



U.S. Department of the Interior  
BUREAU OF LAND MANAGEMENT



State: WY  
Office: LLWYR02000  
Preference Code: 15  
AUTHORIZATION: 4900835

**GRAZING LEASE**

**EFFECTIVE: 03/01/2020 TO 02/28/2030**

ISSUED TO:

JEREMY AND CAMBRA SMITH  
364 BUCHANAN RD  
DECATUR TX 76234

ISSUED BY:

BUREAU OF LAND MANAGEMENT  
CODY FIELD OFFICE  
1002 BLACKBURN ST.  
CODY WY 82414

MAR 27 2020

UNDER 43 CFR PART 4100, THE BUREAU OF LAND MANAGEMENT (BLM) OFFERS YOU THIS GRAZING LEASE BASED ON YOUR RECOGNIZED QUALIFICATIONS. UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS GRAZING LEASE AND PAYMENT OF GRAZING FEES WHEN DUE, YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS UNDER THE JURISDICTION OF THE BLM THAT ARE COVERED BY THIS GRAZING LEASE. IF YOU HAVE QUESTIONS CONCERNING THIS GRAZING LEASE, CONTACT YOUR LOCAL BLM OFFICE AT 307-578-5900.

**TERMS AND CONDITIONS**

ALLOTMENT	PASTURE	LIVESTOCK NUMBER KIND	PERIOD		%PL USE TYPE USE	AUMS
			BEGIN	END		
WY03087 STATE	WEST PASTURE(01)	80 CATTLE	05/01	06/15	62 ACTIVE	75
WY03087 STATE	RIVER PASTURE(02)	81 CATTLE	07/29	10/01	73 ACTIVE	126
WY03121 CLOSE PASTURE		80 CATTLE	05/01	07/08	100 ACTIVE	181

SEE ATTACHED STIPULATIONS

THIS PERMIT OR LEASE IS ISSUED UNDER GRAZING DECISION: DOI-BLM-WY-R020-2020-0013-CX CONTAINS THE SAME TERMS AND CONDITIONS AS THE PREVIOUS PERMIT OR LEASE.

THIS PERMIT OR LEASE MAY BE CANCELED, SUSPENDED, OR MODIFIED, IN WHOLE OR IN PART TO MEET THE REQUIREMENTS OF APPLICABLE LAWS AND REGULATIONS.

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**PERMITTED USE SUMMARY**

ALLOTMENT	ACTIVE AUMS	SUSPENDED AUMS	TEMP SUSPENDED AUMS	PERMITTED USE
WY03121 CLOSE PASTURE	185	0	0	185

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**TERMS AND CONDITIONS APPLICABLE TO ALL PERMITS AND LEASES**

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
  - a. Noncompliance by the permittee/lessee with rules and regulations.
  - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
  - c. A transfer of grazing preference by the permittee/lessee to another party.
  - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
  - e. Repeated willful unauthorized grazing use.
  - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans **MUST** be incorporated in permits or leases when completed.
4. Those holding permits or leases **MUST** own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease **MUST** be applied for prior to the grazing period and **MUST** be filed with and approved by the authorized officer before grazing use can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. The holder of this authorization must notify the authorized officer immediately upon the discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (cultural items), stop the activity in the area of the discovery and make a reasonable effort to protect the remains and/or cultural items.
11. Grazing fee payments are due on the date specified on the billing notice and **MUST** be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
12. Members of Congress may not enter into a grazing permit or lease. 41 USC 6306 (2014). Further, no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App. 1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (42 U.S.C. 1701 et. seq.) shall be admitted to any share or part in a permit or lease for grazing or derive any benefit to arise from a permit or lease for grazing.

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**THIS GRAZING LEASE:**

1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES

2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS REQUIRED BY LAND PLANS AND APPLICABLE LAW; (B) ANNUAL REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

**ACCEPTED BY:**

Jeremy Smith  
OPERATOR SIGNATURE  
Jeremy Smith Owner OB  
PRINTED NAME AND TITLE

4/4/2020  
DATE

**APPROVED BY:**

R Cade Powell  
BLM AUTHORIZED OFFICER SIGNATURE  
R Cade Powell Field Manager  
PRINTED NAME AND TITLE

4/15/20  
DATE

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AUMS: Animal Unit Months. Animal unit month means the amount of forage necessary for the sustenance of one cow or its equivalent for a period of 1 month. For fee calculation purposes, an AUM is one month's use and occupancy of the range by one cow, bull, steer, heifer, horse, burro, mule, 5 sheep or 5 goats that: (1) are over the age of 6 months at the time of entering lands administered by the BLM; (2) are weaned regardless of age; (3) will become 12 months of age during the authorized period of use.

%PL Use: Percent forage from public land use.

Type Use: Categories with specific rules that govern AUM and grazing fee calculation and input on grazing authorizations and bills.

**Attached Stipulations  
GR 4900835**

**Year I (2020)**

State #03087				
West Pasture	80 C	05/01 to 06/15	@ 62% F.R.	75 AUM's
River Pasture	80 C	06/16 to 08/18	@ 73% F.R.	125 AUM's
Close (#03028)		RESTED		

**Year II (2021)**

State (#03087)				
River Pasture	80 C	05/01 to 07/04	@ 73% F.R.	125 AUM's
Close (#03028)	80 C	06/16 to 08/23	@ 100% F.R.	181 AUM's
State (#03087)				
West Pasture		RESTED		

**Year III (2022)**

Close (#03028)	80 C	05/01 to 07/08	@ 100% F.R.	181 AUM's
State (#03087)				
West Pasture	80 C	07/09 to 08/23	@ 62% F.R.	75 AUM's
River Pasture		RESTED		

\*Repeat the cycle with Year I in 2023

**Flexibility**

Flexibility would be allowed on turn in, come off dates and livestock numbers. This would depend on forage production, climatic conditions, water availability and adherence to prescribed use levels.

**AUM Usage**

Livestock usage would remain at or below the present active preference of 181 federal AUM's in the Close Pasture and 201 in the State Allotment. The AUM usage will vary and is dependent on forage production, wildlife usage, previous and present climatic conditions, and livestock class/numbers. If monitoring data indicates that AUM usage above active preference is available it would be issued as temporary non-renewable. Non-use would be authorized to allow for the maintenance and improvement in rangeland health, watershed function, and wildlife habitat.

**Prescribed Levels of Use**

Utilization levels for key woody species in both upland and riparian areas will be limited to 30% or less of the current year growth in primary use zones. Utilization levels for key herbaceous species in upland and riparian areas will be limited to 40% or less of the current year growth in primary use zones.

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### **Range Improvements**

Range improvements would be maintained by the permittee and any needed maintenance will be performed prior to livestock use.

### **Supplemental Feeding**

Salt/mineral supplements are allowed, as long as it is placed at least ¼ mile from any water source or riparian area. Other supplemental feeds if authorized would compromise no more than 10% of the livestock's diet.

### **Monitoring Data**

Following 2 complete grazing cycles in approximately 2024 monitoring data will be evaluated. If an unsatisfactory resource conditions exists including non-achievement of standards and guidelines this permit and/or proposed grazing use would be modified to provide more plant recovery time, lighter use and/or more rest

### **Other Stipulations**

#### **Cultural Resources**

All actions contemplated within the allotment on public lands that would have an effect on cultural resources would be considered pursuant to existing legislation, regulation, manuals, and agreements pertaining or applicable to cultural resources. The determination of whether an action is an undertaken that is likely to produce effects to cultural/paleontological resources would be made by the area archaeologist or area paleontologist.

The operator/holder is responsible for informing all persons associated with this project that they may be subject to prosecution for knowingly damaging, altering, excavating or removing any archaeological, historical, or vertebrate fossil objects or site. If archaeological, historical, Native American, or vertebrate fossil materials are discovered, the operator/holder/BLM is to suspend all operations that further disturb such materials and immediately contact the Authorized Officer. Operations are not to resume until written authorization to proceed is issued by the Authorized Officer (AO).

The authorized officer will evaluate, or will have evaluated, such discoveries not later than five working days after being notified, and will determine what action shall be taken with respect to such discoveries. The decision as to the appropriate measures to mitigate adverse effects to significant cultural or paleontological resources will be made by the authorized officer after consulting with the holder.

The operator/holder is responsible for the cost of any investigations necessary for the evaluation, and any mitigation measures required by the Authorized Officer. The AO will provide technical and procedural guidelines for the conduct of evaluation and mitigation. Upon verification from the AO that the required evaluation and/or mitigation have been completed, the operator will be allowed to resume operations.

Native American Resources

The area under consideration contains no known areas or locations of religious or cultural concern to Native Americans. If such areas are subsequently identified or become known through the Native American notification or consultation process they would be considered during the implementation phase. The BLM would take no action that would adversely affect these areas or locations without consultation with the appropriate Native Americans.

Human Remains

If human remains are discovered or suspected, the operator shall suspend operations immediately, physically guard the area, and notify BLM immediately.

**Off Road Use**

Limited cross-county vehicle travel is allowed for the purpose of maintaining existing range improvements such as fences and water developments if established access routes do not exist. Travel on wet or muddy roads is not authorized.

Julie Sam Smith Permittee

R Cade Powell BLM Authorized Officer

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# State and Close Pasture Allotments

## Legend

- State Allot. Pastures
- State and Close Pasture Allotments
- Highway
- Secondary Rd.
- City Street
- Gravel Rd.
- Graded Dirt Rd.
- 2-track trail
- ATV trail
- Reclaimed
- Bureau of Land Management
- Forest Service
- State
- Private

