

Chequamegon- Nicolet National Forest
Cayuga Project Appeal Informal Resolution Agreement
U.S. Forest Service---Habitat Education Center, et. al

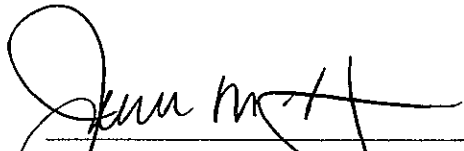
Background. On Thursday, April 23, 2009, representatives of the US Forest Service (USFS), including the Responsible Official Forest Supervisor Jeanne Higgins, and Habitat Education Center, et. al (HEC), including Appellants' Counsel Kathrine Dixon, met via teleconference to hold an informal resolution session pursuant to 36 CFR 215.17 to resolve the appeal by HEC of the Record of Decision for the Cayuga Project dated February 24, 2009 and published in the Milwaukee Journal Sentinel on February 26, 2009.

The parties to the appeal discussed their issues regarding the decision. The parties to the appeal have agreed to the following to resolve the appeal.

Resolution. The FS agrees to meet with the Appellants and other stakeholders three years after the Decision, prior to implementing the deferred portion of the Decision. The focus of the meeting will be to discuss: (a) any new information related to the American marten; (b) the relevance of that information to the Cayuga project and the Decision; and (c) what, if any, process will be undertaken to assess any new information and to re-evaluate the Decision in light of new information, including supplemental environmental impacts analysis pursuant to the National Environmental Policy Act. This meeting could take place sooner than three years if relevant new information is manifested before this time.

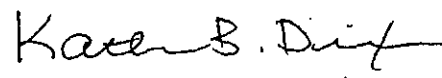
This agreement does not constitute an admission or retraction by any party of any fact, claim, legal contention, or defense on any issue of Appellants' appeal.

Based on the terms of this agreement HEC agrees to withdraw its appeal of the Record of Decision for the Cayuga Project.



Jeanne Higgins, Forest Supervisor
Chequamegon-Nicolet National Forest

4/27/09
Date



Kathrine Dixon, Representative
HEC, et. al

April 27, 2009
Date