

Dale Bosworth
Chief, US Forest Service
1400 Independence Ave., SW
Washington, D.C. 20250-0003

March 16, 2006

Dear Chief Bosworth,

We are writing to you concerning the future of Missouri's last wild forests and the benefits these last roadless forests provide to the citizens of Missouri as well as the benefits they provide to all Americans who share ownership of these national treasures.

The federal roadless areas of our state provide our citizens with rich scenic and recreational opportunities and serve as an essential part of the economic foundation of our state. The citizens of Missouri have repeatedly vocalized their support for strong protection for these National Forest lands

On May 5, 2005, the Department of Agriculture announced the adoption of a final rule requiring Governors to file petitions with the Forest Service in order to receive protections for roadless areas within their states above those afforded by the forest planning process.

According to the Rule, any such petition must be submitted to the Secretary of Agriculture not later than November 13, 2006. After the petition is submitted, it will be reviewed by a National Advisory Committee that will provide advice and recommendations to the Secretary on any subsequent State-specific rulemakings within 90 days.

If the petition is accepted, the Forest Service shall be directed to initiate notice and comment rulemaking to address the petition.

According to a statement by Agriculture Secretary Mike Johanns concurrent with the issuance of the Rule, the rule would, "advance President Bush's commitment to cooperatively conserve inventoried roadless areas within our national forests."

Similarly, on September 6, 2005, Under Secretary of Agriculture Mark Rey stated, "we are providing interim protection to roadless areas, pending the development of state specific rules provided for in our 2005 rulemaking."

On February 9, the Governor of Washington joined California, Oregon and New Mexico in challenging the legality of the repeal of the 2001 Roadless Rule. That suit has also been joined in Amicus filings by the states of Maine and Montana. The Rule has also been challenged in court by 20 conservation organizations.

On February 28th of this year, over a quarter of a million American's petitioned the Department of Agriculture pursuant to the Administrative Procedures Act to reinstate the 2001 rule. The act requires a prompt determination by the agency.

In addition, a forest plan was released for Missouri's Mark Twain National Forest which arbitrarily, and illegally excluded all roadless areas from the forests inventory, exempting them from all protections afforded by areas designated as roadless. The Plan has been appealed, specifically in reference to these exclusions as well as other issues. Furthermore, the Forest Service's recent proposal to sell off land includes a tract in the middle of Lower Rock Creek-Missouri's premier roadless area.

In light of legal cloud surrounding the new rule, the legal and administrative cloud surrounding the exemption of roadless areas from forest plans, the unprecedented petition for reinstatement, and consistent with the administration's stated intent to "cooperatively conserve inventoried roadless areas within our national forests" and

provide “interim protection to roadless areas, pending the development of state specific rules” we ask the Forest Service agree to not propose projects in inventoried roadless areas and previously inventoried areas recently excluded by revised forest plans that might disqualify areas or portions of such areas from protection, or degrade their special roadless qualities, and to halt and withdraw all such projects under development (see attachment) as long as the disposition of these areas remains unresolved.

The roadless areas of our National Forests provide Missouri citizens not only rich scenic and recreational opportunities, but also serve as a part of the economic foundation of our state. Decisions regarding the management of these lands as roadless areas must be afforded significant consideration and weight. Moreover, decisions to take actions which may disqualify areas or portions of areas from protection, or degrade their roadless qualities and values should not be made as long as the disposition of these areas remains unresolved.

We look forward to your response.

Respectfully,

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