



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
WINNEMUCCA DISTRICT OFFICE
705 East 4th Street
Winnemucca, Nevada 89445

M 11/16/84
IN REPLY REFER TO:

4720
(NV-023.5)

CERTIFIED MAIL NO. P499376407
RETURN RECEIPT REQUESTED

November 16, 1984

NOTICE OF AREA MANAGER'S PROPOSED DECISION

Ahtram Thunder
Star Route 3
Thunder Mountain, NV 89418

Dear Mrs. Thunder:

I have considered your Affidavit and Claim of Ownership of Horses on Public Lands dated March 29, 1983. Based upon existing records and documents, and conversations with the State of Nevada Brand Inspector, Bureau personnel, and meetings and conversations with you and Mr. Thunder, my proposed decision is as follows:

The gathering of a maximum of 13 of the 17 unbranded horses noted on the Brand Inspection Certificate dated September 22, 1980, and their progeny which are further described in your affidavit is approved, provided the following stipulations are agreed to and complied with:


1. A detailed plan of action is submitted to the Winnemucca District BLM office describing:
 - a. the method of capture (i.e., roping, drive trapping, etc.).
 - b. the exact location of the proposed capture site(s) depending upon the capture method.
 - c. when the gathering will take place, indicating proposed starting dates and the length of time necessary to capture all of the animals.
2. A BLM employee will be present during the capture operation.
3. A Nevada State Brand Inspector will be present to determine legal ownership of each captured animal.
4. Agreement to pay any trespass damages due the BLM in a timely manner.

If you wish to protest this proposed decision in accordance with 43 CFR 4160.2 you are allowed 15 days from receipt of this notice within which to file such protest with the Area Manager, Bureau of Land Management, 705 East 4th Street, Winnemucca, Nevada 89445.

In the absence of a protest within the time allowed, the above proposed decision shall constitute my final decision on your application. Should this notice become the final decision and if you wish to appeal this decision for the purpose of a hearing before an Administrative Law Judge, in accordance with 43 CFR 4.470, you are allowed thirty (30) days from receipt of this notice within which to file such appeal with the Area Manager, Bureau of Land Management, at the above address.

The appeal should specify the reasons, clearly and concisely, as to why you think this decision is in error. In accordance with 43 CFR 4720.2, failure to act on this claim within the above listed thirty (30) day protest and appeal period will void this authorization to gather.

Sincerely yours,


Gerald P. Brandvold
Area Manager

cc: Dawn Lappin, Wild Horse Organized Assistance ✓
Helen Reilly, International Society for the Protection
of Mustangs and Burros
Steve Mahoney, Nevada Division of Brand Inspection
Pershing County Commissioners
Pershing County Sheriff's Office
Nevada State Office BLM (NV-940-4)