



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

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Ely, Nevada 89301-9408
<http://www.nv.blm.gov>



In Reply Refer To:
4110.2 (NV-042)

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MAY 22 2006

MAY 19 2006

DEPARTMENT OF ADMINISTRATION
OFFICE OF THE DIRECTOR
BUDGET AND PLANNING DIVISION

Quarter Circle Five Ranch
c/o Van J Gardner
PO Box 266
Lund, NV 89317

Dear Mr. Gardner:

Your term permit (#2704551) expired on 3/1/2006. In accordance with Sec. 325, Title III, H.R. 2691, Department of the Interior and Related Agencies Appropriations Act, 2004 (P.L. 108-108), which was enacted on November 10, 2003, your grazing permit can now be renewed under Section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752), title III of the Bankhead-Jones Farm Tenant Act (7 U.S.C. 1010 et seq.), or, if applicable, section 510 of the California Desert Protection Act (16 U.S.C. 410aaa-50). In accordance with Public Law 108-108 the terms and conditions contained in the expired or transferred permit have been incorporated into your new permit and shall continue in effect under the renewed permit until such time as the Secretary of the Interior completes processing of this permit in compliance with all applicable laws and regulations, at which time this permit may be canceled, suspended, or modified, in whole or in part, to meet the requirements of such applicable laws and regulations.

The issuance of the permit would be for a period of ten years beginning March 1, 2006, and ending February 28, 2016. Permitted use on the White Rock Allotment, Water Canyon Native pasture is 1372 active AUMs of cattle use. Permitted use on the White Rock Allotment, South Preston Seeding pasture is 756 active AUMs of cattle use. The season of use for the White Rock Allotment, Water Canyon Native pasture and South Preston Seeding Pasture is from March 1 to February 28. The signed "Acceptance of Terms and Conditions" form was received on 4/21/2006. (See the enclosed Acceptance of Terms and Conditions Agreement for details.)

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 White Rock allotment for the 2006 grazing year (list at end of this letter).

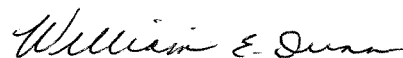
You meet all of the qualifications for the grazing permittee outlined in 43 CFR 4110.1, and this offering and issuance of a permit complies with the regulations governing issuance of permits outlined in 43 CFR 4110.2-1 and 4110.2-2.

The terms and conditions outlined in the enclosed acceptance form are those that have historically appeared on previous annual licenses and permits authorizing grazing use on the allotment. The terms and conditions of livestock grazing outlined for the White Rock Allotment was developed through consultation, cooperation and coordination with the interested public during the allotment evaluation process. The terms and conditions outlined are also consistent with the Egan Resource Management Plan (RMP), Final Environmental Impact Statement (FEIS), and subsequent Record of Decision (ROD).

The geographic portion of the White Rock Allotment is not located within a Wild Horse Herd Management Area.

If you have any questions please contact Mark Lowrie, Rangeland Management Specialist, at (775) 289-1888. 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,



William E. Dunn
Assistant Field Manager
Renewable Resources

1 Enclosure

1. Acceptance of Terms and Conditions Offer

Interested Public Mailing List (2006)
Permit renewal for White Rock Allotment

cc:

Frank Reid
Curtis Baughman, NDOW
Steve Foree, NDOW
Lincoln Co. Commissioners
Betsy Macfarlan, ENLC
John McLain, RCI
Nevada State Clearinghouse
Katie Fite, Western Watersheds Project

ACCEPTANCE OF TERMS & CONDITIONS
and
REQUEST FOR GRAZING PERMIT

I, Van J. Gardner, Quarter Circle Five Ranch, agree to accept the Terms & Conditions listed below and request that I be offered a Grazing Permit to graze the allotment in which I have a grazing preference.

Bureau of Land Management
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ALLOTMENT Number Pasture	Name	LIVESTOCK Number & Kind		GRAZING PERIOD Begin End		% PL	Type Use	AUMs
0902	White Rock							
	Water Canyon Native	114*	Cattle	03/01 -	02/28	100	Active	1,372
	South Preston Seeding	63*	Cattle	03/01 -	02/28	100	Active	756

Active permitted use for Quarter Circle Five Ranch totals 2,128 AUMs.

* Cattle numbers will vary according to annual climatic conditions and the season of use.

Terms and Conditions:

In accordance with 43 CFR 4130.3-2, the following terms and conditions will be included in the grazing permit for Quarter Circle Five Ranch

Stipulations Common To All Allotments:

1. Livestock numbers identified in the term grazing permit are a function of seasons of use and permitted use 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 of the Multiple-Use Objectives for the allotment.
2. 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.
3. 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.
4. The authorized officer is requiring that an actual use report (Form 4130-5) be submitted

within 15 days after completing your annual grazing use.

5. 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. Payment with Visa, MasterCard or American Express is accepted. Failure to make payment within 30 days of the due date may result in trespass action.
6. Grazing use in White Pine County will be in accordance with the Northeastern Great Basin Area Standards and Guidelines for Grazing Administration. Grazing use in Lincoln and Nye Counties will be in accordance with the Mojave-Southern Great Basin Area Standards and Guidelines for Grazing Administration. The Standards and Guidelines have been developed by the respective Resource Advisory Council and approved by the Secretary of the Interior on February 12, 1997. Grazing use will also be in accordance with 43 CFR Sub-part 4180 - Fundamentals of Rangeland Health and Standards and Guidelines for Grazing Administration.
7. If future monitoring data indicates that Standards and Guidelines for Grazing Administration are not being met, the permit will be reissued subject to revised terms and conditions.
8. In accordance with Sec. 325, Title III, H.R. 2691, Department of the Interior and Related Agencies Appropriations Act, 2004 (P.L. 108-108), which was enacted on November 10, 2003, this grazing permit or lease is renewed under Section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752), title III of the Bankhead-Jones Farm Tenant Act (7 U.S.C. 1010 et seq.), or, if applicable, section 510 of the California Desert Protection Act (16 U.S.C. 410aaa-50). In accordance with Public Law 108-108 the terms and conditions contained in the expired or transferred permit or lease have been incorporated into this permit or lease and shall continue in effect under the renewed permit or lease until such time as the Secretary of the Interior completes processing of this permit or lease in compliance with all applicable laws and regulations, at which time this permit or lease may be canceled, suspended, or modified, in whole or in part, to meet the requirements of such applicable laws and regulations.
9. The permittee is required to perform normal maintenance on the range improvements that have been issued through approved cooperative agreements or section 4 permits.

Additional Terms and Conditions:

In accordance with 43 CFR 4130.3-2, additional terms and conditions will be included in the grazing permit for Quarter Circle Five Ranch

White Rock Allotment

1. Quarter Circle Five Ranches will be allowed to practice livestock management through a holistic resource management approach. An annual biological plan will be submitted to BLM for

each grazing year.

2. BLM will work with Quarter Circle Five Ranch to reach a long term livestock grazing agreement for the White Rock Allotment. BLM and Quarter Circle Five Ranch will work together on an annual basis to identify livestock management practices to be implemented for each year in the White Rock Allotment.

Signed:

A handwritten signature in cursive script, appearing to read "Vandy Beaulieu". The signature is written over a horizontal line.

Date:

A handwritten date in cursive script, appearing to read "29 Mar 06".