

KROFT Jeff

From: Bryan Irwin [Bryan@sbirwin.com]
Sent: Friday, October 06, 2006 8:21 AM
To: KROFT Jeff
Subject: RE: Three Rivers is Navigable

Thank you for your reply. I will check out the link you provided. I have only fished the obvious public areas near the road and right at the mouth and have not experience problems. I have not ventured down the river where it flows through private land because I've been told there is a very violent landowner that has threaten people in the past. Never wanted to go and find out for myself if this is true!
Bryan

--- Jeff.Kroft@dsl.state.or.us wrote:

From: "KROFT Jeff" <Jeff.Kroft@dsl.state.or.us>
To: <Bryan@sbirwin.com>
Cc: "PURCHASE Steve" <Steve.Purchase@dsl.state.or.us>, "LILLY John" <John.Lilly@dsl.state.or.us>
Subject: RE: Three Rivers is Navigable
Date: Thu, 5 Oct 2006 14:36:01 -0700

Good afternoon, Mr. Irwin,

Thank you for your input. I appreciate the time you have taken respond to our request for public input.

I will use the information you have provided to me when I prepare a compilation for the Land Board of the responses I have received from river users, landowners and other interested persons.

If you have not already done so, you might want to go to our website to see the documents we have received/send concerning this navigability study. The following is a hotlink to the Three Rivers page: http://www.oregonstatelands.us/DSL/NAV/threerivers_intro.shtml

I do have a question for you: During the times you have fished this waterway, have you experienced any problems?

If you should think of other information you would like to provide, please do not hesitate to contact me.

Again, thank you for your thoughts.

Regards,

Jeff Kroft

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From: Bryan Irwin [mailto:Bryan@sbirwin.com]
Sent: Thursday, October 05, 2006 2:29 PM
To: KROFT Jeff
Subject: Three Rivers is Navigable

Mr. Kroft,

It is my understanding that you are taking public comment regarding the navigability of Three Rivers near Hebo, Oregon. I am very familiar with this river, having fished it and the surrounding waterways for over 20 years.

I believe that the State of Oregon should determine Three Rivers to be navigable based on the simple fact that it is. I do not know the legal standard for navigability, but there should not be a separate legal standard anyway. If the river is in fact navigable, the law should follow that fact.

You will receive considerable resistance from the adjacent landowners, due to the fact that several of them make a significant profit by charging fisherman to access Three Rivers over their land. While I do not have an issue with landowners making a profit from their land, keep in mind that this fishery is virtually 100% supported by the state funded fish hatchery at Cedar Creek. While some landowners may have legitimate concerns with privacy, you should be aware that several of them have monetary objectives as well.

Bryan Irwin