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Robert Dennee/R1/USDAFS

To Jose V Castro/R1/USDAFS@FSNOTES

09/24/2009 07:38 AM ✓

cc

bcc

Subject Fw: Gallatin National Forest Road Access Dispute

FOIA

Bob Dennee
Team Leader, East Side Lands Zone
c/o Gallatin National Forest
(406) 587-6914, cell (406) 579-3011
E-mail: rdennee@fs.fed.us

--- Forwarded by Robert Dennee/R1/USDAFS on 09/24/2009 07:38 AM ---



"Scott_Miller@energy.senate.gov"
<Scott_Miller@energy.senate.gov>

09/23/2009 05:12 PM ✓

To "JAMES.SNOW@OGC.USDA.GOV"
<JAMES.SNOW@OGC.USDA.GOV>
cc "MARK.LODINE@OGC.USDA.GOV"
<MARK.LODINE@OGC.USDA.GOV>, "jreddan@fs.fed.us"
<jreddan@fs.fed.us>, "rdennee@fs.fed.us"
<rdennee@fs.fed.us>, "mcerickson@fs.fed.us"
<mcerickson@fs.fed.us>

Subject Re: Gallatin National Forest Road Access Dispute

Looks like the amendment will not go forward. Thanks very much for being responsive though.

Sent from my BlackBerry Wireless Handheld

From: Snow, James <JAMES.SNOW@OGC.USDA.GOV>

To: Miller, Scott (Energy)

Cc: Reddan, Joe -FS <Joe.Reddan@usda.gov>; LODINE, MARK <MARK.LODINE@OGC.USDA.GOV>; Dennee, Robert -FS <Robert.Dennee@usda.gov>; Erickson, Mary C -FS <Mary.C.Erickson@usda.gov>

Sent: Wed Sep 23 16:39:03 2009

Subject: Gallatin National Forest Road Access Dispute

Dear Scott:

Frankly, we're appalled by the proposed appropriations end-run by Brian Kuehl of The Clark Group, LLC, to ratify, in effect, a private encroachment onto public easements in the Gallatin. For years the Forest Service has been trying in good faith to solve this matter but to no avail. The language Mr. Kuehl is advancing would eviscerate public access rights as well as our rights to defend them.

We recognize that some on the Appropriations Committee may feel they have to do *something* to prod this matter toward resolution. However, if there's a prod, then it should work both ways. We would agree to maintain the status quo on the dispute until next summer, unless he sues us. Accordingly, please consider the following language:

The Secretary of Agriculture shall offer to negotiate with owner of private land in T6S, R3E, Section 21, P.M.M., near Big Sky, Montana, adjacent to the Gallatin National Forest, to resolve disputes regarding federally owned easements and public access in said Section 21. The Secretary may also undertake any opportunities for public comment and environmental analyses which the Secretary deems necessary or desirable. Except in response to any legal actions taken by the affected landowner against the United States, the Secretary shall take no action to affect the existing status

