (hazing). A herder may shoot directly at a grizzly bear only if his personal safety is threatened, however this situation has not occurred with Sheep Station grazing, and is not expected to occur.
9. Herders are to report all bear sightings to their supervisor. When on Agricultural Research Service land, all existing and suspected bear activity and (or) conflicts are reported directly to APHIS Wildlife Services. APHIS Wildlife Services then contacts state and federal agencies as necessary to conduct damage investigations.
10. All sightings that are confirmed grizzly bears, or show positive evidence of grizzly bear in the vicinity of livestock would be reported by the Sheep Station to the Interagency Grizzly Bear

Science Team (IGBST). Additional details may be developed through consultation with the USDI Fish and Wildlife Service.

11. When on USDA, National Forest System, or on DOI, Bureau of Land Management land, all existing and suspected bear activity and(or) conflicts are reported directly to the Forest Service or Bureau of Land Management contacts as well as APHIS Wildlife Services.
12. In an interagency agreement with the USDA Forest Service (USDA Forest Service 2007a), the Sheep Station agrees they would comply with meeting grizzly bear management goals on the Meyers Creek and East Beaver Allotments including notifying appropriate personnel of encounters, and temporarily stopping or modifying grazing as necessary, should bear conflicts arise with humans or livestock. Refer to the specific interagency agreement for details. This agreement may be updated based on future consultation between USDA Forest Service and the USDI Fish and Wildlife Service regarding use of the Meyers Creek Allotment. Refer to the most up to date interagency agreement for details.

Other reasonable and prudent measures may be developed as formal consultation with the USDI Fish and Wildlife Service proceeds.

Known accounts of past interactions between domestic sheep and grizzly bears

There have been very few grizzly bear/sheep encounters pertaining to Sheep Station grazing activities over the last 10 years despite the known presence of grizzly bears occupying the habitat. Encounters that did occur resulted in minimal loss of sheep, and ended after sheep were moved to a new location. APHIS Wildlife Services investigations of the incidents reported the possibility that the most recent encounters may have been black bears. No grizzly bears are known to have been killed, captured, or relocated from ARS lands or from Sheep Station activities on adjacent National Forest System Lands (Meyers Creek Allotment) and conflicts ended when sheep were moved.

In the past five years, there have been no reported grizzly bear/livestock conflicts on the Meyers Creek Sheep allotment of the Caribou-Targhee National Forest (Schwartz et al. 2009 in habitat monitoring report section), (Farr Personal Communication 2008 and 2010), (Personal communication with Sheep Station personnel 2008, 2009).

A review of APHIS monitoring reports between 2002 and 2008 as well as personal communications with APHIS Wildlife Service officer (Farr 2008, 2010) indicate a total of four known grizzly bear-livestock encounters on ARS lands.

Two grizzly bear encounters were reported in 1985 and 1999 and ended without grizzly bear mortality or control actions (Farr, personal Communications 2008). To validate that these previous encounters did not result in direct or indirect grizzly bear mortality, the project biologist reviewed Gunther et al. 2004, which documents the location of all known grizzly bear mortality between 1992 and 2000. The biologist also contacted the Interagency Grizzly Bear Science Team for a map of grizzly bear conflicts and mortality from 1975 through 2009 (Haroldson, personal communications 2010). These references confirm that no sheep related grizzly bear mortality occurred in the area. Two mortalities did occur in 1981 and 1984 near the Meyers Creek Allotment on National Forest System Lands. According to Haroldson "There was no evidence that the 1981 and 1984 mortalities were associated with sheep. The 1981 event was claws only recovered. The 1984 event was a bear shot and left in the fall."

In 2007, in the Odell pasture of the West Summer Range, presence of a grizzly bear at a ewe sheep carcass was confirmed on August 2, but evidence was insufficient to verify loss attributable to grizzly bears; black bears were possibly involved (Farr 2010). When another ewe was killed on August 6th in the Odell Pasture, APHIS Wildlife Services (Idaho) consulted with APHIS Wildlife Services (Montana) to verify if they were eligible to conduct work on grizzly bears under Montana's documentation and establish protocol for involving Montana Fish, Wildlife and Parks personnel. Grizzly bears were not a listed species at the time. No follow up control action was taken. On August 20 in the Odell pasture, the

Sheep Station had moved sheep to a different grazing unit for 'scoring' (weighing lambs) and returned briefly to the unit adjacent to where suspected bear predation had been occurring. The herder found remains of five ewes that had been depredated earlier in the season, but these were too far decomposed to establish cause (Farr 2010). A total of seven sheep had been killed. No further encounters occurred in 2007, nor were there any grizzly bear control actions taken on nearby adjacent lands.

On July 28, 2008 Sheep Station personnel reported encountering a grizzly bear in the Big Mountain pasture of the West Summer Range. Investigation by APHIS Wildlife Services found evidence of both grizzly bear and black bear in the vicinity. On August 1st, in the Big Mountain pasture, the herder encountered a bear again. One ewe was found killed, possibly by black bear (Farr 2010). No further encounters occurred in 2008, and no encounters occurred in 2009 or 2010.

Results of Telemetry Data for Grizzly Bear Use of ARS Lands

Grizzly bear telemetry data has been collected by the Interagency Grizzly Bear Study Team at various levels since 2001 (provided by Haroldson, 2010 unpublished data). A summary of those data collection points within ARS lands as well as on the National Forest System Meyers Creek Allotment showed the following:

- A total of five different collared bears used ARS properties and National Forest System Meyers Creek Allotment since 2001.
- Most use was of short duration (one or two days).
- One bear (#387) was located on the Sheep Station West Pasture during a 12 day period in 2001.
- Another bear, (#419) was located on multiple properties in 2005 covering a span of 61 days, then was located on ARS properties for only three days in 2006.

Grizzly Bear Direct/Indirect Effects

Alternatives 1 and 5 Direct/Indirect Effects for Grizzly Bear

- Alternative 1 represents current operations at the Sheep Station.
- Alternative 5 represents grazing operations without using BLM Bernice Allotment or National Forest System Snakey/Kelly allotment.
- The effects of these alternatives are nearly the same since grazing operations in or near occupied grizzly bear habitat are similar between the alternatives.

To evaluate the potential and degree of effects to grizzly bears from the proposed activities, a variety of pertinent literature was reviewed. They included *Grizzly bear-human conflicts in the Greater Yellowstone ecosystem, 1992-2000* (Gunther et al. 2004), *Yellowstone Mortality and Conflicts Reduction Report* (Interagency Grizzly Bear Study Team 2009), *Bear - Sheep Interactions on the Targhee National Forest* (Jorgensen 1983), *Sheep Losses on Grizzly Bear Range* (Johnson and Griffel 1982), *Does Aversive Conditioning Reduce Human-Black Bear Conflict* (Mazur 2010), *Feasibility of Using Portable Electric Fencing to Prevent Damage to Livestock and Apiaries by Bears and other Predators* (Debolt 2000), and the *Biological Evaluation and Wildlife Specialist Reports for Meyers Creek Grazing Allotment* (Aber 2007b). A synthesis of the information in these documents and known encounters related to Sheep Station activities indicates that there is a likelihood that grizzly bear/sheep conflicts would occur during the 10 year period being considered for the project proposal. However, the number of conflicts that might occur in any given year is few. A projection of zero conflicts in most years, and up to three conflicts in occasional years will be used as an estimate for further analysis and is based on the previous number of encounters on ARS lands and an expanding population. The potential for those conflicts leading to injury, harm, or direct or indirect mortality to grizzly bears is minimal with reasoning described below.

The documents mentioned above describe fundamental biology of the grizzly bear and the importance of high calorie food sources, particularly important during August and September when bears are building fat reserves in preparation for winter denning. Since grizzly bears are opportunistic, they are known to scavenge or prey on easily available foods, including livestock, which places them in direct conflict with man and possibly leading to eventual mortality in defense of property, livestock, or human safety. Similarly, a concern has also been brought up during conferencing with the USDI Fish and Wildlife Service that bears to some extent may alter their feeding behavior in search of readily available livestock. For the purposes of this analysis, injury or harm would be considered a grizzly bear becoming food conditioned. Food-conditioned bears may become habituated, leading to a loss of avoidance behaviors (Mazur 2010). A food conditioned bear is more likely to periodically recheck areas where it successfully found food, and also has the potential to associate the presence of man/sheep as a food reward. Once a bear is food conditioned, there is an increased risk of human/bear conflicts, and associated mortality from control actions that may result. Also, there could be some displacement of bears from active grazing areas if repeated hazing occurs.

Over the 10-year period for which the project decision would be valid and assuming continued expansion of bear populations and habitat use, there is some likelihood that an individual bear may become habituated/food conditioned. Although the number of repeat visits to a food source cannot be precisely determined before food conditioning has occurred, this analysis will assume that three or more visits to the same food source (similar to Mazur 2010) indicates that food conditioning/habituation is potentially occurring. If this happens, negative effects to grizzly bears could occur through three primary avenues:

1. A food conditioned bear could become a sheep killer, first attacking sheep associated with the Sheep Station, then progressing to other sheep on adjacent lands and not associated with Sheep Station activities. Although the Sheep Station proposed action indicates they would move sheep from the area and not request control actions, indirect effects could occur if adjacent private ranchers or other agencies experiencing problems from the food conditioned bear seek control measures eventually resulting in bear removal. This condition is not yet known or suspected to occur in association with Sheep Station activities.
2. Another scenario of possible negative effects is if a grizzly bear becomes food conditioned, and continues to repeatedly follow Sheep Station sheep around the properties rather than pursuing natural food sources. The resulting change in habitat use could be considered harm (USDI Fish and Wildlife Service communications). This condition is not yet known or suspected to occur in association with Sheep Station activities.
3. A third scenario of possible negative effects would be if Sheep Station personnel (sheep herder) shoots a grizzly bear in defense of his life and causes direct harm or injury to the bear and its young. This condition has not occurred, nor is it expected to occur in association with Sheep Station activities. Killing of a grizzly bear in defense of life is not considered part of the proposed action.

Although the literature suggests there is a possibility of the negative effects as described above, there are number of items indicating the likelihood of these effects occurring is low, and if they were to occur, the degree to which individual bears or the population would be affected is minimal.

Bear Encounters and Resulting Bear Mortality

There have been very few grizzly bear/sheep conflicts as a result of Sheep Station grazing activities over the last 10 years despite the known presence of grizzly bears occupying the habitat. Encounters that did occur resulted in minimal loss of sheep, and ended after sheep were moved to a new location. APHIS Wildlife Services investigations of the incidents reported some probability that the most recent encounters may also have been black bears. No grizzly bears are known to have been killed, captured, or relocated from ARS lands or from Sheep Station activities on adjacent National Forest System lands (Meyers Creek Allotment) and conflicts ended when sheep were moved. This indicates that food conditioning/habituation

has not been occurring from Sheep Station activities, grizzly bears have not been removed or killed as a result of Sheep Station activities, and this trend is likely to continue.

Sheep Herding Practices

Sheep herding practices on ARS lands are implemented at a high quality standard and have been effective to date at minimizing the number of encounters and avoiding harm to grizzly bears. Herders are required to be on site with the sheep band full time, including camping adjacent to the sheep bed grounds and keeping 4 dogs (2 guard dogs/2 herd dogs) with the band. Lame sheep, carcasses and trash are removed during camp tender visits which occur every three days. Sheep are moved to new bed-grounds every three to five days. Sheep are kept in fairly tight bands so the herder has close watch over their health. The Sheep Station would move sheep within and outside of properties to avoid repeated encounters (avoid food conditioning), and herders carry bear spray as a first measure of protection against bears. They are trained annually and advised to avoid grizzly bear encounters if at all possible. Good herding practices and temporal movements are recommended as effective ways to reduce bear-sheep conflicts and ultimately bear mortality in Jorgensen (1983), and Gunther et al. (2004). Similarly, Johnson and Griffel (1982) indicated the importance of livestock permittees willing to deal with problems cooperatively and positively. This willingness is demonstrated by the Sheep Station commitment to the conservation measures in the proposed action. Johnson and Griffel also noted that allotments with grizzly bear depredation typically had a high amount of stray sheep and frequent small scattered groups of sheep which is contrary to the methodology used by the Sheep Station. In further support of Sheep Station practices, the Biological Evaluation for Meyers Creek grazing allotment (Aber 2007b) concluded that the Sheep Station has had an excellent record of avoiding conflicts with bears for many years and that there is no reason to assume this record would change in the future.

Movement of Sheep

The proposed project employs a conservation measure of moving sheep frequently to new bedgrounds, and the ability to move sheep to entirely different pastures or properties if repeated bear -sheep conflicts develop. Jorgensen, 1983 studied bear and sheep interactions on the Targhee National Forest and showed that such movements reduced contact potential between bears and sheep, decreased resulting depredations, bears did not follow sheep, nor did the presence of sheep influence a bears homorange. Similarly, Knight (1983) found that grizzly bears that killed sheep were not exclusive to killing sheep, and had normal feeding habitats and behaviors similar to those of other bears monitored. Considering that the Sheep Station is willing to move sheep regularly in order to minimize potential contact, and to move sheep to a different pasture or property before repeated grizzly bear conflicts develop, the overall risk of food conditioning and resultant harm to grizzly bears is low.

Poaching by Herders

Knight (1983) estimated that a substantial amount of grizzly bear mortality might occur from unreported sheep-grizzly bear conflicts and subsequent poaching of grizzly bears (by sheep herders) in order to reduce economic losses. To some extent, the belief that this still occurs and is applicable to the Sheep Station activities persists in the small towns and restaurants that surround the Centennial Mountains. While poaching by private sector sheep herders may have been a substantial mortality factor during the time of the original study (1970s) it is unlikely to occur today regarding Sheep Station activities. Sheep Herders for the Sheep Station are documented workers employed by the US government, are trained in grizzly bear/black bear identification, are issued instructions to avoid all contact with grizzly bears if possible, carry pepper spray as a first line deterrent against bears, and gun ammunition is kept as inventory. They are made aware that strict penalties may be incurred if grizzly bears are harmed without an immediate threat to life, and that any grizzly bear encounters are to be reported to their supervisor. Although private ranches and sheep herders may have had an economic incentive to poach grizzly bears when the species was newly listed, the Sheep Station and its employees have no such incentive and have

much to lose. As such, the likelihood of a sheep herder engaging in poaching of grizzly bears is negligible and is not expected to occur.

Effects over a 10 year period

The likelihood of negative effects to grizzly bear in any given year is low. Injury or harm to grizzly bears would not occur due to mere presence of a grizzly bear on the property; or even if there is a limited number of conflicts between grizzlies and the sheep. Harm would occur if grizzly encounters progress into repeated conflicts, which is unlikely unless the Sheep Station is unresponsive in moving sheep when conflicts occur. It is unlikely in the short term based on the limited number of previous encounters and because conservation measures including willingness to move sheep to avoid repeated conflicts. However, it is reasonable to expect that a small negative effect described previously may eventually occur because of continued grizzly bear expansion into suitable habitat, the continued presence of sheep within that occupied grizzly bear habitat, the opportunistic nature of grizzly bear feeding, and the total number of years which the activity is being analyzed. Gunther et al. (2004) found that one grizzly bear was killed for every 39 sheep incidents. The Sheep Station had a total of 5 grizzly bear/sheep encounters over a two year period (2007 and 2008) which represents a period where they had more grizzly bear encounters than typical. Therefore, a projection of three encounters per year, over a ten year period, will be used to account for an expanding grizzly bear population while considering the low number of historical encounters on the Sheep Station which peaked in 2007 and 2008. Using this assumption, there would be approximately 30 sheep incidents over the 10 year period of the project, which is less than the reported rate of 39 bear/sheep incidents for each bear mortality reported in Gunther et al. (2004). Considering that harm, if it occurs, could include a female with dependent young, it can be concluded that Sheep Station activities could result in negative effects to between zero and five grizzly bears over the next 10 year period⁵. These effects, which may or may not occur, are small in comparison to estimated population size of the Yellowstone distinct population segment of grizzly bears of over 500 animals, population increases between 4 and 7 percent annually, known and probable grizzly human caused grizzly bear mortality of approximately 30 bears annually, predominately associated with big game and black bear hunting seasons (estimated near 50 percent in 2008 and 2009 annual reports). Gunther, 2004 acknowledges that control actions between 1992 and 2000 did not affect the population to a degree that affects recovery.

Effects to grizzly bears from predator control activities are non-lethal and limited to occasional hazing of bears before they habituate to domestic sheep. As mentioned previously, herders are instructed to avoid all encounters if possible, move sheep within the pasture, and move sheep to other pastures if problems persist within a given area. On rare occasion, if sheep are being directly threatened, herders may fire rounds into the air in order to scare a grizzly bear away from the herd. There is no evidence to suggest that rare occurrence of this hazing would affect the grizzly bears ability to inhabit the landscape or raise cubs. If encounters continue, sheep would be moved out of the pasture or grazing unit to prevent continued losses to livestock and to prevent the need for lethal control measures. Herder's ammunition is accounted for, indicating that they have an incentive to address problem carnivores in a manner consistent with Sheep Station policy. All grizzly encounters are reported immediately to the herder's supervisor who contacts USDA Wildlife Services for additional investigation if needed. Through established Memoranda of Understanding, Wildlife Services contacts Idaho/Montana state wildlife agencies and/or USDI Fish and Wildlife Service.

There would be no effects to grizzly bear genetic diversity as demonstrated by several key points.

- First, as stated in the Final Rule to delist, current levels of genetic diversity are consistent with known historic levels and do not threaten the long-term viability of the species.

⁵ Three types of negative effects were described previously.

- Second, The Final Conservation Strategy (USDI Fish and Wildlife Service 2007b) includes the transplant of one to two effective migrants per generation if no movement or genetic exchange is documented by 2020.
- Third, grizzly bear mortality or change in habitat use would not occur from Sheep Station activities based on the history of only a few encounters that ended without incident, and conservation measures in place to reduce the potential of conflicts.

Considering these factors, it is expected that grizzly bear movement through the Centennial Mountains would not be limited by Sheep Station activities, and thus would not limit genetic exchange with other grizzly bear populations.

Alternatives 2 and 3 Direct/Indirect Effects for Grizzly Bear

- Alternatives 2 and 3 affect grizzly bears similarly because grazing would not occur near currently occupied habitat.
- In alternative 2, no Sheep Station grazing would occur.
- In alternative 3, no Sheep Station grazing would occur on ARS lands or Meyers Creek allotment in the Centennial Mountains which is identified as biologically suitable and socially acceptable to grizzly bear occupancy (Schwartz et al. 2009 in the Habitat Monitoring Report section).

The intent of livestock allotment standard in the Final Conservation Strategy (USDI Fish and Wildlife Service 2007b) would be fully implemented by eliminating sheep grazing on the last occupied sheep allotment (Meyers Creek) within the Primary Conservation Area. In these alternatives, presumably, the Meyers Creek allotment would become vacant and permanently close. Similarly, sheep grazing would be eliminated on the East Summer Pasture (Toms Creek), which is immediately adjacent to the Primary Conservation Area. The area is likely biologically suitable and socially acceptable to grizzly bear occupancy according to the Grizzly Bear Management Plan for Southwestern Montana (Montana Fish Wildlife and Parks 2002), though boundaries for such designation have not been formally identified in Montana. The potential for livestock/grizzly bear conflicts from the Sheep Station would be nearly eliminated in these alternatives since the predominant grizzly bear population is located within the Primary Conservation Area, and Sheep Station grazing would not occur within five miles of the Primary Conservation Area. Grizzly bear mortality from Sheep Station activities would not occur.

Alternative 4 Direct/Indirect Effects for Grizzly Bear

- Alternative 4 was developed specifically to address public scoping comments related to sheep grazing within and adjacent to the grizzly bear Primary conservation Area. In this alternative, Sheep Station grazing and associated activities would not occur on the East Summer Range (Toms Creek) or on the National Forest System Meyers Creek allotment.

In regards to alternative 4, the intent of livestock allotment standard in the Final Conservation Strategy (USDI Fish and Wildlife Service 2007b) would be fully implemented by eliminating sheep grazing on the last occupied sheep allotment (Meyers Creek) within the Primary Conservation Area. In this alternative, presumably, the Meyers Creek allotment would become vacant and permanently close. Similarly, sheep grazing would be eliminated on the East Summer Pasture (Toms Creek), which is immediately adjacent to the Primary Conservation Area. The area is biologically suitable and socially acceptable to grizzly bear occupancy according to the Grizzly Bear Management Plan for Southwestern Montana (Montana Fish Wildlife and Parks 2002), though boundaries for such designation have not been formally identified in Montana.

Alternatives 1-5 Grizzly Bear Cumulative Effects

The spatial boundary for the discussion of cumulative effects for grizzly bears is the Greater Yellowstone Ecosystem, because it is the boundary for the Yellowstone Distinct Population Segment of grizzly bears,

and, therefore, puts the potential effects in the context of grizzly bear recovery for the designated population. The temporal boundary is 10 years because projections beyond this time period are less likely to be accurate.

The expected level of the effects for the project would not contribute to overall cumulative effects in a way which is detrimental to grizzly bear recovery considering the following points:

- The Yellowstone Distinct Population Segment of grizzly bears continues to expand in both population size and distribution.
- No direct grizzly bear mortality is expected from Sheep Station activities, and the probability of food conditioning resulting in indirect grizzly bear mortality or removal is low. There is no expected loss of habitat or loss of use in existing suitable habitat. Effects would be limited to rare occasions when a lone bear or sow with cubs is temporarily hazed to stop an immediate threat to sheep or human safety.
- Occasional hazing of a bear and implementation of other conservation measures described previously would not measurably increase annual mortality or cause exceedance of mortality threshold described in the Final Conservation Strategy. Although mortality thresholds were exceeded in 2008 for the Distinct Population Segment, none of these mortalities were attributed to Sheep Station activities, and most were attributed to hunting related incidents (many related to black bear hunting). It is reasonable to conclude that management actions that reduce mortalities related to hunting incidents are a likely tool to minimize grizzly bear mortality and keep it below established thresholds.

Sheep Station activities are not expected to limit grizzly bear movement or occupancy in the Centennial Mountains, and similarly would not limit genetic exchange with other grizzly bear populations. This finding is based on a limited number of documented encounters, no previous control actions on ARS lands or Meyers Creek, no direct mortality as a result of Sheep Station activities, low probability of food conditioning resulting indirect mortality on adjacent lands, and large expanses of suitable habitat in the Centennial Mountains.

Climate change (warming) is expected to continue over the next decade and beyond, and, therefore, could be considered as a cumulative effect condition that might affect grizzly bears. Primary effects to grizzly bear regarding climate change trends are indirect, and related to losses of larger diameter white bark pine and its cone crop, an important food source for grizzly bears in the Greater Yellowstone Ecosystem.

Jean et al. (2011) demonstrated there appears to be a trend of dying whitebark pine in the Greater Yellowstone Ecosystem between 2007 and 2010 from blister rust and mountain pine beetle. Similarly, Haroldson and Podruzny (2010) found that 2010 was a low cone production year and emphasize that grizzly bears eat more meat when production is low, there is an increase in hunter/grizzly bear conflicts, and that extensive areas of beetle-killed whitebark pine in the Greater Yellowstone Ecosystem may exacerbate this concern. Considering this trend, it can be expected that grizzly bears occupying the Sheep Station and adjacent lands may increase their food search area, and the Greater Yellowstone Ecosystem would experience an increase in grizzly bear confrontation and hunter related bear mortality. However, Sheep Station domestic sheep grazing would not accelerate these rates of conflicts (or mortality), because strong measures are in place to reduce potential conflicts including tightly herded bands, full time herders, guard dogs, and the Sheep Station is willing to move sheep before habituation occurs. Also, the Sheep Station is not seeking removal of problem grizzly bears in any of the proposed alternatives, so no direct increase in mortality is expected.

"Interrelated actions" are those that are part of a larger action and depend on the larger action for their justification. The removal and closure of sheep grazing permits on Forest Lands inside the primary conservation area, is an interrelated action. Under this interrelated action, all domestic sheep grazing on National Forests inside the primary conservation area has been subsequently vacated and/or closed except for that occurring on the Meyers Creek allotment by the Sheep Station.

- Under the proposed action and alternative 5 the Meyers Creek allotment would continue to be grazed in its current fashion. However, continued grazing remains consistent with the Final Conservation Strategy (USDI Fish and Wildlife Service 2007b), because the standard applies to permittees voluntarily withdrawing their grazing. Since grazing on Meyers Creek allotment is critical to the research mission of the agency as well as the grazing rotation schedule and movement of sheep, the US Sheep Experiment Station would not currently be considered a "willing" permittee.
- Under alternatives 2, 3, and 4, domestic sheep grazing in the Centennial Range would not occur so the interrelated action of removing all sheep grazing within the primary conservation area would be implemented.

The project would have "No Effect" on critical habitat as none is present or proposed within the project area.

Preliminary Grizzly Bear Biological Determination

This determination is preliminary. It will be finalized by the project wildlife biologist prior to implementation of the project decision. Discussions between the USDI Fish and Wildlife Service and the wildlife biologist have occurred on numerous occasions and will continue. Consultation would conclude after the biological assessment is finalized and signed, submitted to the USDI Fish and Wildlife Service for their consideration and (if/when) a biological opinion is provided.

The project biologist has determined that U. S. Sheep Experiment Station Grazing and Associated Activities Project - May affect, and are likely to adversely affect the Yellowstone Distinct Population of grizzly bear. This determination is applicable to the proposed action (alternative 1) as well as alternatives 4, and 5. Effects are similar in these alternatives. However, the potential encounters are further reduced in alternative 4. This determination is supported by rationale summarized below.

- No direct grizzly bear mortality is expected from Sheep Station activities. Neither lethal control or trap and transport will be implemented or requested under this proposal. Should the need arise for these abatement techniques related to grizzly bear, consultation would be reinitiated.
- Potential effects are the limited probability over a 10-year period that a grizzly bear (and/or cubs) become food conditioned to domestic sheep, change feeding behaviors, and confrontations develop on adjacent lands under other ownership. The resulting change in habitat use could be considered harm (Arena, personal communications, 2010). Also, indirect effects could occur if adjacent private ranchers or other agencies experiencing problems from the food conditioned bear seek control measures eventually resulting in bear removal.
- The project would not limit grizzly bear occupancy or movement through the Centennial Mountains because grizzly bear habitat would not be reduced, and Sheep Station grazing practices include light utilization, for short duration, over a large landscape, with Summer Pastures rested one out of every three years. This grazing method prevents frequent and recurring encounters with grizzly bears which might otherwise alter bear behavior or necessitate the need for lethal control.
- Potential opportunities for genetic exchange with other grizzly bear populations would not be affected since occupancy or movement through the Centennial range would not be limited. In addition, recent evidence demonstrates that genetic diversity is not limiting Yellowstone distinct population segment grizzly bear populations in the short term, and that translocation from other populations is an adequate method to address genetic diversity shortfalls over the long term.
- Twelve conservation measures (described previously) are in place to ensure that Sheep Station activities continue to operate in a manner that minimizes the potential for encounters and effects to grizzly bears. These conservation measures include proactive measures to avoid conflicts (research design criteria, guard dogs, sheep herders, and storage/removal of attractants), annual training, policy

to address encounters non-lethally (move sheep, haze only if necessary), and established communication processes with other agencies.

- There have been only a few encounters with grizzly bears in the past decade relative to Sheep Station activities. No grizzly bears have been killed, captured, or relocated from ARS lands or on National Forest System/BLM allotments in response to Sheep Station activities. It is expected this trend would continue.
- Sheep Station sheep grazing in the Meyers Creek Allotment was analyzed previously by the USDA Forest Service who found that the grazing has occurred there for decades with minimal conflicts, meets the standards and guidelines from the Grizzly Bear Forest Plan Amendment, and noted that "The permittees (Sheep Station) have had an excellent record of avoiding conflicts with bears for many years."
- The potential for livestock/grizzly bear encounters would be further reduced in alternative 4, since the predominant grizzly bear population is located within the primary conservation area, and Sheep Station grazing would not occur within 5 miles of the primary conservation area.
- The expected level of effects for the project are minimal, and would not contribute to overall cumulative effects in a way which is detrimental to grizzly bear recovery.
- The biologist has also determined that alternatives 2 and 3 would have "No Effect" on the Yellowstone distinct population segment of grizzly bears since Sheep Station sheep grazing activities would not occur in occupied grizzly bear habitat or alter habitat conditions.

Other Wildlife Species

The following section includes analysis of additional species of concern or their habitats, that are located on the Sheep Station, or that are located adjacent to or downstream of the project, and potentially could be affected by the project. A pre-field review of available information was conducted to assemble occurrence records, review habitat needs and ecological requirements, and determine what field reconnaissance was needed to complete the analysis. Sources of information included Idaho and Montana Natural Heritage Program databases, Idaho (2005) and Montana (2005) Comprehensive Wildlife Conservation Strategy, Caribou-Targhee National Forest Species Lists, and Personal Communications with biologists from Idaho Department of Fish and Game, Montana Department of Fish and Game, biologists from the Caribou-Targhee National Forest, biologists from Bureau of Land Management Upper Snake Field Office, and from comments received during scoping. The wildlife biologist visited the sites on May 6th through 8th, 2008 to conduct interviews and cursory field review. The biologist conducted an extensive field visit July 6th through 14th, 2008 verifying habitat types, habitat conditions, observing proposed activities, and gathering additional site information. On June 19th through 26th, 2009, the biologist visited USSES low elevations sites with the range conservationist and hydrologist and conducted vegetation condition surveys, stream condition surveys, and other general wildlife surveys. On August 13th through 22nd, 2009, the biologist visited USSES high elevation sites with the range conservationist and hydrologist and conducted additional vegetation condition surveys, stream condition surveys, and other general wildlife surveys.

While the pre-field review generated an extensive list of species that may occupy habitats on ARS lands, this analysis narrows the focus to those species where valid concerns were identified during litigation, scoping, and pre-field/field review. Other species may be addressed in future analysis if new pertinent information becomes available indicating Sheep Station activities are of concern for that species or its' habitat. The additional species and analysis listed below (in addition to the threatened/endangered species analyzed previously) adequately address the intent of the settlement, and provides a thorough review of the effects to known biological resources and their habitats.

Gray Wolf (*Canis lupus*)

Gray Wolf Affected Environment

Effective May 5, 2011 the US Fish and Wildlife Service removed gray wolves in a portion of the Northern Rocky Mountain Distinct Population Segment (DPS) encompassing Idaho, Montana and parts of Oregon, Washington and Utah from the Federal List of Endangered and Threatened Wildlife. Gray wolves will remain listed under the ESA in Wyoming, although the Service is working closely with that state to develop a wolf management plan that would allow wolves in Wyoming to be removed from the list in the future (USDI Fish and Wildlife Service 2011). The Service and the states will monitor wolf populations in the Northern Rocky Mountain distinct population segment and gather population data for at least five years.

Recent History

The delisting of the northern Rocky Mountain gray wolf distinct population segment (DPS) originally took effect on May 4, 2009. On June 2nd, a coalition of 13 groups challenged the USDI Fish and Wildlife Service delisting decision in Federal District Court in Missoula (9th Circuit). On September 8th, 2009, the Court ordered that a motion for preliminary injunction be denied, indicating that the species will currently remain delisted, but that a separate order would follow to establish a dispositive briefing schedule and set a hearing on the merits of the complaint. The order to deny preliminary injunction was based largely on supporting evidence that the distinct population segment would not suffer irreparable harm from the 2009 wolf hunting seasons in Idaho and Montana, and that hunting would not impact genetic connectivity of the distinct population segment, assuming hunters manage to kill up to 330 wolves allowed in the quotas.

Because renewed legal challenges to gray wolf status are expected and may be lengthy, it should be noted that this project analysis is applicable to wolves as de-listed, or if returned to previous status of a nonessential experimental population. Nonessential experimental population status (as previously designated) would apply to all wolves in the southern half of Montana, all of Idaho south of Interstate 90, and all of Wyoming. The 2005 and 2008 Endangered Species Act nonessential experimental population regulations allow people to take wolves under certain circumstances, such as when wolves are in the physical act of killing, wounding, chasing, or molesting legally present livestock and dogs.

As summarized in the Montana Fish, Wildlife, and Parks Fact Sheet on Wolves (MFWP 2011), "The northern Rocky Mountain gray wolf population first met biological recovery goals in 2002. The Northern Rockies "metapopulation" is comprised of wolf populations in Montana, Idaho, and Wyoming. About 1,650 wolves live in the region, where wolves can travel about freely to join existing packs or form new packs. This, combined with wolf populations in Canada and Alaska, assures genetic diversity. Federal rules require Montana and Idaho to maintain at least 150 wolves and 15 breeding pairs in each state (as well as Wyoming). About 566 wolves inhabited Montana in 2010 in about 108 packs, 35 of which were breeding pairs." Similarly, about 835 wolves inhabited Idaho in 2009 in about 94 packs, 49 of which were documented breeding pairs (Mack et al. 2010).

The wolf is reclassified under Montana law as a "species in need of management" statewide. Montana laws and administrative rules protect wolves. Wolves can only be legally killed: during an official hunting season authorized by the FWP Commission, if the wolf is seen attacking or killing or threatening to kill dogs or livestock, to protect human life, or as authorized by FWP to resolve wolf-livestock conflicts. Montana is considering a wolf hunting season for 2011 to reduce the population by about 13 percent with a total harvest quota near 186 wolves.

In Idaho wolves are being managed as a big game animal. They are protected by state laws. The Idaho Fish and Game Commission approved 2011 wolf hunting season and wolf tags have gone on sale with quotas to be set at a later date.

Wolf Pack Locations near the Sheep Station

Two gray wolf pack territories are in the vicinity of, but not centered on, ARS properties including the West Summer Range (Odell/Big Mountain), East Summer Range (Toms Creek), Henninger Ranch property, and Humphrey Ranch property, which are all part of the ARS ownership in the Centennial Range. The Bishop Mountain Pack resides in Idaho nearest to the Henninger Ranch property and East Summer Range. The Henry's Lake pack resides in Idaho east of the East Summer Range (Toms Creek). These two wolf packs may occasionally occupy ARS lands in search of food, but denning or rendezvous areas are not known to occur there. In 2010 and so far in 2011, the Sheep Station has had no encounters or control actions with wolves from these packs (Lewis, personal communications 2011).

In 2009, two separate wolf packs denned in southwestern Montana near the Interstate 15 corridor in the vicinity of Humphrey Ranch property. They included the two border packs called the Sage Creek pack (Montana), and wolf group B394 (Idaho). These wolves no longer occur there as they were removed during animal damage control actions described below.

The following summary of activity was synthesized from several sources including the 2007 through 2010 gray wolf conservation and management annual reports (Sime et al. 2011, Nadeau et al. 2009, USDI Fish and Wildlife Service 2011, Idaho Wolf Management Progress Report (Holyan et al. 2011), Montana Wolf Weekly Reports 2011, and personal communications with Idaho Fish and Game staff (Meintz 2009)).

Sage Creek Pack and B394 Group

Until 2009, lethal control actions in response to wolf depredation on ARS lands has been uncommon, since most encounters are avoided through regular movement of sheep, and the full-time presence of guard dogs and sheep herders. On ARS lands, no trapping for wolves had occurred for several years preceding 2008 other than an incident three years prior. In that incident, encounters discontinued before any wolves were trapped.

In 2008 two wolf packs denned in Montana, but occurred on the border of Idaho/Montana near the Humphrey Ranch property, Interstate 15 corridor. They included the Sage Creek Pack (East of Interstate 15) and B394 group (west of Interstate 15). The Sage Creek Pack is a border pack between Montana and Idaho that formed in 2007. In 2008, based on livestock depredations on cattle from private landowners, three wolves were lethally removed from the area. In 2008, wolf B394 (Idaho) was trapped and radio collared in response to depredations at the Sheep Station that resulted in 16 confirmed dead sheep. In January 2009, the B394 wolf was affiliated with an adult black wolf. In June/July and August of 2009, numerous depredations occurred along the Interstate 15 corridor on livestock belonging to private producers as well as the Sheep Station. After investigation by APHIS Wildlife Services, the Idaho and Montana state wildlife agencies incrementally authorized removal of depredating wolves from the Sage Creek pack and wolves associated with the B394 group. Eventually, to address numerous and continuing depredations on private livestock as well as Sheep Station livestock, all known members of the packs were removed. Control efforts were completed with the lethal removal of approximately ten adult wolves from the Sage Creek pack as well as wolf B394 and six pups. Both the Sage Creek pack and the group associated with B394 have been entirely removed.

Bishop Mountain Pack

The Bishop Mountain pack was an uncollared, suspected pack in 2007. Pack status was verified in February of 2008, when two wolves were darted from a helicopter and radio collared.

Three lethal control actions occurred in 2008, none were associated with Sheep Station activities. The Bishop Mountain pack was counted as a breeding pair in 2008 after four pups were verified in this pack, and aerial flights determined that the pack was comprised of at least five wolves. In 2009, the wolves with

radio-collars could not be located. In 2010, one wolf, subadult male B485, was captured and radio-collared. A female from the Gibbon Meadows pack (Yellowstone National Park) joined the Bishop Mountain pack. A minimum of three pups was estimated through howling. A pack member was legally killed while harassing livestock in July 2010 not associated with Sheep Station activities. This pack was considered a breeding pair for 2010. The yearend minimum number of wolves detected was four.

Henry's Lake Pack

The Henry's Lake suspected pack (Idaho) was identified during the 2008 season, which indicated the likely presence of a new pack of seven wolves. In 2010, a photograph of two black pups, verified by Idaho program personnel, served as verification of breeding pair status for 2010. No year-end count was obtained.

Other Packs in Surrounding Areas

There is a history of additional wolf packs known previously to occur in the vicinity of the Centennial Mountains but typically found well outside of the ARS properties. Since wolves are known to have wide ranging habits, the status of these packs was briefly reviewed. Control actions were implemented on these packs to a varying extent but none involved Sheep Station activities.

Wolf Control Procedure

Radio collars, leghold traps, and/or aerial control are methods used on private and federal lands to track problem wolves/wolf packs and, if conflicts persist, implement lethal removal, which is usually targeted at offending animals (Farr, Meintz, personal communications). APHIS Wildlife Services acts on the behalf of the Sheep Station to verify livestock damage before any control actions are taken. If wolf damage is verified, APHIS Wildlife Services contacts his supervisor as well as the state wildlife agency to request authorization if it is necessary to pursue direct control. Authority for control actions are granted through state wildlife agencies (Arena, Farr, personal communications).

The following text describes the typical methodology of "Incremental Control Measures" referred to in other portions of this document. Effects to wolves involved in depredation scenarios generally occur in three categories. First, if an individual wolf is involved in limited depredation such as while traveling through habitat to a new or different territory and no further incidents occur, non-lethal control measures (such as the presence of herders and guard dogs) are deemed adequate. Second, if offending wolves are part of a group, breeding pair, or pack and remain active in the vicinity, individual wolves may be radio-collared so activities can be monitored and tracked. If depredations continue, one to three animals are lethally removed, with the intention to target specific offending animals. If possible, the pack is left intact with a breeding pair. Third, if depredation is a recurrent problem and there are substantial livestock losses from a specific pack or group of wolves (including losses on private producers as well as USSES livestock), authorization may be given to remove all or most pack members. This may involve individual trapping and/or aerial targeting (at the discretion of APHIS Wildlife Services and state agencies) to achieve removal of the breeding pair, pups, and other associated wolves.

Gray Wolf Direct/Indirect Effects

Alternative 1, 4, and 5 Direct and Indirect Effects for Gray Wolf

Effects from activities in these three alternatives are essentially the same since each proposes similar livestock grazing in the Centennial Mountains where wolves are known and expected to occur.

Alternative 1 proposes grazing in both the East and West Summer Ranges. Alternative 4 proposes grazing in the West Summer Range while discontinuing grazing in the East summer range and USDA Forest Service Meyers Allotment. Alternative 5 continues grazing in both the East and West summer ranges while discontinuing grazing from Snakey/Kelly and Bernice allotments. Potential effects to wolves

remain the same throughout each alternative, because each alternative continues grazing in occupied wolf habitat.

A review of the activities described in these alternatives indicate that activities would have effects on gray wolves and their habitat. Specifically, the activities that would have some effects can be categorized and described as follows:

1. Trailing, grazing, and camp tending activities in the Centennial Mountains have previously, and would continue to result in occasional encounters with wolves. The habitat is occupied by deer and elk (a natural food source for wolves), and the addition of sheep bands would, on occasion, attract wolves opportunistically searching for food, or wolves habituated to sheep as an easy food source. Mitigations including the presence of full-time sheep herders, guard dogs, and herd dogs provide consistent and effective methods of non-lethal control, which in-turn discourages most individual wolves and wolf packs from habituating to Sheep Station sheep herds as a food source. In addition, on a daily basis, herders keep a daily count on sheep, and ride trails to gather strays. Dead or injured sheep are removed from the field when possible, or treated with lime and/or buried to render the carcass unavailable as a food source. As a result, the effect of attracting wolves to domestic sheep as a potential food source is substantially reduced because of continual human presence, guard dog presence, and by reducing the number of stray sheep, or dead sheep available as a food source. The overall direct and indirect effect to wolves from these activities is minimal. Effects of harassment and predator control activities (such as firing gun shots in the air and other abatement tools) are discussed separately in number 3 below.
2. Activities that could affect daily or annual movements of wolf prey (deer, elk, and moose) also have the potential to indirectly effect gray wolf movements. Prescribed fire may improve range conditions such as increased vigor on the annual growth of shrubs and grasses, which correspondingly attracts more ungulates. Thus, wolves could be indirectly attracted to areas with prescribed fire, in search of big game food sources concentrated near productive foraging habitats. Prescribed fire is occurring on the Headquarters property, which is big game transitional range. Since this area is covered in snow much of the winter season, its capacity to support deer and elk in large concentrations is minimal, and its corresponding potential to affect gray wolf is even smaller and limited to a short duration as ungulates migrate through the area to different elevations. Maintenance of fire breaks and roads on the ARS lands could temporarily have small effects on deer and elk herd movements, where the ungulates avoid mechanized operating equipment. However, these effects are limited to times when heavy equipment is operating in the area. With a lack of public motorized access to roads on the Sheep Station, big game persists with minimal disruption across the landscape, which translates to few or no corresponding impacts to wolves. Water developments that occur in the Big Mountain allotment may occasionally attract deer, elk or moose, but these occasions are rare since ungulates more likely use natural water sources. Fencing on ARS lands at lower elevations is constructed to specifications that do not limit travel for ungulates, and upper elevation fencing (horse corral) is temporary, small in size, and is not big enough to substantially affect big game movements. The one large fence present on ARS lands near the Headquarters (coyote fence) does eliminate big game access to forage on approximately 640 acres. Since the fence is within low elevation sagebrush that does not include any mapped wetlands or unique wildlife habitat features, and is surrounded by thousands of acres of similar habitat, the fence does not limit ungulate use across the landscape or their access to limited habitats. As a result, effects would be limited to the loss of a small amount of available forage for deer and elk, a local change in daily movements of deer and elk around the one square mile enclosure, and ultimately, little or no corresponding effect to wolves.
3. Effects to wolves are expected from predator control activities on ARS lands including non-lethal measures such as hazing, lethal removal of individual animals, and in some cases, particularly when depredation to private livestock is also occurring, removal of entire packs and/or breeding pairs. The history of minimal conflicts with wolves on the Sheep Station before 2008, and the

incremental control measures that resulted in the removal of two packs in 2009 near Humphrey Ranch, indicate that control measures are likely to vary from year to year. In most years, such as occurred in 2005 through 2008, non-lethal activities including having sheep herders and guard dogs with sheep, hazing individual wolves during encounters, and trapping/radio collaring individual wolves would be adequate to address depredation on USSES. Despite proactive conservation measures to reduce conflicts, in some years packs would establish and/or expand in or near the Centennial Mountains, and depredate more heavily on livestock from the Sheep Station as well as adjacent private producers. In these cases, lethal control measures would be necessary to curtail depredation on USSES sheep and/or prevent a pack from habituating to domestic sheep. Lethal removal would be implemented typically on one to three wolves. In uncommon circumstances such as occurred in 2009, when numerous depredations continue on private and Sheep Station livestock, control actions could continue in an incremental fashion until an entire offending pack is removed, varying between three and ten animals. At the legal discretion of USDI Fish and Wildlife Service, Idaho/Montana Wildlife Agencies, and APHIS Wildlife Services (depending on current listing status), incremental control measures would continue to be authorized, to a varying degree, resulting in the removal of individual wolves, breeding pairs, and on occasion, established packs.

Overall, the effects described above are not expected to affect the delisted status of gray wolves nor reduce the population or number of breeding pairs near the threshold of 150 animals and 15 breeding pairs in each state.

Alternatives 2, 3 Direct and Indirect Effects for Gray Wolf

- Alternative 2 and 3 affect gray wolves similarly because all Sheep Station grazing activities in suitable wolf habitat would be eliminated in the Centennial Range.
- In alternative 2, no Sheep Station grazing would occur.
- In alternative 3, no Sheep Station grazing would occur in the Centennial Mountains

Elimination of all Sheep Station grazing and associated activities (alternative 2), or all Sheep Station grazing activities in the Centennial Range (alternative 3) would eliminate the Sheep Station role in potential effects on wolves discussed in the earlier alternatives. Livestock grazing on ARS lands which otherwise may have resulted in lethal control actions to remove a few individual wolves annually, or in some years, up to two wolf packs or groups that are establishing, would not occur. However, control actions related to private livestock owners and USDA Forest Service/Bureau of Land Management Permittees in and adjacent to the Centennial Range would continue in its current fashion. It is unknown if new resident wolf packs would naturally reestablish, or if other control actions related to private/permitted producers would limit pack establishment on the Centennial Range.

Gray Wolf Cumulative Effects

The spatial boundary for the discussion of cumulative effects for wolves is the Centennial Mountain Range to the I-15 corridor because this area is:

- Large enough to sustain one or more wolf packs,
- Is influenced by (or influences) wolf management on adjacent lands under other ownership, and
- Is an important piece of undeveloped habitat between the Greater Yellowstone Ecosystem and Central Idaho.

The temporal boundary is 10 years because projections beyond that point are similar to those being discussed, but become less accurate over time.

The project is not expected to add cumulative effects detrimental to wolf recovery based on the following information:

- Hunt season quotas for 2011 are currently being developed in Idaho and Montana. Hunting seasons are managed on an annual quota basis by state wildlife agencies, who point to evidence that such management would not detract from sustaining the current population, and that genetic connectivity would not be impacted, even if the maximum quota animals is reached. On September 8, 2009, Judge Molloy (Missoula) denied a request for a preliminary injunction based on a lack of evidence of irreparable harm to the wolf from the 2009 wolf hunting season in Idaho and Montana.
- The Northern Rocky Mountain Wolf population is expanding in both size and distribution, and a limited number of wolves or packs have been or would be impacted by continued operations on the Sheep Station.
- State wildlife agencies have the authority to authorize or deny lethal control actions on private or agency lands, thus procedures are in place to balance lethal control actions with larger population/pack management goals in the Centennial Mountain Range.

Rocky Mountain Bighorn Sheep (*Ovis canadensis canadensis*)

Rocky Mountain bighorn sheep are not known or expected to be present on ARS lands. Bighorn sheep in Idaho and Montana portions of the project area have no federal listing status, and are managed as game species with controlled hunting allowed in certain areas. Bighorn sheep herds nearest to ARS lands are in Montana, approximately 20 miles removed from all Sheep Station activities such that interactions are not a concern with these herds. Two small herds from prior bighorn sheep reintroductions are present in the Upper Snake region of Idaho near the Snakey/Kelly allotment (National Forest System) and the Bernice allotment (Bureau of Land Management). The specified actions included in the Bighorn sheep Action Plan section of the BLM/Sheep Station Memorandum of Understanding are reasonable measures put in place to minimize the potential for interactions between domestic sheep and bighorn sheep in these areas.

Rocky Mountain Bighorn Sheep Affected Environment

In the Rocky Mountain west, a primary issue regarding bighorn sheep and domestic sheep interaction revolves around die-offs within native or transplant bighorn sheep herds, after coming in contact with domestic sheep. The issue has been largely polarized by evidence that domestic sheep diseases threaten the persistence of bighorn sheep populations, economic and social consequences of restricting domestic sheep grazing are substantial, and the effectiveness of maintaining separation between domestic sheep and bighorn sheep is debated. In examples such as occurred near Hell's canyon in Western Idaho, where one or more bighorn sheep became infected with pneumonia (*Pasteurella* or *Mannheimia*), the pneumonia spread to other members within a bighorn sheep herd, and a portion of the bighorn sheep herd died. The majority of documented bighorn sheep die-offs follow contact with domestic sheep. Clifford et al. (2009) and Lawrence et al. (2010) demonstrated the transmission of *Mannheimia haemolytica* bacteria from domestic sheep resulted in the pneumonia and death of bighorn sheep under certain controlled conditions.

In contrast, in field situations, it isn't known if sufficient contact for a transmission event occurs under existing grazing conditions, and pneumonic disease in bighorn sheep has also been reported in the absence of detectable contact with small ruminants (Knowles, personal communication). Knowles describes the following events that must come together to infect bighorn sheep:

- A domestic sheep must be infected with appropriate organisms;
- The domestic sheep must be shedding these organisms in sufficient quantity for transmission;
- Due to the nature of the suspected organisms, mucosal contact must occur and match in time with the dose being shed for transmission and infection, and
- The bighorn sheep must become infected and replicate the organism(s) in sufficient quantity to both transmit and to reach other organ systems to cause disease.

Each of these steps has a probability associated with them, and regarding the limited overlap of Sheep Station grazing near bighorn sheep habitat, it is in question whether these events would occur in a quantity high enough to lead to disease and/or a further transmission event. Knowles (2010) also submitted a letter to the Payette National Forest clarifying that the study by Lawrence et al. (2010) indicates that "even extended fence line contact of 2 months didn't lead to disease and death" in bighorn sheep until 48 hours of confined co-mingling occurred. He concludes that the data from Lawrence et al. shows that transmission of *Mannheimia haemolytica* between domestic and bighorn sheep is a complex concept, requires extended periods of time, and doesn't necessarily lead to disease without confined co-mingling. Therefore, details of contact should be incorporated into management plans and risk models.

Payette National Forest Decision

State and Federal Agencies across the Western United States are modeling bighorn sheep habitat and updating herd distribution based on models used for the Payette National Forest. In 2010 the Payette National Forest made a decision to discontinue sheep grazing in a number of areas where bighorn sheep use and domestic sheep use overlap (USDA Forest Service 2010). This decision was based on extensive modeling of observed bighorn sheep use and available habitat. The models predicted core herd home ranges with 95 percent confidence, a foray analysis, and summer source habitat. These models were then used to predict potential effects on a larger metapopulation of bighorn sheep made up of the smaller subset of herds and their potential interactions. The analysis and decision was completed to ensure compliance with regulations including National Forest Management Act, Hells Canyon National Recreation Area Act, and USDA Forest Service Sensitive Species Policy.

Since the Sheep Station is approximately 200 miles east of the Payette NF, the modeling process and effects analysis used on the Payette National Forest was reviewed. However, little to no telemetry data exists for bighorn sheep in the project area, and, therefore, core herd home ranges, foray areas, and metapopulations cannot be accurately delineated in order to assess risk. In lieu of this information a number of other sources were considered in order to accurately portray the existing condition and potential effects.

Idaho Department of Fish and Game (IDFG) Bighorn Sheep Management Plan

Idaho has drafted source habitat maps and Bighorn Sheep "Population Management Units" (PMU) which are displayed in the Idaho Department of Fish and Game Bighorn Sheep Management Plan, 2010. This data was considered in the Sheep Station analysis to better identify which bighorn sheep herds might be affected and where potential habitat or occupied habitat occurs. Idaho Department of Fish and Game population management units were formulated from opportunistic bighorn observations, potential suitable habitats and game management boundaries. It should be noted that population management units are general estimates of potential herd use and do not equate to core herd home ranges used in the Payette analysis which predicts bighorn sheep occupancy with 95 percent confidence based on telemetry information.

Bighorn Sheep Herd Information

ARS lands in Idaho are within Idaho Game Management Unit 61 of the Upper Snake Region. A small population of bighorn sheep occurs on the Idaho-Montana border in the Lionhead area of Idaho Game Management Unit 61. In Montana, this bighorn herd is known as The Hilgard herd, Montana Hunting District 302, with an estimated population of 105 animals, and a population goal of 100. The herd has limited available winter range, thus the Montana Fish Wildlife and Parks goal is to manage the herd at current levels. The herd is separated from Sheep Station East/West Summer Pastures which include Odell Creek, Big Mountain, and Toms Creek lands by a distance of approximately 20 miles, Henry's Lake basin, and substantial geographic topography along the continental divide. Although the Idaho Bighorn Sheep Management Plan delineates the Lionhead population management unit closer to ARS property, there is

no indication that a herd occupies the area adjacent to the ARS Toms Creek and/or Odell Creek properties. Neither the Idaho Fish and Game Bighorn Sheep Progress Report (2009) nor the Montana Draft Bighorn Sheep Strategy (2009), or the Idaho Bighorn Sheep Management Plan (2010) suggests any known interaction between the Hilgard/Lionhead herd and Sheep Station grazing activities. According to the Idaho Fish and Game Bighorn Sheep Progress Report, 12-15 sheep are seen in Idaho during the summer months.

Bighorn sheep populations in other adjacent areas of Montana, which are also outside of ARS properties, include the Tendoy Mountain herd, over 20 miles to the northwest of the Humphrey property. The herd is in Montana Hunting District 315, with an estimated population of 59, and a population goal of 200. It is currently closed to hunting until objectives are achieved.

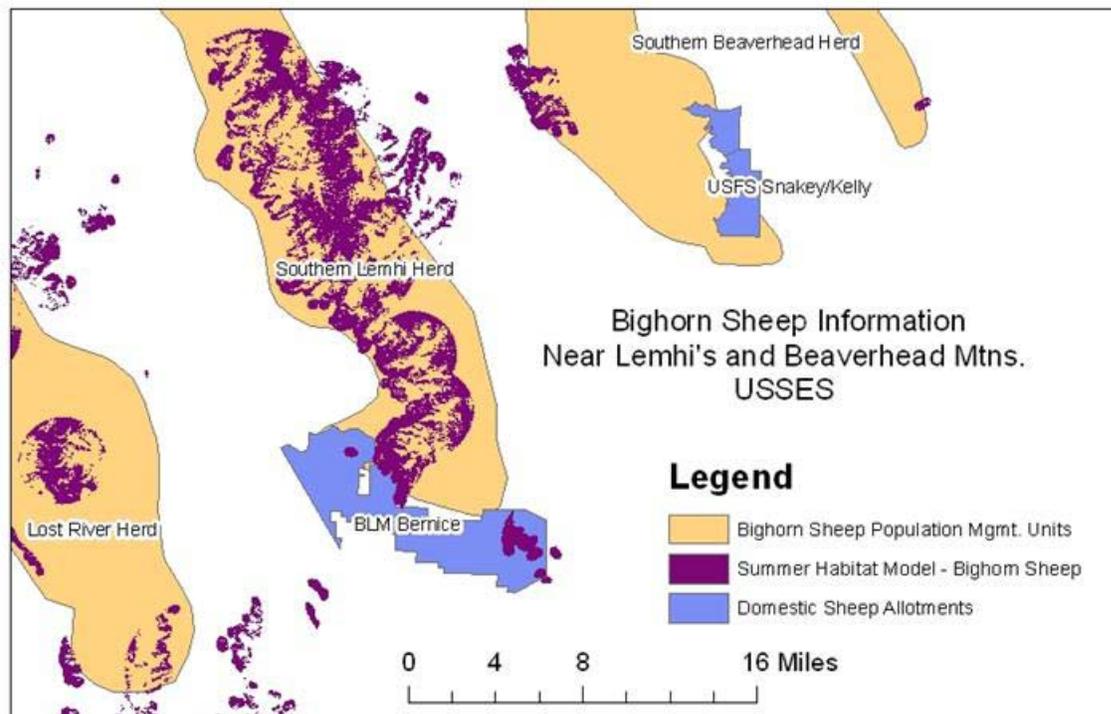


Figure 10. Bighorn sheep Idaho herd boundaries and modeled summer habitat near Snakey/Kelly and Bernice grazing allotments used by the Sheep Station⁶

The Sheep Station also grazes sheep on National Forest System and Bureau of Land Management allotments (Snakey/Kelly and Bernice respectively). A review of the 2009 Idaho Progress Report indicates that:

- In the Lemhi Range, the Bernice BLM domestic sheep allotment on the Little Lost River side of the range overlaps with bighorn sheep range within Idaho Game Management Unit 51.
- In the Beaverhead Range, the Snakey Canyon domestic sheep allotment (USDA Forest Service) overlaps with bighorn sheep range in Idaho Game Management Unit 59a.
- Observations of 30 bighorn sheep in the Lemhi range and nine bighorn sheep in the Beaverhead range occurred in 2007.

⁶ Based on Peyette Summer Habitat Model used in IDFG Bighorn Sheep Mgmt. Plan

- There is no documented interaction/contact between domestic sheep and bighorn sheep on these allotments. However, there was one incident where a stray domestic sheep was observed three linear miles from bighorn sheep and a Sheep Station employee subsequently removed the domestic sheep.

Lemhi Bighorn Sheep Survey

The USDA Forest Service and the BLM are cooperating in a Bighorn Sheep Survey of the Lemhi Mountain Range (2010/2011). The 2010 progress report for these surveys (Akenson and McDaniel 2010) state that bighorn sheep occupy lower elevations in the southern Lemhi Mountains than previously expected, and that "domestic grazing allotments located on BLM land, adjacent to the USDA Forest Service lands of on the southern Lemhi Range, are the primary points of domestic - wild sheep interaction and potential disease transfer." The report also notes that there was a positive response (increase) to the bighorn sheep on the adjacent Lost River Range after removal of adjacent domestic sheep grazing allotments.

BLM Bernice Allotment Memorandum of Understanding (MOU)

In an MOU prepared between the Bureau of Land Management and the Sheep Station for grazing on the Bernice allotment (USDI Bureau of Land Management 2007), a "Bighorn Sheep Action Plan" is included. The action plan describes five action items that will be taken in order to minimize potential contact between bighorn and domestic sheep. They include:

- On- site supervision of the domestic sheep bands as well accompaniment by guard dogs to prevent interaction.
- Keeping domestic sheep below the 5,600 foot contour and off of mountain foothills and canyons.
- If funding is available, cooperation regarding data collection for bighorn sheep surveys.
- Maintaining a three-mile buffer of separation between domestic sheep and bighorn sheep.
- Notifying a list of individuals if contact occurs or becomes imminent.

These action items are consistent with Idaho's *Interim Strategy for Managing Separation between Bighorn Sheep and Domestic Sheep in Idaho* (Idaho Department of Fish and Game 2007b) and are similar to the concept of watch zones and response plans described in the *Idaho Bighorn Sheep Management Plan, 2010*.

Documentation of Stray Domestic Sheep

There have been several recent incidents documented where stray domestic sheep from the Bernice allotment overwintered in areas of the southern Lemhi Range for several months (Foster, Personal Communications 2011). In these observations, individual domestic sheep were seen moving to higher elevation habitat that overlaps bighorn sheep winter and spring habitat such as in Black Canyon. In April 2011, after a number of stray domestic sheep were observed in the southern Lemhis throughout the winter, five domestic sheep having US Sheep Station ear tags were lethally removed from the area in a cooperative effort between Idaho Department of Fish and Game, the Sheep Station, and BLM personnel.

Other

Based in part on a meeting at USDA Forest Service Headquarters in Washington D. C., the Agricultural Research Service is exploring ways to enter into collaborative research with the USDA Forest Service (Knowles, personal communication 2011). This collaboration with USDA Forest Service is to examine the risk of contact between domestic and bighorn sheep. The Sheep Station is a critical component of this research effort because grazing lands for the Sheep Station flock through the Bureau of Land Management and USDA Forest Service include potential bighorn sheep habitat, a unique feature of the Sheep Station location. In addition, the availability of over 3,300 mature ewes and their lambs allows for statistically valid research. No other research unit in the U.S.A. provides this unique environment and the

numbers of animals to conduct risk assessments in the context of the domestic and bighorn sheep interface.

Rocky Mountain Bighorn Sheep Direct/Indirect Effects

Alternatives 1, 3, and 4 Direct and Indirect Effects for Bighorn Sheep

Effects from activities in these three alternatives are the same since each proposes similar livestock grazing and associated activities near occupied bighorn sheep habitat. Bighorn sheep are not directly affected by grazing on any of the ARS properties, because bighorn sheep do not occur there. The Hilgard bighorn herd in Montana (Lionhead Herd in Idaho) is over 17 miles away from the nearest ARS property (Summer East pasture), and the Tendoy bighorn herd also in Montana is over 23 miles away from the Humphrey property. Interaction between domestic sheep on ARS properties and existing bighorn sheep herds is not known or expected to occur.

Sheep Station sheep grazing on BLM (Bernice allotment) and National Forest System (Snakey/Kelly allotments) has the potential to negatively affect the Idaho bighorn herds reintroduced into the Lemhi range and the Beaverhead range. However, the measures in place are appropriate methods to minimize the potential of contacts, limit the probability of transmission and disease, and are consistent with Idaho direction. The Idaho Progress Report (2009) and the Idaho Bighorn Sheep Management Plan (2010) indicate that bighorn sheep range does overlap with these allotments, therefore the potential for interaction and resulting mortality in the bighorn herds is plausible. Based on a review of parameters modeled in Clifford et al. (2009), bighorn sheep herds that occupy the southern portion of the Lemhi range and to a lesser extent the Beaverhead range have a moderate probability of coming into contact with domestic sheep over a period of a decade, transmitting bacteria, and potentially leading to a respiratory outbreak and subsequent bighorn mortality. This contact could occur from Sheep Station grazing on these BLM/ National Forest System allotments or from contact with private domestic sheep grazing in other nearby areas. Precise research on the movements of this bighorn sheep herd (such as radio-telemetry data collected over a period of years) is expensive and has not yet been completed. However, observation data is being collected in the Southern Lemhi population management unit. Idaho progress reports, the BLM MOU and communications between various agency personnel express a desire and willingness to collect additional site specific data if funds become available.

Snakey - Kelly National Forest System Allotment

Several factors are in place to minimize potential of direct contact and subsequent bighorn herd mortality. Bighorn sheep are thought to be geographically and temporally separated from areas grazed by Sheep Station domestic sheep on the Snakey/Kelly allotments, by an approximate distance of three miles or more of rough terrain and heavy snow loads during winter months (Keetch, Personal communication 2008). Bighorn sheep are known to occupy the west side of the Beaverhead Mountains in the winter months, while the Sheep Station grazes domestic sheep on the east side of Beaverheads (Snakey/Kelly allotments) November 6 - January 3rd.

BLM Bernice Allotment

On the Lemhi range, bighorn sheep typically occupy higher elevations in the foothills and mountains while domestic sheep remain in the lower elevations. Although it is unknown how far south individual sheep may wander in high snow years, bighorn sheep typically stay north of North creek, (Lowe, Personal communication 2009). The Bernice allotment (which is grazed by Sheep Station between November 23 - February 5) is south of the North Creek geographic boundary. In addition to the relative geographic and temporal separation described above, implementation of the "Specified Actions" included in the Bighorn Sheep Action Plan portion of the BLM/Sheep Station MOU further reduces the possibility of potential contact, transmission, and resulting disease in the larger herd in the following ways:

- On site supervision of the domestic sheep bands as well accompaniment by guard dogs would assist in preventing direct contact and interaction between domestic sheep and bighorn.
- Active herding to keep domestic sheep below the 5,600 foot contour and off of mountain foothills and canyons would assist in maintaining geographic separation between bighorns and domestics.
- Scouting for bighorns and maintaining a 3-mile or larger buffer of separation between known bighorn sheep herds and domestic sheep bands would minimize the probability of direct contact.
- Promptly notifying designated Idaho Fish and Game and BLM personnel if contact is suspected or becomes imminent would allow for management removal of individual bighorn sheep to prevent infection spreading to the remainder of the bighorn herd.

Bighorn sheep mortality and overall suppressed health of the Southern Lemhi bighorn herd and/or the southern Beaverhead bighorn sheep herd may or may not occur as result of contact with domestic sheep, but the degree of negative effects to the herd, and the primary source of infection are speculative. Contact could occur from Sheep Station winter grazing on Bureau of Land Management / National Forest System allotments, or from contact with other domestic sheep grazing activities in this portion of the range (such as private lands or other permitted grazing on federal lands) during any season of the year. Grazing practices that are already in place by the Sheep Station, implementation of the specified actions of the Bighorn Sheep Action Plan, and geographic factors that naturally separate Sheep Station grazing and bighorn sheep winter ranges minimize the potential of interaction between Sheep Station domestic sheep and bighorn sheep, and allow for appropriate control/removal of sheep should contact occur or become imminent.

The largest potential concern that could lead to contact, transmission and disease spread would occur after the sheep leave the BLM Bernice allotment or the National Forest System Snakey/Kelly allotment, if stray domestic sheep remain on the allotment, then come into contact with bighorn sheep during the winter or spring months, and that the contact is not immediately detected. In this scenario, it is more plausible that bighorn sheep become infected by *pastuerella* spp. bacteria and carry the disease back to the larger bighorn sheep herd.

Alternatives 2 and 5 Direct and Indirect Effects for Bighorn Sheep

Ending Sheep Station sheep grazing on Bernice and Snakey/Kelly allotment would occur in both alternatives 2 and 5. Alternative 2 eliminates all domestic sheep grazing by the Sheep Station while alternative 5 eliminates grazing in the BLM Bernice and National Forest System Snakey/Kelly allotments.

Grazing activities on ARS properties are not known or expected to affect the existing Tendoy and Hilgard/Lionhead bighorn sheep herds, so the alternatives would not change the condition of these bighorn sheep herds.

Ending Sheep Station sheep grazing on Bernice and Snakey/Kelly allotments would eliminate one potential source of infection to bighorn sheep in the Southern Lemhi and Beaverhead mountains. However, removal of this potential vector for disease spread would have unknown potential to eliminate or even largely reduce respiratory disease in the existing bighorn herds for the following reasons:

- Grazing on these allotments occurs outside of the suspected core winter range areas for these bighorn, and the bighorn summer ranges include a much larger landscape that intersects other potential sources of disease transmission.
- The small size and condition of the reintroduced bighorn sheep herds in this portion of Idaho may have many plausible explanations and is as likely to be a result of factors not associated with Sheep Station activities. They include respiratory diseases naturally circulating within the bighorn sheep population, limiting habitat conditions such as nutritional value of forage, fragmented seasonal migration routes, limited winter range capability, and other livestock operations.

- Ending Sheep Station grazing on the Bernice and Snakey/Kelly allotments would reduce one potential vector of respiratory disease transmission. It is speculative that these alternatives would result in an observable change in the existing bighorn sheep herds' condition, health, or population. Just as likely, bighorn sheep herds would remain unaffected by these alternatives, and continue in their current condition.

Rocky Mountain Bighorn Sheep Cumulative Effects

The spatial boundary for the discussion of cumulative effects for bighorn sheep is the upper Snake River Region in Idaho as well as the Montana portion of the Centennial Mountain Range, because this area encompasses all Sheep Station grazing activities that occur in occupied and potential bighorn sheep habitat, and considers state management objectives for known bighorn herds in the area. The temporal boundary is 10 years because projections beyond this time period are less likely to be accurate.

The expected level of the effects for the project would not contribute to overall cumulative effects in a way which is detrimental to bighorn sheep management in this portion of Idaho and Montana considering the following points:

- Grazing Sheep Station sheep on Forest Service and BLM federal lands has only a minimal risk of contact between bighorn sheep and domestic sheep because of geographic and temporal separation.
- Grazing Sheep Station sheep near occupied bighorn sheep habitat includes the presence of guard dogs and full-time sheep herders, which affords additional protection measures to reduce the possibility of actual contact between bighorn and domestic sheep.
- The Sheep Station follows the specified actions listed in the Bighorn Sheep Action Plan which includes procedures to manage separation between bighorn sheep and domestic sheep, and initiate a communication plan for prompt removal of infected bighorn or domestic sheep should contact be suspected.
- Although the risk of contact from Sheep Station activities can only be completely eliminated in alternative 2, additional sources for spread of respiratory disease occur throughout known or suspected bighorn sheep range. Thus, bighorn populations are expected to continue in their current condition and trend, regardless of which alternative is selected.
- There are no known or foreseeable planned bighorn sheep reintroductions in areas grazed by the Sheep Station. The proposed action and its alternatives do not preclude bighorn sheep reintroductions; however domestic sheep grazing is one variable that influences sites chosen for reintroduction.

Sage-grouse (*Centrocercus urophasianus*)

The effects to sage-grouse in alternatives 1, 4, and 5 are similar. Benefits to habitat would be derived from grazing activities that increase a mosaic of shrubs, forbs, grasses, and maintain lek sites. There would be less desirable effects from temporary displacement of grouse by grazing bands of sheep or seasonal dietary overlap between grouse and sheep. Given the conservation measures in place, the overall balance between effects would be neutral.

Alternative 3 differs from alternative 1, 4, and 5, because it would leave a large number of sheep for a longer duration at Headquarters, the area of greatest importance to sage-grouse. The effects of that alternative would be a longer temporal disturbance and displacement of sage-grouse, as well as higher utilization of forbs which are preferred by sage-grouse at all life history stages when they are available. Each of the action alternatives is similar in that they use treatments of prescribed fire (approximately 400 acres/yr implemented), which would be a long-term benefit to sage-grouse and their habitats if burn units are kept small and the juxtaposition of those fires does not create large expanses of open habitat. Historic fire activity of a similar duration and intensity has resulted in a currently healthy and stable sage-grouse population and breeding habitat on ARS headquarters property. Therefore, continuing these activities

would likely maintain a substantial amount of quality habitat and continue to support a stable sage-grouse population.

Alternative 2 eliminates direct disturbance and displacement of grouse, but it would also eliminate the possible benefit of seasonal grazing by sheep and use of prescribed fire to maintain the open nature of leks and manipulate and improve sage-grouse habitat.

In all alternatives, sage-grouse population trends in the project areas would continue to mimic statewide trends (based on annual weather variation), or improve on those trends through maintenance of quality habitat and strong productivity. Sheep Station activities would maintain conditions that contribute positively towards both the Idaho Conservation Plan and the Upper Snake Local Working Group Conservation Plan and would not move the species toward federal listing.

Sage-grouse Affected Environment

Sage-grouse are common on low elevation lands of the Sheep Station, particularly the Headquarters. Annual lek route surveys indicate that sage-grouse habitat on the Headquarters continues to attract numerous sage-grouse for breeding and nesting. The area falls within the Upper Snake Sage-grouse Planning Area identified by the Idaho Department of Fish and Game. This analysis synthesizes information pertinent to the local area including a review of the *Conservation Plan for the Greater Sage-grouse in Idaho* (Idaho Sage-grouse Advisory Committee 2006), *Plan for Increasing Sage-grouse Populations Developed by the Upper Snake Sage-grouse Local Working Group* (2004), the *Greater Sage-grouse Habitat and Population Trends in Southern Idaho Progress Report* (Connelly et al. 2008), and sage-grouse lek survey data collected on ARS lands. Field visits were conducted in 2008 and 2009 to gather additional information regarding vegetation conditions (summarized in the range resource report), fire disturbance history, and to review habitat conditions and issues with area biologists.

The greater sage-grouse is considered imperiled by the Idaho Conservation Data Center, range-wide imperiled by the Bureau of Land Management and sensitive in Region 4 of the USDA Forest Service (IDFG 2005). In March of 2010, the USDI Fish and Wildlife Service concluded that the greater sage-grouse warrants protection under the Endangered Species Act, however that is precluded by the need to take action on other species facing more immediate threats (USDI Fish and Wildlife Service 2010). Thus, sage-grouse has no federally listed status, but is a candidate for listing. A review of greater sage-grouse life history can be found in the 2004 *Conservation Assessment of Greater Sage-grouse and Sagebrush Habitats* (Connelly et al. 2004). A condensed version of life history specific to Idaho from the Idaho Fish and Game Comprehensive Wildlife Conservation Strategy (2005) is summarized below.

The greater sage-grouse occurs in 11 states and two Canadian provinces including: Alberta, California, Colorado, Idaho, Montana, Nevada, North Dakota, Oregon, Saskatchewan, South Dakota, Utah, Washington, and Wyoming. This bird is widely distributed throughout sagebrush dominated habitats of southern Idaho (Schroeder et al. 1999).

Recent analysis of breeding population data indicates that 11 of 13 (85 percent) states and provinces showed significant long-term declines in size of active leks. Greater sage-grouse populations declined at an overall rate of 2.0 percent per year from 1965-2003. From 1965-1985, the sage-grouse population declined at an average of 3.5 percent per year. However, from 1986-2003 the population declined at a much lower overall rate of 0.4 percent. In Idaho, sage-grouse populations declined at an overall rate of 1.5 percent per year from 1965-2003. From 1965-1984, the population declined an average of 3.0 percent per year but from 1985-2003 the population had an annual change of only 0.1 percent per year (Connelly et al. 2004).

Greater sage-grouse are totally dependent on sagebrush-dominated habitats. Breeding habitat (areas used for breeding, nesting, and early brood rearing) is characterized by sagebrush canopy coverage of 15-25

percent with a healthy grass and forb understory (Connelly et al. 2000). During summer, sage-grouse may use a variety of habitats but are generally found in areas with succulent forbs and insects. Winter habitat consists of relatively large areas of taller sagebrush with 10-25 percent canopy cover. During the winter sage-grouse consume 99 percent sagebrush in their diet. In early spring the diet consists largely of sagebrush and some forbs. During later spring and summer, the bird's diet includes insects and forbs. Clutch size varies from 6-9 eggs and incubation time ranges from 25-29 days. Chicks are precocial and grow rapidly. Breeding is common for yearling hens and yearlings often have smaller clutches than adults (Schroeder et al. 1999). Sage-grouse are typically long-lived (4-5 years is not uncommon) with low reproductive rates compared to other game birds. Survival differs among age and gender groups and adult females tend to have higher survival rates than males or juvenile females.

In general, the loss, degradation, and fragmentation of sagebrush habitat are the major threats to the greater sage-grouse in Idaho (Connelly et al. 2004). Factors contributing to habitat degradation include alteration of historical fire regimes, conversion of land to farming or intensive livestock forage production, water developments, use of herbicides and pesticides, establishment of invasive species, urbanization, energy development, mineral extraction, and recreation (Connelly et al. 2004).

Sage-grouse have used the habitat in, on, and around the sheep station prior to settlement of the area. Sage-grouse research on the Sheep Station shows that they use the Headquarters area for breeding, nesting, and early brood-rearing activities. In late summer many of the grouse move further north towards Henninger and the foothills of the Centennial mountain range. They spend the late summer and early fall there before returning to the Sheep Station on a gradual migration to the south and lower elevations (such as areas around Bernice allotment and the Idaho National Laboratory (Department of Energy)). Some sage-grouse stay on the Headquarters property year-round, but most use it seasonally. It plays an important role in population growth and stability as it provides key habitat for pre-nesting, breeding, nesting, and early brood-rearing.

Upper Snake Sage-Grouse Planning Area: 2004

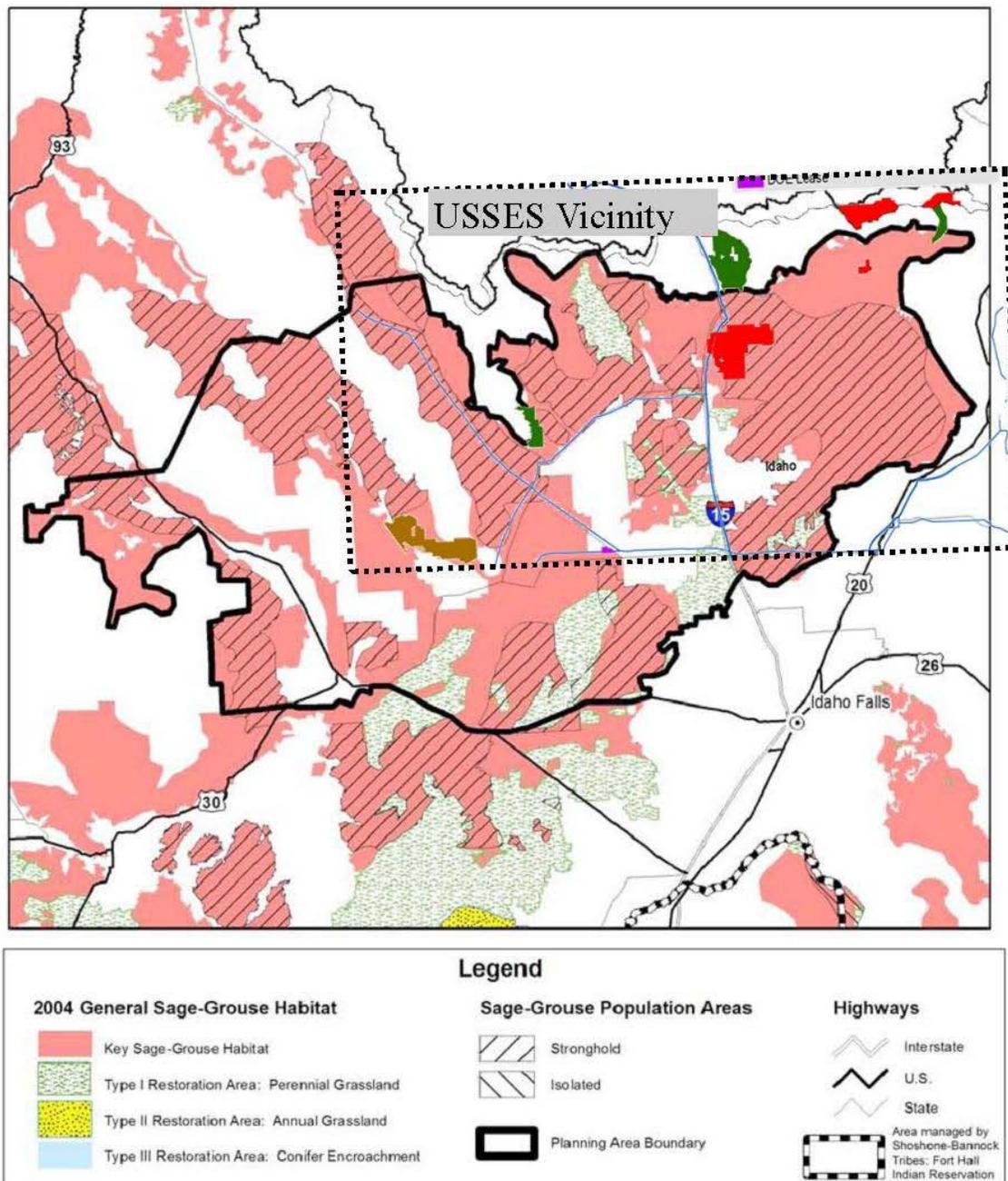


Figure 11. Upper Snake sage-grouse planning area

Lek surveys have been collected on Sheep Station Headquarters regularly since 1978 through 2009. Through a variety of observers and varying count methodology has been employed, a trend of improvement is indicated. An informal review of past count information on the Sheep Station (personal communications, USDA Sheep Experiment Station) shows that in 1966, 12 active leks were identified on the entire headquarter section of the Sheep Station. In the period of 2003 through 2009, the number of active leks on established routes varied between 12 and 14. The Sheep Station has identified an approximate total of 20 active leks on the Headquarters lands, but not all are included in the annual Upper

Snake annual monitoring protocol. Overall the sheep station has seen fluctuations in the number of leks and the number of males strutting on each lek.

Nevertheless, numbers have increased since 1978. In 1978 there were 167 males on 10 active leks; in 2009 there were 351 males on 12 active leks. Hulet et al. (1986) studied movements and habitat selection of greater sage-grouse at the Sheep Station and found that some birds made very long seasonal migratory movements between the Sheep Station and winter range located towards the Department of Energy Idaho National Laboratory property to the south.

According to figures in the *Idaho Sage-grouse Local Working Group's Statewide Annual Report*, (Idaho Sage-grouse Advisory Committee 2008), sage-grouse productivity in the upper snake has typically been similar to or higher than the statewide average. Based on analysis of prior lek data, IDFG increased the season and bag limits for sage-grouse in the Upper Snake planning area partly because lek counts exceeded 150 percent of the 1996-2000 average. Evidence of this high productivity is shown by the substantial number of sage-grouse harvested in the Upper Snake Planning Area varying between 1,700 birds (2004) and 4,698 birds (2008). These figures represent some of the highest numbers in Idaho.

The *Conservation Plan for Greater Sage-grouse in Idaho* (Idaho Sage-grouse Advisory Committee 2006) attributes habitat threats in the Upper Snake planning area primarily to a conversion to croplands and influences from roads and power lines, while wildfire has played only a minor role in habitat loss.

There are a number of conservation measures employed by the Sheep Station to minimize effects of sheep grazing and proposed activities. They include the following:

- Most leks have been identified on the ground and are annually inventoried. As a result, the Sheep Station closely monitors sage-grouse breeding populations and submits data to Idaho Game and Fish personnel.
- The Sheep Station employs a grazing strategy that avoids using active lek sites during the courtship season. During the period when leks are active, temporary troughs for watering sheep are specifically placed in locations and pastures without leks, in order to avoid disturbance. Also, full time sheep herders manage the daily movements of sheep and, thus, are able to assist in keeping sheep away from active leks.
- After courtship season, the temporary water troughs are specifically placed in sites that previously had active leks. Concentrated sheep activity keeps shrub encroachment to a minimum, ensuring that leks persist annually and do not become overgrown with big sagebrush.
- Sheep are moved rapidly through pastures which results in minimal disturbance to sage-grouse that might be in the area, and utilization on forbs and grasses remains light. Pasture sizes on the Headquarters vary between approximately 640 acres to 1100 acres, and sheep are moved through a pasture in six or seven days.

Fire History in Sage-grouse Habitat

Both wildfire and prescribed fire to improve range land has occurred on ARS land with records dating back to 1936. Burn records show that approximately 19,000 acres have burned in the past 30 years and approximately 4,000 acres have burned in the last 10 years. These figures represent total acreages burned, areas that have burned more than once, and a mosaic of burned and unburned patches within burn polygons. Prescribed fire has occurred in previous years at a rate of approximately 670 acres annually. Appendix A of the EIS contains maps of past wildfire, past prescribed fire, and the larger landscape where future burns would be considered. These historic rates of natural and prescribed fire are greater than guidelines in Connelly et al. (2000) which suggest no more than 20 percent of breeding habitat should be modified in a 20-year breeding period. Despite this history of fire disturbance, ARS properties continue to support a healthy and stable sage-grouse breeding population and associated leks. The continuing health

of the sage-grouse population and habitat on ARS lands is attributed to the patchy mosaic and small size of past fires, quick regeneration of sagebrush based on locally mesic conditions, and large expanses of dense sagebrush cover that remains across the headquarters property.

To conduct research on forage production, research on delayed grazing strategies, and to achieve secondary benefits to sage-grouse and other wildlife species, the Sheep Station proposes burning Headquarters pasture areas. An 11,803 acre landscape area has been identified for future burn opportunities, with an average of 400 acres per year, and a total of 2000 acres in the next five years (2016). Individual burn plans would be prepared to include specific location and design of burn units in order to meet research objectives. It is expected that many burn units would not reach complete combustion, leaving unburned areas within a burn unit perimeter.

Greater Sage-grouse Direct and Indirect Effects

Alternative 1 Direct and Indirect Effects for Sage-grouse

This alternative would continue grazing practices as currently constituted. From mid January to mid April there would be no effect to sage-grouse, because all sheep would be on the Headquarters feedlots. From mid April through mid June, 3,300+ sheep would be grazing the Headquarters pastures. Although this could affect sage-grouse breeding, nesting, and early brood-rearing activity, conservation measures are in place that would minimize impacts and interactions of sheep with sage-grouse by avoiding leks, known nesting areas, and known early brood-rearing areas. Therefore, the effects to sage-grouse during this period would be minimal and would not greatly reduce productivity. From late June to early July (2 weeks) about 2,000 sheep would be moved north to graze on the Henninger ranch property. Local data shows that some sage-grouse move toward this area as early as late June. There would be some displacement of sage-grouse on this 1,100 acre property during this two week period, but effects to the population as a whole would be minimal due to the small proportion that the Henninger ranch comprises of the total available habitat. The remaining 1,300 sheep not on Henninger would be split between two areas: Humphrey ranch and East Beaver (which contains very little productive sage-grouse habitat). There would be minimal negative effects of displacement of grouse in the Humphrey ranch area and overall effects to productivity, movements, or migrations would be minor.

From September to November all of the 3300 sheep return to the Headquarters pastures. This coincides with the movement and flocking of the grouse to the Headquarters range in their normal movements to lower elevations preparatory to winter. Some displacement would occur as grouse avoid sheep herds. However, during the autumn season sage-grouse diets are rapidly changing to almost 100 percent utilization of sagebrush, so any dietary overlap with sheep would be minimal. Very few sage-grouse utilize the winter habitat near where sheep would be grazing on Snakey, Kelly, or Bernice, because it is suboptimal with salt desert shrub habitat being more dominant, and therefore the effects would be negligible.

Prescribed fire would initially create a temporary loss of nesting, brood-rearing, fall, and winter habitat for sage-grouse in approximately 100 to 200-acre patches (within the 400 acres burned per year). This small loss of habitat would temporarily displace grouse for a 5-10 year period until shrubs begin to reestablish and the areas return to use by brood-rearing grouse. It would take a total of 20-40 years for each burned area to return to a later mid-seral or pre-burn state. This may cause grouse to shift use of traditional areas until the area has recovered or provides optimal herbaceous requirements during each specific season of use. Given that the proposed acreage is minimal, these small scale fires would not have a major effect on sage-grouse. Benefits to habitat overall would be derived from grazing activities that increase a mosaic of shrubs, forbs, grasses; and maintain lek sites. There would be less desirable effects from temporary displacement of grouse and seasonal dietary overlap of grouse and sheep. Given the conservation measures in place, the overall balance between positive and negative effects to grouse are

neutral. Sage-grouse populations and habitat on the Sheep Station would be maintained in a healthy condition.

Alternative 2 Direct and Indirect Effects for Sage-grouse

Alternative 2 represents the no grazing alternative because of a proposed 65 percent reduction in the total number of sheep grazed in alternative 1. In addition, these sheep are maintained in feed lots, and grazing would be discontinued on all other properties. The direct and indirect effects to sage-grouse could be both beneficial and detrimental in nature. A study performed on the Sheep Station (Bork et al. 1998) showed that areas of fall sheep grazing exhibited significantly greater live forb and herb cover than at control plots, and areas of spring sheep grazing exhibited significantly greater live shrub cover than control plots. Each of these components of sage-grouse habitat would be largely reduced, and the mosaic across the landscape would decrease. Displacement of sage-grouse from habitat and associated behavioral disturbances would be reduced, however these potential benefits would likely be offset by the loss of a mosaic among forb, grass, and shrub cover no longer created through Sheep Station activities.

Alternative 3 Direct and Indirect Effects for Sage-grouse

The effects of alternative 3 differ from those of the proposed action. The differences are in the details of the temporal grazing in Henninger and at Headquarters and the 20 percent reduction of total numbers of sheep from alternative 1. Instead of high-intensity short-duration grazing on Henninger, this alternative would result in low-intensity long-duration grazing. It would allow 340 sheep to graze from early June to sometime in mid September when they would bring about 200 head back to Headquarters. The effects of longer duration grazing, even with fewer sheep, could cause long-term avoidance of that area by sage-grouse during the season of sheep use. The direct effects of displacement on Henninger would be more pronounced than a two-week high intensity use of the area. The indirect effects of having low-intensity and long-duration grazing would be decreased forb availability and abundance for sage-grouse. Sheep would have a longer duration to select for and thereby reduce succulent forbs important to post-nesting hens and new chicks. This alternative would place a large number of sheep (2,300-2,640) on the Headquarters pastures for a longer period of time causing additional detrimental effects to sage-grouse productivity during the nesting and brood-rearing seasons. It would be more difficult to implement avoidance conservation measures prescribed in those areas because of the increased duration of grazing in occupied habitat. The direct impacts could include disruption of nesting and brood-rearing activities, as well as seasonal (rather than short term temporary) displacement to suboptimal habitats. In addition, indirect impacts of long-term grazing plus prescribed fire would result in decreased forb abundance and diversity.

Alternative 4 Direct and Indirect Effects for Sage-grouse

The effects of alternative 4 are the same as those of the proposed action (alternative 1) until early July through September. During that time, to minimize potential conflicts with grizzly bears, 2000 sheep would not graze the Summer Pasture (Toms) creek or Meyers Creek (National Forest System land), but would instead be placed in the West Pasture (Odell and Big Creek) on the Centennial range. Due to the fact that very few sage-grouse use the area and the habitat found throughout the Centennial range is interspersed with conifers, the direct and indirect effects to sage-grouse of this alternative are negligible.

Alternative 5 Direct and Indirect Effects for Sage-grouse

The effects of alternative 5 are similar to the proposed action. However due to the 30 percent reduction in total sheep numbers (from 3,330 to 2330), less disturbance would occur during the breeding and brood-rearing season. The conservation measures in place would largely neutralize these effects. In addition the sheep would not be grazed southwest of Headquarters at Snakey, Kelly, or Bernice allotments, but would

instead be put in the feed lot from October into April. This change in winter grazing would have negligible effects on sage-grouse or their habitat.

Sage-grouse Cumulative Effects

The spatial boundary for the discussion of cumulative effects for sage-grouse is the Upper Snake Sage-grouse Planning Area because it is the population boundary as managed by the Idaho Department of Fish and Game. The temporal boundary is 10 years, because projections beyond this time period are similar to those being described but with decreased precision. The expected level of effects from this project would not combine with overall cumulative effects in a way that is detrimental maintaining healthy sage-grouse populations and habitat in the Upper Snake Planning Area, considering the following points:

- Idaho Fish and Game assessed overall lek productivity in the Upper Snake Planning Area and found that counts were greater than 150 percent of the average 1996-2000 counts. Because of this increased productivity, daily hunting bag limits were increased and the length of the hunting season was expanded (Idaho Sage-grouse Advisory Committee 2008).
- The 2008 sage-grouse harvest in the Upper Snake planning area represents nearly double the average number of birds harvested annually the four years prior (Idaho Sage-grouse Advisory Committee 2008). This increase demonstrates the IDFG position that sage-grouse habitat and productivity in the Upper Snake planning area is stable.
- There has been an upward trend of males counted on leks during the past five years, indicating that habitat has not been limiting survival and productivity.
- The Mountain States Transmission Intertie is a regional project which would bisect sage-grouse habitat on the Headquarters property as well as other habitat in cumulative effects area. Increased effects to sage-grouse from this transmission line (if permitted) would include higher rates of predation along the corridor and corresponding avoidance of adjacent habitat. Although the precise effects of the transmission line would be analyzed separately, it is not expected that the disturbance would limit sage-grouse ability to inhabit the Sheep Station or the Upper Snake planning area because of large expanses of available habitat nearby.

Pygmy Rabbit (Brachylagus idahoensis)

Pygmy rabbit was found to be "not warranted for listing" by the USDI Fish and Wildlife Service in September, 2010 (USDI Fish and Wildlife Service 2010).

The effects to pygmy rabbits under alternatives 1, 4, and 5 are similar. Temporary displacement of pygmy rabbits would occur in these alternatives. Pygmy rabbits would persist with population numbers and trends similar to the current condition, considering that they still exist in the same areas they were found in the 1950s, despite the last 50 years of grazing and land management in the area. From mid-March through mid-May, conservation measures taken to avoid sheep/grouse interactions on leks could create increased disturbance to rabbits. As areas close to leks are avoided, thicker more dense patches of sagebrush habitat may be used. This could directly impact feeding and/or breeding activities of rabbits. Only minimal dietary overlap between sheep and rabbits would occur, so the effects would be negligible. Because pygmy rabbits live in older, taller, denser stands of sagebrush and mixed shrubs, prescribed or wildland fires can eliminate, fragment, or degrade portions of pygmy rabbit habitat until shrub cover returns to a mature state. A study in Utah at similar elevations showed that pygmy rabbits would only venture 50 meters from the edge of mechanical treatments (Larsen, personal communication with Rick Baxter). Prescribed fire research in occupied pygmy rabbit habitat should consider design features that include narrow burn strips or an unburned sagebrush matrix to allow for continued occupancy by pygmy rabbit. Alternative 3 grazes a larger number of sheep at Headquarters for a longer duration. The effects of that alternative would be a longer temporal disturbance with additional displacement of pygmy rabbits.

Alternative 2 would eliminate any interaction with or displacement of rabbits because all of the sheep would be on feedlots.

Pygmy Rabbit Affected Environment

The pygmy rabbit is considered imperiled by the Idaho Conservation Data Center, range-wide imperiled by the Bureau of Land Management, and sensitive in Region 4 of the USDA Forest Service; but was found not warranted for federal listing by the USDI Fish and Wildlife Service. A condensed version of life history specific to Idaho from the Idaho Fish and Game Comprehensive Wildlife Conservation Strategy (2005) is summarized below.

The pygmy rabbit is a sagebrush obligate inhabiting areas characterized by cold winters, warm summers, and scant precipitation. Elevations range from 900-2380 m (2800-7800 ft). Habitat comprises dense, tall stands of big sagebrush growing on deep, friable soils that allow the rabbits to dig rather extensive burrow systems (Janson 2002). Landscape features include alluvial fans and hillsides, swales within rolling topography, floodplains, brushy draws, riparian channels, edges of rock and lava outcroppings, and mima mounds (low, circular mounds of loose, unstratified soils that support distinctly taller patches of sagebrush). Sagebrush is the primary food item of pygmy rabbits and may comprise up to 99 percent of the winter diet (Green and Flinders 1980). Native forbs and grasses comprise a larger proportion of the diet (30-40 percent) in spring and summer. Under deep snow conditions, dense and structurally diverse stands of big sagebrush facilitate subnivean burrowing, providing access to forage and protection from predators and thermal extremes (Katzner and Parker 1997).

This species occurs in the Great Basin and adjoining intermountain regions. Populations are widely scattered across this landscape in association with tall, dense sagebrush aggregations with deep, loose soils of alluvial origin that allow burrowing. In Idaho, pygmy rabbits occur across the southern half of the state. The species is considered rare in Idaho, though data on abundance and population trends are generally lacking. Recent surveys for presence of pygmy rabbits have augmented statewide distribution data and documented relatively abundant populations in localized areas.

Loss, alteration, and fragmentation of sagebrush-steppe habitat and apparent declines in pygmy rabbit populations have elevated concern for this species (Knick and Rotenberry 1995). Since settlement by Europeans, sagebrush-steppe landscapes in Idaho and across the sagebrush biome have been greatly altered, resulting in loss and fragmentation of habitat for many sagebrush obligate species, including the pygmy rabbit. Agents of habitat loss and degradation include agricultural conversion, urbanization (and related infrastructure networks), prescribed and wildland fire, invasive plants (e.g. cheatgrass), conifer encroachment, vegetation treatments that remove sagebrush, and unsustainable livestock grazing (Connelly et al. 2004). Fragmentation of pygmy rabbit habitat has implications for this small mammal with limited dispersal capabilities, including reducing overall population size, isolating disjunct populations, increasing susceptibility to disease and other localized threats, and reducing gene flow among populations (Gilpin 1991).

Although extensive data on population numbers and the current distribution are somewhat lacking, research in the late 1970s showed that pygmy rabbits occurred on portions of ARS lands and they were abundant in those locations (Flinders, personal communication 2009). Limited data obtained from the Idaho Department of Fish and Game showed four different point locations for pygmy rabbits on ARS lands and many locations on lands adjacent to the ARS lands. Suitable habitat exists not only on ARS lands, but on adjacent BLM, National Forest System, (DOE Idaho National Laboratory) and private lands. The range assessment on ARS lands (July 2009) showed that two of the seven sites measured on ARS lands have similar shrub cover components to those measured on ARS lands in the late 1970s where pygmy rabbits occurred.

Pygmy Rabbit Direct and Indirect Effects

Alternative 1 Direct and Indirect Effects for Pygmy Rabbit

This alternative would continue grazing practices as currently constituted. From mid January to mid April there would be no effect to pygmy rabbits, because all sheep would be on the Headquarters feedlot. Temporary displacement of rabbits would begin as sheep are released to graze in the Headquarters pastures in mid-April. This disturbance may be exacerbated when sheep are moved to avoid interactions with grouse on leks. This may move sheep into areas of thicker more dense patches of sagebrush habitat, which, if occupied, are key to pygmy rabbit survival. This could also have small direct impacts on feeding and/or breeding activities of rabbits. There is very little dietary overlap between sheep and pygmy rabbits, so effects of grazing to the vegetation needed by pygmy rabbits would be negligible.

From June through mid-September sheep would be grazing on the Henninger, Humphrey, and East Beaver pastures to the north. Pygmy rabbits are not expected to occur in these areas because of the habitat changes associated with higher elevations and soil types. No effect to pygmy rabbits is expected from activities in these pastures. During mid-September through mid-October, while all 3,300 sheep are back on the Headquarters pastures there would be some displacement of pygmy rabbits or disruption of normal behaviors, but the effects would be minor. Late fall/winter grazing to the south would minimally affect pygmy rabbits. Dietary preference of pygmy rabbits switches from a mixture of shrubs, grasses and forbs, to about 99 percent sagebrush during the winter months. Grazing sheep on the Bernice, Kelly, and Snakey pastures to the south could temporarily disturb rabbits in that area. Effects would be minimal due to the fact that two thirds of the total number of sheep grazed would be spread out over multiple pastures for about a month and a half each. More rabbits would be affected by winter grazing, but the disturbance would last for a shorter period of time, over a larger area.

The proposed prescribed burning (400 acres per year in approximately 100 or 200 acre patches) would have the potential to eliminate, fragment, and/or degrade habitat to a varying extent dependent upon the burn design and location. Pygmy rabbits select areas of dense mature sagebrush and ideally at a very late seral stage. The highest quality habitat may take 50 or more years to return to pre-burn conditions. Thus, late-seral sagebrush habitat could become a limiting factor if the combined effects of this action and other wildfire disturbances do not retain adequate cover. Since pygmy rabbit home ranges are small, and they don't venture far from a habitat edge into open habitat, the location, small size and juxtaposition of prescribed burns would be important in minimizing long-term degradation of pygmy rabbit habitat.

Alternative 2 Direct and Indirect Effects for Pygmy Rabbit

The direct and indirect effects to pygmy rabbits could be both beneficial and detrimental in nature. A study performed on the Sheep Station (Bork et al. 1998) showed that areas grazed in the spring by sheep exhibited significantly greater live shrub cover than in control plots. The same study showed that areas grazed in the fall by sheep exhibited significantly greater live forb and herb cover than at control plots. This shows that in the absence of spring grazing and other activities, shrub cover would decrease in some areas resulting in small reductions in pygmy rabbit habitat. Although displacement and behavioral disturbances to pygmy rabbit would be reduced, potential benefits would be offset by the change in forb, grass, and shrub cover no longer created through Sheep Station activities.

Alternative 3 Direct and Indirect Effects for Pygmy Rabbit

The differences of alternative 3 compared to the proposed action are in the details of the temporal grazing in Henninger and at Headquarters and the 20 percent reduction of total numbers of sheep. This alternative would place a larger number of sheep (2300-2640) on the Headquarters pastures for a longer period of time causing additional potential for displacement and disruption of pygmy rabbit daily activities. Increased utilization by sheep would result in further reductions in shrub cover important to pygmy

rabbits. On Henninger, the change is unlikely to affect pygmy rabbits because they are not known or expected to occur in that pasture.

Alternative 4 Direct and Indirect Effects for Pygmy Rabbit

The effects of alternative 4 are the same as those of the proposed action. To minimize potential conflicts with grizzly bears, 2000 sheep would not graze the Summer Pasture (Toms Creek) or Meyers Creek (National Forest System land) July through September. Instead, sheep would be placed in the West Pasture (Odell and Big Creek) on the Centennial range. Pygmy rabbits are not expected to occupy these areas of the Centennial range because habitat is naturally fragmented and interspersed with conifers.

Alternative 5 Direct and Indirect Effects for Pygmy Rabbit

The effects of alternative 5 are similar to the proposed action. However due to the 30 percent reduction in total sheep numbers (from 3330 to 2330), less disturbance would occur during the spring and early summer. In addition, sheep would not be grazed southwest in Snakey, Kelly, or Bernice, but would instead be put in the feed lot from October into April. This change in winter grazing would have a small positive effect on pygmy rabbits and their habitat.

Pygmy Rabbit Cumulative Effects

The spatial boundary for the discussion of cumulative effects for pygmy rabbits is the Upper Snake Sage-grouse Planning Area because pygmy rabbit distribution is similar to sage-grouse distribution, and landscape conditions and threats for that area are described in the sage-grouse Conservation Plan. The temporal boundary is 10 years because projections beyond this time period are similar to those being described but with decreased precision. The combined effects from this project and other planned projects in the cumulative area boundary would be unlikely to reduce pygmy rabbit populations or habitat beyond a critical threshold for the following reasons:

- Observational data indicates that pygmy rabbits are persisting in the same areas they were found in the 1950s, despite the last 50 years of grazing and land management.
- Fire in the Upper Snake Planning Area has played only a minor role in loss of sagebrush habitat.
- The Mountain States Transmission Intertie is a regional project which would bisect pygmy rabbit habitat on the Headquarters property. Effects from the power line would be limited to minor losses of sagebrush habitat within the proposed powerline corridor, but would occur on a scale that is not likely to limit pygmy rabbit distribution across the area.

North American Wolverine (*Gulo gulo luscus*)

Wolverines are uncommon and wide ranging, but may use ARS lands in the Centennial Mountain Range for occasional foraging.

Wolverine Affected Environment

A summary of regional wolverine distribution, habitat, ecology, and issues can be found in Idaho Comprehensive Wildlife Conservation Strategy (CWCS), species accounts in appendix F (Idaho Department of Fish and Game 2005). Wolverines use large tracts of land ranging from 150 square miles to over 500 square miles, and talus slopes are important for denning. ARS lands contain good summer wolverine habitat made up of sub-alpine forests and meadows, minimal roads, and minimal human disturbance on Odell Creek, Big Mountain, and Toms Creek allotments. Winter habitat may occur in the foothills including Humphrey Ranch and Henninger Ranch properties, in particular as it relates to ungulate use as a food source for wolverine. The Headquarters property is non-forested and outside of wolverine habitat. ARS lands are small in comparison to overall habitat needs, so occurrences of

wolverines are expected to be uncommon. A petition to list wolverine was found not-warranted in March of 2008 by the USDI Fish and Wildlife Service (USDI Fish and Wildlife Service 2008e), because in the contiguous United States, a significant portion of its range is not represented, and it is not a distinct population segment. Idaho lists the species as imperiled (S2) and Montana lists the species as vulnerable (S3), noting that human disturbances (such as roads and motorized winter recreation) may create barriers to movement, reduce winter foraging opportunities, and may affect reproductive success. State heritage databases indicate a number of wolverine observations in the Centennial Mountain Range.

Wolverine Direct and Indirect Effects

Wolverines have not been known to depredate domestic sheep on ARS lands. No control actions have occurred, and none are expected to occur for the species. The described activities for all alternatives do not create barriers to wolverine travel, do not alter forest vegetation or ungulate populations that might affect wolverine use, and do not concentrate activity on talus slopes that might be used for denning. Sheep Station activities would have no effect on wolverine or their habitat. Potential habitat connections provided by the Centennial Range between the Greater Yellowstone Ecosystem and Central Idaho would not be altered.

Wolverine Cumulative Effects

Activities would not have effects to wolverine and, thus, would not contribute cumulative effects to wolverine populations or habitat that might be present.

American Black Bear (*Ursus americanus*)

Black Bears are common in ARS lands in the forested portions of the Centennial Range. Statewide, they are managed as game species and legally hunted.

Black Bear Affected Environment

The status of the American black bear in Idaho and Montana is secure (S5). The species is considered a game species and is hunted in the spring and fall in both Montana and Idaho. The species has no federal status. Black bears are common in the foothills and the high elevation areas of the Centennial Mountain Range. Encounters can occur in suitable habitat in Odell, Big Mountain, and Toms Creek allotments, Henninger Ranch, and Humphrey Ranch. Black bears generally do not occupy the Headquarters pasture, though individual bears may occasionally travel along the riparian areas of Beaver Creek, which has thick cover adjacent to the stream. Sheep herders encounter black bears on an annual basis, but most encounters do not lead to lethal control (Farr, personal communication). More often, sheep are moved to a new area, guard dogs discourage further incidents, or black bears discontinue interest in the domestic sheep as a food source. A review of known black bear control actions on ARS lands indicates that past black bear conflicts with sheep have resulted in 11 black bears being killed in 1988 in the Odell Creek pasture during the period of the Yellowstone fire, and employees killing two black bears related to other incidents. No black bears have been trapped and relocated from ARS lands. If a black bear is suspected of killing sheep, Sheep Station staff contacts Wildlife Services to investigate the matter and implement control actions if necessary. Mitigation measures to deter bears were discussed previously in the grizzly bear section. The use of guard dogs, full time sheep herders, and trash removal are instrumental in minimizing potential depredations, conflicts, and control actions.

Black Bear Direct and Indirect Effects

The direct and indirect effects to black bears are the similar to those described for grizzly bears. However, encounters are more likely to occur annually and lethal control would be implemented on occasion. Estimated figures for past lethal control of black bears on ARS lands indicates that only a small number of black bears (less than 15) have been removed over the last 11 years, and that most conflicts end without

lethal control. It is estimated that black bear removals would occur at a similar rate in the alternatives that graze sheep in the Centennial Range (alternatives 1, 4, and 5). Most years, no black bears would be killed. However, in drought years with poor food production, more bears would be taken. These figures amount to an average of one bear being killed per year. In alternatives 2 and 3, control actions for black bear are likely to be unnecessary since sheep would not be grazed in typical suitable habitat. As a result, it is likely that no black bears would be killed from Sheep Station activities under these alternatives. In all alternatives, black bear populations are estimated to remain secure. The proposed action and its alternatives are not expected to limit habitat connectivity as is discussed in more detail in the "Connectivity" section of the wildlife report.

Black Bear Cumulative Effects

None expected. The species is common in the Centennial Mountain Range despite legal hunting pressure and occasional control actions. Spring and fall hunting seasons that occur in Idaho and Montana are most likely to determine local black bear population statistics.

Fish and Amphibians

Fish and Amphibians Affected Environment

Fish habitat on ARS lands is limited to just a few perennial streams and lakes. In Idaho, Beaver Creek intersects Humphrey Ranch for about 1.5 miles and the Headquarters property for approximately 0.75 miles. It has substantial flow during spring run-off, and, in some areas supports stocked rainbow trout, brown trout and brook trout. During summer periods, the stream becomes a dry channel along lower sections near the Headquarters property because of decreased summer water flows and the geology of the area. Thus, it does not support a year-round fishery there.

The *Management Plan for Conservation of Yellowstone Cutthroat Trout in Idaho* (IDFG 2007a) indicates that Yellowstone cutthroat trout are found in a few isolated tributaries to Beaver Creek, but none are on or immediately adjacent to ARS lands. Henninger Ranch has two intermittent streams, Dry Creek and Moose Creek, neither of which support a fishery.

The Montana portions of ARS lands include several drainages: Odell Creek allotment contains two branches of Odell Creek and the headwaters of Corral Creek. Big Mountain Allotment contains Spring Creek. The Toms Creek allotment contains Hell Roaring Fork and three headwater branches of Toms Creek. Odell Creek was observed to be fish bearing on ARS lands during 2008 field surveys conducted by the project biologist who observed a population of brook trout in the west branch of Odell Creek. Montana Heritage database records indicate that Odell Creek and Hell Roaring Fork Creek have westslope cutthroat trout populations.

Four lakes are within the Montana portions of ARS lands including Big Odell Lake, Little Odell Lake, Blair Lake, and Lillian Lake. Montana Fish Wildlife and Parks informed us during scoping that stocked sport fisheries are currently managed in Blair, Lillian, and Odell Lakes within the project area and could be desirable for stocked westslope cutthroat trout.

- During field surveys conducted in 2008 and 2009, the wildlife biologist identified the following amphibians:
- Spotted frogs and confirmed breeding populations in the west fork of Odell Creek, Big Odell Lake, Little Odell Lake, and Blair Lake;
- Boreal western toads on Big Odell Lake; and
- Western chorus frog on the stock watering pond on Humphrey property.

Arctic grayling use spawning habitats in lower reaches of Red Rock, Odell, and Corral Creeks downstream of the ARS lands. This downstream population is one of two confirmed native Arctic grayling populations in the 48 contiguous states.

Interdisciplinary review of current aquatic conditions found that sheep grazing and associated activities are having minimal effects to streams and that healthy aquatic and riparian habitat conditions are being maintained for perennial streams and lakes. Most channel segments were rated as in "Proper Functioning Condition" by the interdisciplinary team, and the concerns in those segments rated otherwise are attributed to historical and other uses such as an old gravel pit (lower Beaver Creek, Headquarters), an old mining road (Spring Creek), and irrigation ditches associated with intermittent streams on Humphrey and Henninger Ranch. Stable stream channels, non-erosive banks, functioning flood plains, dense willows, and the vigor of riparian vegetation are characteristic in all of the fish-bearing streams and lakes and where amphibians are expected to occur (Summer Range). Field observation on Blair Lake, little Odell Lake, Big Odell Lake, Odell Creek and other areas indicate that quality amphibian habitat is abundant, remains occupied with breeding individuals, and effects to habitat are minimal.

Fish and Amphibians Direct, Indirect, and Cumulative Effects

Observed conditions indicate that all of the alternatives would have negligible effects to stream hydrology and associated fish habitat, as well as riparian habitats and associated amphibian populations. There would not be a change in fisheries or amphibian habitat between the proposed action (alternative 1) and those areas of alternatives 2-5 where grazing no longer would occur. In those areas, vegetative conditions and soil compaction immediately at vacated stream crossings and watering areas would rehabilitate naturally. Downstream effects to fisheries and amphibian habitats from Sheep Station activities would remain negligible. No cumulative effects would occur.

Effects to fisheries and amphibians and associated aquatic resources are minimal, and would maintain the current condition in the proposed action (alternative 1), as well as in alternatives 3, 4, and 5. Areas of bare soil would occur at stream crossings. However, these effects are limited to the narrow trail width approaching the streams, which varies between five feet (typical) and 15 feet (atypical). No effects would occur to arctic grayling or westslope cutthroat trout because they occur well downstream of the project, and proposed activities would not degrade downstream habitats. No effects would occur to Yellowstone cutthroat trout because they occur in tributaries outside of and unaffected by ARS properties and activities. No effect would occur to sport fisheries that occur in the larger lakes. Effects to spotted frogs, boreal western toads, chorus frogs, and other amphibians would be rare and limited to the loss of a few individual animals (adult amphibians or larvae) in localized areas associated with watering activities in springs and lakes. Although the location of effects may differ among alternatives because of varying locations grazed, the overall health of aquatic resources would continue similar to the current condition without threat to fish, amphibians or associated habitat.

Connectivity

Numerous scoping comments were received indicating the importance of the Centennial Mountain Range as a component of contiguous habitat for carnivores, providing linkage between the Greater Yellowstone ecosystem, Central Idaho, and the Northern Continental Divide Ecosystem. The area is relatively free of human disturbances and provides varying amounts of suitable habitat for wide-ranging carnivores including grizzly bears, wolves, black bears, wolverines, mountain lions and Canada lynx. The area's east west juxtaposition between the relatively intact ecosystems of Greater Yellowstone and Central Idaho identifies it as a logical pathway for wide-ranging carnivores to migrate between populations and habitats in those ecosystems.

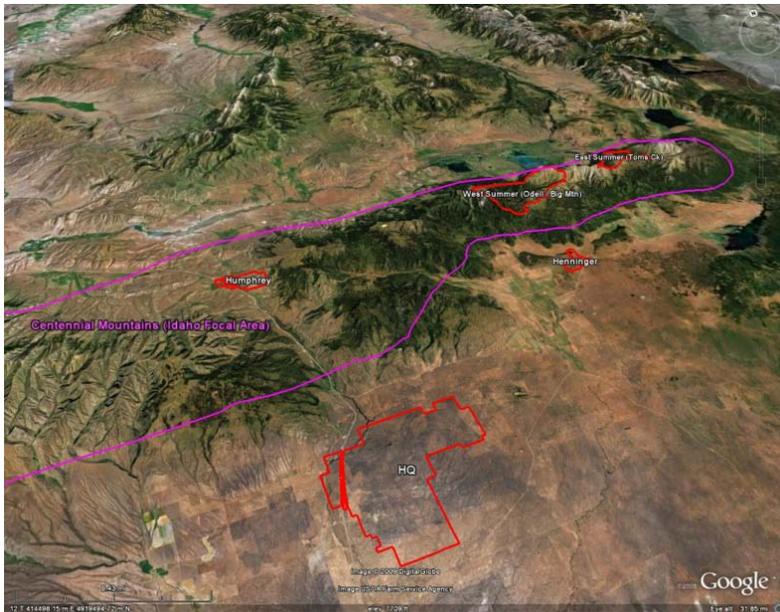


Figure 12. Centennial Mountain Focal Area (IDFG)

Background

The Western Governors Association developed the *Wildlife Corridors Initiative Report* in 2007 and established the Western Wildlife Habitat Council to identify key wildlife corridors in the west, and coordinate implementation of needed policy options and tools for preserving those landscapes. Primary drivers for this initiative are to address changes in land use, transportation, energy development, oil and gas, and climate change while preserving sensitive wildlife habitats. Statewide maps prepared for the corridors are depicted as large polygons or arrows that indicate where more detailed corridor mapping is needed. The Idaho Comprehensive Wildlife Conservation Strategy (CWCS) incorporated these key wildlife corridors through the delineation of "focal areas" which include the Centennial Mountains as an area of core grizzly bear habitat.

In 2007, a workshop was conducted with numerous biologists in attendance, to examine connectivity issues between the Greater Yellowstone Ecosystem and the Northern Rocky Mountains. The summary notes for this workshop, (Beckman et al. 2008) indicated:

- There is a need or desire to provide linkage habitats for wildlife, particularly wide ranging carnivores, between the Greater Yellowstone Ecosystem, Central Idaho, and the Northern Rocky Mountains.
- General agreement among the group that loss of linkage is due to rapid loss of valley bottom habitats from human population expansion and associated infrastructure.
- Themes emerged regarding issues related to livestock grazing and carnivore conservation including mistrust, lack of information sharing, ineffective compensation programs, and economic shifts (such as changes in livestock industry coupled with housing development in open spaces).
- The group is planning to reconvene in the future to identify and prioritize specific connectivity issues in the Centennial region.

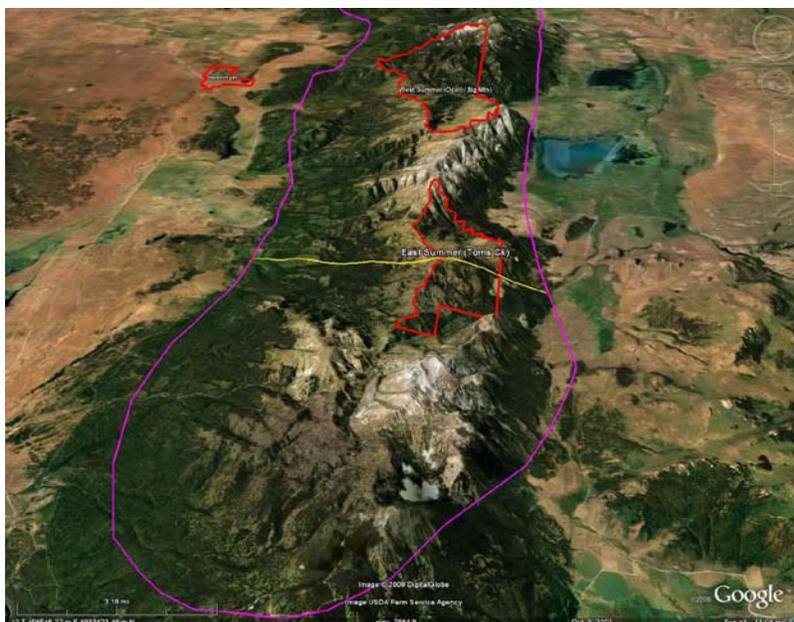


Figure 13. Centennial Mountain Focal Area, ARS properties, and available habitat for carnivore movement

The extent to which the Centennial Mountains are used by various carnivores is described previously in the individual species analyses (i.e. Canada lynx/wolf/grizzly bear existing condition sections). Beckman (scoping letters 2009, 2011) suggests that habitat quality is high, and various mapping exercises indicate that the area is an important connection between Greater Yellowstone Ecosystem and Central Idaho, particularly important for grizzly bears over the long term. In addition, he points out that a higher number of carnivore observations in eastern half of the Centennial Mountain Range compared to the western half of the range could indicate a bottleneck; and that if a bottleneck is occurring, the cause is unknown, and it is also unknown whether sheep station activities are contributing to that bottleneck.

In reviewing these comments it is important to consider the following points:

- Sheep Station activities use only a small proportion of Centennial Mountain Range in comparison to available carnivore habitat, approximately 10 percent (and less than 1 percent if considering the area occupied by domestic sheep at any given time).
- The primary linkage corridor of concern is in relation to the two species which are federally listed, grizzly bears and Canada lynx and suitable habitat that exists within and adjacent to ARS properties. However very few grizzly bear encounters have occurred on ARS lands. The range is thought to be unoccupied by Canada lynx, and there is no record of mortality for either species in association with the Sheep Station.
- Other species such as wolves, black bears, and mountain lions are not federally listed, are widespread, and are legally hunted in the region. Thus, Sheep Station activities are unlikely to be the major influence on movements and occupancy of those populations.
- Sheep grazing and associated activities in the Centennial range are "permeable", meaning that they do not form a physical or permanent barrier to carnivore travel and occupancy. Sheep bands only occupy two pastures at any given time, are moved rapidly through the area, and are temporary, using the Centennial Range only for a portion of the summer.
- Interstate 15 is a restrictive barrier in the area including the physical barrier of the highway corridor, disturbances from frequent motorized traffic, and increased human use and occupancy.
- In a proactive approach to further investigate the situation, an informal meeting occurred between the Sheep Station and Wildlife Conservation Society (WCS). The parties agreed to explore research

questions for consideration pertaining to the use of ARS lands by carnivores, carnivore migration patterns in the Centennial Mountains, and effects of non-lethal control measures (such as moving sheep to avoid conflicts) on sheep production. If funded, rigorous experimental design would be used to obtain statistically solid answers to these questions, and thus improve knowledge of how to maintain large carnivores on the landscape while at the same time maintaining sheep production in those same landscapes. Once drafted, research proposals would be submitted into the outyear ARS budgeting process, and potentially become part of the approved Sheep Station research plan.

Connectivity Direct and Indirect Effects

Alternatives 1, 4, and 5 Connectivity Direct and Indirect Effects

A review of the information discussed previously for individual carnivores indicates that Sheep Station activities are unlikely to reduce connectivity in the Centennial Range. ARS lands have minimal infrastructure on both Montana and Idaho parcels. Roads are few and closed to public use, so motorized traffic is kept to a minimum. Large carnivores can travel through and occupy habitat on ARS lands mostly without disturbance because of the large scale of available habitat, with sheep bands occupying only a small acreage at any given time in comparison to available habitat. Similarly, sheep are in the Centennial Mountain Landscape for a relatively short duration (July/August), with limited stay in any one area, and absent from each pasture one out of every three years. The range assessment demonstrates that utilization of available forage is light, particularly in the Centennial Range, which indicates that competition for available forage between sheep and the potential prey base (deer, elk, other species) is not a concern. At times, harassment from full-time sheep herders and/or guard dogs may cause individual carnivores to temporarily avoid a particular location when occupied by sheep. This avoidance would last only a few days as sheep are moved rapidly through the meadows, hillsides, and other forage areas throughout the high mountain pastures. Should encounters occur that threaten livestock on ARS properties, lethal control actions would occur for wolves, black bears, and mountain lions, presumably at levels similar to past actions. Wildlife control actions related to livestock depredation and large carnivores has been limited over the past decade (see individual species write-ups for details). Should the need for lethal control increase for wolves beyond past levels (based on an increasing population or pack expansion), removal would only occur within approved management thresholds, because authorization would be granted or denied to APHIS Wildlife Services by the State wildlife agencies commensurate with their responsibilities for overall pack/population management. Lethal control of grizzly bears is not part of this proposal and would not occur without re-initiating consultation with the USDI Fish and Wildlife Service. There have been four grizzly bear encounters involving Sheep Station activities in the last decade, and no grizzly bears have been removed as a result.

Conclusion: In summary, the connectivity of carnivore habitat on Sheep Station and surrounding lands in the Centennial Range remains relatively undisturbed because human activity is low and sheep grazing activities are of short duration during the summer months while moving through pastures quickly. Sheep station policy is to proactively avoid encounters with carnivores, implemented through full time herders, guard dogs, movement of sheep, and occasional hazing of individual carnivores. Lethal control is implemented on the wide-ranging carnivores only when livestock is being killed or repeatedly threatened, and would not occur for grizzly bears. The Sheep Station is exploring research proposals which would describe and quantify carnivore movements in the Centennial Range, evaluate the effects of current grazing practices on carnivores, and address the effects of avoidance and other non-lethal control measures on sheep production and animal husbandry practices. Sheep station activities are permeable to carnivores, while other more restrictive barriers occur in the area such as the Interstate 15 corridor, landscape settlement/residences, and legal hunting seasons.

The effects of alternatives 4 and 5 are essentially the same as the proposed action. Lethal control actions on carnivores other than grizzly bears would occur on a limited basis when livestock are being killed. The

varying numbers or concentrations of sheep relative to each alternative would not substantially change habitat conditions or carnivore movements within the corridor in comparison to the proposed action. The Centennial Range would continue to function as high quality habitat for wide-ranging carnivores, and would not be limited as a migration corridor or linkage.

Under alternatives 1, 4, and 5, carnivore use of the Centennial Mountain range would continue similar to the current condition, with additional potential for certain species (or individuals) to more fully utilize the current habitat within a given home range. Changes in the effectiveness of the Centennial Range as a wildlife migration corridor remain speculative, but are unlikely since evidence suggests that Sheep Station activities have a minimal effect to wide ranging carnivore use of the habitat. Grizzly bear would continue to occupy the range, but the already rare potential for encounters with Sheep Station activities would be eliminated. Long-ranging movements of grizzly bear in search of food sources would continue without potential of harassment from Sheep Station activities. Wolf conflicts which typically occur near the Humphrey Ranch property would no longer involve Sheep Station activities, however livestock conflicts on adjacent allotments and private lands could still occur, and warrant lethal control actions on a case by case basis. Black bears would continue to occupy the habitat without the need for lethal control. Mortality would continue based on black bear hunting season quotas which maintain sustainable populations. There would be no effect on wolverine movements since conflicts do not occur with Sheep Station activities and wolverine habitat would not change. Effects to mountain lion use of the Centennial Range are minimal since conflicts have only rarely occurred with domestic sheep, and lions predominately use the lower elevation areas of Henninger/Humphrey, which represent a small fraction of the overall corridor.

Alternatives 2 and 3 Connectivity Direct and Indirect Effects

The direct and indirect effects of alternatives 2 and 3 would be the same. Centennial Range would continue to function as a wildlife corridor similar to its current condition. However, removal of individual wide-ranging carnivores would be limited to encounters on private and other federal lands, and not as a result of Sheep Station activities.

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X

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Appendix A – Project Maps

These maps are located in appendix A of the EIS

Map 1. Vicinity map

Map 2. Overview with allotments

Map 3. East Summer Range inset guide map

Map 4. East Summer Range inset map 1 of 2

Map 5. East Summer Range inset map 2 of 2

Map 6. West Summer Range inset guide map

Map 7. West Summer Range inset map 1 of 4

Map 8. West Summer Range inset map 2 of 4

Map 9. West Summer Range inset map 3 of 4

Map 10. West Summer Range inset map 4 of 4

Map 11. Overview with sheep trails

Map 12. Headquarters property overview and land ownership

Map 13. Headquarters property roads and firebreaks

Map 14. Headquarters property wildfire history

Map 15. Headquarters property existing pasture fence

Map 16. Headquarters property prescribed fire history

Map 17. Headquarters property proposed pasture fence

Map 18. Headquarters property seeding

Map 19. Henninger Ranch streams

Map 20. Humphrey Ranch streams

Map 21. Humphrey Ranch proposed seeding and burning

Map 22. East Summer Range stream - Toms Creek grazing area

Map 23. West Summer Range – sheep drives and fence

Map 24. DOE Mud Lake Feedlot

Map 25. Alternative 2

Map 26. Alternative 3

Map 27. Alternative 4

Map 28. Alternative 5

Appendix B – Previous Consultation Letter, USFWS, 2008



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DEC 09 2008

Steve Kozlowski
U.S. Department of Agriculture - Forest Service
Washington Office TEAMS Enterprise Unit
2468 Jackson Street
Laramie, Wyoming 82070-6535

Subject: Biological Assessment for Interim U.S. Sheep Experiment Station Grazing and
Associated Activities – Concurrence
File # 102.0100 TAILS # 144420-2009-I-0099

The Fish and Wildlife Service (Service) is writing to provide concurrence with your determination of effects on listed species for Interim U.S. Sheep Experiment Station Grazing and Associated Activities (Sheep Station Grazing Activities). In a letter dated November 19, 2008, and received by the Service on November 21, 2008, the Forest Service (Forest) requested concurrence with its determination that the proposed Interim U.S. Sheep Experiment Station Grazing and Associated Activities may affect, but is not likely to adversely affect Canada lynx (*Lynx canadensis*), as documented within the accompanying biological assessment (Assessment) for the Sheep Station Grazing Activities. Additionally, the Service acknowledges your determination that the Sheep Station Grazing Activities are not likely to jeopardize the continued existence of gray wolf (*Canis lupus*). The following Service comments are provided in accordance with section 7 of the Endangered Species Act of 1973 (Act), as amended.

The U.S. Sheep Experiment Station (Sheep Station) is located in southeast Idaho, near the town of Dubois, Idaho. Lands associated with the Sheep Station, including headquarters buildings and grazing allotments, total 45,000 acres, and stretch north into southwest Montana. The Sheep Station proposes to continue sheep grazing and associated activities on Sheep Station lands that have been historically grazed (for approximately 86 years) in conjunction with Sheep Station research. Currently the Sheep Station has approximately 3,000 mature sheep, plus attendant young sheep of varying ages. Following the lambing period, the number of sheep rises to approximately 6,500. The numbers of sheep retained on the Sheep Station vary according to research needs. On-going activities associated with the Sheep Station grazing includes: trailing and/or trucking sheep; maintenance and repair of existing sheep trails (including rerouting, closure, and rehabilitation); maintenance and repair of existing roads, fire breaks, fence line, and stock water developments; camp tending; trucking water; predator avoidance and abatement; prescribed fire; integrated pest management; and cooperative research.

Historically Canada lynx inhabited the Centennial Mountain Range portion of the Sheep Station. However, based on a limited number of observations of lynx, negative findings during hair snare surveys (1991-2001), and limited observations from winter track surveys (1996-2004), it is unlikely lynx currently occur year-round in the Centennial Range. Maps prepared by the Forest

and Service per the Lynx Conservation Agreement classify areas in the Centennial Range as secondary habitat (defined as ‘those with historical records of lynx presence with no record of reproduction; or areas with historical records and no recent surveys to document the presence of lynx and/or reproduction’). All lands within the Sheep Station boundary are outside of any establish Lynx Analysis Units. Additionally, the majority of habitat within the Sheep Station boundary is in lower elevation shrubland, and thus unsuitable for lynx. Higher elevation lands (those mainly occurring in Montana) are potential lynx habitat, but are of lower quality because they do not contain large connected expanses of boreal forest. None the less, lynx may travel through Sheep Station lands while temporarily foraging or moving between larger expanses of suitable habitat, but it is unlikely to be occupied by any resident lynx.

Many of the activities associated with the Sheep Station Grazing Activities would have no effect on Canada lynx as they occur in low elevation sagebrush shrublands and/or in areas that do not provide adequate habitat features for denning or routine foraging activities. These activities include, but are not limited to: all livestock grazing and camp tending during winter months, livestock trucking, cattle and horse research grazing, prescribed fire, pest management, road maintenance, and fencing.

It is also anticipated that predator control activities would have little to no effect on Canada lynx. Herders are trained annually on predator control procedures, and are provided rifles and ammunition. All ammunition is inventoried, and herders have to account for any use of the weapon/ammunition. Also as a part of the training, herders are provided pictures of both Canada lynx and bobcat (*lynx rufus*) and are directed to not fire weapons at either species. Additionally, Wildlife Services personnel who are responsible for control actions on the Sheep Station have never captured a lynx or bobcat in leghold traps; have not documented any depredation by lynx or bobcats on the Sheep Station; and use lures specifically targeted for canids, thus reducing the potential for inadvertently capturing lynx.

Activities that could have minimal effects to lynx occur during the summer season and are within or adjacent to suitable habitat. These activities include: sheep grazing, trailing, and camp tending in allotments within the Centennial Range. Though lynx have not been recently documented within the Centennial Mountains, suitable habitat is present in the high elevation forests. They support a low density of snowshoe hare (lynx primary prey), as well as patches of large diameter downed wood suitable for denning habitat.

Though habitat may be suitable for lynx, any effects to lynx that do occur in the area would be minimal. Sheep are only present on the Centennial Range allotments for a short duration during the summer; a period not critical to denning. The presence of sheep and associated human activity (including dogs) may temporarily disturb routine lynx foraging behavior, but would not preclude it.

As such, based on low potential for year-round occupancy by lynx within the Sheep Station lands; lack of predator control measures targeted at felids; and the presence of full time sheep herders and guard dogs that limit depredation; it is anticipated that any effects to lynx would be minimal. Any lynx moving through the area foraging, or in search of suitable habitat may

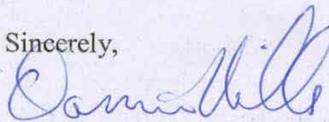
temporarily change their behavior to avoid encounters; however feeding and movement of lynx through the area will not be precluded.

A meeting was held between Service and Forest biologists in May 2008 to familiarize both agency biologists with the project location and proposed activities, as well as species that may occur within the project area. Based on that meeting, information provided in the Assessment, and several telephone calls and emails exchanged between the Forest and Service, the Service concurs with the Forest's determination that the proposed Sheep Station Grazing Activities may affect, but is not likely to adversely affect Canada lynx.

This concludes consultation under section 7 of the Act, as amended. Please contact the Service to verify the above determination is still valid if: 1) the project is changed or new information reveals effects of the action to a listed species to an extent not considered in the Assessment; or 2) a new species is listed or critical habitat is designated that may be affected by the Sheep Station Grazing Activities.

We appreciate your conscientious efforts to comply with Federal requirements. If you have any questions regarding this letter, please contact Sandi Arena of this office at 208-237-6975 ext. 34.

Sincerely,



Damien Miller, Supervisor
Eastern Idaho Field Office

cc: Forest, Idaho Falls (Orme)
Service, Helena (Vandehey)