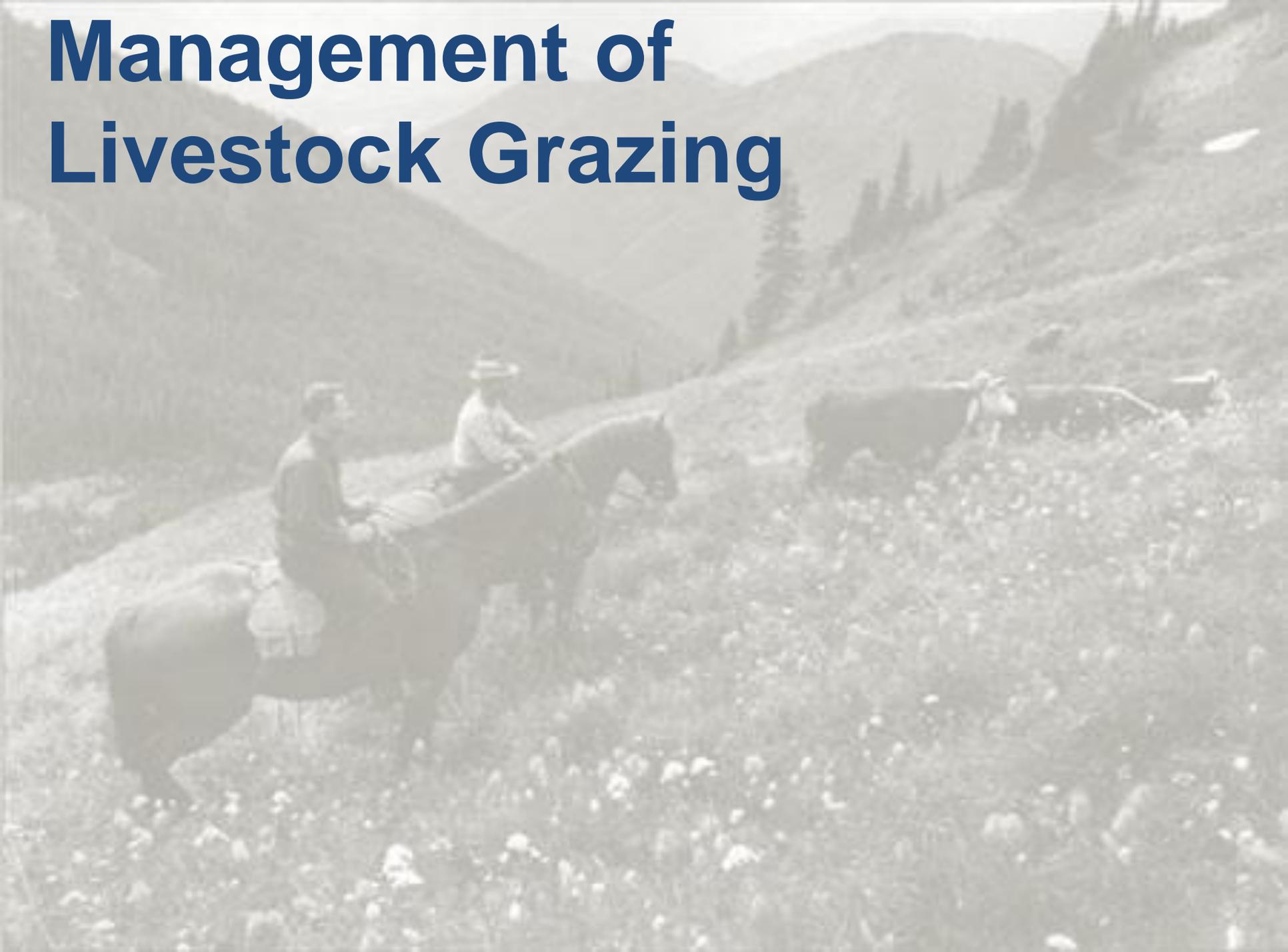


Management of Livestock Grazing



✓ **Brief Historical Perspective**

- ❖ **Livestock grazing at the time of establishment of Nez Perce and Clearwater NF (1908)**

- ❖ **Stocking rates 1906 - today**

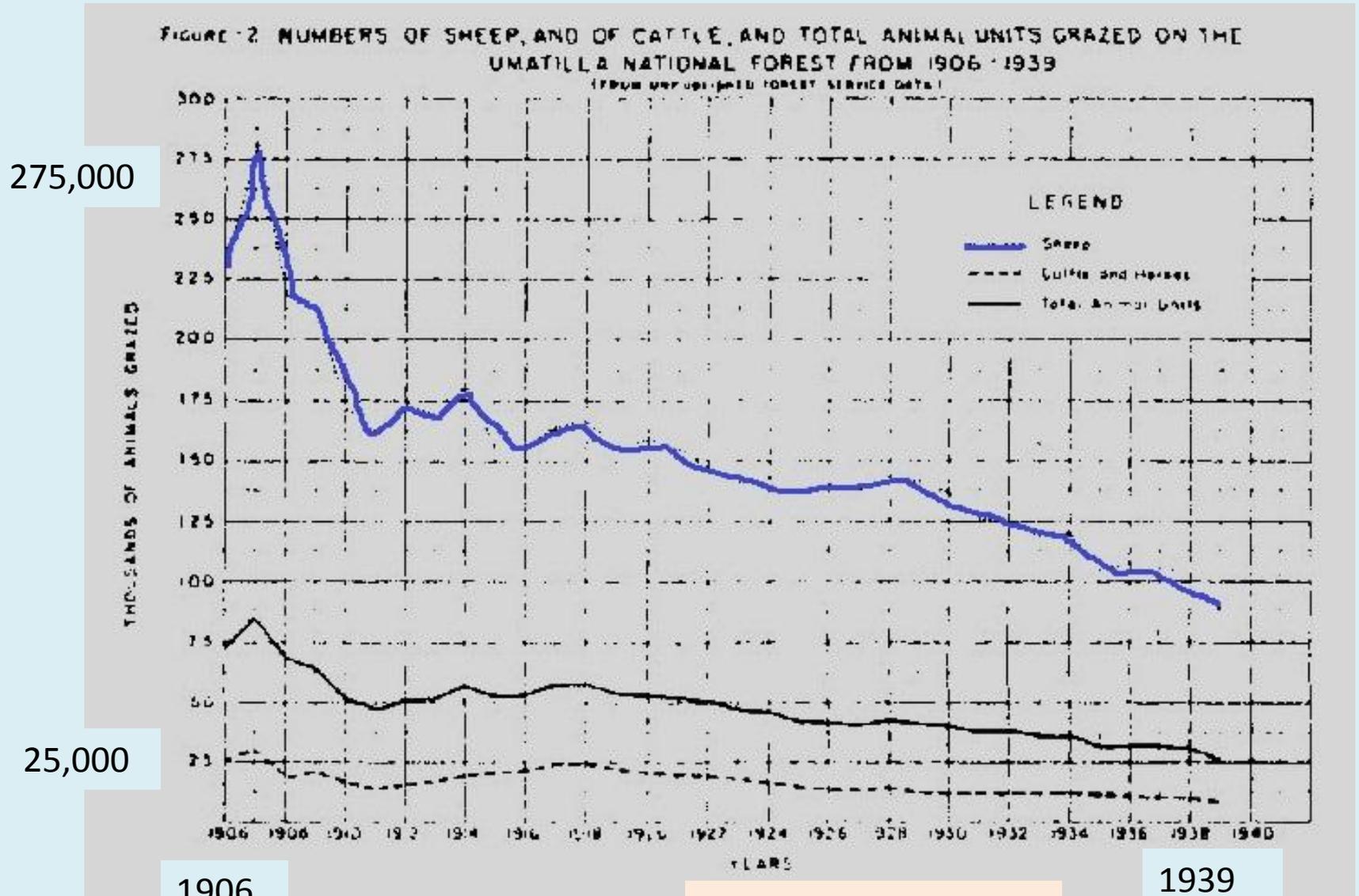
- ❖ **Various laws**

- ❖ **Term Permits with conditions**

- ❖ **Administration of Permits**

❖ Early Stocking Rates

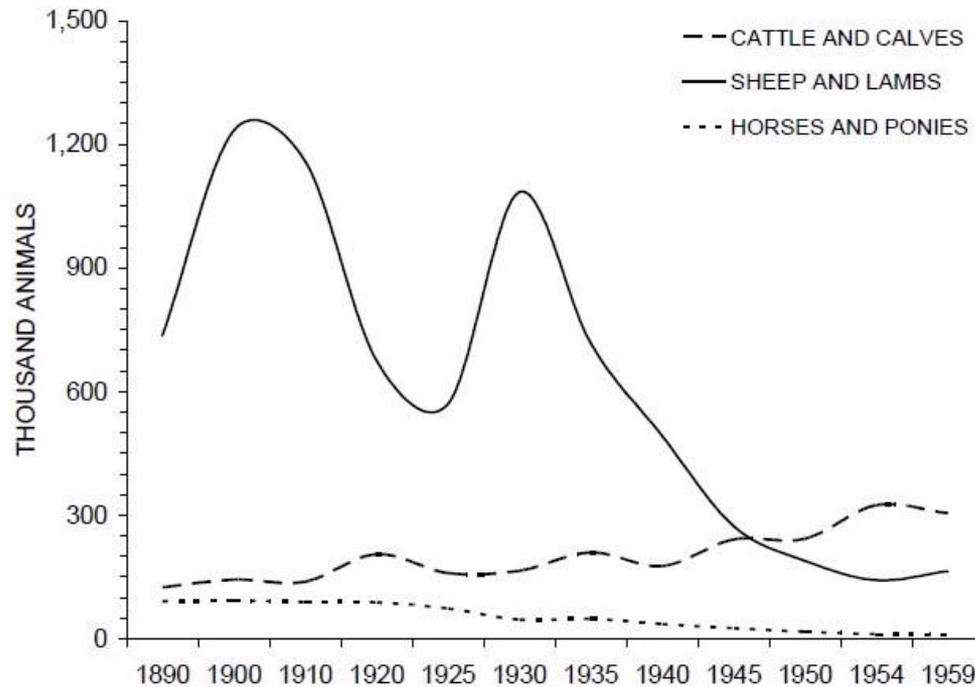
Number of Sheep and Cattle on the **Umatilla National Forest** 1906 - 1939



Humphrey, R. R. 1943

❖ Livestock numbers in private ownership

Number of domestic grazing animals, summarized for three livestock categories, for nine counties in northeastern Oregon and southeastern Washington (Asotin, Columbia and Garfield in Washington; Grant, Morrow, Umatilla, Union, Wallowa and Wheeler in Oregon)



Number of domestic grazing animals, summarized for three livestock categories, for nine counties in northeastern Oregon and southeastern Washington (Asotin, Columbia and Garfield in Washington; Grant, Morrow, Umatilla, Union, Wallowa and Wheeler in Oregon). Data derived from Bureau of Census agricultural summaries published in 1895, 1902, 1913, 1922, 1927, 1932, 1942, 1946, 1952, 1956, and 1961.

David C. Powell, June 2008

❖ Various laws

The authority to protect, manage, and administer the National Forest System, and other lands under Forest Service administration for range management purposes, is found in the following acts:

[Organic Administration Act of 1897](#) – authorizes the President to modify or revoke any instrument creating a National Forest; states that no National Forest may be established except to improve and protect the forest within its boundaries, for the purpose of securing favorable conditions of water flows, and to furnish a continuous supply of timber for the use and necessities of citizens of the United States. Authorizes the Secretary of Agriculture to promulgate rules and regulations to regulate the use and occupancy of the National Forests.

[The Bankhead-Jones Farm Tenant Act of 1937](#) - directs the Secretary of Agriculture to develop a program of land conservation and utilization to correct maladjustments in land use and thus assist such things as control of soil erosion, reforestation, preservation of natural resources and protection of fish and wildlife.

Granger-Thye Act of 1950 - authorizes the Forest Service to [issue grazing permits](#) and [use grazing receipts for range improvements](#); provides direction on establishment of [local grazing advisory boards](#) and other purposes.

[The Multiple Use Sustained Yield Act of 1960](#) – establishes the policy and purpose of the National Forests to provide for multiple-use and sustained yield of products and services.

[National Environmental Policy Act of January 1, 1970](#) - directs all federal agencies to consider and report the potential environmental impacts of proposed federal actions, and established the Council on Environmental Quality.

[National Forest Management Act of October 22, 1976](#) - The National Forest Management Act reorganized, expanded and otherwise amended the Forest and Rangeland Renewable Resources Planning Act of 1974, which called for the management of renewable resources on National Forest lands. The National Forest Management Act requires the Secretary of Agriculture to assess forest lands, develop a management program based on multiple-use, sustained-yield principles, and implement a resource management plan for each unit of the National Forest System. It is the primary statute governing the administration of National Forests.

[Public Rangelands Improvement Act of 1978](#) - establishes and reaffirms the national policy and commitment to inventory and identify current public rangeland conditions and trends; manage, maintain and improve the condition of public rangelands so that they become as productive as feasible for all rangeland values in accordance with management objectives and the land use planning process; charge a fee for public grazing use which is equitable; continue the policy of protecting wild free-roaming horses and burros from capture, branding, harassment, or death, while at the same time facilitating the removal and disposal of excess wild free-roaming horses and burros which pose a threat to themselves and their habitat and to other rangeland values.

[The Rescission Act of 1995 \(Public Law 104-19\)](#) - required each National Forest to establish and adhere to a schedule for completing NEPA analysis and decisions on all grazing allotments within a 15 year period.

❖ **Term Grazing Permits with Conditions**

- May be modified or cancelled for **non-compliance**
- May be modified for **resource conditions**
- Requires adherence to **Allotment Mgt. Plan**
- Requires timely **movement of livestock** between pastures and/or off the allotment
- Requires annual **maintenance of improvements**
- May include **special provisions**, such as ear tags, trail maintenance, dispersion of livestock, utilization documentation, etc

16.4 - Suspension and Cancellation Guidelines

1. To obtain consistency on administrative actions
2. To ensure consistency with relevant court decisions
3. 3. To provide a firm but fair approach

“Follow guidelines below for determining the extent of suspensions and cancellations, unless the authorized officer determines and documents that a different action is appropriate due to the specific circumstances of the violation.”

Example:

1. **Excess Use**: Greater livestock numbers, or grazing at times or in places other than permitted. Failure to remove livestock at the end of the grazing season or when instructed by the authorized officer
 - a. Notice of Noncompliance and Opportunity to Remedy:
 - b. Permit Action Decision Letter for Noncompliance: **Suspending 25%** or more of the permitted numbers or seasons for a period of at least 2 years.
 - c. Repeat Offenses: Permit is **canceled in whole or in part** as appropriate to the circumstances.
2. Failure to Follow Management Instructions:
3. Failure to Maintain Improvements:
4. – 12. Other ...

✓ Current Numbers, AUMs and Allot

	Nez Perce National Forest	Clearwater National Forest
Permitted Cattle Term FS	4,433	1,053
Permitted Cattle Private and on/off	40	1,310
Permitted Sheep Term FS	2,301	0
Permitted Sheep Private and on/off	149	0
Permitted AUMs* Term/ FS	26,872	6,523
Permitted AUMs* Private and on/off	646	8,331
Grazing Permittees (Permit Entities)	25	13
Active Allotments	20	17
Active Allotment (total acres)	476,528	212,527
Active Allotment (FS acres)	474,709	132,533
Active Allotment Waived (pvt acres)	810	79,994
Vacant Allotments	8	1

Nez Perce-Clearwater Range Allotments

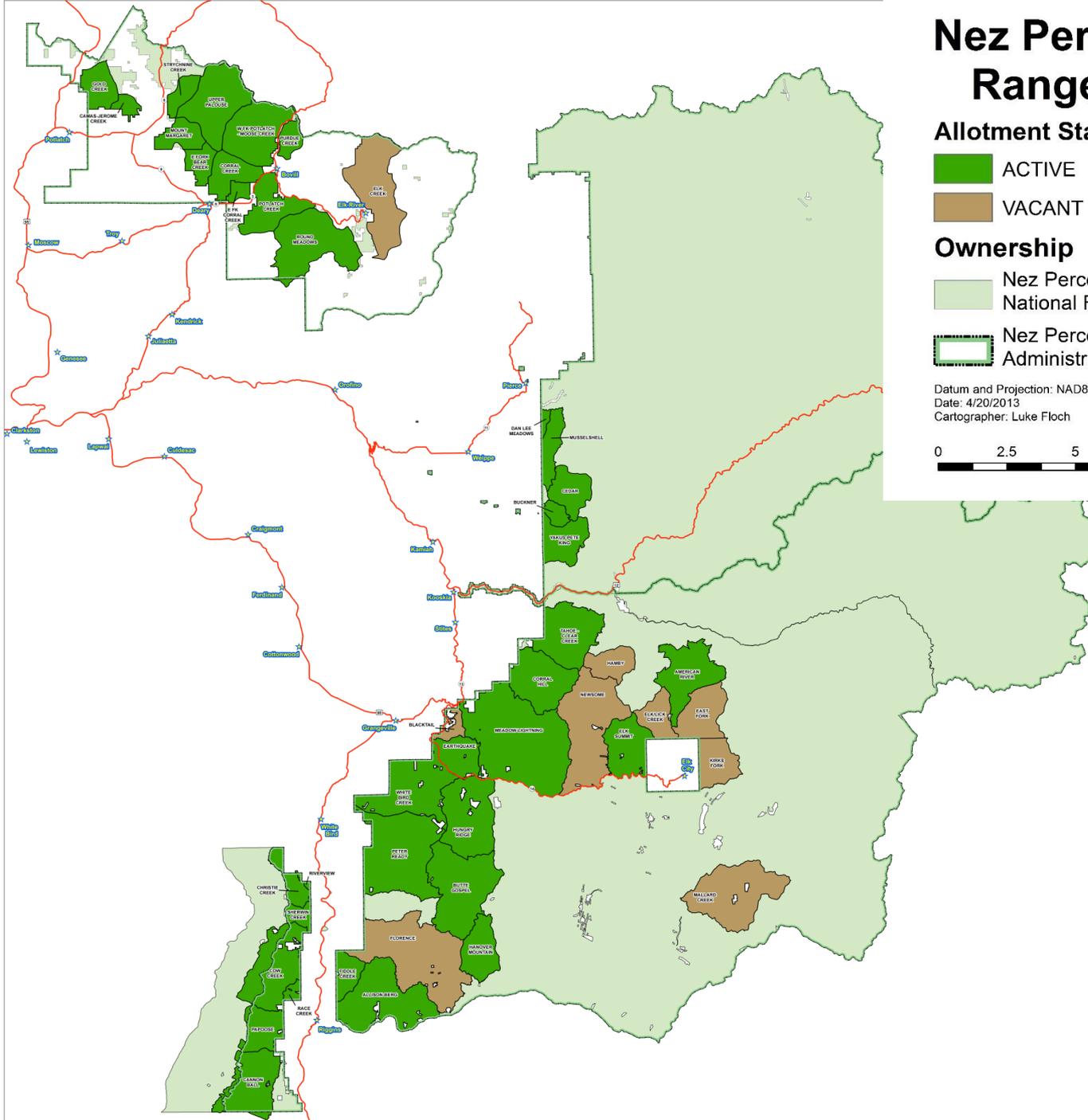
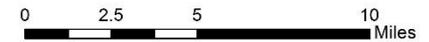
Allotment Status

- ACTIVE
- VACANT

Ownership

- Nez Perce-Clearwater National Forest System Land
- Nez Perce-Clearwater Administrative Boundary

Datum and Projection: NAD83 UTM Zone 11
 Date: 4/20/2013
 Cartographer: Luke Floch



✓ Range Conditions and Capacity

- ❖ Existing condition information

- ❖ Grassland forage and transitory forage

✓ Sustainability

- **Transitory range**
- **Invasive species**
- **Desired Condition for Other Resources**

✓ **Revision of Allotment Management Plans**

- **1995 Rescission Act**
- **Schedule for Allotment
NEPA**

The Rescission Act of 1995

PL 104-19, Section 504 GENERAL PROVISIONS

SEC. 504. (a) **SCHEDULE FOR NEPA COMPLIANCE.**--Each National Forest System unit shall establish and adhere to a schedule for the completion of National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) analysis and decisions on all allotments within the National Forest System unit for which NEPA analysis is needed. The schedule shall provide that not more than 20 percent of the allotments shall undergo NEPA analysis and decisions through fiscal year 1996.

(b) **REISSUANCE PENDING NEPA COMPLIANCE.**--Notwithstanding any other law, term grazing permits which expire or are waived before the NEPA analysis and decision pursuant to the schedule developed by individual Forest Service System units, shall be issued on the same terms and conditions and for the full term of the expired or waived permit. Upon completion of the scheduled NEPA analysis and decision for the allotment, the terms and conditions of existing grazing permits may be modified or re-issued, if necessary to conform to such NEPA analysis.

(c) **EXPIRED PERMITS.**--This section shall only apply if a new term grazing permit has not been issued to replace an expired or waived term grazing permit solely because the analysis required by NEPA and other applicable laws has not been completed and also shall include permits that expired or were waived in 1994 and 1995 before the date of enactment of this Act.

Nez Perce-Clearwater Range NEPA/ Implementation Schedule Updated 5/14/2013

Project	Allotment	Status	Year Scheduled		
			NFMA	NEPA	Implementation
East Side (South and Central Zone Allotments)	Blacktail	Vacant	2010-11 1st Yr Core 2nd Yr Other	2012-14	2015-17 Initial Funding
	Corral Hill	Active			
	Hungry Ridge	Active			
	Meadow Lightning	Active			
	Earthquake	Active			
	Big Cove (Whitebird Cr)	Active			
	Hamby	Vacant			
	Tahoe-Clear Cr	Active			
	Mallard Cr	Vacant			
	American River	Active			
	Elk Summit	Active			
	East Fork	Vacant			
	Kirks Fork	Vacant			
	Newsome	Vacant			
	Elk/Lick Cr	Vacant			
Forest Plan Revision	Allison-Berg (All Wild Sheep Range)	Suitability Determination	2012	2013-14	2015
West Side (South Zone)	Cow Cr	Active	2014-15	2016-17	2018-20
	Cannon Ball	Active			
	Papoose	Active			
	Fiddle Cr	Active			
	Hanover	Active			
	Race Cr	Active			
	Butte-Gospel	Active			
	Florence	Vacant			
	Peter Ready	Active			
	White Bird Cr	Active			
North Zone	Camas-Jerome Cr	Active	2017-18	2019-20	2021-23
	Gold Cr	Active			
	East Fork Bear Cr	Active			
	W. Fk. Potlatch-Moose Cr	Active			
	Potlatch Cr	Active			
	Round Meadows	Active			
	Corral Cr	Active			
	E. Fk. Corral Cr	Active			
	Elk River	Vacant			
	Central Zone	Dan Lee Meadows			
	Musselshell	Active			
	Cedars	Active			
North Zone Sec 18.1 Review	Purdue Cr	Active	2021	2022	2023-24
	Upper Palouse (Includes Strychnine Cr)	Active			
	Mtn Margaret	Active			
Central Zone Sec 18.1 Review	Yakus-Pete King	Active			
	Buckner	Active			
South Zone Sec 18.1 Review	Christie Cr	Active	2023	2024	2025-26
	Sherwin Cr	Active			
	River View	Active			

✓ Draft Plan Components

Desired Condition: Livestock grazing on the forest supports local economic sustainability. The Forest provides forage for 25,000 – 35,000 animal unit months (AUMs) of livestock grazing. Transitory forage on suitable forest lands is available for livestock grazing.

Objectives: Treat invasive weeds (xxx acres/year) in areas of suitable range with high potential for improved native forage

Grazing Allotment Management Plans (AMP)

should be completed and/or updated for all allotments based environmental analysis. Schedule for developing AMPs should coincide with the 1995 Rescissions Act schedule. Allotment Management Plans should describe acceptable levels of livestock use or impacts within a pasture and thresholds which indicate acceptable use levels, criteria for determining livestock entry into an allotment, and management strategies to secure long term rangeland health.

Annual Operating Instructions should be completed

for each allotment prior to livestock entry. Annual Operating Instructions should clearly articulate permittee responsibilities for annual livestock numbers, dates for livestock entry and removal, livestock movement within and



Thank you

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