

Branching Out

WINTER 2000

THE TREES FOUNDATION
a resource center

affiliate newsletter

The Watering Hole: *From the Trees Collective*

In 1999, this community saw some amazing achievements. The strength, cooperation and shared vision of the environmental community make these accomplishments happen. For success to grow, however, we must expand our community of activism.

As the 20th Century closed, we saw some bright points for conservation in our region. They include protection for Gilham Butte, the ancient tree Luna and three additional groves in Sanctuary Forest. Tens of thousands of activists descended on Seattle to protest the World Trade Organization, and halted the WTO in its tracks. Coho salmon was listed as an endangered species, joining the world's inhabitants whose needs must come before our own wants, and dependent on us to bring them back to natural abundance.

We put a lot of personal needs on the back burner as we work to stem the tide of destruction overtaking the natural world, but we can't solve the problems we face just by fighting the bad. We must also present an alternative to the patterns of behavior that got humanity to this point. Take some time this year to appreciate the human beings that make our efforts successful. Give each other hugs. Recognize that each of us in our own way have contributed to our successes. As we move into the new millennium, we have an incredible opportunity to reach our goals, to save the world by changing ourselves. Together we can, and do, make a tremendous difference.

Affiliate Spotlight

Environmentally Sound Promotions

The mission of Environmentally Sound Promotions (ESP) is to use media, music and the arts to raise consciousness about our own connection to the earth and the peril the planet is facing. Located in the heart of the redwoods on California's North Coast, ESP was established by activist and musician Darryl Cherney, who also co-founded the Headwaters Forest Campaign. ESP provides public relations

services, promotes large-scale rallies and concerts, and produces educational, morale-boosting environmental music recordings, documentaries and publications.

MEDIA HOUNDS FOR THE FOREST

ESP regularly issues press releases on the Headwaters Forest/Maxxam issue. News coverage can change the dynamic of an issue, often force eco-villains into making revealing comments and mistakes, and increase the morale of volunteers and underpaid, hard-working activists. ESP's releases, sent to more than 200 media outlets, are often ground-breaking in the subject material they cover. We broke stories on pepper spraying of activists, Julia Butterfly's now-famous tree sit, and the death of forest activist David "Gypsy" Chain. Additionally, ESP broke stories on huge tax-breaks given to Maxxam, potential illegal subdividing of the entire Pacific Lumber holdings and collusion to violate civil rights in Texas between law enforcement and Maxxam when hundreds of steelworkers



Photo: Kim Sallaway

Affiliate Spotlight

ESP— CONTINUED FROM PAGE 1

and environmentalists showed up (with stock) at the annual Maxxam shareholders meeting.

WORKING WITH THE STEELWORKERS

An amazing alliance was recently formed when striking United Steelworkers of America (USWA) from Maxxam-owned Kaiser Aluminum contacted the ESP office through our website, www.jailhurwitz.com. Among the many labor issues, Kaiser employees nationwide are fighting in part to keep their pension fund from being raided as was the Pacific Lumber pension by Maxxam in 1985. Darryl Cherney initiated and catalyzed this exciting new component of the Headwaters Campaign when he traveled to union halls in Washington, Louisiana and Ohio to forge what is now a long-lasting alliance between the Steelworkers and environmentalists. The two have found common ground, are lending each other support and sharing information regarding Maxxam.

ESP has worked with the Steelworkers on multiple rallies, press conferences, forums, and letter-writing and petition-gathering campaigns. Letters and petitions have been directed to the Office of Thrift Supervision, the IRS and Pacific Lumber workers, highlighting the need to bring Maxxam and Hurwitz to justice for jeopardizing pension funds, as well as issues surrounding worker's livelihoods, a Texas savings and loan, and the environment.

In November of 1998, Environmentally Sound Promotions and the USWA jointly coordinated a series of daytime rallies and an evening forum to introduce the Steelworkers to Humboldt County. In February 1999, Environmentally Sound Promotions and the United Steelworkers of America organized two rallies and two roadshows in Houston, Texas where Maxxam maintains its headquarters. On April 11, 1999, ESP helped Steelworkers and environmentalists organize a forum in Fortuna, California where participants could discuss the possibilities of a sustainable future for Humboldt County timber workers.

In May 1999 we worked for three weeks with the USWA in organizing and publicizing five events in Houston which included the attendance of 200 Steelworkers and other union activists, and 100 various environmentalists. Events included a candlelight vigil, a day-

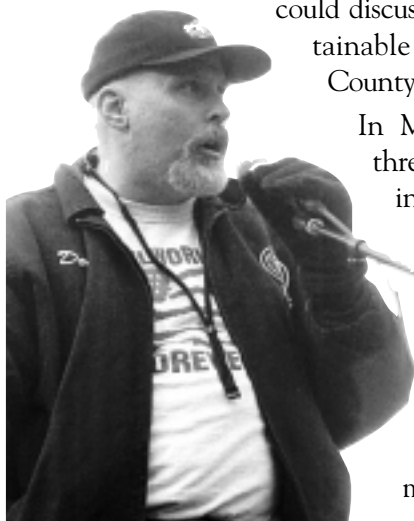


Photo Kim Sallaway

time strategy meeting, a march to Maxxam Headquarters, an evening forum with famed environmentalist David Brower and AFL-CIO leaders, and the attendance at the Maxxam annual shareholders meeting near Huntsville, Texas. In late September-early October Darryl Cherney spent eight days with the United Steelworkers in Newark, Ohio to commemorate the anniversary of the strike against Maxxam and also to assist a steelworker in saving an ancient oak tree on his own property from being condemned (The tree was saved!).

WORKING ON THE LUNA TREE SIT

As an example of ESP's ability to act quickly and effectively, consider its performance surrounding Julia Butterfly's two year tree sit in Luna, the giant redwood. ESP organized all of the



1998 MARCH TO LUNA. Photo Scott LaMorte

four rallies for Luna. ESP wrote the first six press releases breaking Julia's marathon action into the national news. ESP brought Woody Harrelson, Mickey Hart, Joan Baez and Bonnie Raitt to Luna to visit Julia in her tree. Most importantly, ESP worked with the steelworkers and engineered a dynamic phone call campaign, reminding Maxxam of their legal liability for Julia's safety. At ESP's behest, Steelworker John Goodman made the call that was directly responsible for re-instating the negotiations that led to the protection of Luna. ESP conceived of and arranged a phone meeting between Senator Diane Feinstein and Julia Butterfly Hill which resulted in the Senator promising she would put pressure on Charles Hurwitz of Maxxam to save Luna. Folksinger Joan Baez later phoned Senator Feinstein, asking her to turn up the heat even more. That pressure resulted in Luna being saved and Julia Butterfly being able to return to the ground safely after her two year vigil.

Folklore, History, and Perspective

THE Gienger REPORT... DIGGIN' IN

BY RICHARD GIENGER



In the last "Diggin' In" column I stated that, "It basically boils down to everyone struggling like crazy to get the Governor, the Legislature, and others to actually come up with a far-sighted plan with the essential details that will actually give broad-based support and participation in the protection and recovery of fisheries and watersheds." Here's what's happened since then.

For all the mounting evidence and pressure to "do the right thing," progress has been symbolic rather than real. The Board of Forestry has been unable to enact the basic measures called for in a wide range of studies and reports to provide for adequate protection and recovery of salmon and steelhead. Some new rules did go into effect on January 1, 2000, that started to change inadequate rules concerning cumulative impacts, information, and the review process – but the major changes that must be made have not been made.

The Legislature did pass, and the Governor did sign, a bill (Senator Byron Sher's SB 621) that finally responded to the need for civil penalties for violations of the Forest Practice Rules. Industry lobbyists forced last minute compromises, including a \$10,000 penalty cap, before the industry would go "neutral" on the bill, allowing all the "centrists" to vote and sign-on to its passage. Sher's bill requiring Board of Forestry action to adequately prevent increased landsliding; Assemblyman Fred Keeley's two bills which include provisions to equalize the public trust agencies' authority, provide standards for watershed assessments, and require fees for Timber Harvest Plans; and Senator Wes Chesbro's bill which would

hopefully provide a good process and standards for restoration funding and action – all are currently languishing or threatened with demise or vicious amendments.

The struggle, through the Palco/Maxxam Habitat Conservation Plan process in Freshwater Creek, to get adequate watershed assessments with landowner, resident and public participation con-



RON GLICK AT THE LUNA RALLY, 1999

Photo: Kim Sallaway

tinues. A peer review panel's critique of Palco/Maxxams' first draft supported public comment. Palco/Maxxam now must redo the Freshwater Watershed Assessment, based on, among other reasons, the fact that the first version failed in almost all the modules to provide information which would actually be of use to prescribe adequate measures on-the-ground in the THP process to protect and recover fisheries and other crucial values, such as downstream properties and lives.

A recent series of events led to an Emergency Rules Petition Hearing at the Board of Forestry on January 12, 2000, attended by hundreds of frustrated and articulate people. The

Emergency Petition was submitted to the Board on December 20th by an initial five petitioners: Sue Moloney, Cynthia Elkins, Paul Mason, Traci Thiele, and Yours Truly. Drafts of actually proposed emergency rule language and actions were sent to the Board by January 7th with significant input by Kevin Bundy. A summary of the lead-up events follows.

Throughout the latter half of 1999, Sue Moloney, Ron Glick, and others labored mightily to pressure Governor Gray Davis to honor his campaign promise to prevent the cutting of old-growth trees. Petitions with thousands of signatures were submitted to the Governor's office. Key petition supporters, included Oakland Mayor Jerry Brown, Forests Forever, Earth Island Institute, and Native Forest Council. The Governor was not responding.

Early in the morning of the 14th of December, a landowner (in cooperation with PG&E) at Kimtu, across the Eel River from the Garberville Airport, started to cut, under a "Right-of-Way



SUE MALONEY AT THE BOARD OF FORESTRY, 1999.

Photo: Kim Sallaway

Exemption," old-growth trees which were potential Marbled Murrelet habitat AND provided the temperature-impaired South Fork with its only significant shade for miles. Cumulative effect: a tree sitter occupied the area; DFG, NMFS and the public were able to get CDF to have the sheriff stop oper-

Julia Butterfly Comes Down

BY JULIA BUTTERFLY HILL

I think back now to my beginning of living with Luna, and I am overcome with waves of emotion. I climbed into Her branches knowing only that beautiful forests were being turned into clear-cuts and mudslides, and that was horribly wrong. Over time living the unique perspective, both literally and figuratively, my level of consciousness and awareness of the forests and the world began to grow. With this growth, I began to transform. I had to go through some of the hardest experiences of my life, emotionally, mentally, physically, and spiritually; but the result of being broken on all levels was the opportunity to be rebuilt by the guidance of the Creator into a vessel for the greater good. Letting go of attachments is an everyday lesson; letting go of attachments to self, probably the hardest of all. It is only in the letting go that we can soar into our highest being. I have learned that my highest self is encompassed in selfless, unconditional Love. Loving all of Life because Love and Life are one and the same. The power of Love is a tremendous force. Love in action transforms our world – it is the power of the ripple effect – it is the water wearing away at the stone.

When I first climbed into Luna, I had no idea what was coming; I only knew that I felt deeply guided to be doing something for the forests. After being in Luna for a while, I realized that I must give my word that I would not allow my feet to touch the ground again until I had done everything in my power to protect Luna and make the world aware. Many times in the two years of living in Luna, I felt completely worn out, or that I had done all I could. However, every time I prayed about coming down, the answer was always, “Julia, this a good time but not the RIGHT time.” So, day by day and prayer by prayer, I continued to give all



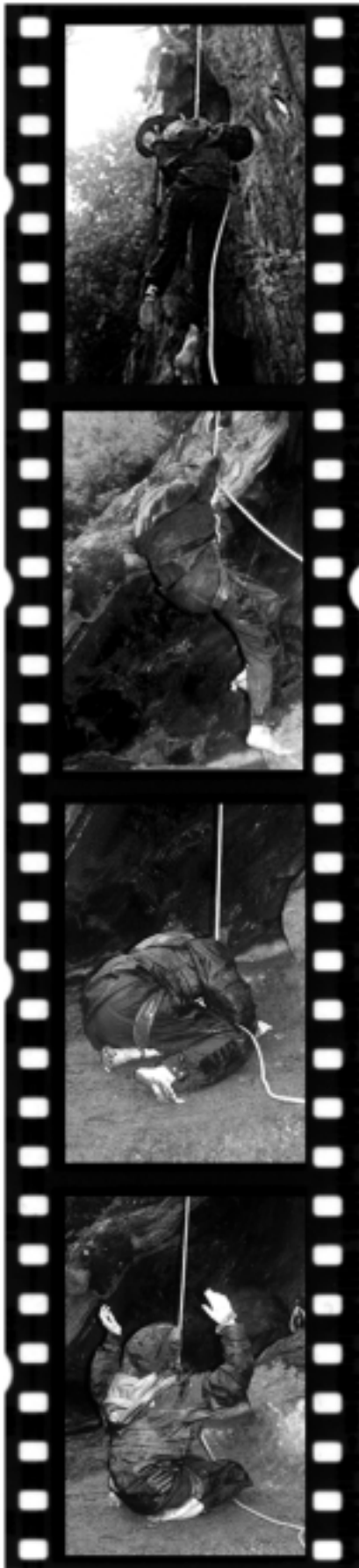
JULIA AND FATHER, DALE HILL Photo courtesy Dale Hill

that I could knowing that the Universe would give me the clarity and strength I needed to continue. Finally, after well over a year since touching the ground, a light began to shine on the hope of protecting Luna and the surrounding grove. The power of committed Love in action was wearing away at the stone hearts of Pacific Lumber/Maxxam Corporation, and talks eventually led to negotiations. It was a long and oftentimes overwhelming process, but finally an agreement was found. Now Luna will be able to live, and some day die, by nature's laws instead of man's, standing free as a beacon of hope and truth to the world and protected by a 200 foot buffer grove of Her family surrounding Her.

There is still much work to be done in our world. Until the forests and this planet that gives us life are free from the destruction of greed, until sustainability is more than just a word but a way of life, until all beings

are treated with the Love and respect that all Life deserves, we must continue standing strong—each of us in our own way—beacons of hope and truth to the world. May we manifest Love and respect in all that we do and say, and through our actions, may we be the ripples joining others that will transform our world by guiding ourselves and others back to the sacred space of the heart.

In service of Life in Love,
Julia Butterfly Hill 🌿



Photography Dale Hill



Photo Dale Hill



Photo Dale Hill

Sharing Information

THE LUNA PRESERVATION AGREEMENT

AND THE COVENANT TO RESTRICT USE OF PROPERTY

BY HERB SCHWARTZ

JULIA BUTTERFLY HILL, having lived near the top of an old growth redwood tree known as “Luna” above Stafford, California, for slightly more than two years, entered into “The Luna Preservation Agreement” on December 15, 1999. This agreement, between herself and Pacific Lumber Company, Scotia Pacific Company, LLC, and Salmon Creek Corporation, (PALCO) said: “In order to preserve Luna, PALCO and Julia agree that PALCO shall enter into a “Covenant to Restrict Use of Property with Sanctuary Forest, a third party land trust.” Both of these agreements were then recorded on December 17, 1999, in the Humboldt County Recorder’s office.

The operative provisions of this “Covenant to Restrict Use of Property” are as follows:

1. The purpose is to “preserve and maintain the ecological value of the Luna Property.”
2. “Luna shall remain undisturbed on the Luna Property (about 2.9 acres) in perpetuity and under no circumstances, living or dead, shall Luna ever be removed from the Luna Property.”
3. PALCO will remove “already downed merchantable timber and otherwise complete the existing timber harvest plan....subject to a written Ecosystem Protection Plan” which protects Luna, the soil, and the ecosystem from damage.
4. Sanctuary Forest will inspect the property for compliance with the terms of the agreement and Julia has a “reasonable right of entry to the Luna Property.”
5. The agreement runs with the land, i.e. it is a restriction on its use in perpetuity.
6. In the event there is a dispute about any event which compromises “the purpose or intent” of the agreement, it is resolved by a mediation, and if necessary, an arbitration process.

Recall that a conservation easement is an interest held by someone in land of

someone else’s, limiting the use of that other person’s land for conservation purposes. A covenant to restrict use of property is a concept that is larger than a conservation easement because this form of agreement can restrict use of property for non-conservation purposes. But when the term “Covenant to Restrict Use of Property” is linked up to the operative terms of this agreement it is essentially equivalent to a “conservation easement.”

Why is it equivalent to a conservation easement? The agreement is easy to understand. Simplicity and power are characteristics of a carefully planned and executed conservation easement. The use of the land is restricted to conservation purposes. The burden of enforcing the restriction is held by Sanctuary Forest, a non-profit corporation qualified by the Internal Revenue Service to entitle creators of conservation easement to tax benefits. (In this case, since PALCO was paid \$50,000 for the permanent restriction on the use of their land, the creation of the covenant would not entitle PALCO to a charitable income tax deduction.)

The concept of the “Covenant to Restrict Use of Property” has a broader reach in this context than a conservation



JULIA’S LAST DAYS IN LUNA. Photo: Dale Hill

easement. What is a covenant? The term “covenant” itself comes from “Middle English”, i.e., the English found in written manuscripts between the 1100’s and the 1400’s. It’s simplest explanation is that it means “promise.” Used in a legal document, it means an agreement affecting real estate. Used in the context of the international attention that focused on Julia’s love for the environment expressed in her preservation of this tree, the term reaches back to the biblical use of the term “covenant.” This covenant embodies Julia’s covenant, her promise of love and understanding for the global eco-importance of saving an old growth redwood tree we now know as “Luna.” It is a vision, even broader than a conservation easement, and at the same time a specific example of what it means to protect something in perpetuity for a conservation purpose.

Julia’s two year treesit manifested a vision of love and understanding for the equivalency of our own human lives with the life of our soil, our trees, our forests, our planet, in the faith that her effort will help protect us all, in perpetuity. An event worthy of the love and affection enshrined in the legal documents designed to protect Luna forever. 🌍

Following World Trade Organization...

BAR-CODE WORLD OR QUILT WORLD?

WITH THE COLLAPSE OF THE WTO TALKS,
HUMANITY GAINS MORE TIME TO MAKE THE CHOICE

BY SETH ZUCKERMAN

With the collapse of trade talks here, humanity has taken a step back from creating a world ruled by common standards. Advocates of free trade herald such standards as essential to the conduct of modern business, especially in this era of high technology and interconnected culture and commerce.

But there is more than one way to hitch economies and civilizations together. One of them is the homogenizing style touted by economists and free-traders. I'll call that Bar-Code World, in which uniformity is one of the founding principles. The other one I'll call Quilt World, a universe where diversity is celebrated, not eradicated.

The WTO is related to this fork in the road because the trade group has been used so far as an instrument of homogenization. For example, if Malaysia's turtle-ensnaring fishing methods catch tasty shrimp, then everyone in the world gets to eat them, whether they care about sea turtles or not.

Leave aside for the moment the arguments about the lack of public process or accountability in the decisions of the world trade body. Those are essential objections, but the problem with Bar-Code World goes deeper than that.

If we hand over to any group — even a democratic one — the power to set sweeping standards for the entire world, we allow decisions to be made on an unprecedented scale. Yet the outcome of human decisions in the last few decades gives us little reason to be confident that our initial choices will be the right ones. By enforcing one slate of choices across the planet, humanity sets itself up to make mistakes on a scale previously unknown.

Opting for Quilt World provides our species with something that should appeal to trade economists: the same

risk-spreading benefits as a diversified investment portfolio.

So far, this argument is just a particular statement of the “precautionary principle” — the notion that a new product or technology should be shown to be safe before it is widely employed, instead of being proven hazardous before it is banned. But there's another reason to distrust the standardizing edicts of Bar-Code World.

This planet is a detailed mosaic of cultures, climates, ecosystems, and political regimes. On-the-ground reality is intricately site-specific — to the point where a trade body half a world away could never frame uniform policies that took wise account of its particulars.

To think that the WTO can devise a single system that will suit the needs of Arabian nomads, urban Europeans, and Mexican campesinos is sheer arrogance. The policies that protect endangered species and their habitats in the Pacific Northwest and those that promote appropriate development in Ecuadoran jungles can only work if they are tailored to the case at hand.

Indeed, it is unlikely that the WTO would even attempt to account for the diverse needs of its myriad human constituencies. As with all political systems, it would respond most attentive-



THE STATE OF FREE SPEECH IN SEATTLE
Photo: Seth Zuckerman



PROTESTERS RUN FROM TEAR GAS IN SEATTLE
Photo: Seth Zuckerman

ly to those with the most power and money, and devise a system that is good for capital and those who wield it.

So hurrah for the countries whose steadfastness at the end of the week put the brakes on the new round of WTO talks. A cheer to the opponents of Bar-Code World, who continued all week to defy the appearance of uniformity that law enforcement tried to create with a 50-block “no-protest zone.”

And a toast to the connection between the two. One South Asian delegate told a Seattle interviewer, “Without the protests, I think that some of the developing countries would have felt that they were just on their own. But having seen that even the American public is angry about the way the WTO is affecting their own citizens was a big factor in strengthening these developing countries.”

None of this means that trade should cease, especially not in a world that is growing ever more tightly knit together. Now that these unexpected allies have shot down the WTO process, the next step is to figure out a pattern for trade that will respect diversity instead of squelching it. Time to get out the quilting needles. 🌐

Seth Zuckerman participated in WTO events in Seattle and wrote commentary for the online news service Tidepool.org. Co-editor of Salmon Nation: People and Fish at the Edge, Seth is a Mattole homesteader.

TRADING IN DEFORESTATION: THE GLOBAL FREE LOGGING AGREEMENT

BY KEVIN BUNDY

Among the Clinton Administration's top priorities at the failed WTO Ministerial in Seattle was completion of the "Free Logging Agreement" (FLA), a forest products trade agreement that would have threatened dozens of local, state and federal environmental laws and policies. Timber industry proponents of the pact boasted that it would facilitate a three-to-four percent increase in forest products consumption worldwide. However, the resulting damage to native ecosystems and indigenous species could have been incalculable, as the agreement would further accelerate the already devastating pace of global deforestation. Fortunately, the presence of thousands of environmentalists in Seattle contributed greatly to the collapse of the WTO talks, and the FLA is on hold—at least for now.

At the 1995 "Uruguay round" of GATT talks, timber importing and exporting countries reached agreements to reduce tariffs and quotas on wood and paper products. After Uruguay, members of the Asia Pacific Economic Cooperation forum (a consortium of several Pacific Rim nations including the U.S.) continued to discuss eliminating "non-tariff measures" such as environmental laws, local purchasing policies and product safety standards. The WTO plans to finalize the agreement this year.

The FLA would undermine the ongoing efforts of many communities to protect forest resources and local jobs. For example, as native forests continue to be liquidated throughout the western United States, many mills are importing raw logs in order to keep operations going. These logs harbor exotic insects and fungi, including nun moths, pine wood nematodes and larch canker, that could devastate native forests. Local communities and states have sought to address this hazard by passing ordinances and laws controlling raw log imports and exotic pests. Because

WTO rules require absolute scientific proof of harm in evaluating environmental and safety regulations, such laws easily could be defined as "barriers to trade" and struck down under the FLA. Restrictions on exports of domestic logs in order to maintain good sawmill jobs here in the U.S. could also be vulnerable to FLA attack.

The timber industry is also reacting to a growing international conservation movement based on certified sustainable forestry. This movement relies in part upon governments using their purchasing power to support markets for recycled paper goods and sustainably produced wood products (a process known as "green procurement"). The FLA would specifically target such government efforts. The sustainable forestry certification process itself, along with "eco-labeling" practices that guide consumers toward environmentally friendly products, are also at risk. Even basic safety standards for wood products and construction materials might be interpreted by WTO bureaucrats as "disguised barriers to trade" and summarily eliminated.



PIKE PLACE MARKET

Photo: Seth Zuckerman

The FLA exemplifies how corporations are using the WTO to run roughshod over democratic attempts to protect forest environments, consumers and timber communities. Luckily, forest activists across the United States and around the world mobilized to resist this threat, and won the first round in Seattle. The timber barons and their political allies, however, will probably attempt to revive the FLA in the future. Our victory at the WTO gives us some time to continue educating ourselves about the damage this ill-conceived agreement could do to our world's forests, and organizing to defeat it once and for all! 🌍

(Primary source: *Our Forests at Risk: The World Trade Organization's Threat to Forest Protection*, published by Earthjustice Legal Defense Fund and Northwest Ecosystem Alliance, September 1999. Available at www.earthjustice.org or by calling 206-343-7340.)

Want more WTO information?

Visit the following web sites:

www.ifg.org/wto.html

www.tradewatch.org

www.globalexchange.org

REDWOOD SUMMER JUSTICE PROJECT

BY ALICIA LITTLE TREE

Great news for all of you activists and supporters who have followed the nine-year struggle for justice for Earth First!ers Judi Bari and Darryl Cherney. The federal lawsuit that Judi and Darryl filed against the FBI and Oakland Police Department for their gross mishandling and sham investigation of the still unsolved 1990 car bombing is still in the courts, and closer than ever to a jury trial. As a result, the Redwood Summer Justice Project is moving into full swing, preparing for a trial that could come as soon as eighteen months from now!

The trial may take place as soon as March of 2001, and there is an incredible amount of work to do to get ready. At the forefront is finishing up legal "Discovery"—getting documents and testimony from the FBI and Oakland Police. There are many lingering questions to answer before trial to unravel the full extent of FBI abuses in the bombing case.

In October, the case cleared a huge hurdle toward trial, when the 9th Circuit Court of Appeals granted Judi and Darryl a dazzling victory over the Oakland Police. Not only did they uphold our right to sue the OPD for false arrest and illegal searches; they also reinstated conspiracy charges against OPD. Since the appeal, we've

been building a high-powered team of lawyers for trial that includes Tony Serra, Marvin Stender, and Erica Etelson.

RSJP has been reaching out to the national grassroots environmental movement to address the alarming escalation in the use of violence and repression nationwide against environmental activists. In October, RSJP helped bring together front line activists from groups across the country to develop movement-wide strategies to stop the violence. The meeting was co-sponsored by the Rocky Mountain Peace and Justice Center. Contact us to get a full report about the conference, entitled "Solidarity Forever."

Most recently, we were back before the judge for a pre-trial hearing on December 10, 1999, in a packed federal courtroom in Oakland. Judge Wilken expressed her intention to set a trial date within 18 months. Before the hearing, the supportive crowd rallied two blocks away at the Oakland City Hall to ask Mayor Jerry Brown to use his authority to help bring about justice in this case. Brown agreed to meet with us after the rally, and was particularly intrigued to learn that, at the time of the bombing, the OPD's Intelligence Division kept files on more than 300 activist groups and named individuals, and shared this information with the FBI. We are now circulating a petition to Brown and the Oakland City Council asking for a full investigation of the bombing case, that we plan to deliver around the tenth anniversary of the bombing, May 24th, 2000.

Donations for the legal fund can be sent to Redwood Summer Justice Project, checks made out to Redwood Justice Fund.

Justice for Judi Bari!




CIRCLE OF LIFE FOUNDATION

Julia Butterfly Hill was one of dozens of activists who addressed the Board of Forestry on Wednesday, January 12, seeking approval of an emergency rules petition drafted by North Coast activists (see Diggin' In page 3). After a press conference in the middle of the day, several hundred activists marched to the capital steps reiterating the demand that Governor Davis keep his campaign pledge to stop the cutting of old-growth.

On January 23, Julia and Circle of Life will make a presentation ("Every Action Has An Impact") at and participate in an activist conference on civil disobedience in Washington DC. Julia will bring the work being done on the North Coast into this forum and bring back networking contacts and information relevant to our work here.

February 1st is the official date that the Diné/Navaho of Big Mountain lose their land. In keeping a promise made to Leonard Benali while she was in Luna, Julia will be at Big Mountain the end of January through beginning of February. We believe it is important to bear witness and sit with the Diné in defense of their land in the face of forced relocation. We invite anyone who has been moved by this long struggle and by the powerful stand of the Diné elders to come and join us.

Much of February is blocked out for the Circle of Life team to get personally grounded, hammer out our systems and structures, and to spend time with our community.

We will post our schedule (and regular updates) on our website in the next few weeks and will continue to send email updates out on our listserv. If you wish to write us the address is: P.O. Box 388, Garberville, CA 95542, email is: info@circleoflifefoundation and the phone is: 707-923-9522. We look forward to hearing from you. 



TRIAL TEAM ATTORNEY TONY SERRA SPEAKING AT THE DECEMBER 10 RALLY IN FRONT OF OAKLAND MAYOR JERRY BROWN'S OFFICE. OAKLAND, CALIFORNIA. Photo: Nicholas Wilson

AFFILIATE ORGANIZATION UPDATES, NEWS AND ANNOUNCEMENTS

PIERCY WATERSHEDS ASSOCIATION

BY ANNE SEAQUIST

The Lancaster Logging family is due to be evicted from their 493-acre McCoy Creek property on January 15, 2000. Foreclosure on both their properties in the watershed is now complete. The 160-acre former BLM property is now owned by the American Land Conservancy. The 493-acre parcel is now owned by Six Rivers National Bank. Piercy Watersheds must now negotiate with ALC and Six Rivers to acquire these parcels. We continue to collaborate with the Trust for Wildland Communities to protect the creek corridor.

Georgia-Pacific is logging on more than 2,400 acres in Wildcat, Bear Pen, Standley, Piercy, Anderson and Indian Creeks, between the South Fork of the Eel and the Lost Coast. Barnum and Dimmick timber companies each have smaller but significant cuts in the Indian Creek and the Sebbas/Coulborn Creeks area. Georgia-Pacific was sold to United Assets Management (UAM) and Campbell Group in November. Their intentions are as yet unknown.

During September and October, PWA designed and planned a restoration project in the mainstem of McCoy Creek, where a pile of slide debris had directed the creek into the north bank. Our project was to return the creek to its natural channel and construct rip-rap, willow walls and felts to support the failing bank. We had eight days of workshops with adults and children participating. The repairs look great after three heavy storms, and the creek is back in its former channel!

We plan to have a Piercy Watersheds Association meeting on January 21, at 7 PM at the Hartsook Inn. There will be a potluck dinner at 5 PM in conjunction with LEGACY's Regional Round-Up. Hope to see you there! 🌲

PWA can be reached at PO Box 44, Piercy, CA 95587, (707) 247-3003 or (707)923-2931, email- dbergin@asis.com.



McCoy Creek. Photo: David Bergin

THE SEELY CREEK WATERSHED ASSOCIATION

BY TIM METZ

The Seely Creek Watershed Association (SCWA) was awarded a second grant under the Salmon Restoration initiative passed by Senator Mike Thompson (SB 271). Our first grant of \$17,000 paid for a significant portion of the costs of heavy equipment rental and materials needed to repair Bill's Hill on the main part of the Seely Creek road. We thank Georj Holper, Tim Metz and Richard Gienger for their work, and the folks, many of them non-residents, who put in hours of backbreaking work on this project.

Our 1999 grant of \$40,000 was awarded to develop a watershed plan that will identify sediment sources and prioritize areas most in need of repair and restoration. We will assess the road system, soil and vegetation types, landslides and fish habitat over the next year and a half. The watershed plan will greatly add to SCWA's understanding of the watershed's dynamics and increase eligibility for additional restoration funds to fix and upgrade problem roads and other sediment producing sites.

We will learn about and survey active

erosion sites, especially those with a high potential impact on Seely Creek's once-abundant fishery. We are also gathering information about wildlife and the human land use history in the watershed, as well as future plans that may affect the watershed. If anyone has this kind of information, please let us know.

A very successful public meeting was held on December 9th at Beginnings in Briceland to discuss this work and gather input for the watershed analysis. Discussions ranged from the EPA's Total Maximum Daily Load (TMDL) process to individual landowner participation in restoration work. Many thanks to all who attended. Another public meeting will be scheduled sometime in the spring of 2000.

The main people working on implementing the planning grant are Georj Holper, Richard Gienger, Tim Metz, Mike Vollmer, Kathy Glass and Kate Crockett. If you have questions about the grant or the Association, call Kate at Trees Foundation at 923-4377. 🌲

HUMAN NATURE

BY DAVID SIMPSON

Human Nature played a small but pivotal role at the World Trade Organization demonstrations in Seattle late last fall. The company provided a half hour of comedy for a greatly successful event thrown by the Alliance for Sustainable Jobs and the Environment on December 1st at the downtown Methodist Church, one of the centers from which the demonstrations were launched. Among the audience were members of many labor unions that had come to Seattle, as well as environmental activists from all over the Northwest. For the second time this fall, a Human Nature performance followed a speech by David Brower. (It is not yet known whether Mr. Brower will become a permanent member of the company or just a regular feature of their performance.)

Company members also joined forces with a Boston-based organization



PANORAMIC OF INTERNATIONAL DAY OF PROTEST AGAINST THE WTO. Photo and Graphics: Scott LaMorte

called United For a Fair Economy to provide meaningful comic moments in the first and largest labor parade on November 30th, in which 30,000 or more Union rank and file and supporters marched through downtown Seattle. Company members had to temporarily break off that day from the WTO-stopping occupation of a major Seattle intersection to don the the garb of rich Texans and march under a banner that read “Billionaires for Bush—Because Inequality is Not Growing Fast Enough.

Human Nature principles Jane Lapiner and David Simpson went directly from the Seattle event to San Francisco where they participated in a 40th anniversary of the San Francisco Mime Troupe, as members of which they had first met 35 years ago. The wild proliferation of both impromptu and polished theater in the streets of Seattle, a very large and effective part of the overall demonstrations, may well have had its antecedents in the politically oriented revelries of the Troupe in the streets and parks of San Francisco in the 1960’s. As part of the anniversary celebration Simpson did a comic turn as the bewildered Mayor of Seattle trying to figure out the origin of the mad theatrical outpouring that had transformed his city into temporary bedlam. Lapiner performed her clown mother character from Feet First Dancer’s *Tales of the Motherhood*.

Preparations and fundraising for Human Nature’s next show, *Global Warming the Musical*, are ongoing. 🌍

EARTH FIRST! UPDATE

BY ROB DiPERNA

In the aftermath of our exciting trip to Seattle to

protest the WTO, North Coast Earth First! gathered together again to take our message of sustainability and sanity to the Board of Forestry in Sacramento.



PHOTOS: EF! ACTION AT THE STATE BOARD OF FORESTRY BUILDING, SACRAMENTO



JOSH BROWN, EF!

This time, an emergency rules petition to end old growth logging in California had galvanized our cause.



Hundreds of activists from across the state joined us in our plea to save what’s left of our vanishing ancient forests. We held a large march from the Resources Building to the Capitol steps where mud was dumped to “bring a bit of Humboldt to Sacramento,” highlighting the destructive consequences of old growth logging on our North Coast hillsides. Predictably, the Board decided that there was no “emergency” and referred the issue to be studied by the same abysmal committee that is currently watering down and fluffing up the state’s ailing forest practice rules. We’ll just have to go back and do it all again. 🌍

THE ENVIRONMENTAL PROTECTION INFORMATION CENTER (EPIC)

BY KEVIN BUNDY

As the new year opens, EPIC continues to battle for our endangered landscape and it’s inhabitants. The California Board of Forestry refuses to improve Governor Gray Davis’ proposed logging rules and continues to authorize logging operations that illegally kill salmon and damage waterways with sediment. The Davis package has languished in a Board committee for months while timber industry lobbyists work to undermine its already-weak provisions.

The National Marine Fisheries Service (NMFS) released forestry guidelines that would provide far better protection than the Governor’s proposal. EPIC and nearly two dozen other



organizations have notified the state that we are prepared to go to court unless the Board adopts rules that fully protect threatened salmon from logging-related harm.

EPIC and the Sierra Club filed a lawsuit against California's Department of Forestry and Department of Fish and Game, challenging their approval of a Sustained Yield Plan for Pacific Lumber as part of the Headwaters deal. The state spent months preparing an extravagant digital administrative record in the lawsuit, and is attempting to bill the plaintiffs for most of the time and money to prepare it! The state has only made their "paper trail" available in an electronic format, and is trying to make it available at a cost of approximately \$30,000. We argued against the exorbitant costs at a hearing in Humboldt County Superior Court last December, and now await the judge's decision.

Two potentially groundbreaking federal cases are now headed for the Ninth Circuit Court of Appeals; one lawsuit against Pacific Lumber and another involving Simpson Timber Company could dramatically affect the issuance of federal permits to kill endangered species. We also successfully settled a case involving riverbed gravel mining operations that can kill Coho salmon and alter their habitat. 🌍

THE MENDOCINO ENVIRONMENTAL CENTER

The Mendocino Environmental Center (MEC) increased our Public Education and Outreach Program in 1999, in large part thanks to grant

funding from the Cereus Fund of the Trees Foundation. We hosted several video showings on topics including alternative/sustainable living, global economics, and the Leonard Peltier case. In addition, we hosted several speakers who spoke on various issues including electromagnetic fields and cell phone towers, corporate rule, and propaganda and the media. Early in the year we held a forum on building community for Y2K preparation, out of which came three community gardens and ongoing meetings in two towns. We worked in collaboration with other community groups to produce a community faire. In November, the MEC was instrumental in providing bus transportation to Seattle for seventy WTO protesters.

In the coming year we are shifting our Public Education and Outreach Program to include a debate format. We believe we can attract a wider spectrum of people by presenting opposing perspectives on issues, and that people will trust the information more if there is an opportunity for informed rebuttal. We trust that the majority of people who seek understanding of the issues in which we involve ourselves will become our allies.

We will again have a series of speakers on topics including corporations and democracy, and the Natural Step (biosphere sustainability). A watershed conference (in the planning stage) will bring residents working in their watersheds together to get a "big picture" perspective on the conditions in the county's watersheds, to learn what is happening on forest issues in the state

and federal legislatures, and to do cooperative strategic planning.

The MEC is developing a campaign on offshore oil drilling, as the current moratorium expires this year. Runaway vineyard development is another campaign we are working on. For more information about the MEC and to get a schedule of events, call (707) 468-1660 or stop by the Center, located at 106 N. Standley, Ukiah. 🌍

PEPPER SPRAY PLAINTIFFS

PEPPER SPRAY VICTIMS CONTINUE TO SEEK JUSTICE IN DISTRICT COURT

Last spring, US District Court Judge Vaughn Walker dismissed the pepper spray victims' suit against law enforcement when the jury could not reach a verdict. His decision was controversial because the even balance of jurors' opinions did not support his conclusion that "no reasonable person" would support the claims of the plaintiffs. The plaintiffs appealed Walker's decision to the 9th Circuit Court of Appeals. At stake: the right of citizens to peacefully protest government policy without fear of punishment by police.

THE APPELLATE HEARING

The hearing took place in San Francisco before judges Pregerson, Fletcher and Bright on Monday, December 6. The hearing went quite well in the opinions of the pepper spray victims. A key point was the use of the term "torture" by one of the judges to describe the actions of law enforcement. Judge Bright asked law enforce-

CONTINUED NEXT PAGE

ment's defense attorney "How about using thumb screws on those who wouldn't give up?" Another very important point was that the panel did not buy the claim of the cops that locked-down passive demonstration constitutes "active resistance. One judge commented that an immobilized person could not, by definition, actively resist any action by law enforcement!

WHAT COMES NEXT?

Pepper spray plaintiffs hope to hear a decision from the panel by late February or March of 2000. At this point, a decision in the plaintiffs' favor will reinstate the civil suit in District Court (most likely, the case will be remanded to the same judge, Vaughn Walker, and a new jury, but not a new judge, will be selected). Then the case will be re-heard. A decision by the 9th Circuit in favor of defendant law enforcement officers would dismiss the case and thereby empower law enforcement to apply pepper spray as a means to force peaceful demonstrators to halt their demonstrations. 🌍

MATTOLE SALMON GROUP

The annual run of salmon in the Mattole is drawing to a close, and with it, the season of the Salmon Group's most feverish activity. Trapping of adults for eggs for the hatchbox program and the related valley-wide spawner surveys consume all our time and energy from mid-November to mid-January. According to MSG surveyors, this year's salmon run is shaping up to be considerably larger than those of either of the past two years. It may indicate the final waning of the effects of the El Niño phenomenon and the poor ocean feed conditions that came with it.

Members of the Group will not be able to determine the success of this year's spawning until the spring when tracking of downstream migrants will tell us just how high the survival of eggs and fry has been. Low water conditions in the fall, especially in December, kept most of the adult Chinook and Coho from reaching the most stable spawning

gravels in the watershed, those at the headwaters of the Mattole and a handful of its tributaries.

When salmon spawn lower down in the river system, the redds in which they've deposited their eggs are more vulnerable to the scouring effects from heavy rainfall and high winter flows. A big storm in January or early February could limit or even wipe out the year's productivity, as happened here in early 1995. Because of this possibility, the approximately 25,000 eggs taken for incubation in MSG hatchboxes become all that much more important, offering us some small assurance that at least a part of the run will be sustained.

In addition to its normal seasonal activities, the Salmon Group is undertaking a critically important building program. Because of silt-related flooding in 1997, our major down-stream facility is no longer available to us, and we have been forced to relocate. The Group has moved its storage facility to the new site, leased from the Bureau of Land Management, and must now build a new office and shop. We have initiated a capital campaign to develop support for this construction. Many thanks to the Cereus Fund for supporting this effort. 🌍



INSPECTING A FISH TRAP. Photo MRC Archives

THE MATTOLE RESTORATION COUNCIL

The Mattole Restoration council has been working since 1983 to aid in the recovery of our watershed from past and current land management practices, making the Mattole River a more hospitable home for salmon, steelhead, and other native plants and animals, while encouraging sustainable economic and cultural practices within the resident human community. We look forward to a time when "restoration" will no longer be needed, and the watershed and its human communities are healthy and self-sustaining. The MRC maintains the following programs for the benefit of the resident community and others, and implements projects in watershed restoration and cooperative land use planning.

PROGRAMS:

WATERSHED RESOURCE CENTER:

The MRC develops, compiles, and makes available to the public site-specific information about the Mattole, and couples it with a library of research drawn from all over the West Coast.

MATTOLE GEOGRAPHIC INFORMATION SYSTEM PROGRAM:

The Mattole GIS Program is a powerful computerized mapping and data analysis tool. We have acquired and created map layers on land ownership, land use history, aquatic environment, topography, and many other features, and are able to put them together in new combinations to reveal patterns in the watershed landscape.

MATTOLE ECOLOGICAL EDUCATION PROGRAM:

For our efforts to have lasting impact, they must extend to influence the next generation. With the Mattole Salmon Group, the Council is coordinating classroom curricula and programs in the two local school districts, and actively engaging students in watershed rehabilitation projects.

AFFILIATE ORGANIZATION UPDATES, NEWS AND ANNOUNCEMENTS continued...

REFORESTATION PROGRAM:

The MRC Reforestation Program has planted over three hundred thousand trees on forest lands in order to speed their recovery after historical logging or conversion to pasture. The innovative Reforestation Program is supported entirely by donations from northern California mail-order merchandisers.

TIMBER HARVEST MONITORING:

Much of the current impact on aquatic life and watershed processes stems from forest practices. The Council monitors timber harvest plans as they are submitted, alerts neighbors about them, and advocates changes in the plans to benefit native ecosystems through contact with landowners, foresters and regulatory agencies. 🌍

EEL RIVER SALMON RESTORATION PROJECT

ERSRP has about 16,000 natal Redwood Creek Chinook salmon eggs incubating in our hatchbox! The first eggs are now eyeing up and are ready to go into the classrooms. The lack of rainfall has restricted fish access to our trap site, as well as the upper reaches of tributaries of the South Fork Eel River. We are hoping for more rainfall before February to get the next wave of spawning salmon and steelhead access to the spawning grounds in the upper drainages, and to allow us to catch some of the late-run fish for eggs for our program.

We received funding for 10 new in-class salmon incubators from the



HARRY VAUGHN RELEASES A SALMON.
Photo courtesy of ERSRP



BILL EASTWOOD IN FISH POND.
Photo courtesy of ERSRP

Humboldt Co. Fish and Game Commission grant program and funding for 7 new in-class salmon incubators from the State Dept. of Fish and Game Steelhead Punchcard grant program. The Cereus Fund has allowed us to acquire equipment needed to expand our program in the schools to include monitoring and analysis of water quality, water quantity and sediment production. Education is key to the restoration of our fish and wildlife populations. We also received approval for initiation of a monitoring program to be implemented in Miller Creek (tributary to Redwood Creek at Briceland), through the SB 271 grant program. We will begin planting 1300 redwood and Douglas fir trees in the Little Sproul Creek riparian zone and landslide areas in late January and early February. 🌍

SANCTUARY FOREST

CONSERVATION WITHOUT BORDERS

BY STEWART MCMORROW

Winter, the "season of death," has begun with its memories of the riotous color and cleansing air of autumn. This chilling of our world signals a transition from the warmth of summer and the abundance of harvest to a time of slowing down and reflection. On the Mattole River, we welcome the changing of seasons as an opportunity for refreshment and a herald to the return of the salmon.

As Sanctuary Forest advances with exciting new projects, we draw upon the success of past endeavors. The tasks ahead are (1) raising \$1.5 million for further protection of the forested

Mattole River corridor, and (2) initiation of an innovative education program for Sanctuary Forest with the Mattole River watershed's private landowners to develop and practice principles of voluntary stewardship. In this program, we are looking together for common ground for common benefits.

An important ongoing program is our Forest Guide Training. This is an educational program for local residents to be trained as leaders of our hike program. We will graduate this highly varied and enthusiastic group in summer 2000. The next hike season begins in spring with interesting and enriching opportunities to learn about the many entwined relationships of the forest and stream ecosystems.



THE UPPER MATTOLE. Photo: Fiona Burgess

Sanctuary Forest will be offering two \$1000 scholarships to North Coast high school graduating seniors in the class of 2000. These represent a unique partnership between local businesses and an environmental organization. These scholarships are available to students going on to college who have shown an interest in and commitment to the environment. Special thanks to the Dimmick family for their pioneering of this program with Sanctuary Forest. Thanks also to Blue Canoe, the Mateel Community Center, and Hand to Land for their contribution to our scholarship fund.

CONTINUED NEXT PAGE

AFFILIATE ORGANIZATION UPDATES, NEWS AND ANNOUNCEMENTS

The shortening of the days and loss of light have not extinguished our work for the conservation of the Mattole River and her tributaries. Sanctuary Forest continues to develop innovative techniques for building cooperation amongst the wide-ranging interests in the Mattole River watershed. If you have questions or comments about any of these programs, please call the Sanctuary Forest office at 986-1087. 🌍

CALIFORNIA WILD HERITAGE CAMPAIGN

BY LYNN RYAN

Wildlands 2000 has been renamed the California Wild Heritage Campaign to reflect the importance of protecting our heritage of wild places and their inhabitants. The CWHC is the California conservation community's campaign to protect as many of the Golden State's remaining pristine wild areas as possible. We are seeking to have them placed into the National Wilderness System. The campaign is coordinated by the California Wilderness Coalition. Wilderness, as defined by the Wilderness Act of 1964, is an area of federal land 5000 acres or larger in size (or less if a smaller area has wilderness qualities and could be effectively managed as such) that is primarily pristine in nature. Only the United States Congress can declare an area wilderness. Since 1964, conservation activists have succeeded in protecting fourteen million acres of wilderness in California. The CWHC will ultimately protect several million more acres of wilderness.

Aerial photographs, information from federal agencies and on-the-ground knowledge are used to identify potential new Wilderness areas in National Forest Land and Bureau of Land Management (BLM) holdings. Volunteer field checkers have the responsibility to draw the semi-final wilderness boundaries. To date, 220 potential new Wilderness areas have been field-checked; 43 are in the process of being checked, and 28 remain unvisited; some of these in the

North Coast area. The entire Wilderness package will be introduced in the U.S. House of Representatives and the U.S. Senate, voted on and signed by the President to become law.

Our next big step is grassroots organizing to recruit groups and individuals to form a "Friends of XYZ Proposed Wilderness" for each area or cluster of areas included in the CWHC. We need you! Activists who live in the same region as the area they choose to adopt are most effective and to lead tours, write letters and articles, lobby local, county, state and federal politicians for wilderness protection. This is exciting and important work. Save the date: MAY 5TH-7TH There will be a CWHC Conference in Sacramento. To get involved contact or join the California Wilderness Coalition at 530-758-0382, or Lynn Ryan at 707-923-1910. 🌍

ANCIENT FORESTS INTERNATIONAL

A major AFI focus has been the Redwoods to Sea Stewardship Project (see the New Affiliates section.) Another recent AFI accomplishment was helping to purchase a 132-acre inholding within a 56,000-hectare primary-forest/blackwater lagoon system in Ecuador's Amazon. The parcel contains a lodge that will serve as a base for educational programs, management of the larger reserve, and monitoring and discouraging poaching of the area's rare endemic fauna and flora.

In southern Chile, a nearly-pristine 250,000-acre valley of splendid cathedral groves called Cochamó is threatened by road building and logging. AFI has been working with a funding team to buy a key 7,000-acre forest parcel, which will protect the valley and provide a basis for biological connectivity of the greater area.

Patagonia is one of the last remote, wild places on earth. It is a region so vast that no one really knows what exists on the ground. However, on a global scale, it is estimated that approximately one-third of the remaining tem-

perate rainforest is located in this area of southern Chile and Argentina. At the far southern tip of Patagonia lies Tierra del Fuego, roughly the size of Rhode Island. The wild, wind-swept mountains and steppes of the main island of Tierra del Fuego and its neighboring islands are home to the southernmost forests of the world--the lenga and coihue hardwood forests. These forests have become the focus of an international controversy regarding appropriate management. AFI is helping coordinate the vegetation mapping of this area in order to develop the most appropriate protection strategies and is networking with other conservation non-profits on using the latest conservation GIS (Geographic Information Systems) mapping tools in this effort.

AFI is advocating for the acquisition and appropriate stewardship of other North Coast forest areas critical to conservation planning. "The Hole in the Headwaters," a major problem in the Headwaters "Deal," is the only surviving forested area adjacent to the famous Headwaters Grove and rests above one of the state's best Coho spawning streams, the South Fork Elk River. Through "the Deal," Maxxam/PL acquired the property with a 705-acre timber harvest plan. Another significant area we are working to protect is Rainbow Ridge, a critically important area of old-growth Douglas fir.

AFI is participating in the California Wild Heritage Campaign, a citizens' inventory of unprotected wild areas on federal lands in California that could be legally recognized as wilderness. With other regional environmental organizations, we are preparing a wildlands vision map of federal and private forests to support acquisitions and establishment of biological reserves to help stop the fragmentation of critical habitat. 🌍



History, Folklore and Perspective

THE GIENGER REPORT - CONTINUED FROM PAGE 3



RALLY AT CAPITAL BUILDING AND RICHARD GIENGER



ations after 10 trees had been felled, one a 370-year old Redwood.

On the 18th of December, Julia “Butterfly” Hill descended from “Luna,” after two years of residence near the top of the tree. She descended only after Luna’s protection and a buffer zone were guaranteed by Palco/Maxxam. Her mission to see that all old-growth is protected continue.

The high-profile focus of the Emergency Petition was to enact emergency rules to ban the cutting of old-growth, defined as trees more than 150 years old. Emergency rules are effective for 120 days. The Board could easily make the required finding of immediate necessity to preserve the public peace, health and safety, or general welfare – especially as regards the exemption process that allows “Kimtus” to happen. Establish the emergency ban and during the ban work out a process amongst all parties that would result in permanent old-growth protection.

A less than high-profile focus of the Emergency Petition was on the failure of



BANNER LEADS THE MARCH TO THE CAPITAL BUILDING

the Board to protect and recover salmon and steel-head habitat. The Petition and suggested follow-up actions called for the Board to enact emergency interim measures, until real and effective watershed assessments with adequate measures are implemented. NMFS supported this action at the Emergency Petition hearing along with the

overdue appointment of experts to determine limits on cutting in a watershed over time to prevent increased peak flows and flooding frequency.

The “whole-enchilada” of the scope of the Emergency Petition included actions by the Board to effectively cooperate with the Governor, Legislature, landowners, residents, and public to get together adequate funding, material, and personnel to provide for protection and recovery of watersheds, long-term sustainable forestland economy, and assistance to overburdened small landowners. A lot of threats to public peace, health and safety, and general welfare means some significant steps must be taken to prevent immediate, significant, long-term and irreparable harm to the resources and people of California.

The Board made a response, quite short of the response needed, but a response which offers some avenues of reform – only if we ALL press them at every turn. The Board did not have the gumption to at least declare an emergency for old-growth and riparian protection and the exemption process – banning exemptions from applying to old-growth and riparian areas while comprehensive changes are made to the whole exemptions process. The Board did, while denying the Emergency Petition, indicate that



JULIA BUTTERFLY SPEAKS AT THE RALLY FOR OLD-GROWTH IN SACRAMENTO.

the Board’s Interim Committee will start to deal with the exemption problems at the February meeting, and will work with the Department of Forestry in forming a committee (including public members) to deal with old-growth issues (including old-growth definition, old-growth

inventory, incentives, etc.).

Additionally, the Board, Resources Secretary Mary Nichols and CDF Director Andrea Tuttle touted the Governor’s new budget, which provides more than \$100 million for interagency personnel to work on watershed assessments (will this be a public process?) and over \$100 million in tax incentives to landowners for preservation of old trees. Ballot initiatives on March 7, 2000, could provide more than \$600 million for acquisition of wildlife habitat, as well as other funds which could be used for habitat restoration. All these funds and programs sound positive, but is there the leadership and a process to ensure that they will make a long-term and continuing difference? Will the efforts of Senators Sher and Chesbro, Assemblymembers Keeley, Strom-Martin and others succeed in leading to environmental, economic, and social justice?

The eloquence and dedication of speakers, including Julia Butterfly Hill, Mary Pjerrou, Dan Hamburg, Bill Mannix and many others at the Emergency Hearing at the Board on January 12th must be continued and expanded if real lasting change and a sustainable forestland future are to be realized. This is another beginning and another step – BE THERE throughout this year. 🌍

Affiliate Spotlight

ESP—CONTINUED FROM PAGE 2

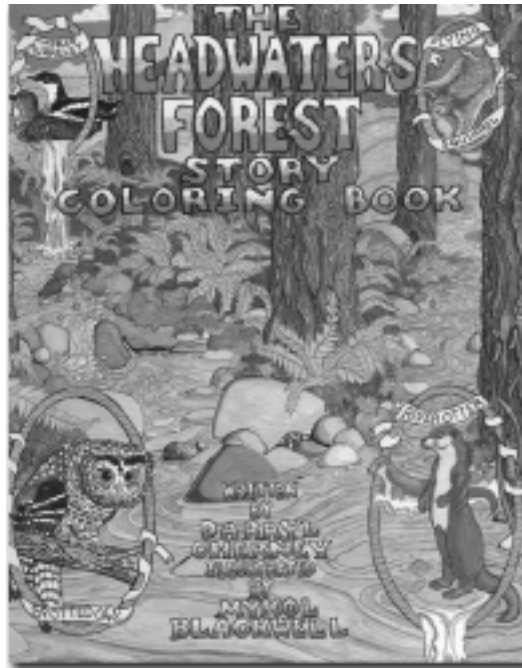
THE HEADWATERS FOREST STORY COLORING BOOK

ESP completed the Headwaters Forest Story Coloring Book with illustrations by Humboldt County artist Mykol Blackwell and is currently in communication with publishers about mass production. The coloring book features 36 illustrations with text written for children of all ages. Subject matter includes what happened to the Native Americans, the early lumber industry, the takeover of Pacific Lumber by Maxxam, the alliance growing between environmentalists and loggers, tree-sitting, lawsuits, mudslides, Julia Butterfly, and ultimately, the inadequacy of the Headwaters Deal. The moral of the story is that it is up to the children to continue the struggle for protecting our forests. Kids are given letters to write to the President of the United States and to Charles Hurwitz of Maxxam.

ECO-MUSIC PROJECTS AND FOREST AID

There is a wealth of talented songwriters and musicians who create words and music to promote protection and defense of the Earth. Their work, like the songs of the labor and civil rights movements, preserve history in a medium everyone can understand. There are also well-known musicians whose inclinations toward protecting the environment can be nurtured and promoted. ESP has co-produced two benefit albums for nationally distributed record labels. *If a Tree Falls* (EarthBeat! Records) features fifteen songs about defending the Earth, performed by artists including Dan Fogelberg, John Trudell, Alice DiMichele, Buffy Saint-Marie, Hank Williams, Jr., and Jello Biafra. This album benefits the Trees Foundation. In 1997, ESP produced *Who Bombed Judi Bari* (Alternative Tentacles Records), a spoken-word album which chronicles the work of this inspiring environmental, feminist and labor-rights activist.

From 1996 to the present ESP has worked with Bill Graham Presents to create a series of concerts which raised a combined \$200,000 for groups working to protect Headwaters Forest. Performing artists Bonnie Raitt, Bob Weir and Ratdog, Mickey Hart, Dave Matthews, Tim Reynolds, Carlos Santana, Joan



Baez and Graham Nash have loaned their voices to rally people for the cause. Our roles include securing the promoter, recruiting the artists, developing the on-stage message, arranging press conferences with the artists at each show, selecting MCs, arranging displays, acting as liaison between the promoter and non-profits, providing artists with information on the issues, and traveling with the tour to ensure all goes well.

ESP also provides a 300 watt public address system free to local non-profit groups for their small benefit concerts and rallies.

ESP has a fully equipped up-and-running 16 track digital recording studio which we make available at no or low-cost to environmentally and socially conscious performers. We have produced albums, singles, radio advertisements and public service announcements. ESP has produced independent albums for roving eco-poet Matthew Hahn (Stardust) and anti-nuclear activist and singer/songwriter Marie Mason. Darryl Cherney has recently released his own latest CD, *White Tribal Music* through the ESP label, Churn It Up Records.

2000 AND BEYOND

Darryl Cherney made a trip to Hollywood in the fall of 1999 to probe the viability of making a benefit feature movie about the Headwaters Forest issue. It is. He met with actor Ed Begley, Jr. and a producer inside the Paramount studios. Darryl plans a return trip in early 2000 to initiate the production of the first ever feature Hollywood film that is a non-profit endeavor.

ESP is planning to record a series of radio ads for the United Steelworkers to run in Humboldt County to educate the local populace about unions in general and the Steelworker strike against Maxxam/Kaiser Aluminum specifically. We are working on two Forest Aid Concerts for 2000. The usually gaggle of press releases will undoubtedly flow from our tireless blast fax. And no doubt more journeys to Maxxam Country in Texas, Washington, Ohio, Louisiana, Southern California, and Arizona will take place to help build the national alliance against Maxxam Corp. and corporate greed. 🌍

From the Trees Foundation...

UPDATE on treesfoundation.org

If you haven't checked out Trees' web site yet, now is a great time to take your first look. We've been adding new content and features and updating information such as the Affiliate listing. The listing contains Affiliate mission statements, and e-mail and web addresses.

One of the most exciting things we're doing is converting some of the publications that we produce into PDF (Portable Document Format) files so they can be viewed and printed directly from the web. This will keep available publications whose print versions have long since disappeared. Trees Foundation can either post the PDF file on treesfoundation.org or send the Affiliate the file to put up on their own web site.

Another addition that Affiliates will find useful is the support section, which contains several frequently used forms including: Affiliate Evaluation, Tech Service, Affiliate Support, Media Services, and Media Project requests. These forms can be filled out online, saving you the trouble of coming into the office and picking them up. It's not a giant leap towards the paper-free office but it's one step in the right direction.

I'd also like to urge anyone with ideas for services or information that we could provide through our web site to get in touch with us. The site is evolving quickly and with the environmental community's ideas and feedback, we can turn it into a great source of information. 🌍



Macintosh Donation

Thanks to the Steve and Tracy Katelman Endowment for the Technologically Impaired, Trees Foundation now has a number of Macintosh computers available for distribution to the North Coast environmental community! These slightly older machines are all perfectly sound for low-to-mid-range computing needs including word processing, internet access (such as web and email) and database work, and would work for low-end or occasional graphic design work as well.

No monitors, keyboards, or mice came with these machines, so end recipients will need to pick these up at their own expense. Trees is investing the labor and money needed to get these Macs, some of which are in parts, ready to work – many need memory, hard drives, or batteries installed.

If you or your organization can use one of these Macintoshes, or you want to upgrade your current Mac, please call us at Trees and get on the donation list. We'll be distributing them on an as-needed basis as they become available. Trees tech-boy Scott is currently testing, configuring, and tuning-up these units, and they will start being placed in early February, 2000. 🌍

NEW AFFILIATES AND FISCALLY SPONSORED PROJECTS

The Trees Foundation Board and staff formally welcome our new Affiliate organizations and fiscally sponsored projects. We are honored to add them to the network of grassroots forest organizations that we serve, and we look forward to working together.

Introducing the Redwoods to the Sea Corridor Project

By ANNIE DECKER

The Redwoods to Sea Stewardship Project was born from a vision: a group of organizations and small landowners seeking to support the responsible stewardship of lands on the Gilham Butte area. Habitat can be protected and restored while also producing a living for landowners. Our project builds on the recent acquisition on Gilham Butte of 3,800 industrially owned acres — critical stepping stones between the 55,000-acre Humboldt Redwoods State Park and the 60,000-acre King Range

Conservation Area (see Fall '99 *Branching Out*).

Maxxam/Pacific Lumber recently bought several large parcels in the Mattole watershed and has been logging heavily just to the north of the project. There is an entirely different paradigm of land management from long-standing and continued stewardship of resident landowners. In support of this latter vision, the services of watershed, forestry, wildlife, and other non-profit organizations will be made available to

landowners interested in protecting and restoring wildlife values of the landscape. Groups working on the project and offering workshops and technical expertise include Ancient Forest International, Friends of Gilham Butte, Mattole Restoration Council, Mattole Salmon Group, Institute for Sustainable Forestry and LEGACY-The Landscape Connection as well as Trees Foundation. For more information, contact any of those groups or Dave Walsh at AFI: (707) 923-3015; davew@asis.com. 🌍

Announcements...

Upcoming ISF Events:

- FIRE HAZARD REDUCTION/TIMBER STAND IMPROVEMENT WORKSHOP TO BE HELD IN THE SPRING OF 2000
- A "WALK IN THE WOODS" TO DISCUSS AND ILLUSTRATE SUSTAINABLE FORESTRY
- CONCEPTS AND THE SMARTWOOD CERTIFICATION PROCESS IN SPRING AND SUMMER 2000.

Salmonid Restoration Federation Conference

MARCH 2-5, FORTUNA

Wildlands 2000

JANUARY 21-23, HARTSOOK INN, PIERCY

Books, Resources, Links...

The Sacred Redwood Forest

BY DROR SHAI LEVI.

A beautifully illustrated full-color children's book describing the love, peace and contentment experienced in a redwood forest, and why the last remaining old growth redwoods should be saved. Link: www.peak.org/~forests

Also available: Mystic Mountain Bookshop (541)754-0750.

Salmon Nation: People and Fish at the Edge

EDITED BY EDWARD C. WOLF AND SETH ZUCKERMAN "Salmon Nation is an essential book for understanding the situation of these magnificent, magical fish in the big picture of history and economy," —*Gary Snyder* www.ecotrust.org or (503)227-6225.

Totem Salmon

BY FREEMAN HOUSE A philosophical consideration of 20 years of restoration and conservation work in the Mattole watershed. "Totem Salmon, a lyrical meditation about place, binds together two epic journies: one about humans, one about fish"—*Michael Black, San Francisco Chronicle*. Beacon Press: www.beacon.org, or available at local book stores.

From the Redwood Forest, Ancient Trees and the Bottom Line: A Headwaters Journey

BY JOAN DUNNING WITH

PHOTOGRAPHS BY DOUG THRON

An incredible nature writer's and photographer's account of the story of the Headwaters Forest, documenting the serene beauty of the forest, the fervor of young forest activists, and the destructive logging practices of Maxxam Corp./Pacific Lumber Co.. To order or for information: (707) 825-0144.

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Thank You – TREES RAFFLE A SUCCESS!!

Trees Foundation gives our deepest thanks to the many artists and local businesses who contributed to our recent fund-raising raffle. Their donations of beautiful artwork, gift certificates and services helped make the raffle such a success! A big thank you to all:

**Antonia Lamb • Back in a Flash • Suzy & Bob Barsotti - Hog Farm • Benbow Inn • Chautauqua
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Signature Coffee • Juna Sutherland • Sylvandale Gardens • Tara Kelly - Hands on Healing
Wild Horse Records and Tapes • Woodrose Cafe**

CONGRATULATIONS TO ALL THE WINNERS, AND THANK YOU FOR YOUR SUPPORT!

In Memory

Charles L. Chambers

Friend and activist Charles L. Chambers, 45, moved peacefully onward on Friday, December 10, 1999, as he was returning home to Leggett from Sutter Community Hospital in Santa Rosa. Charles' commitment to fellowship, celebration of life and love, and his philosophy of "All is well, all is always well" strengthened Charles and his circle during his long battle with AIDS. Preceded in death by his father, Jack Chambers, Charles is survived by his life-mate Steven Day, mother and stepfather Elsa Chambers-Young and Warren Young, and his sister Kathy Holtz and her family.

Two major dates are planned and any other days may be set aside for celebrating Charles' life—Chuckies' natural birthday (January 29, 2000) and the weekend after Cha Cha's sobriety birthday (July 8-9).

Donations in Charles' memory may be made to Friends of the Red Ribbon, 232 De Anza Dr., Vallejo, CA 94589, or to LEGACY-The Landscape Connection, PO Box 151, Leggett, CA 95585. Contact Steven (maprap@humboldt.net) or John (707) 557-2664.



YOUNG CHARLES CHAMBERS.

Photo courtesy of Steven Day

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TREES FOUNDATION MISSION STATEMENT

Trees Foundation is working for the conservation and restoration of the ecological integrity of forest ecosystems by assisting, supporting and promoting Affiliate groups in North Coastal California.

THIS UPDATE IS PUBLISHED QUARTERLY TO HELP FACILITATE COMMUNICATION AMONG TREES' AFFILIATE ORGANIZATIONS. IF YOU HAVE ANYTHING YOU WOULD LIKE TO INCLUDE, PLEASE CONTACT THE TREES OFFICE DURING BUSINESS HOURS.

THE CONTENT OF THIS NEWSLETTER DOES NOT NECESSARILY REFLECT THE VIEWS OF THE FOUNDATION. WE RESPECT THE RIGHT OF OUR AFFILIATES TO PURSUE THEIR GOALS IN WAYS THEY DEEM MOST APPROPRIATE.



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TREES STAFF: Fiona, Francine, Michael, Scott, Barbara, Kate, Bay

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