

**From:** [bobdavis](mailto:bobdavis)  
**To:** [Mike Murray@nps.gov](mailto:Mike_Murray@nps.gov)  
**Cc:** [Barbara Ackley](mailto:Barbara_Ackley); [allenb](mailto:allenb); [Patrick \ \(RFA\) Paquette](mailto:Patrick_(RFA)_Paquette); [Bob \ \(RED DRUM\)](mailto:Bob_(RED_DRUM)); [Cape Hatteras Business \ \(Croaker's Mom\) Allies](mailto:Cape_Hatteras_Business_(Croaker's_Mom)_Allies); [Cyndy Holda@nps.gov](mailto:Cyndy_Holda@nps.gov); [David joyner](mailto:David_joyner); [Mike Berry](mailto:Mike_Berry); [Frank Folb Sr](mailto:Frank_Folb_Sr); [Fish Militia \ \(Rob alt\) General](mailto:Fish_Militia_(Rob_alt)_General); [John \ \(OBPA\) Couch](mailto:John_(OBPA)_Couch); [OBPA Info](mailto:OBPA_Info); [Irene Nolan](mailto:Irene_Nolan); [Irene Noland \ \(Island Free Press\)](mailto:Irene_Noland_(Island_Free_Press)); [Jim and Ginny](mailto:Jim_and_Ginny); [John Alley](mailto:John_Alley); [Jim Keene](mailto:Jim_Keene); [Longcaster](mailto:Longcaster); [Wayne Mathis](mailto:Wayne_Mathis); [Obxblondie](mailto:Obxblondie); [RDT Admin](mailto:RDT_Admin); [Red Drum Tackle](mailto:Red_Drum_Tackle); [tedsalvo@earthlink.net](mailto:tedsalvo@earthlink.net); [trip; warrenj](mailto:trip_warrenj); [warrenj](mailto:warrenj); [wheatland](mailto:wheatland); [Wheatland Willy](mailto:Wheatland_Willy); [bobdavis](mailto:bobdavis)  
**Subject:** Re: Seasonally Designated BUT Permanently Closed to ORV Beaches  
**Date:** 09/21/2009 06:33 PM

DEAR MIKE : Thanks for your response. When conditions don't appear to make sense, we common folk look for unknown reasons which makes us susceptible to rumors . It is most difficult for us to understand that a few years of village closures become a tradition whereas the many years of open beaches are not. We don't view safety as an issue. The new beach speed limits are lower and the density of pedestrians is always low in the winter. We must ask : " What is the real reason to close these two beaches ?" Surely the NPS is not cowed by the voice of one man who built his beach front home when the beach happened to be closed and now wants his private beach forever . Why is there a difference between the northern and southern villages ? You used REG-NEG as the excuse to keep the beaches closed. Now it is the NEPA process. Will you use the law suits that follow NEPA as the future excuse ? This is getting very ugly. NPS needs to reconsider this untenable position. RESPECTFULLY : BOB ----- Ori ginal Message -----

From: <Mike\_Murray@nps.gov>  
To: "bobdavis" <davisrb@embarqmail.com>  
Cc: "Barbara Ackley" <ackleybc@aol.com>; "allenb" <allenb@darenc.com>; "Patrick (RFA) Paquette" <basicpatrick@aol.com>; "Bob (RED DRUM)" <bobeakes@aginet.com>; "Cape Hatteras Business (Croaker's Mom) Allies" <cahabusinessallies@embarqmail.com>; <Cyndy\_Holda@nps.gov>; "David joyner" <djoyner@beldar.com>; "Mike Berry" <dr.mike.berry@verizon.net>; "Frank Folb Sr" <ffffl@mindspring.com>; "Fish Militia (Rob alt) General" <fishmilitia@aol.com>; "John (OBPA) Couch" <quitarcouch@earthlink.net>; "OBPA Info" <info@obpa.org>; "Irene Nolan" <irene@islandfreepress.org>; "Irene Noland (Island Free Press)" <irenen@mindspring.com>; "Jim and Ginny" <jimandginny@scentarticles.com>; "John Alley" <johna@midgettrealty.com>; "Jim Keene" <keene9558@charter.net>; "Longcaster" <longcaster@charter.net>; "Wayne Mathis" <MFCREP@bigfoot.com>; "Obxblondie" <Obxblondie@aol.com>; "RDT Admin" <reddrumtackleadmin@embarqmail.com>; "Red Drum Tackle" <reddrumtackleteam@reddrumtackle.com>; <tedsalvo@earthlink.net>; "trip" <trip@realkiteboarding.com>; "warrenj" <warrenj@co.dare.nc.us>; "warrenj" <warrenj@darenc.com>; "wheatland" <wheatland@charter.net>; "Wheatland Willy" <yerbaitstinks@gmail.com>  
Sent: Monday, September 21, 2009 9:08 AM  
Subject: Re: Seasonally Designated BUT Permanently Closed to ORV Beaches

> Hi Bob,  
>  
> I appreciate your directness in asking the question that may be on  
> people's  
> minds. I've discussed the issue with staff who might have knowledge of it  
> if such a "deal" had been made. We cannot confirm with absolute certainty  
> that prior management or staff never had any such discussion with  
> developers, but there is no record of it that we can find. In brief, we  
> are not aware of any such deal, formal or implied, and it is not a factor  
> in our decision-making.

> Mike Murray  
> Superintendent  
> Cape Hatteras NS/ Wright Brothers NMem/ Ft. Raleigh NHS  
> (w) 252-473-2111, ext. 148  
> (c) 252-216-5520  
> fax 252-473-2595

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> it is addressed. This communication may contain information that is  
> proprietary, privileged or confidential or otherwise legally exempt from  
> disclosure.

>  
>  
> "bobdavis"  
> <davisrb@embarqmail.com>  
> To  
> <tedsalvo@earthlink.net>,  
> <Mike\_Murray@nps.gov>  
> cc  
> <Barbara\_Ackley>  
> <ackleybc@aol.com>, "allenb"  
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> \ (RFA) Paquette"  
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> DRUM)" <bobeakes@aginet.com>,  
> "Cape Hatteras Business \ (Croaker's  
> Mom) Allies"  
> <cahabusinessallies@embarqmail.com>  
> , <Cyndy\_Holda@nps.gov>, "David  
> joyner" <djoyner@beldar.com>, "Mike  
> Berry" <dr.mike.berry@verizon.net>,  
> "Frank Folb Sr"  
> <ffffl@mindspring.com>, "Fish  
> Militia \ (Rob alt) General"

> <fishmilitia@aol.com>, "John  
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> Nolan" <irene@islandfreepress.org>,  
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> Press\ )" <irenen@mindspring.com>,  
> "Jim and Ginny"  
> <jimandginny@scentarticles.com>,  
> "John Alley"  
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> "Longcaster"  
> <longcaster@charter.net>, "Wayne  
> Mathis" <MFCREP@bigfoot.com>,  
> "Obxblondie" <Obxblondie@aol.com>,  
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> m>, "trip"  
> <trip@realkiteboarding.com>,  
> "warrenj" <warrenj@darenc.com>,  
> "warrenj" <warrenj@co.dare.nc.us>,  
> "wheatland"  
> <wheatland@charter.net>, "Wheatland  
> Willy" <yerbaitstinks@gmail.com>  
> Subject  
> Re: Seasonally Designated BUT  
> Permanently Closed to ORV Beaches

> Dear Mike : I was disappointed by your response to Ted Hamilton regarding  
> the continued closure of Hatteras and Frisco beaches. In the argument  
> against setting a new precedent you ignored the earlier history of open  
> beaches which lasted considerably longer than the current closures. You  
> should be reminded that it is unlawful to privatize a public beach in this  
> manner. The major reason that congress established this National Seashore  
> (which you administer) was to provide access to all the public instead of  
> just a few privileged and greedy people. For several years  
> there has been a persisent rumor that the NPS had cut a deal with  
> developers  
> in these villages to keep the beaches private. This may have been prior to  
> your arrival. I have yet to see any real evidence of such a deal but  
> having

> survived REG-NEG not much surprizes me anymore. I need to ask for the  
> record  
> : " Was such a deal ever made by direct offer or by inference by any  
> member  
> of the Park Service ? " REGARDS : BOB---- Original  
> Message

> From: <Mike\_Murray@nps.gov>  
> To: <tedsalvo@earthlink.net>  
> Cc: "Barbara Ackley" <ackleybc@aol.com>; "allenb" <allenb@darenc.com>;  
> "Patrick (RFA) Paquette" <basicpatrick@aol.com>; "Bob (RED DRUM)"  
> <bobeakes@aginet.com>; "Cape Hatteras Business (Croaker's Mom) Allies"  
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> "Obxblondie" <Obxblondie@aol.com>; "RDT Admin"  
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> <reddrumtackleteam@reddrumtackle.com>; "trip" <trip@realkiteboarding.com>;  
> "warrenj" <warrenj@darenc.com>; "warrenj" <warrenj@co.dare.nc.us>;  
> "wheatland" <wheatland@charter.net>; "Wheatland Willy"  
> <yerbaitstinks@gmail.com>  
> Sent: Wednesday, August 26, 2009 4:20 PM  
> Subject: Re: Seasonally Designated BUT Permanently Closed to ORV Beaches

>> Hi Ted,

>> I apologize for the delayed response. I was on leave when your message  
>> came in, but am now back in the office and catching up on email.

>> With regard to how ORV use will be managed on village beaches during the  
>> "off-season," I had hoped that the RegNeg Committee, the Village  
>> Sub-committee, or the Integration Group would be able to make a consensus  
>> recommendation on how ORV use on the village beaches should be managed.  
>> I  
>> would have gladly implemented such a recommendation, but as you know  
>> consensus did not occur. Since there are obviously contradictory

> opinions  
 >> about how the village areas should be managed during the off-season and  
 >> even conflicting opinions as to what dates constitute the "off-season",  
 >> I've decided to stick with the status quo (i.e., how it has been managed  
 >> in  
 >> recent years) for one more year and use the NEPA process to make the  
 > final  
 >> decision. I believe this approach is reasonable under the circumstances,  
 >> avoids setting a new precedent just before and during the upcoming public  
 >> comment period on the DEIS, and gives all involved another opportunity  
 > for  
 >> input. When the draft plan/EIS comes out for public comment (still  
 >> expected  
 >> later this fall), it will have a range of options (including different  
 >> approaches, dates, etc.) for managing ORV use in the village areas.  
 > After  
 >> the public comment, NPS will be better able to make an informed decision  
 >> in  
 >> the final EIS and Record of Decision and thereafter have a long-term  
 >> policy  
 >> for managing the respective village beaches.

>> I appreciate your ongoing interest in the ORV management issue.  
 >>  
 >> Best wishes,

>> Mike Murray  
 >> Superintendent  
 >> Cape Hatteras NS/ Wright Brothers NMem/ Ft. Raleigh NHS  
 >> (w) 252-473-2111, ext. 148  
 >> (c) 252-216-5520  
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 > which  
 >> it is addressed. This communication may contain information that is  
 >> proprietary, privileged or confidential or otherwise legally exempt from  
 >> disclosure.

>>  
 >> "Ted Hamilton"  
 >> <tedsalvo@earthli  
 >> nk.net>  
 >>  
 >> 08/12/2009 02:13  
 >> PM  
 >>  
 >> Please respond to  
 >> tedsalvo@earthlin  
 >> k.net  
 >>  
 >> "Mike (CHNS SUPT) Murray" To  
 >> <mike\_murray@nps.gov>  
 >>  
 >> "Longcaster" cc  
 >> <longcaster@charter.net>, "Fish  
 >> Militia \ (Rob alt\ ) General"  
 >> <fishmilitia@aol.com>, "Irene  
 >> Noland \ (Island Free Press\ )"  
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 >> Nolan" <ireneislandfreepress.org>,  
 >> "Jim and Ginny"  
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 >> "Jim Keene"  
 >> <keene9558@charter.net>, "Frank  
 >> Folb Sr" <ffffl@mindspring.com>,  
 >> "John Alley"  
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 >> "David joyner"  
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 >> "warrenj" <warrenj@darenc.com>  
 >> Subject  
 >> Seasonally Designated BUT  
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>> Mike,  
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>> At REG-NEG you stated that you wanted REG-NEG to come up with a solution  
>> regarding the beaches that are designated as seasonally closed to ORVs in  
>> Supt Order #7 that have been in fact virtually closed year round to ORVs.  
>> Those being the area from Ramp 1 to Ramp 2 and in front of the villages  
> of  
>> Buxton, Frisco and Hatteras.  
>>  
>> Since REG-NEG failed to provide a solution, will these beaches be open to  
>> ORVs come 16 Sep 2009 per Supt Order #7 unless of course some portions  
>> meet  
>> the safety closure criteria of Supt Order #7 ???????  
>>  
>>  
>>  
>> Ted A. Hamilton  
>> (aka Salvo Jimmy)  
>>  
>>  
>> \_\_\_\_\_ Information from ESET NOD32 Antivirus, version of virus  
>> signature database 4336 (20090814) \_\_\_\_\_  
>>  
>> The message was checked by ESET NOD32 Antivirus.  
>>  
>> <http://www.eset.com>  
>>  
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>>  
>>  
>> \_\_\_\_\_ Information from ESET NOD32 Antivirus, version of virus  
> signature database 4440 (20090919) \_\_\_\_\_  
>  
> The message was checked by ESET NOD32 Antivirus.  
>  
> <http://www.eset.com>  
>  
>  
>