

ANNUAL OPERATING INSTRUCTIONS

2013

Black Range Ranger District
Gila National Forest

2013

South Fork Allotment #217



Prepared By: /s/ Sean L. Brown Date: 01/29/2013
Range Staff

Reviewed By: /s/ Robert Cochran Date: 01/29/2013
Permittee

Approved By: /s/ Larry D. Cospers Date: 01/29/2013
District Ranger

BLACK RANGE RANGER DISTRICT

2013 ANNUAL OPERATING INSTRUCTIONS

South Fork Allotment

I. INTRODUCTION

These Annual Operating Instructions document your discussion with Sean Brown and Cari Howell on 29 January 2013 at the Black Range Ranger District Office.

Term Permitted Livestock Numbers:

Permittee	Number & Class of livestock	Dates
Robert and Susan Cochran	212 Cow/Calf	3/1 – 2/28
Robert and Susan Cochran	5 Horses	3/1 – 2/28

Authorized Use:

Permittee	Number & Class of livestock	Dates
Robert and Susan Cochran	178 Cow/Calf	3/1 – 2/28
Robert and Susan Cochran	5 Horses	3/1 – 2/28

Pasture Rotations:

Class of Livestock	# of Livestock	Rotation Date	Pasture
Cow/Calf		03/01 – 03/14	Hagins
Cow/Calf		Rest	Monument
Cow/Calf		03/15 – 05/30	Lodge East side
Cow/Calf		06/01 – 09/15	Lodge West side
Cow/Calf		09/16 – 11/15	Monument
Cow/Calf		11/16 – 02/28	Hagins

This pasture rotation schedule will depend on range readiness, available water, weather conditions and permittee needs. Changes to the grazing rotation must be approved by the Forest Officer in advance. An “**amended**” AOI must be developed to reflect the approved changes.

The off-date for a pasture is the date when the livestock are to be fully out of the unit, or in the case of the last pasture, fully off of National Forest System lands. We recognize that moves cannot usually be accomplished in one day. It is your responsibility to begin early movement of livestock to ensure that pastures are clean by the dates specified.

II. MANAGEMENT OF LIVESTOCK

You are responsible for monitoring water availability and forage utilization. It is your responsibility to move your livestock when sufficient water is no longer available or when proper forage utilization is achieved in a pasture. You are responsible for keeping track of and maintaining control of your livestock. In the event your livestock are found to be out of the scheduled pasture, you will be required to find, gather, and return your animals to the proper pasture as soon as possible.

III. IMPROVEMENT MAINTENANCE

All range improvements assigned in the 10-year Term Grazing Permit are to be maintained in a functioning condition. In the event these improvements cannot be brought up to a functioning condition, you should notify the Range Staff at the Black Range Ranger District to schedule them for reconstruction as funds become available.

Range improvements are planned for the South Fork Allotment during the 2013 grazing season.

- Continued maintenance of water developments, windmills, and corrals as needed to successfully facilitate the grazing operation.
- Trick tank in Hagins pasture
- Tom Davis Well – Needs new liner –Check on this.
- Black Hawk Trough Pipeline – Powder River Trough needed. 12 foot. May need new spring box.
- Develop Spring in Road near Black Hawk.
- Need a new cattleguard on 226 at JHW Well.
- We will pursue the placement of a line shack on forest for the purpose of the management of livestock.
- Convert OSO Well to solar
- Convert Sheep Creek Well to solar

All range improvements assigned in the 10-year Term Grazing Permit are to be maintained in functioning condition. In the event these improvements cannot be brought up to a functioning condition, you should notify this office so we can schedule them for reconstruction as funds become available. You may apply for a “**Free Use**” post and stay permit for the maintenance of fences and corrals on the allotment. Maintenance to standard is required even if you have taken “**nonuse**”.

IV. GENERAL INSTRUCTIONS

1. Fire: Branding and warming fires should be used with good judgment - not on windy days or during times when fires are specifically restricted. The Black Range District may allow naturally ignited fires to burn on the district this coming year. We will notify you if we plan to let a fire burn on your allotment.

2. Records: In order to close out permit modifications you must provide documentation of materials and labor constituting your contribution to the permit modification

You must provide documentation of cattle numbers; dates of entering and leaving pastures, shipping dates and cattle losses (grown stock and calves). This information is used to substantiate the carrying capacity of the allotment. The information demonstrates use and the need for forage to meet the economic needs of the county. This information may also be used to establish cause and effect if there is a significant change in calf crop (Example, a wolf pack becomes established near your allotment).

3. Heavy Equipment Use: Please notify district well in advance of any plans to use heavy equipment so that necessary clearances and/or permits can be obtained. You will be notified by the district when you can proceed.

4. Credit/Refund: Any credit or refund applications for grazing fees must be made as far in advance as possible. Credit/Refund applications are not retroactive and will be approved only if the District Ranger is notified of livestock removal, prior to, or at the time, the livestock are taken off the allotment. **You will be required to provide your Social Security or Tax ID number in order for a refund to be processed.**

A \$25 administrative fee will be charged for any additional bills for collection that are sent to you due to either late payment or for split billing on seasonal allotments. This fee will be collected to pay for the cost associated with issuing an additional bill for collection. There is no administrative fee for the normal "split billing" on yearlong allotments.

It is necessary for you to write the bill number on your check prior to submitting it to the lockbox. This is necessary to insure that your payment is credited to your account.

5. Short Age Calf Policy: Any short-aged calves (calves less than 6 months old on December 31) must be removed from the National Forest by April 1, or you will need to apply for and pay grazing fees for these animals from April 1 to the time they are removed from the National Forest. Calves that are 6 months old or older on December 31 need to be paid for starting January 1.

6. Salting and Supplemental Feeding:

Salt should be placed in such a way as to distribute livestock use throughout the area. Place salt well away (>1/4 mile) from any water sources, or key areas that traditionally receive heavy use such as roads, parks, and riparian areas. Place salt in areas of light use to draw cattle to those areas such as oak thickets or under the aspen, spruce or pine. Salt locations must be moved every year and do not place more than one block in a location. The best distribution can be obtained by scattering one-half block chunks in areas of light use. Salt or supplement will not be placed near areas where such placement is liable to result in conflicts with other Forest users. Pick-up your salt after livestock are rotated to the next pasture.

Any hay, straw, or supplemental feed used in association with your grazing permit must be certified and tagged as free of noxious weeds and/or noxious weed seeds.

V. ALLOTMENT STATUS

The Allotment Management Plan for this allotment may need some updates to meet Forest Plan standards and guidelines. At the present time, direction for management on this allotment will be documented in these Annual Operating Instructions. The National Environmental Policy Act (NEPA) process is scheduled for 2015.

VI. OTHER ITEMS DISCUSSED

The District Ranger will authorize necessary changes to this AOI to accommodate fire management.

VII. SPECIAL MANAGEMENT CONCERNS

Keep track of conditions on your allotment. Make plans to reduce or remove livestock if vegetative/watershed conditions could be substantially harmed due to continued drought. The forecast for the upcoming winter and spring is drier than normal. If stock water does not recharge, adjustments may be necessary to the rotation plan and or the removal of livestock.

Wildlife and Fish

There is protected and restricted Mexican Spotted Owl habitat on the South Fork Allotment; however, consultation with the U.S. Fish and Wildlife Service determines 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 may have an affect but not adversely affect 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.

Heritage and Cultural

You 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.

VIII. UTILIZATION MONITORING OF KEY AREAS

Monitoring Schedule (Current Management)

Allowable Use: (Standards by Pasture and Key Area)

Pasture	Key Area	Key Species	Allowable Use	
			Upland	Riparian
All	Grassland Openings	Bluegrass & native bunchgrass	30-40%	
All	Riparian Areas	Woody riparian species		Not to exceed 25%
All	During "growing season"	All riparian grass & sedge		35%
All	During "dormant season"	All riparian grass & sedge		40%

If allowable use is reached on any key area prior to the scheduled off date, you will need to immediately move your livestock to the next unit or off National Forest if that unit is the last in the rotation. This will usually necessitate beginning the move one or more days prior to reaching allowable use or the scheduled off date.

Monitoring: The range personnel will conduct allotment inspections each year to ensure compliance with the terms and condition addressed in the Term Grazing Permit, including the Allotment Management Plan and Annual Operating Instructions. The permittee may also schedule inspections at any time.

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.

Mexican spotted owl protected and restricted habitat will be monitored to ensure that current management is providing cover for rodent prey species, the residual biomass that will support prescribed natural and ignited fires that would reduce the risk of catastrophic wildfire in the Forest, and regeneration of riparian trees.

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.

IX. NEPA AND APPEAL RIGHTS

These Instructions are 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).

After January 1, 2011, a notice of appeal must be filed with Kelly Russell, 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 Larry Cosper District Ranger, Black Range Ranger District at 1804 Date Street, Truth or Consequences, NM 89701.

TITLE 36 - - PARKS, FORESTS, AND PUBLIC PROPERTY

CHAPTER II - - FOREST SERVICE, DEPARTMENT OF AGRICULTURE

PART 251 - - LAND USES - - Table of Contents

Subpart C - - Appeal of Decisions Relating to Occupancy
and
Use of National Forest System Lands

Sec. 251.90 Content of notice of appeal.

- (a) It is the responsibility of an appellant to provide a Reviewing Officer sufficient narrative evidence and argument to show why a decision by a lower level officer should be reversed or changed.
- (b) An appellant must include the following information in a notice of appeal:
 - (1) The appellant's name, mailing address, and daytime telephone number;
 - (2) The title or type of written instrument involved, the date of application for or issuance of the written instrument, and the name of the responsible Forest Service Officer;
 - (3) A brief description and the date of the written decision being appealed;
 - (4) A statement of how the appellant is adversely affected by the decision being appealed;
 - (5) A statement of the facts of the dispute and the issue(s) raised by the appeal;
 - (6) Specific references to any law, regulation, or policy that the appellant believes to be violated and the reason for such an allegation.
 - (7) A statement as to whether and how the appellant has tried to resolve the issue(s) being appealed with the Deciding Officer, the date of any discussion, and the outcome of that meeting or contact;
and
 - (8) A statement of the relief the appellant seeks.
- (c) An appellant may also include one or more of the following in a notice of appeal: a request for oral presentation (Sec. 251.97); a request for stay of implementation of the decision pending decision on the appeal (Sec. 251.91); or, in those States with a Department of Agriculture certified mediation program, a request for mediation of grazing permit cancellation or suspensions pursuant to Sec. 251.103.

[54 FR 3362, Jan. 23, 1989; 54 FR 13807, Apr. 5, 1989, as amended at 54 FR 34510, Aug. 21, 1989;
64 FR 37846, July 14, 1999]