

# ANNUAL OPERATING INSTRUCTIONS

2023

**Black Range Ranger District**  
Gila National Forest

Kingston Allotment #208



Approved By: \_\_\_\_\_ /s/ signature \_\_\_\_\_ Date: 02/02/2023  
Acting District Ranger

Approved By: \_\_\_\_\_ /s/ signature \_\_\_\_\_ Date: 02/02/2023  
permittee

# BLACK RANGE RANGER DISTRICT

## 2023 ANNUAL OPERATING INSTRUCTIONS

### Kingston Allotment

#### I. INTRODUCTION

These Annual Operating Instructions document your discussion with Allen Graves on February 2, 2023.

#### Permitted Use:

Permittee	Numbers	Season
William R. & Denise L. Lindsey	200 cattle, cow/calf	03/01 – 02/28

#### Authorized Use:

Permittee	Numbers	Season
William R. & Denise L. Lindsey	200 cattle, cow/calf	03/01 – 02/28

#### Pasture Rotations:

Pasture	Number	On Date	Off Date
South Percha	100	03/01	03/31
North Trujillo	50	04/01	07/30
South Trujillo	50	04/01	07/30
South Kingston	100	08/01	12/15
South Percha	100	12/16	02/29
Ruby Trap	Rest	Rest	Rest
Log Cabin	Rest	Rest	Rest
Cave Creek	100	03/01	05/15
Mineral Creek/North Kingston	100	05/16	02/29
South High	Rest	Rest	Rest
North High	Rest	Rest	Rest

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**

Range improvements are planned for the Kingston Allotment during the 2021 grazing season:

- Continued maintenance of water developments, windmills, and corrals as needed to successfully facilitate the grazing operation.
- District will meet with permittee to do Archy clearances for the following new projects: Engersol well and pipeline project., Burnt Cabin Pipeline project, Curly well and pipeline project.
- District will check to see the status of moving the Engersol corrals to protect existing arch site.
- It is understood by the Permittee and the Black Range Ranger District, that the fence around the Kingston Community is the responsibility of the private lands owners and is not the responsibility of the Kingston Allotment Permittee. However, it is also understood that the Kingston Allotment Permittee is more than willing to help the private land owners in the Kingston Community fix and repair holes in the fence where needed.
- The following are the fences that you are in need of cutting stays and clearing trees out of the pathway. We will be working on a post permit for you specific to these projects.
  1. The fence in the bottom of the canyon where a new user trail has been created.
  2. The fence north of Kingston that goes to private property (this was burned in fire) and goes down to old cattle guard which you will be replacing. Completed
  3. 1 mile of boundary fence between the Berenda and Kingston Allotments near Pete Kenny Spring. Completed
  4. The fence on top that goes along the trail that goes up to Emory pass. (was burned in Silver Fire and contract fell through due to Owl injunction).

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 by the District Ranger providing the following conditions are met:

- Refunds will only be approved where the term grazing permit has been waived, the waiver of term grazing permit has been confirmed by the authorized officer, and a new permit issued to a qualified applicant indicated on the waiver of term grazing permit (FS-2200-12), or if a current permittee has applied for, and the authorized officer has approved, nonuse for which grazing fees have previously been paid.
- Grazing fee credits will be approved when late entry or early removal of livestock is requested in advance by the permittee for legitimate reasons and/or when delayed entry or early removal of livestock is requested by the authorized officer for reasons of resource protection. Credit for grazing fees will not be approved merely for the convenience of the permittee after the bill for collection is issued.

**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 (>¼ 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 National Environmental Policy Act (NEPA) has been completed for this allotment.

## 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.

### Wildlife and Fish

An analysis was completed for all Gila allotments due to the listing of the Chiricahua leopard frog as a threatened species by the U.S. Fish and Wildlife Service. We have determined that livestock grazing on the Kingston Allotment has the potential to adversely affect the Chiricahua leopard frog. The Kingston Allotment is covered under a 7D statement regarding the Chiricahua leopard frog.

### 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

**Allowable Use:** (Standards by Pasture and Key Area)

Pasture	Key Area	Key Species	Allowable Upland Use	Allowable Riparian Use
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 Schedule (Current Management)**

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.

**IX. NEPA AND APPEAL RIGHTS**

These Instructions implement the NEPA (National Environmental Policy Act) decision for the Kingston Allotment dated February 23, 1999, and are not eligible for appeal under 36 CFR 251.

**X. POST AND STAY**

Post and stay permits will only be authorized on a case by case basis.

## **XI. TRAVEL MANAGEMENT**

Some motorized uses are exempt from the prohibitions of the designation process (36 CFR 212.51 (a). “Motor vehicle use that is specifically authorized under a written authorization issued under Federal law or regulation” (CFR 212.51(a) (8) is one of the exempted uses. The Permittees and/or their employees must comply with all GNF Travel Management regulations, except those allowed under this authorization as described below.

1. The permittees and/or their employees may be authorized for off road or unauthorized travel routes on their specific grazing allotment(s) to carry out the necessary activities for grazing and livestock management. The decision to authorize motor vehicle use will be determined at Annual Operating Instruction meetings. This includes range improvement maintenance and/or reconstruction as designated in their grazing permit, placement of salt or other supplements, and for emergency livestock health purposes.
2. It is prohibited to operate any vehicle off National Forest System, State or County roads in a manner which damages or unreasonably disturbs the land, wildlife, or vegetative resources (36 CFR 261.15(h). Moist soils are especially susceptible to damage through rutting or compaction, therefore use of motorized vehicles on saturated soils should be avoided.
3. Utilize roads or trails designated for motor vehicle use to access range improvements, salting grounds, or livestock emergencies where possible. This includes trails and roads open for public use, those specified as “administrative use only” and keeping within fence rights-of-way while accomplishing fence maintenance where possible.
4. This authorization and associated activities are specific to your grazing permit(s) and allotment management only.