



# United States Department of the Interior



## BUREAU OF LAND MANAGEMENT

Arizona Strip District  
Arizona Strip Field Office  
345 East Riverside Drive  
St. George, Utah 84790

In Reply Refer To:  
4120, 4130 (A010)

Certified # 774860090496  
RETURN RECEIPT REQUESTED

David O. and Christine Johnson  
200 South Main Street  
HC 65 Box 49  
Moccasin, AZ 86022

### NOTICE OF GRAZING DECISION

*For the Grazing Permit Transfer of the Grama Spring, Hack, Kanab Gulch and Gulch Allotments*

Dear Mr. & Mrs. Johnson:

This is in response to your application to transfer the grazing preference for the Grama Spring and Gulch Allotments from David O. and Christine Johnson to Territorial Livestock & Cattle, LLC., and the grazing preference of the Hack and Kanab Gulch Allotments from Territorial Livestock to Territorial Livestock & Cattle, LLC.

The Grama Spring Allotment (#5225) is located in Mohave County, Arizona, approximately 30 miles south of Fredonia, Arizona.

#### Salt River Meridian, Mohave County, Arizona

T. 38 N., R. 4 W. Sections, 33, 34, and 35

T. 37 N., R. 4 W. Sections 2, 3, 4, 9, 10, 11, 12, 13, 14, 16, 24, and 25

T. 37 N., R. 3 W. Sections 19, 20, 29, 30, and 31

Federal Acres: 4,495  
State Acres: 0  
Private Acres: 0  
Total Acreage: 4,495

The Hack Allotment (#5227) is located in Mohave County, Arizona, approximately 30 miles south of Fredonia, Arizona.

Salt River Meridian, Mohave County, Arizona

T. 37 N., R. 4 W. Sections 26, 27, 28, 32, 33, 34, 35, and 36

T. 36 N., R. 4 W. Sections 1, 2, 3, 4, and 5

Federal Acres: 4,522

State Acres: 0

Private Acres: 0

Total Acreage: 4,522

The Kanab Gulch Allotment (#5224) is located in Mohave County, Arizona, approximately 40 miles south of Fredonia, Arizona.

Salt River Meridian, Mohave County, Arizona

T. 36 N., R. 4 W. Sections 1, 2, 12, 13, 23, 24, 25, and 26

T. 36 N., R. 3 W. Section 7, 18 and 19

Federal Acres: 4,260

State Acres: 0

Private Acres: 0

Total Acreage: 4,260

The Gulch Allotment (#5230) is located in Mohave County, Arizona, approximately 40 miles south of Fredonia, Arizona.

Salt River Meridian, Mohave County, Arizona

T. 36 N., R. 4 W. Sections 25 and 36

T. 36 N., R. 3 W. Sections 19, 29, 30, 31, and 32

Federal Acres: 3,400

State Acres: 0

Private Acres: 0

Total Acreage: 3,400

This transfer will result in a new grazing permit being issued for all four allotments. The numbers and kinds of livestock and the animal unit months (AUMs) will not change from that authorized in the current permits. No new range improvements are proposed. This action will result in the issuance of a new authorization.

The authorized grazing use for each allotment is shown in Table 1 (below). The permittee(s) listed in this table are those on the existing permits. As described above, the new permit will be issued to Territorial Livestock & Cattle, LLC.

**Table 1. Authorized Grazing Use**

Permittee	Allotment	Livestock Number and Kind	Grazing Period	Percent Public Land	Active AUMs	Suspended AUMs	Total AUMs
David O. and Christine Johnson	Gramma Spring	30 Cattle 30 Cattle	3/1- 4/30 11/1- 2/28	100% 100%	60 120	53	233

David O. and Christine Johnson	Gulch	16 Horses	11/1- 2/28	100%	63	80	176
		16 Horses	3/1- 4/30	100%	33		
Territorial Livestock	Hack	36 Cattle	11/16-2/28	100%	125	176	423
		36 Cattle	3/1-5/31	100%	109		
		2 Horses	11/16-2/28	100%	7		
		2 Horses	3/1-5/31	100%	6		
Territorial Livestock	Kanab Gulch	26 Horses	11/16-2/28	100%	90	67	210
		26 Horses	3/1-4/30	100%	53		

## TERMS AND CONDITIONS

### Terms and Conditions:

Permit issued will have no changes and includes the Standard Terms and Conditions under 43 CFR 4130.3.

## DECISION

The grazing permit is in accordance with the Arizona Strip Field Office Resource Management Plan (RMP) and Record of Decision approved February 2008.

Your application and supporting documentation is in order and you meet all requirements under 43 CFR § 4110.2-3 for transfer of grazing preference.

Transfers of grazing preference are categorically excluded from further National Environmental Policy Act (NEPA) review (516 DM 11.9). Based on a review of the action described in the attached Categorical Exclusion (CX) documentation and resource staff recommendations, I have determined that this permit transfer is in conformance with the Arizona Strip Field Office RMP and is categorically excluded from further environmental analysis. An interdisciplinary team completed a review of extraordinary circumstances for applicability and found that none apply. Based on this review, the transfer does not require preparation of an environmental assessment or environmental impact statement.

Therefore, I have decided to approve the transfer of grazing preference described above.

## RATIONALE

The transfer of the grazing permit will help to provide for the sustainability of the western livestock industry and communities that are dependent upon productive, healthy public rangelands.

## AUTHORITY

Statutory and regulatory authorities for this decision are in the Taylor Grazing Act as amended, the Federal Land Policy and Management Act of 1976 and 43 CFR § 4100:

**43 CFR § 4100.0-8:** “The authorized officer shall manage cattle grazing on public lands under the principle of multiple use and sustained yield, and in accordance with applicable land use plans.”

**43 CFR § 4130.2(b):** “The authorized officer shall consult, cooperate and coordinate with affected

permittees or lessees, the State having lands or responsible for managing resources within the area, and the interested public prior to the issuance or renewal of grazing permits and leases.”

**43 CFR § 4130.3-1(b):** “All permits and leases shall be made subject to cancellation, suspension, or modification for any violation of these regulations or of any term or condition of the permit or lease.”

Section 3023 of Public Law (PL) 113-291, National Defense Authorization Act (NDAA) 2015, amends Section 402 of the Federal Land Policy and Management Act of 1976 (FLPMA) and includes seven provisions related to livestock grazing as cited in BLM Instruction Memorandum (IM) No. 2015-122. This IM provides direction for the provisions that address continuing the terms and conditions for livestock grazing when a permit or lease has expired or was terminated due to a grazing preference transfer, both of which are applicable to this current action.

When a permit is terminated as a result of a transfer of preference, the authorized officer may issue the new permit in accordance with FLPMA Section 402(c)(2) with the same terms and conditions that were contained on the transferor’s permit. When a grazing permit expires, a new permit may be issued in accordance with the mandatory renewal provisions also contained within FLPMA Section 402(c)(2). Permits issued in accordance with Section 402(c)(2) of the FLPMA as amended by Public Law No. 113-291 are not protestable or appealable under the processes described in 43 CFR § 4160 and 43 CFR § 4.470 et seq.

Sincerely,

  
Digitally signed by  
LORRAINE  
CHRISTIAN  
Date: 2021.10.01  
13:21:01 -06'00'

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Lorraine M. Christian  
Field Manager

cc: Territorial Livestock & Cattle Company, LLC. case file.