

COOS COUNTY CLERK

COOS COUNTY FILING COVER SHEET

MAR 31 2008

TO:	Coos County Clerk's Office	FILE	<u>BOC</u>	#	<u>110</u>
FROM:	<u>BOC</u>	BY		DEPUTY	

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<input checked="" type="checkbox"/>	Board of Commissioners	<input type="checkbox"/>	Contracts & Agreements
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<input type="checkbox"/>	Registry of Offices	<input type="checkbox"/>	Demand for Just Compensation
<input type="checkbox"/>	Elections	<input type="checkbox"/>	

**INDEXING INFORMATION**



Resolution # **08 - 03 - 030 - C**

Order # - - -

First Party: **COOS COUNTY**

Second Party: *Coquille Indian Tribe*

SUBJECT OF ITEM BEING FILED: **RESOLUTION IN SUPPORT**  
(Brief description - minutes, contracts, etc.)

DOCUMENT REMARKS: **In the Matter of Supporting the Proposed Coos Bay Wagon**

**Roads Cooperative Management Area**

MEETING DATE: (or date of document):

**3/26/2008**

BOARD OF COMMISSIONERS  
COUNTY OF  
STATE OF OREGON

In the Matter of Supporting the        )        R E S O L U T I O N  
Proposed Coos Bay Wagon Roads    )        08-03-030C  
Cooperative Management Area        )

NOW BEFORE THE Board of Commissioners sitting for the transaction of  
County business this 26<sup>th</sup> day of March, 2008, is the matter of supporting the proposed  
Coos Bay Wagon Road Cooperative Management Area;

AND IT APPEARING to the Board that the lands commonly referred to as the  
Coos Bay Wagon Road Lands comprise approximately 73,583 acres, of which  
approximately 14,475 acres lie in Douglas County and 59,108 lie in Coos County;

AND IT FURTHER APPEARING to the Board that, by an Act of March 3, 1869,  
Congress originally conveyed the Coos Bay Wagon Road Lands to the State of Oregon  
for the purpose of constructing a military wagon road between Roseburg and Coos Bay,  
and the State of Oregon subsequently conveyed these lands to the Southern Oregon  
Company for that purpose;

AND IT FURTHER APPEARING to the Board that, by an Act of February 26,  
1919, the United States Congress re-conveyed the Coos Bay Wagon Road Lands to the  
Federal government;

AND IT FURTHER APPEARING to the Board that, on May 24, 1939, Congress  
provided that Coos and Douglas Counties shall receive payments in-lieu-of taxes from  
the Coos Bay Wagon Road Lands, and that all other forest revenue will transfer to the  
general fund of the U.S. Treasury;

AND IT FURTHER APPEARING to the Board that, confirmed by letter Sept. 2, 2000, from the USDoI Office of the Solicitor, "We have concluded that Coos County owns that portion of the CBWR that runs from Coos Bay to the Douglas County line, and Douglas County owns the remainder," and that such road is "a strip 100 feet wide from Coos Bay to Roseburg \*\*\* [and] the CBWR was treated as a parcel separate from the grant lands that surround it."

AND IT FURTHER APPEARING that Title V. Section 501(a) of the Oregon Resource Conservation Act of 1996 (P.L. 104-208) (the "Coquille Forest Act") transferred the Coquille Forest to be held in trust by the U.S. Department of the Interior for the benefit of the Coquille Indian Tribe; the Coquille Forest Act added that the Coquille Forest would be managed subject to the provisions of federal forest plans for adjacent or nearby federal lands; the Coquille Tribe's management of the forest, in cooperation with the Department of the Interior has generated substantial benefits to the economy of Coos County, has advanced restoration of the Coquille watershed, and has served as a model for sustainable, ecologically progressive forest management;

AND IT FURTHER APPEARING that the Coos Bay Regional Office of the U.S. Bureau of Land Management (the Coos Bay BLM), currently manages the Coos Bay Wagon Road Lands;

AND IT FURTHER APPEARING that the BLM anticipates a substantial loss of key forestry staff over the next three to six years due to retirements and potential loss of positions, and that these changes could hinder the ability of the BLM to ensure forest health, plan for fire suppression, and achieve its Annual Sale Quantity targets within the Coos Bay Wagon Road Lands;

AND IT FURTHER APPEARING that, in Public Law 106-393, the U.S. Congress found that by its decision to re-convey the Coos Bay Wagon Road Lands to Federal ownership, “the counties in which these lands are situated would be deprived of revenues they would otherwise receive if the lands were held in private ownership”;

AND IT FURTHER APPEARING, that, in Public Law 106-393, the U.S. Congress also recognized the need to stabilize funding to Coos County through predictable payments, job creation and other opportunities associated with restoration, maintenance and stewardship of Federal lands;

AND IT FURTHER APPEARING, that in Public Law 106-393 the U.S. Congress further recognized that the BLM faces significant backlogs in infrastructure maintenance and ecosystem restoration that are difficult to address through annual appropriations;

AND IT IF FURTHER APPEARING that the Coquille Indian Tribe has worked with Commissioner John Griffith to develop a proposal that would (1) transfer management only of the Coos Bay Wagon Road Lands to the Coquille Indian Tribe and keep these lands within the Federal estate as Federally-owned lands, (2) continue and improve the management standards and prescriptions applicable to the Coos Bay Wagon Road Lands, (3) substantially increase County funding from management of those lands, and potentially resolve much of the problems caused by the termination of Federal safety net funding, (4) promote alternative energy partnerships in our region, (5) comply with environmental laws and management plans, and (6) Provide a means to make infrastructure improvements and ecosystem restoration without additional Federal appropriations;

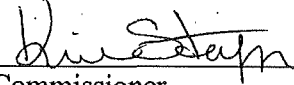
AND IT FURTHER APPEARING that, since the Coquille Indian Tribe's restoration in 1989, the Tribe has emerged as a responsible leader in the development of the Oregon South Coast economy and the County has had good experience working with the Tribe,

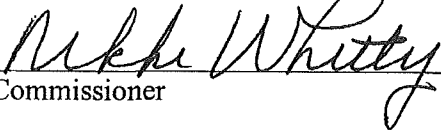
NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Coos County Board of Commissioners announces its strong support for the Coquille Indian Tribe's proposal for a Coos Bay Wagon Road Cooperative Management Area.

DATED THIS 26<sup>th</sup> day of March, 2008

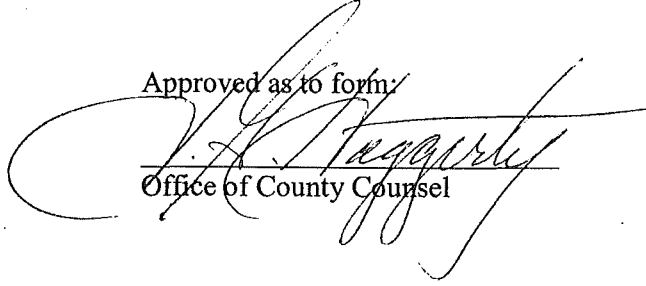
BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Chairman

  
\_\_\_\_\_  
Commissioner

  
\_\_\_\_\_  
Commissioner

Approved as to form:

  
\_\_\_\_\_  
Office of County Counsel