



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Elko Field Office  
3900 E. Idaho Street  
Elko, Nevada 89801

In Reply Refer To:  
4130/9230 (NV-012)  
T-NV-010-98-11-005

CERTIFIED MAIL NO. 7000 0520 0020 5845 3713  
RETURN RECEIPT REQUESTED

JUL 18 2001

### UNAUTHORIZED USE NOTICE AND ORDER TO REMOVE

Dewey Dann Estate  
Dann Ranch  
c/o Mary Dann  
HC 66 Unit 1 Box 11  
Beowawe, NV 89821

Dear Ms. Dann:

You are hereby notified that the Bureau of Land Management has made an investigation and evidence tends to show that you are making unauthorized use of the public lands and lands under the control of the Bureau of Land Management. We allege that you are violating the laws specified below and the regulations approved by the Secretary of the Interior pursuant to the authority vested in him by said laws. Therefore, it is our opinion that you have committed the following acts:

Allowing privately owned livestock to graze on public lands without authorization.

That you are in violation of the following laws:

Taylor Grazing Act of June 28, 1934, as amended;  
Section 2, 48 Stat. 1270; 43 USC 315a.

Federal Land Policy and Management Act of October 21, 1976,  
Sections 303 and 402, 43 USC 1733 and 1152 respectively.

43 CFR 4140.1

(b) Persons performing the following prohibited acts related to rangelands shall be subject to civil and criminal penalties set forth at 4170.1 and 4170.2:

- (1) Allowing livestock or other privately owned or controlled animals to graze on or be driven across these lands:
  - (i) Without a permit, lease and an annual grazing authorization.

These acts and violations have occurred on the following described land:

Allowing cattle and horses to graze on public lands within the South Buckhorn Allotment particularly within the burned and reseeded areas within the Beowawe, Trail Canyon and Linka Fire perimeters within the South Buckhorn Allotment.

[X] Violations, if continuing, must stop immediately.

You are hereby ordered to remove all unauthorized livestock from the above listed allotments within 5 days of receipt of this notice. Failure to comply with this unauthorized use notice and order to remove may result in impoundment of the unauthorized livestock.

If you have evidence or information which tends to show you are not an unauthorized user of the public lands as we have alleged, you are allowed 5 days from receipt of this notice to present such evidence or information at the Bureau of Land Management office shown on the front of this letter.

If allegations we have made are correct, you must permanently cease and desist from the violations charged, if you have not already done so. You are allowed 5 days from receipt of this notice to appear at the Bureau of Land Management office shown on the front of this letter to effect a settlement for unauthorized use damages.

Failure to comply with notice will result in further action to protect the interest of the United States as provided in 43 CFR 4170.1-1 (c).

43 CFR 4170.1-1 (c) states that:

"Whenever a nonpermittee or nonleasee violates 4140.1(b) of this title and has not made satisfactory settlement under 4150.3 of this title the authorized officer shall refer the matter to proper authorities for appropriate legal action by the United States against the violator."



CLINTON R. OKE, Assistant District  
Assistant Field Manager  
Renewable Resources