

From: [BrownScott, Jennifer](#)
To: [Sylvia Pelizza](#)
Subject: Re: Meeting
Date: Tuesday, June 9, 2015 12:25:25 PM
Importance: High

I think the ACOE would see this as an aquaculture process and would require a permit before proceeding. I will call Pam Sanguinetti to confirm.

On Tuesday, June 9, 2015, Sylvia Pelizza <sylvia_pelizza@fws.gov> wrote:

- > It looks like they are putting out bags to "test the waters". I would say we let them because they indicate in their email it is not the start of the commercial operation, although technically it is.
- > But you should write a letter to that fact on letter head.
- > Something like:
- > We understand from your June xx email that you will be placing xx bags of oyster shells to sample the water and potential for a commercial oyster operation. We are in agreement with this activity while we seek legal clarification on our jurisdiction. However, until that opinion is received no further activities indicating the start of a commercial operation will occur on this site.
- > This lets them know we are willing to work with them, but we also need to make sure we are meeting our legal responsibilities.
- > What do you think?
- > I will pass it by Kevin also when I get back to the office this afternoon. If you draft the letter, I'll get concurrence up here.
- > Sylvia

>
> Sent from my iPad
> On Jun 8, 2015, at 11:05 PM, BrownScott, Jennifer <jennifer_brownscoott@fws.gov> wrote:

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- >
- > Looks like they are planning to move forward without a final answer from us. Any thoughts on how to proceed?

> ----- Forwarded message -----
> From: Kelly Toy <ktoy@jamestowntribe.org>
> Date: Monday, June 8, 2015
> Subject: Meeting
> To: "BrownScott, Jennifer" <jennifer_brownscoott@fws.gov>
> Cc: "sean.carlson@dnr.wa.gov" <sean.carlson@dnr.wa.gov>

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> Jennifer,

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- > It appears that any issues with jurisdiction and planning requirements should involve DNR. I've cc'd Sean Carlson at DNR and did give him some background about the lease. Jamestown will be bringing some oysters bags and other equipment to the lease at the next low tide series which is about a week from now. This is by no means a commercial planting, we just want to start with a couple of small areas to get a feel of how the oysters will do. Hopefully DNR and the Wildlife refuge will be able address any concerns before we start planting. Please contact

Sean or me if you have any questions. Thanks.

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> Kelly

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> Kelly Toy

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> Shellfish Manager

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> Jamestown S’Klallam Tribe

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> Wk: 360-681-4641

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> Cell: 360-460-1327

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> From: BrownScott, Jennifer [mailto:jennifer_brownscott@fws.gov]

> Sent: Monday, June 08, 2015 9:37 AM

> To: Kelly Toy

> Subject: Re: Meeting

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> Kelly,

> I apologize for not getting back to you by the end of last week, but i ended up in the hospital on Thursday for some minor - but unplanned- surgery.

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> After meeting with folks in the regional office, it was agreed that we need to ask the USFWS solicitor for clarification on our jurisdiction and planning requirements.

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> I should be back in the office in a couple of days if you have any questions.

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> - Jennifer

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> On Monday, June 1, 2015, Kelly Toy <ktoy@jamestowntribe.org> wrote:

>> Attached is a brief summary.

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>> Kelly

>> fax: (360) 457-9778

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>> ~~Dungeness NWR~Protection Island NWR~San Juan Islands NWR~~

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>> ~~Copalis NWR~Flattery Rocks NWR~Quillayute Needles NWR~~

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>> On Fri, May 8, 2015 at 1:54 PM, Kelly Toy <ktoy@jamestowntribe.org> wrote:

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>> Jennifer,

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>> I will try and get some alternate dates to meet with you. We will still be going out to the lease, just a site visit to determine boundary lines, habitat etc... I will get back to you next week about dates. Thanks.

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>> Kelly

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>> Kelly Toy

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>> Shellfish Manager

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>> Jamestown S’Klallam Tribe

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>> (Ph) 360-681-4641

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>> (FAX) 360-681-4611

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>> From: BrownScott, Jennifer [mailto:jennifer_brownscoth@fws.gov]

>> Sent: Friday, May 08, 2015 1:27 PM

>> To: Kelly Toy
>> Subject: Meeting

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>> Kelly,

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>> We will be working at San Juan Islands NWR during the week of May 18th. Please let us know if there is another time that may be available. Fridays are generally difficult for us to schedule and Monday, May 25 is a holiday.

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>> Sorry we are unable to make the trip,

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>> Jennifer

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>> Jennifer Brown-Scott

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>> Refuge Manager

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>> Washington Maritime NWRC

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>> 715 Holgerson Rd

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>> Sequim, WA 98382

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>> office: (360) 457-8451

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>> fax: (360) 457-9778

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*~~Dungeness NWR~Protection Island NWR~San Juan Islands NWR~~
~~Copalis NWR~Flattery Rocks NWR~Quillayute Needles NWR~~*