

**Poverty Creek Allotment Annual Operating Provisions**  
Black Range Ranger District, Gila National Forest  
2006 grazing season

**1. PASTURE USE SCHEDULE**

We have approved your application to graze 60 head of cattle on the Poverty Creek Allotment for the 2006 grazing season. At our annual validation meeting we developed the following grazing rotation schedule:

<i>PASTURE</i>	<i>ON</i>	<i>OFF</i>	<i>NUMBER</i>
Pine	03/01/06	03/31/06	30 head
	10/01/06	02/28/07	30 head
Bull	03/01/06	03/31/06	19 head
	10/01/06	02/28/07	19 head
Horse	03/01/06	03/31/06	11 head
	10/01/06	02/28/07	11 head

The above schedule is an estimate and may be modified at any time during the grazing season if the utilization levels are met, if water availability is inadequate, or for other resource management reasons. If allowable use levels are met early in the scheduled pasture, cattle will be required to be moved to another area of the pasture, moved to another pasture, or removed from the Forest. Cattle are to be completely removed from a pasture by the off date. Please notify this office at least five days prior to your cattle being moved on or off the Forest.

**2. UTILIZATION STANDARDS**

The following utilization standards will be applied on the Poverty Creek Allotment:

- Upland sites are not to exceed 30% utilization of current year's growth of perennial grasses.
- Bottom sites are not to exceed 40% utilization of current year's growth of perennial grasses.

**3. KEY AREA MONITORING**

Key areas for utilization monitoring have been identified and are listed below.

- Parker 3-Step Transect Cluster #2
- The ridgeline between Buster Creek and Pine Canyon
- Parker 3-Step Transect Cluster #1
- Area around Pace Transect #3

The idea of a key area is to find a site that is representative of a larger area in which cattle obtain the majority of their required forage resources. Key area monitoring will avoid areas directly adjacent to permanent water sources, cattle trails, roads, and fence lines.

Upland areas will be monitored for use on perennial grass species.

District personnel will contact the permittees to coordinate site visits to monitor key areas. Permittee participation is encouraged. Forage utilization estimates will be consistent with the Forest Service Range Analysis Handbook methodology, and may also include FS Regional stubble-height standards, as well as other techniques generally accepted in the field of range management.

#### **4. RANGE IMPROVEMENTS**

Range improvements must be maintained to standard, as outlined in Part 3 section VI of your Term Permit, before cattle are allowed into a pasture. It is the permittee's responsibility to ensure that range improvements remain functional. This includes boundary fences in pastures not currently being grazed. Routine maintenance of existing improvements does not require written clearance; however, construction/reconstruction of new improvements must be authorized in writing from this office.

There are no improvements planned for the 2006 grazing season. If at any point in the grazing season you identify a need for range improvements please feel free to contact us and we will be happy to discuss them.

Keep in mind that all new improvement construction and reconstruction will require archaeological clearances as well as permit modifications. These will be initiated in the planning phases of any project proposal.

#### **5. SPECIAL MANAGEMENT INSTRUCTIONS**

The following restrictions will be implemented so that management remains in compliance with the Endangered Species Act and the Clean Water Act. The instructions below relate to threatened, endangered, and proposed to be listed species as well as range/watershed conditions.

- There are no documentations that identify any protected and restricted Mexican Spotted Owl habitat on the Poverty Creek Allotment, therefore there are no restrictions regarding the Mexican Spotted Owl.
- Stock tanks must be surveyed for possible aquatic habitat before earth-disturbing maintenance is authorized.
- The U.S. Fish and Wildlife Service listed the Chiricahua leopard frog as a threatened species in 2002. We have completed grazing consultation on your allotment regarding the effects of livestock grazing on the Chiricahua leopard frog. We determined that livestock grazing will either have no effect or will not adversely effect the Chiricahua leopard frog. As a result of this determination,

there were no changes required of your grazing permit. The U.S. Fish and Wildlife Service concurred with this determination. Therefore, consultation has been completed. A copy of this consultation is on file with your local Ranger District.

## **6. OTHER INSTRUCTIONS**

The permittee must obtain permission from this office, before conducting earth-disturbing activities on the National Forest. The Forest Service will arrange inspections of project areas and will prepare appropriate environmental and cultural documents before earth-disturbing activities proceed. These activities include road/earthen tank maintenance, as well as construction/reconstruction of trails, roads, earthen tanks, etc. Do not conduct any earth-disturbing activities on the Forest without written clearance from this office.

Salt must be located at least ¼ mile from water, and preferably on ridges and/or areas of low use. On the Poverty Creek allotment we encourage you to salt on the West part of the allotment as the majority of permanent water is located on the East part of the allotment. Do not place salt blocks in the same location as the previous year, and locate blocks on hard ground not susceptible to erosion. Supplemental feeding, other than mineral or supplement block is not authorized on the National Forest.

Accurate records of your operation will aid in planning and determining the effectiveness of the grazing system. Please maintain reasonably accurate records of cattle numbers throughout the grazing season.

The Annual Operating Provisions are a part of the Term Grazing Permit as provided for in Part II, Section 8(a). These instructions comply with the standards and guidelines found in the Forest Plan, including the 1996 Forest Plan Amendment. They also comply with the Endangered Species Act found in the Biological Assessment for the Poverty Creek Allotment. Any additional information collected during the year may be incorporated into the Annual Operating Instructions.

This decision is subject to administrative review, pursuant to 36 CFR 251; and any appeal of this decision must be fully consistent with 36 CFR 251.90 (see enclosed copy of 36 CFR 251 regulations). In accordance with 36 CFR 251.84, if you file an appeal, I am willing to meet with you to discuss any concerns you may have with my decision.

If you file an appeal, you may request an oral presentation in the appeal or at any time prior to closing of the appeal record (36 CFR 251.97).

Additionally, if you file an appeal, you may request a stay of my decision in the appeal or at any time prior to closing of the appeal record (36 CFR 251.91).

A notice of appeal must be filed with Marcia Andre, Forest Supervisor, Gila National Forest, at 3005 E. Camino Del Bosque, Silver City, NM 88061, within 45 days of the date of this decision. A copy of the notice of appeal must be filed simultaneously with Tammy Randall Parker, District Ranger, Black Range Ranger District at 1804 Date Street, Truth or Consequences, NM 89701.

We appreciate your cooperation in the management of the Poverty Creek Allotment. If you have any questions regarding these instructions, please contact Ron Mortensen, Rangeland Management Specialist (505)894-6677. Thank you.

Sincerely,

TAMMY RANDALL PARKER  
District Ranger