



United States Department of the Interior

Bureau of Land Management

Caliente Field Station

P.O. Box 237

Caliente, Nevada 89008

L 6-10-98

Delamar

In Reply Refer To:
4110.2
(NV-045.18)

JUN 10 1998

Dear Interested Public:

Applications to transfer grazing privileges have been received, along with signed "Acceptance of Terms and Conditions" forms. Based on the applications, we plan to offer term grazing permits as indicated below:

ALLOTMENT NAME AND CATEGORY	PROPOSED TRANSFER		KIND OF LIVESTOCK	SEASON OF USE	HERD MANAGEMENT AREA	ANIMAL UNIT MONTHS OF SPECIFIED LIVESTOCK GRAZING	
	FROM	TO				SUSPENDED	ACTIVE
Oak Spring (I)	H. H. Land & Cattle Co.	Delamar Valley Cattle	Cattle	3-1 to 2-28	Delamar	5729	9268
Cliff Spring (I)	H. H. Land & Cattle Co.	Delamar Valley Cattle	Cattle	3-1 to 2-28	N/A	1200	2043

In addition to the transfers above, Lom Thompson recently transferred the Highway and Peck Allotments to Hank & Joi Brackenbury. Mr. Thompson only has the Comet Allotment now and we plan to offer him an updated term grazing permit reflecting the recent changes as a result of the transfer.

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

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

I am proposing to approve the transfers; however, prior to approval and the subsequent issuance of a new term permit, should you have any information, data, etc. that you would like to provide please do so **prior to June 26, 1998**. Any comments in writing should be sent to the Caliente Field Station, P.O. Box 237, Caliente, NV 89008.

The terms and conditions outlined in the enclosed acceptance forms are those which have historically appeared on previous annual licenses and permits authorizing grazing use in these allotments. The terms and conditions outlined are also consistent with the Caliente Management Framework Plan. The impacts of livestock grazing under these terms and conditions have been analyzed in the Caliente Environmental Impact Statement.

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

If you have any questions please contact the Caliente Field Station, at (702) 726-8100. If you would prefer to discuss this matter in person, please call to set up an appointment with us so that we may respond to any questions you may have.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shawn T. Smith - Johnson 'Acting'", written in dark ink.


Shawn T. Smith
Lead Rangeland Management Specialist

Enclosures: Acceptance of Terms and Conditions (2 pp.)

ACCEPTANCE OF TERMS AND CONDITIONS AND
REQUEST FOR GRAZING PERMIT

Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day
Saints, a Utah corporation sole, d.b.a.

Delamar Valley Cattle Co. agree to accept the (8) Terms and Conditions listed below
and request that I be offered a Grazing Permit to graze the allotment(s) in which I have a
grazing preference as listed: Oak Spring and Cliff Spring

BF Signed: 
Ted D. Simmons, Authorized Agent

Date: 5-5-98

Terms and Conditions:

1. The payment of grazing fees are due on the due date specified on the grazing fee bill. Failure to pay the grazing fee bill within 15 days of the due date specified in the bill shall result in a late fee assessment of \$25.00 or 10 percent of the grazing bill, whichever is greater, but not to exceed \$250.00.
2. Applications for changes in grazing use must be in written form and received by the Bureau of Land Management Office no later than 15 days prior to the desired date of change. Applications for changes in grazing use which require the issuance of a replacement or supplemental billing notice shall be subject to a ten (10) dollar service charge.
3. Grazing applications will be issued on a yearly basis, if you do not sign and return your grazing application by the date specified on the application you will receive a bill for all of your active livestock grazing permitted use. If you wish to place all or a portion of your active livestock grazing use into non-use for the grazing year, you must indicate this in writing on your grazing application, along with your reasons.
4. Signed Actual Use Statements are due annually to the Caliente Field Office within 15 days after completing annual grazing use. In the case of year round grazing, Actual Use Statements must be received in our office by March 15.
5. The term Federal grazing permit is subject to cancellation, suspension, or modification for any violation of the Code of Federal Regulations or specified terms or conditions of this permit.
6. Pursuant to 43 CFR 10.4(g) the holder of this authorization must notify the authorized officer by telephone, with written confirmation, immediately upon discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (as defined at 43 CFR 10.2). Further, pursuant to 43 CFR 10.4 (C) and (d), you must stop activities in the vicinity of the discovery and protect it for 30 days or until notified to proceed by the authorized officer.
7. Use will be authorized according to the Oak Spring AMP as amended.

BF
Counsel
98 May 7

8.

Allotment	Number of Livestock	Kind of Livestock	Season of Use	AUMs*
Oak Spring	773	Cattle	3-1 to 2-28	9,276
Cliff Spring	171	Cattle	3-1 to 2-28	2052

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

Initial BF
counsel

Date 98 May 7

June 17, 1998

Shawn Smith, Lead Rangeland Management Specialist
BLM-Caliente Field Station
PO Box 237
Caliente, NV 89008

Dear Mr. Smith,

We appreciate this opportunity to comment on grazing transfers that may affect wild horse HMA's. These allotments were in a state of emergency several years ago. Presently, these allotments do not have multiple use decisions.

Since these are yearlong allotments and especially since they are in category "I" condition, we would appreciate allowable use levels stipulated in the terms and conditions. These attributes of vegetation will be the basis for future decisions affecting wild horse AML's and livestock stocking levels.

Sincerely,

CATHERINE BARCOMB
Administrator