



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAMER
DIRECTOR

SUBMITTED: June 12, 2017
RESUBMITTED: September 6, 2017
RESUBMITTED: October 27, 2017
RESUBMITTED: November 13, 2017

<p>A P P R O V E D</p> <p><i>December 14</i>, 20 <i>17</i></p> <p>MICHIGAN NATURAL RESOURCES COMMISSION</p> <p><i>Cheryl Johnson</i></p> <p>(ASSISTANT TO THE COMMISSION)</p>
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MEMORANDUM TO THE NATURAL RESOURCES COMMISSION

Subject: Order to Re-designate Bay City State Recreation Area to Bay City State Park;
Tobico Marsh Boundaries
Wildlife Conservation Order Amendment No. 7 of 2017

Authority:

The Natural Resources and Environmental Protection Act, 1994 PA 451, authorizes the Director and the Commission to issue orders to manage wild animals in this state.

Discussion and Background:

Currently, the Bay City State Recreation Area is a unit of the Michigan state park system, heavily used and supported by the residents of the tri-county area (Bay, Saginaw, and Midland) and especially by the residents of the Bay City metropolitan area. The southern half of the park consists of a modern campground, day use area, a mile of shoreline on the Saginaw Bay, a visitor center, and the non-hunting portion of the park's Tobico Marsh; these areas are heavily used in the summer and moderately used in the winter. This portion of the Tobico Marsh has become the locale of a popular multi-use trail system and is often used as a setting for the educational programs of the park's visitor center. The roughly northern half of the park's Tobico Marsh watershed area consists of areas used mostly by a small number of hunters and trappers due to difficulty in accessing the area.

In 1922, the Michigan Conservation Commission (the forerunner of the Natural Resources Commission) accepted a transfer from the City of Bay City of a tract of land along the shore of the Saginaw Bay with the condition that it becomes a state park. This parcel shortly thereafter became Bay City State Park. The Tobico Marsh State Game Area (SGA) was developed adjacent to the Bay City State Park. Public ownership of the SGA began in 1955 with the acquisition by the Wildlife Division of 869.9 acres that had been the nucleus of the Tobico Hunt Club. The funds used for the purchase (\$40,000) were from the Federal Aid to Wildlife Restoration Program (Pittman-Robertson). On June 8, 1995, the 258-acre state park and 1,868-acre state game area were combined and re-designated the Bay City State Recreation Area. At that time,

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Wildlife and Parks and Recreation Divisions entered into an agreement to define their areas of responsibility, which continues to be utilized today.

Since September 27, 2016, the Department and local community leaders, including officials of the Bay City and Bay County governments, the Bay Area Chamber of Commerce, the Great Lakes Bay Regional Convention and Visitors Bureau, and the Bay Area Community Foundation, have collaborated in a joint task force process to produce an action plan to increase access to the park's beach and shoreline as well as to promote the park in general. One of the items of the action plan was to re-designate the park to its original name: Bay City State Park. The community leaders concluded that the current title was confusing to some potential visitors as to the nature and the recreational opportunities the unit had to offer, while "Bay City State Park" offered a more traditional meaning that would lessen such confusion.

Concurrently with this request, the Land Use Order of the Director will need to have two sections amended to indicate the updated unit name: 5.12(21) and 5.16a(7). In addition, the Department recommends updating the Land Use Order of the Director to correctly note the name change as well as to ensure the demarcation between hunting areas, non-hunting areas, the seasonal refuge, and prohibiting the launching of motorized watercraft. The Department intends to continue collaborative management of Tobico Marsh between Wildlife Division and Parks and Recreation Division to provide and enhance nesting, brood rearing, and migratory habitat for native and waterfowl species; protect and enhance the lake plain prairie community; provide fish spawning and rearing habitat; provide for additional waterfowl hunting and furbearer harvest; create opportunities for nature study, including hiking trails and observation areas; and assist with the protection of the archaeological discoveries.

Name Change

Issues Pros and Cons

The Michigan Department of Natural Resources approved and accepted a transfer from the City of Bay City of a tract of land along the shore of the Saginaw Bay with the condition that it becomes a state park.

This parcel shortly thereafter became Bay City State Park; later in 1994 just after approximately 1,900 acres of land (collectively known as the Tobico Marsh) was added to the park, and it was re-designated the Bay City State Recreation Area. The vast majority of the Tobico Marsh was purchased with Pittman-Robertson funds. The primary purpose of the acquisition was to manage the area as a sanctuary or controlled hunting area for waterfowl.

Community leaders believe the current title is too confusing to potential visitors as to the recreational opportunities the unit has to offer, while "Bay City State Park" offers a more traditional meaning that would lessen such confusion.

The intention is to bring the Bay City Unit of the Michigan state park system closer to the local community as part of a partnership with community entities to better the park. This proposal is

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part of a formal collaborative action plan with those organizations to begin changes beneficial to the park and to park visitors.

The name change is expected to help draw more people to the facility, increase commerce for local tourist-related businesses, and help lessen confusion for those potential users who are seeking more information.

By changing the name from a recreation area to a state park, there could be concern from local hunters regarding accessibility and regulatory changes. However, the Department is recommending boundary changes that will increase rather than decrease hunting opportunities.

Other States

The Department does not see any relevance with this change regarding other states.

Biological

The Department does not expect a biological impact.

Social

Since September 27, 2016, the Department and local community leaders, including officials of the Bay City and Bay County governments, the Bay Area Chamber of Commerce, the Great Lakes Bay Regional Convention & Visitors Bureau, and the Bay Area Community Foundation, have collaborated to produce an action plan. One of the items of the action plan was to re-designate the park to its original name: Bay City State Park.

Bay City State Park was the original name of the park from 1923 to 1994 when it was then changed to Bay City State Recreation Area. This change appears to have caused confusion with local citizens who, as well as local media, continue to call the unit Bay City State Park.

Economic

The intention of the name change is to attract more recreational user to the park. Changing the name of the facility will require updates to signs, letterhead, and other print and marketing materials.

Tobico Marsh Boundary

In Michigan, a state park or refuge is closed to hunting and trapping unless otherwise noted in the Wildlife Conservation Order or by Department permit. Due to the proposed re-designation, the Department evaluated the current hunting boundaries of the Bay City Recreation Area.

At the July 13, 2017, Natural Resources Commission meeting, the Department presented a proposal for 1,038 acres of expanded hunting opportunity, including:

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- Establishing the Tobico Marsh Wildlife Refuge as seasonally closed. The refuge was proposed open to hunting, trapping, and other recreation except from September 1 - December 15 annually
- Lowering the northern boundary of the refuge to expand hunting and access to the marsh
- Opening hunting on the western edge of the refuge where the looped trail is located
- Allowing hunting by permit only near the southern boundary of the refuge where the educational trails are located

The Department hosted a public meeting on August 7, 2017, at the Bay City Recreation Area in response to feedback on the above “for information” version of this order presented in July. Over 300 people attended, and the majority of comments were related to firearm safety concerns for trail user and coastal residents. The order was pulled from the August 10, 2017, Natural Resources Commission agenda in order to allow for additional feedback and discussion of the proposal.

On August 17, 2017, the Department met with several stakeholder groups to discuss possible changes to the originally proposed recommendations. Attending parties included: representatives from Sen. Green’s office, Representative Elder’s office, Bay County Executive’s office, Friends of Bay City State Recreation Area, Bay Area Community Foundation, Bay Area Chamber of Commerce, and Michigan United Conservation Clubs.

Another public meeting took place on September 11, 2017 at Delta College in order to collect feedback on proposed modifications to be presented at the September 14, 2017, Natural Resources Commission meeting. There were about 150 attendees and the majority of feedback was related to firearm safety concerns for trail users and coastal residents.

In order to ensure that the park continues to offer diverse recreational opportunities including hunting and trapping, the Department modified the original recommendations, and proposed the following at the September 14, 2017 Natural Resources Commission meeting:

- In the Tobico Marsh where hunting and trapping have historically been allowed, the Department recommended increasing the southern boundary to allow better access to users.
- The eastern boundary of the area newly open to hunting area was proposed to have a 150-yard no hunting buffer.
- The Tobico Marsh Wildlife Refuge boundaries were adjusted to preserve the refuge as an important stopover point for waterfowl and closing the refuge to entry from September 1 to January 1 annually. No hunting would be allowed in the refuge portion of the marsh at any time.
- On the western side of the refuge is a popular two-mile trail loop. The trail loop down to the visitor center was proposed as closed to hunting to be maintained as a wildlife viewing area. An additional 150-yard no-hunting zone was proposed between the trail loop and the western side of the Tobico Marsh which is currently open to hunting.

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In order to address public safety concerns expressed at the public meetings and communicated to the Department and the Natural Resources Commission by several concerned stakeholder groups, the Department proposes that only the firearms allowed in the “limited firearms deer zone” may be used in the park. These include:

- A shotgun with a smooth or rifled barrel.
- A .35 caliber or larger pistol capable of holding no more than nine shells at one time in the barrel and magazine combined and loaded with straight-walled cartridges.
- A muzzle-loading rifle or black-powder pistol loaded with black-powder or a commercially manufactured black-powder substitute.
- A .35 caliber or larger rifle loaded with straight-walled cartridges with a minimum case length of 1.16 inches and a maximum case length of 1.80 inches.
- A .35 caliber or larger air rifle or pistol charged only from an external high-compression power source such as an external hand pump, air tank, or air compressor.

The order was tabled for a month to allow the Director and the Natural Resources Commission time to evaluate public feedback received to date and to review additional recommendations proposed by Department personnel. The order was resubmitted for information at the Natural Resources Commission meeting on November 9, 2017, after additional engagement with stakeholder groups took place on October 20, 2017.

The final order, to be presented for action at the December 14, 2017, Natural Resources Commission meeting, and recommended for an effective date of March 1, 2018, includes all of the previous recommendations presented on September 14, 2017, and November 9, 2017, except the following:

- The area proposed to be newly open to hunting that is directly north of the Tobico Marsh Wildlife Refuge is recommended to be open to firearm hunting for waterfowl only.

Issues Pros and Cons

The Tobico Marsh hunting boundary recommendations are intended to provide more hunting and trapping opportunity within the park. Establishing an area where only waterfowl may be hunted with firearms will also help to reduce perceived safety concerns as lawful waterfowl hunting is limited to specific shot sizes which do not carry as far as some traditional deer hunting loads. By limiting the types of equipment that can be used for hunting throughout the park and by establishing the two no-hunting zones, the Department intends to alleviate public safety concerns and reduce potential user conflict.

Biological

Hunting and trapping will continue to play a role in the conservation of natural resources at the park. In addition, by moving the northern and western boundary, there will be additional opportunities to harvest deer, waterfowl, muskrat, mink, raccoon, and beaver.

The Tobico Marsh collectively will continue to serve as a migratory bird stopover location. In addition, when the weather is rough on the Saginaw Bay, it provides safe harbor for waterfowl.

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Social

The Law Enforcement Division supports the changes as the existence of trails within the Refuge was confusing to park visitors. In addition, moving the northern boundary of the Refuge further south allows for more access, particularly for hunters and trappers. The Department has received feedback regarding potential use conflicts between hunters and trail users on the proposed regulation changes. In addition, residents near the area expressed safety concerns regarding expanding the area open to hunting and hunting in proximity to the trails. The Department engaged in a public meeting regarding the provisions of this order on August 7, 2017 and provided another public informational meeting on September 11, 2017. In addition, the Department engaged in discussions with representatives from Senator Green's office, the Bay County Executive's office, Representative Elder's office, the Bay City Area Chamber of Commerce, Michigan State Parks Advisory Committee, Bangor Downtown Development Authority, the Friends of Bay City State Recreation Area, and Saginaw Field and Stream.

Economic

The Department expects that the boundary changes will result in more recreational use of the Tobico Marsh.

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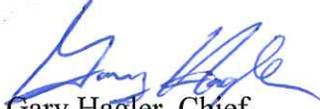
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Relevant Divisions have contributed to the preparation of this order. This order was submitted for information on June 12, 2017, at the Natural Resources Commission meeting. This item appeared on the Department's June, September, October, and November, 2017 calendars and may be eligible for approval on December 14, 2017.



Russ Mason, Ph.D., Chief
Wildlife Division



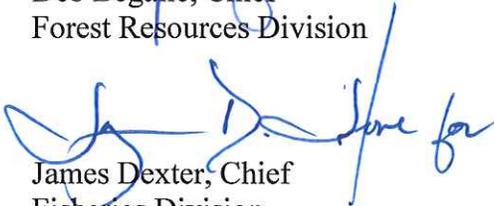
Gary Hagler, Chief
Law Enforcement Division



Deb Begalle, Chief
Forest Resources Division



Ronald A. Olson, Chief
Parks and Recreation Division



James Dexter, Chief
Fisheries Division



William O'Neill
Natural Resources Deputy

I have analyzed and discussed these recommendations with staff and concur as to matters over which the Director has authority.



Keith Creagh, Director

12/14/17

Date

WILDLIFE CONSERVATION ORDER

Amendment No. 7 of 2017

By authority conferred on the Natural Resources Commission and the Director of the Department of Natural Resources by sections 40107 and 40113a of 1994 PA 451, MCL 324.40107 and 324.40113a, it is ordered that effective March 1, 2018, the following section(s) of the Wildlife Conservation Order shall read as follows:

7.51 Bay City state park, hunting and trapping allowed, exceptions; wildlife refuge entry; posting required.

Sec. 7.51 (1) Hunting and trapping shall be allowed during the open seasons established in this order within a portion(s) of the state-owned lands within sections 11, 12, 13, 14, 18, 24 and 25 except as follows:

(a) Within the two safety zones of 150 yards (450 feet) from the posted and designated state trails located:

(i) west of the northerly edge of the boundary of the state-owned land starting at a point approximately north-west of the center of section 19, T15N R05E, at the north-eastern corner of the state-owned land designated as the Tobico marsh wildlife refuge then north-north-westerly to intersect the east-west centerline of section 13, T15N R04E; and

(ii) west of the posted and designated state trails located south and west from the designated Tobico marsh wildlife refuge, as defined in section 5.12 of the land use orders of the director, and defined as beginning at the intersection of little Killarney beach road and Killarney beach road, including those state-owned lands north and west of little Killarney beach road and Killarney beach road, including that portion of state land in section 19 and 30, T15N R05E, which is not included in the Tobico wildlife refuge, including those lands westerly and northerly of the westerly trail loop crossing into section 25, T15N R04E, approximately 1150 feet south of the northeast corner of said section 25, then heading in a rough-meander north-westerly into section 24, T15N R04E, to a point approximately 251 feet north and 417 feet east of the center of said section 24, with a short south-easterly turn of approximately 730 feet then north-north-westerly to a point approximately 752 feet east and 450 feet north of the center of said section 24, then east parallel along the quarter-quarter section lines to the northwest corner of the state-owned land designated as the Tobico marsh wildlife refuge, then south-easterly, east and south along the boundary of the Tobico marsh wildlife refuge to the point of beginning.

(b) Within the Tobico marsh wildlife refuge as defined in section 5.12 of the land use orders of the director.

(c) Within the Tobico marsh waterfowl hunting area defined as those state-owned lands north of the Tobico marsh wildlife refuge, north of the southwest Tobico marsh trails no-hunting zone (defined in Section 7.5.1(2)(a)(ii) and excluding these areas), and west of the northeast Tobico marsh trails no-hunting zone (defined in Section 7.5.1(2)(a)(i) and excluding this area), and includes all state-owned lands in the south half of section 13, T15N R04E, the southwest corner of section 18, T15N R05E, and the east portion in the north one-quarter section strip of section 24, T15 R04E, which is located east of a line beginning at the northwestern-most corner of the southwest Tobico marsh trails no-hunting zone (a point where the quarter-quarter line intersects Lesperance drain and which is approximately 752 feet east and 450 feet north of the center of said section 24) then heading north-northwest (approximately N1.25°W) approximately 660 feet, then easterly (approximately N88.125°E) approximately 137 feet paralleling the quarter-quarter line to a point on the north-south quarter-quarter line, then north and northwesterly along the east side of non-state-owned land inholding by heading north approximately 440 feet along the north-south quarter-quarter line, then north-northwesterly (approximately N25.61278°W) approximately 1,160 feet to the north section line of said section 24 (T15N R04E) only migratory game birds shall be hunted with a firearm subject to regulations as described in this order.

(3) An individual shall not use in hunting, or, subject to section 43510, 1994 PA 451, MCL 324.43510, possess a field in the Bay city state park a firearm other than those described in section 2.1(4) of this order as allowable within the "limited firearms deer zone".

(4) Signs identifying the boundaries of the areas of state-owned lands open to hunting and trapping shall be posted in such a manner and at such locations as will provide reasonable notice to the public.

Issued on this 14th day of December, 2017.

Approved as to matters over which the Natural Resources Commission has authority.



John Matovich, Chairman
Natural Resources Commission

Approved as to matters over which the Director has authority.



Keith Creagh
Director



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

SUBMITTED: June 12, 2017
RESUBMITTED: September 6, 2017
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MEMORANDUM TO THE DIRECTOR

Information: Natural Resources Commission

Subject: Order to Re-designate Bay City State Recreation Area to Bay City State Park
Land Use Order of the Director Amendment No. 3 of 2017

Authority:

The Natural Resources and Environmental Protection Act, 1994 PA 451, authorizes the Director to issue orders to implement land use rules.

Discussion and Background:

Currently, the Bay City State Recreation Area is a unit of the Michigan state park system, heavily used and supported by the residents of the tri-county area (Bay, Saginaw, and Midland) and especially by the residents of the Bay City metropolitan area. The southern half of the park consists of a modern campground, day use area, a mile of shoreline on the Saginaw Bay, a visitor center, and the non-hunting portion of the park's Tobico Marsh; these areas are heavily used in the summer and moderately used in the winter. This portion of the Tobico Marsh has become the locale of a popular multi-use trail system and is often used as a setting for the educational programs of the park's visitor center. The roughly northern half of the park's Tobico Marsh watershed area consists of areas used mostly by a small number of hunters and trappers due to difficulty in accessing the area.

In 1922, the Michigan Conservation Commission (the forerunner of the Natural Resources Commission) accepted a transfer from the City of Bay City of a tract of land along the shore of the Saginaw Bay with the condition that it becomes a state park. This parcel shortly thereafter became Bay City State Park. The Tobico Marsh State Game Area was developed adjacent to the Bay City State Park. In 1994, just after approximately 2,000 acres of land (collectively known as the Tobico Marsh) was added to the Tobico Marsh State Game Area (using Pittman-Robertson funds). Following the addition of lands to the Tobico Marsh State Game Area, the state park and state game areas were combined and re-designated the Bay City State Recreation Area. At that time, Wildlife and Parks and Recreation Divisions entered into an agreement to define their areas of responsibility, which continues to be utilized today.

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Land Use Orders of the Director Amendment No. 3 of 2017

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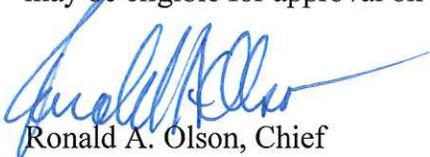
Since September 27, 2016, the Department and local community leaders, including officials of the Bay City and Bay County governments, the Bay Area Chamber of Commerce, the Great Lakes Bay Regional Convention and Visitors Bureau, and the Bay Area Community Foundation, have collaborated in a joint task force process to produce an action plan to increase access to the park's beach and shoreline as well as to promote the park in general. One of the items of the action plan was to re-designate the park to its original name: Bay City State Park.

The community leaders concluded that the current title was confusing to some potential visitors as to the nature and the recreational opportunities the unit had to offer, while "Bay City State Park" offered a more traditional meaning that would lessen such confusion. In keeping with the traditional use of the Tobico Marsh, the Department also recommends prohibiting the launch of motorized watercraft.

Concurrently with this request, a Wildlife Conservation Order (WCO) amendment is being submitted separately to the Natural Resources Commission (NRC) for the purpose of updating the unit name in WCO 7.51, as well as to update the demarcation between hunting areas, non-hunting areas and the seasonal refuge. The Department intends to continue cooperative management of Tobico Marsh between Wildlife Division and Parks and Recreation Division to provide and enhance nesting, brood rearing, and migratory habitat for native waterfowl species; protect and enhance the lake plain prairie community; provide fish spawning and rearing habitat; provide for additional waterfowl hunting and furbearer harvest; create opportunities for nature study, including hiking trails and observation areas; and assist with the protection of the archaeological discoveries. This cooperation is evident in the concurrently submitted WCO amendment, which recommends boundary changes that will increase rather than decrease hunting opportunities. In order to align with the changes proposed in the WCO amendment, the effective date of this order is recommended as March 1, 2018.

This order will not negatively affect the cooperative management of the unit between divisions, which has been highlighted as an example for cooperative management. Maintaining a diverse recreational experience for visitors to enjoy is a significant goal in the management of this area.

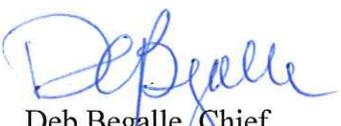
Relevant Divisions have contributed to the preparation of this order. This order was submitted for information on June 12, 2017, at the Natural Resources Commission meeting. This item appeared on the Department's June, September, October, and November, 2017 calendars and may be eligible for approval on December 14, 2017.



Ronald A. Olson, Chief
Parks and Recreation Division



Gary Hagler, Chief
Law Enforcement Division



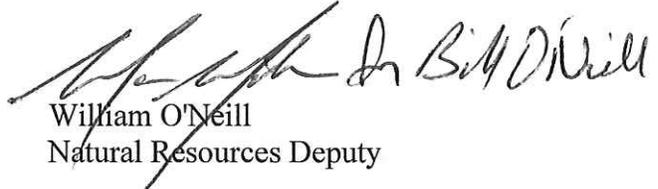
Deb Begalle, Chief
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Russ Mason, Ph.D., Chief
Wildlife Division



James Dexter, Chief
Fisheries Division



William O'Neill
Natural Resources Deputy

LAND USE ORDERS OF THE DIRECTOR

Amendment No. 3 of 2017

By authority conferred on the Director of the Department of Natural Resources by Section 504 of the Natural Resources Environmental Protection Act, 1994 PA 451, as amended, MCL 324.504, and in accordance with R 299.921 to R 299.933, the Director of the Department of the Natural Resources orders the following:

5.12 Certain state parks and recreation areas, requirements for use, certain conduct prohibited.

Order 5.12. The following conduct shall apply to use of Michigan state parks and recreation areas:
Fayette state park, certain conduct prohibited.

(1) A person shall not do the following at Fayette SP located in Delta county:

(a) Dive, swim, water ski, skin or scuba dive, or attempt to dive, swim, water ski, skin or scuba dive from any vessel operating within or moored to the docks or piling or anchored to the bottomlands of snail shell harbor, Fayette SP, Delta county, without written permission of an authorized representative of the department.

(b) Enter or occupy the face of the limestone cliffs in section 33, T39N R19W, and section 4, T38N R19W.

Palms book state park, prohibited conduct.

(2) A person shall not do any of the following at palms book SP:

(a) Swim, bathe, skin or scuba dive, fish, or boat in the big spring, Kitchitiki, palms book SP.

(b) Use the department owned raft on the big spring for anything other than viewing.

Island lake recreation area, conduct prohibited.

(3) A person shall not do the following at the island lake RA:

(a) Operate a vessel powered by a motor on the waters of spring mill pond.

Sterling state park, conduct prohibited.

(4) A person shall not do the following at Sterling SP:

(a) Launch or attempt to launch a vessel equipped with an inboard or outboard motor, except an electric motor, into the waters of the south lagoon from any state-owned lands lying south of the centerline of the park entrance road.

Pontiac lake recreation area, prohibited conduct.

(5) A person shall not do any of the following at the Pontiac lake RA:

(a) Possess or fly a hang glider on any state-owned lands within the Pontiac lake RA.

(b) Enter into a pen area or buffer zone around a pen area established by the department from June 10 to July 15 for the temporary holding of geese. This prohibition shall not apply to a person issued a written permit by the district wildlife supervisor allowing entry into the area.

Ludington state park, prohibited conduct.

(6) A person shall not do the following at Ludington SP:

(a) Park a vehicle of any type between the hours of 12:00 midnight and 6:00 a.m. in the parking areas adjacent to highway M-116 from the south limit of the park to the bridge over big Sable river.

South Higgins lake state park, prohibited conduct.

(7) A person shall not do the following at south Higgins lake SP:

(a) Park or leave a motor vehicle in the day use area of south Higgins lake SP between the hours of 10:00 p.m. and 8:00 a.m. without written permission from a representative of the department.

(b) Leave a trailer unattached to a vehicle in the boat launch parking lot.

(c) Park a vehicle without boat trailer attached, or a vehicle not being used to transport a boat, in the boat launch parking lot.

(d) A person shall not leave a vessel unattended, moored to access piers, in boat basin, beached along shoreline, or anchored to riparian bottomlands between the hours of 10:00 p.m. and 8:00 a.m., without prior written approval from an authorized representative of the department.

Pinckney recreation area, prohibited conduct.

(8) A person shall not do the following at the Pinckney RA:

(a) Use any state-owned lands in the S ½ of the S ½ of section 23, T1S R3E, for the purpose of launching or attempting to launch onto the waters of Island lake, any watercraft equipped with an inboard or outboard motor.

(b) Consume or possess any alcoholic beverage within ¼ mile surrounding and including the parking lot at Pickerel lake, section 8, T1S R4E, as posted.

(c) Launch or attempt to launch a vessel equipped with an inboard or outboard motor, except an electric motor, onto the waters of Pickerel lake, section 8, T1S R4E.

Silver lake state park, prohibited conduct.

(9) A person shall not do any of the following within Silver lake SP without first obtaining proper written permission from the department:

(a) Store, leave, park or otherwise place any boat, fish shanty, vehicle, bicycle, equipment, tool, device or other property which is at any time during its presence in the park made available for rent, lease, or sale.

(b) Use or occupy any land or water within the park to solicit, conduct, operate, engage in, or maintain a business of any nature or use such areas as a base of commercial operations. For purposes of this order, "base of operations" means a use of lands or waters which is a principal or significant aspect of any commercial activity.

Porcupine mountains wilderness state park, prohibited conduct.

(10) A person shall not do any of the following in the Porcupine mountains wilderness SP without first obtaining proper written permission from the department:

(a) Feed a bear or lure any bear with food. This provision does not apply to the lawful baiting of bear as described in orders issued pursuant to part 401, wildlife conservation, of Act 451 of 1994.

(b) Operate a snowmobile off the designated snowmobile route.

Waterloo recreation area, prohibited conduct.

(11) A person shall not do the following at the Waterloo RA:

(a) Enter into a pen area or buffer zone around a pen area established by the department from June 10 to July 15 for the temporary holding of geese. This prohibition shall not apply to a person issued a written permit by the district wildlife supervisor allowing entry into the area.

Fort Custer recreation area, prohibited conduct.

(12) A person shall not do the following at the fort Custer RA:

(a) Excavate, dig or probe the grounds, or remove ordnance without written permission.

(b) Operate a snowmobile off the designated snowmobile route.

Grand Haven state park campground, prohibited conduct.

(13) A person shall not do the following at Grand Haven SP:

(a) Place or allow a recreational camping unit under their control to be placed front-first upon a campsite in the Grand Haven SP campground. The tongue of a trailer or front of a self-propelled camping unit shall face the roadway.

(b) A person, including a person's camping unit, shall not remain for more than 15 nights in any 20 night period from May 15 through September 15 without the written permission of the district supervisor.

Holland state park, prohibited conduct.

(14) A person shall not possess or use furniture designed or intended for indoor use within Holland SP from May 15 to July 15 unless the furniture is enclosed within a camping shelter. Furniture that is designed or intended for indoor use and is placed outside of a camping shelter may be removed at the discretion of the park manager.

Sanilac petroglyphs historic state park, prohibited conduct.

(15) A person shall not do any of the following at the Sanilac petroglyphs historic SP:

(a) Enter into the fenced area containing the petroglyph rock when the entry gate is closed.

(b) Walk upon or otherwise come into contact with the petroglyph rock within the fenced area.

Ionia recreation area, prohibited conduct.

(16) A person that has been issued a campsite permit shall not possess or allow to be possessed upon the campsite more than 4 animals other than horses by all members of the camping party combined.

Seven lakes state park, prohibited conduct.

(17) A person shall not operate a snowmobile, or other motorized snow contrivance without written permission from an authorized representative of the department.

Port Crescent state park, prohibited conduct.

(18) With the exception of accessing Saginaw bay via the campground, a person shall not operate a snowmobile, or other motorized snow contrivance without written permission from an authorized representative of the department.

Holly recreation area, prohibited conduct.

(19) A person shall not operate a snowmobile or other motorized snow contrivance outside an area bordered by McGinnis road to the north, Wildwood road to the east and Dixie highway to the south, without written permission from an authorized representative of the department.

Algonac state park campground, prohibited conduct.

(20) A person shall not place or allow a recreational camping unit under their control to be positioned horizontal to the park's roadways in the riverfront campground. The tongue of a trailer or front or rear of a self-propelled camping unit shall face the park's roadway, and all camping units must be parked on pads where they exist.

Bay City state park, prohibited conduct

(21) A person shall not do any of the following at Bay City SP:

(a) Operate a snowmobile off the designated snowmobile route.

(b) Enter Tobico marsh wildlife refuge of Bay City SP, being those state-owned lands in section sections 24 of T15N R04E, and sections 19 and 30 of T15N R05E, bounded by a line beginning at the water's edge of the Tobico marsh wildlife refuge within section 24 where the Lesperance drain discharges into the Tobico marsh wildlife refuge which is located approximately 1150 feet east and 453 feet north of the center of section 24, T15N R04E, then continuing east parallel to the quarter-quarter section lines section of 24, T15N R04E, and 19, T15N R05E, to Killarney beach road and the eastern boundary of the posted state-owned land with the posted and designated state trail, then southeasterly along the west edge of the designated state trail located west of Killarney beach road to a point on the quarter-quarter section line and approximately 837 feet north of the intersection of little Killarney beach road with Killarney beach road, then west approximately 1766 feet parallel along said quarter-quarter section line approximately 1500 feet to a point on said quarter-quarter section line, then diagonally north-northwesterly approximately 5340 feet, to the point of beginning, excluding the posted and designated state trails, from September 1 to January 1 of each year without written permission from the wildlife regional supervisor or their representative.

(c) Launch a motorized vessel from state-owned lands onto the waters of Bay City SP, except department employees, designees of department employees, or fire, emergency, or law enforcement personnel performing official duties.

Rockport state recreation area, prohibited conduct.

(22) Operate a snowmobile in sections 13, 24, 25, 26, and the north 750 feet of sections 35 and 36, T33N, R08E, except along the 100-foot wide utility line corridor that parallels the Lake Huron shoreline; section 36, T33N, R08E and section 31, T33N, R09E east of the old railroad corridor that parallels the Lake Huron shoreline; the east half of the northeast quarter of section 12, the south half of section 12, and section 13, T32N, R08E; the south 600 feet of the southwest quarter of section 6, the southwest quarter of the northwest quarter of section 8, the northwest quarter and the south half of section 7, T32N, R09E, except a designated corridor extending from Rockport road south through section 7; and all state land on Middle island, sections 3, 4, 9, and 10, T32N, R09E.

Lime island state recreation area, prohibited conduct.

(23) Enter, use, occupy, moor, or dock onto, the southern half of the Lime Island coal dock, as posted, lying within T43N, R03E, Section 26 and T42N, R03E, section 35 between May 1 and September 1, except that boats may be moored on the eastern side of the entire coal dock for safety during high seas and storm events.

Belle isle park, prohibited conduct.

(24) A person shall not do any of the following at Belle isle park.

(a) Enter and remain or park a vehicle of any type on the premises of the Belle Isle ark, between the hours of 10:00p.m. and 5:00a.m., without permission of the department.

(b) Erect a canopy larger than 9 feet by 9 feet, and have more than 2 canopies per group unless with written permission of the department.

(c) Erect a canopy that is not open on two sides of the structure.

- (d) Erect a canopy unless someone of 21 years of age or older is supervising.
- (e) Skate, bicycle or use any similar contrivances on buildings or structures not otherwise developed for this purpose.
- (f) Feed geese, gulls, and other bird species.
- (g) Possess a grill of any type in and around playscapes, giant slides or next to buildings
- (h) Operate a snowmobile, or other motorized snow contrivance without written permission from an authorized representative of the department.

Watkins Lake state park and county preserve, prohibited conduct.

(25) Annually from September 1 through January 1 and from February 15 through May 15, a person shall not enter or take any animals from Watkins lake and the state-owned lands surrounding, unless authorized in writing by the Department, specifically being the SE 1/4, the SE 1/4 of the NE 1/4, and the S 1/2 of the SW 1/4 of the NE 1/4 of section 13, T04S R02E, within Watkins Lake state park and county preserve; except Arnold road and the associated upland roadside edge shall remain open to entry.

5.16a Entry, use and occupancy of certain state parks, recreation areas and scenic sites, prohibited conduct.

Order 5.16a (1) A person shall not do any of the following:

(a) Enter any of the following state-owned lands with a motor vehicle unless a valid Michigan recreation passport has been purchased and affixed to the vehicle:

- (1) Agate falls scenic site, Ontonagon county.
- (2) Algonac SP, St. Clair county.
- (3) Aloha SP, Cheboygan county.
- (4) Bald mountain RA, Oakland county.
- (5) Baraga SP, except off-road recreation vehicles regulated under Part 811 of 1994 PA 451, MCL 324.81101 to 324.81150, Baraga county.
- (6) Bass river RA, recreation area lands located in sections 1 and 12, T7N, R15W, in Robinson township; and in sections 7 and 8, T7N, R14W in Allendale township north and west of bass river and SW of grand river, Ottawa county.
- (7) Bay city SP, Bay county.
- (8) Belle isle SP, Wayne county.
- (9) Bewabic SP, Iron county.
- (10) Bond falls scenic site, Ontonagon county.
- (11) Brighton RA, Livingston county.
- (12) Brimley SP, Chippewa county.
- (13) Burt lake SP, Cheboygan county.
- (14) Cambridge Junction Historic State Park, Lenawee county.
- (15) Cheboygan SP, Cheboygan county.
- (16) Clear lake SP, except off-road recreation vehicles regulated under Part 811 of 1994 PA 451, MCL 324.81101 to 324.81150, Montmorency county.
- (17) Coldwater lake SP, Branch county.

18) Craig lake SP, all state park designated lands located in sections 32, 33, 34, 35, 36, 28, 27, 26, 25, 21, 22, 23 and 24, T49N, R31W, Baraga county.

(19) Dodge #4 SP, Oakland county.

(20) Duck lake SP, Muskegon county.

(21) Fayette SP, Delta county.

(22) Fort Custer RA, Kalamazoo county.

(23) Fort Wilkins SP, Keweenaw county.

(24) Fisherman's island SP, Charlevoix county.

(25) Grand haven SP, Ottawa county.

(26) Grand Mere SP, Berrien county.

(27) Harrisville SP, Alcona county.

(28) Hartwick pines SP, Crawford county.

(29) Hayes SP, Jackson, Lenawee, and Washtenaw counties.

(30) Highland RA, Oakland county.

(31) Hoeft SP, Presque isle county

(32) Hoffmaster SP, Ottawa and Muskegon counties.

(33) Holland SP, Ottawa county.

(34) Holly RA, all recreation area land in sections 20, 21, 27, 28, 29, 32, and 33 T5N, R8E north and east of highway M-54 (Dixie highway), west of Wildwood road and south of grange hall road. Recreation area land in sections 13, 14, 23, 24, 25 (remote control aircraft flying field only) and 26 (north of grange hall road only), T5N,R7E west of I-75, Oakland county.

(35) Indian lake SP, Schoolcraft county.

(36) Interlochen SP, Grand Traverse county.

(37) Ionia RA, Ionia county.

(38) Island lake RA, Oakland and Livingston counties.

(39) Keith J. Charters Traverse City SP, Grand Traverse county.

(40) Lake Gogebic SP, Gogebic county.

(41) Lake Hudson RA, Lenawee county.

(42) Lakeport SP, St. Clair county.

(43) Laughing whitefish falls scenic site, Alger county.

(44) Leelanau SP, Leelanau county.

(45) Lime island RA, Chippewa county.

- (46) Ludington SP, Mason county.
- (47) Maybury SP, Wayne county.
- (48) McLain SP, Houghton county.
- (49) Mears SP, Oceana county.
- (50) Menominee river RA, Menominee county.
- (51) Metamora-Hadley RA, Lapeer county.
- (52) Mitchell SP, Wexford county.
- (53) Muskallonge lake SP, except off-road recreation vehicles regulated under part 811 of 1994 PA 451, MCL 324.81101 to 324.81150, Luce county.
- (54) Muskegon SP, Muskegon county.
- (55) Newaygo SP, Newaygo county.
- (56) Negwegon SP, Alcona and Alpena counties.
- (57) North Higgins lake SP, Crawford county.
- (58) Onaway SP, Presque isle county.
- (59) Orchard beach SP, Manistee county.
- (60) Ortonville RA, Oakland and Lapeer counties.
- (61) Otsego lake SP, Otsego county.
- (62) Palms book SP, Schoolcraft county
- (63) Petoskey SP, Emmet county.
- (64) Pinckney RA, Washtenaw and Livingston counties.
- (65) Pontiac lake RA, Oakland county.
- (66) Porcupine mountains wilderness SP, Ontonagon and Gogebic counties.
- (67) Port crescent SP, Huron county.
- (68) Proud lake RA, Oakland county.
- (69) Rifle river RA, Ogemaw county.
- (70) Rockport RA, Presque isle and Alpena counties.
- (71) Saugatuck SP, Allegan county.
- (72) Seven lakes SP, Oakland county.
- (73) Silver lake SP, Oceana county.
- (74) Sleeper SP, Huron county.

- (75) Sleepy Hollow SP, Clinton county.
- (76) South Higgins lake SP, Roscommon county.
- (77) Sterling SP, Monroe county.
- (78) Straits SP, Mackinac county.
- (79) Tahquamenon falls SP, Luce and Chippewa counties.
- (80) Tawas point SP, Iosco county.
- (81) Thompson's harbor SP, Presque isle county.
- (82) Tippy dam RA, Manistee county.
- (83) Twin lakes SP, except vehicles regulated under part 811 of 1994 PA 451, MCL 324.81101 to 324.81150, Houghton county.
- (84) Van Buren SP, Van Buren county.
- (85) Van riper SP, Marquette county.
- (86) Wagner falls scenic site, Alger county.
- (87) Warren dunes SP, Berrien county.
- (88) Warren woods SP, Berrien county.
- (89) Waterloo RA, lands in Jackson and Washtenaw counties, with the exception of section 2, 3, 11, 12, 13, 14, 15, 21, 22, 23, 24, 27, 28, 29, T1S, R2E, Jackson county.
- (90) Watkins lake SP and County Preserve, Jackson county.
- (91) Wells SP, Menominee county.
- (92) Wetzel RA, Macomb county.
- (93) Wilderness SP, Emmet county.
- (94) Wilson SP, Clare county.
- (95) Yankee springs RA, Barry county.
- (96) Young SP, Charlevoix county.

This amended order shall be posted on or after the 1st day of March, 2018.

Issued on this 14th day of December, 2017.



Keith Creagh
Director

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RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

SUBMITTED: September 22, 2017
RESUBMITTED: November 13, 2017
RESUBMITTED: December 6, 2017

MEMORANDUM TO THE DIRECTOR

Information: Natural Resources Commission

Subject: Public Act 288 of 2016; Forest Road Inventory in the Northern Lower Peninsula
Land Use Order of the Director Amendment No. 5 of 2017

Authority: The Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, authorizes the Director to issue orders to implement land use rules.

Discussion and Background

Currently, state-managed forest roads in the Upper Peninsula are open to off-road vehicle (ORV) use unless closed by the Department, and state-managed forest roads in the Lower Peninsula are closed to ORV use unless posted open by the Department.

A forest road is defined in MCL 324.81101 as “a hard surfaced road, gravel or dirt road, or other route capable of travel by a 2-wheel drive, 4-wheel conventional vehicle designed for road use. Forest road does not include a Street, County Road or Highway.”

Public Act 288 of 2016 amended Part 721, Michigan Trailways, of the Natural Resources and Environmental Protection Act as follows:

- The Department is required complete a comprehensive inventory of state-managed forest roads by dividing the state into five regions, the Upper Peninsula being one region. The two most northerly regions in the Lower Peninsula shall be completed by December 31, 2017, and the remaining regions by December 31, 2018. The inventory shall identify locations, condition, development level, and types and times of restrictions existing on motorized and non-motorized use.
- After completion of a road inventory, the Department is required to:
 1. Open forest roads to motorized use by the public unless designated otherwise by the Department pursuant to the procedure for a Land Use Order of the Director; and
 2. Annually post to its website the total miles of forest roads open to motorized use and a map or maps of those forest roads.

- Before the Department newly restricts a road from being used to access public land, the local unit of government shall be provided a written notice that includes the reason for the restriction.

In June 2017, the Department completed a road inventory of state-managed forest roads in the two most northerly regions in the Lower Peninsula and identified the following:

- Location- Roads identified on maps
- Condition- Present condition of roads
- Development Level- Surface type
- Types of Restrictions (motorized and non-motorized) by segment and season of restriction
- Criteria for restrictions on roads
- Other road attributes including surface type, width, current condition, and whether the road is open or closed to multiple uses

The Department mapped out and reviewed all state-managed forest roads on state-owned land managed by the Forest Resources, Parks and Recreation, and Wildlife Divisions in the two most northerly regions in the Lower Peninsula. Based on that review, the Department initially proposed to have 86.13% of the road mileage be open to ORV use and 13.87% of the road mileage be closed to ORV use. This initial proposal was made available for public review from June 1, 2017 to July 15, 2017, and the Department offered a variety of methods for the public to provide input including stakeholder meetings, public meetings, email, letters, and an online web map designed to accept comments on specific roads or road segments. Upon completion of the public review period, Department staff met to review and consider the public input. As a result, Department staff developed a second proposal for state-managed forest roads that will be open and closed to ORV use.

This second proposal was also published using an online web map and public input was accepted during a second, 45-day public input period from October 2, 2017 to November 16, 2017. A review of public input received by Department staff resulted in a final proposal.

The Department proposes the following:

- 6,308.6 (83.84 %) miles be open to ORV use in the two most northerly regions in the Lower Peninsula; and
- 1,213.6 (16.13 %) miles be closed to ORV use in the two most northerly regions in the Lower Peninsula.

The Department considered the following reasons for proposing closing roads:

- Environmental and resource protection
- Dedicated or nominated natural area
- Conflicts with adjacent property ownership
- Litter and dumping

December 6, 2017

- User safety
- Lack of legal access (easement needed)
- Road density
- Reduce user conflict
- Poor road conditions
- Administrative Rule
- Land Use Order
- Deed restriction
- Management plans
- Temporary management access
- Military land restrictions
- Grouse Enhanced Management Systems

The map with the approved state-managed forest roads open and closed to ORV use in the northern Lower Peninsula will be published online by December 31, 2017. Signs will be posted on the state-managed forest roads closed to ORV use.

A Land Use Order of the Director for the Southern Lower Peninsula and the Upper Peninsula will be developed in 2018. The final comprehensive inventory of state-managed forest roads will be available online in December 2018. Although Public Act 288 established December 2018 as the deadline to complete the statewide forest road inventory, once the final comprehensive inventory map is posted online, the Department will continue to review road use and other issues, and the map will be updated annually to reflect modifications to which forest roads are open, depending on changing circumstances, land use patterns, resource protection, and other factors. Opening roads to ORV use in the Lower Peninsula represents a significant change in land use and has resulted in considerable interest and concern from the public, user groups, and stakeholders. Department staff will monitor these factors as a regular course of business and continue to accept and review public comments and stakeholder input regarding desired changes to forest roads that are open or closed to ORV use.

If resource damage as a result of ORVs does occur, the Department plans to address this damage with additional restrictions, including closures to ORV use. Use of forest roads for recreation and access must be balanced against the need for resource protection, wildlife concerns, and public safety.

Issues Pros and Cons

Michigan offers countless opportunities for outdoor recreation and adventures through the availability and diversity of its public lands. There is a recreational demand for expansion of ORV use on state-managed forest roads in the Lower Peninsula, and there is confusion regarding locations of roads open to ORV use and closed to ORV use. There is a need for an accurate inventory and mapping of the state forest road system and the identification of current

restrictions on use. In addition, opening more forest roads to ORV use allows the public to take full advantage of this recreational activity.

In addition to the state-managed forest roads classified as open to ORV use through this inventory process, some county roads have been designated by a county government as open to ORV use under local regulations. Opening more state-managed forest roads to ORV and maintaining a map of forest roads open to use will expand the ORV network, increase opportunity and connectivity for ORV riders, and reduce confusion regarding where ORV use is allowed.

On the other hand, opening state-managed forest roads previously closed to ORV use will potentially degrade the road condition, possibly to the point of making them unusable or unsafe for users. Road and trail erosion and compaction caused by ORVs may reduce the quality of recreational roads and require enhanced management action to develop and maintain the roads, and increase costs associated with the necessary maintenance. In addition, opening roads previously closed to ORV use may result in expansion of illegal use and create new user conflicts.

Biological

Unintended negative consequences to wildlife due to increased human activity and noise may result, and could impact breeding, nesting, denning, and the rearing of young. The use of ORVs may widen and rut the forest roads and may increase the sediment load to streams, which may threaten fisheries. In addition, opening roads that were previously closed to ORV use may increase the spread of non-native plant species.

Social

During the public review process, the Department posted an online interactive map that provided the public an opportunity to comment on specific forest roads proposed to be open and closed to ORV use. In addition, the Department conducted Lansing stakeholder group meetings on June 13, 2017 and June 14, 2017. Additionally, the Department invited over 60 groups and organizations and three public meetings from June 19, 2017 through June 21, 2017 in West Branch, Cadillac, and Gaylord. The Department conducted tribal consultation on June 20, 2017 and June 21, 2017. The Department received over 1,000 comments during the public review process, ranging from general comments about the process and Public Act 288 to comments on special management areas and individual road segments. A complete statistical analysis of the public comments is available online or upon request.

The Department also individually consulted with and received input from many stakeholders and conservation organizations, such as specific committees of the Michigan Trails Advisory Council (MTAC) and users of the Vasa trail. Many organizations worked together (motorized and non-motorized users) to compromise on what areas should be open and closed to ORV use.

The potential exists for increased levels of user conflict with other recreation groups (such as hikers on the North Country, Iron Belle, or Vasa trails; or horses on the Michigan Shore-to-Shore Trail), and with other users of the forest (such as hauling of wood products) when all roads are opened to ORVs in the Northern Lower Peninsula. Sections of these trail systems are currently located on forest roads as well as intersecting with many forest roads, so compatibility of uses will need to be managed. User conflicts may be addressed by increasing outreach to ORV groups and the public to educate as to where ORVs may be legally ridden, responsible ORV use on first roads, methods to reduce natural resource damage and user conflicts, and continued user-group cooperation, like occurred during the initial phase of the inventory process for the Northern Lower Peninsula.

Economic

Opening forest roads to ORV use allows for additional recreational opportunity and may increase tourism in Michigan. Communities near newly opened forest roads may experience increased tourism and spending related to ORV use. In addition, broadening the ORV network by opening more forest roads may increase ORV sales.

As the House Fiscal Agency Bill Analysis for Public Act 288 recognized, the Act “create[s] additional mandates on departmental staff and time which do not currently exist.” To date, the road inventory, review, and the mapping effort has been a significant cost to the Department. In addition, there will be increased cost to maintain roads, signage, install new signage, and to address environmental and safety issues. Initially, purchase and installation of new signage made necessary by Public Act 288 will likely be the most significant expense. An estimated 2,500 new signs must be purchased at approximately \$15 per sign, and Department staff time must be expended to install the new signage. Currently, the Department has no dedicated funds for these new expenses necessitated by Public Act 288.

Recommended Changes to the Land Use Order of the Director (LUOD)

Currently, the regulations applicable to motorized vehicle use on Department-managed land are in Chapters 2, 3, 4, and 5 of the LUOD, depending on the location and managing division of the land at issue. To better integrate the newly created access map with the Department’s regulatory structure applicable to motorized-vehicle use on Department-managed land and to clarify the regulations for the public, the relevant divisions recommend amending the current regulations in the LUOD to utilize the map to describe where motorized vehicles other than snowmobiles may be used.

Specifically, for those counties that make up the portion of the Northern Lower Peninsula where the inventory has been completed, the divisions recommend removing the motor vehicle regulations from the existing chapters and creating a new chapter in the LUOD entitled “Department Managed Lands Open to Motorized Vehicles” (Chapter 9). The divisions recommend that for the counties where the inventory has been completed, Chapter 9 explain that an individual shall only use a motorized vehicle other than a snowmobile as provided on the map

posted on the Department's website. Due to differences in how snowmobiles are regulated, the divisions do not recommend including the snowmobile regulations in this newly created chapter in the LUOD.

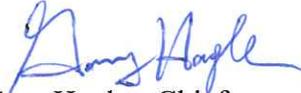
For those counties that have not yet been inventoried and included in the map, the divisions recommend that the motorized vehicle regulations be retained in their current locations. However, once the inventory and map for those counties is completed, the divisions recommend that those regulations also be incorporated into Chapter 9 and removed from the other chapters of the LUOD.

Although this approach may initially create some difficulty for the public during the transition phase because the motorized vehicle regulations will be found in multiple chapters of the LUOD, once the entire inventory and mapping process is completed in December 2018, the regulations will be clearer and easier to understand for the public, because all the regulations will be found in a single chapter in the LUOD that integrates the interactive and user-friendly map created through the inventory process to communicate the regulations applicable motor vehicle use on Department-managed land.

Relevant Divisions have contributed to the preparation of this order. This item appeared on the Department's October and November calendars and may be eligible for approval on December 14, 2017.



Russ Mason, Ph.D., Chief
Wildlife Division



Gary Hagler, Chief
Law Enforcement Division



Debbie A. Begalle, Chief
Forest Resources Division



Ronald A. Olson, Chief
Parks and Recreation Division



James Dexter, Chief
Fisheries Division



William O'Neill
Natural Resources Deputy

LAND USE ORDERS OF THE DIRECTOR

Amendment No. 5 of 2017

By authority conferred on the Director of the Department of Natural Resources by Section 504 of the Natural Resources Environmental Protection Act, 1994 PA 451, as amended, MCL 324.504, and in accordance with R 299.921 to R 299.933, the Director of the Department of the Natural Resources orders the following:

2.103 Entry, use and occupancy of certain access sites, harbors and dams, prohibited conduct.

Order 2.103. (1) A person shall not do any of the following:

(a) Enter, use, or occupy any of the following state-owned lands with a motor vehicle unless a valid Michigan recreation passport for a motor vehicle has been purchased and affixed to the vehicle:

- (1) Harrisville boating access site 1-7, section 12, T26N R9E, Alcona county.
- (2) Green lake boating access site 3-4, section 10, T4N R11W, Allegan county.
- (3) Fletchers pond boating access site 4-1, section 17, T30N R5E, Alpena county.
- (4) Eastport boating access site 5-21, section 7, T31N R8W, Antrim county.
- (5) Torch river bridge access site 5-23, section 6, T28N R8W, Antrim county.
- (6) Fisherman's paradise access site 5-31, section 31, T30N R7W, Antrim county.
- (7) Au Gres river mouth boating access site 6-1, section 19, T19N R7E, Arenac county.
- (8) Saginaw river mouth boating access site 9-8, section 2, T14N R5E, Bay county.
- (9) Benton harbor boating access site 11-12, section 24, T4S R14W, Berrien county.
- (10) Goghuac lake boating access site 13-2, section 14, T2S R8W, Calhoun county.
- (11) Duck lake boating access site 13-5, section 9, T1S R4W, Calhoun county.
- (12) Diamond lake boating access site 14-6, section 6, T7S R14W, Cass county.
- (13) Dutchman's bay boating access site 15-5, section 3, T32N R7W, Charlevoix county.
- (14) Ironton boating access site 15-10, section 17, T33N R7W, Charlevoix county.
- (15) Mullett lake village access site 16-2, section 25, T37N R2W, Cheboygan county.
- (16) Jewel road boating access site 16-3, section 21, T35N R2W, Cheboygan county.
- (17) The Forks boating access site 16-9, section 8, T37N R1W, Cheboygan county.
- (18) Cheboygan lock boating access site 16-27, section 31, T38N R1W, Cheboygan county.
- (19) Straits state dock boating access site 16-32, section 18, T39N R3W, Cheboygan county.
- (20) Lake Margrethe boating access site 20-34, section 8, T26N R4W, Crawford county.

- (21) Lobdell lake boating access site 25-1, section 35, T5N R5E, Genesee county.
- (22) Lake Fenton boating access site 25-2, section 14, T5N R6E, Genesee county.
- (23) Lake Ponemah boating access site 25-3, section 22, T5N R6E, Genesee county.
- (24) Wixom lake boating access site 26-8, section 25, T17N R1W, Gladwin county.
- (25) Port Austin boating access site 32-12, section 30, T19N R12E, Huron county.
- (26) Au Sable mouth boating access site 35-1, section 10, T23N R9E, Iosco county.
- (27) East Tawas boating access site 35-13, section 29, T22N R8E, Iosco county.
- (28) Austin lake boating access site 39-14, section 26, T3S R11W, Kalamazoo county.
- (29) Torch river access site 40-9, section 7, T28N R8W Kalkaska county.
- (30) Sand lake boating access site 46-1, section 7, T5S R3E, Lenawee county.
- (31) Devil's lake boating access site 46-3, section 4, T6S R1E, Lenawee county.
- (32) Lake Chemung boating access site 47-1, section 10, T2N R5E, Livingston county.
- (33) Woodland lake boating access site 47-3, section 19, T2N R6E, Livingston county.
- (34) Whitmore lake boating access site 47-4, section 32, T1N R6E, Livingston county.
- (35) Harley Ensign memorial boating access site 50-1, section 15, T2N R14E, Macomb county.
- (36) Selfridge boating access site 50-3, section 5, T2N R14E, Macomb county.
- (37) Clinton river cutoff boating access site 50-7, section 30, T2N R14E, Macomb county.
- (38) Cedar river boating access site 55-1, section 23, T35N R25W, Menominee county.
- (39) Halfway creek boating access site 58-6, section 33, T8S R8E, Monroe county.
- (40) Bolles harbor boating access site 58-10, private claim 75, Monroe county.
- (41) Crystal lake access site 59-17, section 8, T10N R5W, Montcalm county.
- (42) High rollway – Thornapple access site 62-13, section 23, T12N R12W, Newaygo county.
- (43) Orchard lake boating access site 63-1, section 14, T2N R9E, Oakland county.
- (44) Union lake boating access site 63-2, section 1, T2N R8E, Oakland county.
- (45) Oakland lake boating access site 63-3, section 2, T3N R9E, Oakland county.
- (46) Wolverine lake boating access site 63-5, section 22, T2N R8E, Oakland county.
- (47) White lake boating access site 63-6, section 13, T3N R7E, Oakland county.
- (48) Lake Orion boating access site 63-7, section 2, T4N R10E, Oakland county.

- (49) Big lake boating access site 63-8, section 28, T4N R8E, Oakland county.
- (50) Long lake boating access site 63-9, section 1, T2N R8E, Oakland county.
- (51) Loon lake boating access site 63-12, section 11, T3N R9E, Oakland county.
- (52) Lakeville lake boating access site 63-14, section 27, T5N R11E, Oakland county.
- (53) Maceday lake boating access site 63-16, section 7, T3N R9E, Oakland county.
- (54) Tackles drive boating access site 63-4, section 13, T3N R8E, Oakland county.
- (55) Tipsico lake boating access site 63-18, section 30, T4N R7E, Oakland county.
- (56) M-33 roadside park boating access site 68-10, section 7, T26N R3E, Oscoda county.
- (57) Dixon lake boating access site 69-1, section 14, T30N R3W, Otsego County.
- (58) Lake Macatawa boating access site 70-1, section 27, T5N R16W, Ottawa county.
- (59) Pigeon lake boating access site 70-11, section 16, T6N R16W, Ottawa county.
- (60) Hammond bay boating access site 71-18, section 14, T37N R2E, Presque isle county.
- (61) Presque isle boating access site 71-19, section 17, T34N R8E, Presque isle county.
- (62) Houghton lake boating access site 72-1, section 18, T22N R3W, Roscommon county.
- (63) Houghton lake west boating access site 72-3, section 34, T23N R4W, Roscommon county.
- (64) Houghton lake east 72-4, section 34, T23N R3W, Roscommon county.
- (65) Higgins lake boating access site 72-5, section 10, T24N R4W, Roscommon county.
- (66) North channel boating access site 74-1, section 9, T2N R16E, St. Clair county.
- (67) Deckers landing boating access site 74-3, section 3, T2N R15E, St. Clair county.
- (68) Marine city boating access site 74-18, section 12, T3N R16E, St. Clair county.
- (69) Fairhaven boating access site 74-2, section 23, T3N R15E, St. Clair county.
- (70) Lexington boating access site 76-4, section 31, T10N R17E, Sanilac county.
- (71) Quanicassee river access site 79-2, section 29, T14N R3E, Tuscola county.
- (72) Portage lake boating access site 81-20, section 1, T1S R4E, Washtenaw county.
- (73) Belleville lake boating access site 82-3, section 22, T3S R8E, Wayne county.
- (74) Belleville lake west boating access site 82-9, section 19, T3S R8E, Wayne county.
- (75) Port Sanilac boating access site 76-6, section 35, T12N, R16E, Sanilac county

(b) Enter, use, or occupy the Crystal lake boating access site 10-066 to access the Betsie valley trail (in accordance with 19th Judicial Circuit Consent Judgment, No. 04-7095-CE and Special Trail Use and Law Enforcement Plan No. 88-3199-CH), section 22, T26N R16W, Benzie county.

(c) Enter, use, or occupy a state-operated public boating access site with an ORV except to set, place, erect, or use a fishing shanty consistent with fisheries order 251.17, or to access a waterbody to operate an ORV on the frozen surface of public waters.

3.9 Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: This repealed section pertained to "Protection of bald eagle nesting areas; entry prohibited at certain times, exceptions."

3.32 Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Certain state-owned lands within Stuart Frankel Trust Purchase/Wraco Lodge, Roscommon county; prohibited conduct." The section moved to chapter 4, section 4.43b.

4.5 Repealed; Am. 5 of 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Certain state-owned lands, Alcona and Iosco counties; vehicle use prohibited, exception."

4.5a Certain state-owned lands, Iosco County, prohibited conduct.

Order 4.5a (1) A person shall not do the following on state-owned lands within section 5, 6, 7, and 8 of T24N, R08E, Oscoda township, Iosco County:

(a) Enter, use or occupy, except to operate a snowmobile on the signed ORV route or county road or, except under a written permit issued by the department's authorized representative.

4.7 Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Certain state-owned lands, Alpena county, prohibited conduct."

4.7a Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Devil's lake snowmobile trail, Alpena county, prohibited conduct."

4.8 Jordan valley, Antrim and Charlevoix counties, prohibited conduct.

Order 4.8 A person shall not do any of the following on state-owned lands lying within an area bounded on the west by highway M-66, on the north by highway M-32, on the east by highway US-131, and on the south by Alba highway in an area known as the Jordan valley, Antrim and Charlevoix counties:

(1) Camp in other than a designated camping site.

(2) Launch a canoe from state forest land into the Jordan river upstream of graves crossing in section 32, T31N R6W, Antrim county, to the origin of the Jordan river.

(3) Operate a snowmobile:

(a) Off established one- and two-track forest trail roads (cross country).

(b) On established one- and two-track forest trail roads unless snow covered.

(c) On a pathway (non-motorized) marked and developed for cross country skiing, hiking, or snowshoeing.

(4) Operate a bicycle on the Jordan river pathway.

4.9 DeWard tract, Antrim, Kalkaska, Crawford and Otsego counties, prohibited conduct.

Order 4.9 (1) A person shall not do any of the following upon state-owned lands within that area known as the DeWard tract, Antrim, Kalkaska, Crawford and Otsego counties, which is an area bounded by a line beginning at the intersection of Cameron bridge road and Manistee road then northerly on Manistee road to Mancelona road, westerly on Mancelona road to the county line common to Otsego and Antrim counties, westerly on Manistee River road to lake Harold road, southerly on lake Harold road to Blue lake road; southerly on Blue lake road to the county line common to Antrim and Kalkaska counties, southerly on DeWard road to Cameron bridge road, then easterly on Cameron bridge road to the point of beginning:

(a) Operate a snowmobile except for otherwise lawful operation upon a designated trail, designated route or designated area.

(b) Camp more than 50 feet from a road open to motorized vehicle use.

(2) This order shall not apply to vehicles used by the State of Michigan and oil and gas company lease holders when on official business.

4.9a Certain state-owned lands, Arenac county, snowmobiles, prohibited.

Order 4.9a (1) A person shall not operate a snowmobile in any part of section 3, T19N R5E, Arenac county, lying south and west of Tyler Plains road.

4.11 Repealed; Am. 5, 2017; Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Certain state-owned lands, Benzie county, wheeled motorized vehicles, prohibited conduct."

4.12 Certain state-owned lands, Charlevoix county, snowmobiles, camping, prohibited conduct.

Order 4.12 (1) A person shall not camp on the following described state-owned lands, Charlevoix county:

(a) The NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 10, T33N R6W, and the W $\frac{1}{2}$ of section 11, T33N R6W.

(b) Those lands lying north of county road 626 in section 19, T32N, R5W.

(2) A person shall not operate a snowmobile upon the E $\frac{1}{2}$ of the E $\frac{1}{4}$ of section 16, any part of section 21, the N $\frac{1}{2}$ of section 28, and the NW $\frac{1}{4}$ of section 33, T33N R4W.

4.13 Certain state-owned lands, Cheboygan county, camping, snowmobiles, prohibited conduct, exception.

Order 4.13. A person shall not do any of the following on the described state-owned lands, Cheboygan county:

(1) Camp within the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 15, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 16, T35N R02W.

(2) Operate a snowmobile which is greater than 50 inches in width on the posted scramble area in sections 1 and 12, T36N R01E.

(3) Enter, use, or occupy the closed forest road located in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 11, T36N R01E.

(4) Operate a snowmobile, on the land located in sections 9, 10, 15 and 16, T35N R01W, on the property known as Lee Grande ranch.

(5) This order shall not apply to department employees and their designees performing official duties, or to fire, emergency or law enforcement personnel to perform official duties.

4.15 Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Certain state-owned lands, Clare county, wheeled motorized vehicles, prohibited conduct."

4.16 Certain state-owned lands, Crawford county, snowmobiles, camping, entry, prohibited conduct.

Order 4.16 (1) A person shall not operate a snowmobile upon the state-owned lands within the S½ of the SE¼ of section 10, the W½ of the SW¼ of the SW¼ of section 11, the N½ of the NE¼ of section 15, and the W½ of the NW¼ of the NW¼ of section 14, T27N R4W.

(2) A person shall not camp or use a snowmobile within the S½ of the SE¼ of section 30 and the N½ of the N½ of the NE¼ of section 31, T27N R1W, also known as the Crawford county red pine tract.

(3) A person shall not do any of the following on state forest lands bordering the Au Sable river in the South branch Au Sable river area, known as the Mason tract, being all or portions of sections 29, 31 and 32, T26N R1W; sections 6, 7, and 18, T25N R1W; and sections 13, 14, 22 and 23, T25N R2W:

(a) Camp, except in designated campgrounds.

(b) Operate bicycles on the Mason tract hiking & skiing pathway.

(4) A person shall not enter certain state-owned military lands, commonly referred to as the range 40 complex, being all or portions of sections 3 through 10 and sections 16 through 20, T28N R2W; sections 1, 12, 13, and 24, T28N R3W; section 32, T26N R4W, and sections 5 through 8, T25N R4W, Crawford county.

(5) A person shall not enter the state-owned military range 30 lands, being all or portions of sections 17 through 20, 29 and 30, T27N R2W, and sections 13, 23 through 27, 34, 35, and 36, T27N R3W.

(6) A person shall not camp within 1/4 mile of the big creek impoundment located in sections 24 and 25, T28N R1W.

(7) A person shall not possess a dog or allow a dog to enter upon either the land or water area of the state-owned shoreline located upon the south shore of Lake Margrethe, camp Grayling maneuver training center, T26N R4W, Crawford county.

4.19 Certain state-owned lands, Emmet county, camping, prohibited conduct.

Order 4.19 (1) A person shall not camp, except in designated campgrounds, upon state-owned lands within sections 7, 18, 19, and 30, T38N R5W, and sections 13, 24, 25, and 36, T38N R6W, Emmet county.

(2) A person shall not do the following within the state-owned lands of sections 22, 23, 26, and 27, T39N R4W, Emmet county:

(a) Camp, except within the marked campsites lying west of the county road in the S¾ of the W½ of section 23.

4.19a Certain state-owned lands, Gladwin county, motorized vessels, ride a horse, bicycles, camping, prohibited conduct.

Order 4.19a (1) A person shall not launch a motorized vessel upon House lake within section 8, T20N R2W, nor upon Trout lake or Hoister lake within sections 8 and 9, T20N R2W, Gladwin county, unless the vessel is powered exclusively by electric motor.

(2) A person shall not do any of the following on state-owned lands of the Gladwin field trial area, being all or portions of sections 3-10, T20N R2W, Gladwin county:

(a) Ride a horse on the area, including roads and trails, unless designated open to horseback use or specifically associated with a department authorized field dog trial event or activity.

(b) Operate a bicycle of any kind on the area, including roads and trails, unless designated open to bicycle use.

(c) Operate a snowmobile on any forest trail or road within the above specified location that has been closed by berms, gates, or formal posting.

(d) Camp from April 1 through October 31 except in a designated campground.

4.21 Certain state-owned lands, Grand Traverse county, camping, snowmobiles, dogs on groomed pathways, target shooting, prohibited conduct.

Order 4.21 (1) A person shall not camp upon, use or occupy spider lake state forest campground, section 10, T26N R10W, Grand Traverse county, between the hours of 11 p.m. and 4 a.m.

(2) A person shall not camp, except with written permit from the forest management division, on any state-owned lands lying south and east of the Boardman river in the W½ of the NE¼ and E½ of the NW¼ of section 8, T26N R9W, Grand Traverse county.

(3) A person shall not camp or use a snowmobile on any state-owned lands lying north of the Boardman river within the SW¼ of the NW¼ of section 13, T26N R11W, Grand Traverse county.

(4) A person shall not possess or allow a dog upon the state forest designated and groomed Muncie lakes and VASA cross country ski pathways, Grand Traverse county, from December 1 to April 15 unless the dog is a hunting dog or guide dog being used by a licensed hunter or handicapped person for that purpose.

(5) On the state-owned land in sections 9, 14, and 15 of T26N, R11W, Grand Traverse county, a person shall not do any of the following:

(a) Target shoot outside of the posted area.

(b) Enter, use, or occupy the area for target shooting on Sunday.

(c) Enter, use, or occupy the area for target shooting Monday through Saturday prior to 9:00 a.m. and after 7:00 p.m. or sunset, whichever is earliest; or as posted.

(d) Possess or use for target shooting a firearm capable of holding more than 15 rounds in barrel and magazine combined.

(e) Use incendiary, explosive, armor piercing, or tracer ammunition.

(f) Use any device for target shooting other than:

(i) A hand-held rifle.

(ii) A muzzle-loading rifle not exceeding .80 caliber.

(iii) A shotgun.

(iv) A pistol or revolver.

(v) A crossbow or bow and arrow.

(g) Target shoot at other than a paper, cardboard, or commercially-produced portable target designed and manufactured for the specific purpose of target shooting.

(h) Target shoot at an explosive or incendiary target.

(i) Place target upslope on a hillside.

(j) Target shoot at a clay bird or other aerial target.

4.22 Certain state-owned lands, Iosco county, entry, prohibited conduct.

Order 4.22 (1) A person shall not enter upon the power line right-of-way within the SW¼ of the NW¼ and NW¼ of the SW¼ of section 11, T24N R8E. This subsection is provided to allow vegetative regeneration of the restored site.

4.24 Certain state-owned lands, Kalkaska and Antrim counties, snowmobiles, camping, prohibited conduct.

Order 4.24 (1) A person shall not operate a snowmobile upon any of the following described state-owned lands:

(a) The Skegemog lake WA and the state-owned railroad right-of-way in sections 17-21, and 28-33, T28N R8W.

(b) The N½ of section 4, T28N R7W.

(c) Those portions of the SE ¼ of section 10, T25N R5W, as posted.

(2) A person shall not camp on state-owned lands in:

(a) The NE ¼ of the SE ¼ of the NE ¼ of section 31, T27N R5W.

(b) Those portions of sections 17-21, 28-30, 32 and 33, T28N R8W, which are a part of the Skegemog lake WA.

4.25 Sand lakes quiet area, Kalkaska and Grand Traverse counties, prohibited conduct, exception.

Order 4.25 (1) A person shall not use snowmobile or launch a watercraft with a motor within state-owned lands of the Sand lakes quiet area, Kalkaska and Grand Traverse counties, being that area west of County road and south of Island Lake road in section 19, T27N R8W; west of County road and north of River road in section 30, T27N R8W; that part of the S½ of the SE¼ which is south of County road in section 13; that part of the E½ which is south of County road and the SW¼ of section 23, that portion south of County road in section 24; that part north of River road in section 25; that portion east of Broomhead road in section 26; and that portion east of Broomhead road and north of River road in section 35, T27N R9W, being approximately 2,975 acres.

(2) This section shall not prohibit a snowmobile from being used to enter and depart from the Guernsey lake state forest campground by way of the campground entrance road off County road in section 19, T27N R8W; and boat motors used on Guernsey lakes in accordance with township ordinances and state administrative rules.

4.26 Certain state-owned lands, Lake county, marine activities, camping, prohibited conduct.

Order 4.26 (1) A person shall not swim, dive, or moor a boat along the public fishing dock at the big Leverentz lake state forest campground in section 36, T16N R13W, Lake county.

(2) A person shall not camp within the N½ of the NE¼ of section 4, T19N R11W, and the S½ of the SE¼ of section 33, T20N R11W, Lake county.

4.26a Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Pere Marquette state trail, Lake, Osceola and Clare counties, motorized vehicles, except snowmobiles, prohibited conduct."

4.29 Certain state-owned lands, Manistee county, camping and ground fires, prohibited conduct.

Order 4.29 (1) For the purposes of this order, the little Manistee weir property means that portion of the NE¼ of the NW¼ lying south of the little Manistee river and north of old Stronach road and that portion of the N½ of the N½ of the SE¼ of the NW¼ lying south of the little Manistee river and north of old Stronach road, section 25, T21N R16W, Manistee county. A person shall not camp or establish or tend a bonfire, campfire or other ground fire in the little Manistee weir property from February 1 through August 15. The purpose of this order is to protect nesting bald eagles.

4.32 Midland county, snowmobiles upon certain state-owned lands, prohibited conduct; Midland ORV trail and certain ORV routes in Midland county, temporary closure to vehicles; Kawkawlin creek flooding, prohibited conduct.

Order 4.32 (1) A person shall not operate a snowmobile upon state-owned lands lying south of highway US-10 in sections 9 and 10; lying north of the salt river in section 15; and lying north of Saginaw road in section 16, T15N R1W, Midland county.

(2) A person shall not operate a snowmobile upon the state designated Midland ORV trail and other designated ORV routes within T15N R1W, T16N R1W, T16N R1E, and T16N R2E, Midland county.

(3) The following regulations shall apply to the Kawkawlin creek flooding located in sections 17 and 18, T16N R2E, Midland county:

(a) A person shall not enter into or upon the dam control structure of the east dike in section 17.

(b) A person shall not park or camp upon either the south or east dikes.

(c) A person shall not camp in a designated parking area within the Kawkawlin creek flooding.

(d) A person shall not use or operate a snowmobile on the south and east dikes, except that the road on the east dike will be open to such vehicles from August 15 through February 1 unless temporarily closed by the department during erosive, wet weather conditions.

(4) This order shall not apply to employees of the state or designated contractors of the state while performing their official duties.

4.33 Certain state-owned lands, Missaukee county, camping, prohibited conduct.

Order 4.33 (1) A person shall not camp in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of section 25, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 36, T23N R5W, except in the Reedsburg dam state forest campground.

4.33a Dead stream swamp, Au Sable state forest, Missaukee and Roscommon counties, snowmobiles, boat launch, prohibited conduct.

Order 4.33a (1) The Dead stream swamp area in the Au Sable state forest is described as follows:

(a) Section 4 west of Mead road, sections 5-8, the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the S $\frac{1}{2}$ of NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of section 9; sections 17-19, the N $\frac{1}{2}$ of section 20, and the NW $\frac{1}{4}$ of section 30 west of north Muskegon road, T23N R4W.

(b) Sections 1 and 2, the N $\frac{3}{4}$ of section 3 north of the county road; the NE $\frac{1}{4}$ of section 11, N $\frac{1}{2}$ of section 12, the E $\frac{1}{2}$ of the S $\frac{3}{4}$ of section 24, and the N $\frac{3}{4}$ of the E $\frac{1}{2}$ of section 25, T23N R5W.

(c) Sections 19, 20, 28-32, and section 33 west of Mead road, T24N R4W.

(d) Sections 22-27, that part east of pipeline crossing in the E $\frac{1}{2}$ of section 33 in a northeast-southwest direction, that part east of pipeline in section 34, and sections 35 and 36, T24N R5W.

(2) A person shall not do any of the following in the Dead stream swamp area:

(a) Operate a snowmobile, except for otherwise lawful operation upon a designated trail, designated route, or designated area.

(b) Launch a boat with a motor over 7 1/2 horsepower.

(3) This order shall not apply to a department employee and their designee using a snowmobile or a motorized vessel to perform official duty, or to fire, emergency, or law enforcement personnel to perform official duty.

4.34 Pigeon river country state forest. Cheboygan, Montmorency and Otsego counties defined; prohibited conduct.

Order 4.34 (1) For the purposes of this order, the pigeon river country state forest shall mean those lands in sections 1-26, the N1/2 and the NW1/4 of the SE1/4 and the N1/2 of the SW1/4 of section 27, the N3/4 of section 28, the N3/4 and the SW1/4 of the SW1/4 of section 29, sections 30 and 31, the W1/2 of the NW1/4 of section 32, sections 35 and 36, T33N R1E; sections 1-36, T33N R1W; sections 19-21, W1/2 of section 22, N1/4 of the NW1/4 of section 27, sections 28-33, T34N R1E; SE1/4 of the SE1/4 of section 24, T33N R2W; sections 19-36, T34N R1W; W1/2 of the NW1/4 and the NW1/4 of the SW1/4 of section 5, section 6 except the SE1/4 of the SE1/4 , section 7 except the NE1/4 of the NE1/4, the W1/2 of the SW1/4 and the SW1/4 of the NW1/4 of section 8, the W1/4 of section 17, sections 18 and 19, that part of section 20 west of blue lakes road and south of the N1/8 line and northerly and north westerly of black river, the part of section 30 northerly of hardwood creek and westerly of black river, the S1/4 of section 31, T32N R1E; sections 1-6, the N1/2 and the SE1/4 north of deer trail of section 7, sections 8-17, sections 20 and 21, the W3/4 of section 22, the SW1/4 and the S1/2 of the SE1/4 and the S1/2 of the NE1/4 of the SE1/4 of section 25, section 26 except the NE1/4 of the NE1/4 , the N1/2 and the NE1/4 of the SE1/4 of section 27, the N3/4 of section 28, sections 29 and 30, the E1/2 of the NE1/4 of section 35, section 36 except the W1/2 of the SW1/4, T31N R1W; section 1 except the S1/2 of the SW1/4 , T31N R2W; sections 1-36, T32N R1W; sections 1-5, section 8, the N3/4 of section 9, sections 10-15, the SE1/4 and the S1/2 of the SW1/4 and the SE1/4 of the NE1/4 of section 16, the S1/2 of the SE1/4 of section 17, the SE1/4 of the NE1/4 of section 19, section 20, section 21 except the SE1/4 south of east sturgeon valley road, section 22 except the SW1/4 south of the east sturgeon valley road, section 24, the E1/2 of the NE1/4 and the N1/2 of the SE1/4 and the SW1/4 of the SE1/4 and the E1/2 of the SW1/4 and that part of the NW1/4 of the NE1/4 north of east sturgeon valley road, and that part of the N1/2 of the NW1/4 north of east sturgeon valley road of section 29, the S3/4 of the SE1/4 of the SE1/4 and the SW1/4 of the SE1/4 except the north 165 ft. east of the thread of pigeon river and the east 940 ft. of the SE1/4 of the SW1/4 of section 36, T32N R2W; Cheboygan, Montmorency and Otsego counties. The following regulations shall apply to state-owned lands of the pigeon river country state forest.

Snowmobiles prohibited, green timbers management unit.

(2) A person shall not operate a snowmobile of any type upon state-owned lands lying within the W1/2 of section 3, sections 4, 5, 8-10, 15-17 and 19-22, and that part of section 29 lying northerly of the sturgeon valley road, T32N R2W, commonly known as the green timbers management unit.

Camping with horses, other riding animals, or pack animals restricted to certain areas.

(4) (3) A person shall not camp with a horse or other riding or pack animals except at:

(a) Elk hill equestrian state forest campground and trail camp.

(b) Johnson's crossing trail camp.

(c) The following locations within the pigeon river country state forest in which designated campsites have been established for no more than 12 people using a maximum of four camping units and where a completed camp registration card must be posted:

(i) The SE ¼ of the NE ¼ of section 27, T33N, R1E, Cheboygan county.

(ii) The SE ¼ of the SE ¼ of section 16, T32N, R1W, Otsego county.

(iii) The SW ¼ of the NW ¼ of section 36, T34N, R1W, Cheboygan county.

(iv) The SW ¼ of the SE ¼ of the NW ¼ of section 11, T32N, R1W, Otsego county.

Horses, riding animals and pack animals, use restricted to certain roads and pathways.

(4) A person shall not ride or lead a horse, other riding animal, or pack animal except on the north spur of the shore-to-shore riding – hiking trail; a county road; a forest road designated and illustrated as open on the pigeon river country state forest access map; designated and posted equestrian connector trails; or on a service trail road posted open.

Camping, use prohibited in certain locations.

(5) A person shall not camp within the S1/2 of the SW1/4 of the SW1/4 and the SW1/4 of the SE1/4 of the SW1/4 of section 22, and the NE1/4 of the NW1/4, and the NW1/4 of the NE1/4 of section 27, T33N R1W, and the SW1/4 of the NW1/4 of the SW1/4 of section 5, and the SW1/4 of the NW1/4 of the NW1/4 and the NW1/4 of the SW1/4 of the NW1/4 of section 20, T32N R2W.

Entry prohibited at a certain location.

(6) A person who does not have authorization from the department shall not enter upon those lands bounded on the south and east by sturgeon valley road, on the west by Pickerel lake road, and on the north by the electrical transmission line, within the NW1/4 of section 24, T32N R2W.

Snowmobile operation; prohibited.

(7) A person shall not operate a snowmobile except for otherwise lawful operation upon a county road or upon a forest road designated and illustrated as open on the pigeon river country state forest access map.

Camping, use restriction in certain locations.

(8) A person shall not camp within 600 feet of the following described lakes:

(a) Hemlock lake- T33N, R1W, sections 34 and 35, Cheboygan county.

(b) Ford lake- T32N- R1W, section 8, Otsego county.

(c) West lost lake- T32N, R1W, section 3, Otsego county.

(d) Section four lake- T32N, R1W, section 4, Otsego county.

(e) Lost lake- T32N, R1W, section 2 and 3, Otsego county.

(f) North twin lake- T32N, R1W, section 10, Otsego county.

(g) South twin lake- T32N, R1W, section 10, Otsego county.

Watercraft, use restrictions in certain locations.

(9) Only non-motorized watercraft or those using electric motors may be launched from state-owned land onto any of the following described lakes:

(a) Hemlock lake- T33N, R1W, sections 34 and 35, Cheboygan county.

(b) Ford lake- T32N- R1W, section 8, Otsego county.

(c) West lost lake- T32N, R1W, section 3, Otsego county.

(10) No motorized or non-motorized watercraft with the exception of float tubes (a small one-person watercraft or flotation device, typically based on an inflatable tube that fits around the user's abdomen), may be launched from state-owned land onto any of the following described lakes:

(a) Section four lake- T32N, R1W, section 4, Otsego county.

(b) Lost lake- T32N, R1W, section 2 and 3, Otsego county.

(c) North twin lake- T32N, R1W, section 10, Otsego county.

(d) South twin lake- T32N, R1W, section 10, Otsego county.

Bicycling restricted to certain roads and pathways.

(11) A person shall not ride a bicycle except on the following roads and pathways:

(a) Upon a county road or upon a forest road designated and illustrated as open on the pigeon river country state forest access map.

(b) High country pathway.

(c) Shingle mill pathway.

(d) Pickerel lake pathway.

4.35 Certain state-owned lands, Montmorency county, camping, watercraft, snowmobiles, prohibited conduct.

Order 4.35 (1) A person shall not camp upon the following state-owned lands, Montmorency county, except in a designated state forest campground:

(a) The W $\frac{1}{2}$ of the NE $\frac{1}{4}$, the NW $\frac{1}{4}$, the N $\frac{1}{2}$ of the SW $\frac{1}{4}$, and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 3, T32N R2E.

(b) The E $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 4, T32N R2E.

(c) Lot 10, section 32 and lot 6, section 29, T32N R4E, being a 0.3 acre island in long lake, Montmorency county.

(2) A person shall not operate a snowmobile within the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of section 32, T32N R3E, except at the transfer site.

(3) A person shall not camp or launch a watercraft on or within 200 feet of the grass lake dam in section 25, T32N R3E.

(4) A person shall not operate a snowmobile on the state-owned lands known as rattlesnake hills being parts of sections 23, 24 and 26, T31N R1E.

(5) A person shall not operate a snowmobile on the state-owned lands known as old baldy hill being parts of sections 27 and 34, T31N R1E.

(6) A person shall not operate a snowmobile on state-owned lands within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 16, T32N R2E.

(7) A person shall not operate a snowmobile on the state-owned lands known as the clear lake gravel pit being that part of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 27, T32N R2E lying east of highway M-33 and that part of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 34, T32N R2E lying east of highway M-33, except for the lawful operation of motor vehicles registered under Act 300 of 1949 upon the rod and gun club road.

4.36 Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Certain state-owned lands, Ogemaw county, wheeled motorized vehicles, prohibited conduct."

4.36a Repealed; Am. 5, 2017, Eff. December 14, 2017.

Publisher's note: The repealed section pertained to "Certain state-owned lands, Osceola county, motorized vehicles, prohibited conduct."

4.37 Certain state-owned lands, Oscoda county, ~~motorized vehicles~~ snowmobiles, prohibited conduct.

Order 4.37 A person shall not operate a snowmobile upon state-owned lands within that part of section 17, T26N R4E, Oscoda county, lying south of the Au Sable river.

4.40 Certain state-owned trails, prohibited conduct.

Order 4.40 (1) The Musketawa trail means the former railroad right-of-way in the city of Muskegon, Muskegon county, T10N R16W, beginning at Ottawa avenue in section 20 and ending at Vulcan street in section 33, and the former railroad right-of-way beginning approximately ¼ mile northwest of the intersection of the right-of-way with black creek road in section 34, T10N R16W, Muskegon county, and extending southerly and easterly to the junction with the active railroad right-of-way located in section 36, T8N R13W, Ottawa county and commonly known as "Penn Junction." A person shall not do any of the following upon the Musketawa trail:

(a) Discharge a firearm, bow and arrow, or crossbow.

(b) Operate a motorized vehicle without written permission from the state trails coordinator, except that a registered snowmobile may be operated between points a and b described as follows:

(i) Point a -- approximately ¼ mile northwest of the intersection of the trailway with black creek road in section 34, T10N R16W, Muskegon county.

(ii) Point b -- the intersection of the trailway with eighth avenue, section 25, T8N R13W, Ottawa county.

(c) Operate a snowmobile between the crockery creek trestle and the easterly end of the trail in section 36, T8N R13W, Ottawa county, unless the trail manager has determined there is adequate snow cover on the trail surface and has posted the trail open to snowmobile use.

(2) The Bay View-Oden trail means the former railroad right-of-way extending between division street in bear creek township, section 33, T35N R5W and Blumke road in Littlefield township, section 17, T35N R4W, Emmet county. A person shall not operate a snowmobile upon the bay View-Oden trail without written permission of the forest management field coordinator, except that a snowmobile may be operated on this trail between highway M-119 in bear creek township, section 27, T35N R5W and Blumke road in Littlefield township, section 17, T35N R4W, Emmet county.

(3) The Ionia-Lyons trail means the former railroad right-of-way extending between Quarry road in section 21 and riverside drive in section 23, T7N R6W, Ionia county. A person shall not operate a motorized vehicle upon the Ionia- Lyons trail without written permission from the state trails coordinator.

(4) The Mackinaw-Alanson trail means the former railroad right-of-way extending between Nicolet street in the village of Mackinaw city, section 18, T39N R3W, Cheboygan county and M-68 extended, in the village of Alanson, section 10, T35N R4W, Emmet county.

(5) The Cheboygan to Alpena trail means the former railroad extending between just south of Lincoln avenue and east of western avenue section 6, T37N R1W Cheboygan county and the west right-of-way side of U.S. 23 highway in section 9, T31N R8E Alpena county. A person shall not do any of the following on the Cheboygan to Alpena trail:

(a) Use any portion of the trail or trail structure for swimming or diving.

(6) The Polly-Ann trail means the former railroad right-of-way beginning at Indianwoods road, section 4, T4N R10E, Oakland county, then northerly to a point 850 feet southeast of lake pleasant road in section 3, T8N R11E, Lapeer county, and includes a segment which is described as a 50-foot-wide strip of land around the perimeter of a gravel pit extending from railroad station 791+89.9, section 23, to railroad station 848+69.1, section 24, T5N R10E. For the purposes of this order, the former railroad right-of-way from railroad station 791+89.9, section 23, to railroad station 848+69.1, section 24, T5N R10E is excluded from the Polly-Ann trail. A person shall not do any of the following upon the Polly-Ann trail:

(a) Discharge a firearm, bow and arrow, or crossbow.

(b) Operate a motorized vehicle without written permission from the state trails coordinator.

(7) The Betsie Valley trail means all of the following: segment 1 which is the former railroad right-of-way from the city of Frankfort, section 27, T26N R16W, to Mollineaux road in section 20, T26N R15W including the former railroad right-of-way spur from this right-of-way into the village of Elberta, section 27, T26N R16W; segment 2 which is the 10-foot-wide trail easement along crystal lake between Mollineaux road and the village of Beulah, as located pursuant to the trail relocation agreement with the crystal lake property owners, and segment 3 which is the former railroad right-of-way from the village of Beulah, section 26, T26N R15W, to its intersection with the department-owned former CSX railroad right-of-way in the village of Thompsonville, section 36, T25N R14W, Benzie county.

(a) Enter, use, or occupy the Crystal lake boating access site 10-066 to access the Betsie valley trail (in accordance with 19th Judicial Circuit Consent Judgment, No. 04-7095-CE and Special Trail Use and Law Enforcement Plan No. 88-3199-CH), section 22, T26N R16W, Benzie county.

(b) A person shall not operate a snowmobile upon the Betsie valley trail without written permission from the forest management field coordinator, except on segment 3 as defined in subsection (7) of this order.

(c) On segment 2 as defined in subsection (7) of this order, a person shall not:

(i) Operate a snowmobile.

(ii) Discharge a firearm, bow and arrow, or crossbow.

(iii) Use the trail between 11:00 p.m. and 6:00 a.m.

(iv) Ride or lead a horse, pack animal, other riding animal, or pet on the trail, except a leader dog.

(v) Ride a bicycle:

(A) Between sunset and sunrise.

(B) In excess of 10 miles per hour.

(C) Fail to yield to other trail users or fail to yield to pedestrians crossing the trail.

(D) In an organized group of 10 or more persons without written permission from authorized trail staff.

(E) When instructed not to do so by authorized trail staff, as required to implement Bigelow et al. v. MDOT et al.

(8) A person shall not operate a snowmobile upon the Alpena-Hillman trail without written permission from the forest management field coordinator, except on that portion of the trail west of Bagley street beginning at the east line of section 29, T31N R08E. The Alpena-Hillman trail means the following two segments of inactive railroad rights-of-way:

(a) That segment beginning at the junction with the D&M railroad in the city of Alpena in section 28, T31N R8E, and ending at the west line of section 16, T31N R06E, Alpena county.

(b) That segment beginning at the east line of section 13, T31N R05E, Alpena county, and ending at the west line of the SE¼ of the NE¼ of section 24, T31N R04E, Montmorency county.

(9) The North central state trail means the former railroad right-of-way extending between Nicolet street in the village of Mackinaw city, section 18, T39N, R3 W, Cheboygan county, and section 28, Livingston township, T31N R03W, Otsego county. A person shall not:

(a) Operate a snowmobile upon that portion of the North central state trail extending from a point beginning at the intersection of the trail corridor with M-27 in Section 24, Inverness township, T37N R2W, and ending at the point where the trail intersects Grandview beach road in section 6, Tuscarora township, T35N R02W, Cheboygan county:

(i) At a speed greater than 35 miles per hour, except with written permission from a designated representative of the department.

(ii) Between 12 midnight and 8:00 a.m., except with written permission from a designated representative of the department.

(e) (b) Operate a snowmobile upon that portion of the Cheboygan-Gaylord trail extending from a point beginning at the intersection of the trail corridor with M-27 in section 24, Inverness township, T37N R02W, and ending at the point where the trail intersects Grandview beach road in section 6, Tuscarora township, T35N R02W, Cheboygan county, except with written permission from the forest management field coordinator.

(10) The Montague-Berry junction trail means the former railroad right-of-way beginning in the city of Montague, section 21, T12N R17W, at the south terminus of the Hart-Montague trail state park, and ending in section 32, T11N R16W, Muskegon county and that spur in the city of Montague extending from section 21 to the west boundary of section 29. A person shall not operate a motorized vehicle upon the Montague-Berry junction trail without written permission from the district parks and recreation supervisor, except that a snowmobile may be operated between white lake drive (north line of section 3, T11N R17W) and McMillan road (south line of section 29, T11N R16W).

(11) The Thompsonville-Viaduct road trail means the former railroad right-of-way beginning in the village of Thompsonville, section 36, T25N R14W, Benzie county, at its intersection with the department-owned former CSX railroad right-of-way, and ending at the boundary between sections 23 and 24, T24N R13W, Manistee county.

(12) A person shall not do any of the following on the Hancock to Calumet trail while within the city limits of Hancock, Houghton county:

(a) Operate a motorized vehicle in excess of 10 miles per hour.

(b) Operate a motorized vehicle, including but not limited to an ORV, snowmobile or trail groomer, 55 inches or greater in width, except with written permission of the unit manager, Baraga management unit, forest management bureau.

(c) Operate a motorized vehicle except on the paved, blacktop trail surfaces.

(13) The falling waters trail means the former railroad right-of-way beginning at Weatherwax road in section 16, Summit township, T3S R01W, thence traversing in a southwesterly direction a distance of approximately 4.4 miles, and ending at the centerline of Moscow road in section 23, spring arbor township, T3S R02W, Jackson county; and after approximately a 2.1 mile gap of state-ownership, beginning at the centerline of Teft road in section 29, spring arbor township, T3S R02W, thence traversing in a southwesterly direction a distance of approximately 3.9 miles, and ending at approximately 172 feet from the railroad bridge over the Kalamazoo river in section 26, Concord township, T3S R3W, Jackson county. A person shall not do any of the following without written permission from a designated representative of the department upon the falling waters trail:

(a) Discharge a firearm, bow and arrow, or crossbow.

(b) Operate a motorized vehicle.

(c) Use or occupy any portion of the trail corridor from dusk to dawn.

(d) Ride or lead a horse, pack animal or other riding animal on the improved, paved portion of the trail corridor.

(e) Consume or possess alcoholic beverages.

(f) Possess a dog or other animal, unless it is under immediate control on a leash that is not more than 6 feet in length.

(14) Rogers city spur trail means the former railroad extending from section 8, T34N, R06E, Presque isle county south to where it intersects with the Alpena to hawks trail in section 8, T33N, R06E, Presque isle county.

(15) Paxton spur trail means the former railroad extending from the King settlement road west to the Herron road in section 30, T31N, R07E, Alpena county.

(16) Marquette west connector of the iron ore heritage trail means the former Duluth south shore and atlantic railroad grade between the US-41 and M-28 overhead bridge in the city of Marquette in the SW ¼ of the NW ¼ of section 22, T48N R25W, Marquette county, and ending in the NE ¼ of the SE ¼ of section 34, T48N R26W, Marquette county. A person shall not do the following on the Marquette west connector of the iron ore heritage trail:

- (a) Operate a wheeled motorized vehicle without written permission from the department.
- (b) Discharge a firearm, bow and arrow, or crossbow.

(17) The Ishpeming-Humboldt rail-trail means the former railroad right-of-way beginning at Winthrop junction in the city of Ishpeming in the NE 1/4 of the NW 1/4 of section 16, T47N R27W, Marquette county, and ending in Humboldt at the intersection of county road 601 in the SE 1/4 of the NE 1/4 of section 10, T4N R29W, Marquette county. A person shall not do any of the following upon the Ishpeming to Humboldt rail-trail:

- (a) Operate a wheeled motorized vehicle which is 65 inches or more in width without written permission from the department.
- (b) Discharge a firearm, bow and arrow, or crossbow.
- (c) Hunt on or from the grade.

4.41 Certain state-owned lands, Presque isle county, camping, snowmobiles, prohibited conduct.

Order 4.41 (1) A person shall not camp upon state-owned lands in the following described areas, Presque isle county, except in a designated campground:

- (a) Section 27, T33N R2E.
- (b) The SE¼, and the S½ of the NE¼ of section 28, T33N R2E.
- (c) The E½ of section 33, T33N R2E.
- (d) Section 34, T33N R2E.

(2) A person shall not operate a snowmobile upon state-owned lands within the following described boundary of sections 13, 14, 15, 22, 23, and 24, T33N R2E, Presque isle county:

(a) Beginning at the northwest corner of section 14, then easterly on the north line of sections 13 and 14 for a distance of 1¾ miles to a road running in a southerly direction, southerly on the road through the eastern portion of sections 13 and 24 for 1¾ miles, westerly on the road through the southern portion of sections 24 and 23 for 1¾ miles, northerly on Shoepac lake road through the eastern portion of section 22 to the south line of section 15, westerly to Shoepac lake, westerly on the north shore of Shoepac lake to the western boundary of state-owned lands within the NE¼ of the SW¼ of section 15, northerly to the county road 624, northeasterly to Shoepac lake road, northerly to the point of beginning, excluding Shoepac lake road itself.

(3) A person shall not camp in the Besser natural area within section 24, T33N R8E, Presque isle county.

(4) A person shall not operate a snowmobile upon that portion of Perch lake road lying in section 22 of Allis township beginning at Shoepac lake road and proceeding in a northwesterly direction for .2 of a mile, and the portion of Shoepac lake road in section 15 of Allis township beginning at the junction of county road 634 and

proceeding in a southwesterly direction for .75 miles, more or less, to its intersection with the department parking area for the sink holes pathway, T33N R2E, Presque isle county.

(5) A person shall not enter upon or camp upon state owned lands within the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 15, T33N R4E, Presque isle county, between the hours of 11 p.m. and 4 a.m., as posted.

(6) A person shall not enter, use or occupy the rail road grade beginning at the South line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 5, T34N, R6E, and ending at the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T35N, R5E, being station 633+60, mile post 12, Presque isle county, Michigan without the written permission of the department.

(7) A person shall not enter, use or occupy the closed forest road located in the SW $\frac{1}{4}$ of Section 16, T36N R2E.

4.42 Tomahawk creek flooding, Presque isle and Montmorency counties, snowmobiles, prohibited conduct.

Order 4.42 A person shall not operate a snowmobile on a forest road within sections 27, 28, 33, and 34, T33N R2E, Presque isle county, and sections 3 and 4, T32N R2E, Montmorency county, posted closed as shown on the tomahawk creek flooding forest road system map.

4.43 Certain state-owned lands, Roscommon county, camping, use or occupy lands, discharge of firearms, prohibited conduct.

Order 4.43 (1) A person shall not camp during the period of May 1 through September 14 within the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of section 32, T22N R1W, Roscommon county.

(2) A person shall not camp, use, or occupy the twin lakes state forest campground in section 5, T21N R1W, Roscommon county.

(3) A person shall not camp, except in Reedsburg dam state forest campground, upon the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of section 30; section 19; and the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 31, T23N R4W, Roscommon county.

(4) A person shall not camp on state-owned lands within the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, section 20, T22N R3W, Roscommon county.

(5) A person shall not discharge a firearm within the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 15, T23N R1W, Roscommon county.

4.43b Certain state-owned lands within Stuart Frankel Trust Purchase/Wraco Lodge, Roscommon county; snowmobiles, prohibited conduct.

Order 3.32. A person shall not do any of the following:

(1) Enter the areas listed below with a snowmobile without written permission issued by the department:

(a) The W $\frac{1}{2}$ section 2; E $\frac{1}{2}$ section 3; S $\frac{1}{2}$ of the NW $\frac{1}{4}$ section 3; N $\frac{1}{2}$ of SW $\frac{1}{4}$ section 3; SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ that portion south of Deadstream road, section 4; E $\frac{1}{2}$ Sec. 10; W $\frac{1}{2}$ section 11; the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ section 14; N $\frac{1}{2}$ of the NE $\frac{1}{4}$ section 15; T21, R4W.

(2) A person shall not enter or remain upon the following area except by exclusive use of human-foot travel, except for a PAMD, including roads and trails:

(a) The S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 10; S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ section 11, N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ section 14; N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ section 15; T21, R4W.

4.44 Certain state-owned lands, Wexford county, snowmobiles, horses and riding animals, prohibited conduct.

Order 4.44 (1) A person shall not operate a snowmobile:

(a) Within the east 440 feet of the W½ of the NW¼ of section 34, T23N R9W.

(b) Upon or along the forest road which parallels the west side of the railroad right-of-way lying in sections 5, 8, and 9, T22N R9W.

(2) A person shall not ride or allow horses or other riding, driving, or pack type animals upon the Cadillac pathway lying in Wexford county.

4.47 Certain Off-Road Vehicle Trails.

Order 4.47 (1) A person shall not operate a wheeled motorized-vehicle having more than two wheels on the following designated off-road vehicle trails:

(a) Brevort – trout lake motorcycle trail located in Chippewa and Mackinac counties.

(b) Kinross motorcycle rail located in Chippewa county.

(c) Foreman lake motorcycle trail located in Chippewa county.

(d) Birch hill motorcycle trail located in Chippewa county.

(e) Sandtown motorcycle trail located in Mackinac and Luce counties.

(f) Newberry – Rexton motorcycle trail located in Mackinac and Luce counties.

(g) Porterfield lake motorcycle trail located in Marquette county.

(h) Bass lake motorcycle trail located in Marquette county.

(2) This section does not apply to the following circumstances and/or vehicles:

(a) Trail segments that extend onto other trails, roads and routes that are open to other types of vehicles.

(b) Trail maintenance vehicles.

(c) Law enforcement vehicles.

(d) Emergency vehicles.

(e) Department vehicles.

(f) Other vehicles as authorized by the department.

5.17 Off road vehicles in state parks; conditions for use, permit, prohibited conduct.

Order 5.17. A person shall not operate an off road vehicle in the following state parks except for:

(1) Entrance to and departure from a designated area in:

(a) Baraga SP, Baraga county.

(b) Bewabic SP, Iron county.

(c) Muskallonge lake SP, Luce county.

(d) Twin lakes SP, Houghton county.

Chapter IX
Department Managed Lands Open to Motorized Vehicles

9.1 (1) State-owned lands, motorized vehicle use prohibited, exception.

Order 9.1 Unless otherwise provided in this chapter, an individual shall not operate a motorized vehicle, other than a snowmobile, in the county listed unless the motorized vehicle is operated on a forest road, designated route, designated trail, or designated area illustrated as open on the access map as published on the department website and dated December 15, 2017:

- (a) Alcona
- (b) Alpena
- (c) Antrim
- (d) Arenac
- (e) Bay
- (f) Benzie
- (g) Charlevoix
- (h) Cheboygan
- (i) Clare
- (j) Crawford
- (k) Emmet
- (l) Gladwin
- (m) Grand Traverse
- (n) Iosco
- (o) Isabella
- (p) Kalkaska
- (q) Lake
- (r) Leelanau
- (s) Manistee
- (t) Mason
- (u) Midland
- (v) Missaukee
- (w) Montmorency

- (x) Ogemaw
- (y) Osceola
- (z) Oscoda
- (aa) Otsego
- (bb) Presque Isle
- (cc) Roscommon
- (dd) Wexford

9.2 Certain state-owned lands, Cheboygan county, camping, motorized vehicles, prohibited conduct.

Order 9.2. An individual shall not operate a wheeled-motorized vehicle which is greater than 50 inches in width on the posted scramble area in sections 1 and 12, T36N R01E.

Publisher's note: Refer to section 4.13 for snowmobile restrictions.

9.3 Alpena county, Devil's lake snowmobile trail, prohibited conduct.

Order 9.3 A person shall not use a wheeled motorized vehicle upon the devil's lake snowmobile trail located in the following described sections whenever snow depths exceed 4 inches:

- (1) Sections 2, 11, 12, and 13, T30N R7E, Alpena county;
- (2) Sections 6, through 9, 16, through 21, 28 through 30, and 33, T30N R8E, Alpena county;
- (3) Sections 25, 26, 27, 34, and 36, T31N R7E, Alpena county;
- (4) Section 31, T31N R8E, Alpena county;

9.4 Certain state-owned lands, Gladwin county, wheeled motorized vehicles, prohibited conduct.

Order 9.4 (1) A person shall not operate a wheeled motorized vehicle on state-owned lands within sections 3-10, and 16-18, T20N R2W, Gladwin county, at a speed in excess of 15 mph within designated campgrounds or in excess of 25 mph outside of designated campgrounds.

(2) A person shall not do any of the following on state-owned lands of the Gladwin field trial area, being all or portions of sections 3-10, T20N R2W, Gladwin county:

- (a) Operate a motorized vehicle, other than a snowmobile, on any forest trail or road within the above specified location that has been closed by berms, gates, or formal posting.

Publisher's note: Refer to section 4.19a for snowmobile restrictions.

9.5 Midland county, Kawkawlin creek flooding, temporary closure to motorized vehicles.

Order 9.5 (1) The following regulations shall apply to the Kawkawlin creek flooding located in sections 17 and 18, T16N R2E, Midland county:

- (a) A person shall not use or operate a motorized vehicle, other than a snowmobile, on the south and east dikes, except that the road on the east dike will be open to such vehicles from August 15 through February 1 unless temporarily closed by the department during erosive, wet weather conditions.

Publisher's note: Refer to section 4.32 for snowmobile restrictions.

9.6 Certain state-owned lands, Osceola county, motorized vehicles, prohibited conduct.

Order 9.6. An individual shall not operate a wheeled motorized vehicle which is greater than 50 inches in width upon state owned lands in the SW ¼ of section 30, T19N R08W, as identified by on-site boundary signs and markers.

9.7 Pigeon river country state forest. Cheboygan, Montmorency and Otsego counties; ORV use, elk retrieval.

Order 9.7 (1) Except as otherwise provided in section 9.7(2) of this order, an individual may operate a wheeled motorized vehicle in the pigeon river country state forest as defined in section 4.34 of this order only if both of the following conditions are met:

(a) The vehicle is currently registered under the Michigan Vehicle Code, 1949 PA 300.

(b) The vehicle is operated on a forest road designated and illustrated as open on the access map referenced in section 9.1 of this order.

(2) An individual may operate an ORV only under direct supervision by the department at a speed not exceeding 5 miles per hour only to retrieve a legally harvested elk starting at a point open to vehicles registered under the Michigan Vehicle Code, 1949 PA 300 using the most direct route that does not enter a stream, river, or wetland except over a bridge, culvert, or similar structure. This does not apply upon state-owned lands lying within the W1/2 of section 3, sections 4, 5, 8-10, 15-17 and 19-22, and that part of section 29 lying northerly of the sturgeon valley road, T32N R2W, commonly known as the green timbers management unit, where ORVs are prohibited.

9.8 State game and wildlife areas, motorized vehicles, prohibited conduct.

Order 9.8. In managed state game areas and wildlife areas designated in section 13.1 of the wildlife conservation order, an individual shall not operate or use an amphibious or all-terrain vehicle or any other motor-driven vehicle in any area posted "state game area - hunting by permit only," "wildlife refuge," or any area posted against such use, except for vehicles authorized by the department.

9.9 State public access boating sites, motorized vehicles, prohibited conduct, exceptions.

Order 9.9. An individual shall not enter, use, or occupy a state-operated public boating access site with an ORV except to set, place, erect, or use a fishing shanty consistent with fisheries order 251.17, or to access a waterbody to operate an ORV on the frozen surface of public waters.

9.10 Official duties, exception.

Order 9.10 This chapter shall not apply to department employees and their designees performing official duties, or to fire, emergency or law enforcement personnel performing official duties.

This amended order shall be posted on or after the 15th day of December, 2017.

Issued on this 14th day of December, 2017.

Keith Creagh
Director



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

November 13, 2017

To: Keith Creagh, Director

Information: Natural Resources Commission

Transaction: Oil and Gas Lease Auction – 30,295.60 acres were offered October 25, 2017

Authority: Part 5, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended

Applicants: The attached auction summary identifies the successful bidders, the total acreage, and the total revenue paid. There were nine registered bidders with eight successful bidders.

Mineral Description: The Official Auction Record shows the legal descriptions for each offering.

Acres Bid: Of the 30,295.60 acres offered, a total of 15,818.01 acres received successful bids (9,724.22 acres development, 6,093.79 acres nondevelopment) in 7 counties.

Lease Terms: Five-year primary term with two one-year extension options, 1/6 royalty. Bonus amount of \$270,970.00 and rental amount of \$44,314.00. Total revenue generated at the auction was \$315,284.00.

Special Restrictions: In accordance with those described in the Official Auction Record for each applicable auction description.

Notice: This item will appear on the December 5, 2017 DNR Business Calendar, and will be eligible for approval December 14, 2017.

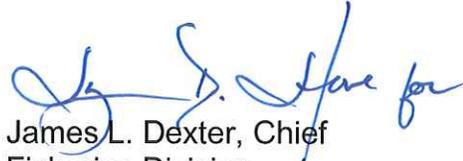
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November 13, 2017

Recommendation: That the oil and gas leases be issued to the successful bidders pursuant to the above terms and conditions.



Mark B. Sweatman, Director
Office of Minerals Management



James L. Dexter, Chief
Fisheries Division



Russ Mason, Ph.D., Chief
Wildlife Division



Ronald A. Olson, Chief
Parks and Recreation Division



William O'Neill
Natural Resources Deputy



Debbie A. Begalle, Chief
Forest Resources Division

I approve the staff recommendation.



Keith Creagh
Director

12/14/17

Approval Date

State of Michigan
Oil and Gas Lease Auction
October 25, 2017

Bidder Number	Lessee	Total Acres	Total Bonus +Total Rental
101	Maritz Land Company LLC P.O. Box 4126 Traverse City, MI 49685	1.34	\$185.00
102	Western Land Services, Inc. 1100 Conrad Industrial Drive Ludington, MI 49431	1,888.29	\$39,498.58
103	Savoy Energy, L.P., registered to transact business in Michigan as Savoy Energy Limited Partnership P. O. Box 1560 Traverse City, MI 49685	1,842.70	\$77,650.40
104	Western Land Services, Inc. 1100 Conrad Industrial Drive Ludington, MI 49431	1,574.53	\$34,695.30
105	Jordan Development Company, L.L.C. 1503 Garfield Road North Traverse City, MI 49686	2,557.57	\$44,375.14
106	West Bay Exploration Company 13685 South West Bay Shore, Suite 200 Traverse City, MI 49684	6,778.03	\$78,478.06
107	Clayton Energy Company P.O. Box 301 Jackson, MI 49204	1,175.05	\$40,366.52
108	Gary Hackworth P.O. Box 301 Jackson, MI 49204	No Bid	No Bid
109	Semco Energy, Inc. 1411 Thirds Street, Suite A Port Huron, MI 48060	0.50	\$35.00
Totals:		15,818.01	\$315,284.00



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

November 13, 2017

TO: Keith Creagh, Director

INFORMATION: Natural Resources Commission

Transaction: Sale of Surplus DNR-Managed Land
Imlay City Field Office – Lapeer County
Land Transaction Case #20170096

Sale: 2.66 acres

Sale Price: \$189,400.00

Description: Lapeer County, City of Imlay City, T07N, R12E, Section 20:
The East 200 ft. of the SW 1/4 of the SE 1/4 of the NE 1/4 excluding the
North 80 ft. thereof.

PA 240 of 2012: This parcel is south of the Mason-Arenac County line and will result in a
decrease of 2.66 acres of counted DNR-Managed lands.

Applicant(s): City of Imlay City, Imlay City, Michigan.

Authority: Natural Resources and Environmental Protection Act, 1994 PA 451, as
amended.

Notice: This item will appear on the Department of Natural Resources
(Department) December 5, 2017 calendar, and is eligible for approval on
December 12, 2017. The transaction is also posted in a local
newspaper as required by statute.

Acquired: By exchange in 1966 with State Game Fund.

Minerals: To be disposed.

Comments: The desired state-owned land formerly served as the Forest Resources
Division's Imlay City Field Office. The field office has been moved to
Cass City and therefore, this building and associated land has been
declared surplus to Department needs. The applicant, City of Imlay City,
is requesting this property for the purposes of a new city fire station.

Proceeds from the sale will be deposited into the LEFF – Game & Fish
Subfund.

Engagement: Local engagement was determined not to be necessary for this sale of
land because the applicant is a local unit of government.

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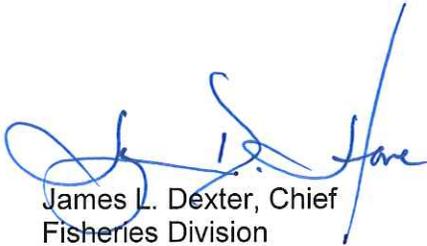
- Recommendation:
- (1) That the land be sold to the applicant for \$189,400.00.
 - (2) That the proceeds of the sale be deposited in LEFF – Game & Fish Subfund.
 - (3) That the state retain aboriginal antiquities.



Russ Mason, Ph.D., Chief
Wildlife Division



Deb Begalle, Chief
Forest Resources Division



James L. Dexter, Chief
Fisheries Division



Ronald A. Olson, Chief
Parks and Recreation Division



William O'Neill
Natural Resources Deputy



Mark H. Hoffman
Chief Administrative Officer

I approve the staff recommendations.



Keith Creagh
Director

12/14/17

Date Approved

SALE OF SURPLUS DNR-MANAGED LAND

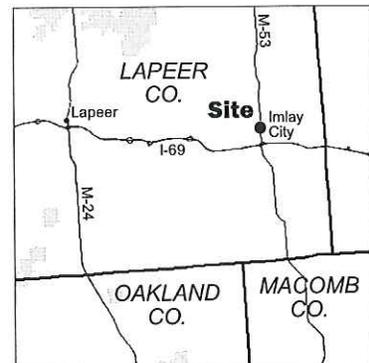
Imlay City Field Office – Lapeer County

Land Transaction Case #20170096



Section 20, T07N, R12E, Imlay City

-  Surplus DNR land to be sold (2.66 acres)
-  Private land



 DNR Project Boundaries



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

November 13, 2017

TO: Keith Creagh, Director

INFORMATION: Natural Resources Commission

Transaction: Parks and Recreation Land Exchange
Bald Mountain Recreation Area – Oakland County
Orion Township Exchange
Land Transaction Case #20120191

Applicant: Charter Township of Orion, Michigan.

PA 240 of 2012: PILT Estimate: \$4,331.84. The parcels involved in the exchange are south of the Mason-Arenac County line and will result in a decrease of 61.14 counted acres of DNR-Managed lands.

Private Land Offered in Exchange: 14.50 acres

Location: Oakland County, Oakland Township, T04N, R11E, Section 18:
A parcel of land situated in the SW 1/4 of Section 18, commencing at the SW corner of said Section 18; thence N 04°37'31" E 1237.21 feet; thence S 85°15'41" E 1140.46 feet to the POB; thence N 04°54'59" E 671.83 feet; thence S 80°34'15" E 432.18 feet; thence N 51°12'17" E 25.39 feet; thence S 38°46'51" E 460.0 feet; thence N 51°12'17" E 475.0 feet; thence S 38°46'51" E 40.11 feet; thence S 05°01'58" W 618.28 feet; thence N 85°15'41" W 1136.77 feet to the POB.

Value: \$ 215,000.00

State Land Desired in Exchange: 75.64 Acres

Location: Oakland County, Orion Township, T04N, R10E, Section 21:
That part of the NE 1/4 lying westerly of the GTRR Right-of-Way and southerly of the centerline of Scripps Road, and easterly of the East line of Joslyn Road EXCEPT that part taken for Scripps Road Widening, ALSO EXCEPT that part taken for Greenshield Road widening.

Value: \$ 75,000.00

Authority: Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.

Notice: This item will appear on the Department of Natural Resources (Department) December 5, 2017, calendar, and is eligible for approval on December 12, 2017.

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Comments: The desired state land lies along the western boundary of Bald Mountain Recreation Area and immediately adjacent to and north of the Orion Township administrative offices. Bounded on the west by Joslyn Road, to the north by Scripps Road, to the east by the Grand Trunk Railroad corridor and to the south by Greenshield Road. The desired state-owned land is covered in mixed woods and open grassed areas.

The offered private land is a combination of open and wooded land bordered on the west and south by state land at the Bald Mountain Recreation Area and critical for completing a linkage between the Paint Creek and Polly Ann Trails. The property is bounded by Paint Creek, a designated trout stream to the east.

The township wishes to acquire the property for development as township park facilities. Ball fields and passive open space recreation are planned for the property following this exchange. Because the land is encumbered with use restrictions due to Land and Water Conservation Fund (LWCF) and Michigan Natural Resources Trust Fund (MNRTF) funding used to purchase the land, the property will be conveyed to the township via an administrative change in sponsorship. The land will retain the public outdoor recreation encumbrances.

The desired state land parcel was purchased with a combination of MNRTF (12.5%), LWCF (50%), and gifted in part (37.5%) in 1980.

The state will retain mineral rights on the desired parcel and the applicant will convey mineral rights on the offered parcel.

The proposed land exchange was reviewed and recommended for approval by the Land Exchange Review Committee on October 18, 2012. The National Park Service reviewed and approved the administrative change in sponsorship to Orion Township.

Engagement: Oakland County and Orion Township support the exchange.

Recommendation(s):

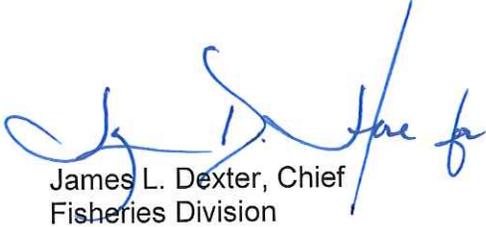
1. That the exchange be approved, with the state reserving mineral rights and aboriginal antiquities.
2. That the offered land be dedicated as part of the Bald Mountain Recreation Area.



Russ Mason, Ph.D., Chief
Wildlife Division



Deb Begalle, Chief
Forest Resources Division



James L. Dexter, Chief
Fisheries Division



Ronald A. Olson, Chief
Parks and Recreation Division



William O'Neill
Natural Resources Deputy



Mark H. Hoffman
Chief Administrative Officer

I approve the staff recommendations.



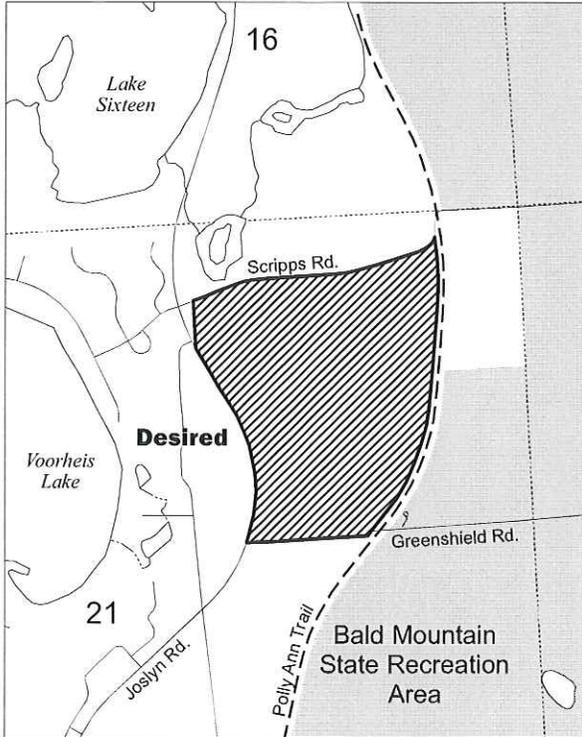
Keith Creagh
Director

12/14/17
Date Approved

PARKS AND RECREATION LAND EXCHANGE

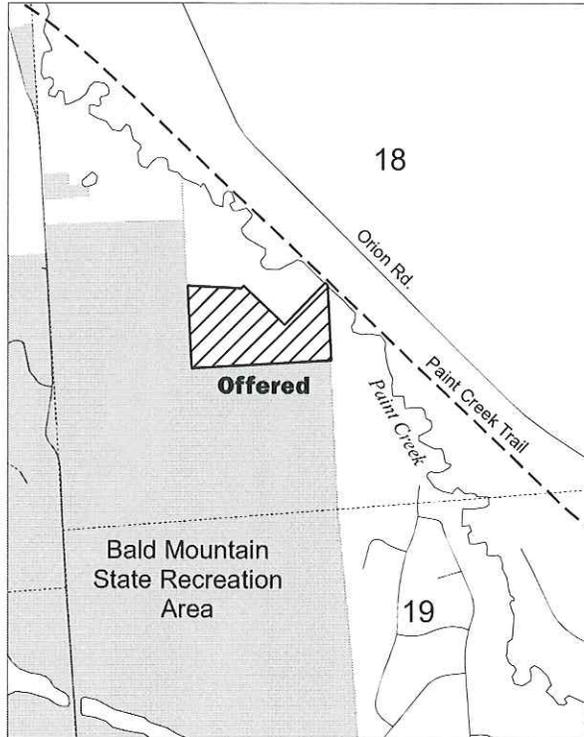
Bald Mountain Recreation Area – Oakland County

Land Transaction Case #20120191



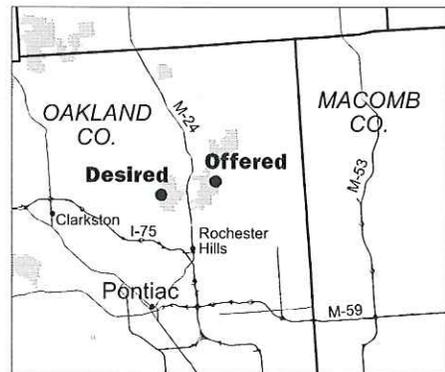
Section 21, T04N, R10E, Orion Township

- State land desired from DNR (75.64 acres)
- State land
- Private land



Section 18, T04N, R11E, Oakland Township

- Land offered to DNR in exchange (14.50 acres)
- State land
- Private land



- DNR Project Boundaries



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

November 13, 2017

TO: Keith Creagh, Director

INFORMATION: Natural Resources Commission

Transaction: Administrative Conveyance of Surplus DNR-Managed Land
Roscommon District – Arenac County
Land Transaction Case #20150063

Conveyance: 1.00 acre

Description: Arenac County, City of Au Gres, T19N, R06E, Section 13:
Supervisor's Plat of the City of Au Gres, Block 08, Lot 1; more
completely described in the case file.

PA 240 of 2012: These parcels are north of the Mason-Arenac County line and will result
in a decrease of 1 acre of counted DNR-Managed lands.

Applicant(s) City of Au Gres, Au Gres, Michigan.

Authority: Natural Resources and Environmental Protection Act, 1994 PA 451, as
amended.

Notice: This item will appear on the Department of Natural Resources
(Department) December 5, 2017, calendar, and is eligible for approval
on December 12, 2017. The transaction is also posted in a local
newspaper as required by statute.

Acquired: With Waterways and Land and Water Conservation Funds in 1976.

Minerals: To be conveyed.

Comments: The parcels were purchased in fee and combined with three shoreline
parcels gifted by the City of Au Gres (City) as part of a marina
development project. The shoreline parcels were gifted with a reverter
that should the Department cease using the parcels for a marina, the
three gifted parcels would revert to City ownership. The Department
developed and operated the marina until recently. Now that the marina
is closed, the three gifted parcels revert back to the City. The City
wishes to manage the whole property (the three reverted parcels and the
fee parcels being conveyed here) for public recreation facilities in
concert with the waterfront. Because the fee parcels are encumbered
with use restrictions due to the Land and Water Conservation Fund
(LWCF) and Waterways funding used to purchase the land, the fee
parcels will be conveyed to the City via an administrative change in
sponsorship.

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November 13, 2017

The land will retain the public outdoor recreation encumbrances and the City will be the administrator of the LWCF grant restrictions.

The proposed land disposal was reviewed for approval by the Land Exchange Review Committee on June 18, 2015.

Engagement: The City of Au Gres and Arenac County support the conveyance.

Recommendation: (1) That the land be conveyed to the City of Au Gres under an administrative change in sponsorship.

(2) That the State retain aboriginal antiquities.

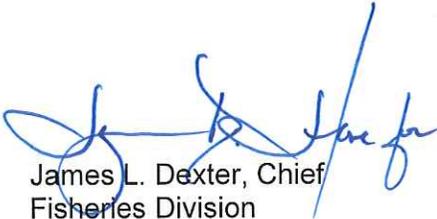
(3) That quit claim deeds be conveyed memorializing reversion of the shoreline parcels to the City of Au Gres.



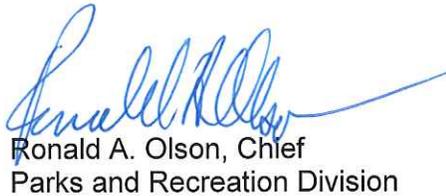
Russ Mason, Ph.D., Chief
Wildlife Division



Deb Begalle, Chief
Forest Resources Division



James L. Dexter, Chief
Fisheries Division



Ronald A. Olson, Chief
Parks and Recreation Division



William O'Neill
Natural Resources Deputy



Mark H. Hoffman
Chief Administrative Officer

I approve the staff recommendations.



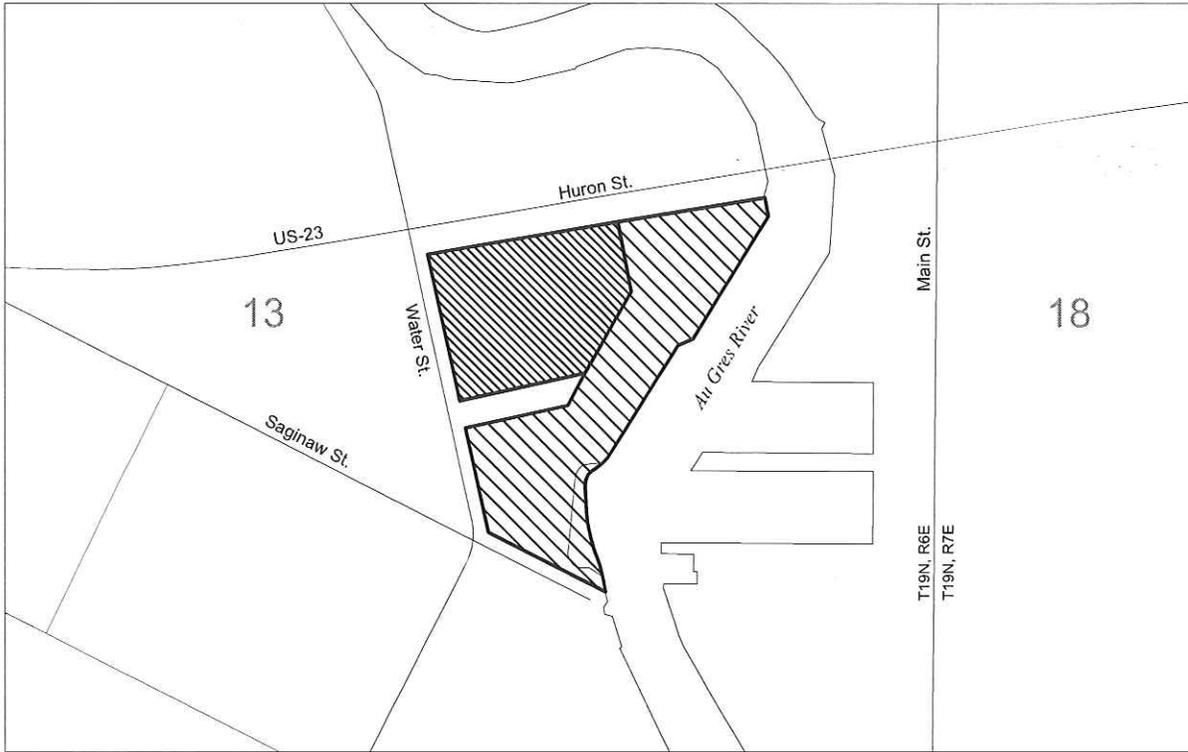
Keith Creagh
Director

12/14/17

Date Approved

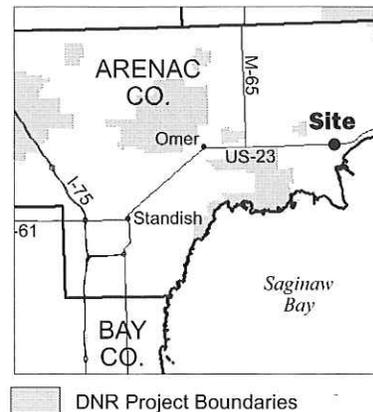
ADMINISTRATIVE CONVEYANCE OF SURPLUS DNR-MANAGED LAND

Roscommon District – Arenac County
Land Transaction Case #20150063



Section 13, T19N, R06E, City of Au Gres

- DNR land to be conveyed under administrative change in sponsorship
- Land reverting back to the City of Au Gres
- Private land





RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

November 13, 2017

TO: Keith Creagh, Director

INFORMATION: Natural Resources Commission

Transaction: Release of Reverter
Baraga Management Unit – Houghton County
Land Transaction Case #20170227

Sale: 4 platted lots, plus portions of 4 other platted lots (1.66 acres)

Sale Price: \$40,000.00

Description: Houghton County, City of Houghton, T55N, R33W, Section 31:
As more particularly described in the case file.

PA 240 of 2012: These parcels are north of the Mason-Arenac County line. This transaction will not change the number of acres of counted DNR-managed lands because the platted surface rights are currently owned by the applicant.

Applicant: The Bishop of the Roman Catholic Diocese of Marquette, Marquette, Michigan.

Authority: Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.

Notice: This item will appear on the Department of Natural Resources (Department) December 5, 2017, calendar, and is eligible for approval on December 12, 2017.

Acquired: The platted lots were acquired by tax reversion in 1939 and deeded to the Bishop of the Roman Catholic Diocese of Marquette via a public use deed with a reverter clause stating that they could be used for church purposes only.

Minerals: To be retained.

Comments: The desired lots were conveyed to the Bishop of Marquette by a public use deed that is subject to a reverter clause stating that the land is to be used for church purposes only, and when they cease to be used for that purpose, the land shall revert to the state. The Bishop of Marquette is asking for the reverter interest to be released to sell a portion of their property for a development that provides housing to students of Michigan Technological University.

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The proposed land disposal was reviewed and recommended for approval by the Land Exchange Review Committee on November 2, 2017.

Engagement: The Diocese of Marquette is the applicant and supports the transaction.

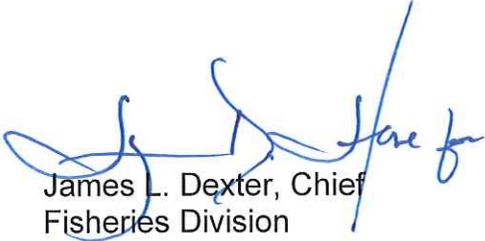
Recommendation: (1) That the reversionary interest be conveyed to the applicant for \$40,000.00.
(2) That the state retain mineral rights and aboriginal antiquities.
(3) The proceeds are deposited in the Land Exchange Facilitation Fund (LEFF).



Russ Mason, Ph.D., Chief
Wildlife Division



Deb Begalle, Chief
Forest Resources Division



James L. Dexter, Chief
Fisheries Division



Ronald A. Olson, Chief
Parks and Recreation Division



William O'Neill
Natural Resources Deputy



Mark H. Hoffman
Chief Administrative Officer

I approve the staff recommendations.



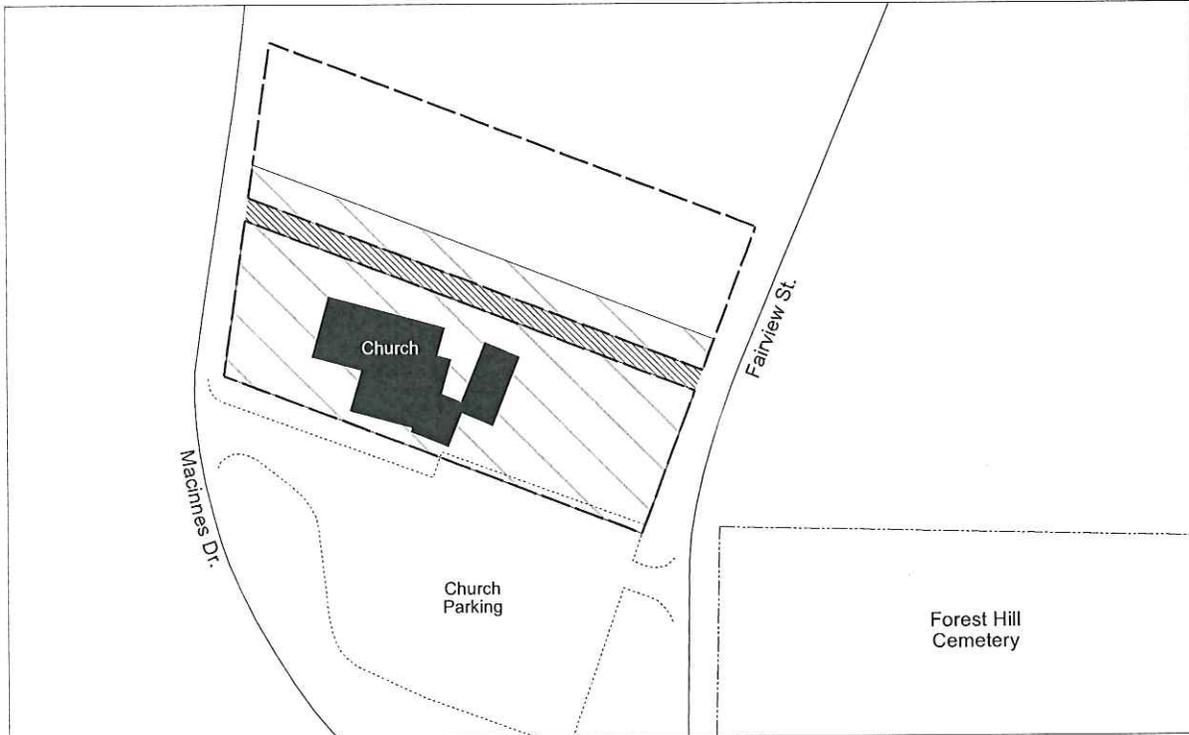
Keith Creagh
Director

12/14/17

Date Approved

RELEASE OF REVERTER

Baraga Management Unit – Houghton County
Land Transaction Case #20170227



Section 31, T55N, R33W, City of Houghton

- State-owned reverter interest to be released (1.66 acres)
- Vacated alley
- Boundary of Block 13 in original plat

