Application for Use of State-owned Aquatic Lands

Applicant Name: Snohomish County Parks & Recreation
County: Snohomish County
Water Body: Lake Goodwin
Type of Authorization - Use: Lease – Public Park
Authorization Number: Number pending
Term: 30 years

Description: This agreement will allow the use of State-owned aquatic lands for the sole purpose of ongoing operation of a regional park with lake access, boat launch, picnic areas, and camping. It is located on Lake Goodwin, in Snohomish County, Washington.

Posted: January 13, 2012
APPLICATION FOR AUTHORIZATION 
TO USE STATE-OWNED AQUATIC LANDS

The Applicant may not begin work on the project area until the State Department of Natural Resources (DNR) grants a Use Authorization.

I. SUBMISSION OF APPLICATION

DNR will review your application and post it on the DNR Leasing and Land Transactions website as public information. **Instructions:**

- Fill out the application by computer or by hand in blue or black ink.
- Send the completed form to the appropriate district office in the table below.
- Enclose a $25.00 non-refundable application processing fee with the application. This fee is not required for local, state, and other government agencies.
- DNR will notify applicants in writing if the application is accepted for further review, and may reject the application at any time prior to the signed execution of a use authorization.
- Your project may require regulatory permits. Please do not apply for regulatory permits until you have discussed your proposal with your designated land manager.

For additional information, contact the office that serves your county:

<table>
<thead>
<tr>
<th>Aquatic Lands Offices</th>
<th>Counties Served</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rivers District</td>
<td>All of Eastern Washington, Grays Harbor, and Pacific counties</td>
</tr>
<tr>
<td>601 Bond Road</td>
<td>Thurston (fresh water only), Lewis, Wahkiakum, Cowlitz, Clark, and Skamania counties</td>
</tr>
<tr>
<td>PO Box 280</td>
<td></td>
</tr>
<tr>
<td>Castle Rock, WA 98611-0280</td>
<td></td>
</tr>
<tr>
<td>(360) 577-2025</td>
<td></td>
</tr>
<tr>
<td>Orca Straits District</td>
<td>Island, Skagit, Snohomish, San Juan, and Whatcom counties</td>
</tr>
<tr>
<td>919 N Township Street</td>
<td></td>
</tr>
<tr>
<td>Sedro Woolley, WA 98284-0384</td>
<td></td>
</tr>
<tr>
<td>(360) 856-3500</td>
<td></td>
</tr>
<tr>
<td>Orca Straits District</td>
<td>Jefferson and Clallam counties</td>
</tr>
<tr>
<td>5310 Eagle Mount Rd</td>
<td></td>
</tr>
<tr>
<td>Chimacum, WA 98325-9720</td>
<td></td>
</tr>
<tr>
<td>(360) 732-0934</td>
<td></td>
</tr>
<tr>
<td>Shoreline District</td>
<td>King, Pierce, Kitsap, Thurston (marine waters), and Mason counties</td>
</tr>
<tr>
<td>950 Farman Avenue N</td>
<td></td>
</tr>
<tr>
<td>Enumclaw, WA 98022-9282</td>
<td></td>
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<tr>
<td>(360) 625-1631</td>
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</tbody>
</table>

FOR OFFICIAL USE ONLY: Support staff: Application Fee Received □ N/ A 601. Approp. Date: 1-10-12

Land Manager: □ New Application □ Renewal Application

Land Manager: Type: (20, 21, 22, 23, 31, 51)

Land Records: New Application Number: Trust ; County ; AQR Plate No.
II. APPLICANT INFORMATION

Person or entity responsible for the project

Date of Application: 12/27/11

Name of the person or entity that the Use Authorization should be issued to:
Shoalhish County Parks & Recreation

<table>
<thead>
<tr>
<th>Applicant's Address:</th>
<th>City:</th>
<th>State:</th>
<th>Zip Code:</th>
</tr>
</thead>
<tbody>
<tr>
<td>6705 Puget Park Dr.</td>
<td>Shoalhish</td>
<td>WA</td>
<td>98296</td>
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<table>
<thead>
<tr>
<th>Telephone:</th>
<th>Fax:</th>
<th>E-mail:</th>
</tr>
</thead>
<tbody>
<tr>
<td>425-388-6600</td>
<td>425-388-6645</td>
<td><a href="mailto:janon.sunn@snow.org">janon.sunn@snow.org</a></td>
</tr>
</tbody>
</table>

Department of Revenue Tax Registration Number (Unified Business Identifier) **Required:** 313014 4601

Which of the following applies to Applicant? Check one and attach the written authority - bylaws, power of attorney, etc.

- Corporation [ ]
- Limited Partnership [ ]
- General Partnership [ ]
- Sole Proprietorship [ ]
- Marital Community [ ]
- Government Agency [X]
- Other [ ] (Please Explain)

Has DNR previously authorized this site or is it currently under an agreement with DNR?
- Yes [ ] Agreement Number: [ ]
- No [ ]
- Don’t Know [X]

III. AGENT INFORMATION

Person authorized to represent the applicant about the project, if applicable

Agent’s Name and Organization:

<table>
<thead>
<tr>
<th>Address:</th>
<th>City:</th>
<th>State:</th>
<th>Zip Code:</th>
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</table>

<table>
<thead>
<tr>
<th>Telephone:</th>
<th>Fax:</th>
<th>E-Mail:</th>
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</tbody>
</table>

Department of Revenue Tax Registration Number (Unified Business Identifier) is **Required:**

Which of the following applies to Agent? Check one and attach written authority to sign - bylaws, power of attorney, etc.

- Corporation [ ]
- Limited Partnership [ ]
- General Partnership [ ]
- Sole Proprietorship [ ]
- Marital Community [ ]
- Government Agency [ ]
- Other [ ] (Please Explain)
## IV. LOCATION

<table>
<thead>
<tr>
<th>On what body of water is the state property?</th>
<th>County</th>
<th>Government Lot:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lake Goodwin</td>
<td>Snohomish</td>
<td></td>
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</table>

<table>
<thead>
<tr>
<th>Section:</th>
<th>Township:</th>
<th>East</th>
<th>West</th>
</tr>
</thead>
<tbody>
<tr>
<td>34</td>
<td>3 N</td>
<td>☒</td>
<td>☐</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>Range:</th>
<th>East</th>
<th>West</th>
</tr>
</thead>
<tbody>
<tr>
<td>4</td>
<td>☒</td>
<td>☐</td>
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**Note:** DNR requires a legal property survey before they approve a use authorization. You do not need to furnish a survey now. The DNR survey requirements are included on this form.

**Physical description of Project Area (For example, marsh, tideland adjacent to the Chehalis River, etc.):**

*Lakefront swim area and boat launch*

**Name of owner(s) of uplands, shorelands, and/or tidelands shoreward and adjacent to the Property:**

(Southern neighbor) **Ray Leffman**

<table>
<thead>
<tr>
<th>Address:</th>
<th>City:</th>
<th>State:</th>
<th>Zip Code:</th>
</tr>
</thead>
<tbody>
<tr>
<td>15324 SE 39th Ave. N.</td>
<td>Stanwood</td>
<td>WA</td>
<td>98292</td>
</tr>
</tbody>
</table>

**Phone Number:**

**Fax Number:**

**E-mail:**

**Note:** DNR may require proof of ownership, or authorization to use the adjacent tideland, shoreland, or upland property, except for established Harbor Areas.

Attach a copy of the deed if you own the adjacent upland property. **See attached deed**

County parcel numbers for adjacent upland, and/or tideland properties:

## V. USE OF PROPERTY

Describe the proposed use of the Property in detail:

*The property is used as a Regional Park that provides day use access to the lake, a boat launch, picnic areas, and camping.*

**Do you plan to sublease the Property?** Yes ☐ No ☒ If yes, submit a copy of the sublease.

**Do you know the current and past uses of the site? Please describe them here.**

*This site, in its entirety, has been a public park since 1960. Portions of the property were park as long ago as 1936.*

**Do you know of any toxic or hazardous substances on the site or past situations that could have caused contamination?** Yes ☐ No ☒ If yes, please explain:
VI. IMPROVEMENTS

Additions within, on, or attached to the land, or anything considered a fixture (RCW 79.105.060(6)).
Examples include: pilings, dolphins, piers, wharves, buildings, pipelines and cables, and structures for bridges.

What improvements currently exist on the site? DNR may require photos.

Paint improvements including boat launch and swim area (see pictures)

If there are improvements currently on the site, describe their condition.

Need update

Will you remove or remodel any of the existing improvements? Yes [X] No [ ]

Do you plan to construct any improvements? If yes, please describe:

We would like to make improvements to the boat launch at beach area including removal of swim area log boom and replacement of dock

Is there any fill material on the site? Yes [ ] No [ ] If yes, please describe:

Not known

Describe any habitat mitigation any permitting agency requires of you and where on this project it will occur:

Not known yet

All answers and statements are true and correct to the best of my knowledge.

Applicant name (please print): Tom Teigen

Title: Director

Applicant Signature: [Signature]

Date: 12/27/11

Authorized Agent name (please print): [Signature]

Title:

Authorized Agent signature:

Date:

For the Applicant’s convenience, the following pages 5 through 8 contain some information on potential permit and survey requirements.
GOVERNOR'S DEED

Grantor: State of Washington, acting by and through the Washington State Parks and Recreation Commission

Grantee: Snohomish County, a political subdivision of the state of Washington

Abbreviated Legal Desc: GL3, S34, T31N, R4E, W.M.

Tax Parcel #: 00489700300100, 31043400200100, 31043400200200, 31043400200300

WHEREAS, the STATE OF WASHINGTON, acting by and through the WASHINGTON STATE PARKS AND RECREATION COMMISSION, at the Commission’s June 12, 2009 meeting in Wenatchee, Washington, authorized the transfer to Snohomish County, a political subdivision of the state of Washington, of Wenberg State Park, located in Snohomish County, on lands more particularly described below; and

WHEREAS, Snohomish County, a political subdivision of the state of Washington, acting by and through the County Council, by Motion #09-206, dated May 27, 2009, authorized the acceptance of the transfer of Wenberg State Park from the Commission;

NOW THEREFORE, the STATE OF WASHINGTON, acting by and through the WASHINGTON STATE PARKS AND RECREATION COMMISSION, as Grantor, for and in consideration of the mutual benefits to be derived, pursuant to the provisions of RCW
79A.05.170, and on such terms and conditions as are hereinafter stated, hereby transfers, conveys and quitclaims unto Snohomish County, a political subdivision of the state of Washington, as Grantee, all of its right, title, and interest in and to all of Wenberg State Park, more particularly described in the attached Exhibit A and shown in the attached Exhibit B, along with the personal property listed in the attached Exhibit C.

TOGETHER WITH any easements, leases, agreements, dedications, restrictions, reservations and covenants thereof.

AND SUBJECT TO the following terms and conditions:

I

Grantee covenants to continuously use and maintain the property for outdoor recreation purposes.

II

In the event that Grantee breaches the covenants contained in Condition I, ownership of the property shall revert to Grantor. In this event, Grantee shall either (i) remove all improvements to the property and return the property to its natural condition, or (ii) restore all improvements to a decent, safe and sanitary condition pursuant to the federal Uniform Act (Title 49 CFR, part 24), at Grantor's sole option. Grantee shall complete said removal or restoration at its sole cost and expense. If Grantee does not reasonably complete said removal or restoration, Grantor may complete said work and Grantee shall reimburse Grantor for the cost thereof. At Grantor's written request, Grantee shall execute and record a deed to reconvey the property to Grantor subject to the requirements provided herein.

III

If Grantee proposes use or disposal of the property for purposes other than recreation, Grantor shall determine whether the property is surplus to its needs for park purposes. If surplus, and barring any title restrictions, Grantee shall reimburse Grantor for the release of the reversionary interest in the land pursuant to RCW 79A.05.170 (2).
Dated this 13th day of July, 2009

STATE OF WASHINGTON

Christina Gregoire
GOVERNOR

ATTEST:

SECRETARY OF STATE

Approved as to form this 13th day of July, 2009

by

Jim Schwartz
Assistant Attorney General