

RE: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

Luginbill, Jason S <jason_luginbill@fws.gov>

Wed 2/10/2021 10:14 AM

To: Suleiman, Gibran <Gibran_Suleiman@fws.gov>; McNulty, Michele <michele_mcnulty@fws.gov>
Cc: Mendenhall, Laura C <laura_mendenhall@fws.gov>

Thanks all.

Jason S. Luginbill, Project Leader
U.S. Fish and Wildlife Service
Ecological Services - Interior Region 5
2609 Anderson Ave.
Manhattan, KS 66502
Work: 785-539-3474 Ext. 105
Cell: 785-313-0772
Fax: 785-539-8567

From: Suleiman, Gibran <Gibran_Suleiman@fws.gov>
Sent: Wednesday, February 10, 2021 9:56 AM
To: McNulty, Michele <michele_mcnulty@fws.gov>; Luginbill, Jason S <jason_luginbill@fws.gov>
Cc: Mendenhall, Laura C <laura_mendenhall@fws.gov>
Subject: Re: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

Attached is a map, Laura was able to turn the legal description into a KMZ file. Thank you Laura!

Gibran Suleiman
Biologist at USFWS KS Field Office
Currently in telework status

From: McNulty, Michele <michele_mcnulty@fws.gov>
Sent: Wednesday, February 10, 2021 9:43 AM
To: Suleiman, Gibran <Gibran_Suleiman@fws.gov>; Luginbill, Jason S <jason_luginbill@fws.gov>
Cc: McNulty, Michele <michele_mcnulty@fws.gov>
Subject: Re: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

There is reference to a doc titled "Black-tailed Prairie Dog Health, Safety, and Management Plan" dated January 6, 2021 by Logan County. Lillie did not send images of the enclosures if they were enclosed. I can't find that doc via web search either. Seems like this document is driving this effort.

From: McNulty, Michele <michele_mcnulty@fws.gov>
Sent: Wednesday, February 10, 2021 9:34 AM
To: Suleiman, Gibran <Gibran_Suleiman@fws.gov>; Luginbill, Jason S <jason_luginbill@fws.gov>
Cc: McNulty, Michele <michele_mcnulty@fws.gov>
Subject: Re: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

This letter pertains to two parcels that are east of Russel Springs on Plains Road. Parcel 1 is 38.8 acres, Parcel 2 is 117.8 acres. There are multiple landowner's and it's likely that they all are receiving letters. I have a call into Tyler about parcels included in the Smoky Hill River SHA, he set all of that up.

From: Suleiman, Gibran <Gibran_Suleiman@fws.gov>
Sent: Wednesday, February 10, 2021 9:13 AM
To: Luginbill, Jason S <jason_luginbill@fws.gov>; McNulty, Michele <michele_mcnulty@fws.gov>
Subject: Re: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

I am having a heck of a time with it, I shared with Laura and she is looking into it. Format is wonky. It sounds like it is a pretty targeted , specific area to me....

Gibran Suleiman
Biologist at USFWS KS Field Office
Currently in telework status

From: Luginbill, Jason S <jason_luginbill@fws.gov>
Sent: Wednesday, February 10, 2021 9:03 AM
To: McNulty, Michele <michele_mcnulty@fws.gov>; Suleiman, Gibran <Gibran_Suleiman@fws.gov>
Subject: RE: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

I would like to know exactly where the parcels are, if these are around TNC property. Can anyone dig up a map? Most likely this letter went to the various landowners.

Jason S. Luginbill, Project Leader
U.S. Fish and Wildlife Service
Ecological Services - Interior Region 5
2609 Anderson Ave.
Manhattan, KS 66502
Work: 785-539-3474 Ext. 105
Cell: 785-313-0772
Fax: 785-539-8567

From: McNulty, Michele <michele_mcnulty@fws.gov>
Sent: Wednesday, February 10, 2021 8:58 AM
To: Luginbill, Jason S <jason_luginbill@fws.gov>; Suleiman, Gibran <Gibran_Suleiman@fws.gov>

Cc: McNulty, Michele <michele_mcnulty@fws.gov>

Subject: Re: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

I think it's some the east properties of the Smoky Hill River SHA, there are multiple ownerships there.

From: Luginbill, Jason S <jason_luginbill@fws.gov>

Sent: Wednesday, February 10, 2021 8:56 AM

To: Suleiman, Gibran <Gibran_Suleiman@fws.gov>; McNulty, Michele <michele_mcnulty@fws.gov>

Subject: RE: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

Do we know where the parcel descriptions are?

Jason S. Luginbill, Project Leader
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Ecological Services - Interior Region 5
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Work: 785-539-3474 Ext. 105
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Fax: 785-539-8567

From: Suleiman, Gibran <Gibran_Suleiman@fws.gov>

Sent: Wednesday, February 10, 2021 8:54 AM

To: Luginbill, Jason S <jason_luginbill@fws.gov>; McNulty, Michele <michele_mcnulty@fws.gov>

Subject: Re: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21

Logan County

**COMMISSIONERS**

785-671-4244; Fax: 785-671-1231
leclerk@st-tel.net

710 W. 2nd St.
Oakley, KS 67748

February 8, 2021

Calvin & Lillie Haverfield
1418 County Road 260
Russell Springs, KS 67764
Parcel Description: PT SW4 of 16-13-34; E2SE4 & SW4SE4 of 17-13-34

Re: Notification of Uncontrolled Black-Tailed Prairie Dog Colonies; Landowner Responsibilities
Under Kansas Statutes and Remedial Action; Timelines

Via: Priority Express Signature Required

Dear Calvin & Lillie,

Kansas Statutes require landowners to mitigate infestations of Black Tailed Prairie Dog (BLTP) colonies on properties under their control, and state law delegates authority¹ and responsibility^{2,3} to townships and county governments to effect BTPD control on private lands in the event landowners are unable or unwilling to perform BTPD control activities.

Through this letter, and consistent with the enclosed *Black-Tailed Prairie Dog Health, Safety, and Management Plan* (HASP) adopted by Logan County, the Logan Board of County Commissioners (BOCC) is notifying you of the requirement to voluntarily effect BTPD control activities at the subject parcel within fifteen days (15) of this letter. After completion of the BTPD control actions, you must notify Denny Mackley (785) 672-0146 or the Logan County Clerk (785) 671-4244 to set a confirmatory inspection of the effectiveness BTPD control actions.

If you fail to complete BTPD control activities as outlined in HASP by the fifteenth 15th day following receipt this letter, the BOCC will contract for BTPD control at the subject parcel immediately after the notification period.

Irrespective of which certified applicator carries out the required BTPD control activities, the Rozol[®] instructions, federal law and the adopted Logan County HASP⁴ reiterate minimum protections for non-applicators, children, livestock, or domestic animals by reminding landowners of their responsibility to ensure removal of animals from the affected prior to and for a minimum of fifteen (14) days after treatment with Rozol[®].

¹ K.S.A. 19 § 212 Powers of county commissioners.

² K.S.A. § 80-1202 Eradication of prairie dogs; duties of township trustees; entry upon land, exceptions; assessment of costs.

³ K.S.A. § 80-1208 Same; penalty for failure to perform duties.

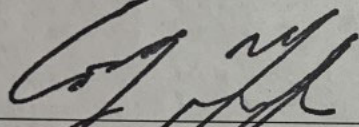
⁴ *Black-Tailed Prairie Dog Health, Safety, and Management Plan*. January 6, 2021. pps. 6

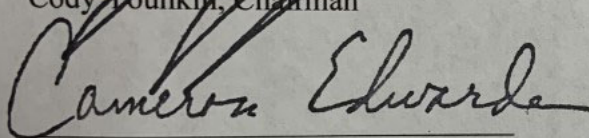
BTPD Notification, Page 2
 Calvin & Lillie Haverfield
 PT SW4 of 16-13-34; E2SE4 & SW4SE4 of 17-13-34

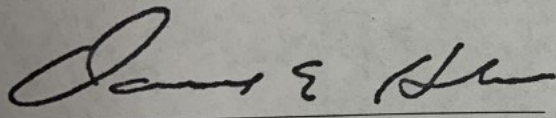
If the BOCC is required to contract for the necessary BTPD control measures at the subject parcel,³ state law allows Logan County to assess any unpaid charges for BTPD control to the landowner, and the authority to impose a lien of any unpaid charges on the parcel.

Logan County has Rozol® Prairie Dog Bait available for sale to certified applicators for use in the control of BTPD populations. As described on the Rozol® product label and in the enclosed HASP, restrictions apply to this product and the certified applicator must read the product label before use and comply with use restrictions while using the product.

Board of County Commissioners
 Logan County, Kansas


 Cody Younkin, Chairman


 Cameron Edwards, Member


 David Hubert, Member



Gibran Suleiman
 Biologist at USFWS KS Field Office
Currently in telework status

From: Luginbill, Jason S <jason_luginbill@fws.gov>
Sent: Wednesday, February 10, 2021 8:52 AM
To: McNulty, Michele <michele_mcnulty@fws.gov>
Cc: Suleiman, Gibran <Gibran_Suleiman@fws.gov>
Subject: RE: Letter from Calvin & Lillie Haverfield, via text message (images) 2/9/21

Michele,
I am not seeing anything on the attachments.

Jason S. Luginbill, Project Leader
U.S. Fish and Wildlife Service
Ecological Services - Interior Region 5
2609 Anderson Ave.
Manhattan, KS 66502
Work: 785-539-3474 Ext. 105
Cell: 785-313-0772
Fax: 785-539-8567

From: McNulty, Michele <michele_mcnulty@fws.gov>
Sent: Wednesday, February 10, 2021 8:44 AM
To: Luginbill, Jason S <jason_luginbill@fws.gov>
Cc: Suleiman, Gibran <Gibran_Suleiman@fws.gov>; McNulty, Michele <michele_mcnulty@fws.gov>
Subject: Letter from Calvin & Lillie Havervield, via text message (images) 2/9/21
Importance: High

Jason

Late last night (2/9/21), I received a text message from Lillie Havervield. She said that she and Calvin had received the letter (images below) on 2/9/21 and asked to let them know what our suggestions are. I acknowledged the text and responded that I would forward the information. Can the three of us get on a Teams call ASAP to discuss?

Michele McNulty
Fish & Wildlife Biologist
US Fish & Wildlife Service
Kansas Ecological Services Office
2609 Anderson Avenue
Manhattan, KS 66502
michele_mcnulty@fws.gov

Due to the coronavirus (COVID-19), the USFWS is taking additional safety measures to protect our employees, partners, and customers. We anticipate we will be working remotely for an undetermined time and encourage you to communicate electronically to the greatest extent possible. Thank you for your patience and understanding that responses may occasionally be delayed.



February 8, 2021

Calvin & Lillie Hays
1418 County Road
Russell Springs, KS
Parcel Description:

Re: Notification of
Under Kansas Statute

Via: Priority Express

Dear Calvin & Lillie

Kansas Statutes require
on properties under
county government
unwilling to perform

Through this letter
Management Plan (C
is notifying you of t
fifteen days (15) of
Mackley (785) 672-4
effectiveness BTPD

If you fail to compl
receipt this letter, th
notification period.

Irrespective of whic

instructions, federal applicators, children ensure removal of an with Rozol[®].

¹ K.S.A. 19 § 212 Powers of county

² K.S.A. § 80-1202 Eradication of pr

³ K.S.A. § 80-1208 Same; penalty fo

⁴ *Black-Tailed Prairie Dog Health, Se*

*BTPD Notification, Page 2
Calvin & Lillie Haverfield
PT SW4 of 16-13-34; E2SL*

If the BOCC is requ
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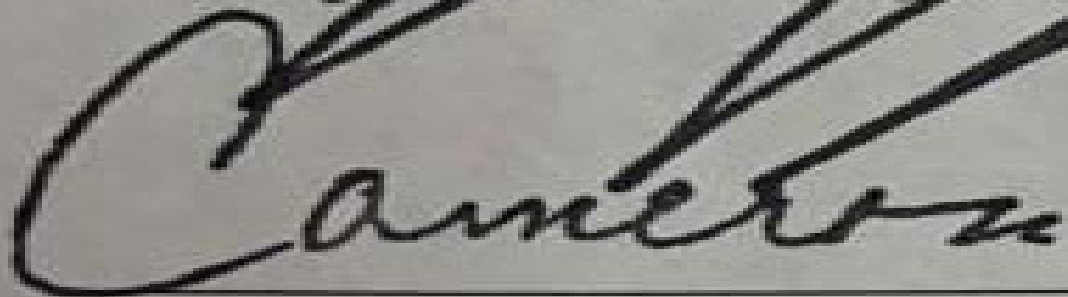
Logan County, Mo

Logan County has R
of BTPD population
apply to this produc
use restrictions while

Board of County Co
Logan County, Kans



Cody Younkin, Cha



Cameron Edwards, I



David Hubert, Mem

