**United States Department of Agriculture** | **Forest Service** | **Humboldt-Toiyabe National Forest** | **1200 Franklin Way**
**Sparks, NV 89431-6432**
**(775) 331-6444 Fax (775) 355-5399**

**File Code:** 1570-1
#04-04-00-0062
**Date:** August 3, 2004

Kenneth Freeman
3150 Pondarosa Way
Las Vegas, NV 89118

Dear Mr. Freeman:

I have received your appeal of the decision by Spring Mountains National Recreation Area District Ranger Steve Holdsambeck. Ranger Holdsambeck approved the Decision Notice and Finding of No Significant Impact (DN/FONSI) for the Spring Mountains National Recreation Area Motorized Trails Designation Project located on the Humboldt-Toiyabe National Forest.

Regretfully, I must dismiss your appeal without review, in accordance with 36 CFR 215.16. The record for this project indicates that you did not provide substantive comments regarding the project during the comment period. Administrative appeal regulations at 36 CFR 215.16 (6), state that a persons who "did not submit substantive comments during the comment period" may not appeal the decision.

This decision constitutes the final administrative determination of the United States Department of Agriculture under 36 CFR 215.18 (c).

Sincerely,

/s/ Robert L. Vaught
ROBERT L. VAUGHT
Forest Supervisor
Appeal Deciding Officer