



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Ely Field Office  
HC 33 Box 33500 (702 No. Industrial Way)  
Ely, Nevada 89301-9408  
<http://www.nv.blm.gov>



In Reply Refer To:  
4110.2 (NV-042)

Dean Carter  
PO Box 245  
Minersville, UT 84752

APR 11 2006

Dear Mr. Carter:

Your term permit (#2705027) expired on 2/28/2006. In accordance with Sec. 325, Title III, H.R. 2691, Department of the Interior and Related Agencies Appropriations Act, 2004 (P.L. 108-108), which was enacted on November 10, 2003, your grazing permit can now be renewed under Section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752), title III of the Bankhead-Jones Farm Tenant Act (7 U.S.C. 1010 et seq.), or, if applicable, section 510 of the California Desert Protection Act (16 U.S.C. 410aaa-50). In accordance with Public Law 108-108 the terms and conditions contained in the expired or transferred permit have been incorporated into your new permit and shall continue in effect under the renewed permit until such time as the Secretary of the Interior completes processing of this permit in compliance with all applicable laws and regulations, at which time this permit may be canceled, suspended, or modified, in whole or in part, to meet the requirements of such applicable laws and regulations.

The issuance of the permit would be for a period of ten years beginning March 1, 2006, and ending February 28, 2016. Permitted use on the Rattlesnake Allotment includes 1180 active AUMs of cattle use with 324 AUMs in suspended. The season of use is from March 1 to May 30 and from October 16 to February 28. The signed "Acceptance of Terms and Conditions" form was received on 4/3/06. The active permitted use for the permit authorizes that which is reflected in the "Acceptance of Terms and Conditions" form.

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 Rattlesnake allotment for the 2006 grazing year (list at end of this letter).

You meet all of the qualifications for the 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 and 4110.2-2.

RECEIVED

APR 13 2006

DEPARTMENT OF ADMINISTRATION  
OFFICE OF THE DIRECTOR  
BUDGET AND PLANNING DIVISION

The terms and conditions outlined in the enclosed acceptance form are those that have historically appeared on previous annual licenses and permits authorizing grazing use on the allotments listed in the "Acceptance of Terms and Conditions" form. The terms and conditions outlined for these allotments were developed through consultation, cooperation, and coordination with the interested public during the allotment evaluation process. The terms and conditions outlined are also consistent with the Caliente Resource Area Management Framework Plan (MFP) and the Caliente Grazing Environmental Statement (ES).

The geographic portion of the Rattlesnake Allotment is located within the Rattlesnake Wild Horse Herd Management.

If you have any questions please contact *Shirley Johnson*, Rangeland Management Specialist, at (775) 726-8120. 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,

A handwritten signature in cursive script that reads "William E. Dunn".

William E. Dunn  
Assistant Field Manager  
Renewable Resources

1 Enclosure

1. Acceptance of Terms and Conditions Offer

Interested Public Mailing List (2006)  
Permit renewal for the Rattlesnake Allotment

cc:

Steve Foree, NDOW  
Brad Hardenbrook, NDOW  
Lincoln County Commissioners  
Betsy Macfarlan, ENLC  
John McLain, RCI  
Nevada State Clearinghouse  
Mike Scott, NDOW  
Katie Fite, Western Watersheds Project

**ACCEPTANCE OF TERMS & CONDITIONS**  
**and**  
**REQUEST FOR GRAZING PERMIT**

Bureau of Land Management  
 APR 03 2006  
**RECEIVED**

I (we) Dean Carter, agree to accept the Terms & Conditions listed below and request that I (we) be offered a Grazing Permit to graze the allotment(s) in which I (we) have a grazing preference.

ALLOTMENT Number	Name	LIVESTOCK Number & Kind		GRAZING PERIOD		% PL	Typ e Use	AUMs	
				Begin	End			Susp	Actv
01058	Rattlesnake	158	C	03/01	05/30	100	A	324	473
		158		10/16	02/28				706

**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 Rattlesnake Allotment:

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.
4. The authorized officer is requiring that an actual use report (Form 4130-5) be submitted within 15 days after completing your annual grazing use.
5. 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.

6. Grazing use will be in accordance with the Mojave Southern Great Basin 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.
7. If future monitoring data indicates that standards and guidelines for grazing management are not being met, the permit will be reissued subject to revised terms and conditions.

**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 Rattlesnake Allotment:

1. Signed actual statements for the period 3/1 to 2/28 are due yearly by 3/31. Issuance of grazing licenses is dependent upon receipt of actual use.
2. In accordance with Sec. 325 In accordance with Sec. 325, Title III, H.R. 2691, Department of the Interior and Related Agencies Appropriations Act, 2004, (P.L. 108-108), which was enacted on November 10, 2003, this grazing permit or lease is renewed under Section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752), title III of the Bankhead-Jones Farm Tenant Act (16 U.S.C. 1010 et seq.), or, if applicable, section 510 of the California Desert Protection Act (16 U.S.C. 410aaa-50). In accordance with Public Law 108-108, the terms and conditions contained in the expired permit have been incorporated into the new permit and shall continue in effect under the renewed permit until such time as the Secretary of the Interior completes processing of this permit in compliance with all applicable laws and regulations, at which time the permit may be canceled, suspended, or modified, in whole or in part, to meet the requirements of such applicable laws and regulations.

Signed: Dean Carter  
Dean Carter

Date: 3-25-06