

BOB MILLER
Governor

STATE OF NEVADA

M 8-28-92
CATHERINE BARCOMB
Executive Director



**COMMISSION FOR THE
PRESERVATION OF WILD HORSES**

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Paiute

MEMORANDUM

TO: Catherine Thayer, Deputy Attorney General
FROM: Catherine Barcomb, Executive Director
SUBJECT: Paiute Meadows Appeal
DATE: August 28, 1992

I have enclosed the copies of the 1) Land and Water Law Review from the University of Wyoming College of Law, and the 2) National Wildlife Federation v. BLM Appeal of the San Juan Resource Area's issuance of a grazing permit and schedule for the 1991-92 season on the Comb Wash Allotment.

This is the suit that established that the issuance of a grazing permit was appealable. I sent you the response from Scott Billing, BLM, to our initial appeal of the Paiute Meadows grazing decision yesterday. They are refusing our appeal and calling it a protest but if we choose to appeal that decision we have 30 days to respond. We are exactly where NDOW was just prior to their appeal of that same decision. They have appealed that rejection and now in my opinion it is our turn to do the same. We have information from this suit that states we are correct in our belief that a grazing license decision is appealable.

Please review this for our agency and give me your legal opinion as to our standing. I will be preparing a draft response for your review next week and will forward that to you.

If you have any questions, please feel free to contact me. I will be out of the office on August 31, September 1, and 2, with meetings in Reno as well as touring the Nellis Wild Horse Range. I should be in the office on and off after that.

STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL

4-6-92

MEMORANDUM

TO: Bob McQuivey, Chief, Habitat

DATE: August 6, 1992

FROM: C. Wayne Howle, Deputy Attorney General

CHH

SUBJECT: Informational documents

Attached for your information are copies of the following documents:

1. Land and Water Law Review from the University of Wyoming College of Law.

2. *National Wildlife Federation v. BLM* Appeal of the San Juan Resource Area's issuance of a grazing permit and schedule for the 1991-92 season on the Comb Wash Allotment.

cc: Roy Leach, Biologist