

United States Department of the Interior



BUREAU OF LAND MANAGEMENT  
HC 33 Box 33500  
Ely, Nevada 89301-9402  
<http://www.nv.blm.gov>



In Reply Refer To:  
4130

Grazing Case Files for:  
Robert Lewis and  
Kevin Olson Grazing Case files  
NV-045.09

Robert Lewis  
P.O. Box 520  
Moapa, Nevada 89025

*10 year*

JAN. 22 2001

The transfer of grazing privileges from Kevin Olson to you is being processed. I received your signed "Acceptance of Terms and Conditions" and propose to offer you a term permit for the period of 2001 to 2010 for the Henrie Complex and Cottonwood Allotments.

*Augusta HMA  
BATTLE MTR*

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 Henrie Complex and Cottonwood Allotments.

You meet all of the qualifications for a grazing permittee outlined in 43 CFR 4110.1, and this offering and issuance of a permit complies with the regulations governing issuance of permits outlined in 43 CFR 4110.2-1, 4110.2-2 and 4110.3-2.

The terms and conditions outlined in the enclosed acceptance form are those which have historically appeared on previous annual licenses and permits authorizing grazing use in this allotment. The terms and conditions outlined are also consistent with the Caliente Resource Area Management Framework Plan (MFP), the Caliente Grazing Environmental Impact Statement and the subsequent Record of Decision.


An Environmental Assessment has been completed for issuance of this proposed term permit. The proposed grazing use is within the array of options identified for the alternatives and proposed action as analyzed in the Caliente Draft Grazing 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 you this permit via proposed decision, it will be sent to the interested public and will include a 15-day period for protest and a 30-day period for appeal.

The interested public is being asked to provide comments by February 5<sup>th</sup>. Any comments in writing should be sent to James M. Perkins, Assistant Field Manager-Renewable Resources, at the above address.

If you have any questions please contact Michael Kuyper, Rangeland Management Specialist, at (775) 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,

*"Acting for"*  
  
James M. Perkins  
Assistant Field Manager  
Renewable Resources

1 Enclosure

1. Acceptance of Terms and Conditions Offer

cc:

Nevada State Clearinghouse  
Commission for the Preservation of Wild Horses  
Lincoln County Commission  
John McLain, RCI  
U.S. Fish and Wildlife Service, Reno, NV  
Nevada Cattlemen's Association  
Nevada Department of Agriculture  
Jule Wadsworth  
R.H. Schmutz  
Tim Perkins  
Shirley McCrosky  
Shelley Wadsworth  
Friends of Nevada Wilderness  
Mr. Vaughn M. Higbee

CCCLtrLewis113000/sc

1-18-01

# ACCEPTANCE OF TERMS & CONDITIONS and REQUEST FOR GRAZING PERMIT

I (we), **Robert and Vivian Lewis**, agree to accept the Terms & Conditions listed below and request that I (we) be offered a Grazing Permit to graze the **Henrie Complex and Cottonwood allotment(s)** in which I (we) have a grazing preference.

ALLOTMENT		LIVESTOCK		GRAZING PERIOD		%	Type	AUMs
Number	Name	Number & Kind		Begin	End	PL	Use	
11034	Henrie Complex	177	Cows	11/01/00	04/30/01	100	A	1053*
21021	Cottonwood	108	Cows	05/01/00	10/31/00	100	A	648*

These AUMs are in addition to any existing permits already held by the permittee.

### Terms and Conditions:

In accordance with 43 CFR 4130.3-2, the following terms and conditions will be included in the grazing permit for the Henrie Complex and Cottonwood Allotment(s):

1. Livestock numbers identified in the term grazing permit are a function of seasons of use and permitted use for each allotment. 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.
2. 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.
3. 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.
5. The authorized officer is requiring that an actual use report (Form 4130-5) be submitted within 15 days after completing your annual grazing use.
6. The payment of your grazing fees is due on or before the date specified in the grazing bill. This date is generally the opening date of your allotment. If payment is not received within 15 days of the due

date, you will be charged a late fee assessment of \$25 or 10 percent of the grazing bill, whichever is greater, not to exceed \$250. Payment with Visa, MasterCard or American Express is accepted. Failure to make payment within 30 days of the due date may result in trespass action.

JAN 2001

7. Grazing use will be in accordance with the Mojave Southern Great Basin Area Standards and Guidelines for grazing administration as developed by the Mojave Southern 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 Sub-part 4180 - Fundamentals of Rangeland Health and Standards and Guidelines for Grazing Administration.

**Additional Terms and Conditions:**

In accordance with 43 CFR 4130.3-2, the following terms and conditions will be included in the grazing permit for the Hemis Complex Allotment(s):

1. Terms and conditions for desert tortoise habitat as stated in Full Force and Effect Decision dated January 31, 1992.
2. Improve livestock distribution through the placement of salt and/or mineral block a minimum of ¼ mile from water and by herding of livestock. (Guideline 3.3)
3. The hauling of water will be stipulated to any authorization of use within the eastern half of the allotment. Water distribution within the allotment will be improved through the placement of a minimum of two new water haul locations. At least one of these locations will be established along the Lyman Crossing Road near the White Rock Allotment boundary to facilitate the authorization of livestock use. At least one location will also be established in the northwest portion of the allotment in the vicinity of the Meadow and Pass fires to make use of available forage on these areas.

**Terms and conditions for Cottonwood Allotment:**

1. Grazing in the Meadow Valley Wash on the Cottonwood Allotment shall occur anytime during the period of March 1 through April 30 to facilitate restoration of the riparian habitat and utilize and control introduced annual grasses. Grazing will occur on the remainder of the allotment from May 1 through October 31.

Signed: \_\_\_\_\_

*Robert C. Skew*

Date: \_\_\_\_\_

*18 Jan 2001*