



United States Department of the Interior

Bureau of Land Management

Caliente Field Station

P.O. Box 237

Caliente, Nevada 89008

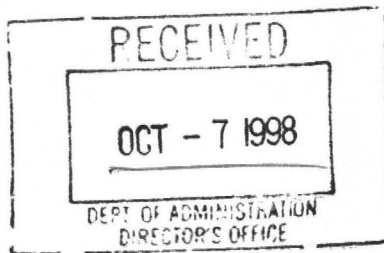
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10/5/98

In Reply Refer To:

4110

Agee Grazing Case File

(NV-045.09)



OCT 5 1998

Dear Interested Public:

Applications to transfer grazing privileges from Dirk and Marta Agee to the Tempiute Grazing Association have been received, along with the signed Acceptance of Terms and Conditions. Based on the applications, we plan to offer a term grazing permit as indicated below. The terms and conditions outlined in the enclosed acceptance forms are those which have historically appeared on previous annual permits authorizing grazing use in this allotment. The terms and conditions outlined are also consistent with the Caliente Field Station Management Framework Plan. The impacts of livestock grazing under these terms and conditions have been analyzed in the Caliente Environmental Impact Statement.

ALLOTMENT NAME AND CATEGORY	PROPOSED TRANSFER		KIND OF LIVESTOCK	SEASON OF USE	ANIMAL UNIT MONTHS OF SPECIFIED LIVESTOCK GRAZING	
	FROM	TO			SUSPENDED	ACTIVE
Sand Spring (I)	Dirk & Marta Agee	Tempiute Grazing Assn.	Cattle	3-1 to 2-28	2995	7005

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 above allotment.


The above applicants meet all of the qualifications for a grazing permittee outlined in 43 CFR 4110.1, and this transfer, offering, and issuance of a permit complies with the regulations governing transfers of grazing privileges and issuance of permits outlined in 43 CFR 4110.2-1, 4110.2-2 and 4110.2-3.

I am proposing to approve the transfer, however, prior to approval and the subsequent issuance of a new term permit, should you have any information that you would like to

provide please do so prior to October 23, 1998. Any comments in writing should be sent to the Caliente Field Station. P.O. Box 237, Caliente, NV 89008 to my attention. If we determine that it is necessary to offer 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.

If you have any questions please contact the Caliente Field Station, at (702) 726-8100. 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,

A handwritten signature in cursive script, appearing to read "Shirley Christman-Johnson", with a long horizontal flourish extending to the right.

Shirley Christman-Johnson
Rangeland Management Specialist

Enclosure:
Acceptance of Terms and Conditions

ACCEPTANCE OF TERMS AND CONDITIONS AND REQUEST FOR GRAZING PERMIT

We, Dirk and Maria Agee for the Templute Grazing Association, agree to accept the (8) Terms and Conditions listed below and request that we be offered a Grazing Permit to graze the allotment in which we have a grazing preference as listed: SAND SPRINGS ALLOTMENT.

Signed: R. Wayne Agee Date: 6/5/98

Terms and Conditions:

1. The payment of grazing fees are due on the due date specified on the grazing fee bill. Failure to pay the grazing fee bill within 15 days of the due date specified in the bill shall result in a late fee assessment of \$25.00 or 10 percent of the grazing bill, whichever is greater, but not to exceed \$250.00.
2. Applications for changes in grazing use must be in written form and received by the Bureau of Land Management Office no later than 15 days prior to the desired date of change. Applications for changes in grazing use which require the issuance of a replacement or supplemental billing notice shall be subject to a ten (10) dollar service charge.
3. Grazing applications will be issued on a yearly basis, if you do not sign and return your grazing application by the date specified on the application you will receive a bill for all of your active livestock grazing permitted use. If you wish to place all or a portion of your active livestock grazing use into non-use for the grazing year, you must indicate this in writing on your grazing application, along with your reasons.
4. Signed Actual Use Statements are due annually to the Caliente Resource Area Office within 15 days after completing annual grazing use. In the case of year round grazing, Actual Use Statements must be received in our office by March 15.
5. The Federal ten year grazing permit is subject to cancellation, suspension, or modification for any violation of the Code of Federal Regulations or specified terms or conditions of this permit.
6. Grazing use on the Sand Springs Allotment will be made in accordance with the Sand Springs Allotment Management Plan (AMP) as implemented in 1966 and amended 9/16/83.
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 vicinity of the discovery and protect it for 30 days or until notified to proceed by the authorized officer.

8.

Allotment	Number of Livestock	Kind of Livestock	Season of Use	AUMs*
Sand Springs	584	cattle	year long	7008

*Total number of Animal Unit Months (AUMs) of specified livestock grazing.