

4-04-2013

RE: SB 838

Dear Senator,

The State does not have the authority to ban or curtail mining on Federal Lands open to mineral entry. It is a large leap for the State of Oregon to usurp the Supremacy Clause of the United States. In the Granite Rock vs The California Costal Commission and the Perez vs. Campbell the intent was very clear the State couldn't pass laws that conflict with intent of Congress.

The premise of SB 838 is based on flawed information and bad scientific tests. There has been scientific tests after tests finding no environmental impacts at all. Even fish Biologists concur that dredging is only beneficial to both trout and salmon fry.

There are a lot of miners out there that are hoping that the Legislature will pass SB 838 and SB 401 to start a takings litigation against the State of Oregon, which Oregon can ill afford. Each claim will be tested for values and the price of each claim will be the combined value of the gold on each and every claim that is affected by these bills will be tested. I have not the foggiest idea how big the final "Takings" bill would be to the State but it would be in the Billions of dollars.

Respectfully Yours,

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