Application for Use of State-owned Aquatic Lands

Applicant Name: SUQUAMISH TRIBE
County: KITSAP County
Water Body: AGATE PASSAGE
Type of Authorization - Use: LEASE – KIANA LODGE PIER
Authorization Number: 20-A12621
Term: 12 years

Description: This agreement will allow the use of State-owned aquatic lands for the sole purpose of a pier used in conjunction with Kiana Lodge. It is located in Agate Passage, in Kitsap County, Washington.
Suquamish Tribe
Authorization No. 20-A12621
Authorized Use: Lease - KIANA Lodge Pier
Location: Kitsap County

Kiana Lodge Pier
Lease: 20-A12621

Puget Sound

T26R02E

/legal

T26R02E

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:
T26N R02E Section 32

Address:
PO Box 498
Suquamish, WA 98392

Prepared By: Eric Forner   Date: 16 APRIL 2012
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
South Puget Sound Region
950 Farman Ave. N
Enumclaw, Washington 98022-9282

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: February 22, 2012

Authorization to be Issued To (how name is to appear in the lease document): Suquamish Tribe

Applicant’s Representative: Robert B. Gatz

Relationship to Applicant: Tribal Engineer

<table>
<thead>
<tr>
<th>Address: P.O. Box 498</th>
<th>City: Suquamish</th>
<th>State: Washington</th>
<th>Zip Code: 98392</th>
</tr>
</thead>
<tbody>
<tr>
<td>Telephone: 360-394-8422</td>
<td>Fax: 360-697-2728</td>
<td>E-Mail: <a href="mailto:bgatz@suquamish.nsn.us">bgatz@suquamish.nsn.us</a></td>
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FOR OFFICIAL USE ONLY

Support staff: Application Fee Received JARPA Received Date:

Land Manager: New Application; Renewal Application Land Manager Initials

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

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

Department of Revenue Tax *Registration Number (Unified Business Identifier) is Required: 91-0854725

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: ☐
- Government Agency ☐

Other X (Please Explain:) Sovereign Tribe

Has the site use been authorized before or is it currently under lease? Yes X Lease Number: 20-A12621

No ☐ Don't Know ☐

III. LOCATION

The Body of Water on which the state property is located: Agate Pass, Puget Sound

County in which the state property is located: Kitsap

Government Lot: Parcel Number 4383-002-001-0004

Section: 32 Township: 26N

Range: 2 E X or W ☐

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, Tidelift adjacent to the Chehalis River, etc.): Agate Passage

Name of Owner(s) of Uplands, Shorelands, and/or Tidelands shoreward and adjacent to the Property: Port Madison Enterprises (an agency of the Suquamish Tribe) Kiana Lodge

Address: 14976 Sandy Hook Road NE City: Poulsbo State: Washington Zip Code: 98370

Phone Number: 360-394-8422 Fax Number 360-697-2728 E-mail: bgatz@suquamish.nsn.us

Note: Except for property located within established Harbor Areas, proof of ownership, or authorization to use the adjacent tideland, 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 tideland properties: Suquamish Tribal Trust Lands, #4383-002-001-0004
**IV. USE OF PROPERTY**

Describe, in detail, the proposed use of the Property:
Kiana Lodge Dock which provides docking facilities for both boats and seaplanes for visitors to the lodge.

Is or will the Property be subleased to another party? **Yes  □  No X**
If yes, submit a copy of the sublease agreement.

What are the current and past uses of the site? Same as proposed.

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? **Yes  □  No X**
If so, please explain:

Do you know if any fill material has been placed on the property in question? **Yes  □  No X**
If yes, please explain:

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**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.) Pier, gangway, primary float & sea plane float.

If there are physical improvements currently on the site, who owns them? Suquamish Tribe, Port Madison Enterprises

If there are physical improvements currently on the site, describe their condition: Pier, gangway & sea plane float are in good condition and serviceable. The primary float is in poor condition and needs to be replaced.

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

Describe any physical improvements that the applicant is proposing to construct on the site: (4) 24" steel pipe piles and install 12' x 60' steel pontoon float manufactured off site (replacing existing wood & concrete 10' 60' float).

Has any fill material been placed on the site? **Yes  □  No X**
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:

**JARPA (Joint Aquatic Resource Permit Application)** - This one form is used to apply for all of the following individual permits:
1. **Section 10 Permit** (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.)
2. **Shoreline Substantial Development, Conditional Use, Variance Permit or Exemption** (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.)
3. **Hydraulic Project Approval** (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.)
4. **Section 404 Permit** (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.)
5. **Section 401 Water Quality Certification** (Required by the Department of Ecology if a Section 404 permit is required.)

**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.

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<tr>
<th>Applicant Name (please print):</th>
<th>Title:</th>
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<tbody>
<tr>
<td>Suquamish Tribe, Robert B. Gatz</td>
<td>Tribal Engineer</td>
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<th>Applicant or Authorized Signature:</th>
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<td>[Signature]</td>
<td>2-22-12</td>
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