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UNITED STATES MARINE CORPS
MARINE CORPS BASE
CAMP LEJEUNE, NORTH CAROLINA 28542-5001

BO 11015.8D
BEMD
6 JUL 1992

BASE ORDER 11015.8D

From: Commanding General
To: Distribution List

DISTRIBUTION MADE _____ BY *[Signature]*

0720 15 Jul 92 (TIME & DATE)

Subj: USE OF NONMARKETABLE TIMBER FOR FIREWOOD

Ref: (a) MCO P5090.2

Encl: (1) Enforcement of Firewood Regulations
(2) Certificate of Understanding/Release of the Government (Firewood)

1. Purpose. To establish procedures governing the gathering of firewood.
2. Cancellation. BO 11015.8C.
3. Background. The reference governs natural resources management and prescribes procedures for disposal of marketable wood products on a sustained and managed basis that supports multiple-use land management requirements. Enclosure (1) establishes a program for administering firewood violations.
4. Policy. It is the policy of this Command to allow limited gathering of nonmarketable wood products as a source of firewood for authorized personnel. Nonmarketable timber is available in designated areas following harvest, training area maintenance, road construction, power line maintenance, etc., and may be used for firewood as a means of utilizing a resource that would otherwise be wasted. Cutting or removal of any timber, other than in designated areas, constitutes destruction or theft of Government property.
5. Responsibilities
 - a. The Assistant Chief of Staff, Environmental Management Department (AC/S EMD) will administer the firewood program through designation of sites in which firewood may be gathered and through processing, accounting, and control of applicants wishing to cut and gather firewood.
 - b. The Director, Forestry Division, shall:
 - (1) Maintain an up-to-date inventory of sites where nonmarketable timber is available for use as firewood and provide this information to the Base Game Warden.
 - (2) Erect signs at designated firewood harvest areas.
 - c. The Base Game Warden shall:
 - (1) Issue/sell annual firewood permits to authorized personnel for a fee of \$5.00. The permit period will be from 1 July - 30 June.
 - (2) Authorize access to designated firewood areas on a daily basis.
 - (3) Maintain a record of personnel participating in this activity.
 - (4) Supervise, inspect, and monitor the program as directed by the AC/S EMD.
 - (5) Maintain a continuing inventory of firewood gathered.

RETURN TO CENTRAL FILES,
MCB WITHIN 48 HOURS

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(6) Collection and Deposit of Fees. Collections and deposits will be done by any hunting/fishing license collection agent appointed by Assistant Chief of Staff, Logistics.

d. Participant requirements:

(1) Access for harvesting of firewood will be limited to active duty military, retired military personnel residing in Onslow County, and civilian employees of Marine Corps Base, Camp Lejeune or Marine Corps Air Station, New River, and tenant commands. Qualified military dependents age sixteen and over may obtain a permit. Dependents under age sixteen must be under supervision of and in the presence of a person possessing a valid permit.

(2) At the time of the application for the firewood permit, applicants will execute enclosure (2) attesting that the firewood is for the applicant's personal use and will not be sold and releasing the Government from responsibility in the event of an accident or injury. Availability of enclosure (2) will be through the collection agent at the Base Game Warden's Office, Building PT-4.

(3) Gathering of firewood will be strictly limited to designated areas.

(4) Nonmarketable timber consists of trees that have been downed or previously cut during operations described in paragraph 4 and located within a site designated for firewood gathering. Cutting or removal of any timber other than that designated above constitutes destruction or theft of Government property.

6. Clearance for Firewood Gathering

a. To prevent possible conflict with training exercises, hunting, or other activities, and to provide for accounting and control of this program, clearance with the Base Game Warden, Building PT-4, Parachute Tower Road, is required.

(1) Access will be granted on a first-come, first-served basis.

(2) Access will be based on possession of a valid firewood permit (obtainable at the Base Game Warden's Office, Parachute Tower Road).

(3) Access may be granted by calling the Base Game Warden's Office, extension 451-5226/2196 and check in for designated firewood areas on a daily basis. If granted access, the permittee shall:

(a) Have the firewood permit in their possession while aboard Base.

(b) Cut firewood only in the designated areas where access was granted.

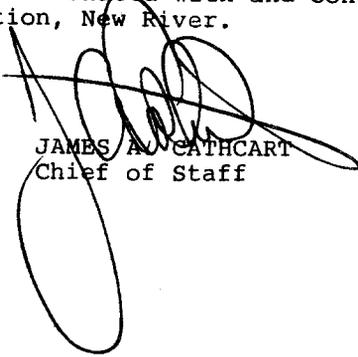
(4) Immediately upon completion of firewood gathering for the day, the permittee shall call the Base Game Warden and check out to ensure their clearing the areas. Failure to check out within one and one-half hours after sunset on the day clearance was granted may result in revocation of permit for twelve months.

b. Clearance for harvesting firewood in designated firewood areas at MCAS, NR will be obtained by visiting or calling the Air Station Game Warden, Building AS-122, after receiving a firewood harvest permit from PT-4, Parachute Tower Road.

7. Safety. Personnel desiring to gather firewood pursuant to this Order are required to comply with all applicable safety regulations published by this Command. During hunting season, it is required that wood cutters wear orange. Permittees allowing dependents to gather firewood are responsible for safety and conduct of dependents.

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8. Applicability. This Order has been coordinated with and concurred in by the Commanding Officer, Marine Corps Air Station, New River.



JAMES A. CATHCART
Chief of Staff

DISTRIBUTION: A

ENFORCEMENT OF FIREWOOD REGULATIONS

1. General. It is the continuing policy of the Commanding General to use legal means to reduce violations of firewood regulations. Violators shall be educated and disciplined, as appropriate, by the most effective means available.

2. Responsibility

a. Each firewood gatherer shall comply with these regulations when gathering firewood aboard MCB and MCAS, NR.

b. The Base Game Warden shall supervise and coordinate the enforcement of firewood regulations.

c. Firewood permits will be issued at Building PT-4, Parachute Tower Road from 0800 until 1600 Monday through Friday, and from one hour before sunrise to 0900 on Saturdays and holidays during hunting season.

3. Game Warden

a. The Base Game Warden and his duly authorized assistants are the agents through whom the Commanding General exercises his enforcement power in the control of firewood gathering. In this regard, the aforementioned wardens and their assistants shall have full authority, within established rules and regulations, to carry out enforcement activities in control of firewood gathering to include the issuing of citations for violation(s) of firewood regulations.

b. Under cognizance of the Assistant Chief of Staff, Environmental Management the Director, Fish and Wildlife Division shall supervise the Base Game Warden in the coordination of firewood enforcement activities.

c. No person shall fail or refuse to comply with any published order or direction of the aforementioned warden and his assistants in the enforcement of firewood regulations.

d. The Base Game Warden and his duly authorized representatives will conform to the standards and regulations set forth in BO 5810.3E in performing enforcement duties. Particular attention is directed to the applicable portions of BO 5810.3E dealing with apprehension of offenders, handling and disposition of offenders, and use of force.

4. Processing of Violations

a. Military firewood citations shall be issued upon the suspected violation of any provision of these regulations and a copy shall be furnished to the suspected violator. The remaining copy will be forwarded to the Base Conservation Board.

b. Persons who receive a citation will have their privilege to remove firewood automatically revoked by the Base Game Warden for a period of 12 months. The Game Warden will annotate the revocation on the citation. Additionally, the Game Warden will annotate on the citation that the person may submit written comments in appeal of the citation to the Base Conservation Hearing Officer within 10 days. The comments must be typewritten, or legibly handwritten, complete, concise, and temperate in tone and content.

c. Upon receipt of written appeal of the citation, the Base Conservation Hearing Officer will review the circumstances surrounding the citation. The Hearing Officer may reduce, suspend, disapprove or approve revocation of firewood gathering privileges, and will notify the appellant in writing of his decision. The decision of the Hearing Officer on such an appeal shall be final, and no further appeal from the Hearing Officer's decision is authorized. A copy of the Hearing Officer's decision will be forwarded to the Base Game Warden.

ENCLOSURE (1)

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d. Violations of this directive occurring at Marine Corps Air Station, New River will be processed through the Marine Corps Base administrative procedure.

e. Citations given to active duty personnel will be referred by the Base Game Warden to that person's Commanding Officer. Citations given to civilians will also be referred to the Office of the Staff Judge Advocate, Marine Corps Base, (Special Assistant U. S. Attorney). Copies of all correspondence containing reports of violations will be forwarded by the Base Game Warden to the Assistant Chief of Staff, Environmental Management.

f. Violations of this Order by military personnel are punishable as violations of Article 92 of the Uniform Code of Military Justice. Violations by other persons are punishable in Federal Court.

5. Suspension or Revocation of Firewood Privileges. No person shall gather firewood within jurisdiction of MCB, Camp Lejeune, or MCAS, NR during any period in which their firewood gathering privileges have been suspended or revoked pursuant to the provisions of this Order.

ENCLOSURE (1)

**THIS FORM IS SUBJECT TO THE PRIVACY ACT (NAVMC 11000)
CERTIFICATE OF UNDERSTANDING/RELEASE
OF THE GOVERNMENT (FIREWOOD)
MCBCL 1710/6 (REV. 03-92)**

CERTIFICATE OF UNDERSTANDING (FIREWOOD)

In consideration for the permission granted me to enter upon the U. S. Marine Corps Base, Camp Lejeune, North Carolina and take firewood from designated location(s) the undersigned herein agrees as follows:

1. I will comply with the conditions established as to location(s), amount and types of firewood to be taken.
2. The firewood taken from said location(s) by me will not be sold. The firewood taken shall be used for home heating purposes only.
3. I further understand that any violations thereof subject me to possible disciplinary, civil and/or administrative action as appropriate and may prohibit me from acquiring firewood on Marine Corps Base, Camp Lejeune, North Carolina, in the future.

(Permit #) (Signature)

VEHICLE INFORMATION

YEAR _____
MAKE/MODEL _____ Last (Print Name) First
COLOR _____ (Address)
PLATE # _____ (SSN)
PLATE STATE _____ (Organization)
DOD # _____
RANK _____

(Game Warden) (Work Phone)

CERTIFICATE OF RELEASE OF THE GOVERNMENT

(Date)

In consideration for the permission granted me to enter upon the U.S. Marine Corps Base, Camp Lejeune, North Carolina, and there engaged in harvesting firewood, the undersigned herein does agree as follows:

1. I will indemnify and save harmless the government, its officers, agents, servants, and employees from all liability under the Federal Tort Claims Act (28 USC 2671, et seq) or otherwise, for death or injury suffered by any person, and for any loss on the premises.
2. I hereby waive any and all claims for any injuries suffered by reason of accident while harvesting firewood or detonation of explosives which may be caused by the fault or negligence of any person or agency, such injuries being suffered by me while on Marine Corps Base, Camp Lejeune, North Carolina, as a result of the permission which is the consideration recited above.

(Signature)

WITNESS: _____

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(Address)