



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:
4160
(NV-22.13)

September 27, 1999

CERTIFIED MAIL NO. Z 416 353 309
RETURN RECEIPT REQUESTED

Notice of Final Decision

John DeLong
DeLong Ranches, Inc.
Star Route Box 335
Winnemucca, NV 89445

Dear Mr. DeLong:

In accordance with the Notice of Closure signed by the AFM, Renewable Resources, the following burned portions of **Bottle Creek, Morman Dan, Blue Mountain and Jackson Mountain Allotments** are closed to all livestock for two (2) growing seasons or until the rehabilitation objectives have been met:

Bottle Creek Allotment

T38N, R34E, Sections 1,2,3,10,11,12

T39N, R34E, Sections 13, 14, 23, 24, 25, 26, 35, 36

Morman Dan Allotment

T36N, R34E, Section 2

T36N, R35E, Section 6

T37N, R34E, Section 36

T37N, R35E, Section 30

T38N, R34E, Sections 11, 12, 13, 14, 15, 21, 22, 24, 26, 28

T38N, R35E, Section 18

Blue Mountain Allotment

T35N, R35E, Section 4

T36N, R34E, Sections 2, 10, 12, 14, 16, 20, 22, 24, 26, 36

T36N, R35E, Sections 6, 30, 32

Jackson Mountain Allotment

T37N, R31E, Sections 1, 11 12, 13, 14, 22, 23, 24, 26, 27

T37N, R32E, Sections 5, 6, 7, 8, 17, 18, 19, 20

On Blue Mountain Allotment, 370 AUMs are suspended. Grazing authorized on Blue Mountain Allotment will be billed at 56% public land.

You are responsible for ensuring that your livestock do not use the burned areas. In the event that livestock use occurs in burned areas, further action will be considered to protect those areas.

Preburn management practices will resume when a minimum of two growing seasons of rest have been provided for native species. Seedlings 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 ground cover for the ecological site after 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.

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. These areas, if left to natural rehabilitation, will be invaded by less desirable annual plant species. Areas that are dominated by annual species have a high potential hazard for recurring wildfires and the competition of annuals reduces the chance of perennial species establishing.

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

cc: Z 416 353 282 Natural Resources Defense Council
Z 416 353 281 Intermountain Range Consultants
Z 416 353 275 Nevada Division of Wildlife, Fallon
Z 416 353 274 Nevada Division of Wildlife, Winnemucca
Z 416 353 279 Nevada Cattlemen's Association, Elko
Z 416 353 283 WHOA
Z 416 353 278 Humboldt County Commissioners
Z 416 353 287 State of Nevada, Dept. of Administration
Z 416 353 277 Resource Concepts, Inc.
Z 416 353 280 Nevada Woolgrower's Assn.
Z 416 353 276 US Fish and Wildlife Service, Reno
Z 416 353 284 NRCS, Winnemucca
Z 416 353 285 Sierra Club-Toiyabe Chapter
Z 416 353 286 Nevada Commission of the Preservation of Wild Horses
Z 416 353 288 US Forest Service, Winnemucca



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CERTIFIED MAIL NO. Z 416 353 311
RETURN RECEIPT REQUESTED

Notice of Final Decision

Robert & Susan Hoenck
Star Route Box 343
Winnemucca, NV 89445

Dear Mr. and Mrs. Hoenck:

In accordance with the Notice of Closure signed by the AFM, Renewable Resources, the following burned portion of Bottle Creek Allotment is closed to all livestock for two (2) growing seasons or until the rehabilitation objectives have been met:

T38N, R34E, Sections 1,2,3,10,11,12
T39N, R34E, Sections 13, 14, 23, 24, 25, 26, 35, 36

You are responsible for ensuring that your livestock do not use the burned areas. In the event that livestock use occurs in burned areas, further action will be considered to protect those areas.

Preburn management practices will resume when a minimum of two growing seasons of rest have been provided for native species. Seedlings 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 ground cover for the ecological site after 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.

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.

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 Colin P. Christensen, AFM Renewable Resources, Bureau of Land Management, Winnemucca Field Office, 5100 E. Winnemucca Blvd., Winnemucca, NV 89445, within 30 days after receipt of the final decision.

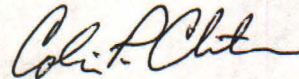
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Sincerely yours,



Colin P. Christensen
AFM, Renewable Resources

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Notice of Final Decision

Wilson Ranches, Inc.
HCR0095 No. 35
Winnemucca, NV 89445

Dear Mr. and Mrs. Wilson:

In accordance with the Notice of Closure signed by the AFM, Renewable Resources, the following areas in Bottle Creek and Andorno Allotments are closed to all livestock for two (2) growing seasons or until the rehabilitation objectives have been met:

Bottle Creek Allotment:

T38N, R34E, Sections 1,2,3,10,11,12
T39N, R34E, Sections 13, 14, 23, 24, 25, 26, 35, 36

Andorno Allotment:

Peterman Field

You are responsible for ensuring that your livestock do not use the burned areas. In the event that livestock use occurs in burned areas, further action will be considered to protect those areas.

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 ground cover for the ecological site after 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.

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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. These areas, if left to natural rehabilitation, will be invaded by less desirable annual plant species. Areas that are dominated by annual species have a high potential hazard for recurring wildfires and the competition of annuals reduces the chance of perennial species establishing.

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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.

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- (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
AFM, Renewable Resources