

The Field Review

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Toledo Man Convicted, Sentence for Unlawful Killing of 7x7 Bull Elk

A Toledo-area man was sentenced last week after he was convicted on several charges following an investigation by the Oregon State Police (OSP) Fish & Wildlife Division into the unlawful killing of a 7x7 bull elk on Plum Creek Timber Company property south of Toledo in Lincoln County.

According to Sergeant Todd Thompson, in August 2012 OSP Fish & Wildlife troopers at the Newport Area Command office received information that JOSH BURNHAM, age 30, from Toledo, killed a large 7x7 bull elk on Plum Creek Timber Company property at a time when public entry was closed. An investigation coordinated by Senior Trooper Ryan Kehr led to OSP receiving more information in December. Search warrants were authorized and served in connection with the investigation.



Toledo poacher convicted. Photo credit: File

When OSP troopers served search warrants on December 21, 2012, evidence was seized and BURNHAM was arrested on several charges. Evidence seized included a 7x7 elk taxidermy mount, elk meat, archery equipment, digital images of the elk kill, timber property keys, and Oregon Department of Forestry and Oregon Department of Fish & Wildlife signs.

On October 17, 2013, a Lincoln County jury found BURNHAM guilty of the following charges:

- * Two counts of Hunting on the Cultivated or Enclosed Lands of Another
- * Two counts of Criminal Trespass in the Second Degree
- * Unlawful Possession of Big Game Parts
- * Two counts of Theft in the Third Degree

Following the guilty verdicts, BURNHAM was sentenced as follows:

- * 10 days in jail
- * \$15,000 restitution to ODFW for the elk
- * \$400 restitution to a local taxidermist
- * \$1,400 fines
- * 3-year hunting license suspension
- * 2 years' probation
- * Forfeiture of elk mount, elk meat and archery equipment

Turn In Poachers
1-800-452-7888
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Wildlife / Hunting

Driver Claims Fish in Trunk, Turns out to be Spike Deer

Tpr. Warwick and OSP Volunteer Burch contacted two hunters in a compact passenger car on Big Creek Mainline. Tpr. Warwick spotted a single drop of blood on the rear bumper of the vehicle and inquired with the driver as to its source. The driver became nervous and said there was a fish in the trunk. Tpr. Warwick asked him to open the trunk to look at the fish, and the driver said "I don't want to." He then said it was a trout he had caught on Big Creek above the hatchery. After Tpr. Warwick told the individual that angling was restricted to catch and release, the individual admitted that he had a deer in the trunk. Additionally, a consent search of the vehicle turned up user amounts of marijuana. The driver was cited criminally for **Unlawful Take of Spike Deer** and **PCS Less Than 1 Ounce of Marijuana**, and the passenger was cited criminally for **Aiding in a Wildlife Offense - Unlawful Take of Spike Deer**. The deer, rifle, and marijuana were seized as evidence.



Big Creek Fish Hatchery. Photo credit: ODFW

Illegal Deer Loaded Onto Hunters Boat

Tpr. Shimer overheard a shooting complaint on Columbia County Dispatch involving a deer that was shot within St Helens city limits. St Helens Police Department Officers informed Tpr. Shimer that the suspects had shot a deer on city property, field dressed it, loaded it into a boat and left the area. Tpr. Shimer and Tpr. Peterson waited at the Scappoose Bay Marina for a boat matching the given description and contacted a boat with three "duck" hunters as they pulled into the marina. When asked if they had any luck, the boat operator stated "Nope, no ducks" and began to walk away from the troopers. He ultimately told the troopers there was a deer in the boat, which he had shot near Sauvie Island and was surprised that he was able to get close enough to shoot the deer with his shotgun. The troopers interviewed all three subjects and determined the deer was shot on St Helens city property and within city limits. The deer was seized and a criminal citation was issued for **Unlawful Taking of Deer within City Limits**. The original reporting party worked on the city property and referred to the deer as a "pet" that would let anyone walk up to it.

Landowner Detained Two Hunters for Violations



Deer. Photo credit: File

Tpr. Tague and Tpr. Weaver responded to a call from a landowner with two hunters detained on his property. Prior to their arrival, one of the subjects had fled the area. The second subject was contacted and eventually admitted that he had seen a buck deer in the field and had shot from the middle of a paved road. He then stated he and his father entered the field in separate vehicles to retrieve the deer. They saw the landowner and decided to leave. The hunter admitted he was trying to fill a tag for his neighbor and that he had killed his deer earlier in the day. The subject was arrested and lodged at Lake County Jail for **Unlawfully Hunting Enclosed Lands of Another, Hunt Prohibited Area to wit - Roadway, Exceeding Bag Limit, and Loan/Borrowing Tags**. Because it was dark, the deer was not located that evening but a few days later, the trophy buck was located in the same field. The buck had never run off like the hunter explained and the consideration of Waste of Big Game will be sent to the District Attorney's Office for review. The father of the subject was criminally cited for **Trespass with a Firearm**. The subject who loaned the deer tag was criminally cited for **Loaning of a Deer Tag**. Lake County Sheriff's Department assisted at the initial scene.

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Abbreviations and Acronyms

AIS	Aquatic Invasive Species	IDFG	Idaho Dept. of Fish and Game	SIU	Special Investigations Unit
ATV	All-Terrain Vehicle	LEO	Law Enforcement Officer	Sr.	Senior
BAC	Blood Alcohol Content	Lt.	Lieutenant	SFST	Standardized Field Sobriety Test
BER	Boat Examination Report	NOAA	National Oceanic and Atmospheric Administration	SO	Sheriff's Office
BLM	Bureau of Land Management	ODF	Department of Forestry	TMA	Travel Management Area
BUII/DUII	Boating/Driving Under BUI/DUI	ODFW	Department of Fish and Wildlife	Tpr.	Trooper
Capt.	Captain	ODOT	Department of Transportation	UPCS	Unlawful Possession of Controlled Substance
CDFG	California Department of Fish and Game	OHA	Oregon Hunters Association	USCG	U.S. Coast Guard
DA/DDA	District Attorney/Deputy DA	OPRD	Parks and Recreation Department	USFS	U.S. Forest Service
DEQ	Department of Environmental Quality	OSMB	Oregon State Marine Board	USFWS	U.S. Fish and Wildlife Service
DSL	Department of State Lands	PFD	Personal Flotation Device	UTL	Unable to Locate
DWS	Driving while Suspended	Rct.	Recruit	WDFW	Washington Department of Fish and Wildlife
FTA/FTP	Failure to Appear/Pay	Sgt.	Sergeant	W.E.D.	Wildlife Enforcement Decoy

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Wildlife / Hunting

Subjects Cited for Littering and More

Sr. Tpr. Marshall Maher was traveling on SR 58 when he observed a pickup pulling a utility trailer stopped at the scale station at MP 17. Sr. Tpr. Maher observed that there were two mule deer heads in the back of the utility trailer and as he approached the vehicle, the trooper noticed that its operator was outside of the vehicle on the passenger side urinating. Sr. Tpr. Maher delayed contact with the operator. Sr. Tpr. Maher observed the subject toss an item out of the vehicle alongside the roadway and once he made contact with the subject, found he had just tossed an empty beer box and beer cans out. During the contact, Sr. Tpr. Maher found that there were three deer carcasses in the back of the truck, one of the carcasses did not have a tag or written record of transfer with it. The subject's son in law was traveling back from eastern Oregon with him but was in a separate vehicle. The son in law was called and he came back to the location and provided the written record of transfer for the deer with no documentation. A tag that was on a buck belonging to the son in law was found to not be properly validated. Sr. Tpr. Maher cited the driver of the pickup for **Offensive Littering**. The subject with the improperly validated deer tag was cited for **Fail to Properly Validate Deer Tag**. FST's were conducted on the subject cited for littering but he was found to not be impaired.

Hunters with W. Oregon Tags Took Mule Deer



Tpr. Andrews and Tpr. Freitag. Photo credit: File

Tpr. Andrews and Tpr. Freitag responded to a residence after Sr. Tpr. Hayes requested assistance contacting two suspects of a wildlife offense. Through conversations with the witness and interviews with the two suspects, the troopers were able to determine the suspects killed two mature mule deer bucks in the Metolius Unit while possessing western Oregon deer tags. The troopers seized two trophy class bucks and the suspect's rifles. The suspects were cited in lieu of custody for **Unlawful Take Buck Deer**.

Buck Shot in Middle of Road, Seized by Troopers

Tpr. Warwick and OSP Volunteer Burch were sitting at a high vantage point to listen for shots after shooting hours had ended. Forty minutes after shooting hours, they heard a high powered rifle shot at a relatively short distance and after driving to the next intersection, were passed by a vehicle moving at a high rate of speed. As the vehicle passed them, Tpr. Warwick observed a large amount of blood under the tailgate and down over the rear bumper of the vehicle. Tpr. Warwick stopped the truck and found a very freshly killed forked horn buck in the bed of the pickup. The owner of the pickup was cited criminally for **Unlawful Take of Buck Deer - Prohibited Hours** and one of the two passengers was cited criminally for **Aiding in a**

Wildlife Offense - Unlawful Take of Buck Deer Prohibited Hours. The deer and the subject's improperly validated tag were seized. After clearing the stop, Tpr. Warwick and Volunteer Burch found where the buck had been shot in the middle of the road. Further charges will be forwarded to the District Attorney's Office.

Hunters with Elk Call Claim Looking for Bear/Cougar

Sr. Tpr. Hayes contacted three subjects with centerfire rifles in the Paulina Unit that had been hunting within the Newberry National Volcanic Monument Wildlife Refuge, which is closed to all hunting. The subjects had an elk call and claimed to be hunting for bear and cougar. None of the subjects had a valid used or unused Paulina Unit controlled hunt elk tag as required to hunt bear and cougar with a centerfire rifle. Two of the subjects were cited for **Hunting Prohibited Method - Hunting with a Centerfire Rifle without a Valid Controlled Hunt Tag**. They were warned for hunting within the refuge.

No Trespassing Sign Ignored by Deer Poachers

Yamhill County 911 received an anonymous complaint that two subjects in a red truck were en route to an address in McMinnville with two poached deer. McMinnville Police Department responded to the address and located the vehicle pulling up to the address with two deer. After McMinnville Police Department interviewed the suspects they determined that the deer might have actually been poached and requested OSP respond. Sr. Tpr. Richardson (Patrol - McMinnville) and Sr. Tpr. Turnbo responded to the residence. It was determined that the subjects had shot both deer in a grass field surrounded by a fence which was clearly posted no trespassing, then, returned for the deer three hours after dark. The deer were seized and both subjects were cited and released for **Hunting on the Enclosed Land of Another** and **Failure to Validate Big Game Tag**. One of the rifles used in the incident was listed as stolen and was recovered.

Bear Taken on Private Timber Property

Tpr. Burkholder concluded an investigation into the unlawful take of a black bear from the spring bear season. Investigation revealed that a subject had a North Cascade spring bear tag, which allowed him to harvest a bear on state or federal land, however, the hunter harvested the bear on private timber company property. The subject was subsequently cited for **Taking Bear without a Valid Tag** (outside hunt boundaries). The bear hide was seized as evidence.



Black bear. Photo credit: Wikimedia by Greg Hume

Wildlife / Hunting

Hunters Cited for Taking Buck Deer on Private Land

Tpr. Schoenborn received a complaint that indicated a buck deer was taken unlawfully near Silverton, Oregon. An investigation, with the help of three witnesses and Tpr. Freitag, revealed that two suspects had unlawfully trespassed with firearms and killed a buck deer on the property. The two suspects did not have permission from the landowner. Both suspects were found at a residence in Salem with the deer. Both suspects were cited criminally for **Hunting in Violation of Criminal Trespass** and the deer was seized as evidence.

Antlerless Deer Seized, Donated to Food Bank

Sgt. Schwartz contacted a vehicle containing two occupants near Rainier. Upon contact the occupants stated that they hadn't seen any deer all day and were heading home. Further questioning revealed that one of the individuals had shot an antlerless deer that same morning, and transported it to his residence. Sgt. Schwartz escorted the individuals to their residence where a freshly killed antlerless deer was located. One of the individuals claimed that he thought they were ok, due to his disabled permit. Subsequently, one of the individuals was cited for **Unlawful Taking of Antlerless Deer** and the deer was seized and later donated to the Clatsop County Food Bank.

Fern Ridge Hunters Cited for Duck Closed Season



Waterfowl hunting. Photo credit: USFWS

Sr. Tpr. Maher contacted three hunters who had all harvested ducks in the Fern Ridge Wildlife Area when duck season was closed. He cited each hunter for **Take/Possession of Duck Closed Season** and

seized a total of five birds as evidence. Then, Sr. Tpr. Maher contacted a hunter who was headed out into the wildlife area to hunt ducks and advised him that duck season was closed and warned him for Hunting Waterfowl Closed Season.

Father Aided Son in Game Violation

Sr. Tpr. Bean was patrolling during the Cascade elk season when he observed a subject walking out of the woods. The 15 year old male came out without a gun and stated that he was not hunting because he had an elk tag for later in the year. The subject walked back to his father's vehicle. Sr. Tpr. Bean thought it was unlikely that he was not hunting and began looking inside the tree line for a weapon. After a brief search of the area, Sr. Tpr. Bean located a .270 rifle on the ground. When the trooper re-contacted the juvenile, he admitted to hunting just for "cougar" and admitted that he had not completed a hunter safety course to hunt legally. Sr. Tpr. Bean then made contact with the boy's father, who was hunt-

ing a short distance away and was aware of the violations. The father was cited for **Aiding in a Game Violation** and the rifle was returned to the father.

Government Shut Down Lewis & Clark Refuge

Sr. Tpr. Klepp worked waterfowl hunters on the lower Columbia River from Tongue Point to Tennassillahee Island during the opening weekend of duck season. On Saturday, he contacted 41 hunters, warning them of the federal government's shutdown of the Lewis & Clark Refuge. By Sunday, the message had gotten out and fewer hunters were found in the refuge. One citation was issued for **No 2013/2014 Migratory H.I.P. Waterfowl Validation**.

Branch Bull Shot Closed Season

Sr. Tpr. Hayes received an anonymous tip regarding a branch antlered bull elk being taken on the last day of the controlled deer season. The 18 year old subject was contacted and admitted to shooting the six point bull elk which was found hanging at his residence. One of the juvenile males that aided the suspect has since fled to California after allegedly being threatened by the 18 year



Bull elk: Photo credit: ODFW

old subject for confessing to his involvement. Further investigation will be conducted when the juvenile male is located for possible charges relating to witness tampering and aiding in a wildlife crime. The 18 year old male was cited in lieu of custody for **Taking Bull Elk Closed Season**, his rifle and the elk were also seized.

Citations for Borrowing and Loaning Deer Tag

Sr. Tpr. Hayes received a complaint of a poached fawn deer at the Vandevent Ranch in Sunriver. It was determined the fawn was most likely stomped to death by a horse. While on the ranch, another complaint was made regarding the neighboring landowner cutting the ranch fence. Sr. Tpr. Hayes located the home owner and his adult son later in the week and contacted them. While in the backyard, a 4x4 buck deer head was located hanging in a tree. When asked who shot the nice buck, the 21 year old son began bragging about shooting the buck and wanting to mount it on his wall. Sr. Tpr. Hayes left the residence and conducted an Outdoor Central records check through NCC, revealing that the subject had not purchased hunting licenses or deer tags for a number of years. Sr. Tpr. Hayes returned to the residence and the subject admitted that he had borrowed his cousins deer tag to put on the deer. The cousin was contacted and admitted to tagging the deer and not shooting it. The subject was cited for **Borrowing a Deer Tag and Unlawful Possession of a Game Mammal to wit - 4x4 Buck Deer**. The cousin will be cited for **Loaning a Deer Tag**.

Wildlife / Hunting

Hunter Wastes Elk, Leaves License in Scrap Pile



Calf elk. Photo credit: NPS, Dept. of the Interior by Ed Austin/ Herb Jones

Tpr. Vaughn followed up on two complaints. The first was that a calf elk had gone to waste on North McKay and the second that a buck was left to waste near Mill Creek. Follow-up revealed that the calf was shot on an unknown date and ex-

pired at the location it was discovered, no bullet or suspect was located. The buck was boned out and the scraps dumped in a box with the suspect's hunting license left in the scrap pile. The suspect will be contacted during follow-up regarding illegal dump/litter.

Two Suspects Each Took a Buck Illegally

Tpr. Mathews (Patrol Oakridge) received a complaint of two people dragging deer out of a unit on Weyco property near Dorena Reservoir (Indigo Unit). Tpr. Mathews checked the area but was unable to locate. He researched the vehicle plate provided by the reporting parties and even though it was flagged as sold, was able to find the seller and identify the subject who recently bought it. Tpr. Mathews accompanied Sr. Tpr. Martin Maher to the Cottage Grove area where two suspects were contacted at a residence. The troopers learned that each suspect had illegally taken a forked horn buck. The hunters were each cited (criminally) for **Take Deer Closed Season** and both deer and a rifle were seized.

Criminal Trespass on Ranch Property

Sr. Tpr. Davis contacted four subjects coming off a local ranch that consistently has trespassing problems even though the property is fenced and well posted. The three adults and one juvenile stated they were not hunting on the ranch; they were just using it to access some ODFW access and habitat property. The land agent was contacted and the three adults were issued citations for **Criminal Trespass II**.

Decoy Operation Results in Multiple Citations



Wildlife enforcement decoy. Photo credit: File

Sr. Tpr. Hayes and Sr. Tpr. Bean conducted a night time W.E.D. operation in the Paulina Unit resulting in three vehicles stopping and shooting the decoy buck with the use of their head lights. Two subjects were found to have already taken buck deer during the season. They were cited in lieu of custody for **Exceeding the Bag Limit Buck Deer, Hunting with the Aide of Artificial Light** and their rifles were seized. Another subject was cited for **Shooting Across the Roadway** and warned for Hunting Prohibited Hours.

W.E.D. Operation Paulina Unit

Sr. Tpr. Hayes and Sr. Tpr. Bean conducted a pre-sunrise patrol. A wildlife enforcement decoy (W.E.D.) operation was conducted one hour prior to legal shooting hours in the Paulina Unit resulting in one subject shooting the W.E.D. at 6:00am using his headlights to illuminate the decoy. The subject was cited in lieu of custody for **Hunting with the Aide of Artificial Light**.

Trespassing and Waste of Deer on Private Ranch

Sgt. Withers responded to a trespassing complaint off of Scotts Valley Road in Northern Douglas County. Witnesses advised that they had observed a subject shoot a forked horn buck on a large ranch which was posted no hunting. Just after shooting the deer the hunter noticed that he was being watched and ran into the brush towards one of the roads which lead out to the main highway. The witnesses had recently leased some of the ranch land and knew that the owner did not allow hunting on his property. The witnesses were able to locate the subject's vehicle which was parked near the kill site. They documented the license plate and also observed the subject return to his vehicle and leave the area. The landowner was contacted and requested that the subject be cited for trespassing. Sgt. Withers is in the process of locating the subject who will be cited for **Trespassing While Armed and Waste of a Deer**.

Hunters Trespassing on Weyerhaeuser Property



Poached elk. Photo credit: File

Sr. Tpr. Merritt responded to the Hinkle Creek (Cascade elk hunt) area regarding a bull elk that had been shot and left to waste, several other troopers responded to assist.

The troopers learned that a large group of hunters had placed their own lock on a gate and entered the property. They immediately located and shot two bull elk near the road. Another group of hunters, who had permission to be on the property and had cut the illegal lock off the gate, drove into the area and contacted the subjects who immediately left the area, leaving one of the elk to waste. The troopers were able to locate the group leaving via Weyerhaeuser property and issued citations for **Trespassing and Waste of an Elk**.

Multiple Citations Issued, Party Hunters Caught

Sr. Tpr. Bean was off duty when he observed several subjects who appeared to harvest several deer and retrieve the animals in a road closure area with their pickups (the subjects had left the area). When Sr. Tpr. Bean came on duty he returned to the area to find the subjects had returned to the scene. The two subjects told Sr. Tpr. Bean that they had harvested two buck deer earlier in the morning and were just checking the area to make sure that they had not wounded or killed any other animals. They admitted driving a short distance inside the road

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closure to retrieve their deer. While walking through the scene and checking the gut piles with the subjects, Sr. Tpr. Bean noticed a third drag mark indicating another animal had been killed. The subjects denied shooting any more animals and stated that there were other hunters in the area that must have killed a buck. A short time later, one of the subjects admitted that he had killed two bucks that morning and the other subject had killed one. They had called another friend to tag the extra deer. Sr. Tpr. Bean responded to a nearby residence and recovered the forked horn buck. One subject was cited for **Exceeding the Bag Limit - Buck Deer** and **Borrowing a Big Game Tag**. His partner was cited for **Aiding in A Game Violation**. A third hunter was cited for **Loaning a Big Game Tag**. The deer, tag, and rifle were seized.

Dunn Forest Doe Killed and Left to Waste

Tpr. Burkholder was assisted by the Benton County Sheriff's Office with an anonymous complaint of a doe that was taken on the Oregon State University - Dunn Forest. During the investigation, it was determined that a male subject and his wife were hunting when the husband shot and killed a doe and left it to waste. The husband consensually handed over a rifle with a fixed-power scope attached as the rifle he had used to take the doe with. When Tpr. Burkholder confronted the subject with the fact that he had admitted to using a rifle with a variable-powered scope, he admitted that he gave the trooper a throw-down gun and ultimately relinquished the firearm used in killing the doe. The subject was cited for **Unlawful Take of Doe Deer** and **Waste of Game Mammal** and the second firearm was seized as evidence.

W.E.D. Operation Arrests Shooter, BAC of 0.10%

Sr. Tpr. Salisbury and Tpr. Cutsforth ran a night time buck deer decoy on the Upper Siuslaw River Road area. They had a subject stop his vehicle and use the headlights to illuminate the buck decoy, then he shot the decoy four times and drove off. Troopers stopped the subject and determined he was also under the influence of intoxicants, he failed SFST's and was arrested for **DUII** with a BAC of 0.10%. He was also cited for **Take Black-Tail Deer (W.E.D.) with Aid of Light**.

Bear Shot Illegally, Seized as Evidence



Black bear. Photo credit: File

Tpr. Smithers received a report of an illegally taken black bear, which was shot approximately 51 miles up the Rogue River. Tpr. Smithers contacted the owner of the property who stated three male subjects had trespassed onto his property and shot the bear within one mile of the Rogue River. Without permission from the

owner, the subjects also borrowed the property owner's tractor to transport the bear. Tpr. Smithers and Marine Deputy Heath launched a jet boat at Foster Bar and navigated up the Rogue River to the cabin because there is no road access to this location. Tpr. Smithers and Deputy Heath contacted the three male suspects at their cabin. All subjects were previously known to Tpr. Smithers. The subjects admitted to illegally shooting the bear within the one mile closure area of the Rogue River, trespassing and using the property owner's tractor without permission (UUMV). All subjects are local Brookings residents and they will be contacted again for citation service. All three subjects will be cited for **Criminal Trespass**, and one subject will be cited for **Unlawful Take of Black Bear**. Charges of UUMV will be forwarded to the district attorney's office for consideration. The bear was seized as evidence.

Subjects Cited for Shooting Lewis Woodpeckers

Three subjects were seen in the area of White River Wildlife Refuge shooting shotguns. Later, two Lewis' Woodpeckers were found where the shooting occurred. Two Coors Light cans were also located near four spent shotgun shells. Two of the subjects were later located. The male subject admitted that he shot the woodpecker by mistake saying he thought it was a starling. The male subject also admitted to drinking a beer while at the refuge and said he must have dropped the can. The male subject was cited for **Unlawful Taking of Protected Bird/Lewis' Woodpecker** and **Offensive Littering**. The male subject's shotgun was seized as evidence.



Lewis woodpecker. Photo credit: Wikipedia

W.E.D. Operation Uncovers Felon with Firearm

Sr. Tpr's. Martin and Marshall Maher worked an elk W.E.D. operation on Weyco property the opening morning of Cascade elk season, there were no violations. After concluding the W.E.D. operation, the troopers began patrolling the area and found several vehicles blocking roads in attempts to be "first" into a particular unit they were interested in. Sr. Tpr. Martin Maher contacted two adult males who were out of their parked vehicle overlooking a clear cut unit. One of them was sitting in the unit and appeared nervous. They were evasive and wouldn't really say exactly why they were there this morning. The trooper walked over to a man sitting in the unit (who hadn't moved much at all) and saw the butt of a rifle underneath his leg (the rest of the rifle was buried in the brush). The trooper then learned the man hiding the rifle had served time in prison and also told the trooper he was trying to fill his wife's elk tag (his wife was at home in Creswell). After verifying his CCH (positive past felony convictions) he was cited and released for **Felon in Possession of a Firearm** and **No Elk Tag**. The rifle was seized and arrangements were made for a licensed driver to come get them and their vehicle.

Wildlife / Hunting

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Opening Weekend Waterfowl Season



Cole Braun with duck. Photo credit: ODFW

Sgt. Hand, Sr. Tpr. Stone, and Tpr. Tague worked the Summer Lake Wildlife Area for the opening weekend of waterfowl season. Over 600 hunters checked into the area for opening day and slightly less for the second day. The troopers made over 139 contacts of hunters while they were in the field and more while around the check station. Two subjects were cited for **Taking Protected Species** (a gull and a cormorant). Twenty-one other warnings were issued for a variety of issues.

Hunting Family Receives Numerous Citations

Sgt. Lea contacted a hunter on a forest road West of Bend. The hunter told a story of his nephew harvesting a large six point bull the day before. He also claimed his nephew was out hunting that day in the same general area with his grandfather and was tracking another bull. Sgt. Lea was able to locate the other party and checked there tags. Sgt. Lea discovered the nephew's tag was not validated but his grandmother claimed to have harvested a six point bull the day before. Through subsequent investigation it was revealed the nephew harvested the bull, but his grandmother tagged it - the grandmother indicated her tag was always put on the first animal killed. After it was determined the bull was hanging in the grand parent's cooler in their garage, Sr. Tpr's Vaughn and Lindberg responded to the residence and seized the bull, while Sgt. Lea followed the hunting party. While inside the cooler inspecting the numerous deer heads, it was determined the grandfather had exceeded his bag limit on deer and the grandmother had tagged one of the bucks. A small forked horn and a large non-typical buck were seized. The nephew was cited for **Borrowing Cascade Elk Tag**. The grandmother was cited for **Loaning Cascade Elk Tag and Loaning Upper Deschutes Deer Tag**.

The grandfather was cited for **Borrowing Upper Deschutes Deer Tag and Exceeding Bag Limit Mule Deer**. Numerous statements were made by the subjects regarding a longstanding tradition of their large family just filling tags regardless of who harvested the animals.



OSP seizure. Photo credit: File

Sauvie Island Subjects Charged

Sr. Tpr. May and Sgt. Schwartz received information that three individuals were in possession of several sturgeon near Gilbert River at Sauvie Island. The reporting party (RP) had confronted the individuals who then fired off a .22 rifle over the RP's head in an attempt to scare him off. Sr. Tpr. May and Columbia

County Deputies responded and located the subject's vehicle in the area, a high risk stop was conducted and the individuals were detained. While inspecting the subject's vehicle, Sr. Tpr. May observed an antlerless deer in the rear seat of the vehicle. Sgt. Schwartz called out Tpr. Shimer who responded to handle the investigation. The investigation revealed that the subject's had unlawfully retained a sturgeon before leaving the angling area. Shortly after leaving, the subject's observed an antlerless deer, shot it with the .22 rifle, and placed it in the rear seat of the vehicle. Subsequently, all three individuals were lodged at the Columbia County Jail on charges of **Unlawful Taking of Black Tail Deer, Aiding in a Wildlife Offense, Unlawful Possession of Sturgeon and Criminal Trespass while in Possession of Firearm**. Additional charges will be forwarded to the Columbia County DA's office for the weapons offenses.

Aircraft Spots Violators, Leads to Residence

Sr. Tpr. Frerichs was advised by the department aircraft of a vehicle spotlighting in the Yellow Creek area between Sutherlin and Elkton. Sr. Tpr. Frerichs was directed to the residence and observed one of the male subjects at-



OSP aircraft. Photo credit: File

tempting to hide a fresh set of deer antlers in the garage while a female subject took a hunting rifle from the vehicle to the house. The subjects were out spotlighting in the area and dumping parts from a deer shot two days ago. The female was cited for **Unlawful Casting Artificial Light while Armed and Aiding in a Wildlife Violation - Possession of Untagged Deer Meat**. The male was cited for **Fail to Validate Big Game Tag - Western Rifle Deer** and warned for **Unlawful Casting an Artificial Light while Armed**.

Hunters Shot Deer on Private Property Near Rainier

Tpr. Peterson responded to a trespass complaint near Rainier, where three subjects trespassed while hunting on two different landowners' properties. Investigation revealed that one of the individuals had spotted the deer from the roadway, and eventually shot the deer on private property. The hunter, and two acquaintances, tracked the wounded deer across the private property and onto a separate piece of private property before they were contacted by one of the landowners. Subsequently, three criminal citations were issued for **Hunting in violation of Criminal Trespass and Criminal Trespass II**. The deer was not located due to heavy rain and vegetation.

Multiple Citations, Bow and Trail Camera Seized

Tpr. Andrews learned about a possible trespass/criminal mischief/illegal hunting/theft from an email sent by a Springfield Police Department Sergeant. The email Tpr. Andrews received included pictures from a trail camera of three suspects and a suspect vehicle. With the assistance of Linn County Sheriff's

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Office, the trooper was able to make contact with the subject and conduct an interview. The suspect was cited for **Hunting While Suspended, Criminal Trespass II, Theft II, and Criminal Mischief III**. Tpr. Andrews seized a hunting bow and a stolen trail camera.

Failure to Validate Tag after Taking Buck

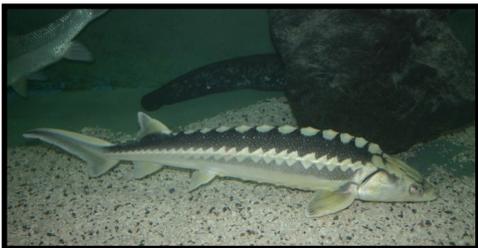
Sr. Tpr.'s Lindberg and Prodzinski conducted a W.E.D. operation at two locations in the Metolius Unit. Several vehicles drove by the buck deer decoy, but there were no shooters. While still in the area, a truck drove by with a buck visible in the bed with a tag attached. The truck was stopped for a traffic violation. It was determined the tag attached to the three point was not validated and the passenger was attempting to validate a separate tag. Both tags were seized as evidence and the passenger was subsequently cited for **Fail to Validate** and the driver was cited for a traffic violation.

SPORT ANGLING

CA Resident Cited for OR Angling License

Sgt. Hoodenpyl was checking Chinook anglers on the Kilchis River when he contacted a subject who showed him a resident angling license that had a California driver's license listed. Investigation revealed that the subject lives in California and only comes to Oregon for a few months a year. The subject had obtained both resident angling licenses in California and in Oregon and was not an Oregon resident. The subject was cited for **Possession of Falsely Applied for Resident Angling License**.

Multiple Violations Observed at Sauvie Island



Sturgeon. Photo credit: File

Tpr. Shimer approached four individuals angling within the Sauvie Island Wildlife Area after hours. After watching the subjects for a period of time, Tpr. Shimer observed one subject catch

and release a small sturgeon and another subject retain a large sturgeon. When Tpr. Shimer attempted to contact the subjects on the dock, the subject retaining the large sturgeon ran over and threw the fish in the water. An investigation of the scene revealed two of the subjects angling with barbed hooks as well as numerous beer cans floating near the dock that matched full beer cans sitting on the dock. Ultimately, all four subjects were charged with **Criminal Trespass II**, two subjects were charged criminally for **Unlawful take of Sturgeon**, and two subjects were charged for **Offensive Littering within a Waterway**.

Chinook Citations Given to Anglers

Sr. Tpr. Kehr observed a vehicle parked at the trailhead for the Quarry Cr. Chinook deadline on Drift Creek (Siletz). The following day, Sr. Tpr. Kehr and Sgt. Thompson hiked down the trail

to the Chinook deadline on Drift Creek and located numerous Chinook carcasses that had been filleted out. They also located a fillet board and salmon eggs. Later that day Sr. Tpr. Kehr located the truck he had seen the previous day and contacted the driver. The operator said that she and two friends had been fishing at Quarry Creek on Thursday, caught three or four Chinook and had filleted them all at the creek before hiking out. She also said that she and one of the men had each retained a Chinook on Drift Creek near the church camp, an area of the river that is closed to Chinook retention and she had not validated her tag. After learning two of the operator's friends were still camped at the church camp, Sr. Tpr. Kehr contacted the two males that night, and discovered more tagging and fish issues. The female was cited for **Fail to Validate Salmon Tag and Unlawful Take/Possession of Chinook - Closed Area**. One male was cited for two counts of **Fail to Validate Salmon Tag and Unlawful Take/Possession of Chinook - Closed Area**. They were all warned for Angling Closed Area and for Mutilated Game Fish.



Drift Creek. Photo credit: Wikipedia by Nickpdx

Subject Cited for Not Validating Angling Card

Sgt. Hoodenpyl was checking anglers on the Trask River when he contacted a subject that had a wild Chinook salmon on the bank. When Sgt. Hoodenpyl looked at the subject's angling tags he saw that there were multiple discrepancies on how the angler had validated the fish and on which tag he had used to validate the fish. Investigation revealed that the subject had falsified his angling harvest cards so that the wild Chinook would not appear on his Angling Harvest Card so a spot would be saved for another wild fish. The subject finally confessed to his actions and was cited for **Fail to Properly Validate Angling Harvest Card**.

Back to Back Coho Violations

Tpr. Galusha responded to the Nestucca River in Pacific City where a subject was contacted by ODFW in possession of a wild Coho salmon. Upon arrival, the subject said that he thought the fish was a Chinook and would not have kept the fish if he knew it was a Coho. This subject was cited for **Unlawful Possession Wild Coho Salmon** and the fish was seized. As Tpr. Galusha was issuing the citation, the subject told him of a boat that had just arrived which had retained a salmon, and the individuals in the boat told ODFW that they did not have any fish. After Tpr. Ga-



Coho salmon. Photo credit: Wikipedia

Sport Angling

Continued From Page 8

Galusha contacted the boat which had just arrived, the subjects told him that they had not caught any salmon. They consented to a search of their boat, which resulted in Tpr. Galusha finding a wild Coho salmon concealed in the bow of the boat under some life jackets. The salmon was seized and the boat captain was issued a citation for **Fail to Allow Inspection of Catch, Aiding in a Wildlife Violation, and Unlawful Possession Wild Coho Salmon**. While Tpr. Galusha was issuing these citations, a bank angler caught and retained a wild Coho salmon just downstream from him. This subject was contacted and cited for **Unlawful Possession Wild Coho Salmon** and the fish was seized. Immediately after issuing this citation, Trooper Galusha responded to the beach at Pacific City where a boat had just arrived with an illegal Coho salmon onboard. This subject was cited for **Unlawful Possession Coho Salmon** and the fish was seized.

ODFW Employee Spots Suspicious Angler

Sgt. Hoodenpyl responded to the North Fork Nehalem River where an ODFW employee had watched an angler as he took a fish to his vehicle while it was still alive. The employee also saw that the subject was looking around nervously as he placed the fish in the back of a pickup parked nearby. Upon contact, Sgt. Hoodenpyl noted that the subject had a hatchery Chinook salmon tagged on his Angling Harvest Card but there was no fish with the subject. The subject then took Sgt. Hoodenpyl to his vehicle where he showed him a wild Coho salmon in a plastic bag. The subject was cited for **Unlawful Possession Wild Coho Salmon** and the fish was released to the Tillamook County Jail.

Lower Deschutes Float Patrol Activities

Sr. Tpr's. Pearson and Lindberg conducted a float patrol on the Lower Deschutes River from Macks Canyon to Heritage Landing. The following activities were documented.

16	Total Angler checks
14	Total Boater pass checks

Citations:

1	Angling While Suspended
1	Scenic Waterway Violation
1	No combined angling harvest card
1	No angling license
1	No Lower Deschutes River Boater pass
2	Total Warnings - No Angling License

Citations Issued Along Alsea River

Sr. Tpr. Canfield worked the Alsea River during the week. Sr. Tpr. Canfield issued two citations for **Altered Tag**, one citation for **Continuing to Angle**, and three citations for **Fail to Validate Harvest Card**. Sr. Tpr. Canfield also issued numerous warnings for tagging and other angling violations.

Multnomah Boat Patrol Seized Undersize Sturgeon

Tpr. Shimer and Tpr. Peterson conducted a boat patrol on the Multnomah Channel during the one day Willamette sturgeon season. The troopers contacted over 60 anglers and checked approximately 30 legal sturgeon. One undersized sturgeon was seized and a citation issued as well as citations for **Fail to Immediately Validate Harvest Card** and **No Angling License**.

Angler Cited for Retaining Coho Salmon

Tpr. Galusha was working a closure area on the Nehalem River when he contacted a subject that had retained a fish there. Upon inspection of the fish, Tpr. Galusha saw that the fish was a native Coho salmon. The subject was warned for angling in the closure and cited for **Unlawful Possession Non-fin clipped Coho**.

Anglers Cited for Closed Area & Marijuana

Sr. Tpr. Salisbury and Tpr. Cutsforth were working the upper Si-uslaw River checking for anglers in the closed section. They located three salmon anglers, one of which had just landed a Chinook. They contacted the anglers and determined two had marijuana on them. They were cited for **PCS Less Than One Ounce** and all three were cited for **Angling in the Closed Area**.

Snagger Cited in Upper Drift Creek Area

Sr. Tpr. Kehr worked the upper Drift Creek area around Church Camp, where it is closed for Chinook angling. Sr. Tpr. Kehr watched an individual repeatedly ripping his line through the water, but never saw any bait or spinner on his line. When Sr. Tpr. Kehr contacted the angler, he was "angling" with a large treble hook with a 2 oz. weight below the hook. Sr. Tpr. Kehr asked him how he thought he was going to catch a fish with this gear, and he replied, "Probably not the right way." He was cited for **Angling Prohibited Method - Snagging** and his fishing pole was seized as evidence.

Angler with Two Poles Cited on Alsea River

Sr. Tpr. Urbigkeit received a complaint of a single angler using two poles from his boat on the Alsea River. The complainant provided an OR number for the boat and a description of the poles. Sr. Tpr. Urbigkeit responded to the location and observed the vessel and the individual using two poles to troll for salmon. Sr. Tpr. Urbigkeit located the suspect's boat at Drift Creek Landing, and along with Tpr. Van Meter, contacted the suspect at that location. The suspect was cited for **Angling with More Than One Line**.

Salmon River Angling Citations Issued

Sr. Tpr. Kehr issued two citations on the Salmon River for **Fail To Validate** and several warnings for Prohibited Method - Gear, and Angling Closed Area Above the Deadline and at the hatchery weir.

Willamette River Patrol with Clackamas County SO

Tpr. Borchers, Tpr. Boeholt, Tpr. Schoenborn, Tpr. Ferguson and Sgt. Allori all worked the Willamette River for sturgeon anglers

Marine Fish / Commercial / Shellfish

Continued From Page 9

during the one-day retention season. Two OSP boats and one Clackamas County SO boat with Sgt. Allori aboard provided coverage throughout the day from approximately 5am to 9pm. The following statistics were generated from these patrols:

Citations:

- Unlawful Possession of Sturgeon: 3
- Angling Prohibited Hours: 2
- Fail to Immediately Validate Harvest Card: 4
- No Harvest Card: 1
- Angling Prohibited Method to wit: barbed hook: 1
- No Angling License: 2
- Reckless Boating: 1
- Reckless Wakeboarding: 1
- Recklessly Endangering Another: 1

Warnings:

- Fail to Immediately Validate Harvest Card: 12
- Improper Validation of Harvest Card: 9
- Unattended Line: 1
- Angling Prohibited Method to wit: use of two hooks: 1

Total anglers checked: 187

Sturgeon seized: Four

MARINE FISH / COMMERCIAL

Pacific City Subjects Exceed Limit of Lingcod

Sr. Tpr. Turnbo responded to a complaint of several subjects returning from fishing in the Ocean at Pacific City with too many lingcod. Upon contact with the subjects, Tpr. Turnbo found that they had multiple rockfish and seven lingcod, one subject stated that they had lost count of their fish. The extra lingcod was seized and the angler was cited for **Exceeding the Bag Limit Lingcod**.

Gillnet Boat Captain Cited for Multiple Violations



Columbia gillnet boat. Photo credit: Wikimedia by Rex Gary Schmidt

Tpr. O'Connor followed up on a report of a deckhand on a gillnet boat that had thrown a steelhead into the Columbia River after the fish plant had discovered the steelhead in a delivery of gillnet salmon. Plant workers pointed out the steelhead to the deckhand, who reportedly had little fishing experience. The deckhand walked to the parking lot and reported to the boat captain that

they had accidentally taken a steelhead. The boat captain then instructed the deckhand to get rid of the steelhead, remarking that it is evidence and they cannot get a ticket if there is no evi-

dence. Surveillance video was obtained from the unloading dock, which aligned with witness statements. The witnesses included plant workers and an ODFW biologist. Tpr. O'Connor contacted the captain, who admitted to telling the deckhand to get rid of the steelhead. The boat captain was issued citations for **Unlawful Possession of Commercially Taken Steelhead, Aiding in a Commercial Fishing Offense to wit - Wasting Food Fish, and Solicitation to Commit Tampering With Physical Evidence.**

Four Sturgeon Released from Illegal Take Gillnetting

Tpr. Borchers, Tpr. Boeholt, Tpr. Schoenborn and Sgt. Allori conducted a boat patrol on the Columbia River during gillnet season. One gillnet boat was observed keeping at least one sturgeon on board the vessel, which is prohibited for this particular season. After the troopers contacted the boat captain, it was determined they were in possession of four sturgeon, which were soon released back into the Columbia River. The boat captain was cited for **Unlawful Possession of Sturgeon.**

OSP Boat Performs Commercial Patrol on Columbia

Sr. Tpr. Klepp and Tpr. Herman worked a commercial Columbia River fall Tangle Net Coho Salmon Pilot Fishery from Tongue Point to Rainier using the department's 24 foot Zodiac boat. It was the first fishery in which tangle nets, live recovery boxes and drift times were implemented during a fall period. They contacted nine boats participating in the 12 hour fishery (6am-6pm) issuing one citation for **Failure to Immediately Release Coho Salmon**, one citation for **Illegal Possession of Non-Adipose Fin-Clipped Coho Salmon** and one warning for **Failure to Operate Recovery Box While Retrieving Tangle Net.**

SHELLFISH

Subjects Retaining Undersize Dungeness Crab

Tpr's. Keeler and Brandon responded to a report of two subjects retaining undersized Dungeness crab at the Charleston Harbor. Upon searching a cooler, 17 undersized Dungeness crab were located. Eleven Dungeness crab were alive and released back into the harbor. The remaining six Dungeness crab were dead and retained as evidence. One subject was issued a citation for **Unlawful Take Undersized Dungeness Crab.**



Dungeness crab. Photo credit: Wikipedia

Shellfish License Suspended Two Years Ago

Tpr. O'Connor contacted a boat at the Hammond Mooring Basin, with four people aboard that just returned from crabbing in the Columbia River. They had a total of 30 crab, 14 of which were illegal. Eleven were undersized and three were females. The operator of the boat did not have a shellfish license, because it had been suspended by the court two years ago on a very similar case in which the subject had been issued a criminal citation by Tpr. Herman. The operator was cited criminally for **Aiding In A Wildlife Offense to wit - Undersized Crab** and **Aiding In A Wildlife Offense to wit - Female**

Shellfish / OSMB / Environment / ATV

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Crab. Another subject was cited criminally for Unlawful Take/Possess Undersized Crab and Unlawful Take/Possess Female Crab. The crabs were seized as evidence.

31 Razor Clams Seized on Clatsop Beach

Tpr. Herman was observing razor clam diggers on Clatsop Beach when he saw two clam diggers with what appeared to be more than their limit of 15 clams each in their clam bags. Tpr. Herman watched as they counted their clams and continued digging. Eventually, a car drove up to the two clam diggers' car and one of the diggers walked over and put 15 clams in a separate bag and gave it to the subject that had just driven up. Tpr. Herman contacted the subjects and found that the digger that was still on the beach had 30 clams in his bag. The other digger had 16 in one bag, and 15 in the other bag that he had just given away. The two diggers were cited criminally for **Exceed the Daily Bag Limit of Razor Clams** and 31 clams were seized.

Razor Clammer Could Not Recall his DOB

Sr. Tpr. Klepp worked evening razor clam diggers on Clatsop Beach near Warrenton in plain clothes. He contacted a group of three men just prior to them leaving the digging area. After one of the men produced a shellfish license, he could not recall his date of birth after being questioning. It was determined the man had borrowed a shellfish license from his father-in-law to go clamming with his buddies. Sr. Tpr. Klepp cited the man criminally for **Borrowing a 2013 Shellfish License**. The next evening, Sr. Tpr. Klepp contacted the lender and cited him criminally for **Lending a 2013 Shellfish License**.

Exceeding Bag Limit of Clams

Tpr. Galusha was working clambers at night during the last low clam tide. During the patrol he contacted a subject that had 23 bay clams in one bag and then had another bag with what he claimed was only snails. When Tpr. Galusha inspected the snails, he found five bay clams concealed there which put him eight bay clams over the daily limit. The subject was cited for **Exceeding the Daily Bag Limit Bay Clams** and the extra clams were returned back to the bay.

OREGON STATE MARINE BOARD (OSMB)

Boater Safety Citations Issued

Tpr. Smithers and Marine Deputy Heath conducted an ocean boat patrol out of the Port of Brookings. During the patrol, two **Boater Safety Violation** citations were issued as well as five angling gear violations. During the patrol, a boat was contacted at the docks. During the contact, the subjects were found to be in possession of a Coho salmon. The Coho was seized, and one subject was cited for **Unlawful Take of Coho Salmon**.

Marine Board Warnings, Angler Checks

Sr. Tpr. Salisbury and Tpr. Cutsforth worked the closed area of the Siuslaw River checking for salmon anglers. They contacted two subjects who were angling in the closure who had caught one salmon. They were cited for **Angling Closed Stream** and the salmon was seized. They later did a boat patrol on the lower section of the river and checked numerous anglers and boat-

ers issuing several marine board warnings.

Angler with Two Rods Didn't have Proper License

Sr. Tpr. Marshall Maher worked Hills Creek Reservoir for anglers and boaters. He completed one boating safety inspection and checked three anglers. During one of the angling contacts, he observed that the angler was using two lines. Sr. Tpr. Maher asked the angler if he had a two rod angling license and found that the angler did not have one. Sr. Tpr. Maher cited the angler for **No Two Rod Angling License**.

ENVIRONMENT

Panning Subject Warned for Water Pollution

Sr. Tpr. Harris and Tpr. Keeler investigated an alleged dredging complaint on the South Fork Coquille River. They determined that it wasn't a dredging operation and the subject was panning and utilizing a sorter box. The subject had created a large disturbance of sediment in the water, near some spawning salmon. The subject was warned for Water Pollution II.

ATV

ATV Subject Leads Trooper to Marijuana Grow

Sr. Tpr. Bennett initiated a traffic stop on an old three wheel ATV near Deer Creek Road and Dryden Road in Selma. The ATV led Bennett on about a five mile pursuit on Dryden Road and Lakeshore Drive. Speeds ranged from 30 to 45 mph. The male subject continually looked over his left shoulder back at the trooper and pointed as if he was going to pull over. The subject then turned down a private driveway on Lakeshore Drive and lead Sr. Tpr. Bennett to a marijuana grow in the back field of the address. The subject was able to elude Sr. Tpr. Bennett on foot from the garden. The ATV was towed and the address of the marijuana grow was given to the RADE team for follow-up.

ATV Driver Driving While Suspended

Sr. Tpr. Caldwell stopped a red Honda three wheeler operating on Highway 20 near Milepost 146. The subject claimed to be operating on the highway for ranching purposes but had been traveling over 20 mph, was not displaying a slow moving vehicle emblem, the vehicle was not equipped with lights and the driver was suspended. The driver was cited for **DWS** violation and warned for the other offenses.

ATV Subject Carrying Untagged Buck Deer Cited

Tpr. Andrews was assisted by Sr. Tpr. Lane (A&H) and Tpr. Burkholder in an investigation after he observed a subject riding an ATV through a clear cut with two untagged buck deer on the cargo rack. The subject operating the ATV had damaged a sapling Douglas fir in the process. The operator of the ATV was issued a criminal citation in



Buck deer and rifle. Photo credit: File

ATV / General Law

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lieu of custody for **Criminal Trespass While in Possession of a Firearm**. During the subsequent investigation it was determined neither of the two bucks had been tagged. Tpr. Andrews cited two separate subjects criminally for **Fail to Immediately Validate**. As the troopers investigated further, it was determined an additional buck had been killed two weeks prior and the subject was still actively hunting with an un-validated tag. The subject was issued a criminal citation for **Fail to Immediately Validate**.

Picking Mushrooms, Riding ATV on Private Land

Tpr. Clement and Tpr. Glaser were conducting a decoy operation when they were notified by a Polk County Deputy that he had stopped a suspicious vehicle that was related to a criminal trespass case that Sr. Tpr. Hathaway was investigating. Sr. Tpr. Hathaway (Newport A&H) had been trying to locate the subjects that might have been associated with the vehicle earlier that day. Tpr. Clement and Tpr. Glaser responded to scene and interviewed the suspect. During the interview, the suspect admitted to riding an ATV behind a locked private timber gate and picking mushrooms. The troopers arrested and charged the suspect with **Criminal Trespass II, Driving While Suspended-Misdemeanor**, and **Fail to Register as a Sex Offender**. The suspect was transported to the Polk Co. jail.

GENERAL LAW

Elk Hunter Driving While Suspended

While checking elk hunters, Sgt. Meyer and Tpr. Nugent came upon a minor traffic collision between a Corvette and an SUV driven by an elk hunter on a mountain dirt road. The driver of the SUV gave the troopers a false name and birthdate which they immediately recognized. When it was confirmed that he had given false information, the subject admitted to the crime, gave his real name and birthdate and was driving while suspended. The subject was cited for **DWS** and for **Giving False Information to a Police Officer**. His vehicle was impounded.

Nehalem River Coho & Marijuana Citations

Tpr. Herman observed two fishermen, who had been angling upon the North Fork Nehalem River retrieve two non-adipose fin clipped Coho salmon from a hidden location before leaving the river. Tpr. Herman contacted them at their vehicle where a search of their car revealed they were also in possession of less than one ounce of marijuana. The subjects were both cited for **Unlawful Taking Non Adipose Fin Clipped Coho Salmon**, and one was cited for **PCS less than 1 Ounce of Marijuana**. Both the Coho and the marijuana were seized.

Citation for Throwing Burning Cigarette from Vehicle

Tpr. Frazier was southbound on Hwy 35 near Baseline Drive. He was following a Ford utility vehicle when he observed a cigarette being discarded onto the highway from the passenger side of the vehicle while it was still burning. Tpr. Frazier stopped the vehicle and made contact with driver and passenger. The passenger admitted to throwing the cigarette from the vehicle and was issued a criminal citation for the offense. The driver was

also cited for **No Valid Oregon Operators License**.

Speeding Through Construction Zone

A dark blue Acura Legend was stopped for speeding in a construction zone. Upon contact, Sr. Tpr. Routson found there was an odor of marijuana coming from inside the vehicle. The passenger said the marijuana was his



but he had a medical marijuana card in Washington. The passenger said he did not know they were going to be travelling on the Oregon side when they left from Vancouver travelling to Goldendale. The male subject was issued a citation for **Possession of Less than 1 Ounce of Marijuana**. The driver was issued a citation for **Speeding** and **Driving Uninsured**.

Angler Cited for PCS Methamphetamine

Tpr. Warwick assisted the Clatsop County Sheriff's office in following up on a tip of a missing person seen in the Big Creek Mainline area. While at the command post in the angler parking lot at the Big Creek Fish Hatchery, Tpr. Warwick observed an angler walk out of the trees, see the trooper, then turn and walk back into the trees. Upon contact the man admitted to angling with a treble hook. During the contact the subject acted very nervous and upon a search of the subject, Tpr. Warwick located a plastic container in the angler's jacket, and asked what was inside. The subject reached into his pocket and pulled out a methamphetamine pipe, which he dropped in the gravel and attempted to stomp on. Tpr. Warwick was able to stop him and also located a plastic container with a small amount of methamphetamine. The subject was cited and released for **PCS Methamphetamine**.

Dead Coopers Hawk Found in Garage

Sr. Tpr. Hayes assisted Bend CID with a search warrant to recover three stolen vehicles in LaPine. During the search warrant a dead Coopers hawk was discovered in the garage. The subjects were cited for **Unlawful Possession of a Protected Raptor**.

No Chanterelle Mushroom Permit

While checking camps along the Smith River, Sr. Tpr. Harris contacted a subject who had harvested approximately 25 gallons of Chanterelle mushrooms without a permit. The subject was issued a citation for **No Mushroom Permit**, and the mushrooms were seized.



Chanterelle mushroom. Photo credit: Wikipedia

Unlawful Lane Change Ahead of Trooper, DWS

Sgt. Allori and Tpr. Boeholt were driving on Highway 99E near Milwaukie when a passenger car made an unlawful lane change in front of Sgt. Allori's patrol truck. The driver was

General Law / Interagency Cooperation / PR

Continued From Page 12

stopped and found to be misdemeanor suspended and was cited and released for **DWS - Misdemeanor** and also issued citations for **Driving Uninsured** and **Unlawful Lane Change**.

Carjacker was Fleeing after Disserting Military

Tpr. Tague assisted Lake County Sheriff's Office, Lakeview Police Department, and OSP Patrol Division with a vehicle pursuit of a carjacking subject. Tpr. Tague joined the pursuit after the vehicle returned to Lakeview for the second time after carjacking a new car. The pursuit continued south into California where the pursuit was turned over to California Highway Patrol. The subject was apprehended a short time later and stated he was fleeing after disserting the military.

OSP and Columbia County SO Locate Lost Hunter

Sgt. Schwartz assisted Columbia County Sherriff's office with the search for a lost hunter near Vernonia. After locating the hunter's vehicle, a single gunshot was heard within the vicinity. Sgt. Schwartz and Deputy Dews entered the wooded area and after a three hour search, located the hunter in heavy timber approximately two miles from the hunter's vehicle. The hunter, who did not have a flashlight, water, or adequate clothing, was not injured and eventually was escorted out of the area.

PCS Meth and Marijuana Earns Ride to Jail

Tpr. Shimer stopped a vehicle near Scappoose for equipment violations. While investigating the fact that the vehicle plate did not match the VIN, Tpr. Shimer observed additional criminal activity. Ultimately, a search was conducted, which resulted in locating methamphetamine and marijuana within one of the occupant's possession. Subsequently, the occupant was transported to the Columbia County Jail and lodged on charges of **PCS Methamphetamine** and **PCS less than 1 ounce of Marijuana**.

Motorist Reports Erratic Driver, DUII Arrest

Sr. Tpr. Klepp assisted Tpr. Topinka and Tpr. Herman with a traffic stop in Astoria in which a motorist called dispatch regarding erratic driving by the vehicle in front of them. The motorist was stopped and subsequently arrested by Tpr. Topinka for **DUII**. Sr. Tpr. Klepp cited one of the three passengers for **Possession of Less than 1 Ounce of Marijuana**.

Expired Registration Stop Uncovers Felony Warrant

While working a construction zone area on SE Powell Boulevard in Portland, Sgt. Allori stopped a vehicle after observing it had an expired registration. The driver was found to have an outstanding felony warrant out of Clark County Washington for Conditional Release Violation. Sgt. Allori took the driver into custody without incident and lodged him in the Multnomah County Jail.

INTERAGENCY COOPERATION

OSP Boat Patrols with LSCO Marine Deputies

Tpr. Van Meter conducted two boat patrols with LSCO Marine Deputies on local area rivers targeting salmon anglers. Multiple

warnings were given and one citation was issued for **Fail to Validate Harvest Card**.

Unlawful Possession of Coho Salmon



Coho salmon. Photo credit: Washington Department of Fish & Wildlife

Tpr. Smithers and Curry County Marine Deputy Heath conducted a boat patrol out of the Port of Brookings. During the patrol, numerous warnings were given for boat and angling license violations. During a contact with a boat operator, the subject was found to be in possession of one Coho salmon. The subject was cited for **Unlawful Possession of Coho Salmon**. During the patrol, two other citations were issued to subjects for angling gear violations.

Bank Angler Strikes Boat Angler with Weight & Hook

Sgt. Allori assisted Clackamas County Sheriff's Sgt. Steve Thoroughman and Deputy Morgan Guthner with an investigation of a dispute between a bank angler and a boat angler. The bank angler was charged with **Recklessly Endangering Another** after casting a six-ounce weight and hook at a boat striking the angler in the boat in his upper back leaving a visible bruise.

Naked Man Assaults Hunter Near Buxton

Sr. Tpr. Poggi (NCTMA), Sr. Tpr. Oriet (NCTMA), and Sr. Tpr. Reid assisted Washington County Sheriff's Office with locating a naked man who assaulted a hunter in the area of Hayward Road near Buxton. Troopers opened the gates and eventually located the suspect and victim near a clear cut. The assault of the hunter is being investigated by Washington County Sheriff's Office.

PUBLIC RELATIONS (PR)

Trooper Discusses Hunting Topics on Morning Show

Sr. Tpr. Marshall Maher was a guest on the KUGN-AM 590 Morning Show. During the show he talked about deer season and also discussed upcoming elk seasons and bag limit changes in West slope Cascade Units. Hunting safety topics were also covered.

Trooper Guides Lost Hunter to Safety

Sr. Tpr. Shigemasa (McMinnville A&H) found a lost hunter in the area of Cook Creek and Tin Shack Rd on the Nehalem River. Sr. Tpr. Shigemasa used his siren and PA system so the lost hunter could follow it as a beacon. The tactic worked, as the hunter followed the sound and walked out of the woods to Sr. Tpr. Shigemasa's location.

Possible Intoxicated Driver was Diabetic

Warrants / Dispositions

Continued From Page 13

Sgt. Thomas located a reported possible intoxicated driver parked alongside highway 20. When Sgt. Thomas located the subject she was incoherent, falling asleep, and only able to tell Sgt. Thomas her first name and something about blood sugar. Sgt. Thomas saw she had a diabetic key chain and got medics started while giving her an instant glucose tube. Medics advised her blood sugar was very low and were able to get her back to normal.

WARRANTS

Illegal Angling, Drugs, Warrant & Wildlife Violation

Sr. Tpr. Frerichs received information regarding a subject in the Winston area exceeding the bag limit on deer. Sr. Tpr. Frerichs drove to the area accompanied by Sr. Tpr. Gorman (Patrol-Roseburg) to contact the subject. Sr. Tpr. Frerichs observed a subject angling in the South Umpqua River, which is closed to protect spawning fall Chinook salmon. Upon contacting the two males and female at the location, Sr. Tpr. Frerichs suspected drug use in addition to the illegal angling. Sr. Tpr. Gorman conducted a warrants check on the female which revealed two warrants for her arrest for drug possession and use. The female was also in possession of a loaded hypodermic needle with heroin. She was arrested by Sr. Tpr. Gorman and lodged at the Douglas County Jail for the warrants and drug possession. Sr. Tpr. Frerichs contacted the male subject on the illegal angling and he admitted to angling for salmon in the closed area. The male did not have a current angling license or salmon-steelhead tag and was cited for **Angling Prohibited Area**. Sr. Tpr. Frerichs and Sr. Tpr. Gorman continued on to the residence of the original complaint and discovered a forked-horn black tail buck hanging in plain sight at the residence with no visible tag. Sr. Tpr. Frerichs located the resident who was cited for **Aiding in a Wildlife Violation**. More follow up will be done.

Load of Cedar Bows Uncovers Felony Warrant



Cedar tree. Photo credit: Wikimedia

Sr. Tpr. Merritt stopped a pick-up truck load of cedar bows as it was entering the Wolf Creek area. The subjects could not produce a valid permit and advised that the permit was at their residence and they lived nearby. Sr. Tpr. Merritt identified the operator and followed the vehicle to the residence. As soon as they arrived, the passenger got out of the vehicle and fled on foot from the area. Sr. Tpr. Merritt was able to identify the passenger and learned that he had a valid Felony Warrant for his arrest. The operator was cited and released for **Unlawful Transportation of Special Forest Product** and a report will be submitted on the passenger.

DISPOSITIONS

Jackson County Trophy Buck Taken Illegally

In December 2012, OSP Fish and Wildlife troopers from the Central Point office received a complaint of a trophy sized 4X4 buck that was unlawfully shot and killed in the middle of the night

off Crowfoot Road in Jackson County. The buck was left and recovered by Troopers the next morning. A Turn In Poachers (TIP) reward was offered, including \$500.00 from the TIP fund and an additional \$2,000.00 from the Humane Society of the United States and the Humane Society Wildlife Land Trust. In January 2013 OSP Fish and Wildlife troopers served a search warrant at an Eagle Point residence for JESSICA B. MARTIN, age 24 and ROBERT MATTHEW MARTIN, age 35, in response to a tip received due to the reward that was offered. The tipster gave information that Jessica Martin was the shooter of the trophy Crowfoot Road buck. During the search Troopers recovered three additional buck deer heads, several weapons, over two pounds of marijuana and other evidence from the residence. The investigation revealed that Jessica Martin shot the Crowfoot Road buck and her husband was not present. ROBERT MARTIN, who allegedly took three buck deer after the season ended December 2012, was taken into custody and lodged in the Jackson County jail on the following charges:

- * 3 counts of Taking Deer Closed Season
- * Unlawful Possession of a Game Mammal
- * Unlawful Possession of a Controlled Substance - Marijuana
- * Felon in Possession of a Firearm

His wife, JESSICA MARTIN was issued citations and released by OSP Troopers for:

- * Taking Deer Closed Season
- * Waste of Wildlife - Deer
- * Hunting Prohibited Method to wit: Artificial Light

Jessica Martin, the alleged shooter of the Crowfoot Road Trophy buck that the \$2,500.00 was paid on was offered a plea deal from the Jackson County DA's office wherein her charges were reduced to a single violation to which she plead guilty and was ordered to pay a \$250.00 fine.

Her husband, Robert Martin, was also offered a plea deal wherein he plead guilty to Felon In Possession of Firearm and one Wildlife charge. He was ordered to pay a fine of \$200, and to also pay \$500 restitution to the T.I.P fund, \$9,100.00 restitution to ODFW, 18 months Bench Probation, 1 year hunting license suspension, forfeit the firearms seized firearms, and 6 days of jail time, which he already served when arrested. (Note – he had previous F&W convictions and a prior hunting license suspension)



Oregon State Police Fish and Wildlife Division

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