Application for Use of State-owned Aquatic Lands

Applicant Name: Henry & Mary Dunn, Alan & Margaret Engstrom
County: Cowlitz County
Water Body: Columbia River
Type of Authorization - Use: Lease – Private Marina
Authorization Number: 20-B12054
Term: 12 years

Description: This agreement would allow the continued use of State-owned aquatic lands for the sole purpose of a private marina. It is located on the Columbia River, in Cowlitz County, Washington.
Vicinity Map

Every attempt was made to use the most accurate and current geographic data available. However, due to multiple sources, scales, and the currency of the data used to develop this map Washington Department of Natural Resources cannot accept responsibility for errors and omissions in the data. Furthermore, this data is not survey grade information and cannot be substituted for an official survey. Therefore, there are no warranties that accompany this material.

Legal Description

Latitude: 46.17217N, Longitude: 123.05607W
Section 16, Township 08N, Range 03W W.M.

Prepared By: RH Date: 02/17/2011
APPLICATION FOR AUTHORIZATION TO USE STATE-OWNED AQUATIC LANDS

No work can be started on the project area until a use authorization has been granted by the state Department of Natural Resources

I. SUBMISSION OF APPLICATION

This application form will be reviewed by the state Department of Natural Resources upon receipt at the address given below, and also posted on the DNR website as public information. Applicants will be notified in writing if the application will be accepted for further review. However, this application may be rejected at any time before signed execution of a use authorization.

APPLICATION MUST BE FILLED OUT IN BLUE OR BLACK PEN

Please send the completed application form to your region land manager at:

Washington State Department of Natural Resources
Aquatic Resources Division/Rivers District
PO Box 280
Castle Rock, WA 98611

Enclose a $25.00 non-refundable application processing fee with the application. (This fee is not required for local, state, and other government agencies.)

II. APPLICANT INFORMATION

Date of Application: 5/5/10

Authorization to be Issued To (how name is to appear in the lease document): Alan and Margaret Engstrom

Applicant's Representative: Alan Engstrom

Relationship to Applicant: Co-Owner

Address: P.O. Box 1582
City: Longview
State: WA
Zip Code: 98632

Telephone: 360-577-5665
Fax: 360-577-5809
E-Mail: engstrom@mgw.com

Release to: 20-B12054

FOR OFFICIAL USE ONLY

Land Manager:  Re-lease
Support staff: Application Fee Received  JARPA Received  Date: 5-20-10
Land Manager Initials:  NB/DW
Land Manager Type: (20-24, 22, 23, 31, 51)  Re-lease
NatuRe Use Code: 2136  private marina
Land Records: New Application Number: 20-B12054  Trust: 15/21  County: 08  AQR Plate No. 408-009

Note 23
II. APPLICANT INFORMATION cont'

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

Which of the following applies to Applicant (Check One and Attach written authority to sign - bylaws, power of attorney, etc):

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

Has the site use been authorized before or is it currently under lease?  Yes [X] Lease Number: 20-A12054
- No [ ] Don't Know [ ]

III. LOCATION

The Body of Water on which the state property is located:
- Columbia River

County in which the state property is located: [Cowlitz]
- Section: [16]
- Township: [8 N]
- Range: [3 W]
- Government Lot: [9]

Note: A legal property survey including the legal description and other information about the property is required to obtain a use authorization. WA DNR survey requirements are attached to this form. The survey plat will be attached to the lease/easement as Exhibit A. DO NOT HAVE THIS SURVEY CONDUCTED UNTIL YOU HAVE BEEN NOTIFIED IN WRITING THAT THE APPLICATION HAS BEEN ACCEPTED FOR PROCESSING.

Physical description of Project Area (For example, Marsh, Tidal flat adjacent to the Chehalis River, etc.):
- Fisher Slough tidal and adjacent to Columbia River, adjacent to tidal flats

Name of Owner(s) of Uplands, Shorelands, and or tidal lands showaread and adjacent to the Property:
- Alan Engstrom, Henry and Mary Dunn

Address: Same as above
- City: [State: Zip Code: ]

Phone Number: [360-577-5665]
- Fax Number: [360-577-5904]
- E-mail: engstrom@myu.com

Note: Except for property located within established Harbor Areas, proof of ownership, or authorization to use the adjacent tidal land, shoreland, or upland property may be required. If the applicant is the owner of the adjacent land, attach a copy of the deed.

County Parcel No(s) for adjacent properties, upland, and/or adjacent tidal land properties: 890043 tidal flats
- 6181610 upland

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### IV. USE OF PROPERTY

Describe, in detail, the proposed use of the Property:

*Continue to use as a private boat marina*

<table>
<thead>
<tr>
<th>Is or will the Property be subleased to another party?</th>
<th>Yes ☐ No ☒</th>
</tr>
</thead>
<tbody>
<tr>
<td>If yes, submit a copy of the sublease agreement.</td>
<td></td>
</tr>
</tbody>
</table>

What are the current and past uses of the site?

*private boat marina*

<table>
<thead>
<tr>
<th>Do you have any knowledge of contamination of the site by toxic or hazardous substances, or of past uses or practices that might have lead to contamination by such substances?</th>
<th>Yes ☐ No ☒</th>
</tr>
</thead>
<tbody>
<tr>
<td>If so, please explain:</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Do you know if any fill material has been placed on the property in question?</th>
<th>Yes ☐ No ☒</th>
</tr>
</thead>
<tbody>
<tr>
<td>If yes, please explain:</td>
<td></td>
</tr>
</tbody>
</table>

### V. IMPROVEMENTS

Physical improvements are structures placed on the land that cannot be removed without damage to the land. Examples of such structures include: pilings, dolphins, piers, wharves, piling-supported buildings, structures built on fill or concrete foundations, buried pipelines and cables, and support structures for bridges.

What physical improvements currently exist on the site? (Photos may be required.)

3 sections of dock, 1 walkway from shore, 1 boathouse with covered slip and storage areas, 7 pilings

If there are physical improvements currently on the site, who owns them?

*the applicants*

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

*good to fair*

Which, if any, of the existing physical improvements will be removed, remodeled, or reconstructed?

*float house dock needs some broken decking repaired*

Describe any physical improvements that the applicant is proposing to construct on the site:

*none*

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<th>Has any fill material been placed on the site?</th>
<th>Yes ☐ No ☒</th>
</tr>
</thead>
<tbody>
<tr>
<td>If Yes, please describe:</td>
<td></td>
</tr>
</tbody>
</table>
VI. LOCAL, STATE, AND FEDERAL REGULATORY PERMITS

Copies of all Government Regulatory Permits, or Permit Waivers Are Required Before Issuance of a DNR Use Authorization. Your project may require all or some of the following.

Please include the following permit applications, permits, or waivers with the application:

<table>
<thead>
<tr>
<th>JARPA (Joint Aquatic Resource Permit Application)</th>
<th>This one form is used to apply for all of the following individual permits:</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. <strong>Section 10 Permit</strong></td>
<td>(Required by the US Army Corps of Engineers for any work in or affecting navigable waters, e.g., floats, docks, piers, dredging, pilings, bridges, overhead power lines.)</td>
</tr>
<tr>
<td>2. <strong>Shoreline Substantial Development, Conditional Use, Variance Permit or Exemption</strong></td>
<td>(Issued by Local Government, and is required for work or activity in the 100 year flood plain, or within 200 feet of the Ordinary High Water mark of certain waters; and which included any one of the following: dumping, drilling, dredging, filling, placement or alteration of structures or any activity which substantially interferes with normal public use of the waters.)</td>
</tr>
<tr>
<td>3. <strong>Hydraulic Project Approval</strong></td>
<td>(Required by the Department of Fish and Wildlife if the project includes work that will use, divert, obstruct, or change the natural flow or bed of any fresh or salt water of the state.)</td>
</tr>
<tr>
<td>4. <strong>Section 404 Permit</strong></td>
<td>(Required by the US Army Corps of Engineers if your project will discharge or excavate any dredged or fill material waterward of the Ordinary High Water mark or the Mean Higher High Tide Line in tidal areas.)</td>
</tr>
<tr>
<td>5. <strong>Section 401 Water Quality Certification</strong></td>
<td>(Required by the Department of Ecology if a Section 404 permit is required.)</td>
</tr>
</tbody>
</table>

**NPDES (National Pollutant Discharge Elimination System Permit)** - Required by the Department of Ecology under delegated authority from the Federal Environmental Protection Agency for projects that include the discharge of fluid on or into surface water.

**SEPA (State Environmental Policy Act) Checklist and Environmental Assessments** - When you submit a permit application to any agency, if the project is not exempt, the lead agency will ask you to fill out an environmental checklist. Based on checklist answers and the reviewers knowledge of the project site, agency personnel will determine the types of impacts the project may have on the environment. The agency assessments may be the following forms: Determination of Non-significance, Determination of Significance, scoping documents, draft or final Environmental Impact Statements (EIS) or others prepared for the purpose of compliance.

Describe any habitat mitigation required by any of the permitting agencies identified above and identify where such mitigation is proposed to occur:

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

<table>
<thead>
<tr>
<th>Applicant Name (please print):</th>
<th>Title:</th>
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<tbody>
<tr>
<td>Alan L. Engstrom</td>
<td>Co-owner</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Applicant or Authorized Signature:</th>
<th>Date:</th>
</tr>
</thead>
<tbody>
<tr>
<td>[Signature]</td>
<td>5-18-10</td>
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