DECISION NOTICE:
Stuart Mill Bay Encroachment Land Sale

Montana Fish, Wildlife and Parks
1420 E 6th Ave, PO Box 200701 Helena, MT 59620-0701
(406) 444-2452

DESCRIPTION OF THE PROPOSED PROJECT

Montana Fish, Wildlife & Parks (FWP) proposes to sell approximately 0.5 acre total to two landowners of inholdings within its Stuart Mill Bay Fishing Access Site (FAS; Georgetown Lake, Deer Lodge County) to adjust for encroachments on FWP land. These encroachments predate acquisition of the FAS by FWP, and the purpose of the sale is to resolve the encroachments on FWP land in a manner that does not affect public use or the recreational or habitat values of the FAS.

PUBLIC PROCESS AND COMMENT

A Draft Environmental Assessment (EA) was prepared for this proposal, and it has been available for review and comment beginning Wednesday, December 19, 2007. The public comment period began December 19, 2007 and ended January 4, 2008. A legal notice (Appendix 1) announcing availability of the Stuart Mill Bay Fishing Access Site Encroachment EA was published in the following 3 newspapers (date published): *Anaconda Leader* (12-19-07), *Independent Record* (Helena; 12-19-07), and the *Missoulian* (12-19-07). This EA was also available in its entirety on FWP's Internet web site (*www.fwp.mt.gov*, "Public Notices") for the duration of the public comment period, and copies of the Environmental Assessment were distributed to various individuals, organizations, adjacent landowners, and county, state and federal agencies. No comments were received.

DECISION

Based on the analysis in the EA and the applicable laws, regulations and policies, I have determined that this action will not have a significant affect on the natural or human environment. Therefore, an Environmental Impact Statement will not be prepared.

It is my decision to implement the proposed action ("Sale in Fee Alternative"), and sell a total of approximately 0.5 acres to two adjacent landowners to correct encroachment issues present at the time the property was acquired by FWP.

By notification of this Decision Notice, the draft EA is hereby made the final EA without any modifications or additions. The final EA may be viewed at or obtained from Montana Fish, Wildlife & Parks at the above address.

Please direct any further requests or questions to Candace Durran, FWP Lands Office (phone 406-444-3939; Cdurran@mt.gov; mail to above address).

Mack Long, Regional Supervisor — 1/9/08 Date
FWP Region 2
3201 Spurgin Rd.
Missoula, MT 59804-3101

Appendix 1.

Montana Fish, Wildlife & Parks

LEGAL AD

Provide Proof of Publication and Invoice to:
Montana Fish, Wildlife & Parks
Attn: Sharon Rose
3201 Spurgin Rd.
Missoula, MT 59804

PUBLIC NOTICE

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A Draft Environmental Assessment (EA) will be available for review and comment beginning Wednesday, December 19, 2007. You may view the EA at FWP's website www.fwp.mt.gov ("Recent Public Notices") or request a copy by mailing FWP, 3201 Spurgin Road, Missoula, MT 59804; phoning 406-542-5540; or emailing shrose@mt.gov.

Comments should be directed to Candace Durran by mail to FWP, Attn: Candace Durran, PO Box 200701, Helena, MT 59620-0701; phone to 406-444-3939; or email to Cdurran@mt.gov, and must be received no later than 5 p.m., January 4, 2008.