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From: Thayer Broili

To: <u>Mike Murray; Darrell Echols</u>
Cc: <u>Britta Muiznieks; Doug McGee</u>

Subject: Preliminary Scoping of Prenesting Areas at Cape Point and Bodie Island

Date: 02/12/2009 03:56 PM

Britta and Doug called from the field today at Cape Point while doing their prenesting assessment. They indicated that the PIPL prenesting habitat at Cape Point had moved somewhat to the west of it's eastern boundary from last year. If delineated on habitat suitability, this would mean that the boundary would be within and somewhat reduced from last years. The question is whether we can actually propose reducing it from last years since the consent decree would seem to indicate that prenesting areas should not be less than those established in 2008. Also, the morphological changes to the "hook" were such that an ORV corridor going a bit to the west of the "hook" may not be possible since it would be within the boundaries of the suitable habitat/last years nests. (Britta can confirm or elaborate my interpretation of all this).

At Bodie Island, if the prenesting area is delineated based on 50m. from last years PIPL nest, it will shut off access several hundred yards before the turn around to the channel and bridge.

Their basic question is how to delineate the prenesting areas given the consent decree and the potential loss of ORV access. I told them to GPS the areas based on their evaluation of habitat suitability and when they returned to the office, they could map it as an overlay on last years prenesting areas to see the differences. Any decision based on factors other than their habitat suitability analysis would have to be addressed by you. Obviously we'll have to look at as soon as you get back in the office next week so we can get the draft survey out the door by next Friday. If you want to call them tomorrow and talk to them first hand, Britta's cell is 475-8348.

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