

COPY

P R O C E E D I N G S

OF THE

LOUISIANA WILD LIFE AND FISHERIES COMMISSION

BOARD MEETING

Tuesday, November 17, 1970

Wild Life & Fisheries Bldg
400 Royal Street
New Orleans, Louisiana



Helen R. Dietrich, Inc.

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P R O C E E D I N G S

. . . . The Board meeting of the Wild Life and Fisheries Commission convened at 10:00 o'clock a.m. on Tuesday, November 17, 1970, at the Wild Life and Fisheries Building, 400 Royal Street, New Orleans, Louisiana, Mr. H. C. Wright, Vice-Chairman, presiding

THERE WERE PRESENT:

MR. H. C. WRIGHT, Vice-Chairman

MR. C. M. HOFFPAUER

MR. J. E. KYLE, JR.

MR. HOBSON NORRIS

MR. J. L. WINFREE

MR. J. L. WALKER

(Reporter's Note: Also in attendance, delegation of the Louisiana State Legislature, being members of the Joint Shell Investigating Committee:

REPRESENTATIVE NORMAN ORDONEAUX,

Committee Chairman,



- REPRESENTATIVE CARL BAUER
- REPRESENTATIVE EDWARD BOESCH
- SENATOR ADRIAN DUPLANTIER
- SPEAKER OF THE HOUSE JOHN GARRETT
- SENATOR JULES MOLLERE
- REPRESENTATIVE ROBERT MUNSON

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A G E N D A

1. Approval of the minutes of the meeting held on October 27, 1970.
2. Disposition of recent application by Radcliff Materials and other shell dredging companies for consideration of change in their lease in Lake Pontchartrain. (23)
3. Shell dredging operations in the Marsh Island area. (44)

CLARK M. HOFFPAUER

4. Jurisdiction of coastal zone

management.

(57)

- ✓ 5. Cooperative Atchafalaya Basin (64)
study program with the
Governor's goals for
Louisiana recreational
program and manner of
financing.

HARRY E. SCHAFER, JR.

- ✓ 6. Acceptance of completion of (79)
repairs at Sister Lake
Camp.

- ✓ 7. Request of Jahncke Service,
Inc. for permit to
dredge for fill material
in the Mississippi River. (83)

- ✓ 8. Acceptance of architectural
contract of William R.
Baker and Associates for
construction of Bay
Gardene Camp. (83)

JOE L. HERRING

- ✓ 9. Request by Franklin Parish

Police Jury to change boundary line on doe season. (99)

10. Request for closure of doe season from Lincoln Parish Police Jury. (104)

11. Request by Union Parish Police Jury for the either sex deer season for one day be closed. (107)

12. Request by Claiborne Parish Police Jury for one day either sex deer season be closed. (110)

13. Consideration of a timber marking contract for the Bodcau Wildlife Management Area. (112)

14. Consideration of bids to repair the public boat launching ramp at Deer Park Lake in Concordia Parish. (113)

15. Request by Highway Department for Louisiana Wild Life and

Fisheries Commission to furnish labor and equipment to clear existing woods road for Saline Wildlife Management Area. (119)

✓ 16. Permission for carrying guns on a road through Georgia-Pacific Wildlife Management Area. (124)

✓ 17. Open last half of deer season on Magnolia and Red River Wildlife Management Areas. (127)

OTHER BUSINESS.

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THE CHAIRMAN: The meeting will now come to order.

I notice in the audience this morning we have some mighty distinguished gentlemen with us from the Legislature. We have the Shell Investigating Committee, which is headed by Mr. Norman Ordoneaux.

Mr. Ordoneaux, we would like for you to stand up and introduce your committee, please. sir, and if you have anything to say,



we would like for you to have at it.

MR. ORDONEAUX: Thank you, Chairman Wright.

I am Norman Ordoneaux from Jeff Davis Parish, chairman of the legislative committee created by -- or joint legislative committee -- created by the Legislature to investigate the problems and report back to the Shell Committee.

As we explained to the Commission, we are simply not here to try to tell you or to influence you in any way at all in a critical manner. We are here only to make a study and learn more about the shell business and shell problems for those that operate and to be able to report back to the Legislature.

I wonder, Mr. Chairman, at this time, for our own information, if it would be possible if we ask a few questions, not pertaining to your agenda but to our study --

THE CHAIRMAN: I think it would be --

MR. ORDONEAUX: -- as we heard some of them yesterday. We would like to know so



that we could put them down in our study. So, with your permission, I would like to ask a few questions.

THE CHAIRMAN: You mean directed to the Commission or to --

MR. ORDONEAUX: Some of them will be directed to the Commission. Some will be directed to members of the dredging companies. Will that be all right?

THE CHAIRMAN: I have no objection and I don't think any of these Commissioners have any. They have none.

MR. ORDONEAUX: Mr. Chairman, I would first like to introduce the members of our Committee that are here now. Some are running a little late, possibly because of the fine entertainment last night.

We have Representative Carl Bauer, who is representing Franklin and St. Mary district. We have Eddie Boesch from New Orleans. Senator Duplantier. Senator Jules Mollere who is representing Jefferson Parish. Robert Munson, repre-



8

senting the center of the state.

We have Kenneth Jewell who is our committee clerk with the Legislative Council, and I think there is one more member. I don't see --

FROM THE FLOOR: Rabalais.

MR. WINFREE: You have Mr. Gaston Ducote with you, your Sergeant-at-Arms, House of Representatives, I see.

MR. ORDONEAUX: Yes, sir. The Sergeant-at-Arms keeps peace in the family, you know; he is generally here. Mr. Ducote. And the Speaker of the House, who is an ex officio member of all of our committees and felt that he should be here. He was here yesterday and he told me to express his regrets that he would be possibly five or ten minutes late this morning.

The first question I would like to ask is to Mr. Lennox, who expressed himself yesterday when he was asked the question of the percentage of profit that his company has made, and he said seven percent. Does that percent mean seven percent of the gross or seven percent of your net?



MR. LENNOX: Seven percent return on investment.

MR. ORDONEAUX: Oh, on investment.

MR. LENNOX: It is neither of the questions you asked, seven percent of the gross or the net. The seven percent was return on invested capital.

MR. ORDONEAUX: Yes, sir, that's what we needed to know.

MR. WINFREE: I think I directed that question, Mr. Ordonaux, at him yesterday. The national average usually is about 11.2 or 12.5 percent, and he tells me theirs is around seven percent. I was just trying to get at the national average of industry.

MR. ORDONEAUX: The next question would be directed to the Commission. I would like to know and the Committee would like to know how often are these companies spot-checked.

THE CHAIRMAN: Mr. Director.

MR. HOFFPAUER: What is that?

MR. ORDONEAUX: How often are your companies -- not particularly these four

companies here, any of your companies dredging in Louisiana bottoms, water bottoms -- how often are they spot-checked by your people?

MR. HOFFPAUER: It depends on whether you are talking about the books or the actual operation.

MR. ORDONEAUX: The actual operation and the books.

MR. HOFFPAUER: Actual operation is approximately on a monthly basis. Books on a six-months basis. Along in there.

MR. ORDONEAUX: Who does the auditing? Does the legislative auditor, revenue department, or some of your auditors?

MR. HOFFPAUER: Both. Both the legislative auditor and also our accounting section.

MR. ORDONEAUX: Legislative auditor audits Wild Life and Fisheries books?

MR. HOFFPAUER: Yes, sir.

MR. ORDONEAUX: They have nothing to do with the company books?

MR. HOFFPAUER: No. They look at our receipts from them, our tallies from them.



MR. ORDONEAUX: Now I understand that you have on the agenda the four companies involved here in Pontchartrain. Have you ever had any problems with any of these four companies?

MR. HOFFPAUER: No, sir.

MR. ORDONEAUX: On shortages?

MR. HOFFPAUER: No, sir.

MR. ORDONEAUX: Back pay?

MR. HOFFPAUER: No, sir.

MR. ORDONEAUX: Where you have had any problems whatsoever.

MR. HOFFPAUER: No, sir.

MR. ORDONEAUX: You have had other problems with other companies throughout the state.

MR. HOFFPAUER: Not throughout the state. I can recall only one instance.

MR. ORDONEAUX: Only one instance.

MR. HOFFPAUER: Right. That's in my recollection. This shell dredging has been going on a long time, you realize.

MR. ORDONEAUX: Yes, sir. I can



understand that.

MR. HOFFPAUER: I can only recollect one instance.

MR. WINFREE: Mr. Ordoneaux, maybe some other member of the Commission could give you more information on that. I would like that myself if anyone has that information.

THE CHAIRMAN: All right, sir.

MR. WINFREE: I have heard it expressed that there have been certain companies that have gone bankrupt and have shorted us out on payment and that sort of thing, but that is only hearsay and I feel sure that we have someone in the department, maybe our auditor or Dr. St. Amant or someone else, who could answer that question.

MR. HOFFPAUER: Dr. St. Amant is in Washington, D. C. and he would be probably the most qualified. Richard, do you have any information on it?

MR. YANCEY: Well, there have been difficulties with more than one company but not involving any great money problems.



MR. HOFFPAUER: No. How about you, Harry?

MR. WINFREE: Mr. Ordoneaux, I think that we could get our auditor up here.

MR. WALKER: Let's get Larry Cook up here.

MR. WINFREE: I think the question ought to be answered.

THE CHAIRMAN: Mr. Director, why don't we send for Mr. Cook?

MR. ORDONEAUX: We don't need him at the present time. I mean if he would just give us that information. We are not trying to --

THE CHAIRMAN: You want something on the record, is that what you want?

MR. ORDONEAUX: All we want is something of record to be able to make our study complete.

Are all of our state water bottoms under lease or contract for dredging except the Calcasieu Lake at the present time?

MR. HOFFPAUER: I can't answer that



specifically, but I would say no, that all of our -- see, we have a lot of oyster leases that are not, you know, you don't dredge in them. Some areas you don't have any good for shell so nobody wants to lease them, anyway.

MR. ORDONEAUX: Now, as it now stands, do these four companies, do they have a monopoly on Pontchartrain Lake or are there any other companies operating in Pontchartrain Lake?

THE CHAIRMAN: I would say they have a monopoly now.

MR. ORDONEAUX: But they do operate as separate companies.

THE CHAIRMAN: Yes, sir. That is what I am told.

MR. HOFFPAUER: It couldn't be considered a monopoly.

THE CHAIRMAN: Well, it is, too. It is an exclusive lease. It is a monopoly for the four companies. I mean that's the way I would look at it. Nobody else -- I can't go out there and --



MR. ORDONEAUX: In other words, there is no lake bottom in Pontchartrain that is not under lease at the present time. They own all of the leases in Lake Pontchartrain.

MR. HOFFPAUER: I can't answer that.

MR. LENNOX: There is now outstanding a single lease involving four separate companies that actually compete with each other in the same market area. Over the period of the last ten years there have been as many as five other companies who were allowed to dredge the same water bottoms by permit. Now at least two of them experienced bankruptcy in the last 15 years. I can recall Joseph Jurisich Marine Service I think was one and I am sure there is another.

Dr. St. Amant can furnish you with the details, but at this point, there is outstanding a single lease involving Lakes Pontchartrain and Maurepas, and in that lease four companies are authorized to remove shell from the water bottoms thereof.

MR. ORDONEAUX: Do these four companies that are now being considered on this lease



operate anywhere else in the State of Louisiana, or any of our other water bottoms?

MR. HOFFFAUER: I can't answer that, either.

MR. LENNOX: Yes. My own company has a lease in the Atchafalaya Basin. I think that Jahncke Service and Louisiana Materials Company both have permits at Cabbage Reef, which is offshore at the mouth of the Mississippi River.

I don't know whether they are producing shell on those leases at the moment, but the answer to that would be in the affirmative.

MR. ORDONEAUX: We as a committee would like to make this crystal clear that we do not intend to advise the Commission in any manner. We feel that you are a constitutional board and it is your duty to look into the matters before you and present them as you feel proper, properly presented, and then we will make our study and report back to the Legislature.

But we do say this. We would like to ask one other question, one other question. If



this lease or leases should be approved, or any others, is there anybody above you, say the Division of Administration, that has to approve these leases along with your approval?

MR. HOFFPAUER: I don't think so.

MR. ORDONEAUX: In other words, your word is final when you approve or disapprove.

MR. WINFREE: We have an attorney back there for the Commission, Mr. Ordoneaux. Perhaps he could answer that question. Mr. Duffy, could you answer Mr. Ordoneaux's question?

MR. DUFFY: As far as I know, Mr. Ordoneaux, the Commission has the last say-so on these leases. Is that your question?

MR. ORDONEAUX: Yes, sir. That's what I wanted to know, if the Division of Administration had to approve any of these leases after your approval.

MR. DUFFY: No.

MR. ORDONEAUX: Gentlemen, I certainly do thank you for being able to be here and get our study underway. I hope I have not offended



any of the shell companies. I wish you the best of luck because I know that you have problems and when you are operating as large as you are, your problems get greater. I know that the Commission has problems and we as members of the Legislature must look toward revenues for the state.

MR. WINFREE: Mr. Ordoneaux, may I ask --

MR. ORDONEAUX: Yes, sir.

MR. WINFREE: Would you and your committee like to be furnished a copy of the existing leases on shell bottoms within the State of Louisiana? As Mr. Hoffpauer pointed out, Dr. St. Amant apparently has been in charge of this division. If you think that would help you --

MR. ORDONEAUX: Dr. St. Amant has furnished us with those. Yes, sir.

MR. WINFREE: Well, good.

MR. ORDONEAUX: Yes, sir. Well, we certainly do thank you and we appreciate the opportunity of being here with the Commission.



THE CHAIRMAN: Thank you, Mr. Ordoneaux. Wait, wait.

MR. LENNOX: May I comment, please, for just a moment?

THE CHAIRMAN: Yes, sir, go ahead. I think so.

MR. LENNOX: Mr. Chairman and members of the Commission, for the record I am Edward N. Lennox and I represent Radcliff Materials, Inc., but for the purpose of this proceeding I am authorized to speak for all four companies which are parties to the Lake Pontchartrain and Lake Maurepas dredging lease.

Supplementing information Mr. Ordoneaux was given, I simply would like to say this, that the investigative joint resolution passed in the 1968 regular session of the Legislature was passed with our support and urging, and I think that we have gone on record repeatedly that we stand ready to cooperate with Mr. Ordoneaux and his committee. We want to reiterate and repeat our interest in helping them and cooperating



with them in every way possible, and I can assure you as a spokesman for all four companies, any information you request from us will be furnished immediately and if it is voluminous, we will find some way to get it reproduced for you.

MR. ORDONEAUX: Thank you.

MR. LENNOX: On the subject of audits that Mr. Ordoneaux mentioned, there is a little bit of supplemental information. I think he had reference to operational matters. Now I consider operational matters being our day-to-day dredging operations in the lake. Hardly does a day pass that we are not contacted by Wild Life and Fisheries marine representatives who in most cases board and inspect our equipment and our crew and take entries from our logs. Now hardly a day passes that this situation does not take place.

We are audited semiannually as to our financial relationship with the Commission, and these audits normally span a period of from two to eight business days by two of your internal



audit representatives.

I think that elaboration might completely answer the questions. Thank you.

THE CHAIRMAN: Thank you, Mr. Lennox.

MR. HOFFPAUER: Representative Ordoneaux, if you are going to stay through the whole meeting, fine, but if you are not, those questions that you asked me, if you will just give a copy of them to the secretary, we will send all of that information to the committee.

THE CHAIRMAN: Gentlemen, I think we will go ahead with our planned agenda now. Do I hear a motion for the approval of the minutes of the meeting held October 27, 1970?

MR. WINFREE: Mr. Chairman, before you proceed, on behalf of the Commission, we are most happy, Mr. Ordoneaux, that you and the other members of your committee were present yesterday and today.

A lot of it has come out to me, things that I didn't know about, and I am just kind of happy that we have such a committee as yours and



the work that you are doing because this is a ticklish situation to the extent that any time that you are dealing with a product or a mineral of the State of Louisiana, certainly you are going to attempt to do the best that you can to get the most for all of the people of this state.

We know that your committee is striving toward that, and certainly this Commission is, also. We appreciate you all being here.

Mr. Munson has come in since you introduced your committee, sitting here on the end. You didn't see Mr. Munson; he's too small there.

(Laughter)

THE CHAIRMAN: Are we ready to proceed?

MR. KYLE: I move, Mr. Chairman.

MR. NORRIS: Second.

THE CHAIRMAN: It has been moved and seconded that we accept the minutes as sent to us for October 27, 1970. Any discussion?

(No response)

Any opposition?



(No response)

There being none, so ordered.

We have the disposition of the recent application of Radcliff Materials and other shell dredging companies for consideration of change in their leases in Lake Pontchartrain.

Mr. Lennox, do you have --

MR. WINFREE: Mr. Chairman, Senator Mollere just came in.

THE CHAIRMAN: Senator Mollere just came in. How do you do, Senator?

MR. LENNOX: Mr. Chairman and gentlemen of the Commission, again for the record I am Edward N. Lennox, a resident of New Orleans and representing Radcliff Materials, Inc., and for the purposes of this particular proceeding, I am authorized to speak for three other companies.

I would like to introduce the principal executives of those companies who are here in the hearing room this morning. Mr. W. Grant Jahncke, who is a vice president of Jahncke Service, Inc., Mr. Harvey H. Loumiet, Jr., who



is president of Ayers Materials Co., Inc., and Mr. Richard R. Murphy, president of Louisiana Materials Co., Inc.

Those three companies, together with my own, comprise the four companies that are now authorized to remove shell deposits from the water bottoms of Lakes Pontchartrain and Maurepas. This particular lease expires on May 28, 1974, which is just a few years in the future.

We find that the shell dredging industry in general, but particularly that in Louisiana, is somewhat at a crossroads at this particular moment. The Bahamian government recently authorized a contract for the removal of a material called aragonite. Aragonite is a material that its chemical base is precisely that of clam and our reef shell, that is that it is almost 98 percent calcium carbonate. Now the difference between aragonite and shell, shell is a very hard material that does not break down readily under heat where aragonite is a powdery material which does in fact break down rather readily under heat.

Now in addition to the removal of this foreign material from the water bottoms surrounding the Bahama Islands, the recent action taken by the Congress of the United States will grant substantial subsidies in the construction of ships which would be used to bring this foreign material into domestic markets, and those of us who are in the business of producing shell, or for that matter native limestone in some of our surrounding neighbor states -- Mississippi, Arkansas and Texas all have substantial deposits of limestone which again chemically is 95 to 99 percent calcium carbonate -- we are very much aware of the impending competitive problem affecting the Louisiana shell dredging industry and many other local industries that feed from the shell dredging industry. We serve the Portland cement industry, the lime industry. Many other major employers in the state use shell for a variety of different purposes, industrial purposes.

We have seen, from the encroachment of limestone and other materials, a shrinking

of the shell market in the last ten years, to the point where our markets for Louisiana-mined shell are really limited to the southern tier of parishes along the southern coast of Louisiana. We are not able to compete with limestone and sand clay gravel and soil cement and other methods of highway construction above that lower tier of parishes and we are no longer competitive as close by as East Baton Rouge on the Mississippi River or up the Mississippi River or up the Atchafalaya River from the Atchafalaya Basin.

Now, the four companies involved here have a problem that seems to be unique to ourselves simply because we have a lease with a little more than three years remaining in its term. Now, several weeks ago we furnished each member of the Commission and the Director of the Commission a copy of a brief supporting the matter that is now before you. I think actually these briefs were mailed to you about October 5 to October 10.



The blue copy brief is again before you now and it details every facet of the proposal we have before you, including the law that underlies this particular problem. Now, the question is raised why do we come to you now when in fact our leases have some three years to go.

The explanation is very simple. The change in thinking both at the federal and state level regarding ecological considerations and environmental considerations will cause each of these four companies to make rather substantial modifications in each of its dredges and towboats. The purpose simply is to create on each one of these vessels a sewerage treatment plant capable of meeting the minimum demands of the Louisiana Department of Health and of the U. S. Corps of Engineers.

To give you a brief example, a towboat with a crew of five will involve an investment of some \$17,000.00 for sewerage treatment facilities alone. A dredge with a crew of ten



to fifteen can embrace an expenditure of up to \$40,000.00 for the same equipment.

Now, your Commission controls the water bottoms but because Lake Pontchartrain is a navigable body of water, the United States Constitution reserves to the federal government the right to control operations on the surface. So we must not only comply with your directives but we must also get permits from the U. S. Corps of Engineers which allow us to use these waters in order to reach the water bottoms.

My company has had the recent experience of requesting what used to be a routine extension of a permit from the Corps of Engineers but took me six months to accomplish and in the doing I had to agree to install all of this sophisticated sewerage treatment plant immediately on every vessel traversing Lakes Pontchartrain and Maurepas. At least two of us if not three of us find ourselves in a position where the equipment we are using to dredge clam shell is outdated or outmoded to the extent where we are not able to



economically perform the job.

Now here I have to explain that the salinity of Lake Pontchartrain, and your biologists will confirm this, has increased some 300 percent in the last seven to ten years. There is a serious question as to whether the fresh water clam that was long known to be in Lake Pontchartrain is in fact reproducing any further in Lake Pontchartrain. So we can no longer produce shell simply by raking the bottom of the lake. We must go deeper now. We know that there is shell below the bottom but it becomes a more expensive process to recover it.

Now, in the cases of Ayers and Radcliff where we have precise plans to commence construction of dredges immediately upon consideration of this matter by the Commission, we would each expend a sum in excess of a million one, maybe a million three hundred thousand dollars, to construct a new dredge capable of doing an economic and safe job of producing clam shell in Lake Pontchartrain. Certainly you will agree



that a three-year amortization on a million dollar loan is something that no banker would entertain.

Now, collectively and in our brief, we state to you that conservatively we propose to invest in capital improvements nine million dollars in the next two and a half to three years. At least two dredges, towboats, barges, and these sophisticated sewerage treatment plants, and certain other modifications to plant and facility that are either required by modern day technology or by the ecological or environmental crisis, if that is a proper term.

Now the proposal made to you gentlemen of the Commission embraced a money package. Now we have a fixed royalty that is fixed through May 28 of 1974. We are asking the Commission today to give us two additional five-year extensions to our lease, which is embraced in the law and if my recollection is correct it is Revised Statute 56-451, which authorizes the Commission to extend these leases up to a maximum of 25 years.



What we propose to the Commission today meets the test of law.

Now in this we submit to you a money package where we propose to increase the royalty we pay the Commission, effective January 1, 1971, which is some three-years-plus prematurely, and that of course is the consideration we offer to the Commission in return for your giving us prematurely the two five-year extensions we seek which would give us the opportunity to borrow the money in a very tight money market to get under construction the necessary improvements which we submit are in the public interest. They not only meet the ecological needs but they also produce a safer device for operation in Lake Pontchartrain and I submit to you that safety is no small consideration with us. I think the record clearly shows that since the regular session of 1968, these four companies have demonstrated an ability to get the job done, and it was at no small cost and no small effort on the part of the four people here present.



Subsequent to the submission of this proposal to you, we at the last meeting of the Commission asked you to hold it in abeyance for reasons that the legislative investigating committee had not seen it and had not reviewed it, and we asked at that time that you bring the matter up for consideration now.

I have a selfish motive and that is I would like to manufacture and produce a dredging apparatus which would be available to me prior to the winter of 1971, which simply means I would only have to weather one more winter season with the present equipment. Now, to those of you who are not New Orleanians, when a northwester comes through St. Tammany Parish and hits Lake Pontchartrain, Lake Pontchartrain is a treacherous body of water. Mean depth is about 17 or 18 feet and it is like a saucer, and when you get these 40- to 50-mile an hour switches in the wind, usually the winds come from the southeast and they immediately switch to the northwest, you get swells in the Lake up to 12 feet. There have been many



accidental drownings and very fine pieces of marine equipment for people who did not heed weather advice on the Lake. Each of us subscribe to a service where we get hourly bulletins, and this information is radioed to the dredge every hour, so that every piece of equipment we have in the Lake knows what is going on.

Since we submitted the matter to you, we asked you to withdraw it and have it considered today. The urgency is simply the fact that we need to get the show on the road with considerable capital investment in a tight money market. We are really talking about an eleven or eleven and a half percent money market. It would suit us much better to be doing this three years from now when we hope the inflationary spiral might have taken a turn for the better. We are not willing to make such an investment on such a short period of time.

It was made known to us following the submission of this document to you that the money package we offered to you did not meet what the



Commission or its Chairman and Vice-Chairman and others consider to be the minimum money standards. We met yesterday evening and again this morning and we have revised that money package in a manner which we believe you will find acceptable and you will find it attached to the inside page as a separate document.

It needs only one explanation, and that is that the figure \$5,121,831.00 is the average production of clam shell from Lakes Pontchartrain and Maurepas in the years 1968 and '69. Now we took two years for the reason that '68 was an exceptionally good year and there was a very definite downturn in '69, so we averaged out a good year with a bad year, and that is your five million figure.

Now there are two proposals, one on the left side of the page and one on the right. The one on the left side would produce, based on our preliminary figures, \$3,636,500.00 over the next 13 years in excess of the royalty and severance which is already applicable to these leases. The



proposal on the right hand side of the page would produce \$3,585,282.00 over the same period of time.

Now the reason there are two proposals, yesterday after talking with Chairman Jones we revised our original proposal which is part and parcel of the blue brief to the four, five and six, which is the left side of the page, and after considering it yesterday afternoon, we decided to come to you with a doublebarrelled proposition and let you choose which one you thought represented the best interests of the Commission.

Now the only advantage the five-cent proposal has over the other, if there should be an upturn and we should succeed in increasing production, you would realize more revenue earlier than you would under the other proposal.

Gentlemen, that concludes the presentation I would like to make in behalf of this and I would like to conclude by stating that there is in fact a severe urgency in having the Commission



act now and I don't want to create an atmosphere of distress, but this aragonite situation, this material is already known to have been barged into points in Florida and Texas and we anticipate it to be a rather severe competitive factor, and we would like to have the opportunity to do whatever is necessary to place ourselves in a competitive situation with the other out-of-state base materials.

MR. WINFREE: Question, Mr. Chairman.

THE CHAIRMAN: Mr. Winfree.

MR. WINFREE: Mr. Lennox, in your proposal, as I appreciate this matter and I would like for the legislative committee to understand it also, the existing royalty, the existing royalty that you pay on shell to the state at this time is fifteen and a half cents, is that correct?

MR. LENNOX: No, 15 cents per cubic yard.

MR. WINFREE: 15 cents per cubic yard.

MR. LENNOX: Yes, sir.

MR. WINFREE: Now, in your proposal you



have offered, starting January first, you have two columns. You have one showing an immediate increase of four cents a yard, which would be 19 cents a yard up until 1974.

MR. LENNOX: Yes, sir.

MR. WINFREE: Then in 1975 you propose an increase of five cents additional, which would be 20 cents. Likewise, starting in 1980, you propose six cents, which would be 21 cents.

MR. LENNOX: That is correct.

MR. WINFREE: Now, on the other column you have proposed a straight five cents increase in royalties, starting January of '71 and running to 1984, a straight five cents. Now according to your figures, that would be the three million five hundred and eighty-five thousand, based on five cents, and based on this graduation, it would be three million six hundred and thirty-six thousand

MR. LENNOX: Yes, sir.

MR. WINFREE: -- which is about \$50,000.00 differential.

MR. LENNOX: Yes, sir, but I did observe



the possibility that the figure on the right could be larger, depending upon what the production might be in the early years, 1971, '72 and '73. They could be more nearly equal than they show. I just want to bring this point out.

MR. WINFREE: Well, Mr. Lennox, you know the LSU research investigated the possibility of revising either shell leases by virtue of public bidding or by granting, and of course that was merely academic, but the whole ball of wax finally boiled down to they recommended an increase of six cents royalty on shell production in the state, and according to your figures of five cents straight, it would be about 5.2 percent and, Mr. Chairman, at this time I would suggest that the Commission reject the proposal presented by Mr. Lennox based on his four, five and six and, in order to get up to the LSU suggestion of six cents, I would propose to the shell dealers -- first we would have, the Commission would have to act on my motion to reject the four, five and six, if that is what, if they feel the same way that



I do.

THE CHAIRMAN: Do I hear a second to that motion?

MR. KYLE: Second.

MR. LENNOX: May I comment, Mr. Chairman, before you vote on it?

THE CHAIRMAN: Yes.

MR. LENNOX: As I appreciate the LSU study, it is an academic report, without a doubt, and the LSU report stated that the industry, in the opinion of the writer, was capable of absorbing an increase in royalty of from two to six cents without passing that on to the ultimate consumer, and I think that that statement is made on the assumption that there are no other increases in costs involved in our business, which I think we all know is not true.

With that comment, I --

THE CHAIRMAN: It has been moved by Mr. Winfree, seconded by Mr. Kyle, that we reject the offer of the --

MR. WINFREE: Four, five and six, Mr. Chairman.



THE CHAIRMAN: Sir?

MR. WINFREE: Of the four, five and six.

THE CHAIRMAN: -- four, five and six offered by the shell people on the Lake Pontchartrain exclusive lease. Do I hear any opposition?

(No response)

There being no opposition, the motion is carried.

MR. WINFREE: Now, Mr. Chairman, if I am in order --

THE CHAIRMAN: Yes, you are in order, sir.

MR. WINFREE: -- I would suggest this, that we consider this matter. Certainly these people have been doing a very fine job for the state, and in order to build this thing up to the royalties which I think we should receive, that we suggest to them that they pay us four and a half cents increase through 1974, five and a half cents through 1979, and six and a half cents



through 1984, which would average out 5.7 percent, which would only be three-tenths of one percent away from the LSU figure of six percent. I am not going to put that in the form of a motion, but that is the suggestion that I would make.

Really it is a counter-proposal because we are dealing now in increased royalties which in effect would bring the state some five or six million dollars more than what they are presently receiving. I would like for the Chairman to direct that suggestion to Mr. Lennox and his principals.

THE CHAIRMAN: Do you understand what --

MR. LENNOX: Yes, sir.

THE CHAIRMAN: And also in there I think we ought to incorporate the capital expenditures. I think we ought to spell out what the companies intend to build and what they intend to put into Louisiana.

MR. LENNOX: Yes, sir. Now, let me ask this, if I may. The counter-proposal suggested by Mr. Winfree would adjust our proposal



on the left-hand side of the page by one-half cent in '71 through '74; by one-half cent, additional half cent from '75 through the anniversary date in '79.

MR. WINFREE: Right.

MR. LENNOX: And by an additional half-cent from 1980 to the conclusion of the lease.

MR. WINFREE: Right.

MR. LENNOX: Now, further, I understand from the Chairman that our proposals regarding capital improvements and the --

MR. WALKER: Now that is an additional cent, not half-cent. Four and a half to five and a half, five and a half to six and a half.

MR. LENNOX: Well, our proposal was four cents.

MR. WALKER: Oh, you are talking about increase over --

MR. LENNOX: Yes, over the left-hand column.

MR. WALKER: Yes, that's an increase. That's right.



MR. LENNOX: Mr. Chairman, you mentioned you also wanted written into whatever document the Commission may approve a statement regarding our commitment to you to produce these capital improvements --

THE CHAIRMAN: Right.

MR. LENNOX: -- in Louisiana. Will your proposal in any other way depart from the proposal we have made to you?

MR. WINFREE: Of course, there is a minimum in there of \$15,000.00.

THE CHAIRMAN: There is a minimum in there of \$15,000.00 a year.

MR. LENNOX: Well, in all other, the base lease of our brief would apply. Is that a fair assumption?

THE CHAIRMAN: Yes, I think so.

MR. LENNOX: Might I ask that you continue with your agenda and allow us a ten or fifteen minute recess and we will come back to you before you conclude your deliberations today?

THE CHAIRMAN: Yes, that would be all



right.

MR. LENNOX: Thank you very much.

THE CHAIRMAN: Thank you.

I think we have another gentleman who just walked in. Mr. John Garrett, Speaker of the House of Representatives, State of Louisiana. How do you do, John?

We have the shell dredging operations in the Marsh Islands area.

Gentlemen, we have had a lot of talk and discussion about this. We went to the operators over there and they assure us that they are not intending to dredge in the Marsh Island area in the near future and we have that in the form of a letter. I will ask the Director to read the letter from the companies involved.

MR. HOFFPAUER: Thank you, Mr. Chairman. We have numerous resolutions based by the Iberia Police Jury, St. Mary Police Jury, the Iberia Rod and Gun Club, Iberia Boat Club, against the dredging around Marsh Island, specifically Mound Point and Shell Keys.

In a lot of ways, the people were wary about just the effects of what this dredging would have. They thought that maybe Lake Charles Dredging and Towing would dredge up to the island and cause erosion and so forth and so on.

The only way I know to present this is to read a letter from the Lake Charles Dredging and Towing Company, prepared by Mr. Cletus Cribbs, Vice President and General Manager.

"Dear Mr. Hoffpauer:

"The purpose of this letter is to submit in writing the substance of our discussions and presentation to the recent meeting of the Joint Liaison Committee of the State Mineral Board and Wildlife and Fisheries Commission.

"As you are aware, a resolution was enacted by the Iberia Rod and Gun Club on October 8, 1970, objecting to the proposed operations of Lake Charles Dredging and Towing Company, Inc., under the captioned lease.



"It is our understanding from a review of the subject resolution that objection is being voiced to proposed or intended operations in the Marsh Island vicinity, particularly in the vicinity of 'The Mound,' 'Shell Keys,' and 'Diamond Reef.'

"It is contended by the Iberia Rod and Gun Club that our operations will be injurious to the wildlife and fisheries of these immediate areas, and further, result in erosion to the land mass known as 'Marsh Island,' with which assertions we are in complete disagreement.

"As you are aware, we have been operating and dredging under the subject lease since 1960. To date, all dredging operations have taken place east of Marsh Island. With one exception, all of our operations to date have been a mile or more



from the land mass known as Marsh Island. The one exception was in the vicinity of South Point, with those operations never approaching the land mass closer than one-half mile, which operations were ceased and completed approximately six years ago.

"In that we know of no complaints relative to our operations heretofore, we can only assume that the Iberia Rod and Gun Club has become concerned over our survey operations involving the shell reef immediately south of Mound Point and Oyster Bayou (The Mound). We have been surveying these reefs for approximately six or seven months, and do not plan to complete that survey for at least another year to 18 months. Before further discussing the Mound area, I would like to point out that we



have no present or future plans to engage in any dredging operations whatsoever west of Shell Keys, nor do we have any present or future plans relative to the dredging of Shell Keys themselves. Therefore, there need be no concern relative to the effect of our operations in the vicinity of Shell Keys or Diamond Reef, the latter of which is several miles west of Shell Keys.

"We would also like to point out that by voluntary agreement with the Attorney General for the State of Louisiana, we have refrained from dredging certain specified locations which are involved in and are crucial to the issues between the State of Louisiana and the United States in the Tidelands dispute, a number of which are several miles or more east of Marsh Island. It is our understanding



that the Tidelands dispute may be finally resolved in the very near future, after which, under our agreement with the Attorney General's office, we will be free to dredge those locations heretofore intentionally avoided. Given these dredging sources, it may well be that we will never undertake to dredge those reefs south of Mound Point and Oyster Bayou."

In other words, if he can dredge east of Marsh Island, he won't have to, as far as he can see, dredge south of the Mound.

"All of the foregoing notwithstanding, upon the completion of our survey of the Mound Point Reefs, we propose to present to the Wildlife and Fisheries Commission our plans for the dredging of these reefs and feel confident that we will satisfy the Commission that such proposed operations will not in any way



constitute a threat to the wildlife or fisheries of that area nor cause any erosion to the existing land mass. Quite frankly, it may develop that our survey of the Mound Point Reefs will disclose that these reefs cannot be economically dredge or that they contain a sufficient quantity of live oysters to render their dredging prohibited under the terms of our lease.

"In summary, Lake Charles Dredging and Towing Company, Inc. has no present or future plans to dredge in the vicinity of the Shell Keys or west thereof, including Diamond Reef, and no immediate plans to dredge the Mound Point Reefs. Depending upon the outcome of our survey of the Mound Point Reefs, twelve to eighteen months hence, and/or the



resolution of the Tideiands dispute, we may never dredge the Mound Point Reefs.

"Under these circumstances, the concern expressed by the resolution of the Iberia Rod and Gun Club is presently unwarranted and premature. Nevertheless, in light of the expressed concern of the Iberia Rod and Gun Club and other similar organizations, it is our intention to take up with the Commission our plans for dredging operations, if such ever develop, in the Mound Point area before doing so. Obviously such a plan and proposal, or the discussion thereof, is premature until the conclusion of the survey underway."

Point of information: A lot of people see these boats out there and think they are engaging in a shell dredging operation when all they are doing is digging down to find the depth



of the shell and finding out how much they have before they move in.

"On the question of erosion to the Marsh Island land mass, we feel that we must express our total disagreement with the assertions of the Iberia Rod and Gun Club, or any other organization, that our shell dredging operations under the subject leases, since 1960, have caused any perceptible erosion of the Marsh Island land mass. In this connection, we have made an aerial photographic study of the area dating from 1935 to date, which clearly discloses that a substantial amount of erosion occurred between 1935 and 1960, all prior to any shell dredging operations in this area, with no perceptible erosion having occurred since. We will be happy to make these studies available to the Commission on request."

I have seen these photographs and the



erosion occurs on the northern shore of Marsh Island and some of the east shore and some of the west. There is none you can see on the south side.

"We trust that the foregoing comments cover the substance of our presentation to the Joint Liaison Committee of the State Mineral Board and Wildlife & Fisheries Commission. However, in the event we have left anything out, please advise us accordingly."

And so forth and so on. Anyway, I think the Lake Charles Dredging and Towing Company has stated fairly accurately what they intend to do on Marsh Island, and before they do any actual dredging, they are going to present the plans to us.

THE CHAIRMAN: I see no need for action on it.

MR. HOFFPAUER: Since we have over 200 letters on it.

MR. WINFREE: Well, I would think, Mr.

Chairman, there would be no action of this Commission, but at the same time I feel like that our people should recognize those resolutions and perhaps the Director should be asked to send people over there and talk to the police juries and the gun clubs and notify them of these people's action, and there is no action necessary.

THE CHAIRMAN: Yes, sir.

MR. HOFFPAUER: As a request of the Commission, you did ask Mr. Cribbs of Lake Charles Dredging and Towing to submit some type of proposed plan, and this is it.

THE CHAIRMAN: Mr. Winfree. Mr. Kyle.

MR. KYLE: Representative Bauer and I have thought and we are going to give this out to St. Amant and those people, and I think the Representative wants to say something.

THE CHAIRMAN: Would you like to say something? How about coming up and we will get it all on the tape, too.

MR. BAUER: Thank you, Mr. Vice-Chairman and members of the Commission.



Of course, as Mr. Kyle has just mentioned, we have asked for a public meeting on this very question, preferably in Iberia Parish, with Dr. St. Amant and Mr. Yancey or both, to really allay these fears that are expressed I think very well here by Cletus Cribbs.

I don't know if this letter is a matter -- well, of course, as of your reading it, Mr. Hoffpauer, it is now a matter of record, and I would like permission of this Commission to take this letter back to Iberia Parish and release it. I think that it would allay a lot of the fears that are being expressed. I suspect, in fact I know, there is a question here of a great deal of misinformation.

You are absolutely right, Clark, in that I had, oh, several months ago a call, they have got a dredge on the way to the reef. Well, all it was was a survey operation, but they were convinced the reef would be gone by morning. It is purely a question of misinformation. We are going to have a public hearing on the matter and just explain it.



I think this letter explains the present situation. You didn't read the last paragraph. Of course, I have a copy here which I think is what they are really aiming at when in the final part of their sentence they say, "All future operations under this lease will be conducted in such a manner as to cause no threat to the wildlife and fisheries of the area or to the existing land masses by erosion."

This in essence is what all the hurrah is about and I think we can correct it really by an educational process, because, of course, as Mr. Kyle has stated to you, we don't think there is anything drastically wrong here. If there is, we are ready to stop them, too, but I think it is purely a question of education.

Thank you.

THE CHAIRMAN: Thank you.

Mr. Hoffpauer, you have two other items on the agenda.

MR. HOFFPAUER: Let's go over this with these gentlemen.



THE CHAIRMAN: Oh, they're back?

MR. WINFREE: Let's go on through the agenda, Mr. Chairman.

THE CHAIRMAN: You want to go on through the agenda?

MR. WINFREE: Yes, sir.

THE CHAIRMAN: All right. Let's go on through the agenda, Mr. Hoffpauer. They want to finish.

MR. HOFFPAUER: All right. The jurisdiction of the coastal zone management. I don't know whether some of you are aware, but in the Department of Interior there was a reorganization occurred, it has occurred, where they have taken the Bureau of Commercial Fisheries and put it under the Department of Commerce.

Now, in lands that adjoin the coastal waters is what we are talking about, there is a matter of question who is going to manage this land. Not the waters now, the land. For instance, some of our refuges we would want to get federal funds on them, PR type project, or DJ, or



just any type of federal funds, we would have to go through one federal agency which would have jurisdiction over it.

Well, there is a proposal now to let the Department of Commerce have it, which would be the Bureau of Commercial Fisheries. Prior to this we have had to deal with the Department of Interior solely on money matters and type of cooperative federal programs. The move is now to let the Department of Commerce have it. I myself, Mr. Yancey, are leary about letting the Department of Commerce -- not that anything would be any wrongdoing, but we have been dealing with the Department of Interior all of this time, we know the people we are dealing with, we have a very good rapport going with them, and having to change at this time, I think it could be of no benefit to us.

Another thing, we would be dealing with a fisheries group. Even though these lands do involve fisheries, you know they are great spawning grounds, I mean great rearing grounds,



for shrimp and crabs, but we just believe it should be a land mass type of thing under the Department of Interior.

If you gentlemen are in agreement, I would appreciate a resolution from the Commission that we leave this jurisdiction of the coastal land masses management under the Department of Interior and cooperatively with the respective state agency, which is the Louisiana Wildlife and Fisheries Commission.

THE CHAIRMAN: Gentlemen, you have heard Mr. Hoffpauer's suggestion that we pass a resolution to the effect that we keep the management of our coastal lands under the Department of Interior.

MR. WINFREE: Let me ask this, Mr. Chairman.

Mr. Director, do you think that this would have any effect? Has this already been effected, that is, transferring this to the Department of Commerce?

MR. HOFFPAUER: No, sir. Here is what



is out now, a feeler from the Department of Interior and from the Department of Commerce as to what the states would wish. If you want to say it, they are taking a vote, I imagine.

MR. KYLE: Well, in this instance I would think that if this Commission adopted such a resolution, that it should be directed to our Congressional delegation in Washington also, and let them be advised, because, after all, they would be the contact.

MR. HOFFPAUER: Yes, sir. Well, the meeting is going on today. I am sorry we got such short notice.

THE CHAIRMAN: Mr. Yancey, would you like to make a comment on that, too?

MR. YANCEY: Mr. Chairman and members of the Commission, the Bureau of Commercial Fisheries has already been transferred to the Department of Commerce, and now there is a move afoot to also transfer the jurisdiction over the coastal management, coastal zone management, from the Interior Department over to the Depart-



ment of Commerce. This would be done by Executive Order. Therefore, if we adopt a resolution -- and I would also hope that we would -- that the resolution be directed to the White House, with copies going to the Department of Interior and members of our Congressional delegation, recommending that this coastal zone management be left with the Department of the Interior and not be transferred over to the Department of Commerce.

This is simply a move afoot to make this transfer and we would be going on record as favoring leaving it with the Department of Interior, where it actually should be.

MR. HOFFPAUER: This meeting is going on, incidentally, now in Washington, D. C. on this proposal.

MR. WINFREE: What you were saying, you were calling out initials a while ago, I presume that was the Pitman-Robinson and the Dingle-Johnson funds.

MR. HOFFPAUER: Just federal monies.



All that. Right. We would have to go through the Department of Commerce.

MR. WINFREE: Mr. Chairman, I would so move that this Commission adopt such a resolution to be prepared as suggested and dispatched to the necessary authorities.

THE CHAIRMAN: Do I hear a second to that motion?

MR. NORRIS: Second.

THE CHAIRMAN: It has been moved by Mr. Winfree, seconded by Mr. Norris, that the Director prepare a resolution to send to the proper authorities. Is there any discussion on the matter?

(No response)

Any opposition?

(No response)

There being none, so ordered.

(Text of the resolution
is here made a part of
the record.)

WHEREAS, Louisiana's coastal



marshland, consisting of four million acres, is one of the most productive fish and wild-life habitats in the world, and

WHEREAS, proper management of man's activities in this region is essential if the present values are to be maintained, and

WHEREAS, the staff of the United States Department of the Interior has the necessary expertise and is best equipped to cope with the complexities of managing federal responsibilities in the nation's coastal region, and

THEREFORE BE IT RESOLVED that the Louisiana Wild Life and Fisheries Commission does hereby go on record as urging and requesting that coastal



zone management at the federal level be continued, expanded and maintained in the Department of the Interior, and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the office of the President and to the Secretary of the Interior.

THE CHAIRMAN: Cooperative Atchafalaya Basin study.

MR. HOFFPAUER: Yesterday I had a call from Senator Mike O'Keefe, who is the governor's man on the Louisiana goals program, and they have a recreational section in the Louisiana goals that they are trying to develop. One of the concerned areas the Governor and Senator O'Keefe were talking about was the Atchafalaya Basin.

Senator O'Keefe wanted to know if we had any study plans or recreational plans for the Atchafalaya Basin. I said yes, we do. They wanted just to lend impetus to our program and



vice versa with theirs. I said certainly we could and would work along with them. We have been working in the Atchafalaya Basin.

MR. WINFREE: What is it going to cost us?

MR. HOFFPAUER: Well, this is what I would like to get to. I would like permission of the Board to either go before the Board of Liquidation or special funding from the Budget Committee and come up with a land survey. We cannot do anything as far as getting state lands or private lands in the Atchafalaya Basin until we come up with a good survey. Just a round figure, say, I am looking at \$100,000.00.

MR. WINFREE: That's a pretty round figure.

(Laughter)

MR. HOFFPAUER: Well, we are talking about a lot of land in there, and a lot of research on titles and so forth.

THE CHAIRMAN: How much land are you talking about, Mr. Director?



MR. HOFFPAUER: Well, I know some tracts in there, 26-, 27,000 acres. You also have some tracts that overlap.

MR. KYLE: Kent, you have been working with the Accretion Committee. Would you care to say anything at this time?

MR. WINFREE: Before we hear from Mr. Ordoneaux, just last week Mr. Walker and myself had an impromptu meeting, very pleasant, through Mr. Yancey, with Dr. Glasgow. It was not a planned meeting. Mr. Walker and myself were reviewing the budget of the Fish and Game Division at Baton Rouge and Dr. Glasgow happened to be in the city and Mr. Yancey brought him in and we discussed a lot of things. Primarily one of them was along this very thing that is here on the agenda.

He told us -- and this is not for the record, young lady, please, ma'am.

(Discussion off the record.)

MR. WINFREE: Back on the record.

MR. HOFFPAUER: Well, getting back on



the record and getting back to what I said, the first thing that we would have to do is initiate some type of survey before we could move anywhere. Now with the Accretion Committee, there was a move afoot I think one way or another to deed the land through a bill and so forth to Louisiana Wildlife and Fisheries Commission.

To have a valid act such as that you would also have to have the land laid out that you were donating, and I would like to have the permission of the Board either to go to special funding through the Budget Committee or Board of Liquidation to initiate this survey.

THE CHAIRMAN: Wait a minute. Norman, do you want to talk before we go any further with this subject?

MR. ORDONEAUX: Mr. Chairman and members of the Commission, we serve, or I am a member of the Accretion Committee, and we have given to the Department of Public Works some \$84,000.00 for surveys of some of these particular areas. Now this was discussed for recreation areas in the



Atchafalaya area. I don't know where the money is going to be spent. My suggestion would be that you contact Mr. Downs, who is Director of Public Works. Also the State Land Office received \$4,000.00 in addition for surveys for some of your recreational lands.

Now what it is going to cost to fund all these things, to maintain them, is another question, and that will have to be brought to the legislature and the budget committee and so forth, but it will have to be presented to the legislature.

I do know that the Department of Public Works has received in their budget this year some \$84,000.00 for the specific purposes of surveys.

THE CHAIRMAN: Thank you, Mr. Ordoneaux.

MR. HOFFPAUER: One thing -- I could stand corrected on this -- I think some of the Public Works money is also with parks and recreation. These are campsites, boat launching sites, picnic areas. Now we are talking about large tracts of land, is what we are interested in.



Can you shed any light on that?

UNIDENTIFIED LEGISLATOR: \$84,000.00 was appropriated specifically to be used to survey state lands under the Department of Public Works, and a portion of the state lands concerned lie within the Atchafalaya Basin. As I understand it, this certainly won't be enough money to conduct the survey you are talking about --

MR. HOFFPAUER: No.

UNIDENTIFIED LEGISLATOR: -- but it may be as matching, to get some other.

THE CHAIRMAN: Mr. Munson, would you like to comment?

MR. WINFREE: It would appear to me, Mr. Chairman and Mr. Director, that the important thing here would be the coordination, because now we have got the Department of Public Works, we've got the State Land Office, we've got private ownership, we have this goals committee, and we've got the federal. I think it's a great project but certainly someone is going to have to work on it to coordinate the whole thing, and with the



least amount of expense to us.

MR. HOFFPAUER: Well, we would have to go to the Governor with that, then.

MR. WINFREE: I don't think so. I think the Governor's got enough problems. I think this has got to be somebody that can get on the ground and work. Do we have that kind of personnel?

MR. HOFFPAUER: No. I was thinking about the money that we would use. We would go strictly and get the job done in a hurry on a contractual basis to a survey company. Not use Public Works. Public Works is another one that is overloaded. It is just like asking the Department of Highways to take care of some of our boat launching ramps and stuff.

I was thinking of going out on our own on a contractual basis for surveying of this land. Not Public Works.

MR. WINFREE: Well, that's a project that you would have to sell to the Board of Liquidation.

MR. ORDONEAUX: And the Accretion

Committee.

MR. WINFREE: And the Accretion Committee.

MR. KYLE: I would personally be in favor of trying it. I mean, I don't know how far we could get, but I know that is going to be the quickest way we can get anything done in there, and if we keep putting it off and off and off, we will never get anything done.

MR. WINFREE: What are you suggesting, Mr. Director? Go over that one more time.

MR. HOFFPAUER: Well, I doubt if the Public Works does have \$84,000.00, but if we would go out on a contractual basis, you would have the work done a whole lot faster. Not that Public Works drags their feet, but they are loaded up. They've got projects. I don't know how long they can maintain this money, whether it will go back into the general fund next year or year after next. I can't say. I imagine it would. So that is another thing we are faced with.

I don't think Public Works could complete



the survey.

MR. WINFREE: I want to ask one basic question. What is the end product? What can we expect if we do all of this surveying? What are we going to get out of it?

MR. HOFFPAUER: We would know where the state lands lie, for one thing. We would know where the large private tracts lie. A lot of them are tied up in litigation now. Disputes. We would have actual ownership maps of the greater part of the Atchafalaya Basin. That's what we would have.

MR. WINFREE: Well, again, where does that come under the purview of the Wildlife and Fisheries Commission?

MR. HOFFPAUER: That is the only way you are going to be able to purchase land in there or get land from the Accretion Committee. They do not have a survey of the Atchafalaya Basin. They have got a pretty good eyeball on it, but --

MR. WINFREE: Well, then that is the end product, to find out what we could buy if



monies became available in the Atchafalaya Basin.

THE CHAIRMAN: Or they could possibly give to us.

MR. ORDONEAUX: By act of the legislature.

THE CHAIRMAN: By act of the legislature.

MR. WINFREE: I just wanted to know what was involved.

MR. KYLE: I think the thing to do is let the Director come up with a fund program for the next meeting.

MR. WINFREE: Well, with the duck season coming on, I doubt if he is even going to be in his office.

(Laughter)

Let's certainly go into this thing, and I think right after the first of the year, Mr. Director, you ought to come up with a good, sound deal on this thing, and then we could do something about it, but right now I don't think we are in a position -- well, I just don't know what you are talking about, to be frank with you.



MR. HOFFPAUER: I just wanted your permission to go before either the Budget Committee or the Board of Liquidation and ask --

MR. WINFREE: Well, the chairman of it is sitting right there and he would say no right now, based on -- I can tell you that right now.

(Laughter)

He said, "I want permission to go before the Budget Committee," and I said, "Well, the chairman is sitting right there, the one who goes over all the appropriations, so the answer would be no right now, so don't go now."

UNIDENTIFIED LEGISLATOR: Well, I can only say this now, that the Budget Committee does not have the authority to appropriate funds.

MR. WINFREE: That's correct, but this is the committee right here.

UNIDENTIFIED LEGISLATOR: That is the Board of Liquidation.

MR. WINFREE: Right. And we'd better hurry on that, if I understand rightly. How much is left of the Board of Liquidation?



THE CHAIRMAN: Five.

UNIDENTIFIED LEGISLATOR: About five-ten.

MR. WINFREE: Five-ten. Well, let's see. That would bring it down to four hundred and ten real quick, wouldn't it?

UNIDENTIFIED LEGISLATOR: And we have about 60 pages of requests.

THE CHAIRMAN: We might just as well put ours in.

MR. BAUER: May I make an observation on this, as a member of the legislature?

THE CHAIRMAN: Yes, sir, Mr. Bauer.

MR. BAUER: I am very curious about why you don't think Public Works would let you have the money. This is part of what's wrong. I'm not trying to get on a platform here. There is absolutely nothing wrong with the Department of Public Works and the Wild Life and Fisheries Commission cooperating.

THE CHAIRMAN: We do that all the time.

MR. BAUER: There is money in Public Works. You go to the Board and try to get whatever you need there and then try to get federal



matching funds. You can have the finest survey ever done in this state to determine stand land -- the ownership of state lands.

THE CHAIRMAN: Yes, sir.

MR. BAUER: What your final product is going to be, all it is going to be is a delineation of lands now owned by the State of Louisiana. Insofar as buying those lands, you are going to have to go in and talk to the private landowners. The big squabble here -- and I am very quick to admit that I fought that bill and I'll fight it again tomorrow if it came up in the form it did -- was whether they could go in and just automatically say, "We are going to stop accretion today, right here; this is it."

They were going to change the accretion laws applicable only to the Atchafalaya Basin. Well, I think that's just in basic principles, basic principles of law, is wrong.

What you are after is a valid survey.

MR. HOFFPAUER: Right.

MR. BAUER: Public Works is all ready



to go on this. There is nothing wrong with you doing exactly what you are saying. I think these two agencies ought to be working together.

MR. KYLE: I think so, too.

MR. BAUER: There is no duplication of surveys.

MR. KYLE: No, that's right. Why doesn't the Commission direct the Director to get together with the Director of --

MR. BAUER: Public Works, and then if you don't get any cooperation, then let's see.

THE CHAIRMAN: I think it would take a resolution from this Commission, authorizing our Director to go and --

MR. WINFREE: Not authorize him; tell him to do it.

THE CHAIRMAN: Or demanding that he do it.

MR. KYLE: I so move.

THE CHAIRMAN: It has been moved by Mr. Kyle. Do I hear a second?

MR. WALKER: Second.

THE CHAIRMAN: It has been moved by



Mr. Kyle, seconded by Mr. Walker. Any discussion?

(No response)

Any opposition?

(No response)

So ordered.

(Text of the resolution
is here made part of the
record.)

WHEREAS, there is a great
need for the establishment of a Fish
and Wildlife Management Area in the
Atchafalaya Basin, and

WHEREAS, it has been
reported that there are thousands
of acres of state-owned land in the
lower reaches of this vast wilder-
ness area, and

WHEREAS, the location
of these lands has not been
officially established by a
survey, and

WHEREAS, only by estab-



lishing the land lines of the state-owned property by survey can the potential for establishing a wildlife management area be ascertained, and.

THEREFORE BE IT RESOLVED

that the Director inquire if the survey of the state-owned lands in the Atchafalaya Basin can be conducted by the Louisiana Department of Public Works, working in full cooperation with the State Land Office.

MR. HOFFPAUER: Thank you, gentlemen.

THE CHAIRMAN: Mr. Schafer.

MR. HOFFPAUER: Do you know what to do now, Richard?

(Laughter)

MR. SCHAFFER: Mr. Chairman and members of the Commission, as you know we had a contract for the renovation and improvement of Sister Lake Camp in Terrebonne Parish. It included an access channel, a steel boathouse, rip rapping and bulk-

heading. This work was inspected by our personnel, by the Department of Public Works, and by one of your members of the Commission, Mr. Guidry. They found it was satisfactory and according to the plans and specifications and I would recommend its acceptance.

MR. KYLE: I so move.

THE CHAIRMAN: It has been moved by Mr. Kyle. Do I hear a second?

MR. NORRIS: Second.

THE CHAIRMAN: Seconded by Mr. Norris, that we accept the completion of repairs to Sister Lake Camp. Any opposition?

(No response)

There being none, so ordered.

(Text of the resolution
is here made part of the
record.)

WHEREAS, the Chief Engineer
of the Department of Public Works,
State of Louisiana, has certified
to the Louisiana Wild Life and



Fisheries Commission that the contractor has completed Contract No. 6164, between the Louisiana Wild Life and Fisheries Commission and Javy J. Pertuit Contractors, Inc., for the construction of the timber bulkhead steel boathouse building, access channel and rip rap protective work at the Commission's Sister Lake Camp in Terrebonne Parish and has recommended that same be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Louisiana Wild Life and Fisheries Commission that the work done by Javy J. Pertuit Contractors, Inc., contractor under Contract No. 6164 with the Louisiana Wild Life and Fisheries Commission, dated April 13, 1970, be and is hereby accepted.

BE IT FURTHER RESOLVED that the Director be and is hereby



authorized and directed to file a certified copy of this resolution in the Mortgage Records of Terrebonne Parish, Louisiana.

THE CHAIRMAN: Next.

MR. SCHAFER: We have a request for a permit to dredge sand and fill material from the Mississippi River --

MR. WINFREE: Mr. Chairman.

THE CHAIRMAN: Sir.

MR. WINFREE: On that Sister Lake Camp, wasn't most of that money provided by insurance money?

MR. SCHAFER: Not the Sister Lake Camp, no, sir.

MR. WINFREE: It wasn't?

MR. SCHAFER: This was kind of renovation and improvements.

MR. WINFREE: And that came out of the seed and oyster fund?

MR. SCHAFER: That came out of our regular funds, right.



MR. WINFREE: Thank you.

MR. SCHAFER: A request by Jahncke for fill material from the Mississippi River at Mile 116 and Mile 117 in St. Charles Parish. Their request has been examined and meets all the requirements set forth by the Commission, and I would recommend the permit be granted.

MR. KYLE: I so move.

THE CHAIRMAN: Do I hear a second?

MR. WINFREE: Second.

THE CHAIRMAN: Moved by Mr. Kyle, seconded by Mr. Winfree. Is there any discussion?

(No response)

Any opposition?

(No response)

There being none, so ordered.

MR. SCHAFER: Mr. Chairman, Camp Bay Gardene and the facilities down there burned in July. We have asked the Division of Administration to approve an architect to draw up plans to replace this facility. The Division of Administration has approved Mr. Bill Baker and I would recommend that the Commission direct the Director



to enter into contract with Mr. Baker to draw up these plans to replace our Bay Gardene facility.

MR. WINFREE: I am going to ask another question, Mr. Director. What's this Bay Gardene camp used for?

MR. SCHAFER: Bay Gardene is used for research personnel, enforcement personnel, and also as a port of entry.

MR. WINFREE: Port of entry to where and from where?

MR. SCHAFER: It checks on the oysters and shrimp that are taken in Louisiana waters by out-of-state people.

MR. WINFREE: How many people staff this camp?

MR. SCHAFER: At the present time there are four and we have in the budget for two more.

MR. KYLE: What is your normal quota staying there?

MR. SCHAFER: With research personnel and all, we average somewhere around six a night

THE CHAIRMAN: Do I hear any --



MR. WINFREE: Well, this just says acceptance of an architectural contract. Well, that just means he will prepare the plans and specs and put it out on bid, is that it?

MR. SCHAFER: Yes, sir. It will be put out on bids and come back before you to approve the contract.

MR. WINFREE: And the Division of Administration is the one that picked this architect.

MR. SCHAFER: Right, sir.

MR. WINFREE: Do you have to have an architect to build a camp?

MR. SCHAFER: For building it and the inspection that goes along with it, yes, sir.

THE CHAIRMAN: Gentlemen, you have heard the proposal. What is your pleasure?

MR. NORRIS: Let me ask this, are we required to have an architect? We have federal funds right now, going into it? Right? Any federal money?

MR. HOFFPAUER: No federal money in



this. We do have insurance. Insurance from the camp that burned down and we have money in our budget to cover the cost of this.

MR. WINFREE: What kind of facility are you talking about down there?

MR. SCHAFER: This would be a small laboratory, and a three-bedroom, dining room, kitchen, and kind of a recreation room with rollaways for a larger crowd.

MR. WALKER: How much do you estimate it will cost?

MR. SCHAFER: We don't really have an estimated cost. It would be almost the same plans as the one we used out at Grand Pass without the boat shed, and we figure it would be somewhere around \$150,000.00. \$65,000.00 we got back on the insurance from the old camp.

MR. KYLE: Harry, let me ask you a question.

MR. SCHAFER: Yes, sir.

MR. KYLE: In event the contract is too high and we can't build the camp, does the architect get any fee?



MR. SCHAFER: Yes.

MR. KYLE: He still gets a fee?

MR. SCHAFER: Yes, he still gets a fee.

MR. KYLE: Regardless.

MR. SCHAFER: We get a set of plans.

MR. KYLE: We get a set of plans.

MR. WINFREE: What kind of camp did you have out there?

MR. SCHAFER: Pretty much the same type we're going to put back.

THE CHAIRMAN: Gentlemen, what do we want to do about Mr. Baker being the architect? We've got to make up our minds one way or the other.

MR. WALKER: I move we go ahead and approve the architect contract, but I would also like to stipulate that we have the right of refusal of the plans, and specifications before they go out on bid.

THE CHAIRMAN: All right. Do I hear a second to that motion?

MR. KYLE: Second.



THE CHAIRMAN: It has been moved by Mr. Walker, seconded by Mr. Kyle, that we employ Mr. William R. Baker as the architectural contract for Bay Gardene. Any discussion? Any opposition?

MR. WINFREE: Well, where does this money come from?

MR. SCHAFER: Money? Well, there's \$65,000.00 from insurance, that we got back from the burned camp, and the rest of it from the Oyster Division budget. I have gone over the financing of this thing with the fiscal officer, Mr. Larry Cook, and we do have the money available.

THE CHAIRMAN: Any other opposition?

(No response)

There being none, so ordered.

(Text of the resolution
is here made part of the
record.)

WHEREAS, the Bay Gardene
Camp of the Division of Oysters,
Water Bottoms and Seafoods was



destroyed by fire on July 8, 1970,
and

WHEREAS this facility housed
the Commission's personnel assigned
to the Bay Gardene Oyster Reservation
and also personnel of the patrol ves-
sels in the natural reef area, as well
as being used as a base of operations
for commercial fisheries research
activities, and

WHEREAS, the Louisiana Divi-
sion of Administration, by letter
dated November 10, 1970, grant approval
for the Commission to use the archi-
tectural services of William R. Baker
Associates,

THEREFORE, BE IT RESOLVED
that the Louisiana Wild Life and
Fisheries Commission does hereby
approve and agree to enter into a
contract with William R. Baker
Associates for the architectural



services for the preparation of plans, specifications and supervision of the construction for the replacement of Bay Gardene Camp.

BE IT FURTHER RESOLVED that the Director be and he is hereby authorized and empowered to sign any and all documents in connection therewith.

THE CHAIRMAN: Mr. Lennox, I see you all are back in here now. I think we ought to -- excuse me, Mr. Ordoneaux, you wanted to --

MR. ORDONEAUX: May I ask a question?

THE CHAIRMAN: Yes. Go right ahead.

MR. ORDONEAUX: On your request No. 7 of Jahncke Service for permit to dredge for fill material in the Mississippi River --

THE CHAIRMAN: Yes.

MR. ORDONEAUX: -- what do you all call fill material? Is it sand, like you are dredging back of the state capital and does the state get any royalty on it, or does it get any severance on



it?

THE CHAIRMAN: Yes.

MR. ORDONEAUX: Or what?

THE CHAIRMAN: What is the severance
on it?

MR. HOFFPAUER: The difference between
fill and sand?

THE CHAIRMAN: Yes.

MR. HOFFPAUER: Fill is unscreened
sand, it can be mud, rocks, dirt, anything.
Screened sand is a nickel. This is what --
two, --

MR. SCHAFER: Two and a half cents, I
believe.

MR. ORDONEAUX: You do get two and a
half cents on this particular request?

MR. WINFREE: Well, now, I would like
to ask this question. Does the Commission get
it or does the Department of Revenue get it?

MR. HOFFPAUER: You mean eventually?

MR. WINFREE: What happens to it?



MR. SCHAFER: Severance and royalty.

MR. WINFREE: Both.

THE CHAIRMAN: Mr. Lennox.

MR. LENNOX: Yes, sir.

THE CHAIRMAN: I see you all have been back in the room.

MR. KYLE: Mr. Chairman.

THE CHAIRMAN: Yes, sir.

MR. KYLE: One thing more before Mr. Lennox gets up there and some of the legislators may have to leave, just for a matter of record, I would like to congratulate our two editors of The Conservationist for having won the award as the best overall magazine, the best non-profit magazine, from the International Association of Business Communications in Atlanta this week.

MR. HOFFPAUER: The award is for The Conservationist; Mac's the editor.

MR. MACFADDEN DUFFY: Thank you very much.

MR. HOFFPAUER: Why don't you come and get it?

MR. NORRIS: Incidentally, talking



about good things, our magazine has been recognized nationally.

THE CHAIRMAN: It surely has. Everybody talks nicely about it.

MR. DUFFY: I think your PR man goofed in not having a photographer here when you handed me that award.

(Laughter)

THE CHAIRMAN: Mr. Lennox, are you coming back with a counter-proposal?

MR. LENNOX: Mr. Chairman and gentlemen of the Commission, we have collectively agreed to execute an agreement, an amendment as you would say, to the existing lease, which would provide essentially as follows: that on January 1, 1971, we would increase the royalty paid the Commission from 15 cents per cubic yard to 19-1/2 cents per cubic yard through and including May 28, 1974, which is the anniversary date of the lease.

On May 29, 1974 and thereafter until May 28, 1979, we further agree to increase the royalty to 20-1/2 cents per cubic yard, and on



May 29, 1979 and to the expiration of the lease on May 28, 1984, we further agree to increase the royalty to 21-1/2 cents per cubic yard, this being exclusive of the severance which is paid directly to the Collector of Revenues, State of Louisiana.

We further agree to incorporate into the amendment agreement verbiage expressing our intentions to make capital improvements, all of which have been previously detailed, and additionally a statement which would provide that we favor Louisiana industry in the construction of all of this equipment or the purchase of same.

The provisions of the existing lease or of the proposal now before you would otherwise remain unaltered, and we respectfully ask that the Commission now adopt a resolution to that effect.

MR. WINFREE: Mr. Chairman, putting a quick pencil to this thing, it would appear that that would amount to \$670,000.00 additional royalties to the state under the existing lease which would run out in May of 1974, if my figures

are correct. In effect, that would be a bonus for buying time on this additional ten-year period. I haven't carried it out any further but it would appear that the royalty increase to the state would be about \$5,000,000.00, if we executed this agreement.

At this time, I so move.

THE CHAIRMAN: Do I hear a second?

MR. NORRIS: Second.

THE CHAIRMAN: It has been moved by Mr. Winfree, seconded by Mr. Norris, that we enter into this agreement with the Lake Pontchartrain contract.

MR. KYLE: I think each individual contract --

THE CHAIRMAN: Well, I mean I think it's one overall contract with the four companies involved signing.

MR. WALKER: It would be four individual contracts, right, Ed?

MR. LENNOX: It is one lease, to which we are all four severally and separately parties,



so you are right. You are both right, I guess you'd say. There is one lease which we all must sign, so the amendment would be a single document which would necessarily be signed by all four companies.

I think maybe I have been accused of practicing law too often. I think maybe Mr. Duffy is better qualified to answer that question, but I think you are talking about a single amendment to a single lease executed by five different parties, namely, the Wild Life and Fisheries Commission on behalf of the State of Louisiana, and the designated executives of each of the four companies involved.

MR. WALKER: How is the lease now presently written?

MR. LENNOX: It is one document.

THE CHAIRMAN: One document.

MR. WALKER: One document, four companies participating?

MR. LENNOX: Yes, sir. It was a lease made to four separate companies. Originally



Radcliff was not a member of that four group. Leftwich Company was and we acquired their interest in the lease. Otherwise, the three original companies are unchanged. Leftwich was a signatory to the original lease and we acquired their interest several years ago.

What we would like to suggest, and I think this is a technicality that would be handled after you dispose of the resolution, that we designate an attorney to work with your attorney to draft an amendment that is satisfactory to the Board.

MR. WINFREE: I would think that would be satisfactory.

THE CHAIRMAN: I would think that would be satisfactory.

MR. WALKER: Are you going to send the amendment back to the Board?

MR. LENNOX: Yes, sir. It would embrace these provisions that I have just enumerated.

MR. WALKER: Can we receive that amendment prior to the Board meeting?



MR. LENNOX: Oh, I would say we could get it to you tomorrow or the next day. It wouldn't take long. We would like to have you approve the resolution in substance today so that we can proceed, but I think by the end of the week or the early part of next week we could sit down with Mr. Duffy and work out something -- it's hard to get two lawyers to agree on the time of day, but knowing Mr. Duffy for about 35 years, I think we could get something down.

MR. WINFREE: Mr. Chairman, my motion would include that provision, subject to the approval of our attorneys and their attorneys.

THE CHAIRMAN: Thank you. I thought that was understood to start off with.

MR. WINFREE: Well, I just wanted to spell it out.

THE CHAIRMAN: It has been moved by Mr. Winfree and seconded by Mr. Norris that we enter into this agreement. Is there any opposition to this agreement?

(No response)

THE CHAIRMAN: There being none, so ordered.

MR. LENNOX: Gentlemen, I would like, on behalf of the four companies involved, to say to each of you with all the sincerity in me that we appreciate what you have done for the industry. We think you have acted in the best interests of the State of Louisiana, and I would further like to say and again offer our cooperation with the legislative investigating committee. We like the idea of getting this investigation show on the road and we would like to have this industry enjoy the image we think it deserves in this state.

Thank you again for your attention and for your disposing of this matter today.

THE CHAIRMAN: Thank you.

Mr. Joe Herring, would you come to the mike, please?

MR. HERRING: Thank you. Mr. Chairman and fellow members of the Commission, I have nine items on the agenda today, the first of which is

the request of the Franklin Parish Police Jury for a change in the doe season.

The request is to change the boundary line on doe season from State Route No. 15 East, as presently established, to read "Doe season will open the first five days of the first segment of the deer season from Bayou Macon east instead of from State Route No. 15 east."

At this late date I would recommend to the Commission that we not make any changes in these boundaries as the season will open this coming Saturday, so I would like to make that recommendation to the Commission with this in mind.

MR. WALKER: I make a motion, Mr. Chairman, that the recommendation as submitted by Mr. Herring -- I mean submitted by Franklin Parish Police Jury -- be rejected.

MR. WINFREE: Denied.

THE CHAIRMAN: You mean denied?

MR. WALKER: Denied.

MR. WINFREE: Second.

THE CHAIRMAN: It has been moved by Mr. Walker, seconded by Mr. Winfree, that the request from Franklin Parish Police Jury --

MR. WINFREE: I withdraw my second. I think Mr. Norris wants to second that motion.

THE CHAIRMAN: All right. Mr. Norris may second it.

MR. NORRIS: I second.

THE CHAIRMAN: -- be denied.

Look, before we take a vote, I would to say one thing. I served on the deer committee and, gentlemen, these people had all the opportunity in the world to put in, to get into this Commission, into the hands of this Commission, their wishes, and I cannot see at this late date, the season opening Saturday, November 21, I can't see us sitting up here and just having one big confusion all over the state, and if you go and change a little area here and change a little area there, it may need changing, I can't argue that, but I think it would hurt a whole lot more than it would help if we would do it, with any of



these things, right now.

All right, Mr. Herring. Oh, wait a minute. It has been moved but we haven't voted on it yet. It has been moved by Mr. Walker, seconded by Mr. Norris, that we reject the Franklin Parish Police Jury boundary change. Any opposition?

MR. KYLE: Gentlemen, I want to ask this question. Does Franklin Parish have the veto power?

MR. HERRING: Yes, sir, they are one that has veto power.

MR. KYLE: Well, did this request come -- it did come from the Police Jury?

MR. HERRING: Yes, sir, it came from the Police Jury.

MR. NORRIS: I seconded it already.

THE CHAIRMAN: All right then, Ed.

Gentlemen, these being no opposition, it is approved and so ordered.

(Text of the resolution
is here made part of the



record.)

WHEREAS a resolution has been received from the Franklin Parish Police Jury to change the boundaries for the coming any sex deer season, and

WHEREAS these present boundaries have the any sex deer season set for lands lying east of State Highway 15, and

WHEREAS the request is for the boundary be changed to lands lying east of Bayou Macon, and

WHEREAS, the area as set in the 1970-71 hunting, fishing and trapping brochure supports a deer population to warrant an any sex season,

THEREFORE BE IT RESOLVED that the any sex deer season continue as set in the 1970-71 hunting, fishing and trapping regulations for



the State of Louisiana.

THE CHAIRMAN: No. 10, Joe.

MR. HERRING: Mr. Chairman, the next item is a request from the Lincoln Parish Police Jury and a resolution to close the either sex deer season in that parish.

The reason that Lincoln Parish has given for the closure is that several other parishes in that vicinity are also requesting a closure. Further on down I will be recommending that none of these parishes be closed, so I am so recommending at this time, Mr. Chairman, that the Lincoln Parish doe season not be closed, that we go ahead and continue this season as planned and as set up in the 1970-71 hunting and fishing regulations.

THE CHAIRMAN: Mr. Herring, there's 10, 11 and 12. All of them are exactly the same thing. I mean, can you so move that we don't change any --

MR. HERRING: Well, one says just wards, not the whole parish, the next one.



MR. KYLE: So move.

THE CHAIRMAN: Well, O.K. All right. All right then. You all heard the motion. Do I hear a second?

MR. WALKER: I'll second.

THE CHAIRMAN: It has been moved by Mr. Kyle, seconded by Mr. Walker, that the request of the Lincoln Parish Police Jury be denied. Any discussion?

(No response)

THE CHAIRMAN: There being none, so ordered.

(Text of the resolution is here made part of the record.)

WHEREAS, a resolution has been received from the Lincoln Parish Police Jury to close the one day any sex deer season, and

WHEREAS, biologists of the Louisiana Wild Life and Fisheries Commission have made field checks



in the Parish and find that a one-day doe season can be held, and

WHEREAS, this is a good management tool to keep the deer herds in balance, and

WHEREAS, other parishes will be having any sex deer season at the same time,

THEREFORE BE IT RESOLVED that the deer season as set for one day any sex continue as planned for better management of the deer herds in Lincoln Parish and the State of Louisiana.

MR. WINFREE: Mr. Chairman, just a point of information, without getting into any long discussion about it. Where these police juries have the veto power, and we have denied it now, what do they do?

THE CHAIRMAN: If they want to police it, I guess they could go out there and stop them. We have had that trouble once before, but



I mean, I don't think that they will do it, personally.

MR. WINFREE: Well, as I say, I just wondered.

THE CHAIRMAN: Well, I guess they could. They are the governing authorities of the parish and I guess they could.

MR. HERRING: They went along with it at first. They went along with the resolution originally.

THE CHAIRMAN: Yes. This is just a change in the last four days.

MR. HERRING: This is just a change in the boundary.

THE CHAIRMAN: No. 11.

MR. HERRING: The next request, Mr. Chairman, is from the Union Parish Police Jury, also a resolution to close the doe season in Wards 4 and 10. In the resolution they stated that they are requesting this because Lincoln and Claiborne Parishes were also closing their doe seasons and they didn't want the extra



pressure coming into their parish, so I would recommend at this time that we leave Wards 4 and 10 open for doe hunting, and also recommend that Lincoln Parish be left open as earlier, along with another parish later on here.

MR. KYLE: So move.

THE CHAIRMAN: It has been moved by Mr. Kyle.

MR. NORRIS: Second.

THE CHAIRMAN: Seconded by Mr. Norris, that the request of the Union Parish Police Jury that any sex deer be closed be denied. Do I hear any discussion?

(No response)

THE CHAIRMAN: There being none, so ordered.

(Text of the resolution is here made part of the record.)

WHEREAS, a resolution has been received from the Union Parish Police Jury to close the one day



any sex deer season in Wards 4 and 10, and

WHEREAS, this request has been made thinking that Claiborne and Lincoln Parishes will not have an any sex season, and

WHEREAS, the plans will continue as scheduled for the any sex deer seasons for one day in Caliborne and Lincoln Parishes, and

WHEREAS, biologists of the Louisiana Wild Life and Fisheries Commission have made field checks in the Parish and find that a one day doe or any sex season can be held in Wards 4 and 10, and

WHEREAS, this is a good management tool to keep the deer herds in balance, and

WHEREAS, other parishes will be having any sex deer seasons at the same time,



THEREFORE BE IT RESOLVED

that the deer season as set for one day any sex continue as planned for better management of the deer herds in Union Parish and the State of Louisiana.

MR. HERRING: Mr. Chairman, the next item will be a resolution from the Claiborne Parish Police Jury, also requesting a closure of the doe season in that parish. I would recommend to the Commission that we leave this season as set and with this in mind, it will leave these north Louisiana parishes all open to disperse the hunters in that area, so there will not be an overcrowding in any area, so I recommend at this time that we do leave this parish open also.

THE CHAIRMAN: You have heard the recommendation. What is your pleasure?

MR. NORRIS: So move.

MR. KYLE: Second.

THE CHAIRMAN: Moved by Mr. Norris, seconded by Mr. Kyle. Is there any discussion?



(No response)

THE CHAIRMAN: There being none, so ordered.

(Text of the resolution is here made part of the record.)

WHEREAS, a resolution has been received from the Claiborne Parish Police Jury to close the one day any sex deer season, and

WHEREAS, biologists of the Louisiana Wild Life and Fisheries Commission have made field checks in this parish and find that a one-day doe or any sex season can be held, and

WHEREAS, this is a good management tool to keep the deer herds in balance, and

WHEREAS, other parishes will be having any sex deer seasons at the same time,



THEREFORE BE IT RESOLVED
that the deer season as set for one
day any sex continue as planned for
better management of the deer herds
in Claiborne Parish and the State of
Louisiana.

THE CHAIRMAN: No. 13.

MR. HERRING: Mr. Chairman, the next
item on the agenda is a timber marking contract
on our Bodcau Wildlife Management Area.

About two months ago, through the Com-
mission here, we requested of the State Division
of Administration to go out on bids for the pur-
pose of marking timber on our Bodcau Wildlife
Management Area. A portion of the Bodcau Area
in the southern part was divided into three units,
and these three units total some 2,251 acres.
The Division of Administration did go out on
bids and received four bidders, and the lowest of
this was a Lee S. Mudd of Shreveport, Louisiana,
who quoted a price of \$6,745.00 for the timber
marking on this area. The value of the timber

is over \$75,000.00. This money, as you know, comes from the Bodcau fund and will have to be spent back on the area. This property is owned by the U. S. Corps of Engineers, leased to us for timber and wildlife management purposes.

I would recommend to the Commission at this time that we accept this contract of a bid for \$6,745.00, provided that the Corps of Engineers also agrees. We have to go through them to get their approval on the contract.

MR. WALKER: So move.

MR. KYLE: Second.

THE CHAIRMAN: It has been moved by Mr. Walker, seconded by Mr. Kyle, that we accept the low bid for the marking of the timber on the Bodcau Wildlife Management Area. Is there any discussion?

(No response)

THE CHAIRMAN: Any opposition?

(No response)

THE CHAIRMAN: There being none, so ordered.

(Text of the resolution



is here made part of
the record.)

WHEREAS, the Louisiana Wild
Life and Fisheries Commission requested
the State Division of Administration to
to out on bids for the purpose of mark-
ing timber on the Bodcau Wildlife Manage-
ment Area, and

WHEREAS, 2,251 acres will be
marked in three units valued at approx-
imately \$75,000.00, and

WHEREAS, four bids were
received and the low bidder for this
job was Lee S. Mudd, 9424 Primrose
Lane, Shreveport, Louisiana, at a
cost of \$6,745.00, and

WHEREAS, this money is
used for the wildlife and timber
management of the Bodcau Wildlife
Management Area, and

WHEREAS, these cuttings will
be for pulpwood and sawtimber trees,

THEREFORE BE IT RESOLVED

that this contract be awarded to
Lee S. Mudd, Shreveport, Louisiana,
and that the State Division of
Administration be so advised.

THE CHAIRMAN: Next.

MR. HERRING: Mr. Chairman, the next
item on the agenda is for boat ramp repair at
Deer Park Lake in Concordia Parish.

Also approximately two months ago the
Louisiana Wild Life and Fisheries Commission
requested of the State Department of Public Works
to investigate one of our boat ramps to see what
would be needed there in the nature of repairs
and to put it back in good condition. The banks
are sloughing off and we have quite a bit of
washing around this boat ramp, and we do stand
a very good chance of losing it eventually.

The Department of Public Works did make
the necessary plans for the improvement of the
boat ramp and went out on bids for this job.
Two bids were received, from Walker and Wells

Contractor & Company from Tallulah, Louisiana, in the amount of \$3,415.00, and the other one from Morrison Engineering and Contracting Company of New Roads, Louisiana, in the amount of \$3,773.00.

At this time I would like to recommend to the Commission that we notify the State Department of Public Works that we will accept the low bid of \$3,415.00. In checking with the Department of Public Works, they say that this is a good bid and they would advise acceptance.

So, with this in mind, I would like to ask approval, provided that we can make some changes in our own budget to provide the money for this repair.

THE CHAIRMAN: Gentlemen, you have heard the recommendation to repair the boat ramp in Deer Park in Concordia Parish. What is your pleasure?

MR. KYLE: So move.

MR. NORRIS: Second.

THE CHAIRMAN: Moved by Mr. Kyle, seconded by Mr. Norris. Any discussion?

(No response)

THE CHAIRMAN: Any opposition?

(No response)

THE CHAIRMAN: There being none, so
ordered.

(Text of the resolution
is here made part of the
record.)

WHEREAS, the Louisiana Wild
Life and Fisheries Commission requested
the State Department of Public Works to
draw plans and specifications for the
boat ramp at Deer Park Lake in Con-
cordia Parish, and

WHEREAS, this ramp is in
need of repair due to washing and
sloughing bank, and

WHEREAS, repairs are needed
to prevent further structural damages,
and

WHEREAS, the low bidder was
Walker and Wells Contractor, Inc.,



Tallulah, Louisiana, in the amount of \$3,415.00,

THEREFORE BE IT RESOLVED that the State Department of Public Works be advised to award this contract and supervise the work provided that budget changes can be made in the Louisiana Wild Life and Fisheries Commission's present budget.

MR. HOFFPAUER: Point of information. How many boat launching ramps do we have in bad repair?

MR. HERRING: We have about ten boat ramps right now that could stand some repair, and we received no money in this last budget for capital improvement or repairs of this type, so what it means, if we do this repair we will have to take some of our money from equipment or other sources in our own budget to do this repair.

But here we have over the state some 63 boat ramps at a cost of anywhere from \$11,000.00 to about \$30,000.00 apiece. We get no money to

maintain them and we do stand a very good chance of losing these, a lot of them, because of the washing that we get under them and other causes.

This is not the only one. We have some other boat ramps in bad need of repair also.

MR. KYLE: According to what I understand, that one is in a state of about losing it.

MR. HERRING: Yes, sir. It is getting some bad washes under it. It sure is. They will have to go back and fill under it, push in.

THE CHAIRMAN: All right, sir. Let's go on to the next one. Time is running short.

MR. KYLE: Aren't you going to call for a vote on it?

THE CHAIRMAN: We did. You all are talking about it after it's all done. No. 15. Are you trying to mess me up here, Mr. Kyle?

MR. HERRING: Mr. Chairman, recently Commissioner Walker met with personnel of the Fish and Game Division and also the State Highway Department, asking them to assist us in some two miles of road construction on our Saline Wildlife



Management Area. The State Highway Department accepted, you might say, this offer from us to do it for free, that's what they will do, and they sent the engineers down and did make a survey on the area to see what the actual cost would be for the State Highway Department.

We now have a resolution from the State Highway Department, to be passed by this Commission for our approval for them to go ahead and do the work on this two miles of road. The total cost to the State Highway Department will be \$1,489.00.

I would move at this time that we go ahead and accept this resolution and let the State Highway Department do this work for us.

MR. WALKER: Mr. Chairman, I move the ratification of this inter-agency resolution.

THE CHAIRMAN: Do I hear a second to it?

MR. KYLE: Second.

THE CHAIRMAN: It has been moved by Mr. Walker, seconded by Mr. Kyle, that we enter into



an agreement with the Highway Department to furnish the labor and equipment to clear existing roads on the Saline Wildlife Management Area. Any discussion of it?

(No response)

THE CHAIRMAN: Any opposition?

(No response)

THE CHAIRMAN: There being none, so ordered.

(Text of the resolution is here made part of the record.)

WHEREAS, under Title 48, Section 215, of the Louisiana Revised Statutes of 1950, as amended, provides that when, in the opinion of the Director such work will reasonably further the best interest of the state, the Department of Highways may perform all or any part of same, including construction and improvement of roads, streets, bridges and



culverts which are under the jurisdiction of any department, institution, agency, commission, political subdivision or political corporation of the state, as well as all school bus routes.

NOW, THEREFORE, BE IT RESOLVED by the Department of Louisiana Wildlife and Fisheries that the Department of Highways is hereby requested to perform construction work as described hereinafter on a public road or street, with the maintenance forces of the Department of Highways.

Department to furnish labor and equipment to clear a 10' wide strip each side of existing woods road for Saline Wildlife Management Area, LaSalle Parish.

Length miles: 2.0.



Total estimated cost
of project: \$1,489.00.

The above construction work
shall be undertaken and performed on
the following terms and conditions:

1. This resolution constitutes
the entire agreement
between the said Depart-
ment and the Department
of Highways.
2. The construction work
shall be performed under
the sole supervision of
the Maintenance Section
and with the personnel,
equipment and material
which, in its opinion,
are required for the
satisfactory completion
thereof.
3. Notice to the said Depart-
ment by mail of the



completion of said work shall constitute final discharge of the obligations of the Department of Highways under this agreement.

4. Effective on the date of the notice of completion to the said Department by the Department of Highways, the Department shall assume full responsibility for the maintenance of the construction work performed under this agreement.

THE CHAIRMAN: No. 16.

MR. HERRING: Mr. Chairman, the next item on the agenda is a resolution from the Morehouse Parish Police Jury, requesting that we permit hunters to carry guns through our Georgia-Pacific Wildlife Management Area on a road



referred to as a company road. This is in the northern part of our Georgia-Pacific Wildlife Management Area. By hunters crossing this road, they can get to some very good duck hunting between the Georgia-Pacific Wildlife Management Area and the Ouachita River.

With this in mind I would like to recommend to the Commission that we do permit hunters to travel through this road or on this road to get to the hunting area, provided that their guns are in cases or broken down and that while traveling on this road they do not leave it, that they pass through the Georgia-Pacific Wildlife Management during its closed portion to get to the duck hunting area to the west of the Management Area.

MR. KYLE: I so move.

MR. NORRIS: Second.

THE CHAIRMAN: It has been moved by Mr. Kyle, seconded by Mr. Norris, that we give the hunters the right to carry guns across the Georgia-Pacific Game Management Area. Any



discussion?

(No response)

THE CHAIRMAN: Any opposition?

(No response)

THE CHAIRMAN: There being none, so
ordered.

(Text of the resolution
is here made part of the
record.)

WHEREAS, a resolution has
been received from the Morehouse
Parish Police Jury for the purpose
of permitting hunters to transport
guns on Georgia-Pacific Company
Pond Road, and

WHEREAS, this would permit
hunters to cross this area to get to
some good duck hunting areas off of
the Georgia-Pacific Wildlife Manage-
ment Area, and

WHEREAS, hunters must have
their guns in a case or broken down

while traveling this road during the closed season on Georgia-Pacific Wildlife Management Area, and

WHEREAS, those carrying guns through the area will be in violation if they leave the road within the Georgia-Pacific Wildlife Management Area during closed period for any reason,

THEREFORE BE IT RESOLVED that hunters be permitted to transport firearms across Georgia-Pacific Wildlife Management Area on the Georgia-Pacific Company Pond Road.

MR. HERRING: Mr. Chairman, the next item on the agenda, we have received several requests for the opening of the Magnolia and the Red River Wildlife Management Areas for buck hunting only during the last portion of the deer season, which would be December 26, 1970, through January 10, 1971.

This area was previously set for just



the first part opening, and I would like to recommend that we go along with these requests for the simple reason that both of these areas are fairly hard to get into. You might say they are nearly inaccessible at this time except by the river, so the hunting pressure will not be great, or as great on this area, as it will be on some of our others.

Since they are requesting a buck season only, I would like to recommend to the Commission then that we go ahead and permit the seasons on these two areas.

THE CHAIRMAN: You have heard the recommendation. What is your pleasure?

MR. KYLE: So move.

THE CHAIRMAN: Moved by Mr. Kyle.

MR. WALKER: Second.

THE CHAIRMAN: Seconded by Mr. Walker.

Any discussion?

(No response)

THE CHAIRMAN: Any opposition?

(No response)



THE CHAIRMAN: There being none, so ordered.

(Text of the resolution is here made part of the record.)

WHEREAS, the Louisiana Wildlife and Fisheries Commission has received several requests for the opening of the Magnolia and Red River Wildlife Management Areas for deer hunting bucks only December 26, 1970 through January 10, 1971, and

WHEREAS, due to excess rains in Concordia Parish area the Red River Wildlife Management Area has only access from Red River levee and Concordia Bayou, and

WHEREAS, access to the Magnolia Wildlife Management Area is limited by water means also, and

WHEREAS, the number of hunters will be limited on these



areas due to poor access and a bucks only season will not be detrimental to the overall deer population,

THEREFORE BE IT RESOLVED that the Magnolia, and Red River Wildlife Management Areas be opened December 26, 1970 through January 10, 1971 for buck deer only.

THE CHAIRMAN: Thank you, Mr. Herring.

MR. WALKER: I have one question. Point of information.

THE CHAIRMAN: All right.

MR. WALKER: This Magnolia 13,000 acres, is this going to be called the Magnolia Game Management Area?

MR. HERRING: No, sir. That's the name we have just referred to it right now because we had to have some name for it, to put on our maps and other things, so we are just referring to it as that since it was the Magnolia Tract. People up there in that area know it as the Magnolia Tract. It has been in the papers.



MR. NORRIS: I thought it was Mobil Tract.

MR. HERRING: Well, Mobil or Magnolia.

MR. HOFFPAUER: Well, now, wait just a minute. We made an agreement with these people. We told them we were going to call it the Mobil Tract. Now we better not back up on that.

MR. WINFREE: Wait just a minute. We didn't.

MR. HOFFPAUER: The heck we didn't.

MR. WINFREE: We got it for \$350,000.00, as well as I recall.

MR. HOFFPAUER: All right.

MR. WINFREE: We said we would call it the Mobil Tract Game Preserve if they gave it to us for \$350,000.00, but we paid them -- whatever it was.

THE CHAIRMAN: Nearly a million dollars.

MR. WINFREE: Let me ask Mr. Yancey about that.

MR. YANCEY: We had agreed to name it the Mobil Wildlife Management Area provided they



donated all or a portion of that tract to the Commission. Of course, this was not done. Therefore, I don't feel that we are bound.

THE CHAIRMAN: Not obligated.

MR. YANCEY: I would like to make one other comment. Peter Duffy advises that we should be in a position to complete the act of sale on that property during the first week of December, and following this, then I would suggest that the Commission at its December meeting name this tract. Give it a good wildlife-sounding name of some sort.

MR. WINFREE: Mr. Chairman, I would suggest that you appoint the Director as chairman of a committee, a nomenclature committee, to work up something on that thing, but I don't want Mobil or Magnolia on it.

(Laughter)

THE CHAIRMAN: Do you want to put that in the form of a motion?

MR. WINFREE: Well, no. I am just suggesting that you appoint a nomenclature



committee. Put Mr. Walker and Mr. Hoffpauer on the thing and let them suggest a name for it, and Mr. Yancey.

THE CHAIRMAN: Mr. Yancey, Mr. Hoffpauer, Mr. Walker. Anybody else want to serve on it? Come up with some names.

Is there any other business?

(No response)

THE CHAIRMAN: Do I hear a motion that we adjourn?

MR. WALKER: Mr. Chairman.

THE CHAIRMAN: Yes, sir.

MR. WALKER: Let's set the next meeting.

THE CHAIRMAN: The next meeting -- I don't know; has anybody got a calendar? It is supposed to be the fourth Tuesday.

MR. WALKER: That's going to be around Christmas.

THE CHAIRMAN: That's what I say.

MR. WALKER: The next meeting -- the 12th.



MR. WINFREE: The 12th is duck season. That's on a Saturday. Sunday would be the 13th, so you can set the meeting for the 14th and 15th.

THE CHAIRMAN: The meeting of the Louisiana Wild Life and Fisheries Commission for the month of December, the public meeting, will be on December 15 at 10:00 o'clock in this same room.

Do I hear a motion we adjourn?

MR. WINFREE: I move we adjourn.

MR. KYLE: Second.

THE CHAIRMAN: Moved by Mr. Winfree, seconded by Mr. Kyle. The meeting is adjourned.

. . . . Thereupon, the Board Meeting of the Louisiana Wild Life and Fisheries Commission was adjourned at 11:50 o'clock a.m. on Tuesday, November 17, 1970. . . .



C E R T I F I C A T E

I, the undersigned, HELEN R. DIETRICH,
DO HEREBY CERTIFY:

That the above and foregoing (135 pages
of typewritten matter) is a true and correct
transcription of the stenographic (Stenotype)
notes and of the tape recording of the proceedings
had herein, taken down by me and transcribed
under my supervision, at the time and place
hereinbefore described, being proceedings before
the Louisiana Wild Life and Fisheries Commission.

New Orleans, Louisiana, this 24th day
of November, 1970.

Helen R. Dietrich

