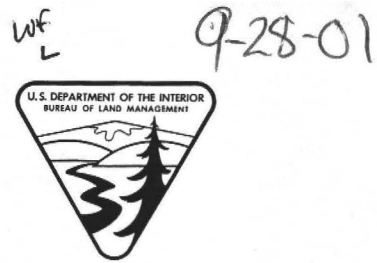




# United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Winnemucca Field Office  
5100 East Winnemucca Boulevard  
Winnemucca, Nevada 89445  
(775) 623-1500  
<http://www.nv.blm.gov/winnemucca>



*Blue wing!  
Seven troughs*

In Reply Refer To:  
NV 22.20  
4160.3

**SEP 28 2001**

Certified Mail/Return Receipt Requested #7000 1670 0007 8535 7688

September 28, 2001

*[Handwritten signature]*

Dear Interested Public:

Enclosed are copies of Notice of Closure and Final Decision (s) involving allotments that were impacted by the wildland fires this past summer.

This is in accordance with the Code of Federal Regulations 43 CFR 4110.3-3(b) and 4160.3(f).

If you wish to appeal a closure and/or decision, please be very specific as to the closure/decision you are appealing. Those procedures are outlined in the Final Decision.

If you have any questions, feel free to contact your Rangeland Management Specialist at (775) 623-1500.

Sincerely yours,

*[Handwritten signature of Colin P. Chistensen]*

Colin P. Chistensen  
Assistant Field Manager  
Renewable Resources

Enclosures



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Winnemucca Field Office  
5100 East Winnemucca Boulevard  
Winnemucca, Nevada 89445  
(775) 623-1500

<http://www.nv.blm.gov/winnemucca>



In Reply Refer To:  
(NV-22.18)  
4110.3-3(b)

**SEP 28 2001**

### NOTICE OF CLOSURE TO LIVESTOCK GRAZING

For protection of the soil and vegetation, due to fire, and because continued grazing use poses a significant risk of resource damage, I hereby close to all livestock grazing use on public lands herein described in the following allotments located in Humboldt, Pershing, Lander, Elko, and Washoe Counties:

Dolly Hayden	Burned Portion
Clear Creek	Burned Portion
Sonoma	Burned Portion
Rock Creek	Burned Portion
Pumpnickle	Burned Portion
Goldbanks	Burned Portion
Klondike	Burned Portion
Pleasant Valley	Burned Portion
Star Peak	Burned Portion
Bloody Run	Burned Portion
Sand Dunes	Burned Portion
Harmony	Burned Portion
Diamond S	Burned Portion
Rodeo Creek	Burned Portion
Jordan Meadows	Burned Portion
Humboldt Valley	Burned Portion
Humboldt House	Burned Portion
Osgood	Burned Portion
Bullhead	Burned Portion
UC	Burned Portion
Flat Creek	Burned Portion
Sand Pass	Burned Portion
Majuba	Burned Portion
Jersey Valley	Burned Portion
Golconda Butte	Burned Portion
Blue Wing / Seven Troughs	Burned Portion
South Buffalo	Burned Portion

(Maps of the fires can be viewed at the Winnemucca Field Office)

Livestock use may be authorized in those allotments where portions of a burned pasture are fenced or other measures taken to exclude livestock. This Notice of Closure is to remain in effect for a minimum of two (2) growing seasons for new seedings and natural recovery. Upon determination that the rehabilitation objectives have been met, authorized grazing use may resume.

The Winnemucca Field Office will monitor the recovery of the burned area to determine if objectives of the closure are being achieved.

This Closure is issued as a Final Decision and is effective upon issuance pursuant to Title 43 CFR, sections 4110.3-3(b) and 4160.3(f) of the Grazing Regulations for the Public Lands.

Any applicant, permittee, lessee, or other person whose interest is adversely affected by this final decision may file an appeal and petition for stay of the decision pending final determination of the appeal under Sec. 43 CFR §4160.4 and §4.470. Appeals and petitions for a stay of the decision shall be filed within 30 days after receipt of the final decision, in person or in writing to:

Colin P. Christensen, AFM Renewable Resources  
Bureau of Land Management, Winnemucca Field Office  
5100 E. Winnemucca Blvd.  
Winnemucca, NV 89445

The appeal shall state the reasons, clearly and concisely, why the appellant thinks the final decision is in error.

Should you wish to file a motion for stay, the appellant shall show sufficient justification based on the following standards under Sec. 43 CFR §4.21:

- (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.
- (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.

This notice is to inform you that any livestock grazing upon burned portions of public land or other burned portions of land under Bureau of Land Management's control are 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 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.

Sincerely yours,



Colin P. Christensen  
Assistant Field Manager  
Renewable Resources



## United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Winnemucca Field Office  
5100 East Winnemucca Boulevard  
Winnemucca, Nevada 89445  
775-623-1500

In Reply Refer To:  
(NV-22.15)  
4160.3(f)

September 28, 2001

CERTIFIED MAIL NO. 7000 1670 0007 8535 7572  
RETURN RECEIPT REQUESTED

### Notice of Final Decision

Wes Cook  
HC01 Box 58  
Cedarville, CA. 96104

Dear Mr. Cook:

In accordance with the Notice of Closure signed by the AFM, Renewable Resources, the burned portions of the Blue Wing/Seven Troughs Allotment are closed to all livestock for a minimum of two (2) growing seasons for new seedings and natural recovery.

Preburn management practices will resume when a minimum of two growing seasons of rest have been provided for native species. Seedings would also be protected from livestock grazing for a minimum of two growing seasons.

The emergency closure will be lifted when the vegetative cover meets or exceeds 50% of the minimum potential perennial ground cover for the ecological site after a minimum of two growing seasons. The Winnemucca District will monitor the recovery of the burned area to see if the objectives of the closure are being achieved. If the fire rehabilitation criteria for the new seedings is not met, an additional growing season rest may occur.

Once the burned portions and/or pastures are open to authorized livestock grazing, a 50% utilization objective, for the seeded species, will be in affect.

The emergency closure will provide rest for surviving perennial species to regain vigor and will provide seedling establishment of native species. The rest will also benefit the native species by allowing sufficient time for germination of seed, development of adequate seedling root growth to prevent uprooting by grazing animals, and by allowing perennial seedlings to develop good vigor and produce viable seed.

Areas to be seeded lack perennial species for natural revegetation. The burn area will not successfully reestablish to a native perennial plant community in a reasonable time frame of two or three growing seasons without seeding. These areas, if left to natural rehabilitation, could be invaded by less desirable annual plant species. Areas that are dominated by annual species have a high potential hazard for recurring wildfire and the competition of annuals reduces the chance of perennial species establishing.

The permittee must keep livestock out of the burned portions of the Blue Wing/Seven Troughs Allotment by herding.

We will be soliciting your participation in the selection of key areas and key species which will be the basis for the re-opening of the closed portion(s) of the allotment.

This final decision is effective upon receipt in accordance with 43 CFR 4110.3-3(b) and 4160.3(f) for the protection of the soil and vegetation due to fire.

Any applicant, permittee, lessee, or other person whose interest is adversely affected by this final decision may file an appeal and petition for stay of the decision pending final determination of the appeal under Sec. 43 CFR §4160.4 and §4.470. Appeals and petitions for a stay of the decision shall be filed in person or in writing to Pete Christensen, AFM Renewable Resources, Bureau of Land Management, Winnemucca District, 5001 E. Winnemucca Blvd., Winnemucca, NV. 89445, within 30 days after receipt of the final decision.

The appeal shall state the reasons, clearly and concisely, why the appellant thinks the final decision is in error.

Should you wish to file a motion for stay, the appellant shall show sufficient justification based on the following standards under Sec. 43 CFR §4.21:

- (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.
- (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.

Sincerely yours,



Colin P. Christensen  
Assistant Field Manager  
Renewable Resources