

8/17/99



# 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>

In Reply Refer To:  
4120 (NV 04200)

AUG 17 1999

RECEIVED  
D.C.N.R.  
OFFICE OF THE DIRECTOR  
AUG 20 AM 11:25

Need More Sheep  
C/O Mr. Hank Vogler  
HCR 33 Box 33920  
Ely, Nevada 89301

Dear Mr. Hank Vogler,  
*MORE SHEEP HMA*

Your base property lease with Intermountain Ranches and Melvin Gardner, et.al. expires for the Tippet Allotment on August 31, 1999 and for the Red Hills Allotment on October 31, 1999. The Selective Management Category for Tippet Allotment is I and for the Red Hills Allotment a C. The signed "Acceptance of Terms and Conditions" form was received on August 10, 1999. I propose to offer you a term permit for the period 1999 to 2000 for the Tippet, Red Hills, Becky Springs, Sampson Creek and Indian George Allotments.

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 Tippet, Red Hills, Becky Springs, Sampson Creek and Indian George Allotments.

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 4110.2-3.

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 Schell Resource Area Management Framework Plan (MFP), the Schell Draft Grazing Environmental Impact Statement and the subsequent Record of Decision.

The Tippet, Sampson Creek and Becky Springs Allotment are located within the Antelope Wild Horse Herd Management Area. Portions of the Tippet and Indian George Allotments are located within the Moriah Wild Horse Herd Management Area.

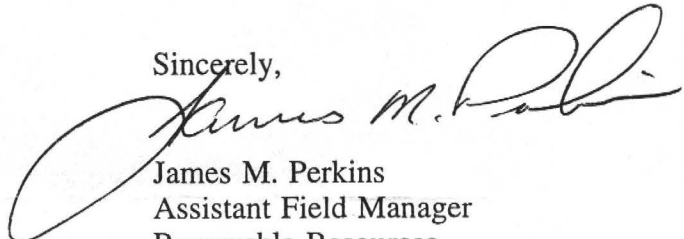
If we propose to change the terms and conditions of these grazing permits, following the comment period, we will keep you and other interested parties informed. If we determine that it is necessary to offer you this permit via proposed decision, it will be sent to the interested public and will include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

*same terms + conditions*

The interested public is being asked to provide comments by August 30, 1999. 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: Nevada State Clearinghouse  
Commission for the Preservation of Wild Horses  
Mr. Duane Erickson, NDOW  
Mr. Curt Baughman, NDOW  
Mr. Mike Podborny, NDOW  
White Pine County Commissioners  
Nevada Cattlemen's Association  
Mr. John McLain, RCI  
Mr. Don Holloway, UNR Coop. Extension  
US Fish and Wildlife Service  
Mr. Glen Terry  
Ms. Laurel Etchegaray, Nevada Woolgrower's Association  
Mr. Lee R. Tilman  
Mr. Melvin H. Gardner, et. al.  
Intermountain Ranches, LTD

ACCEPTANCE OF TERMS AND CONDITIONS  
and  
REQUEST FOR GRAZING PERMIT

I, Hank Vogler of Need More Sheep Company 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.

ALLOTMENT NUMBER	NAME	LIVESTOCK		GRAZING PERIOD		%PL	TYPE USE	AUM's
		NUMBER	KIND	BEGIN	END			
00108	Red Hills	2,215	Sheep	11/01	02/28	100	Active	1,748
		2,215	Sheep	03/01	03/31	100	Active	452
10101	Becky Springs	2,000	Sheep	03/01	04/30	100	Active	802
		2,024	Sheep	11/01	02/28	100	Active	1,597
10105	Sampson Creek	2,254	Sheep	05/01	07/15	100	Active	1,126
		397	Sheep	07/16	09/30	100	Active	201
10106	Tippett	339	Cattle	03/01	02/28	100	Active	4,068
		2,800	Sheep	04/16	12/15	100	Active	4,492
10112	Indian George	2,390	Sheep	03/01	04/15	100	Active	723
		2,390	Sheep	10/16	02/28	100	Active	2,137

Terms and Conditions:

In accordance with 43 CFR 4130.3-2, the following terms and conditions will be included in the grazing permit for Tippett Allotment.

1. Grazing use will be in accordance with the Tippett Allotment Management Plan approved December 09, 1992.
2. Suspense AUMs shown under allotment summary for Tippett Allotment include 4,240 AUMs of nonuse for resource conservation/protection purposes until the authorized officer determines through monitoring data that active use may resume.
3. In accordance with the Area Manager's decision dated July 18, 1990, the following terms and conditions are made a part to this grazing permit for the Sampson Creek Allotment:
4. No livestock grazing will be allowed on the bottomland use area unless the season of use is changed to provide for winter grazing.
5. A deferred-rotation grazing system is in effect for the benchland use area. In even calendar years sheep will be rotated starting from the north end of the use area and end at the south. In odd years the order is reversed.

6. Designated water haul sites in the benchland use area are as follows:

T. 24 N., R. 66 E., Sec. 8 NW1/4NW1/4

T. 24 N., R. 66 E., Sec. 16 SE1/4NW1/4

T. 24 N., R. 66 E., Sec. 30 NW1/4NW1/4

7. A deferred-rotation grazing system is in effect for the upper mountain use area. In even calendar years sheep use will be rotated starting from the north end of the use area and ending at the south end. In odd years the order is reversed.

8. Herding of sheep is required when they are on the allotment.

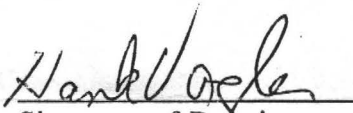
THE FOLLOWING STIPULATIONS APPLY TO ALL ALLOTMENTS:

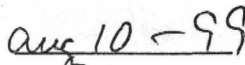
9. The authorized officer is requiring that an actual use report (form 4130-5) be submitted within 15 days after completing your annual grazing use.

10. If payment is not received within 15 days of the due date, you will be charged a late fee assessment of \$25.00 or 10 percent of the grazing bill, whichever is greater, not to exceed \$250.00. Failure to make payment within 30 days of the due date may result in trespass action.

11. 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 partimony (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.

12. Grazing will be in accordance with the Northeastern Great Basin Area Standards and Guidelines for grazing administration as developed by the Northeastern Great Basin 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 subpart 4180 - Fundamentals of Rangeland Health and Standards and Guidelines for grazing administration.

  
Signature of Permittee

  
Date