



Phone: (205)987-8811
 Fax: (205)987-9824
 E-Mail: alafao@aol.com

CAPITAL IDEAS

The Newsletter of the Alabama Forest Owners' Association, Inc.

Advocate for the Forest Owner

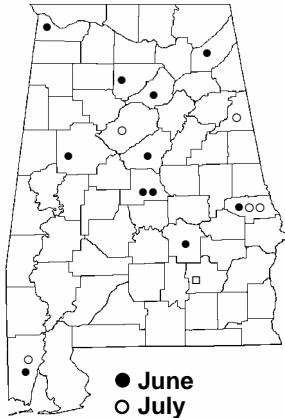
June 2007 Vol. 26, No. 6

www.AFOA.org

P. O. Box 361434
 Birmingham, Alabama
 35236-1434



CALENDAR OF EVENTS



● June
 ○ July
 □ August

JUNE 2007

June 1...Athens, Georgia 8 AM. **Timber Real Estate Investment Trusts (REITs) Explained** is a course that teaches the who, why, where, and how of REITs that specialize in timber. Fee: \$345/person. Call Ben Jackson at (706) 542-2194.

June 2...Bolivar, Tennessee 7 AM - 1 PM. **Tennessee Healthy Hardwoods Field Days**. This event on Chickasaw State Forest will focus on the management practices applied to improve existing forest stands. Topics: management planning, crop tree selection, forest improvement, and protecting soil and water. Van tours of the property will provide opportunity for discussion with landowners and forestry professionals. No fee. Pre-register for meal purposes. Call Tennessee Forestry Association at 1-800-893-7403.

June 4-5...Athens, Georgia. **Excel Tools & Functions for Forestry Professionals** at the Georgia Center for Continuing Education. Instructor: Brooks Mendell. Fee: \$445. Call Ben Jackson at (706) 542-2194.

June 4-8...Pearl, Mississippi. **Prescribed Burning Shortcourses**. Location: South Eastern Regional Fire Training Center. Landowners interested in prescribed burning should find this course to be an excellent value. Topics: state laws regarding your liability, ignition techniques, benefits, limitations, risks, how to manage smoke, forest fuels and fuel classifications, how to plan and execute a prescribed burn, and effects of weather and fuel moisture on fire behavior. Fee: \$400. Call Patricia Brock at (662) 325-1457.

June 5...Statewide & Local. **Vote on Constitutional Amendments and Property Tax Referendums**. Statewide Amendment One will increase funds available for incentives to companies, such as ThyssenKrupp, that the state is trying to lure to Alabama. Voters in at least 2 counties will vote on property

taxes: **Escambia, Washington**, and perhaps others we have been unable to learn about.

June 5...Cross City, Florida 5:30 PM - 9:00 PM ET. **Thinning Your Forest and What it Can Do for You**. Location: Earl Peterson - DOF Forestry Station. Topics: why and when to thin, forest health, wildlife benefits, and economics and marketing of a thinning and thinning operations. Sponsored supper included. Call Stan Shepard at (850) 838-2286.

June 6...Colbert County. **Progressive Agriculture Safety Day (for children)**. Location: North Alabama State Fairgrounds. Call Michael Fowlkes at (256) 383-1446.

June 7...Mayo, Florida 5:30 PM - 9:00 PM ET. **Thinning Your Forest and What it Can Do for You**. Location: Lafayette County Extension Office. Topics: why and when to thin, forest health, wildlife benefits, and economics and marketing of a thinning and thinning operations. Sponsored supper included. Call Greg Marshall at (386) 294-2326.

June 8 - July 9...Mobile County. **Outdoor Alabama Photo Contest Exhibit** in Spanish Fort. Entry deadline for 2008 contest is October 31, 2007. Call Kim Nix at 1-800-262-3151.

June 9...Chilton County 9 AM. **AFOA EDUCATIONAL PROGRAM. Longleaf Pine Regeneration Tour on Lewis Ingram Property**. Tour Leader: **Jon Ingram**, Consulting Forester. Speaker: **Brian Smith**, Alabama Forestry Commission Forester. Meet at Hickory Chip Barbeque located 1.7 miles northeast of I-65 on Ala. Hwy. 145 on the right (we will leave promptly at 9 AM, so arrive early). Tour will feature an area that was clearcut about 5-6 years ago and planted to longleaf. Area was recently burned by prescription to kill back competing loblolly pines and other unwanted tree and shrub competition. Dutch treat lunch at Hickory Chip following tour. Call Lee at (205) 987-8811.

June 9...DeKalb County 9 AM - 3 PM. **Medicinal & Edible Plants Workshop**. Location: DeSoto State Park Nature Center. Includes: demonstrations, short hikes, and instructions on herbal preparations. Bring a lunch and other light-hike needs. Fee: \$20/adult, \$10/child, pre-registration required. Call JSU Field Schools at (256) 782-5697.

June 10-13...Knoxville, Tennessee. **Forest Products Society 61st International Convention**. Fee: \$735. Call (608) 231-1361x208.

June 12...Jesup, Georgia 8:00 AM - 2 PM ET. **National Wild Turkey Federation Landowner Workshop**. Location: Simms Farm. Topics: Longleaf Pine Establishment and Management, Wildlife Plots/Openings, Forest Health/Invasive Species, Herbicide Use for Wildlife Management, and more. Fee: \$10. Call James Austin at (912) 481-3821.

June 12...Shelby County 6:30 PM. **Alabama Quail Hunters Monthly Meeting**. Location: Lloyd's Restaurant on Highway 280. Speaker: Jim Jeter, Forester. Dutch Treat Dinner. Call Bob Carr at (205) 424-1381.

June 12-15...Chilton County 8 AM - 5 PM. **Certified Burn Manager Certification Course** at the Alabama Power Company Clanton Conference Center. This training is designed for anyone who has an interest in the use of prescribed fire as a natural resources management tool. Call Kent Hanby at (256) 825-8593.

June 12-14...Tuscaloosa County. **Teachers Conservation Workshop**. See July 9-13 for details. Call Rick Oates at (334) 481-2130.

June 13...Cullman County 8 AM. **County Forestry Planning Committee Meeting** at the Forestry Commission office. Call Monica McCravy at (256) 734-0573.

June 14...Dry Branch, Georgia 8:00 AM - 2 PM ET. **National Wild Turkey Federation Landowner Workshop**. Location: Whiteway Plantation. Topics: Longleaf Pine Establishment and Management, Wildlife Plots/Openings, Forest Health/Invasive Species, Herbicide Use for Wildlife Management, and more. Fee: \$10. Call James Austin at (912) 481-3821.

June 15...Lucedale, Mississippi 8:30 AM - 12:30 PM. **Pine Thinning Workshop**. Location: George County Extension Service office. Fee: \$20. Call Mike Steede at (601) 947-4223.

June 19-21...Lake Oconee, Georgia. **Georgia Society of American Foresters Annual Meeting - Wood and Beyond: an Exploration of Emerging Markets**. Review the latest market developments in the forest industry: woody biomass technology, carbon credit trading, wetland mitigation banking, pine straw leases and wood products. Call Joshua Harrell at (706) 845-9085.

June 21...Starkville, Mississippi 8 AM - 5 PM. **LandMark Systems Intro to ArcGIS for Foresters class**. Topics: integrating basemaps, GPS data and cruise data to create maps, and digitizing on top of aerial photos. Fee: \$275. Call Johnny Thompson at (662) 272-5344.

June 21...Montgomery County 10 AM - 1 PM. **Tallapoosa River Clean Basin Clean Water Partnership Meeting** at Montgomery Water Works. Call Dawn Stephens at (334) 271-1444.

June 21-23...Atlanta, Georgia. **Forest Products Machinery & Equipment Exposition** at Georgia World Congress Center. Exhibits and Seminars. Call Eric Gee at (504) 443-4464x214.

June 22...Poplarville, Mississippi 8:30 AM - 2:30 PM. **Forest Certification Workshop** at the Pearl River County Administrative Building. Fee: \$20. Call

Billy Joe Lee at (601) 403-2280.

June 23...Magnolia, Arkansas 8 AM. **Magnolia Landowner's Conference** will include presentations on: Mid Rotation Fertilization, Management Plans & Returns, Forestry Carbon Credit Programs, Taxation & Ownership Entities, Maximizing Whitetail Deer Habitat in Forest Management, and Lucy Baines Johnson Family Timberland Story. Fee: \$35 includes lunch. Call Colleen at (870) 234-0200x4.

June 27...NATIONWIDE 10:00 AM to 10:30 AM (CT). **CAPITAL IDEAS - LIVE! Telephone News Conference for Alabama Forest Owners**. Listen to live conference on toll-free phone line. Registration free for AFOA members. To register, call AFOA at (205) 987-8811.

June 27...Multiple Locations in Florida 12:30 PM - 5:00 PM CT. **Forest Stewardship Videoconference: Forest Fertilization - Worth the Investment?** This program will help provide landowners with information and tools they can use to determine, based on their own objectives, soils and stand conditions, whether fertilization would be a cost-effective practice on their land. Fee: \$10. To find participating locations, call Chris Demers at (352) 846-2375 or visit AFOA's Calendar at AFOA.org.

June 29...Lee County 8:30 AM - 4:45 PM. **Wetland Delineation**. Location: Auburn University School of Forestry & Wildlife Sciences Conference Hall - Room 1101. Provides a basic understanding of the delineation process

(CALENDAR CONTINUED ON PAGE 3)

Alabama Forest Owners' Association, Inc. Officers & Board of Directors	
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STANDING TIMBER VALUES				
PINE	Sawtimber		Power Poles	
	\$ per ton		\$ per ton	
Alabama	1Q06	1Q07	1Q06	1Q07
North	46.47	40.49	81.00	72.97
South	51.16	44.77	61.92	71.28
Average	48.81	42.63	71.46	72.12

Pine Sawtimber — 15,000 lbs./1000 Board Feet (Scribner)

1st Quarter, 2006 (1Q06) and 1st Quarter, 2007 (1Q07)
from Timber Mart-South, University of Georgia.
For Timber Mart-South subscription details, call (706) 542-4756 or visit www.tmart-south.com M3 06/2007

STOCK MARKET REPORT		
Company Name	Price Per Share	
	05/15/06	05/15/07
International Paper (IP)	34.81	39.03
MeadWestvaco (MWV)	28.43	31.86
Plum Creek Timber (PCL)	36.51	40.34
Potlatch (PCH)	37.97	43.88
Rayonier (RYN)	40.87	44.00
Temple-Inland (TIN)	45.44	62.31
Weyerhaeuser Co. (WY)	68.00	80.03

Stock Market Report courtesy of Howard Sokol, Raymond James Financial Services, Birmingham, Alabama.

LUMBER & SHEATHING PRICES		
Source: Random Lengths	05/24/06	05/23/07
MidWeek Market Report		
2 x 4 lumber *	\$304	\$260
7/16" Oriented Strand Board **	\$225	\$152

* 2x4 #2&Btr KD Western S-P-F (mill base price) (per 1000 board feet)
** 7/16" OSB (North Central) (f.o.b. mill prices) (per 1000 square feet)

FORESTLAND FOR SALE

373 acres in Dallas County. Mixture of mature hardwood, mature pine, 83 acres of 18 year pine plantation, and mixed 15-25 year pine/hardwood. Excellent deer and turkey, food plots, good internal roads, 1/2 mile road frontage, creek, power, and next to State Park. FSBO \$2,200/acre. Call Mike at (334) 875-7229 or wellsfs@netzero.com.(88003)

108± acres in Barbour County. 85 acres pines 8-14 yrs. old. Food plots, shooting houses, mast trees for abundant deer and turkey. Four acre pond under const., cabin site. Desirable hunting, fishing and investment tract. Water and power available. \$3,850/acre. Call Martin Props. at (334) 775-7418.(38110)

FORESTLAND FOR SALE CONTINUED

40 acres in Lamar County. Property located on Kay Hollis Road in section 35, Beaverton. Running water, small fish pond, many types of wildlife. Ideal for Cabin Resorts and Hunting Lodges. We reserve the Mineral Rights. \$1,000/acre. Call Lovie Hollis at (916) 424-6041.(42882)

50 acres in Marion County. Timberland consists of young hardwood. Stream on property. Deer hunting with rolling hills. Good access road. \$1,500/acre. Call Earl Hughes at (205) 486-3286.(06495)

“CARBON AGGREGATORS” package small forest owners into groups large enough to sell carbon sequestration rights. We don't know anyone who's sold any yet.

LESS ESOTERIC THAN SELLING CARBON, the makers of ethanol from wood may actually be close to buying low-quality trees from you to produce a product that one can see and touch. A “cellulosic” ethanol plant is being built near Soperton, Georgia and, if all goes as planned, will produce 40 million gallons of ethanol per year. Source: F & W Forestry Services *Forestry Report*, Spring 2007. In the meantime, don't lose your pulpwood and sawtimber buyers list.

WHEN LAND SALES OF MeadWestvaco and TempleInland are completed it will “leave only two major forest industrial landowners: Weyerhaeuser Co. and Rayonier. Source: F & W Forestry Services *Forestry Report*, Spring 2007.

CLASSIFIED SECTION

AERIAL PHOTOGRAPHS & MAPS

Kingwood Forestry Services, Inc.	(870)367-8567
Hal's Flying Service	(334)289-8805
Pendergrass Aerial Services	(334)289-2005

CONSULTING FORESTER - Member: ACF

C. V. Forestry Services	Clayton, AL	(334)775-8345
Melisa V. Love, RF, ACF	Opelika	(334)745-7530
Joseph E. Rigby, RF, ACF	Montgomery	(334)265-8200
F & W Forestry Services	Phenix City	(334)297-8817
Sizemore & Sizemore, Inc.	Tallassee, AL	(334)283-3611
Edward F. Travis Co., Inc.	Mobile	(251)633-8885
Larson & McGowin, Inc.	Mobile, AL	(251)438-4581
Forest Management Specialists	Florence	(256)765-0397
Tom Carignan, RF/CF/ACF	Prattville	1-866-361-7677
Leh Bass, RF, ACF	Opelika	(334)749-0598
Eddie Carlson, RF, ACF	Montgomery	(334)270-1291
Truett & Latham, Inc.	Livingston	(205)652-7638
Mark Thomas, RF, CF, ACF, CWB	Birmingham	(205)733-0477
Kelley Forestry Consulting	Montgomery	1-800-876-1559
Woodland Services, Inc.	Northwest AL	(256)331-7416
www.ChesnutForestry.com	Northeast AL	(706)936-0699
McKinley & Lanier Forest Resources, Inc.		1-800-247-0041
Arthur C. Dyas, RF, ACF	Mobile, AL	(251)432-1500

CONSULTING FORESTER

Whitaker Forestry Service, Inc.	Lutts, TN	(931)724-6514
Morris Forestry Services	Wedowee	(256)357-0177
Lanier-Brookins, Inc. - Forestry Consultants Thomasville, AL 1-800-380-7463 Statesboro, GA		
Gibson Forest Mgmt., Inc.	Aliceville, AL	(205)373-6168
Lehman Management Co.	Birmingham	(205)951-2518
Stewart Forestry Services, Inc.	Decatur, AL	(256)350-9721
Midsouth Forestry Services, Inc.	Gordo, AL	1-888-228-7531
Glenn Berry	Northeast Alabama	(256)463-2525
Forever Green, Inc.	Leeds, AL	1-800-498-5821
Southern Land Management	Union Springs	(334)738-5720
Forestall Company, Inc.		1-800-844-0904
Eiland Forestry & Real Estate	Trussville	(205)655-0191
John R. Stivers	Hurtsboro	(334)253-2139
Bach & DeVos	Montgomery	(334)269-2224
American Forest Management,	Bonifay, FL	(850)547-2634
A&M Forest Consultants, Inc.		(251)246-4934
Jackson, AL	www.forestryland.com	Since 1978!

CONSULTING FORESTER

Southern Forestry Cnslt.	Enterprise, AL	(334)393-7868
Ketchum Land & Timber	Clayton, AL	(334)734-2312
Forestry & Wildlife Consulting		
Timber Creek Consulting Service	Prattville	(334)365-9177

INSURANCE

Hunting Lease & Timberland Liability Group Policies
Alabama Forest Owners' Association (205)987-8811

LAND FOR SALE

Sudduth Land & Timber	Greensboro	(334)624-1290
Tutt Real Estate LLC	Linden, Alabama	1-888-295-2316
Carlson Land Services	Montgomery	(334)270-1291
John Hall & Co.	Montgomery	1-800-864-1281
Lonnie King	Monroe County	(850)572-7108
Black Belt Land & Realty, Inc.	Livingston	(205)652-2010
Hudson Hines Real Estate	Monroeville	(251)564-1457
Eiland Forestry & Real Estate	Trussville	(205)655-0191
American Forest Management	Bonifay, FL	(850)547-2634
Hargrove Timber Company	Northport, AL	(205)339-6512
A&M Forest Consultants, Inc.		(251)246-4934
Jackson, AL	www.forestryland.com	Since 1978!
W.W. Sellers Rlty	All of	1-888-704-1499
Land & Timber	ALABAMA	www.wvsellers.com
Frank Thomas & Associates, LLC		(334)271-1236

POSTED SIGNS

Alabama Forest Owners' Association (205)987-8811

REAL ESTATE APPRAISALS

Edward F. Travis Co., Inc.	Mobile	(251)633-8885
Lehman Management Co.	Birmingham	(205)951-2518
Larson & McGowin, Inc.	Mobile, AL	(251)438-4581
Sizemore & Sizemore, Inc.	Tallassee, AL	(334)283-3611

SURVEYOR

Jeffery N. Lucas	Birmingham, AL	(205)425-5200
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TIMBER BUYER

SACO WOOD, INC.		
We buy timber in Central Alabama.		(334)365-0694
Blue Ox Forestry, Inc.		(334)875-5100
IndusTREE Timber, Inc.		(334)567-5436
We buy timber and land in Alabama.		
Ronny Wimberley Land & Timber Division		1-877-292-0056
Buchanan Timber Co.	Selma	(334)872-0491
We buy Timber and Land in Alabama		

TIMBER MARKET PRICING SERVICE

www.Forest2Market.com
Current Timber Prices (704)357-0110

TIMBER MARKING SERVICES

BTS Let Us Double Your Investment (334)295-5077

TIMBER SALE ASSISTANCE

TIMBER BUYER LIST for your county. Printed on gummed labels ready for mailing prospectus. Just tell us the county in which your timber is located. \$10 per county. MEMBERS ONLY. AFOA, Box 361434, Birmingham, AL 35236

TREE MARKING PAINT & TOOLS

Nelson Paint Co. www.nelsonpaint.com 1-800-443-1750

TREE PLANTING EQUIPMENT & SERVICES

Site Preparation & Tree Planting Services.
For a list in your county, call AFOA at (205)987-8811.

TREE SEED FOR SALE

INTERNATIONAL Forest Company	1-800-633-4506
LOUISIANA FOREST SEED CO.	(318)443-5026
Creekside Consulting, Inc.	(205)672-8587

TREE SEEDLINGS FOR SALE

INTERNATIONAL FOREST COMPANY	1-800-633-4506
TECHNOLOGY THAT GROWS CONTAINER SEEDLINGS	
Selma:	INTERNATIONAL PAPER 1-800-222-1280 or (334)872-5452
DELTA-VIEW NURSERY	LELAND, MS
BAREROOT HARDWOOD SEEDLINGS	
TOLL FREE TELEPHONE	1-800-748-9018
SUPERIOR TREES, INC.	Lee, FL (850)971-5159

CENTRAL FLORIDA LANDS & TIMBER NURSERY, LLC
Bare-root Seedlings & Containerized Trees (1-20 gallon)
Call for Free Brochure (386)294-1211

WHITE CITY NURSERY	Autauga Co.	(334)365-2488
Pines & Hardwoods for Forestry, Wildlife, Landscapes		
Mathis Tree Farm	Longleaf Seedlings	(912)427-8841
Smurfit-Stone	ROCK CREEK NURSERY	1-866-407-9556
Bareroot & Container Hardwoods & Genetically Superior Pines		

Weyerhaeuser Company
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1-800-635-0162

Container Seedlings, Improved Longleaf, Slash, & Loblolly
Deep Plugs; MEEKS' FARMS NURSERY 1-877-809-1737

WOODLAND MULCHING

Woods & Wildlife Enhancement, Inc.	Montg.	(334)850-0124
Bach & DeVos	Montgomery	(334)269-2224
JONES VEGETATION	FORESTRY MULCHING	
SERVING SOUTH AL AND NW FL		(334)504-3751
Coppers Creek Construction	SE U.S.	(205)369-0904

CLASSIFIED ADVERTISING RATES: First Line \$76.50/year.

(CALENDAR OF EVENTS CONTINUED FROM PAGE 1)

including the resources and references used. Fee: \$75, includes lunch. Call Kathryn Flynn at (334) 844-1036.

JULY 2007

July 9-13...Lee County. **Teachers Conservation Workshop.** This workshop "will offer extensive field trips to a paper mill, a sawmill, a logging site, a tree farm, and many other places where teachers will be able to learn about modern forest management and see first hand how the products they use daily are manufactured." You are invited to recruit teachers to this workshop as well as sponsor their tuition (\$600/teacher). Call Rick Oates at (334) 481-2130.

July 10...Athens, Georgia 6:30 PM - 8:30 PM. **Southern Tree Identification** class at the UGA Georgia Center. Fee: \$35. Call Steve Pettis at (706) 621-1248.

July 13...Poplarville, Mississippi 8:30 AM - 2:30 PM. **Forest Certification Workshop.** Location: Pearl River County Administrative Building. Fee: \$10/person. Call Billy Joe Lee at (601) 403-2280.

July 14...Cleburne County 7 PM. **Learning by the Lake Series: Forest Ecology.** Location: Coleman Lake Recreational Area (near Heflin). No fee. Call JSU Field Schools at (256) 782-5697.

July 16-17...Fort Walton Beach, Florida. **Making Money Growing Southern Pines.** Location: Four Points by Sheraton. Instructors: Barry Shiver and Bruce Borders. Fee: \$445; \$50 discount if paid by June 25. Call Ben Jackson at (706) 542-2194.

July 18...NATIONWIDE 10:00 AM to 10:30 AM (CT). **CAPITAL IDEAS - LIVE! Telephone News Conference for Alabama Forest Owners.** Listen on your phone or later on the web.

July 19...Nationwide Audio Conference 12 Noon CT. **Coping with Massive Change (in the family business)**

presented by the Family Business Advisor. Discussion leader: Dr. Bernard Kliska. Fee: \$159. Call 1-800-551-0633.

July 21-23...Savannah, Georgia. **Georgia Forestry Association Annual Meeting** at The Westin Savannah Harbor Golf Resort. Call Judy Couch at (478) 992-8110.

July 23-24...Athens, Georgia. **Estate Planning for Forest Landowners.** Instructor: Harry Haney. Fee: \$445; \$50 discount if paid by July 2. Call Ben Jackson at (706) 542-2194.

July 25-26...Athens, Georgia. **Thinning Decisions: Timing, Frequency, and Intensity.** Instructors: Bruce Borders and Barry Shiver. Fee: \$445; \$50 discount if paid by July 3. Call Ben Jackson at (706) 542-2194.

July 26...Mobile County 7 PM. **Mobile County Landowners' Association Meeting** at Jon Archer Ag. Center, Mobile. Call Luci Sheffield at (251) 633-7195.

July 29 - August 4...Lee County. **Mises University on Austrian Economics** has a limited number of Observer spaces available. Fee: \$675. Call Mises University at 1-800-636-4737.

July 31 - Aug 1...Jefferson County. **Alabama Society of American Foresters Annual Meeting** at Birmingham Botanical Gardens. Call Katie at (205)491- 9153.

AUGUST 2007

August 15...NATIONWIDE 10:00 AM to 10:30 AM (CT). **CAPITAL IDEAS - LIVE! Telephone News Conference for Alabama Forest Owners.** Listen on your phone or later on the web.

August 24...Pike County 9 AM - 3 PM. **Women Forest Landowners Workshop** will be held at the First Baptist Church in Troy. Fee: \$30. Call Claire Murphy at (334) 566-1213.

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Always Call Ahead To Confirm Program Details

NEW 3-BUCK LIMIT TO ADD RED TAPE.



If you hunt on your own land without a license or hunt with a lifetime hunting license, a new law may force you to maintain an official record of the bucks you harvest. What happens if you aren't a very active hunter - you hunt only occasionally though you are in the woods every weekend - and you decide after several hours of pruning trees to spend a half hour at the end of the day to sit down by the creek and watch for a buck. If you shoot one and load it into your truck to carry home, Conservation Commissioner Barnett Lawley was quoted as saying, "Any hunter caught with a buck and an unpunched license will be charged for illegally taking a buck." We hope the Commissioner understands he has devalued private land and the lifetime hunting license with one stroke of the pen. If this law, designed to please trophy hunters, makes you a little upset with the overeagerness of bureaucrats to force more paperwork on us, why not send your comments to: Commissioner Barnett Lawley, Alabama Dept. of Conservation and Natural Resources, 64 North Union Street, Montgomery, AL 36130. Toll free: 1-800-262-3151



Association of Consulting Foresters
 SINCE 1968
 Experience, Ethics, and Education
 1-888-540-8733
<http://www.alacf.com>

Federal Land Bank Association of North Alabama

 Real Estate Financing for Recreational and Timber Land
 1-888-305-0074
www.AlabamaLandBank.com

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APPLICATION FOR MEMBERSHIP IN THE ALABAMA FOREST OWNERS' ASSOCIATION, INC.

(Mr.)(Mrs.)(Ms.) _____
 Name of Landowner (person, family, partnership, corporation, etc.)*
 (Mr.)(Mrs.)(Ms.) _____
 Name of Person Representing Landowner (optional)*

 Mailing Address _____

 City State Zip Code _____

 Telephone: Home Telephone: Office _____

 Telephone: Fax E-Mail Address _____

 Counties Where Land Is Located — Please List. _____

MEMBER SERVICE REQUESTS

I own 20 or more acres of Alabama forestland and would like, at no cost to me, an initial consultation with a member of the Association of Consulting Foresters.*

I am enclosing \$10 each for **TIMBER BUYER LISTS** for the following counties: _____

Guidelines for Hunting Lease Agreement.

Model for a Timber Sale Contract.

Application for Hunting Lease Liability Insurance Coverage.*

Application for Timberland Liability Insurance Coverage.*

_____ 8"x10" Posted Signs. Enclosed is 45¢ per sign plus \$4.50 S&H.

("No trespassing Hunt Club" - yellow) (**NEW SIGN** "No Trespassing" - orange) Circle one.

Information to obtain AERIAL PHOTOS of my land.

T-Shirt -- Short Sleeve, \$10 or Long Sleeve, 12.50 (call for colors & sizes)

Send me AFOA Windbreaker Jacket (Red, Blue, Navy, Black) (all size L): \$24.50

Send me AFOA Cap: Blaze Orange, Camo, Green, Tan, or Blue. \$11 enclosed.

Send me *How to Make Money Growing Trees* by James Vardaman. \$86 enclosed.

Send me *Owning & Managing Forests* by Thom McEvoy. \$22 enclosed.

* This service for landowners only. Hunters may only use the hunting lease liability policy under the membership of a landowner.

MEMBERSHIP FEES: (First class postage will cause *Capital Ideas* to arrive about a week sooner than Third class)

1 YEAR: <input type="checkbox"/> Regular Member - Third Class Postage - \$12	<input type="checkbox"/> Regular Member - First Class Postage - \$22	<input type="checkbox"/> Sustaining Member - First Class Postage - \$100
2 YEAR: <input type="checkbox"/> Regular Member - Third Class Postage - \$23	<input type="checkbox"/> Regular Member - First Class Postage - \$43	<input type="checkbox"/> Sustaining Member - First Class Postage - \$200
3 YEAR: <input type="checkbox"/> Regular Member - Third Class Postage - \$34	<input type="checkbox"/> Regular Member - First Class Postage - \$64	<input type="checkbox"/> Sustaining Member - First Class Postage - \$300

SEND APPLICATION & PAYMENT TO: AFOA, Inc., P.O. Box 361434, Birmingham, AL 35236



International Forest Company

Container seedlings
Pine and Hardwood available
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THREE TRACTS WERE ADDED to our "hunting land for lease" web page while we wrote this newsletter. Take advantage of a great free service available only to AFOA members. Send State, County, # of Acres, Lease Price, Your Name, Phone Number, Email Address (optional), and Description of the Land. Be sure to call AFOA to remove the listing when you sign a lease.



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"CONSERVATION RESERVE PAYMENTS count as self-employment income, and because of that they can mean lost Social Security benefits, depending on your age. The amount retirees are allowed to earn before losing benefits varies with age." Source: *Progressive Farmer*, May 2007.

ESCAMBIA AND WASHINGTON COUNTY VOTERS will vote on property tax referendums on June 5. There may be others, but we don't have any solid information. Barbour County is evidently discussing a tax vote for next year.

ESTABLISHING A LIMITED LIABILITY CORPORATION: The Ins and Outs, Part 1. Dr. Harry Haney describes the value of holding forestland in an LLC to avoid paying excessive estate taxes. Source: *Forest Landowner*, March/April 2007.

DON'T MISS AFOA FIELD DAY ON LEWIS INGRAM PROPERTY in Chilton County on June 9. Prescribed Burning and Longleaf Management will be discussed. See **Calendar**, page 1.



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IF YOU USE OR PLAN TO USE GOATS to clean up your forestland or maintain understory conditions, Auburn Extension and Alabama Farmers Federation has created *The Small Ruminant Pocket Guide*. The 108-page pocket guide is an aid to basic management practices and includes a management calendar and information on general management; forages; selection of genetics for meat goat production; health; breeding animal evaluation. References are given for livestock markets, and meat goat and sheep experts. Contact your local Extension office or Google up ANR-1296.

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ON WATER:

"Arguably, the best stewards of the forests of this state [Georgia] are the private landowners who are so personally and financially invested in them. Thus, if we agree that forested watersheds are critical to water quality and supply, and if so much of the property in our watersheds is owned by private landowners, wouldn't it make sense for public policy to encourage the continuation of these lands in forests?"

"Yet to the contrary, policy frequently works against the goal, especially in the tax arena where landowners who use very few local government services are forced to subsidize property owners who use the vast majority of those services." Source: Steve McWilliams in *Georgia Forestry Today*, March/April 2007.

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NOT A FUN JOB, AFTER THIS LONG DRY SPELL: Measuring Survival and Planting Quality in New Pine Plantations by Drs. Andrew Londo and Stephen Dicke was written with the goal of providing "landowners with an easy-to-use sampling technique to evaluate a new pine plantation." Available on the web at http://www.sref.info/publications/online_pubs/regionalpublications/file_02_07_2006b If you cannot access the web, call AFOA for a copy. For help from the authors, call Dr. Londo at (662) 325-8003 or Dr. Dicke at (601) 857-2284.



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Global Warming: The Supreme Court ruling on global warming allows significant latitude for the EPA to determine whether new rules are needed to curb greenhouse gases. ► Ahead of the Democratic presidential debate in South Carolina, the League of Conservation Voters began running a TV ad asking voters to make global warming a priority during next year's election.

ESA: A federal bankruptcy court judge has ruled that Pacific Lumber Co.'s bankruptcy hearings should be held in Texas despite objections from the state of California to move the case there from California. Under a deal finalized in 1999, the state and federal governments paid \$480 million to acquire 7,400 acres of old-growth redwood forest, while Pacific Lumber agreed to strict timber harvest limits in a habitat conservation plan for 210,000 acres of redwood and Douglas fir. The habitat plan also included a 50-year set-aside of another 8,000 acres in a dozen parcels as habitat for the marbled murrelet. It seems the restrictions on logging have undone the once prosperous lumber giant.

Energy: The Senate Energy and Natural Resources Committee will bundle four bills into wide-ranging energy legislation aimed at boosting biofuel production, improving efficiency, and encouraging the capture and sequestration of greenhouse gas emissions. Chairman Jeff Bingaman (D-NM) worked to complete the energy package before the Memorial Day recess. Bingaman will try to move two bills designed to bolster understanding of carbon capture and sequestration, also known as CCS. Many consider the technology critical if the U.S. wants to address global warming but still rely on its plentiful supply of coal. ► Fifty U.S. senators, including the majority leader, have urged leaders of the Senate Energy and Natural Resources Committee to approve a national renewable power standard (RPS, once called "Renewable Portfolio Standard"). The letter calls for a federal RPS, which means utilities would have to supply an escalating amount of power from renewable sources. Proposals also include a credit trading system. An RPS has cleared the Senate several times in recent years but stalled in talks with the House. The chairman of the energy panel, Sen. Jeff Bingaman, said he wants to enact a standard of 15 percent by 2020.

Canadian Lumber: Last year, we reported that the U.S. and Canada had reached an agreement to curb the flooding of U.S. softwood lumber markets with Canadian lumber. Now, there are problems with the application of that agreement. The deal is still in effect, but Canada appears to be playing fast and loose with its tenets. That is, the Canadian government is not applying export measures, under 'surge' provisions, as required by the agreement and provinces are paying forbidden subsidies. Recently, U.S. and Canadian officials failed to reach agreement on their differences over the Softwood Lumber Agreement. The dispute in the six-month-old trade pact is likely headed for binding arbitration before the London Court of International Arbitration.

ESA II: A group of scientists is asking Interior Secretary Dirk Kempthorne to withdraw legal guidance that would change how agencies decide whether a species is endangered. Thirty eight scientists sent a letter to Kempthorne and the House and Senate committees with oversight of endangered species. At issue is guidance issued last month that redefines when the Fish and Wildlife Service would designate a species as "endangered" or "threatened." The Department of the Interior issued this guidance that recommends agencies focus on plants and animals most at risk in their current locations, rather than throughout their historic range or in other locations where species may be healthy. The scientists are concerned the guidance might reduce protection to certain plants and animals and may rule-out the expansion of species' current range. ► The Bush administration has listed 57 species as protected since 2001. During President Clinton's eight-year tenure, officials listed 512 species, and during President George H.W. Bush's four-year term, they listed 234 species.

Bugs: The emerald ash borer could spread from the Great Lakes states across the east-central U.S. within the next two decades. More than 1,200 cities and townships in Michigan, Illinois, Indiana and Ohio have fallen victim to the Asian beetle. We are warned that the pest could spread from Minnesota to North Carolina, leaving a path of destruction in its wake.

Status Quo: The amount of forestland in the U.S. has remained stable at an average of 755 million acres over the past century, according to a new report from the Society of American Foresters. The "State of America's Forests" report is designed to address concerns of the public about wildfires, harvests, habitat, insect infestations, and land conversion.

Biofuels vs Food: Biofuels can jump-start rural economies but their benefits may be tempered by increased food prices, according to a new U.N. report. European leaders have decided at least 10 percent of fuels will come from biofuels like ethanol by 2020, while Congress is working on a proposal to increase production of biofuels sevenfold by 2022. The report warned that the biofuel focus could make substantial demands on the world's resources at a time when demand for both food and forest products is rising rapidly. Greenpeace International and a number of environmental groups raised similar questions.

Wildfire: At this writing, it has been one month since a weakened tree limb and power line in Ware County, GA, sparked the first in a series of wildfires that have charred large swaths of Georgia and Florida. Fueled by drought and parched pine and scrub forest, fires are expected to burn for at least another six weeks. Fire conditions throughout the region are the worst in decades.



Forest Law Update:

Questions and Answers about the Law

by Hayes D. Brown, Attorney-at-law



DEAR FOREST LAW UPDATE:

I currently have been sued by a family member in a forestry related dispute. My attorney has suggested that “we mediate” this dispute. What would I be getting into if I decided to do this?

Signed:

At a Complete Loss in Atmore

DEAR AT A COMPLETE LOSS:

Mediation is an informal process where each side to a dispute takes an opportunity to present his or her case to a neutral person who will explore ways of resolving the dispute short of trial. The mediation can clarify issues and serve as a forum to deal with misunderstandings which have arisen over time. If successful, an enforceable agreement will be prepared immediately settling the dispute.

What is the difference between mediation and arbitration?

While mediation is voluntary (unless compelled by a court), arbitration often is required under the terms of a contract. Arbitration will result in the end of the dispute with no option to reject the outcome. It functions much like a trial. It differs from mediation in that mediation may or may not result in a settlement of the dispute.

How does mediation differ from a trial?

Mediation results in a settlement which places the outcome in the hands of the parties rather than a judge or jury. Studies have shown that disputing parties are more satisfied with the end product if they have played a large part in developing its outcome.

Mediation is less formal than a trial. It allows each party to tell the mediator his or her story in narrative form rather than the sometimes awkward question and answer format, punctuated by objections and interruptions, that characterize a trial. At mediation, each party can “have their say”, and if their attorney is present, the attorney can emphasize different aspects of the story that are compelling.

Typically the parties are in separate rooms with long periods of time when the mediator meets with the other party. Either party can instruct the mediator not to divulge certain aspects of the case to the other side. A mediator cannot be compelled to testify at any subsequent trial against either party when that information is requested to be kept confidential.

What is the role of your attorney in mediation?

Your attorney can play an invaluable role by providing input in selecting the mediator and briefing certain issues. He or she can reduce the time associated with the mediation by preparing an abbreviated list of facts, position papers, and summaries of the offers to date. You can consult with your attorney while the mediation is under way, and would be able to discuss whether offers are reasonable, and finally to discuss the terms of the final settlement document.

What types of disputes lend themselves to mediation?

Any dispute can be mediated, however it is helpful if most of the facts about the dispute are known. Consequently, unless you have collected all the documents needed and have a feel for the dispute, the mediation may be premature simply because of unknowns.

Technical disputes lend themselves to mediation rather than a trial. Any dispute that has reached an impasse is a candidate for mediation because it introduces the matter to a different forum. Perhaps the most important factor is whether each party is truly willing to listen to other points of view, or is at least motivated to find a solution that everyone can live with.

How much does it cost?

You can expect to pay an hourly rate comparable to that charged by attorneys in your area. Usually, the mediator will ask to be paid up front and will ask the parties to split the cost. This arrangement maintains equal standing before the mediator and serves as an incentive for all parties to be invested in the resolution. Lunch is often provided on site since the process may take more than

half a day.

How do I find a mediator?

Before mediation takes place, the parties must agree on who the mediator will be. Your attorney can recommend several possible candidates. Often this is the best method because your attorney can gauge the nature of the dispute, the personalities of the parties, and find a mediator who will be most effective in your specific situation. Also, the Alabama State Bar maintains a list of mediators in the state. You can reach the Alabama Center for Dispute Resolution at P.O. Box 671 Montgomery Alabama 36101 phone (334)269-0409.

What are the qualifications I should look for in a mediator?

Unless a party believes he or she has been heard, the mediation has little chance for success. I believe the single most important factor in selecting a mediator is that person’s ability to listen and understand. Credibility by having experience in these disputes is a plus. Often retired judges serve as mediators. Any mediator should have training in alternative dispute resolution.

Hayes D. Brown is a partner in the law firm Monroe, Trippe, Brown & Adair located in Birmingham, Alabama. He holds a Bachelors Degree in Forest Management from Auburn University and a Law Degree from Cumberland Law School. He is a past-president of AFOA and currently serves as General Counsel of the association.

Forest Law Update: Questions and Answers about the Law

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Send your questions to:

Editor, AFOA Forest Law Update
P. O. Box 361434
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This publication is not intended to substitute for legal assistance for your specific situation. For answers to legal problems specific to your situation, be sure to contact your attorney.

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