

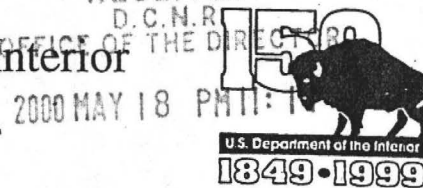


United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Ely Field Office
HC 33 Box 33500 (702 No. Industrial Way)
Ely, Nevada 89301-9408
<http://www.nv.blm.gov>

RECEIVED



U.S. Department of the Interior
1849-1999

MAY 15 2000
In Reply Refer To:
4120 (NV 04200)

Mr. Jack and Terry Bowers
HC 60 Box 710
Ruby Valley, NV 89833

Dear Mr. & Mrs. Bowers,

The signed "Acceptance of Terms and Conditions" form was received on February 4, 2000. I propose to offer you a term permit for the period 2000 to 2010 for the Ruby Valley Allotment.

The new grazing regulations require the authorized officer to consult, cooperate, and coordinate (CCC) with affected permittees, the State agencies responsible for managing resources within the area, and the interested public prior to the issuance of grazing permits (43 CFR 4130.2(b)). Therefore, a copy of this letter and a copy of the acceptance form will be sent to individuals, groups or organizations that have expressed an interest in the management of livestock grazing on the Ruby Valley Allotment.

You meet all of the qualifications for a grazing permittee outlined in 43 CFR 4110.1, and this offering and issuance of a permit complies with the regulations governing issuance of permits outlined in 43 CFR 4110.2-1, 4110.2-2 and 4110.3-2.

The terms and conditions outlined in the enclosed acceptance form are those which have historically appeared on previous annual licenses and permits authorizing grazing use in this allotment. The terms and conditions outlined are also consistent with the Egan Resource Area Record of Decision and the Egan Rangeland Program Summary. The impacts of livestock grazing under these terms and conditions have been analyzed in the Egan Resource Management Plan Environmental Impact Statement.

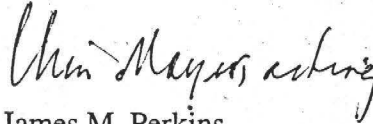
If we propose to change the terms and conditions of these grazing permits, following the comment period, we will keep you and other interested parties informed. If we determine that it is necessary to offer you this permit via proposed decision, it will be sent to the interested public and will include a 15-day period for protest and a 30-day period for appeal.

The interested public is being asked to provide comments by May 30, 2000. Any comments in writing should be sent to James M. Perkins, Assistant Field Manager-Renewable Resources at the above address.

If you have any questions please contact the Ely Field Office, at (775) 289-1800. If you would

prefer to discuss this matter in person, please call to set up an appointment with us so that we may respond to any questions you may have.

Sincerely,



James M. Perkins
Assistant Field Manager
Renewable Resources

1 Enclosure

1. Acceptance of Terms and Conditions Offer

cc:

Commission for the Preservation of Wild Horses
Mr. Curt Baughman, Nevada Division of Wildlife
Nevada Cattlemen's Association
Nevada Department of Agriculture
Mr. Steve Foree, Nevada Division of Wildlife
Eureka County Natural Resources Department
Mr. John McLain, Resource Concepts, Inc.
Nevada Farm Bureau Federation
Nevada State Clearinghouse
U.S. Fish and Wildlife Service

cm:jdewart

**ACCEPTANCE OF TERMS AND CONDITIONS
AND
REQUEST FOR GRAZING PERMIT**

I, 7H Ranch, LLC a Limited Liability Co. by: Jack M. and Terry Bowers agree to accept the Terms & Conditions listed below and request that I be offered a Grazing Permit to graze in the Ruby Valley, and Horse Haven Allotments.

Terms and Conditions:

In accordance with 43 CFR 4130.3-2, the following terms and conditions will be included in the grazing permit for the Ruby Valley, and Horse Haven Allotments.

1. Graze 51 AUMs of cattle use in the Ruby Valley Allotment with a season of use of March 1st to April 3rd and November 1st to February 28th.
2. Graze 1,038 AUMs of cattle use in the Horse Haven Allotment with a season of use May 1st to September 30th. Grazing on the Horse Haven Allotment will be in accordance with the Final Multiple Use Decision issued January 23, 1992.
3. To improve livestock distribution, mineral block and/or salt block will be placed a minimum distance of 1/4 mile from water.
4. Livestock numbers identified in the Term Grazing Permit are a function of seasons of use and the total number of animal unit months of specified livestock grazing for each allotment. Deviations from those livestock numbers and seasons of use may be authorized on an annual basis where such deviations would not prevent attainment if the multiple-use objectives for the allotment. Deviations from specified grazing use dates will be allowed when consistent with multiple-use objectives. Such deviations will require an application and written authorization from the authorized officer prior to grazing use.
5. Signed actual use statements for the period 3/1 to 2/28 are due yearly by 3/31. Issuance of grazing licenses is dependent upon receipt of actual use.
6. The payment of your grazing fees is due on or before the date specified in the grazing bill. This date is generally the opening date of your allotment. If payment is not received within 15 days of the due date, you will be charged a late fee assessment of \$25 or 10 percent of the grazing bill, whichever is greater, not to exceed \$250. Failure to make payment within 30 days of the due date may result in trespass action.
7. Pursuant to 43 CFR 10.4(g) the holder of this authorization must notify the authorized officer by telephone, with written confirmation, immediately upon discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (as defined at 43 CFR 10.2). Further, pursuant to 43 CFR 10.4(c) and (d), you must stop activities in the immediate vicinity of the discovery and protect it from your activities for 30 days or until notified to proceed by the authorized officer.

8. Grazing use will be in accordance with the Northeastern Great Basin Area Standards and Guidelines for grazing administration for the Ruby Valley, and Horse Haven Allotments and 43 CFR sub part 4180. The grazing management practices identified in the terms and conditions are designed to ensure significant progress towards the fulfillment of the Northeastern Great Basin Area, Standards and toward conformance with the guidelines. The management actions implement the guidelines to meet the multiple use objectives and standards.

Signed: Jack M. Bowers
Jack M. Bowers

Date: 2/4/00

Signed: Terry Bowers
Terry Bowers

Date: 2-4-2000