

JUL 20 2001

FINAL MULTIPLE-USE DECISION
FOR THE CHERRY CREEK, GOSHUTE BASIN AND INDIAN CREEK ALLOTMENTS,
THE CHERRY CREEK WILD HORSE HERD MANAGEMENT AREA,
AND THE CHERRY CREEK ALLOTMENT PORTION OF THE BUTTE AND ANTELOPE WILD
HORSE HERD MANAGEMENT AREAS

BACKGROUND INFORMATION:

On April 18, 2001, the Management Action Selection Report (MASR) and Proposed Multiple-Use Decision (PMUD) for the Cherry Creek, Goshute Basin and Indian Creek Allotments, the Cherry Creek Wild Horse Herd Management Area, and the Cherry Creek Allotment Portion of the Butte and Antelope Wild Horse Herd Management Areas were issued. The MASR and the PMUD are a result of the allotment evaluation which was sent out as a final evaluation on August 17, 2000.

This decision specifically states management actions and adjustments to permitted use on the Cherry Creek, Goshute Basin and Indian Creek Allotments. This decision carries forth the management actions and adjustments to permitted use as identified in the livestock grazing agreements on the Cherry Creek, Goshute Basin and Indian Creek Allotments. Those permittees who have entered into agreements on the Cherry Creek Allotment are: Sterling Wines, Herb Stathes, Indian Creek Ranch Partnership, Turner and Irlbeck Ranch, and Kay & Mary Lear. Those permittees who have entered into agreements on the Goshute Basin Allotment are: Bertrand Paris and Sons and Indian Creek Ranch Partnership. Those permittees who have entered into agreements on the Indian Creek Allotment are: Louise Lear and Indian Creek Ranch Partnership. Kitt Lear is authorized to make grazing use only in the Cherry Creek Allotment and has not entered into a livestock grazing agreement for the Cherry Creek Allotment. The approved livestock grazing agreements may be found in Appendix III of this decision. For those permittees who have entered into livestock grazing agreements, the adjusted permitted use will be placed into voluntary nonuse for conservation and protection purposes.

William "Kitt" Lear protested the proposed decision issued April 18, 2001. This protest was dated May 4, 2001 and was received by the Ely Field Office May 6, 2001. The Ely Field Office carefully reviewed and considered this protest. As a result of this review it was determined that management actions and adjustments to permitted use for Kitt Lear as identified in the proposed decision will be carried forth into this final decision. The adjusted permitted use for Kitt Lear will no longer be recognized and will not be placed into voluntary nonuse.

The Northeastern Great Basin Resource Area Standards and Guidelines for Grazing Administration were approved by the Secretary of the Interior on February 12, 1997 (Appendix I). These standards and guidelines reflect the stated goals for maintaining or improving rangeland health, while providing for the viability of the livestock industry. The Resource Management Plan and Environmental Impact Statement (RMP/EIS) and Record of Decision for the Egan Resource Area were issued in September 1984 and February 1987, respectively. The Egan Rangeland Program Summary (RPS) was issued in May of 1988.

These documents establish the multiple-use goals and objectives which guide the management of public lands within the Cherry Creek, Goshute Basin, and Indian Creek Allotments.

As identified in the Egan RMP/EIS and the RPS, rangeland monitoring has been established on the Cherry Creek, Goshute Basin, and Indian Creek Allotments. Monitoring data has been evaluated to determine if existing multiple-uses are consistent with the standards for grazing administration and the multiple-use objectives (Appendix II).

Through the allotment evaluation process it has been determined that changes in existing livestock management are needed to meet the standards for grazing administration and the allotment specific objectives for each allotment. Because Cherry Creek Allotment is a common use allotment with six permittees, changes in grazing use are especially necessary to achieve controlled grazing use and to make the users accountable for the health and condition of the rangeland. This decision also addresses changes to livestock use for the Goshute Basin and Indian Creek Allotments. It will also complete the establishment of an appropriate management level (AML) for wild horses for the remainder of the Cherry Creek Wild Horse Herd Management Area (HMA), and for those portions of the Butte HMA and Antelope HMA located within the Cherry Creek Allotment (Appendix IV). The Medicine Butte Allotment portion of the Cherry Creek Wild Horse HMA was established at zero animals in the final multiple-use decision dated February 3, 1992. It was determined that wildlife were not contributing to the non-attainment of the standards and objectives; therefore, no wildlife decision is necessary.

Through the consultation, coordination, and cooperation (CCC) process, your comments and recommendations as well as input from permittees and interested publics have been considered during the allotment evaluation process. Based upon the evaluation and CCC process, the final decision is as follows:

LIVESTOCK MANAGEMENT DECISION

The following permittees have entered into livestock grazing agreements: Sterling Wines, Herb Stathes, Indian Creek Ranch Partnership, Turner and Irlbeck Ranch, and Kay & Mary Lear (Cherry Creek Allotment), Bertrand Paris and Sons and Indian Creek Ranch Partnership (Goshute Basin Allotment), Indian Creek Ranch Partnership and Louise Lear (Indian Creek Allotment). Livestock grazing will be in accordance with the livestock grazing agreements. Kitt Lear has not entered into a livestock grazing agreement for the Cherry Creek Allotment. Adjustments to permitted use for Kitt Lear will be issued through this final decision.

Permitted Use By Allotment

Cherry Creek Allotment

Permitted use for cattle grazing on the Cherry Creek Allotment will be adjusted as follows:

From:					
Permittee	Cherry Creek Allotment Permitted Use (AUMs)				
	Native Range	Goshute Seeding	South Egan Seeding	North Egan Seeding	Total
Indian Creek Ranch Partnership	613	135			748
Kay & Mary Lear	290				290
Kitt Lear	1932	174	235	400	2741
Herb Stathes	587		52		639
Turner & Irlbeck Ranch	1450	150			1600
Sterling Wines	497		47		544
Totals	5369	459	334	400	6562

To:					
Permittee	Cherry Creek Allotment Permitted Use (AUMs)				
	Native Range	Goshute Seeding	South Egan Seeding	North Egan Seeding	Total
Indian Creek Ranch Partnership	434	135			569
Kay & Mary Lear	205				205
Kitt Lear	1367	174	335	400	2276
Herb Stathes	415		152		567
Turner & Irlbeck Ranch	1027	150			1177
Sterling Wines	352		147		499
Totals	3800	459	634	400	5293

Livestock grazing on the Cherry Creek Allotment will be in accordance with the livestock grazing agreements for the following permittees: Sterling Wines, Herb Stathes, Indian Creek Ranch Partnership, Turner and Irlbeck Ranch, and Kay & Mary Lear. Since Kitt Lear did not enter into a livestock grazing agreement, 565 AUMs on the native range will be reduced through this decision. The approved livestock grazing agreements may be found in Attachment III of this decision. The total permitted use on the Cherry Creek Allotment including the native range, Goshute Seeding, South Egan Seeding and North Egan Seeding has been adjusted from 6,562 AUMs to 5,293 AUMs. As set forth in the livestock grazing agreements, the proper stocking level on the native range of the Cherry Creek Allotment has been determined to be 3,800 AUMs. In addition, as also set forth in the livestock grazing agreements, the total stocking level on the native range of the Cherry Creek Allotment has been adjusted from 5,369 AUMs to 2,433 AUMs for a period of 10 years beginning March 1, 2001. Since Kitt Lear did not enter into a livestock grazing agreement, permitted use was not completely adjusted to the proper stocking level of 3,800 AUMs through agreements. Permitted use adjusted through livestock grazing agreements has been placed into voluntary nonuse. There have been 1,004 AUMs placed in voluntary nonuse on the Cherry Creek Allotment as a result of the livestock grazing agreements. Permitted use was adjusted proportionately for each permittee based on permitted use levels prior to this agreement. The proportionate share adjustment for Kitt Lear is 565 AUMs. Since Kitt Lear did not enter into a livestock grazing agreement, 565 AUMs on the native range will be reduced through decision, will no longer be recognized and will not be placed in voluntary nonuse. The period of use on Cherry Creek Allotment also changed from yearlong to 5/1 - 2/28, as indicated in all of the livestock grazing agreements.

Goshute Basin Allotment

Permitted use for cattle and sheep grazing on the Goshute Basin Allotment will be adjusted as follows:

Allotment: Goshute Basin		
	Permittee	Permitted Use (AUMs)
From:	Bertrand Paris & Sons Indian Creek Ranch Partnership	528 (sheep) 99 (cattle)
To:	Bertrand Paris & Sons Indian Creek Ranch Partnership	350 (sheep) 0 (cattle)

Livestock grazing on the Goshute Basin Allotment will be in accordance with the livestock grazing agreements for Bertrand Paris and Sons and Indian Creek Ranch Partnership. The approved livestock grazing agreements may be found in Attachment III of this decision. The total stocking level on the native range of the Goshute Basin Allotment has been adjusted from 627 AUMs to 350 AUMs for both sheep and cattle use. The adjustment by agreement for sheep use (Bertrand Paris and Sons) is from 528 AUMs to 350 AUMs for a period of four years that began March 1, 2000. The adjustment by agreement for cattle use (Indian Creek Ranch Partnership) is from 99 AUMs to 0 AUMs for a three year period that began March 1, 2000. The remainder of the permitted use (277 AUMs) has been placed in voluntary nonuse. The period of use has not changed on the Goshute Basin Allotment.

Indian Creek Allotment

Permitted use for cattle grazing on the Indian Creek Allotment will be adjusted as follows:

Allotment: Indian Creek		
	Permittee	Permitted Use (AUMs)
From:	Indian Creek Ranch Partnership	106
	Louise Lear	71
To:	Indian Creek Ranch Partnership	45
	Louise Lear	30

Livestock grazing on the Indian Creek Allotment will be in accordance with the livestock grazing agreements for Indian Creek Ranch Partnership and Louise Lear. The approved livestock grazing agreements may be found in Attachment III of this decision. The total stocking level on the native range of the Indian Creek Allotment has been adjusted from 177 AUMs to 75 AUMS, for a period of 3 years beginning March 1, 2001. As set forth in the Indian Creek Ranch Partnership livestock grazing agreement, permitted use has been adjusted from 106 AUMs to 45 AUMs for a period of three years. The remaining 61 AUMs of permitted use have been placed in voluntary nonuse for Indian Creek Ranch Partnership. As set forth in the Louise Lear livestock grazing agreement, permitted use has been adjusted from 71 AUMs to 30 AUMs for a period of three years. The remaining 41 AUMs of permitted use will be placed in voluntary nonuse for Louise Lear. The period of use for the Indian Creek Allotment has changed from 07/01 - 09/01 with no stipulations to 07/01 - 08/31 with the stipulation that cattle will be gathered and removed from the allotment by 08/15. Due to the rugged condition of the area, all stragglers will be removed by 08/31.

Permitted Use By Permittee

Permittee: Kitt Lear

In accordance with 43 CFR 4110.3, 4110.3-2(b) and 4130.3-1 permitted use for Kitt Lear on the Cherry Creek Allotment, effective September 1, 2001, will be as follows:

From: Existing Term Permit				
Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Pasture
Cherry Creek	264 (cattle)	04/20 - 02/28	2,734	See below*

*Terms and Conditions:

1. The total number of animal unit months of specified livestock use on the Cherry Creek

Allotment native range is 1,932 AUMs. The season of use is from April 20 to February 28.

2. The total number of animal unit months of specified livestock use in the Goshute Seeding is 174 AUMs. Livestock turnout in the seeding is authorized beginning May 1.
3. The total number of animal unit months of specified livestock use in the North Egan Basin Seeding is 400 AUMs. Livestock turnout in the seeding is authorized beginning May 1.
4. The total number of animal unit months of specified livestock use in the South Egan Basin Seeding is 235 AUMs. A spring/fall rotation grazing system has been established on the South Egan Seeding. Grazing is authorized in fall during even numbered years and in the spring during odd numbered years. The season of use in the spring is May 1 to June 30; and in the fall, October 15 to February 28.

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Pasture
Cherry Creek	41 (cattle)	05/01 - 02/28	1,367	Native
Cherry Creek	67 (cattle)	05/01 - 07/15	167	South Egan Seeding
Cherry Creek	28 (cattle)	09/01 - 02/28	168	South Egan Seeding
Cherry Creek	41 (cattle)	05/01 - 02/28	400	North Egan Seeding
Cherry Creek	10 (cattle)	05/01 - 02/28	108	Goshute Sdng. West
Cherry Creek	23 (Cattle)	05/01 - 06/15	34	Goshute Sdng. East
Cherry Creek	5 (cattle)	09/01 - 02/28	32	Goshute Sdng. East
Cherry Creek			2,276 Total	

Terms and Conditions:

In accordance with 43 CFR 4130.3 and 4130.3-2 the following terms and conditions will be included in the term permit for Kitt Lear for the Cherry Creek Allotment:

1. Livestock numbers are flexible as long as the permitted use of 1,367 AUMs for native range is not exceeded during the authorized season of use. The total number of AUMs licensed cannot exceed 10% of total permitted use on native range between May 1 to May 15. Therefore, a maximum of 137 AUMs can be used between May 1 and May 15.
2. The Cherry Creek Allotment will continue to be administered as a common use allotment. The permittees have utilized historical grazing use areas. However, the native range portion of the allotment

has no specific designated use areas reserved for any individual permitted operator on the Cherry Creek Allotment. Therefore, the entire native range portion of the allotment is open to all permittees authorized on the allotment.

3. No livestock grazing will be authorized within the Goshute Creek Enclosures in order to protect riparian vegetation and the habitat of the BLM Nevada sensitive species Bonneville cutthroat trout.
4. The increase to permitted use of 100 AUMs in the South Egan Seeding will be licensed only if water is hauled to underused areas of the seeding to distribute cattle use.
5. Total permitted use on the South Egan Seeding is 634 AUMs, allocated to all three permittees. A spring/fall rotation grazing system has been established on the South Egan Seeding. Grazing is authorized in the spring during odd numbered years and in the fall every year. The season of use in the spring is May 1 to July 15; and in the fall, September 1 to February 28. Water hauling is required in the seeding to achieve proper livestock distribution.
6. When rangeland monitoring studies indicate sufficient forage is available and objectives are being met, temporary nonrenewable grazing use (TNR) will be offered first to the three permittees with adjudicated AUMs in the South Egan Seeding. If any or all three permittees are not able to make TNR use, other permittees of the Cherry Creek Allotment will be allowed to apply for TNR use in the seeding.
7. The total permitted use in the Goshute Seeding is 459 AUMs allocated to all three permittees. The Goshute Seeding is divided into two pastures; the east pasture and the west pasture. Permitted use in the east pasture is 66 AUMs and in the west pasture is 108 AUMs (total permitted use in the Goshute Seeding for Kitt Lear is 174 AUMs). A spring/fall season of use will be established for the east pasture of the seeding. Spring use is authorized from May 1 to June 15. Fall use is authorized from September 1 to February 28. The season of use for the west pasture of the seeding is May 1 to February 28. Water hauling is required to the west pasture of the Goshute Seeding to achieve proper livestock distribution.
8. In reference to the Northeastern Great Basin Area Standards and Guidelines for Grazing Administration, management practices are adequate when significant progress is being made toward the standards. When management practices are not adequate, and may result in inadequate livestock distribution, water hauling or other changes in management practices will be required. Water hauling locations will be determined by the authorized officer in cooperation with the livestock permittees on an annual basis.

Terms and conditions 9 through 12 apply to all permitted users in the Cherry Creek Allotment. Water hauling may be required to the following locations:

9. The sagebrush plant communities on the east facing benches of the Cherry Creek Range generally west of the Salvi Ranch.
10. Slough Well No. 3 (about 4 miles northerly from Cherry Creek, Nevada) will be repaired and pumped and troughs filled to distribute cattle use. Water hauling to the area is required if the well will not work.
11. The northeast portion of the allotment.
12. The Woodcamp Pasture east of Highway 93, should one of the livestock permittees choose to graze cattle in the area.

Livestock Grazing Agreements

Permittee: Herb Stathes

In accordance with the livestock grazing agreement signed 12/15/00 and 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. These terms and conditions will be included in the term grazing permit for Herb Stathes or any transferee during the ten year period. Refer to the livestock grazing agreement (Appendix III) for other terms and conditions included in the term grazing permit.

From:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	50 Cattle	03/01 - 02/28	587		Native
	13 Cattle	05/01 - 06/30	26		South Egan Sdng.
	7 Cattle	10/15 - 02/28	26		South Egan Sdng.

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	43 Cattle	05/01 - 02/28	415	172	Native
	30 Cattle	05/01 - 07/15	76		South Egan Sdng.
	12 Cattle	09/01 - 02/28	76		South Egan Sdng.

Herb Stathes agrees to place 172 AUMs of his current permitted use of 587 AUMs on the Cherry Creek Allotment native range into voluntary nonuse for conservation purposes for a period of ten years beginning March 1, 2001. Cherry Creek Allotment cattle grazing privileges of 172 AUMs will remain on the term grazing permit in voluntary nonuse. Permitted use on the South Egan Seeding will be increased by 100 AUMs for Herb Stathes. Total permitted use on the seeding will be increased by 300 AUMs (100 AUMs allocated to each authorized permittee) for a total permitted use of 634 AUMs.

Permittee: Sterling Wines

In accordance with the livestock grazing agreement signed 02/16/01 and 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. These terms and conditions will be included in the term grazing permit for Sterling Wines or any transferee during the ten year period. Refer to the livestock grazing agreement (Appendix III) for other terms and conditions included in the term grazing permit.

From: Existing Term Permit

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	45 Cattle	04/01 - 02/28	497		Native
	12 Cattle	05/01 - 06/30	24		South Egan Sdng.
	5 Cattle	10/15 - 02/28	23		South Egan Sdng.

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	35 Cattle	05/01 - 02/28	352	145	Native
	29 Cattle	05/01 - 07/15	73		South Egan Sdng.
	12 Cattle	09/01 - 02/28	74		South Egan Sdng.

Sterling Wines agrees to place 145 AUMs of current permitted use of 497 AUMs on the Cherry Creek Allotment native range into voluntary nonuse for conservation purposes for a period of ten years beginning March 1, 2001. The Cherry Creek Allotment livestock grazing privileges of 145 AUMs will remain on the term grazing permit in voluntary nonuse. Permitted use on the South Egan Seeding will be increased by 100 AUMs for Sterling Wines. Total permitted use on the seeding will be increased by 300 AUMs (100 AUMs allocated to each authorized permittee) for a total permitted use of 634 AUMs.

Permittee: Indian Creek Ranch Partnership

In accordance with the livestock grazing agreements signed 01/09/01, 06/19/00, and 11/26/00 and 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. These terms and conditions will be included in the term grazing permit for Carol Sherman (the current lessee) or any transferee during the ten year period for the Cherry Creek Allotment and three years for the Goshute Basin and Indian Creek Allotments. Refer to the livestock grazing agreement (Appendix III) for other terms and conditions included in the term grazing permit.

From: Existing Term Permit

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	51 Cattle	03/01 - 02/28	613		Native Goshute Sdng.
	13 Cattle	05/01 - 02/28	135		
Goshute Basin	48 Cattle	07/01 - 09/01	99		Native
Indian Creek	51 Cattle	07/01 - 09/01	106		Native

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	43 Cattle	05/01 - 02/28	434	179	Native Goshute Sdng. West Goshute Sdng. East Goshute Sdng. East
	8 Cattle	05/01 - 02/28	84		
	16 Cattle	05/01 - 06/15	25		
	4 Cattle	09/01 - 02/28	26		
Goshute Basin	0 Cattle	07/01 - 09/01	0	99	Native
Indian Creek	22 Cattle	07/01 - 08/31	45	61	Native

Indian Creek Ranch Partnership agrees to place 179 AUMs of current permitted use of 613 AUMs on the Cherry Creek Allotment native range into voluntary nonuse for conservation purposes for a period of ten years beginning March 1, 2001. Cherry Creek Allotment cattle grazing privileges of 179 AUMs will remain on the term grazing permit in voluntary nonuse.

Indian Creek Ranch Partnership agrees to place 99 AUMs permitted use on the Goshute Basin Allotment into voluntary nonuse for conservation purposes for a period of three years beginning March 1, 2000. Goshute Basin Allotment cattle grazing privileges of 99 AUMs will remain on the term grazing permit in voluntary nonuse.

Indian Creek Ranch Partnership agrees to place 61 AUMs permitted use on the Indian Creek Allotment into voluntary nonuse for conservation purposes for a period of three years beginning March 1, 2001. Indian Creek Allotment cattle grazing privileges of 61 AUMs will remain on the term grazing permit in voluntary nonuse.

Permittee: Louise Lear

In accordance with the livestock grazing agreement signed 04/12/01 and 43 CFR 4130.3-1, cattle grazing use will be as follows. These terms and conditions will be included in the term grazing permit for Louise Lear or any transferee during the three year period. Refer to the livestock grazing agreement (Appendix III) for other terms and conditions included in the term grazing permit.

From: Existing Term Permit

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Indian Creek	35 (cattle)	07/01 - 09/01	71	0	Native

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Indian Creek	15 (cattle)	07/01 - 08/31	30	41	Native

Louise Lear agrees to take voluntary nonuse on a portion of her grazing permit (41 AUMs) on the Indian Creek Allotment for conservation purposes for a period of three years beginning March 1, 2001 and ending February 28, 2004. The Indian Creek Allotment active cattle grazing privileges of 41 AUMs will remain on the Louise Lear Term Grazing Permit in voluntary nonuse.

Permittee: Turner and Irlbeck Ranch

In accordance with the livestock grazing agreement signed 12/14/00 and 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. These terms and conditions will be included in the term grazing permit for Turner and Irlbeck Ranch or any transferee during the ten year period. Refer to the livestock grazing agreement (Appendix III) for other terms and conditions included in the term grazing permit.

From: Existing Term Permit

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	131 (cattle)	04/01 - 02/28	1,450		Native
	15 (cattle)	05/01 - 02/28	150		Goshute Sdng.

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	102 (cattle)	05/01 - 02/28	1,027	423	Native
	9 (cattle)	05/01 - 02/28	93		Goshute Sdng. West
	18 (cattle)	05/01 - 06/15	28		Goshute Sdng. East
	5 (cattle)	09/01 - 02/28	29		Goshute Sdng. East

Turner and Irlbeck Ranch agree to place 423 AUMs of current permitted use of 1,450 AUMs on the Cherry Creek Allotment native range into voluntary nonuse for conservation purposes for a period of

ten years beginning March 1, 2001. Cherry Creek Allotment cattle grazing privileges of 423 AUMs will remain on the term grazing permit in voluntary nonuse.

Permittee: Kay & Mary Lear

In accordance with 43 CFR 4110.3 and 4130.3-1, permitted use for Kay & Mary Lear on the Cherry Creek Allotment, effective May 1, 2001, will be as follows. These terms and conditions will be included in the term grazing permit for Kay & Mary Lear or any transferee during the ten year period. Refer to the livestock grazing agreement (Appendix III) for other terms and conditions included in the term grazing permit.

From: Existing Term Permit

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	29 (cattle)	03/01 -12/31	290		Native

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Cherry Creek	20 (cattle)	05/01 - 02/28	205	85	Native

Kay & Mary Lear agree to place 85 AUMs of their current permitted use of 290 AUMs on the Cherry Creek Allotment native range into voluntary nonuse for conservation purposes for a period of ten years beginning March 1, 2001. Cherry Creek Allotment cattle grazing privileges of 85 AUMs will remain on the term grazing permit in voluntary nonuse.

Permittee: Bertrand Paris and Sons

In accordance with the livestock grazing agreement signed 02/14/00 and 02/18/00 and 43 CFR 4130.3-1, sheep grazing use will be authorized as follows. These terms and conditions will be included in the term grazing permit for Bertrand Paris and Sons or any transferee during the ten year period. Refer to the livestock grazing agreement (Appendix III) for other terms and conditions included in the term grazing permit.

From:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Goshute Basin	750 Sheep	07/01 - 10/15	528		Native

To:

Allotment Name	Livestock Number	Period of Use	Permitted Use (AUMs)	Voluntary Nonuse (AUMs)	Pasture
Goshute Basin	500 Sheep	07/01 - 10/15	350	178	Native

Mrs. Paris has agreed to place 178 AUMs of current permitted use of 528 AUMs on the Goshute Basin Allotment into voluntary nonuse for a period of four years beginning March 1, 2000 and ending February 28, 2004. The Goshute Basin Allotment will be grazed by sheep every other year. Goshute Basin Allotment sheep grazing privileges of 178 AUMs will remain on the term grazing permit in voluntary nonuse.

Rationale For Changes in Grazing Use

The changes in livestock use as documented above are made in order to achieve the Northeastern Great Basin Area Standards and Guidelines for Grazing Administration and multiple-use resource objectives that are specifically related to the authorized grazing use on the Cherry Creek, Goshute Basin, and Indian Creek Allotments. Changes are needed to progress toward the achievement of a balance of sustainable development and multiple-use along with attaining healthy, properly functioning rangelands. Changes in grazing use are especially needed on the Cherry Creek Allotment because six permittees graze in common on the allotment. Because this a common allotment, changes in grazing use are necessary to make the users accountable for the health and condition of the rangeland.

Standards and Guidelines

Grazing use 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 be in accordance with 43 CFR Subpart 4180 - Fundamentals of Rangeland Health and Standards and Guidelines for Grazing Administration.

Standards and guidelines for grazing administration will be implemented through the terms and conditions of the new grazing permits. The grazing management practices identified in the terms and conditions are designed to ensure significant progress towards fulfillment of the Northeastern Great Basin Area Standards and toward conformance with the Guidelines. The management actions implement the guidelines to meet the standards and multiple-use objectives.

Term Permits

Term permits will be issued to the permittees immediately following the 30 day appeal period to the final multiple-use decision.

AUTHORITY: The authority for this decision is contained in Title 43 of the Code of Federal Regulations, Part 4100, which states in pertinent part:

4100.0-8: "The authorized officer shall manage livestock grazing on public lands under the principle of multiple-use and sustained yield and in accordance with applicable land use plans. Land use plans shall establish allowable resource uses (either singly or in combination), related levels of production or use to be maintained, areas of use, and resource condition goals and objectives to be obtained. The plans also set forth program constraints and general management practices needed to achieve management objectives. Livestock grazing activities and management actions approved by the authorized officer shall be in conformance with the land use plan as defined at CFR 601.0-5(b)."

4110.3: "The authorized officer shall periodically review the permitted use specified in a grazing permit or lease and shall make changes in the permitted use as needed to manage, maintain or improve rangeland productivity, to assist in restoring ecosystems to properly functioning condition, to conform with land use plans or activity plans, or to comply with the provisions of subpart 4180 of this part. These changes must be supported by monitoring, field observations, ecological site inventory or other data acceptable to the authorized officer."

4110.3-1: "Additional forage may be apportioned to qualified applicants for livestock grazing use consistent with multiple-use management objectives."

4110.3-2 (b): "When monitoring or field observations show grazing use or patterns of use are not consistent with the provisions of subpart 4180, or grazing use is otherwise causing an unacceptable level or pattern of utilization, or when use exceeds the livestock carrying capacity as determined through monitoring, ecological site inventory or other acceptable methods, the authorized officer shall reduce permitted grazing use or otherwise modify management practices."

4130.3: "Livestock grazing permits and leases shall contain terms and conditions determined by the authorized officer to be appropriate to achieve the management and resource condition objectives for the public lands and other lands administered by the Bureau of Land Management, and ensure conformance with the provisions of subpart 4180 of this part."

4130.3-1(a): "The authorized officer shall specify the kind and number of livestock, the period(s) of use, the allotment(s) to be used, and the amount of use, in animal unit months, for every grazing permit or lease. The authorized livestock grazing use shall not exceed the livestock carrying capacity of the allotment."

4130.3-2: "The authorized officer may specify in grazing permits or leases other terms and conditions which will assist in achieving management objectives, provide for proper range management or assist in the orderly administration of the public rangelands."

4180.1: "The authorized officer shall take appropriate action under subparts 4110, 4120, 4130, and 4160 of this part as soon as practicable but not later than the start of the next grazing year upon determining that existing grazing management needs to be modified to ensure that the following conditions exist.

- (a) Watersheds are in, or are making significant progress toward, properly functioning physical condition, including their upland, riparian-wetland, and aquatic components; soil and plant conditions support infiltration, soil moisture storage, and the release of water that are in balance with climate and landform and maintain or improve water quality, water quantity, and timing and duration of flow.
- (b) Ecological processes, including the hydrologic cycle, nutrient cycle, and energy flow, are maintained, or there is significant progress toward their attainment, in order to support healthy biotic populations and communities.
- (c) Water quality complies with State water quality standards and achieves, or is making significant progress toward achieving, established BLM management objectives such as meeting wildlife needs.
- (d) Habitats are, or are making significant progress toward being, restored or maintained for Federal threatened and endangered species, Federal Proposed, Category 1 and 2 Federal candidate and other special status species."

APPEAL

Any applicant, permittee, lessee or other person whose interest is adversely affected by the final decision, may file an appeal and petition for stay of the decision pending final determination on appeal. The appeal must be filed in the office of James M. Perkins, Assistant Field Manager - Renewable Resources, Ely Field Office, Bureau of Land Management, HC 33 Box 33500, Ely, Nevada 89301-9408 within 30 days after receipt of the final decision. The appeal shall state the reasons, clearly and concisely, as to why the final decision is in error.

If you decide to submit a petition for stay of the decision, a copy of the notice of appeal, statement of reasons and petition for stay should be simultaneously filed with the Office of the Field Solicitor, Suite 6201, Federal Building, 125 South State Street, Salt Lake City, Utah, 84138.

Should you wish to file a motion for stay, the appellant shall show sufficient justification based on the following standards:

1. the relative harm to the parties if the stay is granted or denied;

2. the likelihood of the appellant's success on the merits;
3. the likelihood of immediate and irreparable harm if the stay is not granted; and
4. whether the public interest favors granting the stay.

WILD HORSE AND BURRO MANAGEMENT DECISION

Establish a wild horse appropriate management level (AML) for the Cherry Creek Allotment portion of the Antelope HMA at four (4) animals yearlong, or 46 AUMs.

Establish a wild horse appropriate management level (AML) for the Cherry Creek Allotment portion of the Butte HMA at six (6) animals yearlong, or 72 AUMs.

Establish a wild horse appropriate management level (AML) for the remainder of the Cherry Creek HMA at zero (0) animals, to include the Cherry Creek, Goshute Basin, Indian Creek and McDermitt Creek Allotments.

RATIONALE:

Standards for grazing administration and allotment specific objectives are expected to be met at the appropriate levels of wild horses indicated above. Wild horse census data was reviewed in combination with utilization data, ecological condition data, climatic data, livestock actual use data, and other rangeland monitoring studies to arrive at a determination of the AML for each of the allotments and wild horse herd management areas listed above. Since interim management levels were established for wild horses in the Cherry Creek HMA in 1984, there have been only two censuses conducted in which any wild horses were observed in the HMA (1987 and 1989). All other censuses conducted since 1984 have resulted in zero wild horses observed over the entire HMA.

The Medicine Butte Allotment portion of the Cherry Creek Wild Horse HMA was established at zero wild horses in the final multiple-use decision dated February 3, 1992.

AUTHORITY: The authority for this decision is contained in Sec. 3(a) and (b) of the Wild-Free-Roaming Horse and Burro Act (P.L. 92-195) as amended and in Title 43 of the Code of Federal Regulations, which states in pertinent parts:

4700.0-6(a): "Wild horses and burros shall be managed as self-sustaining populations of healthy animals in balance with other uses and the productive capacity of their habitat."

4710.4: "Management of wild horses and burros shall be undertaken with the objective of limiting the animals' distribution to herd areas. Management shall be at the minimum level necessary to attain the objectives identified in approved land use plans and herd management area plans."

4720.1: "Upon examination of current information and a determination by the authorized officer that an excess of wild horses or burros exists, the authorized officer shall remove the excess animals immediately..."

APPEAL:

Within 30 days of receipt, you have the right of appeal to the Interior Board of Land Appeals (IBLA), Office of the Secretary, in accordance with the regulations in 43 CFR Part 4. If an appeal is taken, you must follow the procedures outlined in the enclosed form 1842-1, "Information on Taking Appeals to the Board of Land Appeals". Within 30 days after your appeal, you are required to provide a copy to the Regional Solicitors Office listed on Item 3 of said form. In addition, please provide this office with a copy of your Statement of Reasons at the following address: James M. Perkins, Assistant Field Manager - Renewable Resources, Ely Field Office, Bureau of Land Management, HC 33 Box 33500, Ely, Nevada 89301-9408. Copies of your Appeal and Statement of Reasons must also be served upon any parties adversely affected by this decision. The appellant has the burden of showing that the decision being appealed is in error.

In addition, within 30 days of receipt of this decision you have the right to file a petition for stay (suspension) of the decision together with your appeal, in accordance with the regulations of 43 CFR 4.21. The petition must be served upon parties specified above. The appellant has the burden of proof to demonstrate that a stay should be granted.

Should you wish to file a motion for stay, the appellant shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied.
- (2) The likelihood of the appellant's success on the merits.
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

As noted above the petition for stay must be filed in the office of the authorized officer.

Chris Meyer, acting

James M. Perkins,
Assistant Field Manager
Renewable Resources

Mailing List
 Cherry Creek/Indian Creek/Goshute Basin Allotments
 Proposed Multiple-Use Decision

	<u>Certified Mail Number</u>
Nevada Division of Wildlife - Ely, Nevada	(7001 1140 0000 8578 2602)
Nevada Dept. of Agriculture	(7001 1140 0000 8578 2619)
White Pine County Commissioner, Mr. David Provost	(7001 1140 0000 8578 2626)
Nevada Division of Wildlife - Elko, Nevada	(7001 1140 0000 8578 2633)
Mr. Lee Tilman	(7001 1140 0000 8578 2640)
Nevada State Clearinghouse, Wild Horse Commission	(7001 1140 0000 8578 2657)
Friends of Nevada Wilderness	(7001 1140 0000 8578 2664)
U.S. Fish & Wildlife Service	(7001 1140 0000 8578 2671)
Commission for the Preservation of Wild Horses	(7001 1140 0000 8578 2688)
National Mustang Association	(7001 1140 0000 8578 2695)
Duckwater Shoshone Tribe	(7001 1140 0000 8578 2701)
Te-Moak Tribe of Western Shoshone	(7001 1140 0000 8578 2718)
Goshute Tribal Council	(7001 1140 0000 8578 2725)
Mr. Paul Clifford	(7001 1140 0000 8578 2732)
Nevada Cattlemen's Association	(7001 1140 0000 8578 2749)
Resource Concepts, Inc.	(7001 1140 0000 8578 2756)
White Pine Conservation District	(7001 1140 0000 8578 2763)
American Horse Protection Association	(7001 1140 0000 8578 2770)
Animal Protection Institute of America	(7001 1140 0000 8578 2787)
Ms. Sharon Crook	(7001 1140 0000 8578 2794)
Colorado Wild Horse & Burro Coalition	(7001 1140 0000 8578 2800)
Int'l Society - Protection of Mustangs & Burros	(7001 1140 0000 8578 2817)
Dr. Donald A. Molde, M.D.	(7001 1140 0000 8578 2824)
Nevada Humane Society	(7001 1140 0000 8578 2831)
American Mustang & Burro Association	(7001 1140 0000 8578 2848)
Mr. Craig C. Downer	(7001 1140 0000 8578 2855)
Mr. Steven Fulstone	(7001 1140 0000 8578 2862)
Wild Horse Sanctuary	(7001 1140 0000 8578 2879)
Sierra Club, Ms. Tina Nappe	(7001 1140 0000 8578 2886)
Nevada Outdoor Recreation Association	(7001 1140 0000 8578 2893)
American Bashkir Curly Register	(7001 1140 0000 8578 2909)
Ms. Joneille Anderson	(7001 1140 0000 8578 2916)
The Fund for Animals, Inc.	(7001 1140 0000 8578 2923)
Nevada Farm Bureau Federation	(7001 1140 0000 8578 2930)
Save The Mustangs	(7001 1140 0000 8578 2947)

White Pine County Commissioners	(7001 1140 0000 8578 2954)
National Wild Horse Association	(7001 1140 0000 8578 2961)
Nevada Woolgrowers Association	(7001 1140 0000 8578 2978)
Rutgers School of Law - Newark Animal Rights	(7001 1140 0000 8578 2985)
Ms. Nan Sherwood	(7001 1140 0000 8578 2992)
The Humane Society of the United States	(7001 1140 0000 8578 3005)
Wild Horse Organized Assistance	(7001 1140 0000 8578 3012)
Ms. Claudia J. Richards	(7001 1140 0000 8578 3029)
Sierra Club, Ms. Rose Strickland	(7001 1140 0000 8578 3036)
Wild Horse Spirit	(7001 1140 0000 8578 3043)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,
AND
2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

1. NOTICE OF APPEAL Within 30 days file a *Notice of Appeal* in the office which issued this decision (see 43 CFR Secs. 4.411 and 4.413). You may state your reasons for appealing, if you desire.

2. WHERE TO FILE
NOTICE OF APPEAL Bureau of Land Management
Ely Field Office
702 North Industrial Way
HC 33 Box 33500
Ely, NV 89301

SOLICITOR
ALSO COPY TO Office of the Solicitor
Salt Lake City Field Office
6201 Federal Building
125 South State Street
Salt Lake City, UT 84138

3. STATEMENT OF REASONS . . . Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of the Secretary, Board of Land Appeals, 4015 Wilson Blvd., Arlington, Virginia 22203 (see 43 CFR Sec. 4.412 and 4.413). If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary.

SOLICITOR
ALSO COPY TO Office of the Solicitor
Salt Lake City Field Office
6201 Federal Building
125 South State Street
Salt Lake City, UT 84138

4. ADVERSE PARTIES Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the *Statement of Reasons*, and (c) any other documents filed (see 43 CFR Sec. 4.413). Service will be made upon the Associate Solicitor, Division of Energy and Resources, Washington, D.C. 20240, instead of the Field or Regional Solicitor when appeals are taken from decisions of the Director (WO-100).

5. PROOF OF SERVICE Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of the Secretary, Board of Land Appeals, 4015 Wilson Blvd., Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (see 43 CFR Sec. 4.401(c)(2)).

Unless these procedures are followed your appeal will be subject to dismissal (see 43 CFR Sec. 4.402). Be certain that all communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (see 43 CFR Sec. 4.401(a))

SUBPART 1821.2--OFFICE HOURS; TIME AND PLACE FOR FILING

Sec. 1821.2-1 *Office hours of State Offices.* (a) State Offices and the Washington Office of the Bureau of Land Management are open to the public for the filing of documents and inspection of records during the hours specified in this paragraph on Monday through Friday of each week, with the exception of those days where the office may be closed because of a national holiday or Presidential or other administrative order. The hours during which the State Offices and the Washington Office are open to the public for the filing of documents and inspection of records are from 10 a.m. to 4 p.m., standard time or daylight saving time, whichever is in effect at the city in which each office is located.

Sec. 1821.2-2(d) Any document required or permitted to be filed under the regulations of this chapter, which is received in the State Office or the Washington Office, either in the mail or by personal delivery when the office is not open to the public shall be deemed to be filed as of the day and hour the office next opens to the public.

(e) Any document required by law, regulation, or decision to be filed within a stated period, the last day of which falls on a day the State Office or the Washington Office is officially closed, shall be deemed to be timely filed if it is received in the appropriate office on the next day the office is open to the public.

* * * * *

APPENDIX I

NORTHEASTERN GREAT BASIN AREA RESOURCE ADVISORY COUNCIL STANDARDS AND GUIDELINES

STANDARDS:

STANDARD 1. UPLAND SITES:

Upland soils exhibit infiltration and permeability rates that are appropriate to soil type, climate, and land form.

As indicated by:

- > Indicators are canopy and ground cover, including litter, live vegetation and rock, appropriate to the potential of the site.

STANDARD 2. RIPARIAN AND WETLAND SITES:

Riparian and wetland areas exhibit a properly functioning condition and achieve state water quality criteria.

As indicated by:

- > Stream side riparian areas are functioning properly when adequate vegetation, large woody debris, or rock is present to dissipate stream energy associated with high water flows. Elements indicating properly functioning condition such as avoiding accelerating erosion, capturing sediment, and providing for groundwater recharge and release are determined by the following measurements as appropriate to the site characteristics:

Width/depth ratio; Channel roughness; Sinuosity of stream channel; Bank stability; Vegetative cover (amount, spacing, life form); and Other cover (large woody debris, rock).
- > Natural springs, seeps, and marsh areas are functioning properly when adequate vegetation is present to facilitate water retention, filtering, and release as indicated by plant species and cover appropriate to the site characteristics.
- > Chemical, physical, and biological water constituents are not exceeding the state water quality standards.

STANDARD 3. HABITAT:

Habitats exhibit a healthy, productive, and diverse population of native and/or desirable plant species, appropriate to the site characteristics, to provide suitable feed, water, cover and living space for animal species and maintain ecological processes. Habitat conditions meet the life cycle requirements of threatened and endangered species.

As indicated by:

- > Vegetation composition (relative abundance of species);
- > Vegetation structure (life forms, cover, height, or age class);
- > Vegetation distribution (patchiness, corridors);
- > Vegetation productivity; and Vegetation nutritional value.

STANDARD 4. CULTURAL RESOURCES:

Land use plans will recognize cultural resources within the context of multiple-use.

GUIDELINES:

1.1: Management practices will maintain or promote upland vegetation and other organisms and provide for infiltration and permeability rates, soil moisture storage, and soil stability appropriate to the ecological site within management units.

1.2: When grazing practices alone are not likely to restore areas of low infiltration or permeability, land management treatments should be designed and implemented where appropriate.

1.3: Management practices are adequate when significant progress is being made toward this standard.

GUIDELINES:

2.1: Management practices will maintain or promote sufficient vegetation cover, large woody debris, or rock to achieve proper functioning condition in riparian and wetland areas. Supporting the processes of energy dissipation, sediment capture, groundwater recharge, and stream bank stability will thus promote stream channel morphology (e.g., width/depth ratio, channel roughness, and sinuosity) appropriate to climate, landform, gradient, and erosional history.

2.2: Where grazing management practices are not likely to restore riparian and wetland sites, land management treatments should be designed and implemented where appropriate to the site.

2.3: Management practices are adequate when significant progress is being made toward this standard.

2.4: Grazing management practices will maintain, restore or enhance water quality and ensure the attainment of water quality that meets or exceeds state standards.

GUIDELINES:

3.1: Management practices will promote the conservation, restoration and maintenance of habitat for threatened and endangered species, and other special status species as may be appropriate.

3.2: Intensity, frequency, season of use and distribution of grazing should provide for growth and reproduction of those plant species needed to reach long-term land use plan objectives. Measurements of ecological condition and trend/utilization will be in accordance with techniques identified in the Nevada Rangeland Monitoring Handbook.

3.3: Grazing management practices should be planned and implemented to allow for integrated use by domestic livestock, wildlife, and wild horses consistent with land use plan objectives.

3.4: Where grazing practices alone are not likely to achieve habitat objectives, land treatments may be designed and implemented as appropriate.

3.5: When native plant species adapted to the site are available in sufficient quantities, and it is economically and biologically feasible to establish or increase them to meet management objectives, they will be emphasized over non-native species.

3.6: Management practices are adequate when significant progress is being made toward this standard.

GUIDELINES:

4.1: Rangeland management plans will consider listings of known sites that are National Historic Register eligible or considered to be of cultural significance and new eligible sites as they become known.

**APPENDIX II
ALLOTMENT SPECIFIC OBJECTIVES**

Cherry Creek Allotment - Long Term/Short Term Objectives - Livestock & Wild Horses

				PRESENT SITUATION		LONG TERM OBJECTIVES**			SHORT TERM OBJECTIVE			
Study No.	Key Area Location	Ecological Site No.	Key Species	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)*	Maintain or Improve	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)**	Allowable Use Level ***	Season of Use	Met or Not Met	Rationale
CC-001	T. 25N R. 63E Sec. 13 NESE	028BY011N V	ORHY PONE	01% 14%	52% MID SERAL	Improve	05% 20%	>52% MID SERAL	50% ORHY & PONE	Yearlong	Not Met	Measured utilization indicated AUL for ORHY exceeded in 1994, 1996, and 1997. PONE not exceeded.
CC-01	T. 22N R. 63E Sec. 1 SENW	028BY002N V	SPGR POJU	14% 32%	34% MID SERAL	Maintain	14% 30%	≥34% P.Grass >46 Forbs 0-15 Shrubs <8	50% SPGR POJU	Yearlong	Met	Measured utilization indicated 52% or less use on POJU in 1994, 1996, and 1997.
CC-02	T. 23N R. 63E Sec. 1	028BY098N V	CAREX POJU	02% 19%	33% MID SERAL	Maintain	05% 20%	≥33% P.Grass >40% Forbs 5-15 Shrubs 0-5	50% CAREX POJU	Yearlong	Met	Measured utilization indicated 52% or less use on POJU in 1994, 1996, and 1997.
CC-06	T. 24N R. 64E Sec. 19 NE	028BY002N V	CAREX POJU	17% 41%	22% MID SERAL	Maintain	15% 40%	≥22% P.Grass >58% Forbs 5-15 Shrubs 0-5	50% CAREX POJU	Yearlong	Met	Measured utilization indicates this key area has been used light or less in 1994, 1996, and 1997.
CC-07	T. 24N R. 64E Sec. 16 SW	028BY002N V	POJU MURI ELCI	49% 03% 19%	62% LATE SERAL	Maintain	45% 05% 20%	≥62% P.Grass >60% Forbs 0-10 Shrubs T-5	50% POJU MURI ELCI	Yearlong	Met	Measure utilization indicates this key area has been used light or less in 1994, 1996, and 1997.
CC-08	T. 24N R. 65E Sec. 6	028BY011N V	ORHY EULA	03% 22%	42% MID SERAL	Improve	05% 22%	>42% P.Grass >20% Forbs 5-10 Shrubs 25-45	50% ORHY EULA	Yearlong	Not Met	Measured utilization indicates AUL for ORHY exceeded in 1996 & 1997. AUL for EULA exceeded in 1996. Native forbs are missing

Cherry Creek Allotment - Long Term/Short Term Objectives - Livestock & Wild Horses

				PRESENT SITUATION		LONG TERM OBJECTIVES**			SHORT TERM OBJECTIVE			
Study No.	Key Area Location	Ecological Site No.	Key Species	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)*	Maintain or Improve	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)**	Allowable Use Level***	Season of Use	Met or Not Met	Rationale
CC-08b	T. 25N R. 65E Sec. 32 W 1/2	028BY011N V	ORHY EULA	01% 15%	25% MID SERAL	Improve	05% 15%	>25% P.Grass >10% Forbs 5-10 Shrubs 15-45	50% ORHY EULA	Yearlong	Not Met	Measured utilization indicates AUL for ORHY exceeded in 1996 & 1997. AUL for EULA exceeded in 1996.
CC-09	T. 24N R. 64E Sec. 9 NE	028BY002N V	POJU MURI ELTR	23% 02% 06%	34% MID SERAL	Maintain	20% 05% 06%	≥34% P.Grass > 30% Forbs 2-10 Shrubs T-5	50% POJU MURI ELTR	Yearlong	Met	Measured utilization indicates this key area has been used light or less in 1994, 1996, and 1997.
CC-10	T. 26N R. 64E Sec. 27	028BY002N V	CAREX MURI POJU SPAI	37% 15% 05% 03%	38% MID SERAL	Improve	40% 15% 10% 05%	>38% P.Grass > 34% Forbs 5-15 Shrubs 2-8	50% CAREX MURI POJU SPAI	Yearlong	Not Met	Measured utilization indicates AUL for POJU and SPAI exceeded in 1996 & 1997.
CC-11	T. 25N R. 64E Sec. 6 SESW	028BY075N V	ORHY ATCO	00% 22%	32% MID SERAL	Improve	05% 30%	>32% P.Grass > 10% Forbs T-5 Shrubs 30-45	50% ORHY	Yearlong	Not Met	Measured utilization indicates AUL for ORHY exceeded in 1994 & 1997.
CC-16	T. 24N R. 63E Sec. 21 SW	028BY011N V	ORHY STCO ARNO	09% 00% 22%	45% MID SERAL	Maintain	10% 02% 25%	≥45% P.Grass >17% Forbs 5-10 Shrubs 25-45	50% ORHY STCO	Yearlong	Met	Measured utilization indicates generally moderate use or less for ORHY and STCO in 1994, 1996, & 1997.
CC-16b	T. 24N R. 63E Sec. 21	028BY075N V	ORHY ATCO	02% 14%	36% MID SERAL	Improve	05% 30%	>36% P.Grass >10% Forbs T-5 Shrubs 25-45	50% ORHY	Yearlong	Met	Measured utilization indicates generally moderate use or less for ORHY in 1994, 1996, & 1997.

Cherry Creek Allotment - Long Term/Short Term Objectives - Livestock & Wild Horses

				PRESENT SITUATION		LONG TERM OBJECTIVES**			SHORT TERM OBJECTIVE			
Study No.	Key Area Location	Ecological Site No.	Key Species	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)*	Maintain or Improve	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)**	Allowable Use Level***	Season of Use	Met or Not Met	Rationale
CC-17	T. 22N R. 63E Sec. 12	028BY002NV	CAREX MUAS POJU ELTR	14% 30%	31% LATE SERAL	Maintain	15% 30%	≥31% P. Grass >25% Forbs 5-15% Shrubs 2-8%	50% CAREX MUAS	Yearlong	Met	Measured utilization indicates moderate or less use of POJU & ELTR in 1994, 1996, & 1997.
GS-01	T. 25N R. 64E Sec. 8 SWSW	N/A Crested Wheat Seeding	AGCR	77%	N/A	Maintain	≥77%	N/A	50% 60% 65%	Spring Yearlong Fall	Met	Measured utilization indicates cattle use well within allowable use levels during the evaluation years.
NES-1	T. 23N R. 62E Sec. 15 SW	N/A Crested Wheat Seeding	AGCR	82%	N/A	Maintain	≥82%	N/A	50% 60% 65%	Spring Yearlong Fall	Met	Measured utilization indicates generally moderate or less use. Small area severe use each year. Less than desired cattle distribution.
SES-1	T. 23N R. 62E Sec 34 NESW	N/A Crested Wheat Seeding	AGCR	90%	N/A	Maintain	≥90%	N/A	50% 60% 65%	Spring Yearlong Fall	Met	Prescribed burn on seeding in fall of 1996. Very minor cattle utilization during evaluation years.

Footnotes to Above Table - Long Term/Short Term Objectives are as follows:

* Percent of PNC (Potential Natural Community) is based on 0-25 (early seral), 26-50 (mid seral), 51-75 (late seral), and 76-100 (PNC). Seral Stage is based on plant community composition, diversity, production, and other factors. For example, a range site with a 25% composition rating might be rated overall mid seral based upon good diversity and production. Ecological sites listed above can be referred to from the U.S. Soil Conservation Service Ecological Site Descriptions.

** This is the percent composition and seral stage that would have the desired vegetative characteristics to optimize production, quantity, quality and variety to provide the greatest forage value for all users.

*** Allowable use levels for utilization are the short term objectives established to meet the long term composition objectives.

Cherry Creek Allotment - Long Term/Short Term Objectives - Wildlife

				Present Situation	Long Term Objective		Short Term Objective			
Study No.	Key Area Location	Seasonal Use Area	Key Species	Habitat Condition Rating	Maintain or Improve	Habitat Condition Rating	Allowable Use Level	Season of Use	Met or Not Met	Rationale
CC-1 *	T.23N.,R.64E., Sec. 33 NESE	Yearlong	ORHY ARSP	Good-1987 Fair-1991	Maintain	Good to Better	45%	Yearlong	Met	Downward trend, loss of perennial grass and forb frequency (drought), allowable use levels not exceeded
CC-2*	T.23N., R.63E. Sec. 8 center	Yearlong	ORHY ATCO	Established in 1995-Fair. Reread 1998-Fair	Improve	Good to Better	45%	Yearlong	Met	Downward trend, loss of perennial grass and forb frequency (drought), allowable use levels not exceeded
CC-3*	T.24N., R.63E. Sec. 10 NESW	Yearlong	ORHY ARTRW	Established in 1995-Fair	Improve	Good to better	45%	Yearlong	Met	Allowable use levels not exceeded
CC-4**	T.25N., R.63E. Sec. 12 SENW	Yearlong	ORHY ARNO	Established 1979- Good, 1986- Good, 1990- Good, 1994- Good	Maintain	Good to Better	45%	Yearlong	Met	Allowable use levels not exceeded

* Antelope frequency study

** Antelope and mule deer frequency study

Cherry Creek Allotment - Long Term/Short Term Objectives - Riparian

STUDY AREA DESCRIPTION			FUNCTIONING CONDITION ASSESSMENT (PRESENT SITUATION)	LONG TERM OBJECTIVES	SHORT TERM OBJECTIVES			
Type	Location	Key Species			Allowable Use Level	Season of Use	Met or Not Met	Rationale
Lentic No. 635*	North Slough	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Trend Not Apparent to Down	Achieve Proper Functioning Condition (PFC)	50%	Yearlong	Not Met	Heavy utilization, severe hummocking, and loss of riparian species noted. Wetland zone is shrinking. Disturbance due to hoof action present.
Lentic No. 637	North Slough	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve Proper Functioning Condition	50%	Yearlong	Not Met	Wetland zone is shrinking, disturbance due to hoof action present. Hummocking, heavy cattle use, and poor vigor of riparian species noted.
Lentic No. 638	North Slough	Combined Riparian Grasses & Grass Like Spp.	Proper Functioning Condition	Maintain PFC	50%	Yearlong	Met	
Lentic No. 639	North Slough	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Wetland zone shrinking & riparian species declining. Heavy utilization & overall condition of site is poor. Hummocks present.
Lentic No. 640	North Slough	Combined Riparian Grasses & Grass Like Spp.	Non-functional Downward Trend	None - Riparian habitat has been lost				Wetland zone shrinking, hoof action noted, overall condition is poor. The area is dry and the riparian habitat has been lost
Lentic No. 644	Goshute Seeding	Carex, Poa, Juncus	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Water degraded & stagnated. Heavy trampling. Severe hummocking. Current year utilization 30%. Area degrades away from the source.
Lentic No. 645	Goshute Seeding	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Hummocking around source. Bare bank at source due to trampling & overgrazing. Mustard & poverty weed present. Overall condition of site good.
Lentic No. 646	Goshute Seeding	Combined Riparian Grasses & Grass Like Spp.	Proper Functioning Condition	Maintain PFC	50%	Yearlong	Met	

* Lentic riparian areas are areas of standing water. In the Cherry Creek Allotment lentic areas are generally spring/seep areas.

Cherry Creek Allotment - Long Term/Short Term Objectives - Riparian

STUDY AREA DESCRIPTION			FUNCTIONING CONDITION ASSESSMENT (PRESENT SITUATION)	LONG TERM OBJECTIVES	SHORT TERM OBJECTIVES			
Type	Location	Key Species			Allowable Use Level	Season of Use	Met or Not Met	Rationale
Lentic No. 647	Goshute Seeding	Combined Riparian Grasses & Grass Like Spp.	Proper Functioning Condition (PFC)	Maintain PFC	50%	Yearlong	Met	
Lentic No. 648	Goshute Seeding	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Water quality not sufficient to support riparian plants. Flow patterns altered by disturbance. Severe hummocking present. Overall condition poor.
Lentic No. 649	Goshute Seeding	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Hummocking present and shoreline exhibits hoof action.
Lentic No. 650R	Goshute Seeding	Combined Riparian Grasses & Grass Like Spp.	PFC	Maintain PFC	50%	Yearlong	Met	
Lentic No. 651	East of Drift Fence	Combined Riparian Grasses & Grass Like Spp.	PFC	Maintain PFC	50%	Yearlong	Met	
Lentic No. 652R	East of Drift Fence	Combined Riparian Grasses & Grass Like Spp.	PFC	Maintain PFC	50%	Yearlong	Met	
Lentic No. 652-1R	East of Drift Fence	Combined Riparian Grasses & Grass Like Spp.	PFC	Maintain PFC	50%	Yearlong	Met	
Lentic No. 653	East of Drift Fence	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Hummocks are present & there is no visible flow. Site failing to retain water & salt leaching to surface.

Cherry Creek Allotment - Long Term/Short Term Objectives - Riparian

STUDY AREA DESCRIPTION			FUNCTIONING CONDITION ASSESSMENT (PRESENT SITUATION)	LONG TERM OBJECTIVES	SHORT TERM OBJECTIVES			
Type	Location	Key Species			Allowable Use Level	Season of Use	Met or Not Met	Rationale
Lentic No. 654	East of Drift Fence	Combined Riparian Grasses & Grass Like Spp.	Non-functional	None - Riparian habitat has been lost				Riparian area has declined significantly. Seep has dried up & remaining riparian veg has receded drastically
Lentic No. 671	East of Drift Fence	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve Proper Functioning Condition (PFC)	50%	Yearlong	Not Met	One half of site lost to hummocking. Site severely trampled.
Lentic No. 672	East of Drift Fence	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	About 1/3 of riparian site lost due to hummocking and/or less flow from the source. Sediment being deposited on the spring source from upland erosion.
Lentic No. 711R	Carry Canyon	Riparian Grasses Riparian Shrubs & Trees	PFC Trend Not Apparent	Maintain PFC	50%	Yearlong	Met	This is an enclosed spring source of about 50 ft. X 50 ft.
Lentic 678, 679, 680	Carry Canyon	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Trend Not Apparent	Achieve PFC	50%	Yearlong	Not Met	Hoof action and hydrologic heaving noted.
Lentic No. 682	Carry Canyon	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Invasion of upland species evident. Trampling and hoof action noted
Lentic No. 685	Carry Canyon	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Trend not Apparent	Achieve PFC	50%	Yearlong	Not Met	Road erosion & hoof action noted. Seep subject to routing by passing vehicles. Some evidence of livestock use.
Lentic No. 686	Lime Kiln Spring	Riparian Grasses Riparian Shrubs & Trees	PFC	Maintain PFC	50%	Yearlong	Met	

Cherry Creek Allotment - Long Term/Short Term Objectives - Riparian

STUDY AREA DESCRIPTION			FUNCTIONING CONDITION ASSESSMENT (PRESENT SITUATION)	LONG TERM OBJECTIVES	SHORT TERM OBJECTIVES			
Type	Location	Key Species			Allowable Use Level	Season of Use	Met or Not Met	Rationale
Lentic No. 687	Log Canyon	Riparian Grasses Riparian Shrubs & Trees	Proper Functioning Condition (PFC)	Maintain PFC	50%	Yearlong	Met	
Lentic No. 669	Halloway Spring	Riparian Grasses Riparian Shrubs & Trees	PFC	Maintain PFC	50%	Yearlong	Met	
Lentic No. 712	North Slough	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Trend Not Apparent	Achieve PFC	50%	Yearlong	Not Met	Hummocking & severe trampling present at south spring head. Banks sloughing. Can not sustain additional grazing pressure.
Lentic No. 713	North Slough	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Trend Not Apparent	Achieve PFC	50%	Yearlong	Not Met	Spring head shrinking. Banks trampled by cattle. Bare banks present. Hummocks present.
Lentic No. 714	North Slough	Combined Riparian Grasses & Grass Like Spp.	PFC	Maintain PFC	50%	Yearlong	Met	
Lentic No. 715	North Slough	Combined Riparian Grasses & Grass Like Spp.	PFC	Maintain PFC	50%	Yearlong	Met	
Lentic No. 716A	North Slough	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Trend Not Apparent	Achieve PFC	50%	Yearlong	Not Met	Severe hummocking present. Riparian vegetation going out. Current year's utilization about 60%. Abundance of thistle present.
Lentic No. 716B	North Slough	Combined Riparian Grasses & Grass Like Spp.	Functional at Risk Downward Trend	Achieve PFC	50%	Yearlong	Not Met	Very extreme trampling present and hummocking. Riparian zone almost gone. Spring will be lost if correction not taken.

ALLOTMENT SPECIFIC OBJECTIVES - GOSHUTE BASIN ALLOTMENT

Goshute Basin Allotment - Long Term/Short Term Objectives - Livestock

				PRESENT SITUATION		LONG TERM OBJECTIVES**			SHORT TERM OBJECTIVE			
Study No.	Key Area Location	Ecological Site No.	Key Species	Key Sp. % Comp. By Weight	Seral Stage (% of PNC)*	Maintain or Improve	Key Sp. % Comp. By Weight	Seral Stage (% of PNC)**	Allowable Use Level***	Season of Use	Met or Not Met	Rationale
GB-01	T. 25N R. 63E Sec. 9 SE	028BY037N V	ARAR8 AGSP STIPA POA	38% 12% 11% 32%	72% LATE SERAL	Maintain	38% 12% 11% 30%	≥72% P. Grass >36% Forbs 5-15% Shrubs 25-40%	50% ARAR8 AGSP STIPA POA	Summer/ Fall	Met	Measured utilization indicates light or less use of ARAR, AGSP & POA in 1998..
GB-02	T. 26N R. 63E Sec. 26 SESW	028BY037N V	ARAR8 AGSP POCA	46% 06% 17%	59% MID SERAL*** *	Maintain	46% 06% 17%	≥59% P. Grass >17% Forbs 5-15% Shrubs 25-35%	50% ARAR8 AGSP POCA	Summer/ Fall	Met	Measured utilization indicates moderate use of AGSP, slight use of POCA, light or less of ARAR in 1998.
GB-03	T. 25N R. 63E Sec. 4 NE	028BY029N V	SYMPH POCA AGTR	04% 30% 09%	64% LATE SERAL	Maintain	05% 30% 10%	≥64% P. Grass >32% Forbs 5-15% Shrubs 20-40%	50% SYMPH POCA AGTR	Summer/ Fall	Met	Measured utilization indicates moderate use of combined perennial grasses in 1998.

Footnotes to Appendix V - Long Term/Short Term Objectives are as follows:

* Percent of PNC (Potential Natural Community) is based on 0-25 (early seral), 26-50 (mid seral), 51-75 (late seral), and 76-100 (PNC). Seral Stage is based on plant community composition, diversity, production, and other factors. Ecological sites listed above can be referred to from the U.S. Soil Conservation Service Ecological Site Descriptions.

** This is the percent composition and seral stage that would have the desired vegetative characteristics to optimize production, quantity, quality and variety to provide the greatest forage value for all users.

*** Allowable use levels for utilization are the short term objectives established to meet the long term composition objectives.

**** Plant community production was recorded at 49% of normal.

Goshute Basin Allotment - Long Term/Short Term Objectives - Wildlife

				Present Situation	Long Term Objective		Short Term Objective			
Study No.	Key Area Location	Seasonal Use Area	Key Species	Habitat Condition Rating	Maintain or Improve	Habitat Condition Rating	Allowable Use Level	Season of Use	Met or Not Met	Rationale
GB #1*	T. 25N., R.63 Sec. 08 NESW	Su\Fall	Symph AgSp	1979-Fair, 1986 Fair, 1990-Good 1994-Good	Maintain	Good to better	45%	Su\Fall	Met	Allowable use levels exceeded until 1988, then met since
GB#2*	T.25N., R63E. Sec. 04 NESW	Su\Fall	ArNo OrHy	1985-Fair, 1990- Good, 1994- Good	Maintain	Good to Better	45%	Su\Fall	Met	Allowable use levels not exceeded

* Mule deer permanent frequency study.

Goshute Basin Allotment - Long Term/Short Term Objectives - Riparian

STUDY AREA DESCRIPTION			FUNCTIONING CONDITION ASSESSMENT (PRESENT SITUATION)	LONG TERM OBJECTIVES	SHORT TERM OBJECTIVES			
Type	Location	Key Species			Allowable Use Level	Season of Use	Met or Not Met	Rationale
Lentic No. 681R	T. 25N R. 63E Sec. 8 NENE	Riparian Grasses & Grass Like Spp.	Functional at Risk Trend Not Apparent	Achieve Proper Functioning Condition	50%	Summer/ Fall	Not Met	Riparian area will worsen with continued heavy impacts from livestock
Lentic No. 677	T. 25N R. 63E Sec. 4 SWNW	Riparian Grasses & Grass Like Spp. Riparian Shrubs & Trees	Proper Functioning Condition (PFC)	Maintain PFC	Enclosed Spring	Summer/ Fall	Met	This is an enclosed spring. Flow estimated at 1-2 gpm on 8/2/1995. Diverse vegetation inside enclosure.
Lotic No. 675 & 676	Middle Goshute Creek T. 25N R. 63E Sec. 4 NW	Riparian Grasses & Grass Like Spp. Riparian Shrubs & Trees	FAR Trend Not Apparent	Achieve PFC	50%	Summer/ Fall	Not Met	This is the unenclosed portion of Goshute Creek. Water flow estimated at 20 gpm or greater on 8/1/1995.
Lentic No. 675	T. 25N R. 63E Sec. 4 NWNW	Riparian Grasses & Grass Like Spp. Riparian Shrubs & Trees	PFC	Maintain PFC	Enclosed Spring	Summer/ Fall	Met	This is an enclosed spring still subject to erosion during high runoff events.
Lentic No. 676	T. 25N R. 63E Sec. 4 SWNW	Riparian Grasses & Grass Like Spp. Riparian Shrubs & Trees	PFC	Maintain PFC	Enclosed Spring	Summer/ Fall	Met	This is an enclosed spring, still subject to erosion where spring riparian vegetation borders the middle Goshute fork. Water flow estimated at 15 gpm or greater on 8/2/1995.
Lentic No. 684	T. 25N R. 63E Sec. 4 NENW	Riparian Grasses & Grass Like Spp. Riparian Shrubs & Trees	PFC	Maintain PFC	Enclosed Spring	Summer/ Fall	Met	This is an enclosed spring. Past hoof action noted in the enclosure. Water flow estimated at 1-2 gpm on 8/2/1995.
Lotic No. 691 & 693	Headwaters Goshute Creek T. 26N R. 63E Sec. 34 NWSW	Riparian Grasses & Grass Like Spp. Riparian Shrubs & Trees	FAR Upward Trend	Achieve PFC	50%	Summer/ Fall	Not Met	Vegetative cover capable of protecting streambanks & dissipating energy during high flows varied along stream length. Potential for "blow out." Water flow estimated at 5 gpm or greater on 8/1/95.

Goshute Basin Allotment - Long Term/Short Term Objectives - Riparian

STUDY AREA DESCRIPTION			FUNCTIONING CONDITION ASSESSMENT (PRESENT SITUATION)	LONG TERM OBJECTIVES	SHORT TERM OBJECTIVES			
Type	Location	Key Species			Allowable Use Level	Season of Use	Met or Not Met	Rationale
Lentic No. 692	T. 26N R. 63E Sec. 34 NENW	Riparian Grasses & Grass Like Spp.	PFC	Maintain PFC	50%	Summer/Fall	Met	Area in very good condition with varied riparian species present. Some hoof action and hummocking noted.
Lentic No. 694	T. 26N R. 63E Sec. 35 SWNW	Riparian Grasses & Grass Like Spp.	FAR Downward Trend	Achieve PFC	50%	Summer/Fall	Not Met	Considerable trampling present all the way down the wash to the larger channel.
Lentic No. 695	T. 26N R. 63E Sec. 35 NWNE	Riparian Grasses & Grass Like Spp.	FAR Downward Trend	Achieve PFC	50%	Summer/Fall	Not Met	Very steep area. Severe trampling noted throughout the meadow.
Lentic No. 696	T. 26N R. 63E Sec. 35 NWNW	Riparian Grasses & Grass Like Spp.	Non-functional Downward Trend	None	50%	Summer/Fall	Not Met	Heavy early season grazing & trampling have contributed to sloughed banks, compacted soils, and shrinking meadows.
Lentic No. 697	T. 26N R. 63E Sec. 35 NWNW	Riparian Grasses & Grass Like Spp.	FAR Downward Trend	Achieve PFC	50%	Summer/Fall	Not Met	Moderately heavy grazing has contributed to potential washout of upper meadow & degradation of lower spring vegetation.

ALLOTMENT SPECIFIC OBJECTIVES - INDIAN CREEK ALLOTMENT

Indian Creek Allotment - Long Term/Short Term Objectives - Livestock

				PRESENT SITUATION		LONG TERM OBJECTIVES**			SHORT TERM OBJECTIVE			
Study No.	Key Area Location	Ecological Site No.	Key Species	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)*	Maintain or Improve	Key Spp. % Comp. By Weight	Seral Stage (% of PNC)**	Allowable Use Level***	Season of Use	Met or Not Met	Rationale
IC-01	T. 26N R. 63E Sec. 25 NWSW	028BY095N V	PONE3 MURI CAREX	15% 10% 08%	43% MID SERAL	Improve	20% 15% 15%	>50% P. Grass >50% Forbs 10-20% Shrubs 2-8%	50% PONE3 MURI CAREX	Summer	Not Met	Measured utilization indicates AUL for combined species exceeded during all 4 years of utilization studies.
IC-02	T. 26N R. 63E Sec. 26 SE	028BY087N V	AGSP POCA AGDA SYMPH	20% 09% 01%	50% MID SERAL	Improve	25% 15% 05%	>55% P. Grass >45% Forbs 5-15% Shrubs 20-30	50% AGSP POCA AGDA	Summer	Not Met	Measured utilization indicates AUL for bluebunch wheatgrass exceeded some years of studies.
IC - 03	T. 26N R. 63E Sec. 25 SWNE	028BY087N V ****	POCA MUHLE SYMPH	05% 05%	40% MID SERAL	Improve	10% 10%	>40% P. Grass >20% Forbs 5-15% Shrubs 20-30	50% POCA MUHLE	Summer	Not Met	Measured utilization indicates AUL for combined species exceeded all 4 years of studies. 18% of 087 site currently is BRTE.

Footnotes to Appendix V - Long Term/Short Term Objectives are as follows:

* Percent of PNC (Potential Natural Community) is based on 0-25 (early seral), 26-50 (mid seral), 51-75 (late seral), and 76-100 (PNC). Seral Stage is based on plant community composition, diversity, production, and other factors. Ecological sites listed above can be referred to from the U.S. Soil Conservation Service Ecological Site Descriptions.

** This is the percent composition and seral stage that would have the desired vegetative characteristics to optimize production, quantity, quality and variety to provide the greatest forage value for all users.

*** Allowable use levels for utilization are the short term objectives established to meet the long term composition objectives.

**** It was impractical to read condition at the main key area (028BY095NV) because the dry meadow was used heavy or severe. Ecological condition was read immediately next to the key area in big sagebrush range.

Indian Creek Allotment - Long Term/Short Term Objectives - Wildlife

				Present Situation	Long Term Objective		Short Term Objective			
Study No.	Key Area Location	Seasonal Use Area	Key Species	Habitat Condition Rating	Maintain or Improve	Habitat Condition Rating	Allowable Use Level	Season of Use	Met or Not Met	Rationale
IC#1	T.26N., R.64E. Sec. 20 NWNE	M. Deer - Spr. P. Antelope - YL	ArNo OrHy	1984-Good 1988- Good, 1992- Good	Maintain	Good to Better	45%	M. deer-Spr P. Antelope- YL	Met	Allowable use levels have not been exceeded

* Pronghorn antelope yearlong, mule deer spring, future elk permanent frequency study

Indian Creek Allotment - Long Term/Short Term Objectives - Riparian*

STUDY AREA DESCRIPTION			FUNCTIONING CONDITION ASSESSMENT (PRESENT SITUATION)	LONG TERM OBJECTIVES	SHORT TERM OBJECTIVES			
Type	Location	Key Species			Allowable Use Level	Season of Use	Met or Not Met	Rationale
Lotic Indian Creek	T. 26N R. 64E Sec 21 SWNW	Riparian Gasses & Grass Like Spp. Riparian Shrubs & Trees	Functional at Risk Slight upward trend	Achieve Proper Functioning Condition	50%	Summer	Not Met	Survey remarks indicate livestock use of aspen & chokecherry. NWRI study recommended protection for the lotic area
Lentic Dry Canyon Spring	T. 26N R. 63E Sec. 24 NENE	Riparian Gasses & Grass Like Spp. Riparian Shrubs & Trees	Functional at Risk trend not apparent	Achieve Proper Functioning Condition	50%	Summer	Not Met	Survey remarks indicate livestock & some wildlife trampling in spring. Cattle trails & grazing along stream bed have reduced it to bare soil. Likely to erode.

* Proper functioning condition assessments are planned for several spring/seep areas at the higher elevations of the Indian Creek Allotment during the 1999 grazing year.

**APPENDIX III
LIVESTOCK GRAZING AGREEMENTS
CHERRY CREEK ALLOTMENT**

**LIVESTOCK GRAZING AGREEMENT
CHERRY CREEK ALLOTMENT
STERLING WINES**

The purpose of this agreement is to change livestock grazing use on the Cherry Creek Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use objectives and Northeastern Great Basin Area Standards for grazing administration specifically related to the authorized use on the Cherry Creek Allotment. The allotment specific objectives from the evaluation are included in Appendix 1 to this agreement. Changes are being made to improve the health of upland vegetation communities, stabilize and improve riparian/spring/seep areas, to progress toward achievement of proper functioning condition, and to improve the overall grazing management of the entire allotment.

This agreement is associated with the Final Cherry Creek Allotment Evaluation issued August 17, 2000. That evaluation indicated that the allotment was not meeting the standards for grazing administration for 1) Riparian and wetland areas (lentic, or spring/seep areas) and 2) Upland Habitat. This agreement is based upon the technical recommendations brought forth in the evaluation. This agreement will be used as a basis for issuance of a new term grazing permit to Sterling Wines.

The total stocking level on the native range of the Cherry Creek Allotment will be adjusted to 3,800 AUMs for a period of ten years beginning March 1, 2001. The remainder of the permitted use (1,569 AUMs) will be placed in voluntary non-use. Permitted use will be adjusted proportionately for each permittee based on permitted use levels prior to this agreement. The period of use will be changed from year-long to May 1 to February 28.

Terms and Conditions of Authorized Use

Sterling Wines agrees to place 145 AUMs of his current permitted use of 497 AUMs on the Cherry Creek Allotment native range into voluntary non-use for conservation purposes for a period of ten years beginning March 1, 2001. The Cherry Creek Allotment livestock grazing privileges of 145 AUMs will remain on the term grazing permit in voluntary non - use. Permitted use on the South Egan Seeding will be increased by 100 AUMs for Sterling Wines. Total permitted use on the seeding will be increased by 300 AUMs (100 AUMs allocated each authorized permittee). Therefore, the total permitted use for the South Egan Seeding is 634 AUMs.

In accordance with 43 CFR 4130.3-1, livestock grazing use on the Cherry Creek Allotment will be authorized as follows. These terms and conditions will be included in the term grazing permit for Sterling Wines or any lessee during the ten year period.

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>Pasture</u>
Sterling Wines	45	04/01 - 02/28	497	Native

12	05/01 - 06/30	24	South Egan Seeding
5	10/15 - 02/28	23	South Egan Seeding

Total permitted use..... 544

To:

Permittee	Number of Cattle	Season of Use	AUMs in Voluntary		
			Permitted AUMs	Non-Use	Pasture
Sterling Wines	35*	05/01 - 02/28**	352	145	Native
	29*	05/01 - 07/15			South Egan Seeding
	12*	09/01 - 02/28			South Egan Seeding

Total permitted use..... 499

* Livestock numbers are flexible as long as permitted use is not exceeded during the authorized season of use.

** The total number of AUMs licensed can not exceed 10% of total permitted use on native range between May 1 to May 15. Therefore, a maximum of 35 AUMs can be used between May 1 to May 15 on native range.

The undersigned also agrees to the following additional terms and conditions, which will be included in the new term grazing permit.

1. Total permitted use in the South Egan Seeding is 634 AUMs allocated to all three permittees. A rotation grazing system has been established on the South Egan Seeding. Grazing is authorized in the spring during odd numbered years. The season of use in the spring is May 1 to July 15. Grazing is authorized in the fall every year. Season of use in the fall is from September 1 to February 28. Water hauling is required in the seeding to achieve proper livestock distribution.
2. The Cherry Creek Allotment is a common use allotment. The permittees have utilized historical grazing areas. However, the native range portion of the allotment has no specific designated use areas reserved for any individual permitted operator on the Cherry Creek Allotment. Therefore, the entire native range portion of the allotment is open to all permittees authorized on the Cherry Creek Allotment.
3. When rangeland monitoring studies indicate sufficient additional forage is available and objectives are being met, temporary non-renewable (TNR) grazing will be issued. TNR grazing authorization issued in the South Egan Seeding will be initially offered to the three permittees with adjudicated AUMs in the seeding. If any or all three of these permittees are unable to make TNR use, the other Cherry Creek Allotment permittees will be encouraged to make application for TNR use in the South Egan Seeding.

4. No livestock grazing will be authorized within the Goshute Creek Exclosures, in order to protect riparian vegetation and the habitat of the BLM Nevada sensitive species Bonneville cutthroat trout.

5. As in reference to the Northeastern Great Basin Area, management practices are adequate when significant progress is being made toward the standards. When management practices are not adequate, and may result in inadequate livestock distribution, water hauling or other changes in management practices will be required. Water hauling will be determined by the authorized officer in cooperation with the livestock permittees on an annual basis.

Terms and conditions 6 through 9 apply to all permitted users in the Cherry Creek Allotment. Water hauling maybe required to the following locations:

6. The sagebrush plant communities on the east facing benches of the Cherry Creek Range generally west of the Salvi Ranch.

7. Slough Well No. 3 (about 4 miles north of Cherry Creek, Nevada) will be repaired and pumped and troughs filled to distribute cattle use. Water hauling to the area is required if the well will not work.

8. The northeast portion of the allotment.

9. The Woodcamp Pasture east of Highway 93.

Additional Stipulations Common to all Grazing Allotments

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

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.

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.

"Livestock numbers identified in the Term Grazing Permit are a function of seasons of use and permitted use. 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."

"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."

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.

Monitoring Program

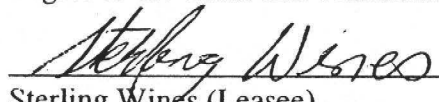
During the period of this agreement, the BLM will monitor the Cherry Creek Allotment for resource conditions. Mr. Wines is encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

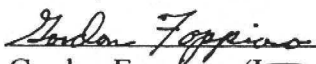
Grazing use and stocking levels will be evaluated both during the ten year period of the agreement and in the year 2010. The evaluation will determine consistency with and achievement of the standards for grazing administration and the allotment specific objectives. Based upon the findings of the evaluation conducted during 2010, a new term grazing permit will be issued. The permit will be issued through an agreement or decision, or in accordance with the regulations at that time.

SIGNATURES

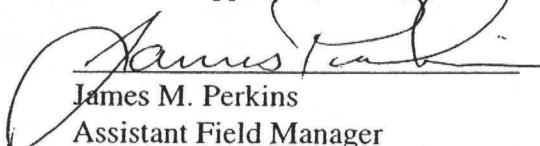
I agree to the terms and conditions of this agreement.


Sterling Wines (Leasee)

2-16-01
Date


Gordon Foppiano (Lessor)

Date


James M. Perkins
Assistant Field Manager
Renewable Resources

2/20/01
Date

**LIVESTOCK GRAZING AGREEMENT
CHERRY CREEK ALLOTMENT
TURNER AND IRLBECK RANCH**

The purpose of this agreement is to change livestock grazing use on the Cherry Creek Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use objectives and Northeastern Great Basin Area Standards for grazing administration specifically related to the authorized use on the Cherry Creek Allotment. The allotment specific objectives from the evaluation are included in Appendix 1 to this agreement. Changes are being made to improve the health of upland vegetation communities, stabilize and improve riparian/spring/seep areas, to progress toward achievement of proper functioning condition, and to improve the overall grazing management of the entire allotment.

This agreement is associated with the Final Cherry Creek Allotment Evaluation issued August 17, 2000. That evaluation indicated that the allotment was not meeting the standards for grazing administration for 1) Riparian and wetland areas (lentic, or spring/seep areas) and 2) Upland Habitat. This agreement is based upon the technical recommendations brought forth in the evaluation. This agreement will be used as a basis for issuance of a new term grazing permit to Turner and Irlbeck Ranch.

The total stocking level on the native range of the Cherry Creek Allotment will be adjusted to 3,800 AUMs for a period of ten years beginning March 1, 2001. The remainder of the permitted use (1,569 AUMs) will be placed in voluntary non-use. Permitted use will be adjusted proportionately for each permittee based on permitted use levels prior to this agreement. The period of use will be changed from year-long to May 1 to February 28.

Terms and Conditions of Authorized Use

Turner and Irlbeck Ranch agrees to place 423 AUMs of their current permitted use of 1,450 AUMs on the Cherry Creek Allotment native range into voluntary non-use for conservation purposes for a period of ten years beginning March 1, 2001. The Cherry Creek Allotment livestock grazing privileges of 423 AUMs will remain on the term grazing permit in voluntary non - use.

In accordance with 43 CFR 4130.3-1, livestock grazing use on the Cherry Creek Allotment will be authorized as follows. These terms and conditions will be included in the term grazing permit for Turner and Irlbeck Ranch.

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>Pasture</u>
Turner/Irlbeck	131	04/01 - 02/28	1,450	Native
	15	05/01 - 02/28	150	Goshute Seeding

Total permitted use.....1,600

To:

Permittee	Number of Cattle	Season of Use	Permitted AUMs	AUMs in Voluntary	
				Non-Use	Pasture
Turner/Irlbeck	102*	05/01 - 02/28 **	1,027	423	Native
	9*	05/01 - 02/28	93		Goshute Sdng. West
	18*	05/01 - 06/15	28		Goshute Sdng. East
	5*	09/01 - 02/28	29		Goshute Sdng. East

Total permitted use.....1,177

* Livestock numbers are flexible as long as permitted use is not exceeded during the authorized season of use.

** The total number of AUMs licensed can not exceed 10% of total permitted use on native range between May 1 to May 15. Therefore, a maximum of 103 AUMs can be used between May 1 to May 15 on native range.

The undersigned also agrees to the following additional terms and conditions, which will be included in the new term grazing permit.

1. The total permitted use on the Goshute Seeding is 459 AUMs allocated to all three permittees. The Goshute Seeding is divided into two pastures: the east pasture and the west pasture. Turner and Irlbeck Ranch's permitted use in the east pasture is 57 AUMs and permitted use in the west pasture is 93 AUMs. (Total permitted use in the Goshute Seeding for Turner and Irlbeck Ranch is 150 AUMs.) A spring/fall season of use will be established for the east pasture of the Goshute Seeding. Spring use is authorized from May 1 to June 15. Fall use is authorized from September 1 to February 28. The season of use for the west pasture of the Goshute Seeding is May 1 to February 28. Water hauling is required in the west pasture to achieve proper livestock distribution.

2. The Cherry Creek Allotment is a common use allotment. The permittees have utilized historical grazing areas. The native range portion of the allotment has no specific designated use areas reserved for any individual permitted operator on the Cherry Creek Allotment. Therefore, the entire native range portion of the allotment is open to all permittees authorized on the Cherry Creek Allotment.

3. No livestock grazing will be authorized within the Goshute Creek Enclosures, in order to protect riparian vegetation and the habitat of the BLM Nevada sensitive species Bonneville cutthroat trout.

4. As in reference to the Northeastern Great Basin Area, management practices are adequate when significant progress is being made toward the standards. When management practices are not adequate, and may result in inadequate livestock distribution, water hauling or other changes in management practices will be required. Water hauling will be determined by the

authorized officer in cooperation with the livestock permittees on an annual basis.

Terms and conditions 5 through 8 apply to all permitted users in the Cherry Creek Allotment. Water hauling maybe required to the following locations:

5. The sagebrush plant communities on the east facing benches of the Cherry Creek Range generally west of the Salvi Ranch.
6. Slough Well No. 3 (about 4 miles north of Cherry Creek, Nevada) will be repaired and pumped and troughs filled to distribute cattle use. Water hauling to the area is required if the well will not work.
7. The northeast portion of the allotment.
8. The Woodcamp Pasture east of Highway 93.

Additional Stipulations Common to all Grazing Allotments

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

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.

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.

"Livestock numbers identified in the Term Grazing Permit are a function of seasons of use and permitted use. 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."

"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."

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.

Monitoring Program

During the period of this agreement, the BLM will monitor the Cherry Creek Allotment for resource conditions. Turner and Irlbeck Ranch is encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

Grazing use and stocking levels will be evaluated both during the ten year period of the agreement and in the year 2010. The evaluation will determine consistency with and achievement of the standards for grazing administration and the allotment specific objectives. Based upon the findings of the evaluation conducted during 2010, a new term grazing permit will be issued. The permit will be issued through an agreement or decision, or in accordance with the regulations at that time.

SIGNATURES

I agree to the terms and conditions of this agreement.

Jim Turner

Date

(Turner & Irlbeck)
George S. Irlbeck
George Irlbeck

12/14/2000
Date

James M. Perkins
James M. Perkins
Assistant Field Manager
Renewable Resources

12/21/00
Date

**LIVESTOCK GRAZING AGREEMENT
CHERRY CREEK ALLOTMENT
KAY AND MARY LEAR**

The purpose of this agreement is to change livestock grazing use on the Cherry Creek Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use resource objectives and Northeastern Great Basin Area Standards for grazing administration specifically related to the authorized use on the Cherry Creek Allotment. The allotment specific objectives from the evaluation are included in Appendix I to this agreement. Changes are being made to improve the health of upland vegetation communities, to stabilize soils, to stabilize and improve riparian/spring/seep areas, to progress toward achievement of proper functioning condition, to improve habitat characteristics for all animal species and maintain ecological processes, and to improve the overall grazing management of the entire allotment.

This agreement is associated with the Final Cherry Creek Allotment Evaluation issued August 17, 2000. The evaluation indicated that the allotment was not meeting the standards for grazing administration for 1) riparian and wetland areas (lentic, or spring/seep areas) and 2) upland habitat. This agreement is based upon the technical recommendations brought forth in the evaluation. This agreement will be used as a basis for issuance of a new term grazing permit to Kay & Mary Lear.

The total stocking level on the native range of the Cherry Creek Allotment will be adjusted to 3800 AUMs for a period of 10 years beginning March 1, 2001. The remainder of the permitted use, (1,569 AUMs) will be placed in voluntary nonuse. Permitted use will be adjusted proportionately for each permittee based on permitted use levels prior to this agreement. The period of use will be changed from year-long to 5/1 - 2/28.

Terms and Conditions of Authorized Use

Kay and Mary Lear agree to place 85 AUMs of their current permitted use of 290 AUMs on the Cherry Creek Allotment native range into voluntary non-use for conservation purposes for a period of ten years beginning March 1, 2001. The Cherry Creek Allotment cattle grazing privileges of 85 AUMs will thus remain on the Kay and Mary Lear term grazing permit in voluntary non - use.

In accordance with 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. These terms and conditions will be included in the term grazing permit for Kay & Mary Lear or any lessee during the ten year period.

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>
Kay & Mary Lear	27*	04/15 - 02/28	290

* Kay and Mary Lear have normally licensed about 50 to 70 cattle from June through October.

To:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>AUMs in Voluntary Non - Use</u>
Kay & Mary Lear	20*	05/01 - 02/28	205	85

* Livestock numbers are flexible as long as the permitted use of 205 AUMs for native range is not exceeded during the authorized season of use.

** The total number of AUMs licensed can not exceed 10% of total permitted use on native range between May 1 to May 15. Therefore, a maximum of 21 AUMs can be used between May 1 to May 15 on native range.

The undersigned permittee also agrees to the following terms and conditions, which will be included in the new term grazing permit.

1. The Cherry Creek Allotment will continue to be administered as a common use allotment. The permittees have utilized historical grazing use areas. However, the native range portion of the allotment has no specific designated use areas reserved for any individual permitted operator on the Cherry Creek Allotment. Therefore the entire native range portion of the allotment is open to all permittees authorized on the allotment.
2. No livestock grazing will be authorized within the Goshute Creek Exclosures, in order to protect riparian vegetation and the habitat of the BLM Nevada sensitive species Bonneville cutthroat trout.
3. In reference to the Northeastern Great Basin Area, management practices are adequate when significant progress is being made toward the standards. When management practices are not adequate, and may result in inadequate livestock distribution, water hauling or other changes in management practices will be required. Water hauling locations will be determined by the authorized officer in cooperation with the livestock permittees on an annual basis.

Terms and conditions 4 through 7 apply to all permitted users in the Cherry Creek Allotment. Water hauling may be required to the following locations;

4. The sagebrush plant communities on the east facing benches of the Cherry Creek Range generally west of the Salvi Ranch.
5. Slough Well No. 3 (about 4 miles northerly from Cherry Creek, Nevada) will be repaired and pumped and troughs filled to distribute cattle use. Water hauling to the area is required if the well will not work.
6. The northeast portion of the allotment.
7. The Woodcamp Pasture east of Highway 93 should one of the livestock permittees choose to graze cattle in the area.

Additional Stipulations Common To All Grazing Allotments

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

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.

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.

"Livestock numbers identified in the Term Grazing Permit are a function of seasons of use and permitted use. 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."

"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."

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 4.100 - Fundamentals of Rangeland Health and Standards and Guidelines for grazing administration.

Monitoring Program

During the ten year period of this agreement, the BLM will monitor the Cherry Creek Allotment for resource conditions. Kay and Mary Lear will be encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

Grazing use and stocking levels will be evaluated both during the ten year period of the agreement and in the year 2010. The evaluation will determine consistency with and achievement of the standards for grazing administration and the allotment specific objectives. Based upon the findings of the evaluation conducted during 2010, a new term grazing permit will be issued. The permit will be issued through an agreement or decision, or in accordance with the current regulations at that time.

SIGNATURES

I agree to the terms and conditions of this agreement.

Mary Lear
Kay Lear

Kay & Mary Lear
Lear Ranch

3/21/2001

Date

James Perkins

James M. Perkins
Assistant Field Manager
Renewable Resources

3/30/01 (See documentation
as to application of
AUMS in Kay's notes)

Date

Since we located at least 200 AUMs that were not acknowledged by the Ely District Office of the BLM, we sign this agreement with the stipulation that the 200+ AUMs will be divided equally among the six permittees as well as any other AUMs discovered in private fields.

We have waited for quite some time for a written response to a telephone conversation regarding this matter. Please respond.

**LIVESTOCK GRAZING AGREEMENT
CHERRY CREEK ALLOTMENT
HERB STATHES**

The purpose of this agreement is to change livestock grazing use on the Cherry Creek Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use resource objectives and Northeastern Great Basin Area Standards for grazing administration specifically related to the authorized use on the Cherry Creek Allotment. The allotment specific objectives from the evaluation are included in Appendix I to this agreement. Changes are being made to improve the health of upland vegetation communities, to stabilize soils, to stabilize and improve riparian/spring/seep areas, to progress toward achievement of proper functioning condition, to improve habitat characteristics for all animal species and maintain ecological processes, and to improve the overall grazing management of the entire allotment.

This agreement is associated with the Final Cherry Creek Allotment Evaluation issued August 17, 2000. The evaluation indicated that the allotment was not meeting the standards for grazing administration for 1) riparian and wetland areas (lentic, or spring/seep areas) and 2) upland habitat. This agreement is based upon the technical recommendations brought forth in the evaluation and will be used as a basis for issuance of a new term grazing permit to Herb Stathes.

The total stocking level on the native range of the Cherry Creek Allotment will be adjusted to 3800 AUMs for a period of 10 years beginning March 1, 2001. The remainder of the permitted use, (1,569 AUMs) will be placed in voluntary nonuse. Permitted use will be adjusted proportionately for each permittee based on permitted use levels prior to this agreement. The period of use will be changed from year-long to 5/1 - 2/28.

Terms and Conditions of Authorized Use

Herb Stathes agrees to place 172 AUMs of his current permitted use of 587 AUMs on the Cherry Creek Allotment native range into voluntary non-use for conservation purposes for a period of ten years beginning March 1, 2001. Cherry Creek Allotment cattle grazing privileges of 172 AUMs will remain on the term grazing permit in voluntary non - use. Permitted use on the South Egan Seeding will be increased by 100 AUMs for Herb Stathes. Total permitted use on the seeding will be increased by 300 AUMs (100 AUMs allocated to each authorized permittee). Therefore the total permitted use for the South Egan Seeding is 634 AUMs.

In accordance with 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. These terms and conditions will be included in the term grazing permit for Herb Stathes or any lessee during the ten year period.

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>Pasture</u>
Herb Stathes	50*	03/01 - 02/28	587	Native
	13*	05/01 - 06/30	26	South Egan Seeding
	7*	10/15 - 02/28	26	South Egan Seeding
Total permitted use.....			639	

* Flexibility in the numbers of cattle has been allowed. Mr. Stathes has normally licensed more numbers of cattle for a shorter grazing period than is indicated on the permit.

To:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>AUMs in Voluntary</u>	
				<u>Non-Use</u>	<u>Pasture</u>
Herb Stathes	43*	05/01 - 02/28	415**	172	Native
	30*	05/01 - 07/15	76		South Egan Seeding
	12*	09/01 - 02/28	76		South Egan Seeding
Total permitted use.....			567		

* Livestock numbers are flexible as long as the permitted use of 415 AUMs for native range is not exceeded during the authorized season of use.

** The total number of AUMs licensed can not exceed 10% of total permitted use on native range between May 1 to May 15. Therefore, a maximum of 42 AUMs can be used between May 1 to May 15 on native range.

The undersigned permittee also agrees to the following terms and conditions, which will be included in the new term grazing permit.

1. The Cherry Creek Allotment will continue to be administered as a common use allotment. The permittees have utilized historical grazing use areas. However, the native range portion of the allotment has no specific designated use areas reserved for any individual permitted operator on the Cherry Creek Allotment. Therefore the entire native range portion of the allotment is open to all permittees authorized on the allotment.
2. No livestock grazing will be authorized within the Goshute Creek Enclosures, in order to protect riparian vegetation and the habitat of the BLM Nevada sensitive species Bonneville cutthroat trout.

3. The increase to permitted use of 100 AUMs in the South Egan Seeding will be licensed only if water is hauled to underused areas of the seeding to distribute cattle use.
4. Total permitted use on the South Egan Seeding is 634 AUMs, allocated to all three permittees. A spring/fall rotation grazing system has been established on the South Egan Seeding. Grazing is authorized in the spring during odd numbered years and in the fall every year. The season of use in the spring is May 1 to July 15 and in the fall September 1 to February 28. Water hauling is required in the seeding to achieve proper livestock distribution.
5. When rangeland monitoring studies indicate sufficient forage is available and objectives are being met, temporary non-renewable grazing use (TNR) will be offered first to the three permittees with adjudicated AUMs in the South Egan Seeding. If any or all three permittees are not able to make TNR use, other permittees of the Cherry Creek Allotment will be allowed to apply for TNR use in the seeding.
6. In reference to the Northeastern Great Basin Area, management practices are adequate when significant progress is being made toward the standards. When management practices are not adequate, and may result in inadequate livestock distribution, water hauling or other changes in management practices will be required. Water hauling locations will be determined by the authorized officer in cooperation with the livestock permittees on an annual basis.

Terms and conditions 7 through 10 apply to all permitted users in the Cherry Creek Allotment. Water hauling may be required to the following locations;

7. The sagebrush plant communities on the east facing benches of the Cherry Creek Range generally west of the Salvi Ranch.
8. Slough Well No. 3 (about 4 miles northerly from Cherry Creek, Nevada) will be repaired and pumped and troughs filled to distribute cattle use. Water hauling to the area is required if the well will not work.
9. The northeast portion of the allotment.
10. The Woodcamp Pasture east of Highway 93 should one of the livestock permittees choose to graze cattle in the area.

Additional Stipulations Common To All Grazing Allotments

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

If payment is not received within 15 days of the due date, you will be charged a late fee

assessment of \$25.00 . 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.

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.

"Livestock numbers identified in the Term Grazing Permit are a function of seasons of use and permitted use. 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."

"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."

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.

Monitoring Program

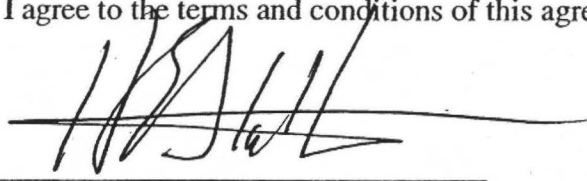
During the ten year period of this agreement, the BLM will monitor the Cherry Creek Allotment for resource conditions. Herb Stathes will be encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

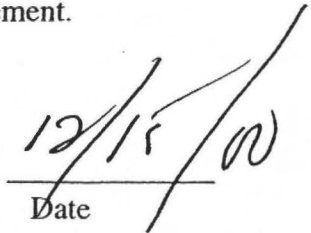
Grazing use and stocking levels will be evaluated both during the ten year period of the agreement and in the year 2010. The evaluation will determine consistency with and achievement of the standards for grazing administration and the allotment specific objectives. Based upon the findings of the evaluation conducted during 2010, a new term grazing permit will be issued. The permit will be issued through an agreement or decision, or in accordance with the current regulations at that time.

SIGNATURES

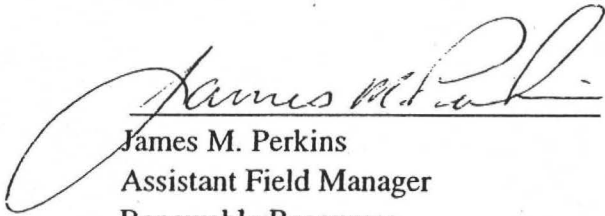
I agree to the terms and conditions of this agreement.



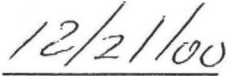
Herb Stathes
Schellbourne Ranch



Date



James M. Perkins
Assistant Field Manager
Renewable Resources



Date

**LIVESTOCK GRAZING AGREEMENT
CHERRY CREEK ALLOTMENT
INDIAN CREEK RANCH PARTNERSHIP**

The purpose of this agreement is to change livestock grazing use on the Cherry Creek Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use objectives and Northeastern Great Basin Area Standards for grazing administration specifically related to the authorized use on the Cherry Creek Allotment. The allotment specific objectives from the evaluation are included in Appendix 1 to this agreement. Changes are being made to improve the health of upland vegetation communities, stabilize and improve riparian/spring/seep areas, to progress toward achievement of proper functioning condition, and to improve the overall grazing management of the entire allotment.

This agreement is associated with the Final Cherry Creek Allotment Evaluation issued August 17, 2000. That evaluation indicated that the allotment was not meeting the standards for grazing administration for 1) Riparian and wetland areas (lentic, or spring/seep areas) and 2) Upland Habitat. This agreement is based upon the technical recommendations brought forth in the evaluation. This agreement will be used as a basis for issuance of a new term grazing permit to Indian Creek Ranch Partnership.

The total stocking level on the native range of the Cherry Creek Allotment will be adjusted to 3,800 AUMs for a period of ten years beginning March 1, 2001. The remainder of the permitted use (1,569 AUMs) will be placed in voluntary non-use. Permitted use will be adjusted proportionately for each permittee based on permitted use levels prior to this agreement. The period of use will be changed from year-long to May 1 to February 28.

Terms and Conditions of Authorized Use

Indian Creek Ranch Partnership agrees to place 179 AUMs of their current permitted use of 613 AUMs on the Cherry Creek Allotment native range into voluntary non-use for conservation purposes for a period of ten years beginning March 1, 2001. The Cherry Creek Allotment livestock grazing privileges of 179 AUMs will remain on the term grazing permit in voluntary non - use.

Upon completion and approval of the grazing transfer to Mr. Carol Sherman, and in accordance with 43 CFR 4130.3-1, livestock grazing use on the Cherry Creek Allotment will be authorized as follows. These terms and conditions will be included in the term grazing permit for Indian Creek Ranch Partnership or any lessee.

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>Pasture</u>
Indian Creek Ranch Part.	51	03/01 - 02/28	613	Native
	13	05/01 - 02/28	135	Goshute Seeding

Total permitted use.....748

To:

Permittee	Number of Cattle	Season of Use	Permitted AUMs	AUMs in Voluntary	
				Non-Use	Pasture
Indian Creek Ranch Part.	43*	05/01 - 02/28 **	434	179	Native
	8*	05/01 - 02/28	84		Goshute Sdng. West
	16*	05/01 - 06/15	25		Goshute Sdng. East
	4*	09/01 - 02/28	26		Goshute Sdng. East

Total permitted use.....569

* Livestock numbers are flexible as long as permitted use is not exceeded during the authorized season of use.

** The total number of AUMs licensed can not exceed 10% of total permitted use on native range between May 1 to May 15. Therefore, a maximum of 43 AUMs can be used between May 1 to May 15 on native range.

The undersigned also agrees to the following additional terms and conditions, which will be included in the new term grazing permit.

1. The total permitted use on the Goshute Seeding is 459 AUMs allocated to all three permittees. The Goshute Seeding is divided into two pastures: the east pasture and the west pasture. Permitted use in the east pasture is 51 AUMs and permitted use in the west pasture is 84 AUMs. (Total permitted use in the Goshute Seeding for Indian Creek Ranch Partnership is 135 AUMs.) A spring/fall season of use will be established for the east pasture of the Goshute Seeding. Spring use is authorized from May 1 to June 15. Fall use is authorized from September 1 to February 28. The season of use for the west pasture of the Goshute Seeding is May 1 to February 28. Water hauling is required in the west pasture to achieve proper livestock distribution.
2. The Cherry Creek Allotment is a common use allotment. The permittees have utilized historical grazing areas. The native range portion of the allotment has no specific designated use areas reserved for any individual permitted operator on the Cherry Creek Allotment. Therefore, the entire native range portion of the allotment is open to all permittees authorized on the Cherry Creek Allotment.
3. No livestock grazing will be authorized within the Goshute Creek Enclosures, in order to protect riparian vegetation and the habitat of the BLM Nevada sensitive species Bonneville cutthroat trout.
4. As in reference to the Northeastern Great Basin Area, management practices are adequate when significant progress is being made toward the standards. When management practices are not adequate, and may result in inadequate livestock distribution, water hauling or other

changes in management practices will be required. Water hauling will be determined by the authorized officer in cooperation with the livestock permittees on an annual basis.

Terms and conditions 5 through 8 apply to all permitted users in the Cherry Creek Allotment. Water hauling may be required to the following locations:

5. The sagebrush plant communities on the east facing benches of the Cherry Creek Range generally west of the Salvi Ranch.
6. Slough Well No. 3 (about 4 miles north of Cherry Creek, Nevada) will be repaired and pumped and troughs filled to distribute cattle use. Water hauling to the area is required if the well will not work.
7. The northeast portion of the allotment.
8. The Woodcamp Pasture east of Highway 93.

Additional Stipulations Common to all Grazing Allotments

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

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.

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.

"Livestock numbers identified in the Term Grazing Permit are a function of seasons of use and permitted use. 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."

"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."

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.

Monitoring Program

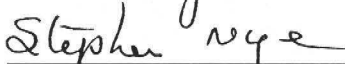
During the period of this agreement, the BLM will monitor the Cherry Creek Allotment for resource conditions. The Indian Creek Ranch Partnership is encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

Grazing use and stocking levels will be evaluated both during the ten year period of the agreement and in the year 2010. The evaluation will determine consistency with and achievement of the standards for grazing administration and the allotment specific objectives. Based upon the findings of the evaluation conducted during 2010, a new term grazing permit will be issued. The permit will be issued through an agreement or decision, or in accordance with the regulations at that time.

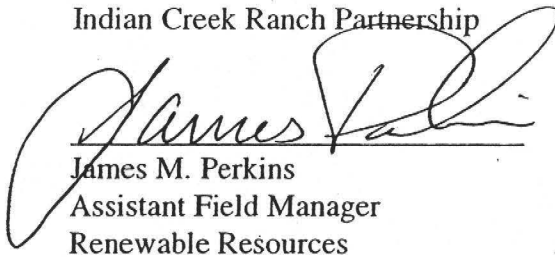
SIGNATURES

I agree to the terms and conditions of this agreement.

Stephen & Vicki Nye
Indian Creek Ranch Partnership

1-9-01
Date



James M. Perkins
Assistant Field Manager
Renewable Resources

2/28/07
Date

**LIVESTOCK GRAZING AGREEMENT
INDIAN CREEK RANCH PARTNERSHIP**

JUN 14 2000



The purpose of this agreement is to change livestock grazing use on the Goshute Basin Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use objectives and Northeastern Great Basin Area Standards and Guidelines for grazing administration specifically related to the authorized use on the Goshute Basin Allotment. Changes are being made to stabilize and improve riparian/spring/seep areas and to progress toward achievement of proper functioning condition.

This agreement is associated with the Final Goshute Basin Allotment Evaluation issued April 11, 2000. That evaluation indicated that riparian areas were not meeting the standards for grazing administration.

This agreement is based upon proposals brought forth by both the Indian Creek Ranch Partnership and the BLM during meetings and telephone conversations that began in March 2000.

Terms and Conditions of Authorized Use

Indian Creek Ranch Partnership agrees to take full voluntary non-use on the Goshute Basin Allotment for conservation purposes for a period of three years beginning March 1, 2000 and ending February 28, 2003. The Goshute Basin Allotment active cattle grazing privileges will thus remain on the Indian Creek Ranch Term Grazing Permit in voluntary non - use.

In accordance with 43 CFR 4130.2 and 4130.3, cattle grazing use will be authorized as follows. Upon completion and approval of the grazing transfer to Mr. Carol Sherman, this authorization will be included in the new term grazing permit.

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>
Indian Creek Ranch Partnership	48	07/01 - 09/01	99

To:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>
Indian Creek Ranch Partnership	0	07/01 - 09/01	0 (Voluntary non - use)

Range Improvements

In addition, Indian Creek Ranch Partnership agrees to maintain a 1/3 section (their fair share) of the Goshute Basin/Indian Creek Allotment boundary fence on an annual basis, beginning with the 2000 grazing year. A new cooperative agreement for range improvements for the fence will be prepared for this purpose.

Monitoring Program

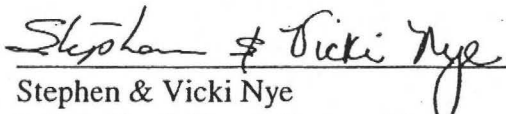
During the three year period of this agreement, the BLM will monitor the Goshute Basin Allotment for resource conditions. The Indian Creek Ranch Partnership will be encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

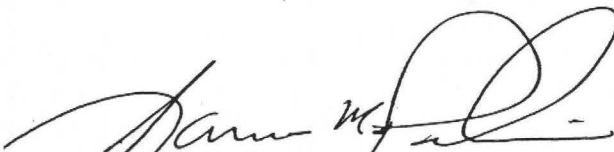
Following the three year period, the livestock grazing system (both cattle and sheep) will be evaluated to determine consistency with the standards for grazing administration and the allotment specific objectives. Based upon the findings, either a new grazing agreement will be reached or a grazing decision will be issued for the allotment.

SIGNATURES

I agree to the terms and conditions of this agreement.


Stephen & Vicki Nye
Indian Creek Ranch Partnership

6-19-00
Date


James M. Perkins
Assistant Field Manager
Renewable Resources

6/26/00
Date

**LIVESTOCK GRAZING AGREEMENT
BERTRAND PARIS AND SONS (WENDY PARIS)**

The purpose of this agreement is to establish and authorize a sheep grazing strategy for the Goshute Basin Allotment. Grazing use will be in accordance with the Standards and Guidelines for grazing administration as developed by the Northeastern Great Basin Resource Advisory Council (RAC), and other multiple use resource objectives outlined in the Goshute Basin Allotment Evaluation. The agreement is based upon proposals brought forth by the Bureau of Land Management (BLM) and Wendy Paris at a meeting held at the Ely Field Office on December 12, 1999.

This agreement will be used as a basis for issuance of a new term grazing permit to Wendy Paris. Both the agreement and the term grazing permit will be for a period of four years beginning March 1, 2000 and ending February 28, 2004.

The current permitted livestock use on the Goshute Basin Allotment for Bertrand Paris and Sons (Wendy Paris) is as follows:

<u>Permittee</u>	<u>Number of Sheep</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>
Bertrand Paris and Sons	750	07/01 - 10/15	528

According to this agreement Mrs. Paris agrees to take voluntary non use of 178 AUMs for a period of four years. Sheep grazing use will be authorized for 350 AUMs for the four year period. In accordance with 43 CFR 4130.2 and 4130.3, sheep grazing use will be authorized as follows, with the authorization to be included in the new term grazing permit for Bertrand Paris and Sons.

<u>Permittee</u>	<u>Number of Sheep</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>
Bertrand Paris and Sons	500*	07/01- 10/15	350

* Sheep numbers will be allowed up to a maximum of 1200 head. The grazing authorization will not exceed 350 AUMs annually.

The undersigned permittee also agrees to the following terms and conditions, which will be included in the new term grazing permit.

1. Salt and/or minerals for sheep will be placed at least 100 yards from any water source or fenced or unfenced riparian area.
2. Sheep will be herded away from fragile riparian areas.

3. The Goshute Basin/Indian Creek Allotment division fence will be maintained in part by Bertrand Paris and Sons.
4. The Goshute Basin Allotment will be grazed by sheep every other year. The allotment will be rested during the 2000 grazing year. During those years the Goshute Basin Allotment is rested, the 350 AUMs sheep grazing will be authorized in the Medicine Butte Allotment. The BLM and Wendy Paris together will determine the area of the Medicine Butte Allotment to be grazed, which must occur within the designated sheep use areas.

Any changes in grazing use during the four year period must be approved by the authorized officer. Following the four year period, the BLM and Wendy Paris will monitor the allotment to determine forage availability and range condition. The sheep grazing system will be evaluated to determine consistency with the standards for grazing administration and the allotment specific objectives. A determination will be made if additional sheep AUMs can be authorized on an annual basis.

The Goshute Basin Allotment will continue to be monitored by BLM on an annual basis as time, manpower, and priorities allow. Specific rangeland monitoring studies could include proper functioning condition riparian studies, key forage plant method utilization transects, use pattern mapping, observed apparent trend, frequency trend, cover, or ecological condition studies.

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.

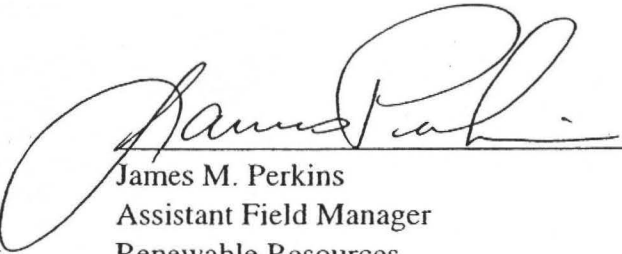
SIGNATURES

I agree to the terms and conditions of this agreement.



Wendy Paris (Bertrand Paris and Sons)

2-14-00
Date



James M. Perkins
Assistant Field Manager
Renewable Resources

2-18-00
Date

**LIVESTOCK GRAZING AGREEMENT
INDIAN CREEK ALLOTMENT
INDIAN CREEK RANCH PARTNERSHIP**

NOV 14 2008

The purpose of this agreement is to change livestock grazing use on the Indian Creek Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use objectives and Northeastern Great Basin Area Standards and Guidelines for grazing administration specifically related to the authorized use on the Indian Creek Allotment. Changes are being made to stabilize and improve riparian/spring/seep areas, to progress toward achievement of proper functioning condition, and to improve the overall grazing management of the entire allotment.

This agreement is associated with the Final Indian Creek Allotment Evaluation issued June 26, 2000. That evaluation indicated that riparian and wetland areas were not meeting the standards for grazing administration. This agreement is based upon the technical recommendations brought forth in the evaluation.

Terms and Conditions of Authorized Use

Indian Creek Ranch Partnership agrees to take voluntary non-use on a portion of their grazing permit (61 AUMs) on the Indian Creek Allotment for conservation purposes for a period of three years beginning March 1, 2001 and ending February 28, 2004. Indian Creek Allotment cattle grazing privileges of 61 AUMs will thus remain on the Indian Creek Ranch Term Grazing Permit in voluntary non - use.

In accordance with 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. Grazing use will be authorized every other year. Year 1 (2001 grazing year) will be grazed. Upon completion and approval of the grazing transfer to Mr. Carol Sherman, this change in the terms and conditions will be included on the term grazing permit

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>
Indian Creek Ranch Partnership	51	07/01 - 09/01	106

To:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>AUMs in Voluntary Non - Use</u>
Indian Creek Ranch Partnership	22	07/01 - 08/31*	45	61



* Cattle would be gathered and removed from the allotment by 8/15. Due to the rugged condition of the area, all stragglers will be removed by 09/01.

Range Improvements

In addition, Indian Creek Ranch Partnership agrees to maintain a 1/3 section (their fair share) of the Goshute Basin/Indian Creek Allotment boundary fence on an annual basis. A new cooperative agreement for range improvements for the fence will be prepared for this purpose.

Monitoring Program

During the three year period of this agreement, the BLM will monitor the Indian Creek Allotment for resource conditions. The Indian Creek Ranch Partnership will be encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

Following the three year period, the livestock grazing system will be evaluated to determine consistency with the standards for grazing administration and the allotment specific objectives. Based upon the findings, either a new grazing agreement will be reached or a grazing decision will be issued for the allotment.

SIGNATURES

I agree to the terms and conditions of this agreement.

Stephen & Vicki Nye
Stephen & Vicki Nye
Indian Creek Ranch Partnership

Nov 26, 2000
Date

James M. Perkins
James M. Perkins
Assistant Field Manager
Renewable Resources

3/30/01
Date



**LIVESTOCK GRAZING AGREEMENT
INDIAN CREEK ALLOTMENT
LOUISE LEAR**

The purpose of this agreement is to change livestock grazing use on the Indian Creek Allotment. The agreed upon changes in livestock use, as documented below, are made in order to achieve the multiple use objectives and Northeastern Great Basin Area Standards and Guidelines for grazing administration specifically related to the authorized use on the Indian Creek Allotment. Changes are being made to stabilize and improve riparian/spring/seep areas, to progress toward achievement of proper functioning condition, and to improve the overall grazing management of the entire allotment.

This agreement is associated with the Final Indian Creek Allotment Evaluation issued June 26, 2000. That evaluation indicated that riparian and wetland areas were not meeting the standards for grazing administration. This agreement is based upon the technical recommendations brought forth in the evaluation.

Terms and Conditions of Authorized Use

Louise Lear agrees to take voluntary non-use on a portion of her grazing permit (41 AUMs voluntary non-use) on the Indian Creek Allotment for conservation purposes for a period of three years beginning March 1, 2001 and ending February 28, 2004. Indian Creek Allotment cattle grazing privileges of 41 AUMs will thus remain on the Louise Lear Term Grazing Permit in voluntary non - use.

In accordance with 43 CFR 4130.3-1, cattle grazing use will be authorized as follows. Grazing use will be authorized every other year. Year 1 (2001 grazing year) will be grazed. The new cattle grazing authorization will be included in a term grazing permit for Louise Lear.

From:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>
Louise Lear	51	07/01 - 09/01	71

To:

<u>Permittee</u>	<u>Number of Cattle</u>	<u>Season of Use</u>	<u>Permitted AUMs</u>	<u>AUMs in Voluntary Non - Use</u>
Louise Lear	15	07/01 - 08/31*	30	41

* Cattle would be gathered and removed from the allotment by 8/15. Due to the rugged condition of the area, all stragglers will be removed by 09/01.

Range Improvements

In addition, Louise Lear agrees to maintain a 1/3 section (their fair share) of the Goshute Basin/Indian Creek Allotment boundary fence on an annual basis. A new cooperative agreement for range improvements for the fence will be prepared for this purpose.

Monitoring Program

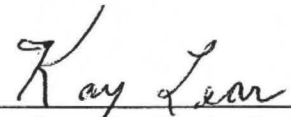
During the three year period of this agreement, the BLM will monitor the Indian Creek Allotment for resource conditions. Kay Lear (the authorized representative for Louise Lear) will be encouraged to participate in the monitoring. Specific rangeland monitoring studies could include proper functioning condition riparian studies, cover studies, ecological condition studies, key forage plant method utilization transects, use pattern mapping, frequency trend, or observed apparent trend.

Evaluation

Following the three year period, the livestock grazing system will be evaluated to determine consistency with the standards for grazing administration and the allotment specific objectives. Based upon the findings, either a new grazing agreement will be reached or a grazing decision will be issued for the allotment.

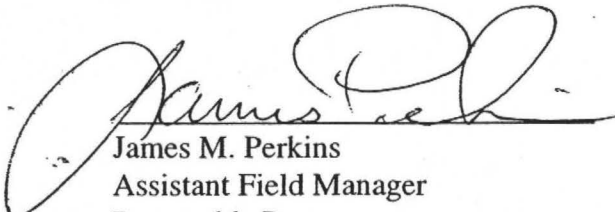
SIGNATURES

I agree to the terms and conditions of this agreement.



Kay Lear (for Louise Lear)

4/12/2001
Date



James M. Perkins
Assistant Field Manager
Renewable Resources

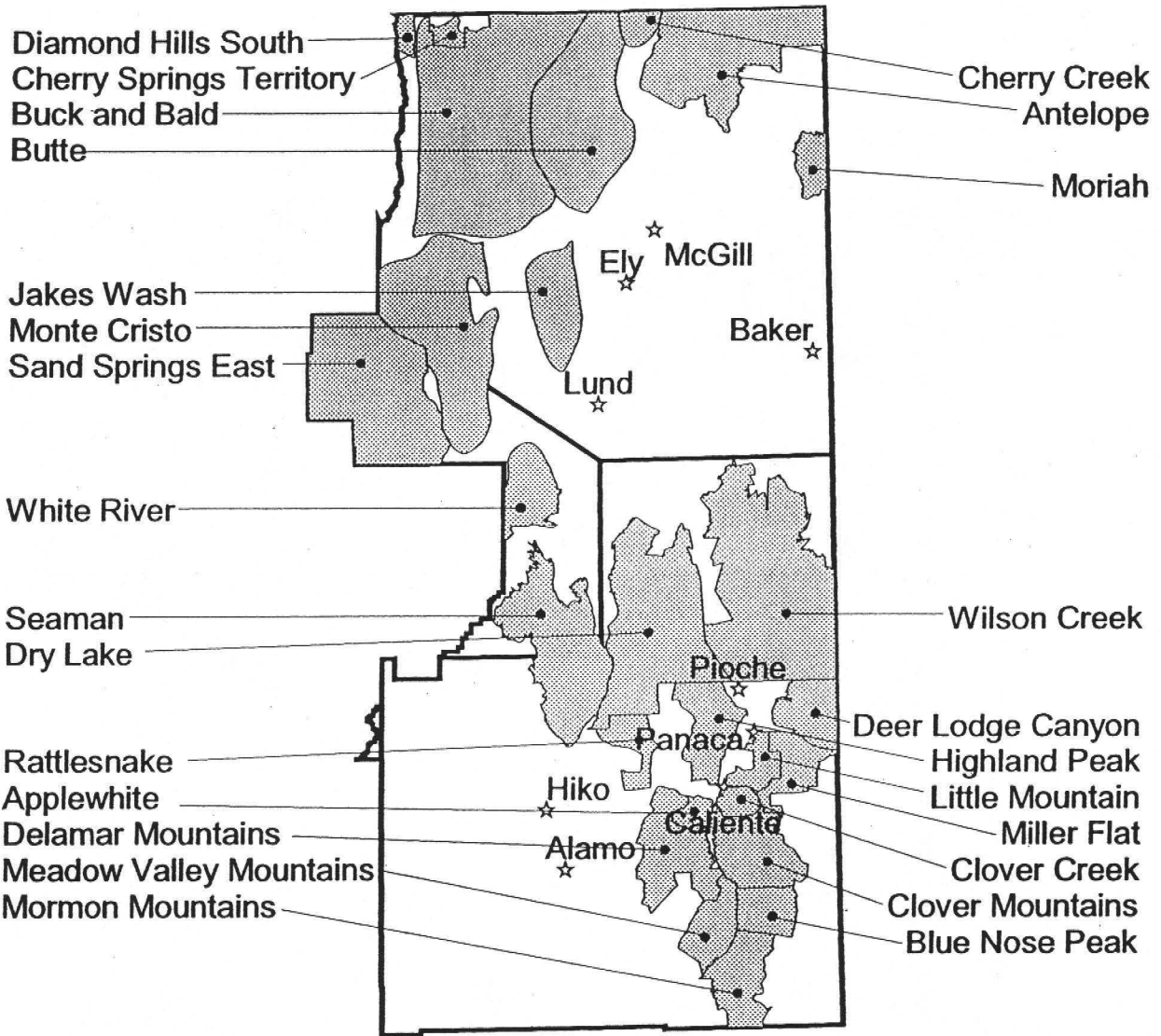
4/13/01
Date

This is agreed to on the condition that the proposed drift fence put is in place.

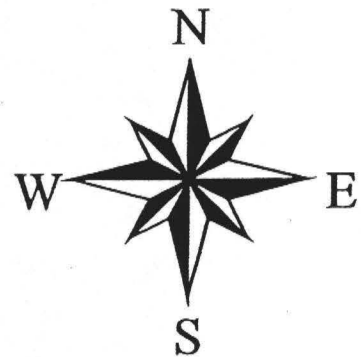
APPENDIX IV

MAPS

ELY DISTRICT HMA'S

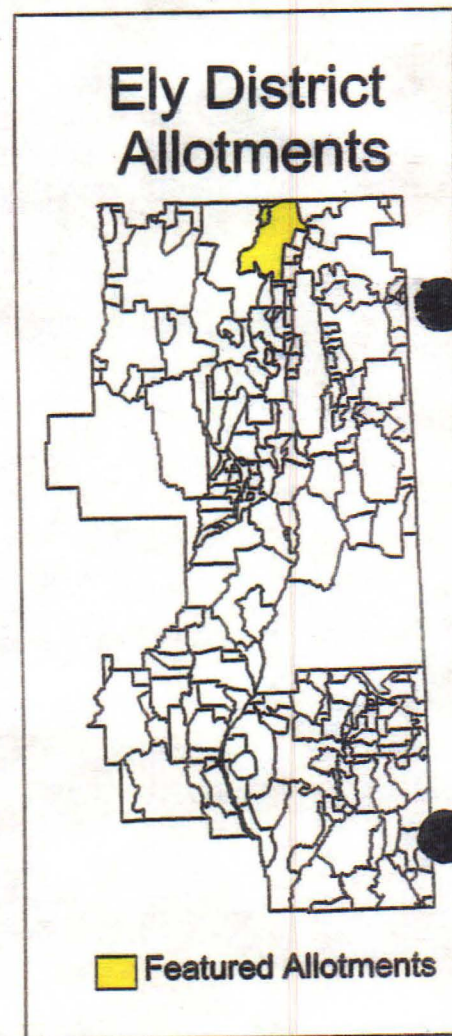
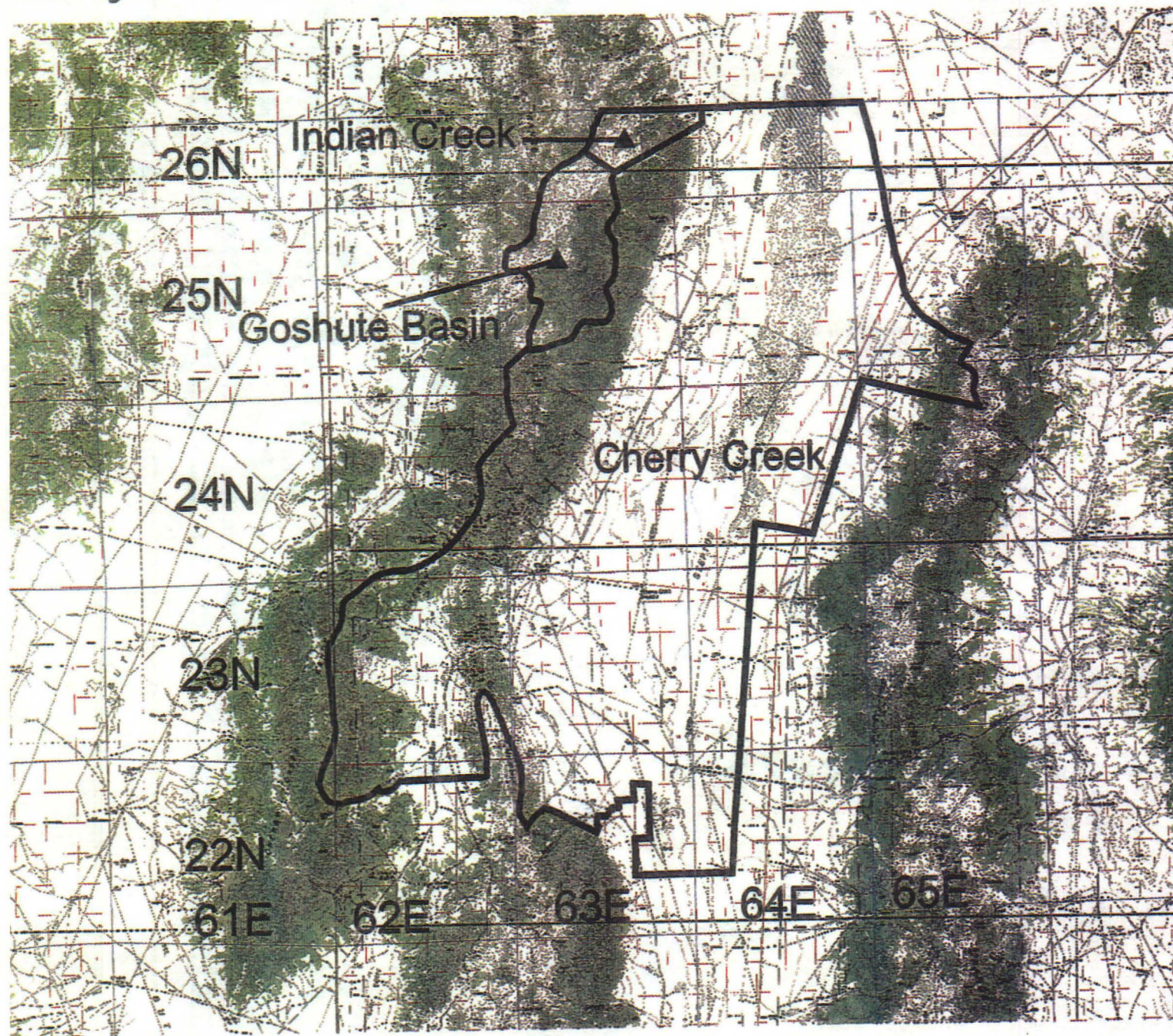


-  Herd Management Area
-  City
-  Ely District Boundary



Cherry Creek, Goshute Basin, and Indian Creek Allotments

04/18/01



□ Allotment Boundaries

