

From: [Ogura, Christine](#)
To: [Foerster, Kevin](#)
Subject: Fw: Lease 20-B13012
Date: Monday, September 20, 2021 8:39:17 AM
Attachments: [image003.png](#)
[Outlook-3cx31a1v.png](#)
[Outlook-gk3hfxir.png](#)

FYI below.

Thanks and please take care,
Christine

Christine Ogura
Acting Regional Chief, [National Wildlife Refuge System](#)
[U.S. Fish and Wildlife Service](#)
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From: BrownScott, Jennifer <jennifer_brownScott@fws.gov>
Sent: Monday, September 20, 2021 8:27 AM
To: Ogura, Christine <christine_ogura@fws.gov>
Subject: Re: Lease 20-B13012

Sean asked for the summary email so he could discuss the issue with his supervisors. He sounded very open to working with us and the Tribe to find a path forward consistent with Refuge purposes, but I don't know if that feeling will change with further internal DNR discussion. I think we are all waiting to see if Jamestown S'Klallam Tribe is willing to collaborate on a solution. If they are, it is likely that we could begin those conversations immediately.

-jennifer

Jennifer Brown-Scott
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From: Ogura, Christine <christine_ogura@fws.gov>
Sent: Monday, September 20, 2021 7:43 AM
To: BrownScott, Jennifer <jennifer_brownScott@fws.gov>
Subject: Re: Lease 20-B13012

Morning and appreciate the update Jennifer. So what are next steps after Friday's discussion?
What is WADNR's doing?

Thanks and please take care,
Christine

Christine Ogura
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From: BrownScott, Jennifer <jennifer_brownScott@fws.gov>
Sent: Friday, September 17, 2021 11:06 AM

To: Ogura, Christine <christine_ogura@fws.gov>

Subject: Fw: Lease 20-B13012

I spoke with Sean Carlson (WADNR, Aquatic Resources Division, Straits Unit District Manager) this morning. I've attached a summary of our discussion below. He is the appropriate contact at this time. He will let me know if inclusion of higher level WADNR and/or Service staff would assist cooperation/collaboration/resolution.

I've briefed Charlie on my discussion and copied him on my email to Sean.

Hope you are having a fabulous Friday.

-jennifer

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From: BrownScott, Jennifer <jennifer_brownScott@fws.gov>

Sent: Friday, September 17, 2021 10:55 AM

To: Carlson, Sean (DNR) <Sean.Carlson@dnr.wa.gov>

Subject: Re: Lease 20-B13012 Exhibit B

Sean,

Thank you for making time for this morning's conversation regarding Aquatic Lands Oyster Aquaculture Lease 20-B13012 (Lease).

As we discussed, the Lease is subject to all valid interests (as described in lease Section 1.1(b)), which include the 1943 Use Easement deed provided to the US Fish and Wildlife Service (USFWS) for wildlife refuge purposes. By allowing year-round access to the lease area, the Lease is inconsistent with the defined purposes of Dungeness National Wildlife Refuge (Refuge) (i.e., intrudes upon USFWS property rights as provided by the Use Easement).

The USFWS and WADNR share a long history of identifying approaches to aquaculture operations within the Use Easement that are consistent with Refuge purposes. Most recently,

WADNR, Jamestown S'Klallam Tribe, and USFWS worked together to identify the approach described in Exhibit B to lease 20-A013012 (2007). At WADNR and Jamestown S'Klallam Tribe's earliest convenience, we would like to work cooperatively to identify an operational approach and any lease modifications necessary to ensure Lease 20-B13012 is consistent with Refuge purposes.

The USFWS Acting Regional Chief of Refuges has discussed our desire to cooperatively identify a path forward with Jamestown S'Klallam Tribe's Natural Resources Division Manager, Hansi Hals.

If it is helpful to include other WADNR staff in these discussions, please let us know.

Thanks again and congratulations on your new position!

-jennifer

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From: Carlson, Sean (DNR) <Sean.Carlson@dnr.wa.gov>
Sent: Friday, July 30, 2021 1:03 PM
To: BrownScott, Jennifer <jennifer_brownScott@fws.gov>
Cc: Clark, Dennis (DNR) <Dennis.Clark@dnr.wa.gov>
Subject: RE: [EXTERNAL] Lease 20-B13012 Exhibit B - courtesy draft

Hello Jennifer,

As you'll recall from our discussion on June 2, DNR planned to review the conditions of the Corps permit and monitoring plans for consistency with DNR's habitat stewardship recommendations. We completed that review, and it resulted in adding three additional stewardship measures that will require the Tribe to furnish the same reports, data, and/or surveys to DNR that it will be submitting to the regulatory agencies. DNR is satisfied that there is consistency between the permits, monitoring plans, and stewardship measures.

We appreciate the dialogue with refuge staff over the last six years. These conversations contributed to DNR fulfilling its statutory responsibilities under [RCW 79.105.030](#) which provide a balance of public benefits on state-owned aquatic land. Furthermore, these conversations contributed to protecting the resources of Dungeness Bay and the surrounding USFWS refuge.

Following the review of the permit and monitoring plans, DNR completed its internal pre-approval process and has offered a lease to the Tribe.

I will be on vacation next week, but you may contact Dennis Clark (cc'd) if you have any questions.

Sean Carlson

Washington State Department of Natural Resources (DNR)

From: BrownScott, Jennifer <jennifer_brownScott@fws.gov>

Sent: Thursday, July 15, 2021 8:09 AM

To: Carlson, Sean (DNR) <Sean.Carlson@dnr.wa.gov>

Subject: Re: [EXTERNAL] Lease 20-B13012 Exhibit B - courtesy draft

External Email

We are reviewing draft exhibit B and anticipate providing recommendations to ensure the proposed activity is consistent with the defined purposes of the Dungeness National Wildlife Refuge.

-jennifer

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From: Carlson, Sean (DNR) <Sean.Carlson@dnr.wa.gov>

Sent: Wednesday, June 2, 2021 11:36 AM

To: BrownScott, Jennifer <jennifer_brownScott@fws.gov>

Cc: Sollmann, Lorenz <lorenz_sollmann@fws.gov>; Peters, Josh (DNR) <Josh.Peters@dnr.wa.gov>;
DNR RE Public Disclosure <publicdisclosure@dnr.wa.gov>

Subject: [EXTERNAL] Lease 20-B13012 Exhibit B - courtesy draft

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Hello Jennifer,

Thank you for the call this morning. As discussed, attached is a courtesy draft copy of the habitat stewardship measures for the prospective Lease No. 20-B13012 with the Jamestown S'Klallam Tribe.

Please let us know if you have any questions or comments.



Sean Carlson

Aquatic Land Manager – Puget Sound Aquaculture

Aquatic Resources Division, Orca-Straits District

Washington State Department of Natural Resources (DNR)

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