



Oregon

Theodore R. Kulongoski, Governor

Department of State Lands

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August 7, 2007

JASON WHARTON
3358 ASHBROOK ST.
MESA, AZ 85213

State Land Board

Theodore R. Kulongoski
Governor

Re: State Application Number 37537-NSP
Middle Fork John Day River, Installation of one bridge across the Middle
Fork John Day River on Jason Wharton property

Bill Bradbury
Secretary of State

Randall Edwards
State Treasurer

Dear Mr. Wharton:

We have received your application to install one rail car bridge across the Middle Fork John Day River, Township 9S, Range 31E, Section 5AA, Tax Lot 600, Grant County, Oregon. The Department of State Lands requires a permit if you plan to remove, fill or alter 50 cubic yards or more of material within the banks of most waters of the state or designated wetlands. State-designated Essential Salmon Habitat streams and State Scenic Waterways are exceptions in that any amount of removal, fill or alteration typically requires a permit.

Based on your application, your project will not require any removal or fill within the ordinary high water mark of the Middle Fork of the John Day River or associated wetlands. Therefore a state removal-fill permit is not required.

You must also receive authorization, when required, from the U.S. Army Corps of Engineers and local planning department before beginning construction. Please be aware that you must comply with Oregon Fish Passage Laws. Contact your local Oregon Department of Fish and Wildlife office for more information. Please also note that you will need to continue to work with the Oregon Parks & Recreation Department to obtain a Scenic Waterway Permit.

If you have any questions, please call Jess Jordan at (541) 388-6060.

Sincerely,

Eric D. Metz
Eastern Region Operations Manager
Wetlands and Waterways Conservation Division
Oregon Department of State Lands

Enclosure

cc: Tim Unterwegner, Oregon Dept. of Fish and Wildlife
Mary Hoffman, Corps of Engineers, Portland District

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Shannon Springer, Grant City of Planning Dept.
Cindy Hutton, Oregon Parks & Rec Dept.
Irene Jerome, Jerome Natural Resource Consultants

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