

The State Land Board met for a public hearing on Wednesday, October 17, 2001 at the Gresham City Council Chambers, 1331 NW Eastman Parkway, Gresham, Oregon.

Present were:

Bill Bradbury Secretary of State

Randall Edwards State Treasurer

Assistants

Louise Solliday
Kate Richardson
Paddy McGuire

Staff

Ann Hanus
John Lilly
Jeannette Holman
Monte Turner
Gail Lowry

Dept. of Justice

Bill Cook

Secretary of State Bradbury opened the hearing at 9:05 am. The purpose of the hearing was to obtain public comment on the following two questions:

- Does the factual evidence presented in the draft Sandy River Navigability Study meet the federal test for title navigability? To satisfy this test, a waterway must meet all of the following criteria:
 - (1) It must be capable of, or susceptible to being used as a highway for the transportation of people or goods;
 - (2) Using customary modes of trade and travel on water;
 - (3) In its natural and ordinary condition;
 - (4) At the time of statehood (which in the case of Oregon is February 14, 1859).
- Should the Land Board, based on the factual evidence contained in the second draft of the Sandy River Navigability Study, make a declaration of public ownership of the Sandy River from the Columbia River upstream 37.5 miles to the Salmon River?

Testimony was received by those both supporting and opposing the draft Sandy River Navigability Study until the hearing adjourned at 12:17 p.m. Secretary Bradbury said the Board would continue to receive comments until 5:00 p.m. Wednesday, October 24, 2001 by mail, email or fax.

Bill Bradbury
Secretary of State

Ann Hanus
Director