

# Oregon State Police

## Fish and Wildlife Division



*Our oath of office pledges enforcement protection.  
We are the guardians of Oregon's fish and wildlife.*

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### Investigations Resulted in the Arrest of Two Fishing Guides

Two recent investigations by the Fish and Wildlife Division concerning fishing guides have resulted in two separate arrests.

In December 2007, Sr. Tpr. Don Frerichs (Roseburg) began investigating a Glendale fishing guide. The identity of the guide was not new to Frerichs, as this guide had previously been investigated by the Roseburg Office in 2006 and convicted in early 2007 of two counts of Guiding without a Guide's Registration from the 2006 case. In late 2007, several complaints from other guides reported that this person was illegally guiding on the Umpqua River for steelhead without a valid guide registration. The investigation revealed that the guide's clients were instructed to say that they were his "friends" and to conceal the fact he was guiding. Because this guide was instructing clients to say he was not guiding, undercover officers set up a trip with this guide. In January 2008, undercover officers went on a guided fishing trip with the illegal guide on the North Umpqua River. Shortly after this trip, Frerichs contacted the illegal guide and arrested him on seven counts of **Guiding without a Registration** and booked him into the Douglas County Jail. Additionally, his vehicle and boat were towed incident to the arrest.



Photo Credit: North River

The second investigation involved a Portland fishing guide who was involved in an altercation with an angler on the Columbia River, about three miles west of Bonneville Dam. In June 2007, a citizen wrote a letter to the Oregon State Marine Board (OSMB) complaining about a fishing guide who had verbally harassed him and also sprayed him with water from an outboard jet pump during an encounter. The angler, who had placed a buoy and anchor in about ten feet of water near the Oregon shoreline, discovered the Portland guide attempting to pull up the anchor from the river bottom in the early morning hours of June 29th. It should be noted that the victim in this case committed no violation for leaving the anchor and buoy in the river and it was not near the shipping channel. The angler told the guide, who had no clients with him at the time, that the anchor and buoy belonged to him and he was asked to leave it alone. The guide became very angry, subjected the angler to a tirade of verbal abuse, and soaked him with cold river water from his boat's outboard jet pump while he was only about six feet away. The angler later discovered that his anchor had been damaged when the guide tried to rip it away from the riverbed.

Sgt. Chris Allori (Portland) investigated the matter and charged the guide with **Criminal Mischief III, Harassment, Unsafe Operation of a Boat, and Reckless Boating**. The guide, who was uncooperative throughout the entire investigation, turned himself in to the Multnomah County Jail after a warrant was issued for his arrest. The guide was arraigned in Multnomah County Circuit Court on charges of **Harassment and Criminal Mischief III**. In February 2008, this case was tried in front of a six-person jury. After two days of trial, the jury came back with guilty verdict on both counts. The guide received a sentence of 1 year's probation and 64 hours of community service and ordered to pay the victim for the replacement of the anchor. Additionally, OSMB has moved forward with suspending the guide's registration for two years.

OSP works closely with OSMB, the agency responsible for guide and outfitter programs in Oregon. When asked about these guide cases, Bill Rydblom, OSMB Law Enforcement Program Administrator said, "The State Marine Board administers the outfitter/guide program and depends on law enforcement and the court system to make the process valid. The vast majority of outfitter/guides play by the rules and offer valuable services to the public. When renegades, who have no regard for the law (or the reputation of the guide business), take unknowing customers or operate in an unsafe manner, corrective action will be taken. In both of these cases, the Marine Board is revoking or denying application for registration for a minimum of two years. The guide/outfitter business as a whole should not be judged based on the actions of a few. Let's hope news travels fast and these enforcement situations serve as a good example of what will happen if the rules are broken. Our thanks to OSP and the Troopers who took on this recent effort." Members of the public and the guide/outfitter community are encouraged to report illegal and unsafe guide and outfitter violations to OSP and OSMB.

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# Wildlife/Hunting

## Two Men Cited for Animal Neglect Following Dumping of Sheep Carcasses West of Junction City

On February 6, 2008, Tpr. Marc Boyd (Springfield) received a complaint of sheep carcasses dumped in a ditch on Cox Butte Road about 200 yards east of Territorial Highway. Upon responding to the location, Boyd found four whole dumped carcasses and bones from multiple animals, recently butchered Barbados sheep hide, aborted sheep lambs, and other various parts and bones. While examining the dumped pile, Boyd saw a large ewe sheep barely alive underneath the debris. Due to its poor condition, Boyd had to put the sheep down.

During an investigation that included contacts with multiple area ranchers, Boyd contacted a residence. During this contact, Boyd found evidence and developed information linking this suspect to the dumped sheep carcasses, including Barbados sheep similar to those found at the dump site. The investigation identified a second person allegedly involved with the case. Boyd cited and released the subject for **Animal Neglect in the First Degree**. A second suspect was cited for **Placing Offensive Substance in Waters or Other Property**, for his involvement in helping the other suspect dispose of the carcasses, and **Animal Neglect in the First Degree**. A local sheep producer contacted Boyd and volunteered to clean up the dump site and properly dispose of the carcasses.

*Oregon law (ORS 167.330) states, "A person commits the crime of animal neglect in the first degree if ... the person intentionally, knowingly, recklessly or with criminal negligence fails to provide minimum care for an animal in the person's custody or control and the failure to provide care results in serious physical injury or death to the animal." Animal Neglect in the First Degree is a class A misdemeanor.*

## One Too Many Deer

On March 2, a subject brought five deer into the Union Gospel Mission and only had four kill permits. Investigation revealed that he had shot one too many deer. Tpr. Adam Turnbo (Salem) issued a citation (as a violation) for **Taking Deer With No Permit** and verbal warnings on Being outside Stipulations on Kill Permit.

## Fish and Wildlife Pilot Profiled in Newspaper

One of our own, Sr. Tpr. Andrew Menlow, pilot, was featured in Cindy Powers' article "On Elk Patrol from the Sky" in [The Bulletin](http://www.bendbulletin.com/apps/pbcs.dll/article?AID=/20080210/NEWS0107/756251255) (Bend's daily newspaper) on February 10. Powers reported, "'Elk and deer aren't really too concerned about an airplane,' he [Menlow] said. Whether it's chasing poachers or helping with a search and rescue mission . . . [he] often covers his patrol area in a plane. When Menlow isn't flying, he's either patrolling in his pickup, enforcing fish and game regulations for OSP, or scheduling more flights. 'The use of a pilot in the airplane is just an invaluable tool for us,' said Oregon State Police Sgt. David Pond." The link to Powers' article and associated photos are at: <http://www.bendbulletin.com/apps/pbcs.dll/article?AID=/20080210/NEWS0107/756251255>.

## Cougars Shot Same Day as Tag Purchased

Sr. Tpr. Larry Johnson (John Day) contacted a taxidermist in the Kimberly area for a records check and discovered that a cougar had been brought in with a tag that was purchased on the same day the cougar was harvested. Johnson also discovered that the animal was shot with an arrow utilizing a mechanical broadhead.

A hunter tried to check in a cougar at ODFW and the biologist noted that the tag and license were purchased at different locations on the same day as the cougar was taken. Sgt. Eric Newman (Ontario) examined the hide and found the cougar was taken with #6 shot. When the hunter returned, Newman discovered that he had taken the cougar without a tag and prohibited method. He was cited for **Taking Cougar Without a Valid Tag**.

## True Bill Obtained in 2006 Sheep Case

Sgt. Randall Hand (Klamath Falls) went to Grand Jury in Lake County on a Bighorn Sheep case. A true bill was obtained for **Theft in the First Degree, Waste of Wildlife, and Taking Bighorn Sheep Closed Season**. This is from a January/February 2006 sheep case that occurred near the town of Paisley. Arrest warrants will be obtained.

## OSP and ODFW Seized Captive Raccoons

On January 28, Sr. Tpr. Martin Maher (Springfield) and ODFW biologist Chris Yee (Springfield) contacted a subject at his residence in Cottage Grove regarding captive raccoons. The suspect had held three raccoons in captivity since May 2007 and did not have a permit. The raccoons were seized and the suspect was issued a citation for **Unlawful Holding of Wildlife (Raccoon) Without a Permit**. The raccoons were transported to the ODFW office in Springfield where they were evaluated prior to being released back into the wild.



Photo Credit: Wikipedia

## Pest Control Business Illegally Handled Nuisance Wildlife

Sr. Tpr. Jeff Allison (Central Point) received information from Rosemary Stussy at ODFW about a local pest control business that was illegally handling nuisance wildlife without a wildlife control operators permit from ODFW. Many local permitted wildlife control operators made the complaints. Allison checked into the complaints. He even called the business, not identifying himself as a Trooper, and asked them if they could handle a nuisance raccoon under his porch. They agreed to do it, saying they handled these types of complaints all the time. Allison later went to the business in uniform and cited the manager for **No Wildlife Control Operators Permit**.

# Wildlife/Hunting

## Non-Resident for Three Years

Sr. Tpr. Kreg Coggins (Enterprise) completed a false application case from the first elk season. He observed a Washington plated vehicle parked at PO Saddle in the Snake River Unit. A check of the registered owner showed he was using an Elgin address on his resident tags and license. The occupants at this address said the suspect had not lived there for over three years. An investigation revealed that the suspect had not lived in Union County since 2005. He was cited for **False Application for Resident Hunting License**.

## Felon Caught with Firearm and Deer after Season

On February 23, Sr. Tpr. Darin Bean (Gilchrist) received a phone call from Klamath Parole and Probation. They were out on a home visit to a client near Beaver Marsh. They noticed blood in the snow outside and were taken to a fresh deer carcass in the bathtub of the residence. The subject stated that he had just picked up a road kill. A short time later, Bean responded to the residence. He noticed no road rash or other signs of bloodshot and trauma. Bean located at least two small caliber bullet wounds behind the ears.

At this time, a friend of the suspect came by the residence to pick up a vehicle he had loaned the suspect. At first, the friend denied any knowledge of the kill, but later admitted to getting a phone call earlier in the week from the suspect. The suspect stated that he was out with a road struck deer and needed a rifle to kill it. The friend brought a .22 rifle down and handed it to the suspect. The parolee and multi-convicted felon shot the deer. After a short conversation, the suspect admitted to possessing the rifle and killing the deer. He was also found to be in possession of fresh elk meat that he stated he had received from a Klamath Indian. He was cited for **Felon in Possession of Firearm, Taking Deer Closed Season, and Illegal Possession of Game Meat**. He was lodged on a Parole Violation by the probation officer.

## Trappers Used Prohibited Methods

On February 7, Sr. Tpr. Lalo Guerra (Tillamook) responded to a trapping complaint in the South County area. After a short search of the USFS roadway, he located a leg hold trap that had beaver flesh displayed only a few feet away. He determined a local trapper owned the trap set. Investigation revealed that the subject had other unlawful trap sets throughout the area where he was using sight bait. Guerra cited the subject for **Trapping Prohibited Method—Sight Bait**.

Tpr. Mark Schoenborn (Portland) received a call about a hawk that had been caught in a foothold trap in the Oregon City area. Investigation revealed that the suspect was illegally trapping with seven foothold traps over a deer carcass. Schoenborn identified the property owner with the help of Clackamas County Tax Assessor records. The trapper was located and cited for **Unlawful Use of Game Mammal as Bait for Trapping and Waste of Wildlife** and warned for No Furbearers License, Use of Improperly Identified Traps, and Use of Sight Bait Within 15 Feet of Leghold Trap. The suspect legally killed the deer and had a validated tag. The red-tailed hawk was taken to the Audubon Society and is making a full recovery.

## Rifle Seized in Illegal Kill/Waste Case

Sr. Tpr. Wayne Merritt (Roseburg) followed up on information received regarding two possible suspects on the illegal kill/waste of two cow elk that occurred in December 2007. When interviewed, one of the suspects thought his gun “might” match the bullet found in one of the cows, but still doesn’t “think” he shot it. His rifle was seized.

## Illegal Species Sold Even When Warned not to Sell

On February 23, Sr. Tpr. Doug Shugart (McMinnville) assisted ODFW staff at an exotic pet show located at the Washington County Fairgrounds in Hillsboro. ODFW staff noticed the subject had Cooter turtles for sale, an illegal species in Oregon. ODFW



Photo Credit: Turtle\_tails.tripod.com

currently lists all eight species of Cooter turtles, along with other specific turtle species, as prohibited in Oregon. ODFW staff told the subject that the turtles were illegal and that they could not be sold. The subject thanked ODFW for the warning and said he would not continue to sell the turtles. After ODFW staff left the subject, he again sold more of the illegal Cooter turtles. ODFW re-contacted the subject who admitted to them that he had sold two more turtles knowing that it was illegal to possess or sell them. Shugart cited the subject for **Unlawful Possession Prohibited Species** and seized the turtles.

## Multiple Wildlife Crimes Resulted in Arrests

On February 18, Sr. Tpr. Don Freichs (Roseburg) arrested a man for multiple wildlife crimes, including allegations he was hunting during a court ordered suspension, and additionally cited another suspect for wildlife-related offenses. The arrest stemmed from a follow-up investigation after troopers served a search warrant on the suspect’s residence on January 20th. As a result of the search warrant, a large number of antlers, two rifles, and other evidence were seized.

The first suspect was lodged on nine Class A misdemeanor counts in the Douglas County Jail on the following charges: **Hunting Elk During Court Ordered Suspension, Hunting Deer During Court Ordered Suspension, Unlawful Taking of 6 x 6 Bull Elk, Unlawful Taking of Blacktail Deer, Aiding in a Game Crime - Taking Blacktail Deer, Aiding in a Game Crime - Fail to Validate Deer Tag, Unlawful Possession of Wildlife Parts—four sets of Spike Elk Antlers, Unlawful Possession of Wildlife Parts—one set of 6 x 6 Bull Elk Antlers, and Unlawful Borrowing Big Game Elk Tag.**

The second suspect was cited and released for: **Unlawful Possession of Wildlife—five-point Bull Elk, Unlawful Exceeding Bag limit of Blacktail Buck Deer, and Aiding in a Game Violation—Taking Spike Blacktail Buck Closed Season.**

# Fish/Angling

## Oversize Caught in Gill Net

Rct. Justin Frazier (Hood River) contacted a boat with tribal fisherman at The Dalles Marina as they returned from checking their gill nets. One sturgeon was 63 inches long. The lead fisherman was cited for **Unlawful Possession of Oversize Sturgeon** and warned for No Sound Producing Device and Inadequate Number of Personal Floatation Devices. The sturgeon was photographed and released unharmed back into the Columbia River.

## Delivery Person Observed Angling in a Closed Area

A local delivery person in Drain contacted Sr. Tpr. Don Frerichs (Roseburg). The delivery driver said he had just delivered a package to a residence in town that borders a creek and observed two fishing poles put out off the back deck angling in the creek, which is a steelhead spawning stream. Frerichs went to an area across from the location and observed and photographed the two poles set out that had been described by the driver. Frerichs made contact with the lone occupant at the residence. The subject admitted to two-poling, but said that he did not know that the stream was closed and that he was only fishing for suckers.



Photo Credit: Wikipedia

## Angler Kept Native — Said He Has Not Caught a Fish All Year and Was Not Harming the Resource

On February 11, Tpr. Ryan Howell (Tillamook) located two anglers who were steelhead fishing on the Little Nestucca River. While contacting these subjects, he saw a burlap bag inside their vehicle that appeared to have a fish in it. After a short conversation one of the subjects admitted that there was a fish inside the bag and that the fish was a native steelhead. A consent search revealed a native steelhead with an adipose fin which was retained and hidden inside the burlap bag. The subject who retained the illegal steelhead said he has not caught a fish all year and felt like he was not harming the resource. The angler was cited for **Unlawful Possession Non-Finclipped Steelhead**.

## Adult Set Bad Example

Sr. Tpr. Phillip Grove (Ontario) contacted a man and two young girls angling on the Owyhee River. The two girls did not have non-resident angling licenses, as required, and both were in possession of brown trout. The adult was cited for the **Unlawful Possession of Brown Trout** and **Aiding in a Wildlife Violation—No Non-Resident Juvenile Angling License**. The adult was also taken into custody for two outstanding misdemeanor warrants.

## Angler Had a Good Time and Lost Track of Count

While checking ice fisherman on Thief Valley Reservoir, Sr. Tpr. James Griffin (La Grande) checked one angler and counted seven trout. The subject said he was having such a good time that he lost track of the number of fish he caught. Griffin cited the subject for **Exceeding the Bag Limit on Game Fish - Trout**.

## Lt. Gifford Followed Troop's Example at Rainie Falls

Lt. David Gifford (Central Point) followed the example set by Sr. Tpr. Brad Bennett (Grants Pass) last week by walking into the Wild Section of the Rogue River to check steelhead anglers at Rainie Falls. four subjects were contacted and one fish was checked. One subject was cited for **No Angling License** resulting in a compliance rate of 75%. Gifford also noted significant stress reduction and noticeable health improvement after the four-mile hike.

## Suspect Tried Not to Fish with Two Poles Very Often

On February 9, Tpr. Ryan Howell and Tpr. Casey Thomas (Tillamook) were working sturgeon anglers on Tillamook Bay. They saw a subject fishing by himself in a boat using two poles. Upon contact with this subject, they learned he was fishing with two poles, but advised he tries not to fish with two poles very often. This subject was cited for **Angling Prohibited Method - Two Poles**. On February 10, this same subject was contacted with another angler as they returned from sturgeon fishing. It was found that they possessed a sturgeon that was shorter than 42 inches. The subjects were both warned for Unlawful Possession of Undersized Sturgeon.

## Angler Check Resulted in Arrest

On February 21, Tpr. Eric Tholberg (Patrol, Portland) stopped a vehicle associated with keeping an undersized sturgeon in the Oregon City area. Tpr. Mark Schoenborn (Portland) arrived to assist. An investigation revealed that the passenger had not validated his 2008 combined angling tag for the 43" sturgeon that was in the trunk. A routine LEDS/NCIC check of the passenger revealed that he was wanted on a misdemeanor charge for DUII out of Marion County. The subject was lodged at the Clackamas County Jail and cited for **Failing to Immediately Validate Combined Angling Tag**.

*During routine hunting checks, troopers often witness criminal acts (i.e. smoking marijuana while fishing) and/or identify parole violators and/or those with outstanding warrants. Thanks for doing a great job.*

# Environment/Habitat

## Juveniles Identified who Mudded in Pasture and Damaged Landowner's Gate

On March 1, Tpr. Lowell Lea (Florence) followed up on a report of people pulling a timber company gate out of the ground. He had a vehicle description provided by the reporting party. Lea located a vehicle matching that description in the high school parking lot. Lea contacted the suspect and parents at their residence. Investigation revealed the suspect had used the vehicle to pull the gate out of the ground. This suspect gave Lea about six names of other individuals present at the party and those who mudded in the pasture behind the gate. All participants are in high school.

Lea contacted Davidson Industry and worked out a plan to have all the involved juveniles contact the owner of the property. The suspects are to report for a work party at the involved piece of property in exchange for the company not pressing trespass and criminal mischief charges. All juveniles and their parents have been contacted and are cooperating.

## Working with the Homeless

On February 12, Sr. Tpr. Lalo Guerra (Tillamook) responded to a dumping complaint on the Wilson River. A local landowner told him that a transient living along the Wilson River was dumping large amounts of trash near the river. Investigation revealed that a homeless subject that had taken up residency along the river was in fact dumping trash and debris near the waterway. Guerra cited the subject for **Offensive Littering**. Guerra is working with the courts to help this homeless subject with the citation and the clean-up of the area.

## Illegal Dam in Essential Habitat Stream

Sr. Tpr. Jeff Thompson (Central Point) received a complaint of an illegal dam that was built in Reeves Creek in Josephine County. It appears that a landowner put some rocks in the creek and then put woody material over the rocks to so the water will flow into his canal. He said he does this each year. This stream is an essential habitat stream for salmonoids, including coho salmon. ODFW and DSL have been contacted and follow-up is continuing by Thompson along with ODFW and DSL.



Photo Credit: File

# General Law



Photo Credit: File

## Angling Check Resulted in Arrest

Sr. Tpr. Don Frerichs (Roseburg) received information that a local subject whose angling license is suspended (until 2014) was going to be angling at a location in South County. Frerichs went to the area and located the subject's brother along with two others. One of those subjects, whose angling license is also suspended, was determined to have a felony warrant out for a drug offense. The subject was taken into custody on the warrant. A glass pipe with suspected methamphetamine (meth) was found in his pocket. The subject was lodged in jail on the warrant.

## Doing Drugs While Fishing

On February 11, Tpr. Ryan Howell (Tillamook) located another vehicle parked along the Little Nestucca River. Howell walked to the riverbank. He watched two subjects steelhead fishing and one of the subjects was also smoking marijuana. Upon contact the one subject smoking marijuana had an angling license and harvest card. The other subject did not have an angling license and was on probation that required him to avoid persons using drugs. One subject was cited for **Unlawful Possession of Marijuana—Less Than 1oz** and the other subject was cited for **No Angling License**. Howell contacted the probation officer of the one subject, for probation violation charges.

## Crime Discovered During Check

Sr. Tpr. Brad Duncan and Sr. Tpr. Chris Hawkins (Baker City) checked two anglers on the Snake River below Hells Canyon Dam. A weapon was observed in their vehicle and both were discovered to be convicted felons. Duncan wrote a search warrant for both residences and a firearm was discovered at each location. Marijuana and meth was also found in one of the residences. One subject was cited for **Felon in Possession of a Firearm** and charges are pending on the second subject for **Felon in Possession of a Firearm, Possession of Less Than One Ounce of Marijuana, and Possession of a Controlled Substance—Methamphetamine**.

## Vehicle Stuck, DUI Arrest

Sr. Tpr. Darin Bean (Gilchrist) came upon a vehicle that had slid off the road and was stuck in the snow. There were a large number of people who were trying to pull the vehicle out of the ditch. They were unsuccessful. A short time later, the driver failed standard field sobriety tests and was taken into custody for DUI. Bean called a tow truck to remove her vehicle. She was cited and released at the Gilchrist Patrol Office. BAC .14%.

## Trooper Harassed

Sr. Tpr. Les Kipper (The Dalles) contacted an intoxicated subject (BAC .17) panhandling at a gas station. Kipper knew the subject was on probation and contacted his probation officer who put a detainer on him. While the subject was in custody, he spit at Kipper, striking him in the face. The subject was arrested, arraigned, and pled guilty to **Harassment**. The judge sentenced him to 60 days in jail for **Harassment** and the probation violation is still pending.

## Hunters Trespassed

At about 6:45 a.m. on February 17, two subjects arrived at a gate on the end of Schroeder Road near Gates. One of the co-owners of the gated property contacted them as they were driving through the gate and informed the suspects that they could not drive into the property. The driver told the co-owner that he had a key to the gate. The co-owner again told them that they could not drive onto the property. The suspects drove on through the gate. The co-owner contacted the State Police's Northern Command Center (NCC) and the information was given to Tpr. Richard Young (Salem). Young located the suspects unlawfully hunting on the property and they were cited for **Hunting on the Enclosed Lands of Another**.

## Truck Purposely Driven into River

On February 2, Sr. Tpr. Martin Maher (Springfield) and Sr. Tpr. Marshall Maher (Oakridge) responded to the Coast Fork Willamette River at the Cloverdale Road Bridge to investigate a report of a vehicle in the water. When the troopers arrived, they found a 1994 Mazda 4 x 4 pickup stuck in the river under the bridge. It was determined that the driver had purposely driven the vehicle into the river in an attempt to turn around. The vehicle then slipped into the swift current and was swept downstream where it became stuck under the bridge. The vehicle was eventually removed from the stream and the driver was issued a citation for **Dangerous Operation of an All Terrain Vehicle**. There was no release of engine oil or gasoline into the river.

## ATVs Trespassed

Sr. Tpr. Patrick McNeilly (retired) was working the JACTMA road closure. He happened by the gate to the Old Elk Creek Road. The gate is closed for the winter and the area is closed to motor vehicles. The steel gate had been torn out by a vehicle. Unknown suspects had apparently hooked a chain to the gate and pulled it with a vehicle. The gate post was broken and the gate was bent. McNeilly was following up on the case and heard motorcycles in the closed area. Tpr. Jim Collom (Central Point) responded to assist. McNeilly and Collom found four motorcyclists riding in the closure. They were all cited for **Operating ATVs in Violation of Posted Restrictions**. The motorcyclists did not appear to be involved in damaging the gate.

# General Law

## Meth Arrest

Sr. Tpr. Darin Bean (Gilchrist) was patrolling near La Pine State Park when he stopped a vehicle for running a stop sign at a high rate of speed. The story that the driver and passenger gave did not make sense. Neither the driver nor passenger had any ID with them. The driver was taken into custody when his driver's status came back criminally revoked for Habitual Offender. A cursory search for weapons or ID resulted in locating a portable digital scale. The passenger refused a consent search of his person. A narcotics canine from Deschutes County was called in. The dog alerted on the vehicle and several articles inside. Bean found the driver and passenger to be in possession of meth and lodged both in the Deschutes County Jail.

## Vehicle Pursuit, Meth Arrest

Tpr. Travis Ring (Arlington) observed a vehicle driving east along the access road north of I-84 at the Highway 74 junction. Ring drove to the access road and stopped his truck and waited as the car approached him. The operator slowed down and rolled down his window as he reached Ring's vehicle. Ring stepped out of his vehicle and started talking to the adult male operator and sole occupant. As he was telling Ring that he was looking for his friend he was supposed to meet and go fishing with, Ring observed a meth pipe in the seat between his legs. After obtaining identification, Ring then asked for the pipe. As Ring was attempting to take him into custody, the suspect started the car and took off, ignoring Ring's commands to stop.

Ring initiated a pursuit, which did not go far before the driver stopped again and gave up. With assistance from Gilliam County Sheriff's Office Deputy Labenske and Sgt. Studebaker, they took the driver into custody without incident. A consent search of the vehicle revealed a meth kit and four more meth pipes. The driver was on post prison supervision for manufacturing and distribution of dangerous drugs. He was arrested for **Possession of a Controlled Substance—Methamphetamine** and **Attempt to Elude—Felony**.



Photo Credit: Wikipedia

## Suspect Chased School Bus, Arrested on Several Counts

A school bus with two children, a 12-year-old girl and 13-year-old boy, en route to their homes, was southbound on Highway 395 near milepost 92 when the suspect passed the bus northbound. The suspect caused his vehicle to skid to a stop, turned around, and chased the bus uphill, where he passed the bus. The car came to an abrupt stop sideways in the southbound lane, forcing the school bus driver to stop. The man jumped out of his car and yelled at the bus driver. He said he was placing her under arrest because one of the lights on the bus was burned out. Afraid for the children's safety as well as her own, the bus driver backed down the icy highway to get away. She was able to turn the bus around and drive back to Long Creek with the suspect following the bus. Upon entering town, she called 9-1-1, but lost sight of the suspect. Tpr. Marvin Ritter (John Day) and a Grant County Sheriff's deputy responded to the area and located the suspect's car at his residence. Upon contact with the suspect, he became uncooperative and was taken into custody following a brief struggle.

He was lodged in Grant County Jail on the following charges:

- Coercion (3 counts)
- Menacing (3 counts)
- Recklessly Endangering Another Person (3 counts)
- DUII
- Reckless Driving

## High-Speed Pursuit with Children

Tpr. Sean Carothers (Fossil/Condon) was traveling north on Highway 19, with Gilliam County Sheriff Bettencourt in his vehicle, when they saw a vehicle pull onto Highway 19 from Wolf Hollow Road without coming to a stop. Carothers turned around to stop the vehicle, but it pulled into a residence before he could catch up. Carothers and Bettencourt waited down the highway. After a few moments, they saw the vehicle pull back on the highway at a high rate of speed, without stopping before entering the highway again. They caught up to the vehicle as it started back down Wolf Hollow Road. They followed the vehicle (a muddy mess after recent snowfall) at over 50 miles per hour, while the car was on the far left side, around blind corners. At the bottom of Wolf Hollow Road, they attempted to stop the vehicle, but the driver refused to stop. A pursuit ensued. The vehicle pulled into a local ranch and drove about a mile down a driveway before stopping in front of a residence. Carothers and Bettencourt initiated a high risk traffic stop and the driver was taken into custody without incident. Also in the car were the driver's grandmother (holding a six-month-old infant), his girlfriend, and an eleven-year-old child. The driver did not have any identification and gave a false name. Carothers finally identified the subject by a Washington identification card.

The driver was lodged on the following charges:

- Attempt to Elude—Felony
- Reckless Endangering (2 Counts)
- Fail to Carry and Present Operators License
- Providing False Information to a Police Officer

# Dispositions

## Repeat Offender Received Lifetime Suspension

During the 2007 deer season, the Mid-Coast Team worked several illegal deer kills in the Newberg area. Sr. Tpr. Lloyd Carver (retired, McMinnville) was able to identify the subject as a long-time deer poacher who lived in Newberg. This subject is known by all members of the team and has been cited several times in Tillamook and Yamhill Counties.

This subject was arrested during a nighttime deer Wildlife Enforcement Decoy operation and lodged in the Yamhill County Jail. The subject pled guilty to **Waste of Wildlife, Hunting With Artificial Light, and Wildlife Violation—Unlawful Taking of Deer.**

The subject received the following sentence:

- Lifetime hunting license suspension,
- 7 months jail time,
- 36 months probation,
- \$800.00 to ODFW, and
- \$584.00 fines and assessments.



Photo Credit: File

## Sardine Plant Pled Guilty to Failure to Weigh

Sr. Tpr. Trygve Klepp (Astoria) received a court disposition from the Clatsop County District Attorney's office regarding a commercial fish plant in Astoria who was cited for **Failure to Weigh Sardines Using a Certified Scale.**

The plant pled guilty and was fined \$1,067.00.

## Guilty to Taking Deer Without Tags, Exceeding Bag Limit, and Waste

Tpr. Sean Carothers (Fossil/Condon) investigated a complaint of several deer carcasses dumped and some meat had gone to waste. During his investigation, he learned that one of the subjects had taken a buck without a tag and another had exceeded the bag limit in addition to the waste.

Both subjects pleaded guilty to a misdemeanor and were fined \$1,016.00 each with a total of \$1,600.00 in restitution to ODFW. One subject's hunting license was suspended for one year and the other subject's was suspended for two years. Both subjects were placed on one-year bench probation.

## Taking of Deer in City Limits Follow-Up Hunters Fined, Given Community Service Licenses Suspended

Sr. Tpr. Brad VanProoyen (Gold Beach) recently received dispositions from a case he made in October 2007 involving the taking of a deer in city limits during prohibited hours.

The first suspect was

- Charged with Unlawful Hunting within City Limits and Prohibited hours,
- Fined \$750.00,
- Restitution to ODFW \$800.00,
- Forfeited rifle involved,
- Suspended hunting license 24 months, and
- 40 hours community service at 8 hours per month starting 04/01/2008.

The second suspect was

- Charged with Aiding in Game Violation,
- Fined \$400.00, and
- Suspended hunting license 24 months.



# Dispositions

## Man Pled Guilty to Taking Deer Closed Season

In 2006, Tpr. Luke Schwartz (St. Helens) and then Rct. Mark Schoenborn (Portland) responded to a report of a three-point buck being shot on private property a day after the Western Deer rifle season had ended.

The officers contacted the landowner and a witness who indicated that a man driving a green van had apparently shot the deer from the nearby county road over the landowner's fence. The landowner and witness showed Schwartz and Schoenborn where the buck was laying out in the middle of the landowner's field. While they were looking at the poached deer, the suspect vehicle drove by.

The vehicle was eventually stopped and investigation revealed the driver had shot the deer from the roadway during closed season. This spurred a conversation about past unlawful hunting activity and further investigation revealed the driver had shot a deer for his wife and had exceeded the bag limit on buck deer the year before. Deer parts and the hunting rifle were seized from the driver's residence. The driver was cited for **Taking Deer Closed Season, Exceeding the Annual Limit of Buck Deer, Hunting on the Enclosed Land of Another, and Borrowing a Big Game Tag.**

On February 21, 2008, the man pled guilty in the Columbia County Circuit Court to the **Unlawful Taking of Buck Deer Closed Season and Exceeding the Annual Limit of Buck Deer.**

The man was sentenced to:

- 30 days in jail,
- \$2,400.00 restitution to ODFW,
- \$502.00 fines,
- 4-year hunting license suspension, and
- Forfeiture of the hunting rifle and all items seized.

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## Hunter Non-Resident for 14 Years Pled Guilty, Paid Large Fines

Tpr. Sean Carothers (Fossil/Condon) learned that a landowner in Wheeler County that lives in California had been applying for resident licenses and tags for the past **14 years.**

He was able to contact the landowner in and charged him with two counts of **False Application for Resident Licenses and Tags.** The subject pled guilty and was sentenced to pay \$647.00 in fines and \$6,693.00 in restitution to ODFW. The subject paid \$7,340.00 in full.

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## Father Pled Guilty, Son's Charges Dismissed

Tpr. Travis Ring (Arlington) observed a deer and an elk hanging at a residence in Arlington.

During his investigation, he determined two suspects had loaned and borrowed tags for the animals. They reached a plea agreement with the Gilliam County District Attorney.

The father pled guilty to one misdemeanor of **Borrowing a Big Game Tag** and was fined \$1,010.15, with \$800.00 going to ODFW for restitution. He also received a one-year hunting license suspension and had to forfeit both the deer and elk. The District Attorney dismissed the charge against the son pursuant to the plea negotiation.



Photo Credit: Wikipedia

# Interagency Cooperation/Public Relations

## Sportsmen's Show a Success

This year, the Fish and Wildlife Division made an effort to make a good showing at the 2008 Sportsmen's Show held across Oregon. The Division built a wall, which we nicknamed "The Wall of Shame," which held several mounts of illegally poached animals. The Division wanted to demonstrate the work our enforcement officers do to protect Oregon's wildlife. The Division received numerous positive comments in regards to our booth and the display.

The Division also used this opportunity to recruit potential applicants to hire as Fish and Wildlife Enforcement Officers. Numerous job applications were passed out and we expect to hire some of these potential applicants. Thanks to all those officers who worked the shows.



Photo Credit: File

## Price Took ODFW on Telemetry Flight

Sr. Tpr. DeWayne Price (Central Point) has been busy getting used to his new airplane flying around Southwest Oregon as weather permits.

He took Vince Oredson from ODFW (Central Point) on a long needed deer telemetry flight. They located all but one of their radio-collared deer in the Williams area.

## Gifford Assisted Jackson County

Lt. David Gifford (Central Point) responded to a call for assistance from the Jackson County Sheriff's Office for a case in Eagle Point. The sheriff's office was investigating an assault and had the suspect in custody. The fresh front quarters and backstraps of a small deer were located in the freezer at the residence. There was also a small set of 2 x 3 deer antlers at the residence reportedly from another animal. The meat and antlers were seized and the suspect was cited for **Unlawfully Taking Deer Closed Season.**

## OSP Assisted Florence PD in Robbery

On February 19, Tpr. Lowell Lea (Florence) assisted Florence PD with a robbery that occurred as he was coming on duty (Florence PD only had one unit on). Lea was first on scene and provided security until additional units arrived. Three employees were confronted by a man with a gun. The employees were bound at ankles and wrists with duct tape while the business was robbed.

## Annual Coordination Meeting Discussed Proposal

Sgt. Randall Hand and Sr. Tpr. Paul Randall (Klamath Falls) met with ODFW and Water Resources for the annual coordination meeting. The meeting centered largely on the settlement proposal. This is a proposal put forth by many diverse agencies and interests including farmers, four tribes, resource agencies (from California and Oregon), and other special interest groups. The proposed settlement is a proposal on how water will be managed in the Klamath Basin in the future.

## Search and Rescue Effort Unsuccessful But Hopeful

On the weekend of February 16 & 17, Sr. Tpr. Doug Canfield (Newport) assisted the Lincoln County Sheriff's Office search and rescue on the Alsea River with a missing person. The missing person's vehicle was located. Foot tracks led down to the river and a disturbed area was discovered that appeared to be made by someone sliding down the embankment. Canfield drifted the Alsea in the search area on Saturday. Tpr. James Halsey (Albany) shuttled the Albany jet boat to the area on Saturday night. Canfield used the jet boat to further search the river on Sunday. So far, the person has not been located.

# Public Relations



Photo Credit: File

## Presentation to Kindergarten Class for "E" Week

On February 29, Sr. Tpr. Marshall Maher (Oakridge) visited Oakridge Elementary School's kindergarten class. Each week, the students learn a new letter in the alphabet and this week's letter was "E." Maher was invited to bring the elk decoy and gave a short presentation on elk in the Oakridge area and how the State Police use the decoy in enforcing elk hunting regulations. There were about 20 children in attendance, including Maher's daughter, Madeline.

## Hunters Safety Field Day Successful

Sr. Tpr. Richard Carter and Sr. Tpr. Tim Gallaher (Pendleton) participated in a hunter safety field day near Milton-Freewater. Approximately 25 students attended and passed the four-station exercises. Testing included firearm safety, rifle shooting, shotgun shooting, and hunting scenarios.

## Troopers Talked at OHA Meeting

On February 19, Sr. Tpr. Kyle Elmenhurst and Sr. Tpr. Chris Ashenfelter (Springfield) gave a public talk at the local OHA chapter meeting. During the talk, a brief overview into the functions of the Fish and Wildlife Division were discussed. Questions were fielded from the group pertaining to general hunting issues.

## Salisbury Invited to Speak About Crime Prevention

On February 10, Sr. Tpr. Scott Salisbury (Florence) gave a public talk to Indian Creek residents about crime prevention, etc. About 30 people who live in area were there and Salisbury answered many questions. The residents will be working on prevention and being good witnesses for law enforcement. Salisbury was called and asked to speak because he knew many of the residents from game cases and they appreciated him (even given the fact he has cited several of them for game cases over the years).

## Troopers Attended Guide Meeting

On February 2, Tpr. Marc Boyd and Sr. Tpr. Kyle Elmenhurst (Springfield) attended the McKenzie River Guide's Meeting.

## Hunters Education Classes Well Received

Sr. Tprs. Bennett and Marchand (Grants Pass) instructed at a hunter safety class with 50 students. It was, of course, well received.

Rct. Justin Frazier (Hood River), Tpr. Travis Ring (Arlington), and Sr. Tpr. Craig Gunderson (The Dalles) gave a talk at a hunters education class in The Dalles. A total of 23 youths attended and the talk was well received.

## Derby Canceled, Kids' Day Eventful

The annual two-day Umpqua Steelhead Derby was canceled due to high water on the whole system. Kids' Days did happen on Cooper Creek Reservoir. Those that participated included 22 guides, along with 54 fifth-grade students from a local elementary school. ODFW stocked the area with trout prior to the event. Several 8- to 12-inch and about six or seven 5- to 7-pound trout were caught by the kids. Sgt. Dean Perske (Roseburg), who is on the Derby Committee, organized the event.

# Oregon State Police Fish and Wildlife Division

*Assuring compliance with the laws which protect and enhance the long-term health and equitable utilization of Oregon's fish, wildlife, and habitat resources.*



**Interested in becoming an Oregon State Police Fish and Wildlife Officer?**

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**Questions? Please call or e-mail our recruiters:**

Salem: Trooper Ken Terry, (503) 378-4421, [kenneth.terry@state.or.us](mailto:kenneth.terry@state.or.us)

Salem: Sr. Trooper Peggy Bishop, (503) 269-4379, [peggy.bishop@state.or.us](mailto:peggy.bishop@state.or.us)

Roseburg: Sr. Trooper Dave Randall, (541) 440-3334 ext. 4190, [dave.randall@state.or.us](mailto:dave.randall@state.or.us)