



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
SEATTLE DISTRICT, CORPS OF ENGINEERS
P.O. BOX 3755
SEATTLE, WASHINGTON 98124-3755

EXHIBIT # 10-1

Regulatory Branch

OCT 15 2015

Mr. T.J. and Ms. Jessie Fudge
17350 Beach Drive Northeast
Lake Forest Park, Washington 98155

Reference: NWS-2015-58
Fudge, T.J. and Jessie

Dear Mr. and Ms. Fudge:

We have reviewed your application to construct a new 909-square-foot pier and install one free standing boatlift and two deck mounted personal watercraft lifts in Lake Washington at Lake Forest Park, Washington. Based on the information you provided to us, this "Letter of Permission" (LOP) permit authorizes your proposal as depicted on the enclosed drawings dated December 4, 2014, which are made part of this permit. In order for this LOP authorization to be valid, you must ensure that the work is performed in accordance with the enclosed *Letter of Permission General Conditions*, and the following special conditions:

a. You must provide a copy of the permit transmittal letter, the permit form, and drawings to all contractors performing any of the authorized work.

b. In order to meet the requirements of the Endangered Species Act and protect listed species, you may conduct the authorized activities from July 16 through July 31 and/or November 16 through February 1 in any year this permit is valid. You shall not conduct work authorized by this permit from August 1 through November 15 and/or February 2 through July 15 in any year.

c. You must implement and abide by the Endangered Species Act (ESA) requirements and/or agreements set forth in your Biological Evaluation for Sensitive Fish and Wildlife Species at the Proposed Residential Pier Construction on Lake Washington, King County, WA, prepared by The Watershed Company, dated December 2014, your Specific Project Information Form for Construction of New or Modification of Existing Residential Overwater Structures and Drive Moorage Piling in Lake Washington, Lake Sammamish, the Sammamish River and Lake Union, Including the Lake Washington Ship Canal in the State of Washington, dated October 30, 2014, and your Appendix A, Application form for RGP 1 dated December, 2014, in their entirety. The National Marine Fisheries Service (NMFS) concurred with a finding of "may affect, not likely to adversely affect" based on these documents on June 16, 2015 (NMFS Reference Number WCR-2015-2340). The U.S. Fish and Wildlife Service (USFWS) concurred with a finding of "may

affect, not likely to adversely affect” based on these documents on April 23, 2015 (USFWS Reference Number 01EWF00-2015-I-0450). Both agencies will be informed of this permit issuance. Failure to comply with the commitments made in these documents constitutes non-compliance with the ESA and your Corps permit. The USFWS/NMFS is the appropriate authority to determine compliance with ESA.

d. To ensure that light transmission is not impacted, grating must not be covered with or blocked by any objects, such as, but not limited to, buildings, planters, storage sheds or boxes, nets, carpets, boards, tables, lawn furniture, or utility conduits or boxes.

e. You shall implement and abide by the mitigation plan detailed on pages nine through twelve of the enclosed project drawings dated December 12, 2014. Mitigation shall be constructed before or concurrent with the work authorized by the permit.

f. An as-built mitigation construction report and as-built drawings of the mitigation area shall be submitted upon completion of mitigation construction. This report must be submitted to the U.S. Army Corps of Engineers (Corps), Seattle District, Regulatory Branch for review and approval and must prominently display the reference number NWS-2015-58. The year mitigation construction is completed, as determined by the Corps, represents Year 0 for mitigation monitoring.

g. Mitigation monitoring reports shall be submitted annually for 5 years to the U.S. Army Corps of Engineers (Corps), Seattle District, Regulatory Branch no later than November 30 of each monitoring year. Year 1 monitoring will occur at least one year after completion of the mitigation site as determined by the Corps. All reports must prominently display the reference number NWS-2015-58.

h. To ensure the long-term protection of the mitigation site, you shall record on the mitigation site property deed a copy of this Department of the Army permit and a description of the mitigation area identified in the final mitigation plan. These documents shall be recorded with the Registrar of Deeds or other appropriate official charged with maintaining records on real property. Proof of this recorded documentation must be submitted to the U.S. Army Corps of Engineers, Seattle District, Regulatory Branch within 60 days from the date of permit issuance.

We have reviewed your project pursuant to the requirements of the Endangered Species Act and the Magnuson-Stevens Fishery Conservation and Management Act in regards to Essential Fish Habitat. The U.S. Army Corps of Engineers has determined that this project will comply with the requirements of the above laws provided you comply with special conditions “a” through “c” listed above.

As part of our permit application review process, we notified Native American tribes that have an interest in this area. The Snoqualmie Indian Tribe requested their archeology staff be present to observe construction. Based on our coordination, you agreed to allow Tribal staff access. Please contact Adam Osbekoff at adam@snoqualmietribe.us or by phone at (425) 753-0388, prior to commencing construction.

The Muckleshoot Indian Tribe requested copies of as-built drawings and all monitoring reports for this project. Based on our coordination, you agreed to this request. Please send copies to Karen Walter, Muckleshoot Indian Tribe Fisheries Division, 39015 172nd Avenue Southeast, Auburn, Washington 98092. If you have questions please contact Karen Walter at KWalter@muckleshoot.nsn.us or by phone at (253) 876-3116.

Lake Washington is a water of the U.S. If you believe this is inaccurate, you may request a preliminary or approved jurisdictional determination (JD). If one is requested, please be aware that we may require the submittal of additional information to complete the JD and work authorized in this letter may not occur until the JD has been completed.

Any change in the plans for this work will require that you submit revised drawings to this office and receive our written approval of those changes prior to conducting the work. If you object to any terms or conditions of this LOP or the JD, you may request an administrative appeal under our regulations (33 CFR Part 331) as described in the enclosed *Appeal Process Fact Sheet* and the *Notification of Administrative Appeal Options and Process and Request for Appeal* form.

Your authorization to conduct the proposed work under this permit expires 3 years from the date of this letter. Within 30 days of completing the authorized work, you must fill out and return the enclosed *Certificate of Compliance with Department of the Army Permit* form to the address indicated on the form. Your signature on this form is our assurance you have conducted the work and any required mitigation in accordance with the terms and conditions of this LOP, including all special conditions. Please remember that failure to comply with the terms and conditions of this LOP, including any special conditions, will invalidate your authorization and could result in a violation of Federal law.

Thank you for your cooperation during the permitting process. We are interested in your experience with our Regulatory Program and encourage you to complete a customer service survey form. This form and information about our program is available on our website at: www.nws.usace.army.mil (select "Regulatory Branch, Permit Information").

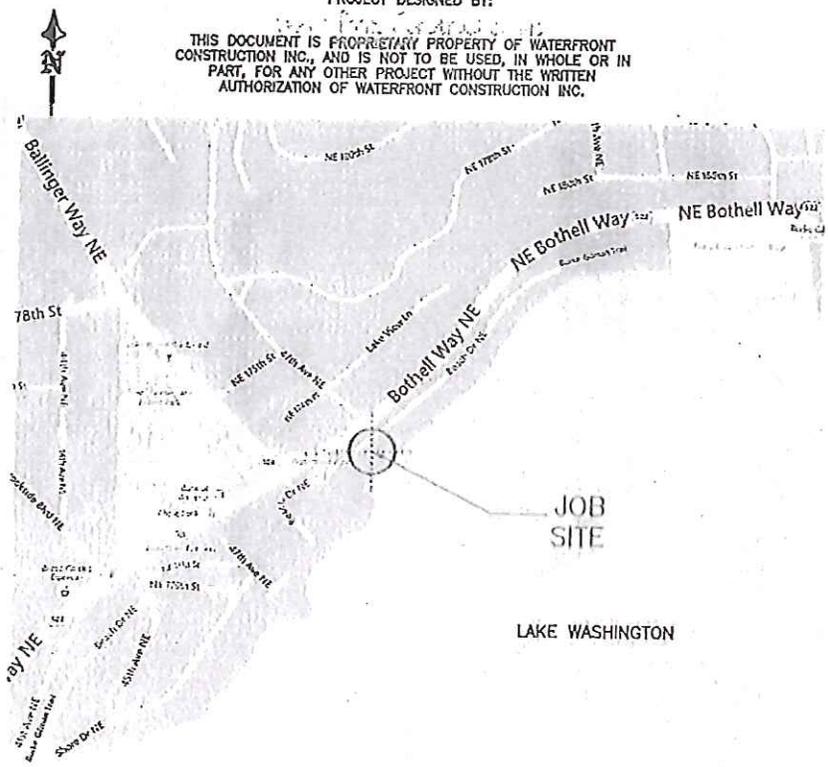
While this project will not require further authorization from us, please note that it must comply with all local, State, and other Federal requirements that may apply. A copy of this letter and permit drawings will be furnished to Mr. Alan Foltz, Waterfront Construction Inc., 205 Northeast Northlake Way, Suite 230, Seattle, Washington 98105. If you have any questions about this letter or our regulatory program, please contact Mr. Andrew Shuckhart at andrew.j.shuckhart@usace.army.mil or by phone at (206) 316-3822.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:

John G. Buck
for John G. Buck
Colonel, Corps of Engineers
District Engineer

Enclosures

PROJECT DESIGNED BY:
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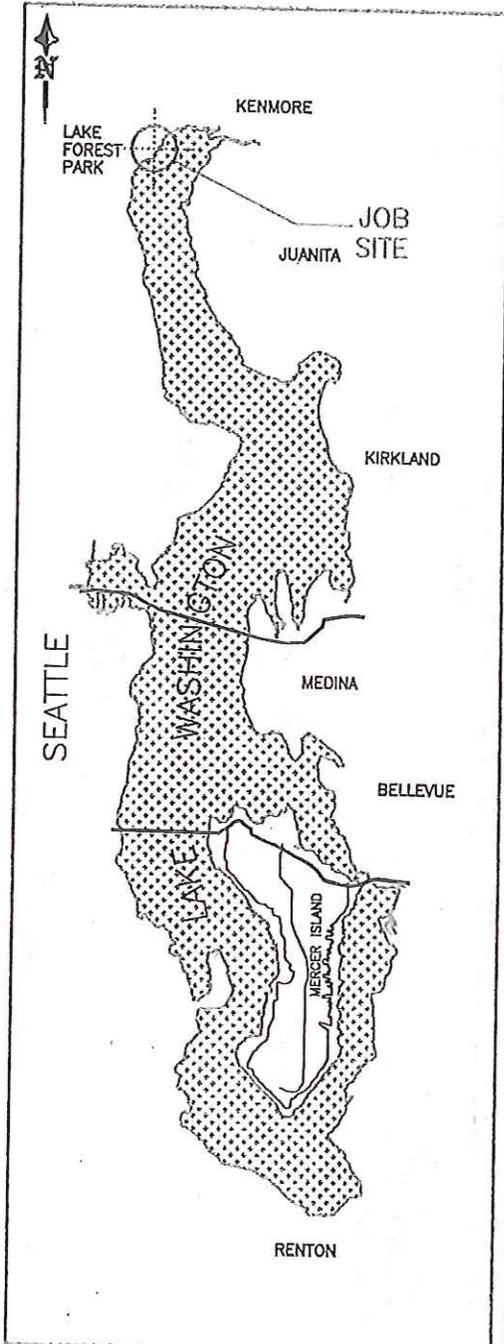


VICINITY MAP/NO SCALE

LEGAL DESCRIPTION

1/4 SEC: SE10 26N 04E LAT: 47.753434 (47°45'12.3618")
 TAXLOT #: 4030100055 LONG: -122.274141 (122°16'29.9076")

LAKE FOREST PARK WATERFRONT ADDITION, NORTH EASTERLY 50 FT OF SWLY 289.45 SH LDS ADJ

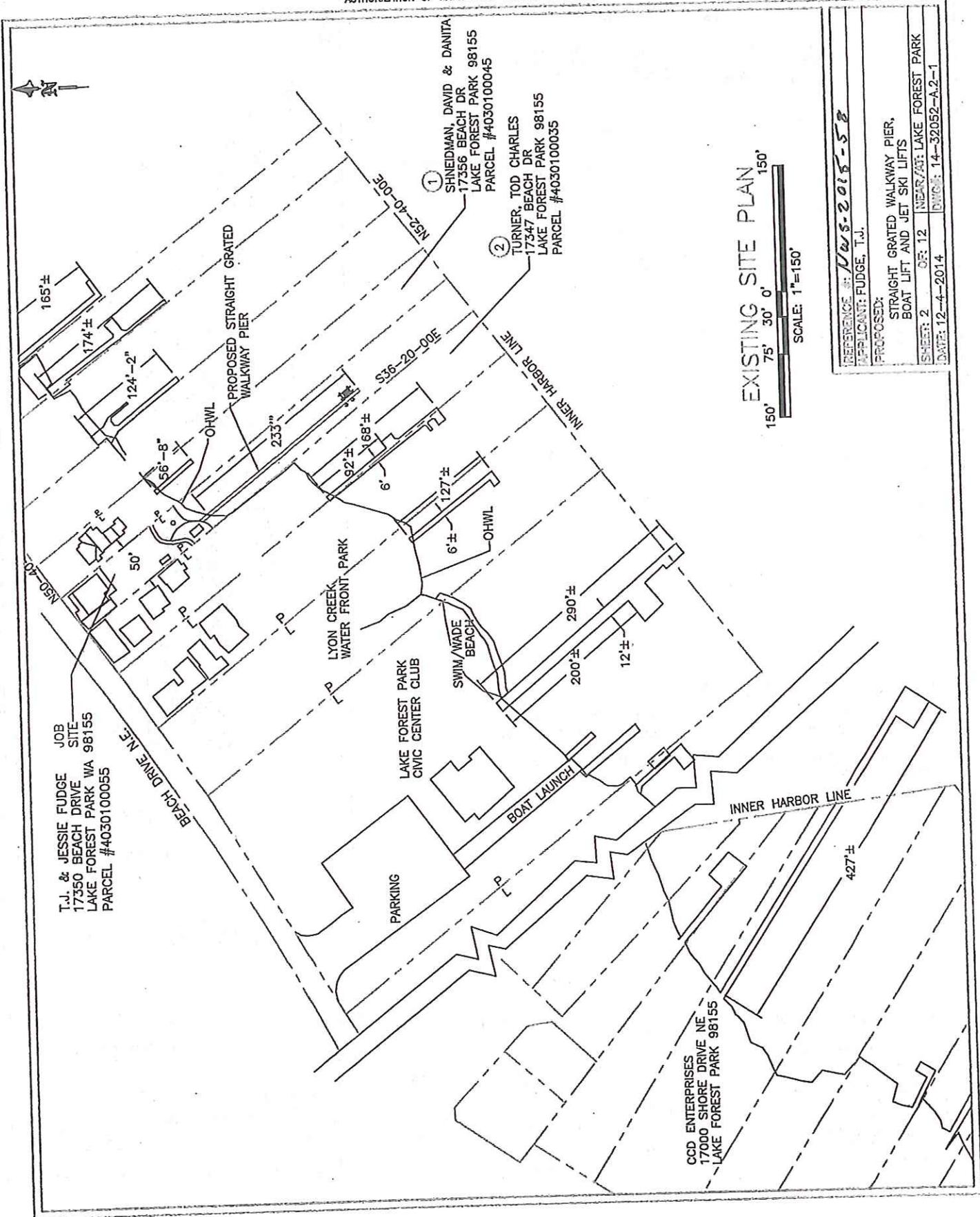


AREA MAP/NO SCALE

PURPOSE: PROPERTY ENHANCEMENT WITH NEW DOCK	PROJECT NAME: FUDGE, T.J.	PROPOSED:
DATUM: COE 0.0' EST 1919	REFERENCE #: <i>NWS-2015-58</i>	STRAIGHT GRATED WALKWAY PIER, BOAT LIFT AND JET SKI LIFTS
ADJACENT OWNERS:	SITE LOCATION ADDRESS:	IN: LAKE WASHINGTON
① SHNEIDMAN, DAVID & DANITA 17356 BEACH DR LAKE FOREST PARK 98155	17350 BEACH DRIVE LAKE FOREST PARK WA. 98155	NEAR/AT: LAKE FOREST PARK
② TURNER, TOD CHARLES 17347 BEACH DR LAKE FOREST PARK 98155	DWG #: 14-32052-A.1-1	COUNTY: KING STATE: WA
		APPL BY: FUDGE, T.J.
		SHEET: 1 OF: 12 DATE: 12-4-2014

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EXISTING SITE PLAN

150' 75' 30' 0' 150'

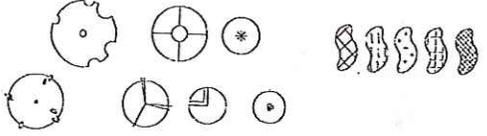
SCALE: 1"=150'

REFERENCE #:	14-32052-A-2-1
APPLICANT:	FUDGE, T.J.
PROPOSED:	STRAIGHT GRATED WALKWAY PIER, BOAT LIFT AND JET SKI LIFTS
SHEET:	2 OF 12
DATE:	12-4-2014
PROJECT:	NEAR/ADJ: LAKE FOREST PARK

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PLANT SCHEDULE - ALL SHEETS

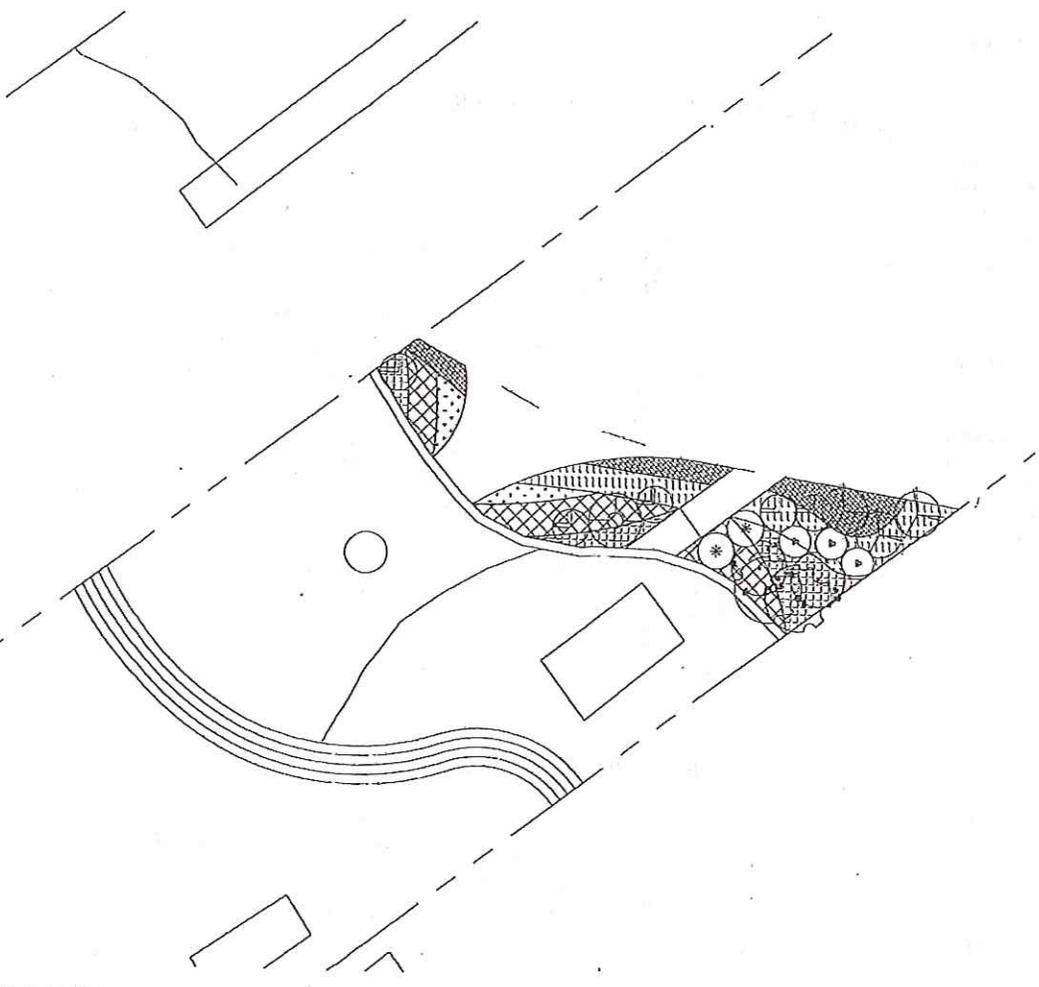
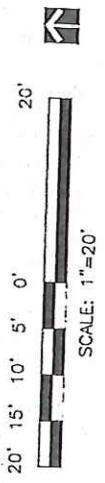
NAME	QTY	SIZE / REMARKS
TREES - ALL TREES TO BE HEALTHY & WELL BRANCHED		
ACER CIRCINATUM / VINE MAPLE	2	2 GAL
BETULA PAPPYRIFERA / PAPER BIRCH	2	2 GAL
SHRUBS - ALL SHRUBS TO BE HEALTHY, FULL & VIGOROUS		
CORNUS SERICEA / REDTWIG DOGWOOD	3	1 GAL
RIBES SANGUINEUM / RED-FLOWERING CURRANT	1	1 GAL
RUBUS PARVIFLORUS / THIMBLEBERRY	5	1 GAL
SYMPHORICARPOS ALBUS / SNOWBERRY	2	1 GAL
VACCINIUM OVATUM / EVERGREEN HUCKLEBERRY	3	1 GAL
PERENNIALS / GROUNDCOVERS		
ARMERIA MARITIMA / SEA THRIFT	41	4" POTS, 24" O.C.
DESCHAMPSIA CESPITOSA / TUFTED HAIRGRASS	40	4" POTS, 24" O.C.
FRAGARIA CHILOENSIS / COASTAL STRAWBERRY	10	4" POTS, 24" O.C.
IRIS TENAX / OREGON IRIS	72	4" POTS, 24" O.C.
JUNCUS EFFUSUS / SOFT RUSH	27	4" POTS, 24" O.C.



PLANTING DESIGN BY:
THE WATERSHED COMPANY
 750 Sixth Street South
 Kirkland WA 98033
 P: 425.822.5242
 F: 425.822.8136
 www.watershedco.com

REFERENCE #: UWS-2015-58
 APPLICANT: FUDGE, T.J.
 PROPOSED: STRAIGHT GRATED WALKWAY PIER
 SHEET: 11 OF: 12 NEAR/AT: LAKE FOREST PARK
 DATE: 12-4-2014 DWG#: 141102

PLANTING PLAN AND LEGEND



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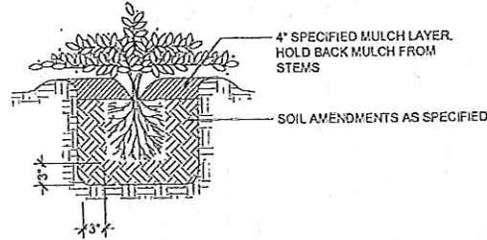
GENERAL PLANTING SEQUENCE:

1. Native plant installation shall occur during frost-free periods only for best survival. Preferred months for installation are between September 15th and April 15, prior to hot, dry weather. Plants may be installed during hot weather if the applicant agrees to irrigate the entire planting area, delivering at least 2" of water per week from June 1 through September 15th.
2. Procure plants in legend and insure that material meets the minimum requirements outlined in the plant legend and planting details.
3. Locate all existing utilities within the limit of work. The contractor is responsible for any utility damage as a result of the landscape construction.
4. Remove all invasive weeds within the project area.
5. Amend soils by tilling in a 3" depth layer of compost. Avoid existing tree roots.
6. Insure that no adverse drainage conditions exist that may affect proper plant growth and establishment.
7. Layout plant material per plan for inspection by the Restoration Specialist. Plant substitutions will NOT be allowed without Agency approval.
8. Install plants per planting details.
9. Water each plant thoroughly to remove air pockets.
10. Install a 4" depth, coarse wood-chip mulch layer throughout entire project area. (This layer retains soil moisture and helps to prevent weeds from germinating.)
11. Install a temporary or permanent irrigation system capable of delivering a minimum of 2" of water per week to the entire planted area. Maintain irrigation system in working condition for the first two (2) summers after initial plant installation.

The applicant shall maintain all plant material until final inspection and approval by agencies. If the owner or applicant chooses to hire a landscape contractor, then all plantings and workmanship shall be guaranteed for one year following final owner acceptance.

NOTES:

1. PLANT GROUNDCOVER AT SPECIFIED DISTANCE ON-CENTER (O.C.) USING TRIANGULAR SPACING, TYP.
2. LOOSEN SIDES AND BOTTOM OF PLANTING PIT AND REMOVE DEBRIS
3. LOOSEN ROOTBOUND PLANTS BEFORE INSTALLING
4. SOAK PIT BEFORE AND AFTER INSTALLING PLANT

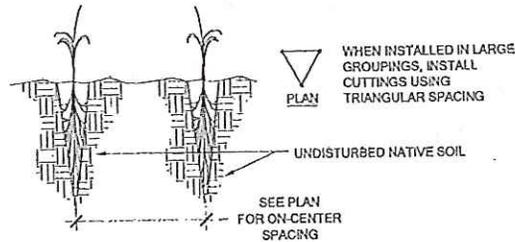


A GROUNDCOVER AND PERENNIAL PLANTING DETAIL

NTS

NOTES:

1. MAKE SUITABLE HOLE WITH A ROCK BAR OR EQUIV. PLANTING TOOL
2. INSTALL PLUG DIRECTLY INTO NATIVE SOIL

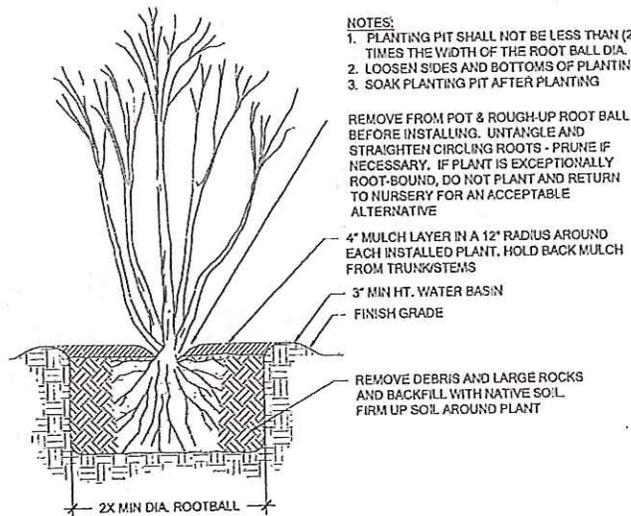


B EMERGENT PLANTING DETAIL

NTS

NOTES:

1. PLANTING PIT SHALL NOT BE LESS THAN (2) TIMES THE WIDTH OF THE ROOT BALL DIA.
2. LOOSEN SIDES AND BOTTOMS OF PLANTING PIT
3. SOAK PLANTING PIT AFTER PLANTING



C TREE AND SHRUB PLANTING DETAIL

NTS

PLANTING DESIGN BY:

THE WATERSHED COMPANY
 750 Sixth Street South
 Kirkland WA 98033
 p 425.822.5242
 f 425.827.8136
 watershedco.com

NOTES AND DETAILS

REFERENCE #: *NWS-2015-58*

APPLICANT: FUDGE, T.J.

PROPOSED:

STRAIGHT GRATED WALKWAY PIER

SHEET: 12

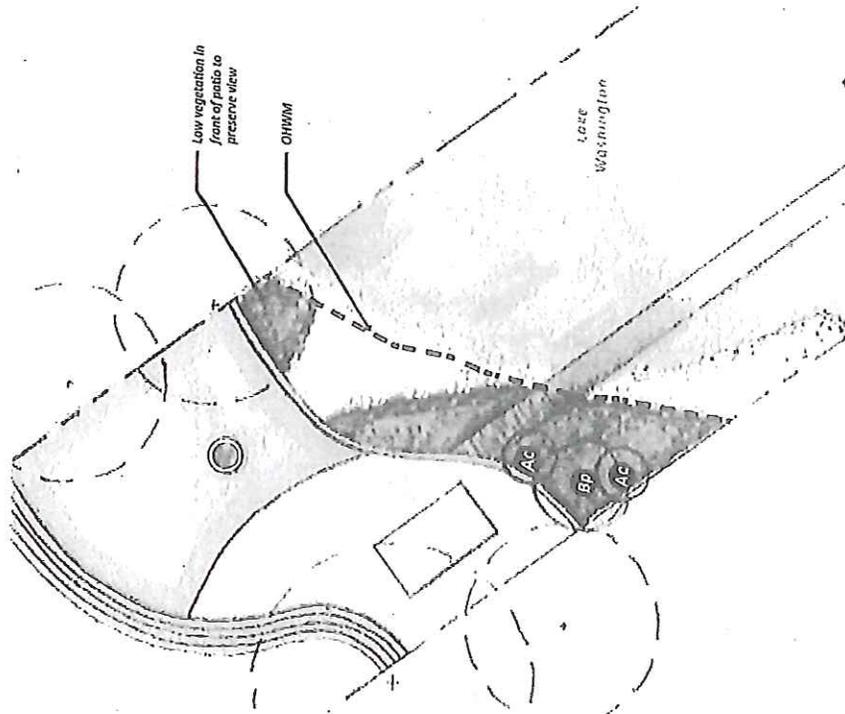
OF: 12

NEAR/AT: LAKE FOREST PARK

DATE: 12-4-2014

DWG#: 141102

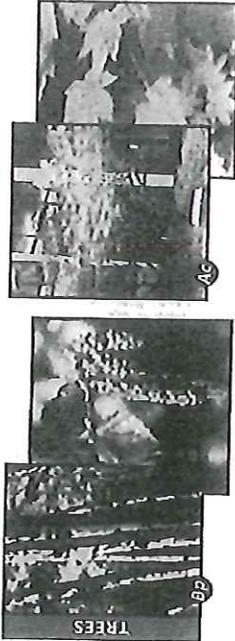
PROJECT DESIGNED BY:
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THE WATERFRONT COMPANY
 November 2014

FUDGE RESIDENTIAL SHORELINE
 Lake Forest Park, WA

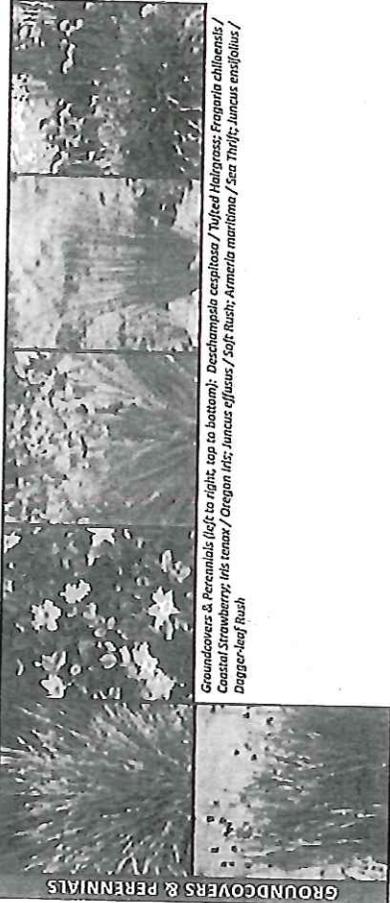
REFERENCE #:	NWS-2015-58		
APPLICANT:	FUDGE, T.J.		
PROPOSED:	STRAIGHT GRATED WALKWAY PIER		
SHEET: 9	OF: 12	NEAR/AT: LAKE FOREST PARK	
DATE: 12-4-2014		DWG #: 141102	



Trees (left to right): *Betula papyrifera* / Paper Birch; *Acer circinatum* / Vine Maple



Shrubs (left to right): *Cornus sericea* / Redtwig Dogwood; *Fibes sanguineum* / Red-flowering Currant; *Symphoricarpos albus* / Snowberry; *Vaccinium ovatum* / Bluegreen Huckleberry



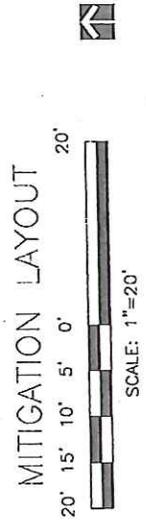
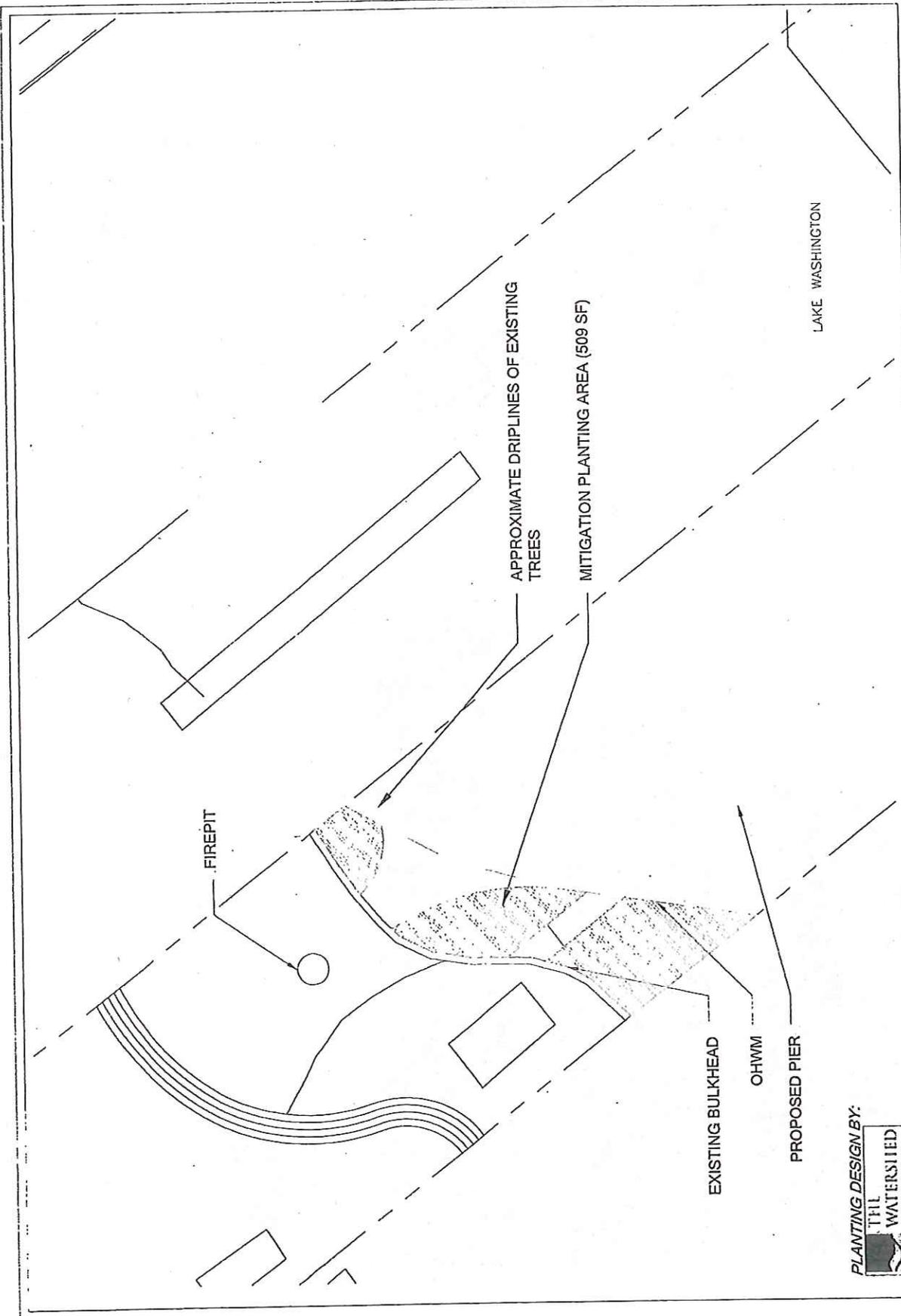
Groundcovers & Perennials (left to right, top to bottom): *Deschampsia cespitosa* / Tufted Hairgrass; *Fragaria chiloensis* / Coastal Strawberry; *Iris tenax* / Oregon Iris; *Juncus effusus* / Soft Rush; *Artemisia maritima* / Sea Thrift; *Juncus ensifolius* / Dagger-leaf Rush

EXHIBIT #

EXHIBIT # 10.10

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REFERENCE #:	DWS-2015-58
APPLICANT:	FUDGE, T.J.
PROPOSED:	STRAIGHT GRATED WALKWAY PIER
SHEET:	10 OF 12
DATE:	12-4-2014
DWG#:	141102
NEAR/AT:	LAKE FOREST PARK



PLANTING DESIGN BY:

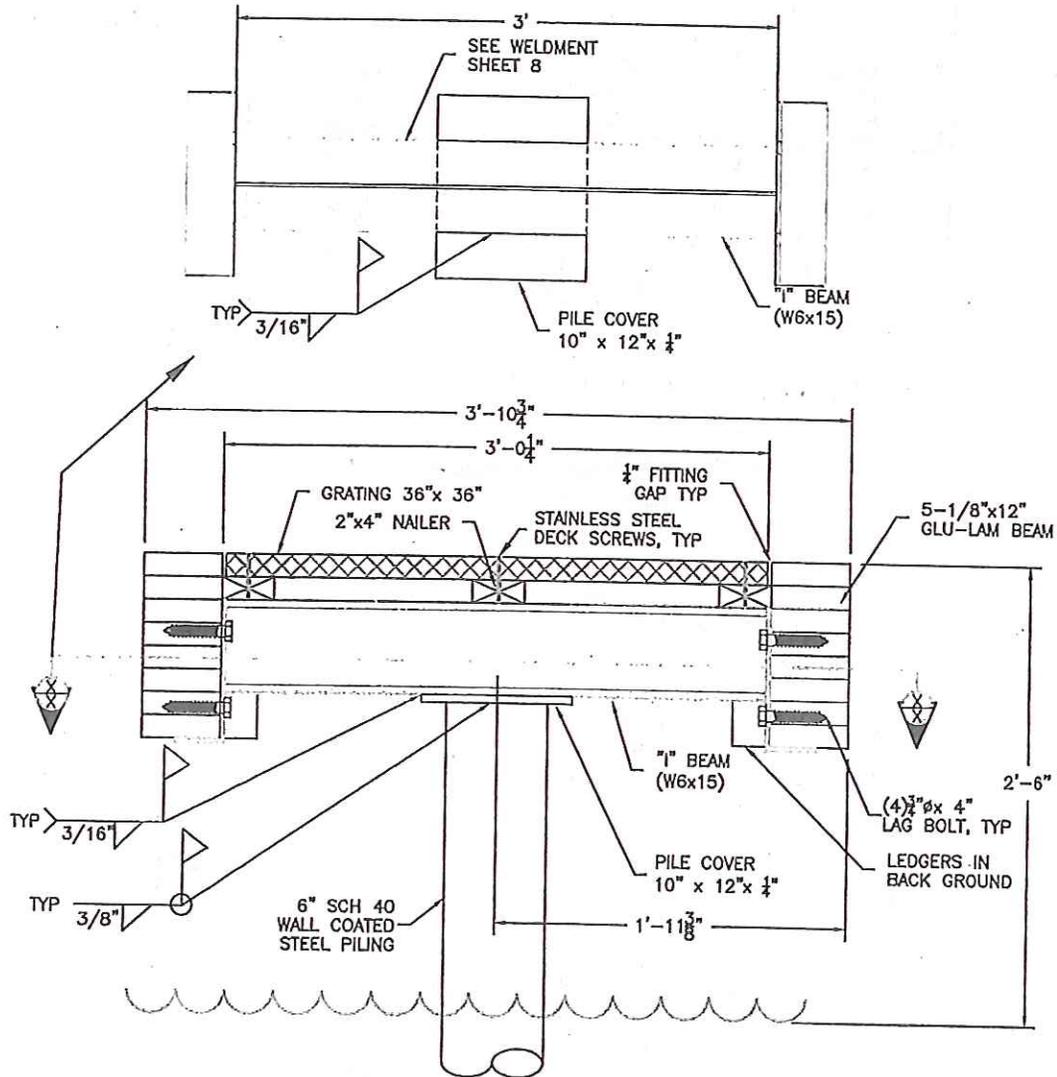
THE WATERSHED COMPANY
750 Sixth Street South
Kirkland, WA 98033
P 425.822.5242
F 425.822.8136
watershedco.com

TIBHX=

PROJECT DESIGNED BY:

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EXHIBIT # 10.11



PROPOSED SECTION B-B

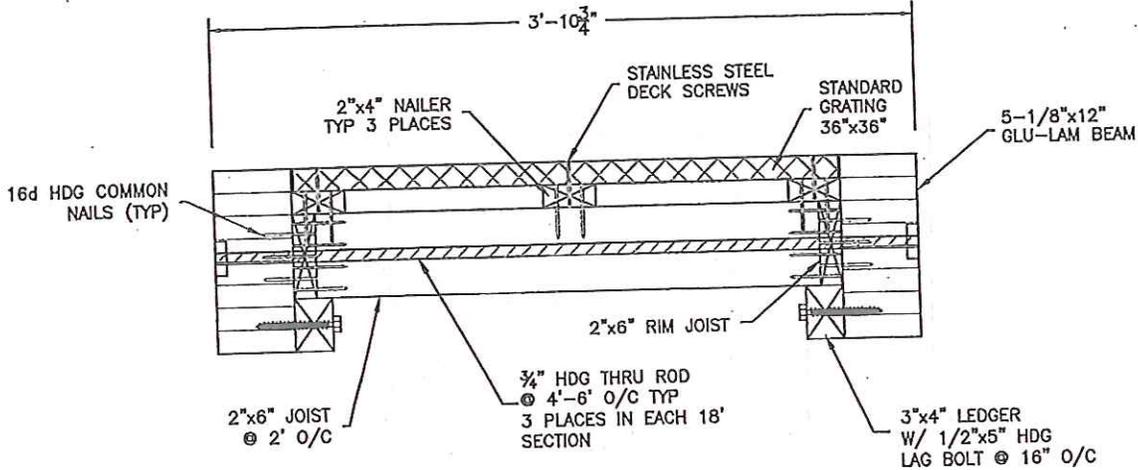


SCALE: 1"=1'

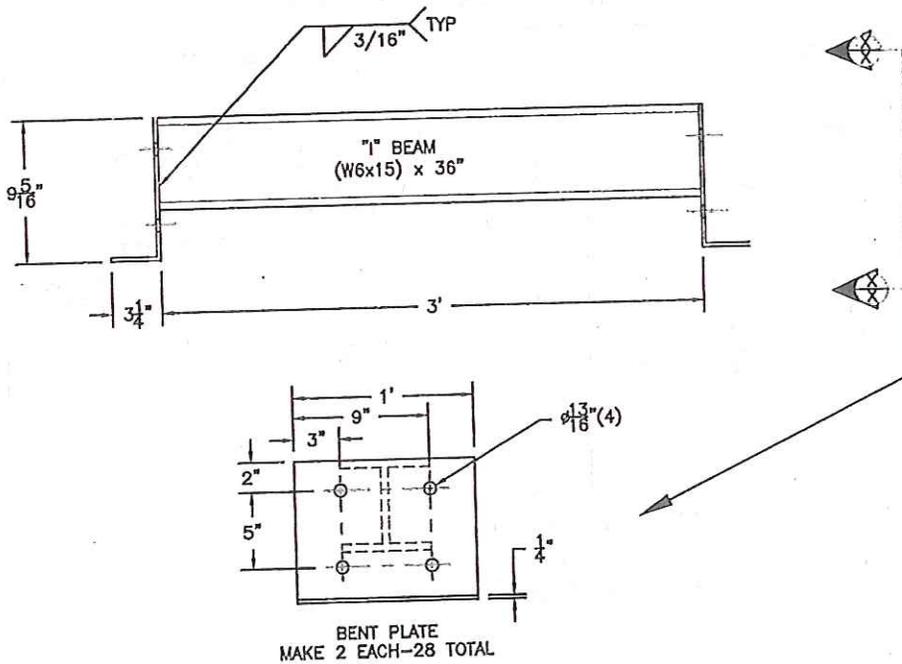
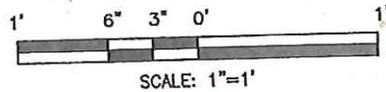
REFERENCE #: <i>NWS-2015-58</i>		
APPLICANT: FUDGE, T.J.		
PROPOSED: STRAIGHT GRATED WALKWAY PIER, BOAT LIFT AND JET SKI LIFTS		
SHEET: 7	OF: 12	HEAR/AT: LAKE FOREST PARK
DATE: 12-4-2014	DWG#: 14-32052-A.7-1	

PROJECT DESIGNED BY:

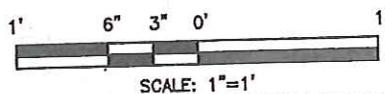
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PROPOSED SECTION FRAMING C-C

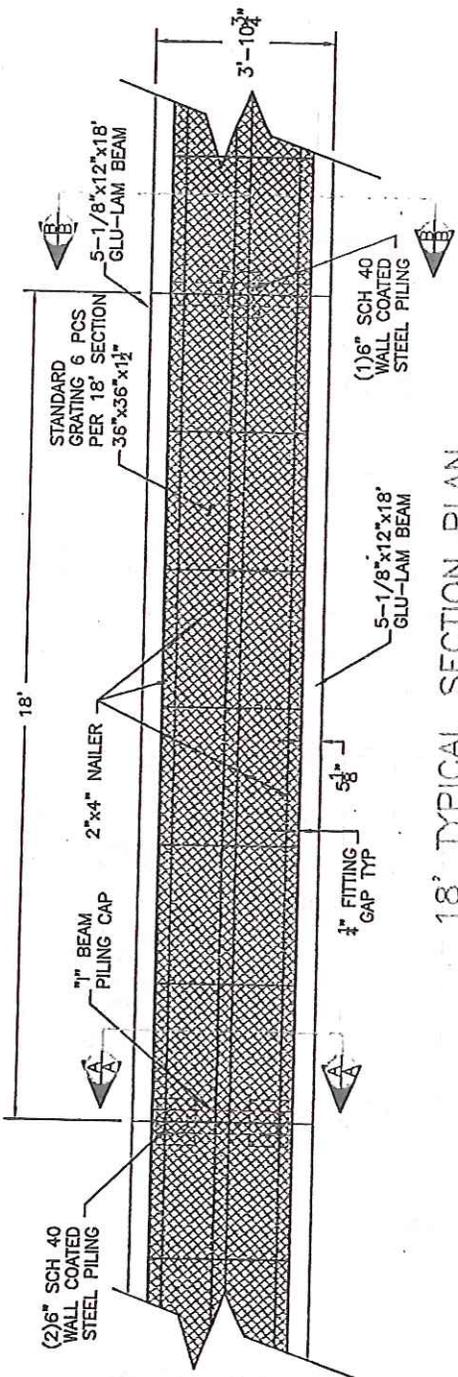


PIER CAP WELDMENT
GALVANIZE AFTER FAB
MAKE 14

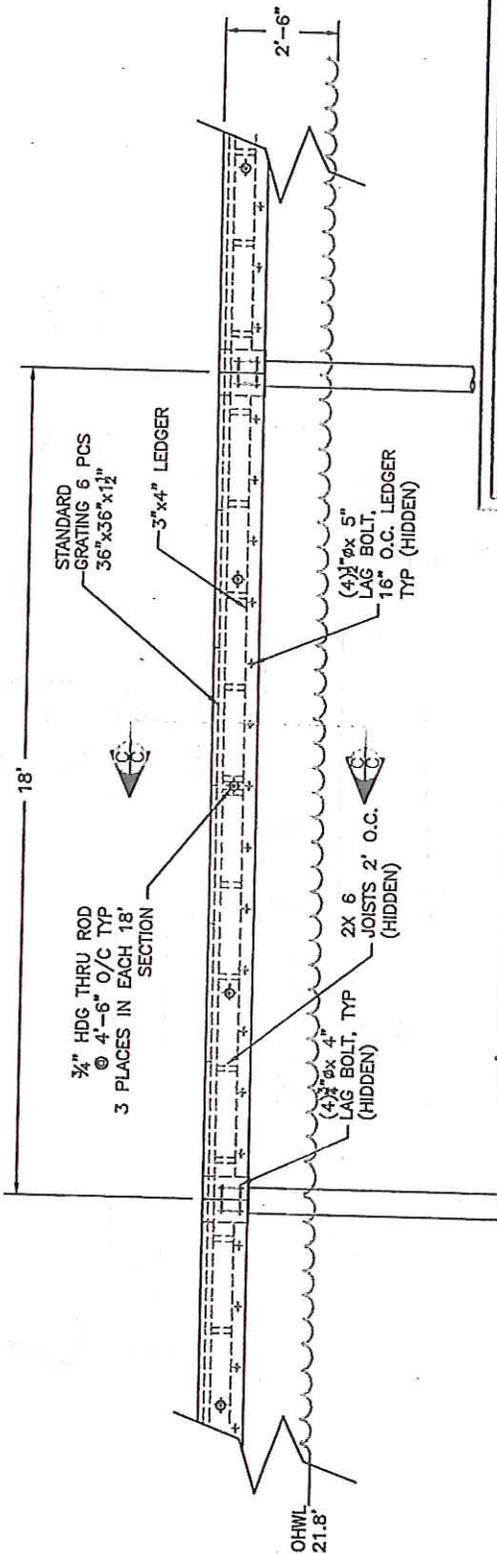
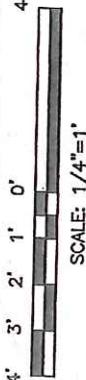


REFERENCE #: <i>NWS-2015-58</i>		
APPLICANT: FUDGE, T.J.		
PROPOSED: STRAIGHT GRATED WALKWAY PIER, BOAT LIFT AND JET SKI LIFTS		
SHEET: 8	OF: 12	NEAR/AT: LAKE FOREST PARK
DATE: 12-4-2014	DWG#: 14-32052-A.8-1	

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18' TYPICAL SECTION PLAN

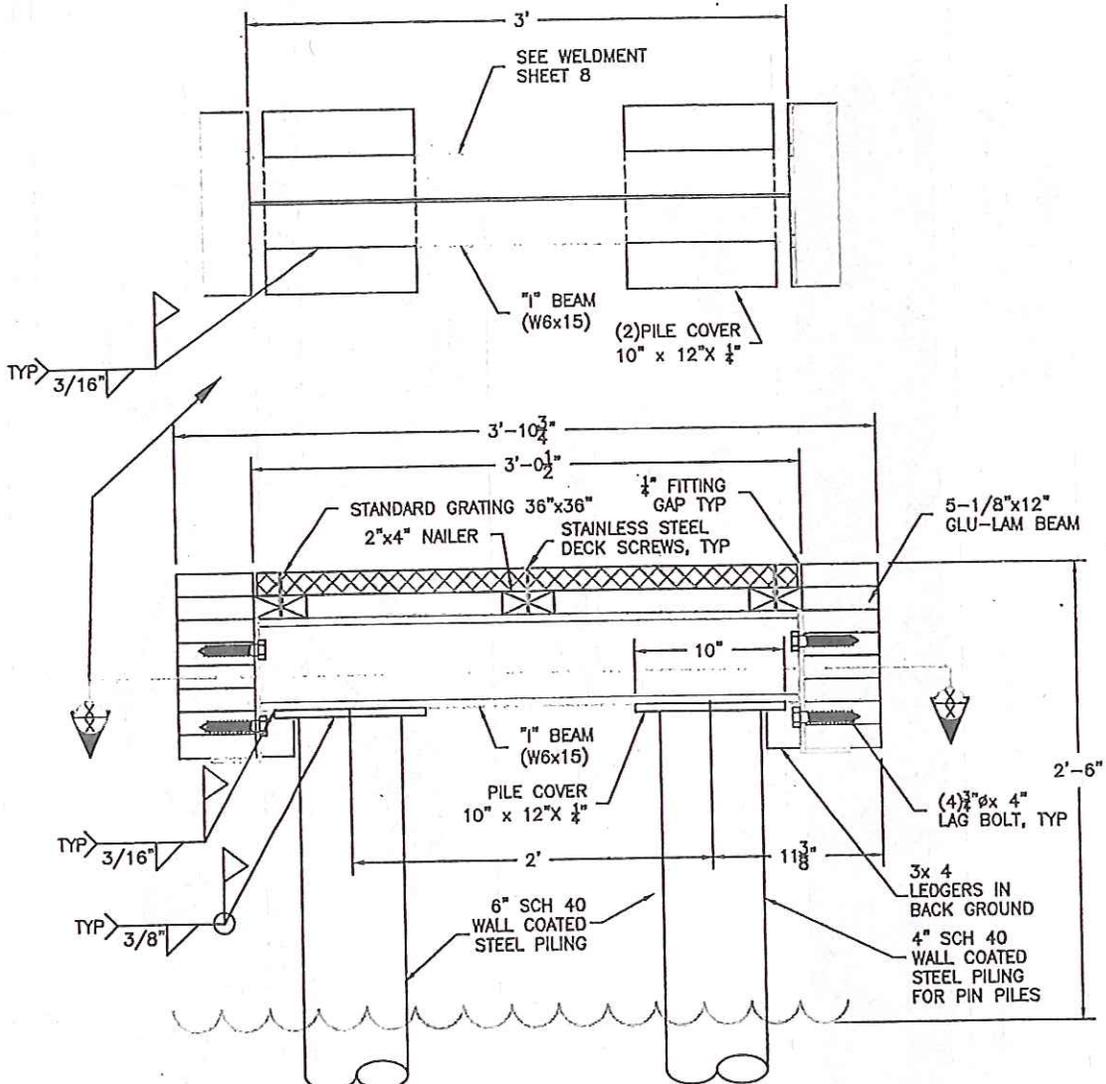


18' TYPICAL SECTION ELEVATION

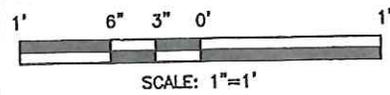


REFERENCE: NWS-2018-58
APPLICANT: FUDGE, T.J.
PROPOSED: STRAIGHT GRATED WALKWAY PIER, BOAT LIFT AND JET SKI LIFTS
SHEET: 5 OF: 12
DATE: 12-4-2014
PROJECT: NEAR/AT LAKE FOREST PARK
DWG#: 14-32052-A.5-1

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PROPOSED SECTION A-A



REFERENCE: <i>NWS-2015-58</i>		
APPLICANT: FUDGE, T.J.		
PROPOSED: STRAIGHT GRATED WALKWAY PIER, BOAT LIFT AND JET SKI LIFTS		
SHEET: 6	OF: 12	NEAR/AT: LAKE FOREST PARK
DATE: 12-4-2014	DWG#: 14-32052-A.6-1	

