



DEPARTMENT OF FORESTRY AND FIRE PROTECTION

135 Ridgway Ave.
Santa Rosa, CA 95401
Website: www.fire.ca.gov
(707) 576-2959



Date: May 25, 2018
Ref.: 1-18EM-063-NAP

DAVID WHITTIER
69 LINCOLN BLVD SUITE A 358
LINCOLN, CA 95648

DEAR MR WHITTIER:

This is to acknowledge that your **Notice of Emergency Timber Operations** was accepted on **May 22, 2018** for timber operations that are in compliance with Section 4592 of the Public Resources Code and Sections 1052-1052.3 of Title 14 of the California Code of Regulations. It has been assigned the above listed Emergency Notice number. All timber operations must be completed by **May 21, 2019**.

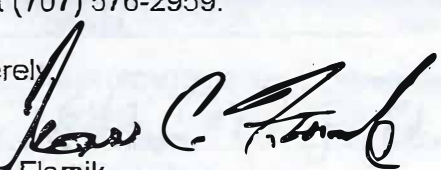
NOTE: Your exemption / emergency notice may require notification to the Department of Fish and Wildlife (DFW) if the timber operations will substantially divert or obstruct the natural flow of, or substantially change or use any material from the bed, channel, or bank of any river, stream, or lake. Information on the Lake and Streambed Alteration Program and other DFW programs can be found at the following internet address
<https://www.wildlife.ca.gov/Conservation/Environmental-Review>.

Within 30 days of the completion of operations, a completion and stocking report must be submitted. Be sure to reference the notice of timber operations number listed above.

Compliance with all provisions of the Forest Practice Act and Rules will be determined by future inspection(s).

If you have any questions you may contact your local CAL FIRE Forest Practice Inspector, or me at (707) 576-2959.

Sincerely,


Glenn Flamik
Forester II, Forest Practice
RPF #2909

cc: Unit
Board of Equalization
TLO - Michael & Kelly Winrod
LTO - Brian Martella A-10486
File
[ftp://thp.fire.ca.gov/THPLibrary/North Coast Region/](ftp://thp.fire.ca.gov/THPLibrary/North_Coast_Region/)

✓ ACZ

FOR ADMIN. USE ONLY

NOTICE OF EMERGENCY TIMBER OPERATIONS

STATE OF CALIFORNIA, DEPARTMENT OF FORESTRY AND FIRE PROTECTION
NOTICE OF TIMBER OPERATIONS THAT ARE EXEMPT
FROM TIMBER HARVESTING PLAN REQUIREMENTS RM-67 (1/1/10)

EM. # 1-18EM-063 NAP

Date of Receipt: MAY 14 2018

MAY 16 2018

Date Accepted by CAL FIRE 5-22-2018

Date Expires 5-21-19

VALID FOR ONE YEAR FROM DATE ACCEPTED BY CAL FIRE.
OPERATIONS CANNOT COMMENCE FOR FIVE WORKING DAYS FROM DATE OF RECEIPT AND A
NOTICE OF ACCEPTANCE IS RECEIVED FROM CAL FIRE

The Director of the Department of Forestry and Fire Protection (CAL FIRE) is hereby notified of timber operations under the requirements of PRC § 4592 and 14 CCR §§ 1052-1052.3 to remove timber on an emergency basis. The registered professional forester (RPF) should complete items 1-7 and shall sign the Declaration of Emergency on page two. The timber owner must sign the declaration of intent to pay the yield tax in Item 1.

1. TIMBER OWNER(S) OF RECORD: Name Michael & Kelly Winrod

Address PO Box 323

City Calistoga State CA Zip 94515 Phone X 707-292-9006

TIMBER TAX NOTICE: The timber owner is responsible for payment of a yield tax and must complete the following declaration: **I declare, under penalty of perjury, that any applicable timber yield taxes will be paid, pursuant to Section 38115 of the Revenue and Taxation Code** (complete the signature below). TIMBER TAX EXEMPTION: Timber owners owe timber yield tax when they harvest trees unless the harvest is exempt (Revenue and Taxation Code sec. 38116). Some small or low value harvests may be exempt from the timber yield tax: timber removed from an operation whose value does not exceed \$3,000 within a quarter, according to BOE Harvest Value Schedules, Rule 1024. If you believe your harvest may qualify for this exemption, please complete items A, B, C, and D below. For timber yield tax information or for assistance with these questions call 1-800-400-7115, or write: Timber Tax Section, MIC: 60, State Board of Equalization, P.O. Box 942879, Sacramento, CA 94279-0000; or see the BOE Web Page on the Internet <http://www.boe.ca.gov>.

A. Circle the option that most closely estimates the total volume for this harvest, in thousands of board feet (mbf - Net Scribner short log):

Under 8 mbf 8-15 mbf 16-25 mbf Over 25 mbf

B. Estimate what percentage of timber will be removed during this harvest:

Redwood 30 %; Ponderosa/Sugar pine _____ %; Douglas-fir 40 %; Fir _____ %;

Port-Orford Cedar _____ %; Cedar (IC, WRC) _____ %; Other conifer 30 %; Other hardwood _____ %.

C. Fuelwood over 150 cords? Yes _____ No X D. Christmas trees over 3,000 lineal feet? Yes _____ No X

SIGNATURE OF TIMBER OWNER: [Signature] Date 5/7/18

2. TIMBERLAND OWNER(S) OF RECORD: Name Michael & Kelly Winrod

Address PO Box 323

City Calistoga State CA Zip 94515 Phone 707-292-9006

3. LICENSED TIMBER OPERATOR(S): Name Brian Martella Lic. No. A-10486

Address 640 Talmage Rd.

City Ukiah State Ca Zip 95482 Phone 707-272-3561

4. Describe the nature of the emergency and the need for immediate harvesting of trees. Include the specific conditions that constitute the emergency, its cause, extent and reason for the immediate commencement of timber operations (attach additional pages if needed): The area has been consumed by the Tubbs Fire. The Tubbs fire began burning October 8, and burned 36,807 acres. The majority of the timber is heavily burned and dead. Salvage operations are just starting in the attempt to remove the burned timber before it goes bad. This property meets the definition of substantially damaged timberlands. Only dead, down or dying trees will be salvage logged. If the timber is not salvage logged as soon as possible, the landowner will have an even larger loss due to the fire.

5. Describe the harvesting method to be followed: Tractor/Skidder methods

6. Provide the expected dates of commencement _____ and completion _____ of timber operations.

RECEIVED
MAY 16 2018
COAST AREA OFFICE
RESOURCE MANAGEMENT

RECEIVED
MAY 14 2018
COAST AREA OFFICE
RESOURCE MANAGEMENT

NOTICE OF EMERGENCY TIMBER OPERATIONS, Page Two

- Designate the legal land description of the location of the timber operation. Attach a map of suitable scale showing the location of the timber operation, the logging area, roads and watercourses by class. It would be helpful to include a USGS 7.5 minute quadrangle or equivalent map, describe the access route to the timber operation so that it can be easily located, and/or include an assessor's parcel map for small areas.

Section	Township	Range	Base & Meridian	County	Logging Area Acreage (Estimated)	Assessors Parcel # (Optional)
	<u>Moristul y Plan de Agua Caliente</u>			Solano <u>Napa</u>	<u>104.8</u>	<u>017-110-038</u>

The following are limitations or requirements for timber operations conducted under a Notice of Emergency Timber Operations (Notice, Notice of Emergency, or Emergency Notice):

- This notice must be submitted to and received by CAL FIRE at one of the offices listed below. Timber operations may not commence for five working days after receipt by CAL FIRE unless waiting period is waived by the Director of CAL FIRE.
- 14 CCR §§ 895.1 and 1052.1 define and list emergency conditions. Citing or paraphrasing of these sections does not satisfy the requirements of 14 CCR § 1052.2. The registered professional forester (RPF) preparing the notice must accomplish the following to substantiate the emergency. Describe the nature of the emergency, and the need for immediate cutting in sufficient detail so the reason for the emergency is clear. When the emergency is classified as financial, the following questions must be answered: What is the reason the timber has previously been inoperable or unmerchantable? Why is the harvest opportunity not economically feasible for more than one year? Why do the operations have only minimal impact on timberland resources? The financial emergency described in 14 CCR § 1052.1 means financial loss of timber and not loss of profit. Financial loss requires a loss of timber resource.
- Timber operations conducted under this notice must meet minimum stocking standards at the completion of operations. The timber operations shall also comply with all operational provisions of the Forest Practice Act and District Forest Practice Rules applicable to "Timber Harvesting Plan," "THP," and "plan." The requirements to submit a completion and stocking report apply. 14 CCR § 1052 describes how exceptions to the rules for non-financial emergencies can be addressed. If this is a financial emergency the conditions specified in 14 CCR § 1038 (b)(1)-(10) must be met.
- The RPF preparing the emergency notice must sign the declaration of emergency and the timber owner must sign the declaration of intent to pay the Timber Yield Tax (PRC § 4592).
- This Notice of Emergency is valid for one year from the date accepted by CAL FIRE. If timber operations are to extend beyond the one-year period, such operations must be described in an approved timber harvesting plan. If there is any doubt that a timber operation will not be completed in one year, a THP should be submitted to CAL FIRE early during the one-year operating period.
- A timber operator with a valid state license must be designated upon submission of this notice.

The following suggestions may help ensure your compliance with the Forest Practice Rules:

- Timber owners, timberland owners and timber operators should obtain and review copies of the Forest Practice Rules pertaining to the Notice of Emergency. Copies may be obtained from BARCLAYSLAW PUBLISHERS, P.O. BOX 3666, SO. SAN FRANCISCO, CA, 94080, or from CAL FIRE, Forest Practice Section, P.O. BOX 944246, Sacramento, CA 94244-2460; or from CAL FIRE's Web Page on the Internet at <http://www.fire.ca.gov>.
- Contact the CAL FIRE office listed below for questions regarding the use of this notice.

FILE THIS NOTICE WITH THE CAL FIRE OFFICE BELOW FOR THE COUNTY IN WHICH THE OPERATION WILL OCCUR:

Alameda, Colusa, Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Napa, San Mateo, Santa Clara, Santa Cruz, Solano, Sonoma, western Trinity and Yolo Counties.	=>	Forest Practice Program Manager CAL FIRE 135 Ridgway Avenue Santa Rosa, CA 95401
Butte, Glenn, Lassen, Modoc, Nevada, Placer, Plumas, Shasta, Sierra, Siskiyou, Sutter, Tehama, eastern Trinity and Yuba Counties.	=>	Forest Practice Program Manager CAL FIRE 6105 Airport Road Redding, CA 96002
Alpine, Amador, Calaveras, El Dorado, Fresno, Imperial, Inyo, Kern, Los Angeles, Madera, Mariposa, Merced, Mono, Monterey, Orange, Riverside, San Benito, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, Stanislaus, Tuolumne, Tulare, and Ventura Counties.	=>	Forest Practice Program Manager CAL FIRE 1234 East Shaw Avenue Fresno, CA 93710

RECEIVED
 MAY 16 2018
 COAST AREA OFFICE
 RESOURCE MANAGEMENT

I declare, under penalty of perjury, that an emergency exists requiring immediate timber harvesting activities within the meaning of 14 CCR §§ 1052-1052.3:

RPF Signature: David Whittier Lic. No. 2643 Date 2/16/2018

RPF Printed Name: David Whittier Phone 530-990-6575

Address 69 Lincoln Blvd. Ste. A #358 City Lincoln State CA Zip 95648

RECEIVED
 MAY 14 2018
 COAST AREA OFFICE
 RESOURCE MANAGEMENT

**DEPARTMENT OF FORESTRY AND FIRE PROTECTION
Sonoma Lake Napa Unit**

2210 West College Ave
Santa Rosa, CA 95401
(707) 576-2344
Website: www.fire.ca.gov



September 10, 2018

MICHAEL WINROD
P O BOX 323
CALISTOGA, CA 94515

NOTICE OF INSPECTION

Section 4604 of the Public Resources Code (PRC) requires the department to inspect timber operations for compliance with the Forest Practice Act and rules of the Board of Forestry and Fire Protection.

Harvest Document: 1-18EM-063-NAP WINROD EMERGENCY
Inspection Date: September 05, 2018
Inspection Number: 2
Person Contacted: TIMBERLAND OWNER

Inactive inspection. No violations issued at this time.

Significant amounts of litter were found at the landings. It appears some had been collected but has been scattered around by either animals or wind. A reminder of 14CCR 914.5(b) requires the disposal of non-biodegradable trash concurrently with the conduct of timber operations. Trash and litter should be removed immediately to comply with the Forest Practice Rules.

Use of an existing WLPZ landing will need to be mitigated by soil stabilization prior to the completion of timber operations or prior to October 15, 2018, whichever comes first.

If you have any question about this matter, please contact Charlie Martin at (707) 576-2635

Signature
CHARLES MARTIN; RPF #2406
Forester 1, Resource Management
Sonoma Lake Napa Unit
2210 West College Ave
Santa Rosa, CA 95401

cc: Unit, Region, RPF, LTO, TLO



DEPARTMENT OF FORESTRY AND FIRE PROTECTION



Sonoma-Lake-Napa Unit
1199 Big Tree Road
St. Helena CA 94574-9711
Napa County
(707) 967-1400
Website: www.fire.ca.gov

10/25/2018

KELLY WINROD
P O BOX 323
CALISTOGA, CA 94515

Dear Kelly Winrod

Notice of Inspection

Section 4604 of the Public Resources Code (PRC) requires the department to inspect timber operations for compliance with the Forest Practice Act and rules of the Board of Forestry and Fire Protection.

Harvest Document: 1-18EM-063-NAP
Inspection Date: 10/24/2018
Inspection Type:
Inspection Number: 3
Person Contacted:

Inspector Observations

Inactive inspection. No violations observed in the area inspected.
Inspected the eastern portion of the logging area near Carne Humana.

	TOPIC	COMMENTS
•	Erosion Control	The tractor roads and logging road had erosion controls installed.

cc: Unit, Region, LTO, TLO, RPF