

JAN 28 2001

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

IN THE MATTER OF SCHEDULE OF
BAIL FOR THE U.S. ARMY CORPS OF
ENGINEERS

GENERAL ORDER NO. 01-12-11


ORDER ADOPTING
UNIFORM BAIL SCHEDULE
FOR MINOR OFFENSES
COMMITTED WITHIN THE
JURISDICTION OF THE U.S.
ARMY CORPS OF
ENGINEERS IN THE
EASTERN DISTRICT OF
WASHINGTON

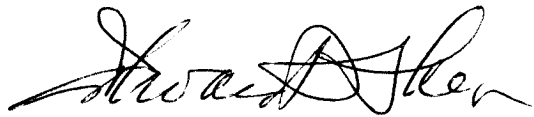
The Bail Forfeiture Schedule, attached hereto and made part of this Order, is made effective in the Eastern District of Washington.

This Order supersedes all prior orders adopting similar schedules for the U.S. Army Corp of Engineers.

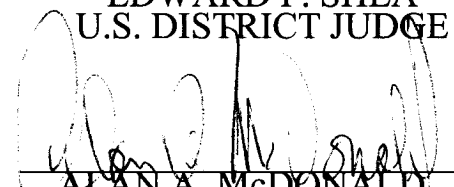
IT IS SO ORDERED.

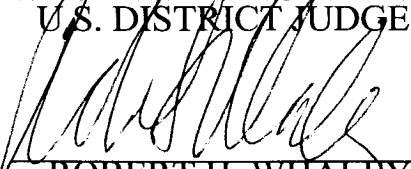
DATED this 28th day of January, 2001.


FRED VAN SICKLE
CHIEF U.S. DISTRICT JUDGE


EDWARD F. SHEA
U.S. DISTRICT JUDGE


WM. FREMMING NIELSEN
U.S. DISTRICT JUDGE


ALAN A. McDONALD
SENIOR U.S. DISTRICT JUDGE


ROBERT H. WHALEY
U.S. DISTRICT JUDGE


JUSTIN L. QUACKENBUSH
SENIOR U.S. DISTRICT JUDGE

2000 U.S. ARMY CORPS OF ENGINEERS
TITLE 36 BAIL SCHEDULE FOR WASHINGTON, OREGON AND
IDAHO

Title 36 Section	Offense	Bail
327.1d	Discriminatory practices prohibited	50
327.2b	Parking in violation of posted restrictions	40
	Parking in violation of posted restrictions and endangering project feature	80
327.2c	Operations off roadways	50
327.2d	Operation not in accordance with posted restrictions	50
327.2e	Careless, negligent or reckless operation	200
327.2f	Operation for other than ingress or egress	50
327.2g	Operation without proper and effective muffler	50
327.3b	Placement or operation for fee or profit without permit	100
327.3c	Operation in prohibited or restricted area	75
327.3d	Careless, negligent or reckless operation – vessel	200
327.3e	Safety equipment not in compliance	75
327.3f	Use as habitation or residence	50
327.3g	Careless, negligent or reckless operation – water ski	200
327.3h	Failure to securely moor at approved mooring facilities	50
327.3i	Use of vessel not in compliance with National Safe Boating Act	50
327.3j	Operation without proper and effective muffler	50
327.4b	Operation other than at designated landing area	200
327.4c	Careless, negligent or reckless operation	MA
327.4d	Use of aircraft not in compliance with regulations and standards	100
327.4e	Air delivery without permit	200
327.4f2	Seaplane operation contrary to prohibition or restriction	100
327.4f3	Seaplane operation contrary to marine rules of the road	100

327.4f4	Failure to securely moor at approved mooring facilities	100
327.4f5	Commercial seaplane operation without permit	100
327.4f6	Seaplane operation between sunset and sunrise	100
327.5a	Swimming, wading, snorkeling or scuba diving in prohibited area	50
327.5b	Failure to display diving flag	50
327.5c	Diving from trees, bridges or structures	50
327.6	Picnicking in prohibited area	30
327.7a	Camping in prohibited area	50
327.7b	Camping in excess of 14 days	50
327.7c	Reserving campsite without permit	50
327.7d	Digging, leveling or construction without permit	50
327.7e	Occupying reserved site without reservation	50
327.8a	Hunting in prohibited area	100
327.8b	Trapping in prohibited area	100
327.8c	Fishing in prohibited area	100
327.9a	Improper disposal of wastes generated on project	75
327.9b	Improper disposal of household or commercial waste	150
327.9c	Discharge of wastes onto project lands or waters	150
327.9d	Failure to keep camp and picnic site free of litter	50
327.9e	Discharge of waste from vessel into project waters	150
327.10a	Improper transportation or storage of fuel	40
327.10b	Fire not confined to designated facility or left unattended	75
	Unattended or unconfined fire causing wildfire	MA
327.10c	Improper disposal of lighted material	75
327.11a	Unrestrained pet or pet in prohibited area	40
	Animal noise unreasonably disturbing people	40
327.11b	Failure to remove pet waste	25
327.11c	Livestock in recreation area without permit	100
327.11d	Unauthorized livestock on project land	100*

327.11e	Wild, exotic or aggressive animals	100
327.12a	Failure to observe visiting hours	50
	Failure to observe closures or restrictions	75
327.12b	Failure to observe quiet hours	50
327.12c	Disorderly conduct	100
327.12d	Excessive noise	50
327.12e	Possession and/or consumption of alcohol in prohibited area	100
327.12f	Smoking in restricted area	50
327.13a	Possession of loaded weapons	100
327.13b	Possession of explosives including fireworks	100
327.14a	Destruction, injury, removal or altering public property < bail amount	75
	Destruction, injury, removal or altering public property > bail amount	MA
327.14b	Cutting or removal of trees or wood	100
327.14c	Gathering wood in prohibited area	50
327.14d	Use of metal detector in prohibited area	50
327.15a	Abandoned or unattended personal property	50
327.16	Failure to turn in found items	50
327. 17	Advertising without permit	50
327.18a	Engaging or soliciting business without permit	150
327.18b	Failure to comply with lease, license or agreement	150
327.19a	Failure to comply with permit term	75
327.20	Placing or constructing structure without permit	100
327.21a	Special event without permit	100
327.21b	Charging event fee without permit	100
327.22a	Residential use without permit	100

327.22b	Agricultural use without permit	100
327.23b	Failure to pay fee	50
327.23c	Failure to properly display permit or pass	25
327.23d	Fraudulent use of Golden Age or Golden Access Passport	100
327.24a	Interference with force	MA
327.24b	Failure to comply with lawful order	MA

* 327.11d – In addition to \$100 bail, add \$25 per animal per day

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FEB 21 2001

JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

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Eastern District of Washington
Pamela J. DeRusha
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Telephone: (509) 353-2767

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

IN THE MATTER OF SCHEDULE OF
BAIL FOR THE U.S. ARMY CORPS OF
ENGINEERS

MEMORANDUM IN
SUPPORT OF MOTION TO
ADOPT UNIFORM BAIL
SCHEDULE FOR MINOR
OFFENSES COMMITTED
WITHIN THE
JURISDICTION OF THE U.S.
ARMY CORPS OF
ENGINEERS IN THE
EASTERN DISTRICT OF
WASHINGTON

The proposed schedule of collateral forfeiture for the U.S. Army Corp of Engineers in the Eastern District of Washington is submitted pursuant to Fed. R. Crim. P. 58(d)(1).

The schedule is similar in scope and effect to those presently enforced within similar judicial districts. Implementation of the collateral forfeiture system upon U.S. Army Corp of Engineers land will insure consistent and uniform enforcement of applicable rules and regulations upon all federal lands within the Eastern District of Washington. Enforcement will also create the desired deterrent effect on possible violators and lead to the continued protection and preservation of public lands.

DATED this 29th day of January, 2001.

James R. Shively
United States Attorney


Pamela J. DeRusha
Assistant United States Attorney

MEMORANDUM IN SUPPORT OF MOTION TO ADOPT UNIFORM BAIL
SCHEDULE - 1

BAIL FORFEITURE SCHEDULE MEMORANDUM.wpd

1 James R. Shively
2 United States Attorney
3 Eastern District of Washington
4 Pamela J. DeRusha
5 Assistant United States Attorney
6 Post Office Box 1494
7 Spokane, WA 99210-1494
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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FEB 21 2001

JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF WASHINGTON

8 IN THE MATTER OF SCHEDULE OF)
9 BAIL FOR THE U.S. ARMY CORPS OF)
10 ENGINEERS)

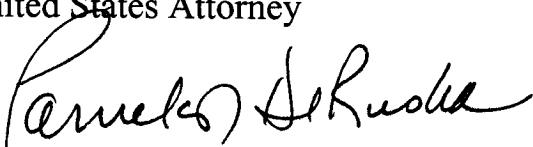
MOTION TO ADOPT
UNIFORM BAIL SCHEDULE
FOR MINOR OFFENSES
COMMITTED WITHIN THE
JURISDICTION OF THE U.S.
ARMY CORPS OF
ENGINEERS IN THE
EASTERN DISTRICT OF
WASHINGTON

13 The United States of America moves to adopt the Uniform Schedule of
14 collateral forfeiture for the U.S. Army Corps of Engineers for minor offenses in
15 the Eastern District of Washington in the following manner:

16 The Uniform Schedule of collateral forfeiture for minor offenses for the
17 U.S. Army Corp of Engineers in the Eastern District of Washington, which is
18 attached and made part of this motion, should be incorporated as the existing
19 schedule of collateral forfeitures for minor offenses in the Eastern District of
20 Washington.

21 DATED this 29th day of January, 2001.

22 James R. Shively
23 United States Attorney

24 
25 Pamela J. DeRusha
26 Assistant United States Attorney
27
28

AUG 05 1996

JAMES R. LARSEN, Clerk

 Deputy

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

IN THE MATTER OF SCHEDULE
OF BAIL FOR THE U.S. ARMY
CORPS OF ENGINEERS


GENERAL ORDER NO. *96-12-11*
ORDER ADOPTING UNIFORM BAIL
SCHEDULE FOR MINOR OFFENSES
COMMITTED WITHIN THE JURISDICTION
OF THE U.S. ARMY CORPS OF
ENGINEERS IN THE EASTERN
DISTRICT OF WASHINGTON

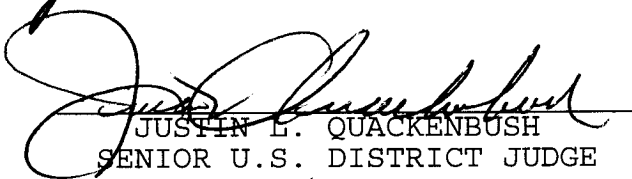
The Bail Forfeiture Schedule, attached hereto and made part of
this Order, is made effective in the Eastern District of Washington.

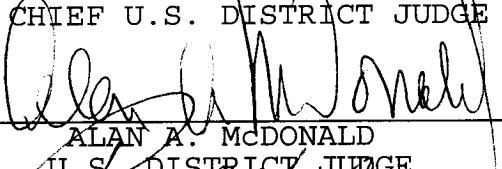
This Order supersedes all prior orders adopting similar
schedules for the U.S. Army Corps of Engineers.

IT IS SO ORDERED.


DATED this *5th* day of *August*, 1996.


WM. FREMMING NIELSEN
CHIEF U.S. DISTRICT JUDGE


JUSTIN L. QUACKENBUSH
SENIOR U.S. DISTRICT JUDGE


ALAN A. McDONALD
U.S. DISTRICT JUDGE


FRED VAN SICKLE
U.S. DISTRICT JUDGE


ROBERT H. WHALEY
U.S. DISTRICT JUDGE

ORDER ADOPTING UNIFORM BAIL SCHEDULE FOR MINOR OFFENSES
COMMITTED WITHIN THE JURISDICTION OF THE U.S. ARMY CORPS OF
ENGINEERS IN THE EASTERN DISTRICT OF WASHINGTON - 1

1
2 UNITED STATES DISTRICT COURT
3 EASTERN DISTRICT OF WASHINGTON

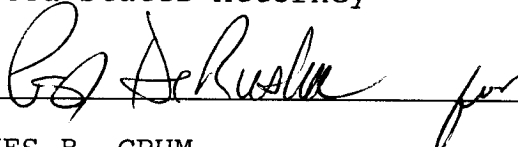
4) MEMORANDUM IN SUPPORT OF MOTION TO
5) ADOPT UNIFORM SCHEDULE OF
6) COLLATERAL FORFEITURE FOR
7) MINOR OFFENSES COMMITTED WITHIN
8) THE JURISDICTION OF THE U.S. ARMY
9) CORPS OF ENGINEERS IN THE EASTERN
10) DISTRICT OF WASHINGTON
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8 The proposed schedule of collateral forfeiture for the U.S.
9 Army Corps of Engineers in the Eastern District of Washington is
10 submitted pursuant to Fed. R. Crim. P. 58(d)(1).

11 The schedule is similar in scope and effect to those
12 presently enforced within similar judicial districts.
13 Implementation of the collateral forfeiture system upon U.S. Army
14 Corps of Engineers lands will insure consistent and uniform
15 enforcement of applicable rules and regulations upon all federal
16 lands within the Eastern District of Washington. Enforcement
17 will also create the desired deterrent effect on possible
18 violators and lead to the continued protection and preservation
19 of public lands.

20 DATED the 2nd day of April, 1996.

21
22 JAMES P. CONNELLY
23 United States Attorney

24 
25 JAMES B. CRUM
26 Assistant United States Attorney
27
28

1
2 UNITED STATES DISTRICT COURT
3 EASTERN DISTRICT OF WASHINGTON


4) MOTION TO ADOPT UNIFORM SCHEDULE
5) OF COLLATERAL FORFEITURE FOR
6) MINOR OFFENSES COMMITTED WITHIN
7) THE JURISDICTION OF THE U.S. ARMY
8) CORPS OF ENGINEERS IN THE EASTERN
9) DISTRICT OF WASHINGTON
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7 The United States of America moves the Court to adopt the
8 Uniform Schedule of collateral forfeiture for the U.S. Army Corps
9 of Engineers for minor offenses in the Eastern District of
10 Washington in the following manner:

11 The Uniform Schedule of collateral forfeiture for minor
12 offenses for the U.S. Army Corps of Engineers in the Eastern
13 District of Washington, which is attached and made a part of this
14 motion, should be incorporated as the existing schedule of
15 collateral forfeitures for minor offenses in the Eastern District
16 of Washington.

17 DATED the 23rd day of April, 1996.
18
19

20 JAMES P. CONNELLY
21 United States Attorney

22 
23 JAMES B. CRUM
24 Assistant United States Attorney
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BAIL FORFEITURE SCHEDULE
U.S. ARMY CORPS OF ENGINEERS
IN THE EASTERN DISTRICT OF WASHINGTON

TITLE - SECTION	OFFENSE	BAIL AMOUNT
36 CFR 327.1 Policy		
36 CFR 327.1(d)	Discriminatory practices prohibited	MA
36 CFR 327.2 Vehicles		
36 CFR 327.2(b)	Parking a vehicle in prohibited area	25.00
	Parking a vehicle in a manner to endanger project property or environmental feature	50.00
36 CFR 327.2(c)	Operation of a vehicle off roadways	50.00
36 CFR 327.2(d)	Operation of a vehicle in violation of posted regulations	50.00
36 CFR 327.2(e)	Operation of a vehicle in a careless, negligent or reckless manner	MA
36 CFR 327.2(g)	Operation of vehicle without proper or effective exhaust muffler	50.00
36 CFR 327.3 Vessels		
36 CFR 327.3(b)	Operation of a vessel for a fee without permit, lease, license, or concession contract	100.00
36 CFR 327.3(c)	Operation of a vessel in prohibited or restricted area	75.00
36 CFR 327.3(d)	Operation of a vessel in a careless, negligent or reckless manner	MA
36 CFR 327.3(e)	Operation of a vessel without proper safety equipment as required by state laws or U.S. Coast Guard Boating safety requirements	75.00
36 CFR 327.4(f)	Exceeding maximum stay period at commercial facilities, community or corporate docks	50.00
36 CFR 327.4(g)	Careless, negligent or reckless use of water skis or similar devices or use of same in prohibited area	MA
36 CFR 327.4(h)	Failure to securely moor or remove vessel or placing floating or stationary mooring facilities on, adjacent to, or interfering with a buoy channel marker or other navigational aid	50.00
36 CFR 327.4(j)	Operation of vessel without proper or effective exhaust muffler	50.00

TITLE - SECTION	OFFENSE	BAIL AMOUNT
36 CFR 327.4 Aircraft		
36 CFR 327.4(b)	Prohibited aircraft operation on project lands	200.00
36 CFR 327.4(c)	Operation of an aircraft in a careless, reckless, or negligent manner	MA
36 CFR 327.4(e)	Prohibited air delivery of a person or thing	200.00
36 CFR 327.4(f)(1)	Use of aircraft other than seaplanes for water landings and takeoff	200.00
36 CFR 327.4(f)(2)	Operation of a seaplane contrary to restrictions and prohibitions	100.00
36 CFR 327.4(f)(3)	Operation of a seaplane in violation of marine rules	100.00
36 CFR 327.4(f)(4)	Improper or prohibited seaplane mooring	100.00
36 CFR 327.4(f)(5)	Commercial operation of a seaplane without required approvals	100.00
36 CFR 327.4(f)(6)	Operation of a seaplane without adequate lighting and supervision	50.00
36 CFR 327.5 Swimming		
36 CFR 327.5(a)	Prohibited swimming	25.00
	Prohibited diving, snorkeling or scuba diving	50.00
36 CFR 327.5(b)	Failure to display international diving flag during underwater activities	50.00
36 CFR 327.6 Picnicking		
36 CFR 327.6	Picnicking in a prohibited area	30.00
36 CFR 327.7 Camping		
36 CFR 327.7(a)	Camping in prohibited locations	50.00
36 CFR 327.7(b)	Exceeding maximum stay period in camping area	50.00
36 CFR 327.7(c)	Leaving unattended property to hold campsite	50.00
36 CFR 327.7(d)	Prohibited digging, leveling or construction at campsite	50.00
36 CFR 327.8 Hunting, Fishing and Trapping		
36 CFR 327.8	Hunting in prohibited area	100.00
	Fishing or trapping in prohibited area	50.00

TITLE - SECTION	OFFENSE	BAIL AMOUNT
36 CFR 327.9 Sanitation		
36 CFR 327.9(a)	Improper disposal of garbage, trash, rubbish, litter or any other waste material or waste liquid	75.00
36 CFR 327.9(b)	Bringing material onto water resource project for purpose of disposal	150.00
36 CFR 327.9(c)	Spilling, pumping or discharging contaminants, pollutants or other wastes on project lands-	
	- where damages or costs to the government are estimated to be \$150.00 or less	150.00
	- where damages or costs to the government are estimated to exceed \$150.00	MA
36 CFR 327.9(d)	Failure to keep campsite free of trash and litter or site not cleaned before departure	50.00
36 CFR 327.9(e)	Discharging or placing sewage, galley waste, refuse or pollutants into project waters from a vessel or watercraft	75.00
36 CFR 327.10 Fires		
36 CFR 327.10(a)	Gasoline and fuel storage	40.00
36 CFR 327.10(b)	Building fires:	
	- Outside fireplaces, grills or other facilities	75.00
	- Leaving fires unattended	75.00
	- When such acts result in property damage	MA
36 CFR 327.10(c)	Improper disposal of lighted smoking materials, matches or other burning material	75.00
36 CFR 327.11 Control of Animals		
36 CFR 327.11(a)	Unconfined, uncontrolled or unleashed pets in developed recreation areas	25.00
36 CFR 327.11(b)	Failure to properly remove and dispose of pet waste in sanitary facilities	25.00
36 CFR 327.11(c)	Allowing horses, cattle or other livestock in recreation areas	100.00
36 CFR 327.11(d)	Allowing livestock on project lands-	100.00
	- If refuse to remove livestock from project lands	MA
36 CFR 327.12 Restrictions		
36 CFR 327.12(a)	Entering or using a project in violation of visiting hours	75.00

TITLE - SECTION	OFFENSE	BAIL AMOUNT
36 CFR 327.12(b)	Excessive noise between 10:00 PM and 6:00 AM	50.00
36 CFR 327.12(c)	Disorderly, rowdy or boisterous conduct; disturbing the peace	75.00
36 CFR 327.12(d)	Excessive noise	50.00
36 CFR 327.13 Explosives, firearms, other weapons and fireworks		
36 CFR 327.13(a)	Possession of loaded firearms, loaded projectile firing devices, bows and arrows, crossbows, explosives, explosive devices and fireworks	75.00
	- If firearm, ammunition, or explosives are discharged	MA
36 CFR 327.14 Public Property		
36 CFR 327.14(a)	Destruction of public property	
	- Value less than 75.00	75.00
	- Value more than 75.00	MA
36 CFR 327.14(b)	Cutting or gathering trees or parts of trees and/or removal of wood	100.00
36 CFR 327.15 Abandonment and Impoundment of Personal Property		
36 CFR 327.15	Abandonment of personal property	
	- Value less than 50.00	50.00
	- Value more than 50.00	MA
36 CFR 327.17 Advertisement		
36 CFR 327.17	Advertisements	50.00
36 CFR 327.18 Commercial Activities		
36 CFR 327.18	Unauthorized commercial activities	150.00
36 CFR 327.19 Permits		
36 CFR 327.19(a)	Noncompliance with permits	50.00
36 CFR 327.20 Unauthorized Structures		
36 CFR 327.20	Unauthorized structures	100.00
36 CFR 327.21 Special Events		
36 CFR 327.21(a)	Failure to obtain permission for special recreational programs	100.00
36 CFR 327.21(b)	Failure to remove special event equipment	100.00

TITLE - SECTION	OFFENSE	BAIL AMOUNT
36 CFR 327.22 Unauthorized Occupation		
36 CFR 327.22(a)	Unauthorized occupation of lands for purpose of maintaining full or part-time residence	100.00
36 CFR 327.22(b)	Unauthorized agricultural use of project lands or waters	100.00
36 CFR 327.23 Recreation Use Fees		
36 CFR 327.23(c)	Failure to pay recreation use fee	50.00
36 CFR 327.24 Interference with Government Employees		
36 CFR 327.24(a)	Assaulting, resisting, opposing, impeding, intimidating or interfering with any civilian official or employee of the U.S. Army Corps of Engineers	MA
36 CFR 327.24(b)	Failure to comply with lawful order	MA