

Timely indication that no waiver is intended can often prevent a waiver of rights. This action is not a guarantee however, but could later be viewed as showing that you did not waive your rights. It is important that a cabin owner comply with any deadline that applies to the appeal.

Sample statements to reserve rights:

For letter that accompanies the signed permit:

Dear Mr./Ms. (Forest Ranger):

I am enclosing my signed Term Special Use Permit for Recreation Residences.

This permit is being executed without waiver of any legal rights to appeal or otherwise challenge the validity of the terms of the permit, including but not limited to the base cabin user fee which is set forth in the permit. This reservation of rights also includes the right to challenge the validity of the Forest Service's appraisal upon which the cabin user fee is based and the Forest Service's appraisal guidelines as set forth at FSM 5410, FSH 5409.12, Chapter 60 and elsewhere.

Sincerely,

For letter that is sent after the signed permit was sent:

Dear Mr./Ms. (Forest Ranger):

I returned my signed Term Special Use Permit for Recreation Residences earlier to you. This permit was executed without waiver of any legal rights to appeal or otherwise challenge the validity of the terms of the permit, including but not limited to the base cabin user fee which is set forth in the permit. This reservation of rights also includes the right to challenge the validity of the Forest Service's appraisal upon which the cabin user fee is based and the Forest Service's appraisal guidelines as set forth at FSM 5410, FSH 5409.12, Chapter 60 and elsewhere.

Sincerely,

For letter that accompanies the permit fee:

Dear Mr./Mrs. (Forest Ranger):

I am enclosing the fee for my Term Special Use Permit. This fee is being paid without waiver of any legal rights to appeal or otherwise challenge the validity of the terms of the permit, including but not limited to the base cabin user fee which is set forth in the permit. This reservation of rights also includes the right to challenge the validity of the Forest Service's appraisal upon which the cabin user fee is based and the Forest Service's appraisal guidelines as set forth at FSM 5410, FSH 5409.12, Chapter 60 and elsewhere.

Sincerely,