



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Ely Field Station
HC 33 Box 33500
Ely, Nevada 89301-9408
<http://www.nv.blm.gov>

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m 8/24/2000
In Reply Refer To:
4110
Permittee Case File
(NV-045.09)

Certified Return Receipt No. 7099 3400 0004 7938 9859

AUG. 24 2000

Roger J. Dieleman
5454 Arville Street
Las Vegas, Nevada 89118

Dear Mr. Dieleman:

The Ely Field Office has conducted a drought assessment on the Mustang Flat Allotment. Monitoring for drought effects has been ongoing since the beginning of the grazing season. The allotment has been heavily impacted by drought resulting in reduced forage quantity and quality. As a result, the allotment is being closed to livestock grazing. Even though you have not licensed livestock due to the Mustang Flat Prescribed Burn, the closure due to drought is necessary. In addition, the Ely BLM will conduct a gather of the wild horses in the area to further alleviate the grazing pressure to drought stressed plants.

Enclosed, please find the Notice of Closure Agreement. Please review it, sign, date and return it to Shirley Christman-Johnson within 5 days of receipt. I will sign and return your copy to you. The closure is by agreement. The alternative to a signed agreement is a full force and effect decision. This is an alternative method of achieving the same objectives. If you dispute the need to close the allotment, please contact either Alan Shepherd or Shirley Christman-Johnson at (775) 726-8100. Without a signed agreement, a full force and effect decision will be issued.

Thank you for your continued cooperation.

Sincerely,

James M. Perkins
Assistant Field Manager
Renewable Resources

Enclosures:
Notice of Closure Agreement



United States Department of the Interior

8/24/2000

BUREAU OF LAND MANAGEMENT
Ely District Office
HC 33 Box 33500
Ely, NV 89301-9408

In Reply Refer To:
4110
Dieleman
Grazing Case Files
Mustang Flat File
(NV-045.09)

AUG. 24 2000

Notice of Closure Agreement

Severe drought conditions exist within the **Mustang Flat Allotment**. The allotment was recently visited to evaluate drought conditions. Field observations indicate that available forage and water availability are extremely limited and that severe drought conditions exist. Precipitation for the normal growing season of April, May, and June is 50% of normal. The below normal precipitation has resulted in decreased soil moisture, decreased plant vigor and growth while some locations have little or no current year's growth. As a result, heavy utilization of the key perennial species has occurred over portions of the allotment. Water availability is severely limited in the area and not available at all on the allotment.

Therefore, for the protection of the vegetation and watershed due to severe drought conditions, the **Mustang Flat Allotment** is hereby temporarily closed to livestock grazing (See attached map). This Notice of Closure is effective immediately.

The closure will be in effect until the following criteria have been met:

1. Vegetative growth occurs and can sufficiently support livestock grazing; *and*
2. The key forage species all show good vigor; and
3. Soils are sufficiently protected from potential erosion; and
4. Key perennial forage species reach seed maturity (seed set).

Upon determination that the perennial vegetation has been re-established, authorized grazing use will resume. We will ask for the permittees' participation when evaluating forage conditions associated with lifting this closure. A map of the closure area is attached. This closure is issued as an agreement pursuant to Title 43 Code of Federal Regulations, Section 4110.3-3 (b).

This Notice is to inform you that any unauthorized livestock grazing upon public lands within the **Mustang Flat Allotment** (Legal description T. 5, S., R. 67, 68 E.) under Bureau of Land Management's control will be in violation of 43 CFR 4140.1 (b) (1) and may be impounded. The unauthorized livestock may be impounded at any time after five (5) days from delivery of this notice or after five (5) days from the publishing and posting of this notice. This notice is issued in accordance with 43 CFR 4150.4; any impoundment of unauthorized livestock in connection with this notice will be done in accordance with 43 CFR 4150.4-2.

Roger Dieleman, Permittee

Date

Assistant Field Manager,
Renewable Resources

Date