

From: [Marchand, Michael](#)
To: [Stewart, Sarah](#); [Hackley, Patrick](#); [Earl Duval](#); [Mason, Scott](#)
Cc: [Stanwood, Sabrina](#); [Winters, Melissa](#); [Townsend, Jennifer](#)
Subject: RE: Mount Washington Railway Company (Cog Railway) - Lizzie's Station
Date: Tuesday, April 26, 2022 12:03:55 PM
Attachments: [image003.png](#)
[image004.png](#)

Works for me.

Michael Marchand

Nongame & Endangered Wildlife Program Supervisor
Certified Wildlife Biologist
NH Fish & Game Department
11 Hazen Drive
Concord NH 03301
Phone: 603-271-3016

The Nongame and Endangered Wildlife Program works to conserve over 400 species of mammals, birds, fish, reptiles, and amphibians, as well as thousands of insects and other invertebrates. The program relies in part on private contributions to accomplish its work, and to raise matching funds required for state and federal grants. Learn more at www.wildnh.com/nongame

From: Stewart, Sarah <Sarah.L.Stewart@dncr.nh.gov>
Sent: Tuesday, April 26, 2022 11:33 AM
To: Hackley, Patrick <Patrick.D.Hackley@dncr.nh.gov>; Earl Duval <eduval@dkt-legal.com>; Mason, Scott <Scott.R.Mason@wildlife.nh.gov>
Cc: Stanwood, Sabrina <Sabrina.m.stanwood@dncr.nh.gov>; Marchand, Michael <Michael.N.Marchand@wildlife.nh.gov>; Winters, Melissa <Melissa.J.Winters@wildlife.nh.gov>; Townsend, Jennifer <Jennifer.L.Townsend@dncr.nh.gov>
Subject: RE: Mount Washington Railway Company (Cog Railway) - Lizzie's Station

All- Let's try to get this on our collective calendars. I can make the 19th at 10:30 work.
Anyone else?

Sarah

From: Hackley, Patrick <Patrick.D.Hackley@dncr.nh.gov>
Sent: Wednesday, April 20, 2022 9:24 AM
To: Earl Duval <eduval@dkt-legal.com>; Mason, Scott <Scott.R.Mason@wildlife.nh.gov>; Stewart, Sarah <Sarah.L.Stewart@dncr.nh.gov>
Cc: Stanwood, Sabrina <Sabrina.m.stanwood@dncr.nh.gov>; Marchand, Michael <Michael.N.Marchand@wildlife.nh.gov>; Winters, Melissa <Melissa.J.Winters@wildlife.nh.gov>; Townsend, Jennifer <Jennifer.L.Townsend@dncr.nh.gov>
Subject: RE: Mount Washington Railway Company (Cog Railway) - Lizzie's Station

Hello Earl:

Currently, Thursday, May 19 at 10:30 AM is available on my schedule. Please include Jennifer Townsend on this email thread for scheduling the meeting.

Thanks,

Patrick

Patrick D. Hackley, Director
Department of Natural & Cultural Resources
Division of Forests & Lands
172 Pembroke Road
Concord, NH 03301
(603) 271-2214
www.nh.gov/nhdf/



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From: Earl Duval <eduval@dk-legal.com>

Sent: Tuesday, April 19, 2022 5:09 PM

To: Mason, Scott <Scott.R.Mason@wildlife.nh.gov>; Hackley, Patrick <Patrick.D.Hackley@dncr.nh.gov>; Stewart, Sarah <Sarah.L.Stewart@dncr.nh.gov>

Cc: Stanwood, Sabrina <Sabrina.m.stanwood@dncr.nh.gov>; Marchand, Michael <Michael.N.Marchand@wildlife.nh.gov>; Winters, Melissa <Melissa.J.Winters@wildlife.nh.gov>; Earl Duval <eduval@dk-legal.com>

Subject: RE: Mount Washington Railway Company (Cog Railway) - Lizzie's Station

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Hello to all...!!!

I hope this email finds everyone doing well...

Thank you Sarah for the introduction(s) and many thanks to all for responding so quickly. I very much look forward to meeting and working with you all.

My goal is to submit a Datacheck for the project area including all anticipated staging areas **early next week.**

I think it would be very beneficial for us to meet in person to review the proposed project in detail. How about sometime during the week of May 16th at the DNCR? Let me give this
th

scheduling process a try...how about Thursday, May 19 at 10:30 AM? Please know I am happy to meet individually or in smaller groups or whatever works best for scheduling.

If there is anything in addition to the Datacheck that might be helpful for your review in advance of a meeting please let me know and I will do my best to obtain.

Many thanks!

Earl

Earl W. Duval, Esq.

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From: Mason, Scott <Scott.R.Mason@wildlife.nh.gov>

Sent: Monday, April 18, 2022 4:58 PM

To: Hackley, Patrick <Patrick.D.Hackley@dncr.nh.gov>; Stewart, Sarah <Sarah.L.Stewart@dncr.nh.gov>; Earl Duval <eduval@dk-legal.com>

Cc: Stanwood, Sabrina <Sabrina.m.stanwood@dncr.nh.gov>; Marchand, Michael <Michael.N.Marchand@wildlife.nh.gov>; Winters, Melissa <Melissa.J.Winters@wildlife.nh.gov>

Subject: RE: Mount Washington Railway Company (Cog Railway) - Lizzie's Station

Dear Mr. Duval,

I have included Mike and Melissa. They run our AOT. I am very willing to be part of the discussions with our staff.

Scott Mason
Executive Director
NHF&G

From: Hackley, Patrick <Patrick.D.Hackley@dncr.nh.gov>
Sent: Friday, April 15, 2022 1:52 PM
To: Stewart, Sarah <Sarah.L.Stewart@dncr.nh.gov>; eduval@dkl-legal.com; Mason, Scott <Scott.R.Mason@wildlife.nh.gov>
Cc: Stanwood, Sabrina <Sabrina.m.stanwood@dncr.nh.gov>
Subject: FW: Mount Washington Railway Company (Cog Railway) - Lizzie's Station

Thank you for the e-introduction Sarah and hello, Mr. Duval. I have copied Sabrina Stanwood, Administrator for the Natural Heritage Bureau, whose staff know the Mt. Washington summit very well. She will serve as your key contact and will bring in her staff experts for additional input as more details become known. I will stay connected and happy to be part of these discussions with NHB staff.

Please offer a timeline when you wish to meet either directly or collectively with NHFG Director Mason's staff as well.

Best regards,

Patrick

Patrick D. Hackley, Director
Department of Natural & Cultural Resources
Division of Forests & Lands
172 Pembroke Road
Concord, NH 03301
(603) 271-2214
www.nh.gov/nhdfl/



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From: Stewart, Sarah <Sarah.L.Stewart@dncr.nh.gov>
Sent: Thursday, April 14, 2022 10:59 AM
To: Hackley, Patrick <Patrick.D.Hackley@dncr.nh.gov>; Mason, Scott <Scott.R.Mason@wildlife.nh.gov>
Cc: Earl Duval <eduval@dkl-legal.com>
Subject: FW: Mount Washington Railway Company (Cog Railway) - Lizzie's Station

Dear Patrick and Director Mason- I am using this email as a way to introduce you to Earl Duval who serves as legal counsel to the Cog Railway.

You probably know by now that the Cog is presenting plans for development on their property just below the State Park at the summit of Mount Washington.

Please know that I have been in the loop on this project for some time as I have wanted to ensure this is a project we (the State) can support. Of course this project has to go through many approvals and that is where your staff comes into play.

Per Earl's email below, he is hoping to connect with the folks at NHB and F&G to bring them to the site and request their assessment and/or whatever is necessary to ensure proper development practices and stewardship of land and nature.

Could you please help Earl connect to the experts on your staff to arrange for this process to begin?

With appreciation,
Sarah

From: Earl Duval <eduval@dkt-legal.com>
Sent: Tuesday, April 12, 2022 3:24 PM
To: Stewart, Sarah <Sarah.L.Stewart@dncr.nh.gov>
Cc: Earl Duval <eduval@dkt-legal.com>
Subject: Mount Washington Railway Company (Cog Railway) - Lizzie's Station

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Hi Sarah,

I hope this email finds you doing well.

It would be very helpful if you could please make an introduction to the appropriate personnel at both the NH Heritage Bureau and NH Fish and Game so that we can commence initial discussions and schedule the necessary field work for Lizzie's Station.

For your convenience, I attached a copy of the PowerPoint presentation introducing Lizzie's Station that we shared with several interested parties including The Society for the Protection of NH Forests, AMC, TNC, Appalachian Trail Conservancy, NH Audubon, White Mountain National Forest, The Waterman Fund, Mount Washington Commission, David Govatski and others.

We have a "conceptual" meeting scheduled with the Coos County Planning Board on Wednesday, April 20th. The purpose of this meeting is to introduce the project and to discuss permitting requirements. Our hope is to have a completed application filed by mid-September 2022.

We recognize that Summer schedules fill up quickly so I thought it would be helpful to get the process started now.

Thank you very much for your assistance.

Earl

Earl W. Duval, Esq.

Duval & Associates, LLC

92 Bumfagon Road

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