

Outdoor Heritage Fund Grant Application



The purpose of the North Dakota Outdoor Heritage Fund is to provide funding to state agencies, tribal governments, political subdivisions, and nonprofit organizations to:

Directive A. Provide access to private and public lands for sportsmen, including projects that create fish and wildlife habitat and provide access for sportsmen;

Directive B. Improve, maintain, and restore water quality, soil conditions, plant diversity, animal systems and to support other practices of stewardship to enhance farming and ranching;

Directive C. Develop, enhance, conserve, and restore wildlife and fish habitat on private and public lands; and

Directive D. Conserve natural areas for recreation through the establishment and development of parks and other recreation areas.

Exemptions

Outdoor Heritage Fund grants may not be used to finance the following:

- A. Litigation;
- B. Lobbying activities;
- C. Any activity that would interfere, disrupt, or prevent activities associated with surface coal mining operations; sand, gravel, or scoria extraction activities; oil and gas operations; or other energy facility or infrastructure development;
- D. The acquisition of land or to encumber any land for a term longer than twenty years; or
- E. Projects outside this state or projects that are beyond the scope of defined activities that fulfill the purposes of Chapter 54-17.8 of the North Dakota Century Code

NO CONSIDERATION:

In addition to those specific items in law that are ineligible for funding, in the absence of exceptional circumstances, the following projects will NOT receive consideration for funding:

- Projects that are already completed;
- Projects that are on-going (Phased projects would be considered);
- Staffing;
- Feasibility studies;
- Annual maintenance;
- Paving projects for roads and parking lots;
- Swimming pools;
- Non-permanent equipment (such as tractors, snowmobiles);
- Research;
- Projects where the applicant is not directly involved in the project.

Application Deadline

Applications for the second grant round cycle are due on **April 1, 2015 at 5:00 p.m. CT.** All information, including attachments, must be submitted by that date. See instructions below for submission information.

Instructions

Please download this Word document (available on the Industrial Commission/Outdoor Heritage Fund Program website at <http://www.nd.gov/ndic/outdoor-infopage.htm>) to your computer and provide the information as requested. You are not limited to the spacing provided except in those instances where there is a limit on the number of words. After completing the application, save it and attach it to an e-mail and send it to outdoorheritage@nd.gov or print it and mail it to the address noted in the next paragraph.

Attachments in support of your application may be sent by mail to North Dakota Industrial Commission, ATTN: Outdoor Heritage Fund Program, State Capitol – Fourteenth Floor, 600 East Boulevard Ave. Dept. 405, Bismarck, ND 58505 or by e-mail to outdoorheritage@nd.gov. The application and all attachments must be received or postmarked by the application deadline. You will be sent a confirmation by e-mail of receipt of your application.

You may submit your application at any time prior to the application deadline. Early submission is appreciated and encouraged to allow adequate time to review your application and ensure that all required information has been included. Incomplete applications may not be considered for funding. **Any item noted with an * is required.**

Oral Presentation. Please note that you will be given an opportunity to make a ten-minute Oral Presentation at a meeting of the Outdoor Heritage Fund Advisory Board. These presentations are strongly encouraged.

Open Record. Please note that your application and any attachments will be open records as defined by law and will be posted on the Industrial Commission/Outdoor Heritage Fund website.

Name of Organization * Voices for Lake Oahe

Federal Tax ID# * 26-3175854

Contact Person/Title * Tom Jochim, President; Doug Vannurden, Secretary; Randy Bosch, Treasurer

Address * PO Box 482

City * Linton

State * North Dakota

Zip Code * 58552

E-mail Address * jochimcattle@hotmail.com; Tracker58554@midco.net; randyb@prairieheating.net

Web Site Address (Optional)

Phone * Tom – 701-321-1379; Doug - 701-400-6037, Randy – 701-321-0229

Fax # (if available)

List names of co-applicants if this is a joint proposal

MAJOR Directive: (select the Directive that best describes your grant request)*

Choose only one response

- Directive A.** Provide access to private and public lands for sportsmen, including projects that create fish and wildlife habitat and provide access for sportsmen;
- Directive B.** Improve, maintain, and restore water quality, soil conditions, plant diversity, animal systems and to support other practices of stewardship to enhance farming and ranching;
- Directive C.** Develop, enhance, conserve, and restore wildlife and fish habitat on private and public lands; and
- Directive D.** Conserve natural areas for recreation through the establishment and development of parks and other recreation areas.

Additional Directive: (select the directives that also apply to the grant application purpose)*

Choose all that apply

- Directive A.** Provide access to private and public lands for sportsmen, including projects that create fish and wildlife habitat and provide access for sportsmen;
- Directive B.** Improve, maintain, and restore water quality, soil conditions, plant diversity, animal systems and to support other practices of stewardship to enhance farming and ranching;
- Directive C.** Develop, enhance, conserve, and restore wildlife and fish habitat on private and public lands; and
- Directive D.** Conserve natural areas for recreation through the establishment and development of parks and other recreation areas.

Type of organization: (select the category that describes your organization)*

- State Agency
- Political Subdivision
- Tribal Entity
- Tax-exempt, nonprofit corporation.

Project Name* CATTAIL BAY BOAT RAMP PROJECT

Abstract/Executive Summary.

Cattail Bay is a recreational area located on Lake Oahe west of highway 1804 in Emmons County. The gravel access road turns west between mile markers 16 and 17 and is 2 miles west, 2 miles south and 1.25 miles west of the highway – see attached map and aerial photos – Exhibits 3, 4 & 5

The existing ramp is 241 feet long and 17 feet wide. There is one portable dock situated on the north side of ramp end in the water. There is a large gravel parking area with two vault toilets. The length and narrowness of this ramp causes many problems when backing boats, especially when water levels are low and when individuals with low skills backing vehicles and trailers are using this ramp. A wider ramp would enhance launching and loading watercraft, decrease congestion, and improve the experience and access for the public. A one-lane ramp is inefficient and creates a bottleneck that can be very hazardous when inclement weather approaches.

The Voices for Lake Oahe Board has identified this need and has been working with the Army Corps of Engineers to address this issue. We have recently received authorization to move ahead with the widening project. Our proposal is to double the width of the ramp to provide two lanes of access which will result in improved access and less congestion.

Our goal is to have this project completed by the fall of 2015. Estimated project cost is \$45,000. See Exhibit 10. The Voices for Lake Oahe Board of Directors will serve as the manager of this project.

Project Duration:* Dependent on water level – with the goal to be completed in the Fall of 2015 - Ideal lake elevation for construction would be 1587.

Amount of Grant request \$ * 33,750

Total Project Costs \$* 45,000

(Note that in-kind and indirect costs can be used for matching funds)

A minimum of 25% Match Funding is strongly encouraged. Amount of Matching Funds \$* 11,250 Cash

Source(s) of Matching Funds*

Voices for Lake Oahe will provide the 25% match in cash contribution from existing funds on deposit as well as from current and future fundraising. Adequate funds are on deposit at the BNC Bank and the Bank of Hazelton. See Bank verification letters attached. See Exhibits 8 & 9.

Certifications *

X I certify that this application has been made with the support of the governing body and chief executive of my organization.

X I certify that if awarded grant funding none of the funding will be used for any of the exemptions noted on Page 1 of this application.

Narrative

Organization Information. *

Voices for Lake Oahe –VFLO – was established in 2003 to provide leadership in developing recreational, economic and environmental opportunities for Lake Oahe. There are currently 142 members. See attached Exhibits 1 & 1A

Purpose of Grant – Describe the proposed project identifying how the project will meet the specific directive(s) of the Outdoor Heritage Fund Program *

We feel that this project meets the goals of greatly improving the access to Lake Oahe for a large number of users. Corps of Engineers visitation car counts to this boat ramp area show an average of 21,356 cars each year over the past three years. See Exhibit 2. During peak fishing season, this boat ramp becomes very congested and the existing parking area becomes full to overflowing with vehicles, trailers and boats.

Management of Project –

Plans for the project were developed by members of the Voices for Lake Oahe Board with guidance from the local Corps of Engineers Professional staff. Our plans were submitted and we received authorization from the Corps for the project in December of 2014. See Exhibits 6 & 7.

Voices for Lake Oahe Board members with over 40 years of concrete construction experience participated in the development of these plans and will actively participate in the management of the project. We also consulted with the North Dakota Game and Fish Department for construction suggestions and cost estimates.

Once funding is secured we will seek bids from contractors to complete the site preparation and completion of this project.

Evaluation

The Boat Ramp Committee for Voice of Lake Oahe will continually monitor the progress of the project and report to the Board at each meeting to include photographic documentation.

A successful project can be measured by increased usage – and increased car counts.

Financial Information

ATTACHMENT: Project Budget – Using the standard project budget format that is available on the website at <http://www.nd.gov/ndic/outdoor-infopage.htm> , please include a detailed total project budget that specifically outlines all the funds you are requesting. Note that a minimum of 25% match funding is strongly encouraged.*

The project budget should identify all matching funds, funding sources and indicate whether the matching funds are in the form of cash or in-kind services. As noted on the standard project budget format, certain values have been identified for in-kind services. Please utilize these values in identifying your matching funds. **NOTE: No indirect costs will be funded.**

X I certify that a project budget will be sent to the Commission*

Sustainability –

This should be a one-time expenditure – future maintenance will be provided by the US Army Corps of engineers as is currently provided with the existing ramp.

We have also identified other potential projects to further develop the Cattail, Beaver Creek and Hazelton boat ramp areas which may include construction of Picnic Shelters, fish cleaning stations, fishing piers etc..

Partial Funding

Without adequate funding, the start of this project would be greatly delayed until additional funds can be secured. Our group does not have enough reserve funds to pay for this project without sources such as the ND Outdoor Heritage fund. We know of no other current source of funds at this time and would have to actively pursue other sources such as individual, business and industry sponsorships.

Partnership Recognition

At the completion of the project appropriate signage will recognized the partnerships involved in the project as we have done with other VFLO projects. We will also seek publicity in local and regional newspapers and publications as appropriate.

Scoring of Grants

All applications will be scored by the Outdoor Heritage Fund Advisory Board after your ten-minute oral presentation. The ranking sheet(s) that will be used by the Board is available on the website at <http://www.nd.gov/ndic/outdoor-infopage.htm> .

Awarding of Grants*

All decisions on requests will be reported to applicants no later than 30 days after Industrial Commission consideration. Applicants whose proposals have been approved will receive a contract outlining the terms and conditions of the grant. Please note the appropriate sample contract for your organization on the website at <http://www.nd.gov/ndic/outdoor-infopage.htm> that set forth the general provisions that will be included in any contract issued by the North Dakota Industrial Commission. Please indicate if you can meet all the provisions of the sample contract. If there are provisions in that contract that your organization is unable to meet, please indicate below what those provisions would be. *

- We believe we can meet the provisions of the contract.

Responsibility of Recipient

The recipient of any grant from the Industrial Commission must use the funds awarded for the specific purpose described in the grant application and in accordance with the contract. The recipient cannot use any of the funds for the purposes stated under Exemptions on the first page of this application.

If you have any questions about the application or have trouble submitting the application, please contact Karlene Fine at 701-328-3722 or kfine@nd.gov

Revised August 21, 2014



Voices for Lake Oahe

P.O. Box 482 • Linton ND 58552

The Voices For Lake Oahe (VFLO) was established on February 22, 2003. We strive to provide leadership in developing recreational, economic, agricultural and environmental opportunities for Lake Oahe.

Our goals are to:

- To provide a unified voice for Lake Oahe
- To promote and develop Lake Oahe
- To provide recommendations for developing access to Lake Oahe
- To inform and educate others about the economic and environmental impact of maintaining adequate water levels on Lake Oahe
- To influence the U.S. Army Corps of Engineers in updating the Master Plan for Lake Oahe

Some of our accomplishments include:

- We were instrumental in obtaining funding for the spraying of Salt Cedar, Wormwood and Canadian Thistle along the shores of Lake Oahe
- Partnered with several organizations to obtain funding to install electrical hookups and make campground improvements at the Hazelton campground
- Partnered with the ND Game & Fish Dept. to purchase gravel for construction of an access road to the Ohlhauser's low water boat ramp
- Worked with the U.S. Army Corps of Engineers to install low water boat ramp at Jennerville
- Secured \$ 342,000.00 from the North Dakota State Legislature to conduct a feasibility study for impounding water at Beaver Bay on Lake Oahe
- Contributed \$ 18,331.00 and secured \$ 251,798.00 in funding to upgrade road leading to the Cattail Bay boat ramp so that it may be paved at a later date
- Partnered with the ND Game & Fish Dept. to purchase a roll-in dock for the low water boat ramp at Beaver Bay
- Installed electrical receptacles at the Langlier Bay fish cleaning station
- Purchased gravel to provide access to the Beaver Bay low water boat ramp



Voices for Lake Oahe

P.O. Box 482 • Linton ND 58552

2015

BOARD OF DIRECTORS

Randy G. Bosch - Treasurer
PO Box 591
Linton, ND 58552
Home # 701-254-4462
Work # 701-254-4966
Cell # 701-321-0229
E-Mail bayside@bektel.com

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PO Box 433
Hazelton, ND 58544
Cell # 920-605-6046
E-Mail shikim.shi99@gmail.com

EXHIBIT 2

Randy Bosch

From: Gabrysh, Ralph M NWO <Ralph.M.Gabrysh@usace.army.mil>
Sent: Tuesday, March 17, 2015 11:33 AM
To: Randy Bosch
Subject: RE: VFLO (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Hi Randy,

The following is the info you requested:

Cattail season visitation car count-

2014 season-20441 vehicles
2013 season-22633 vehicles
2012 season-20996 vehicles
2011 season-16505 vehicles (year of the flood)

In the late 90's when fishing was phenomenal, I counted 73 vehicles with trailers on a Saturday in June at the makeshift Cattail boat ramp when we had high water.

In 2004 the Oahe Project bought concrete planks at approximately \$250. I think on this figure you would want to consider inflation over a 10 year period.

The 6 brochures which have maps on them are at Bayside, ready for you to pick them up.

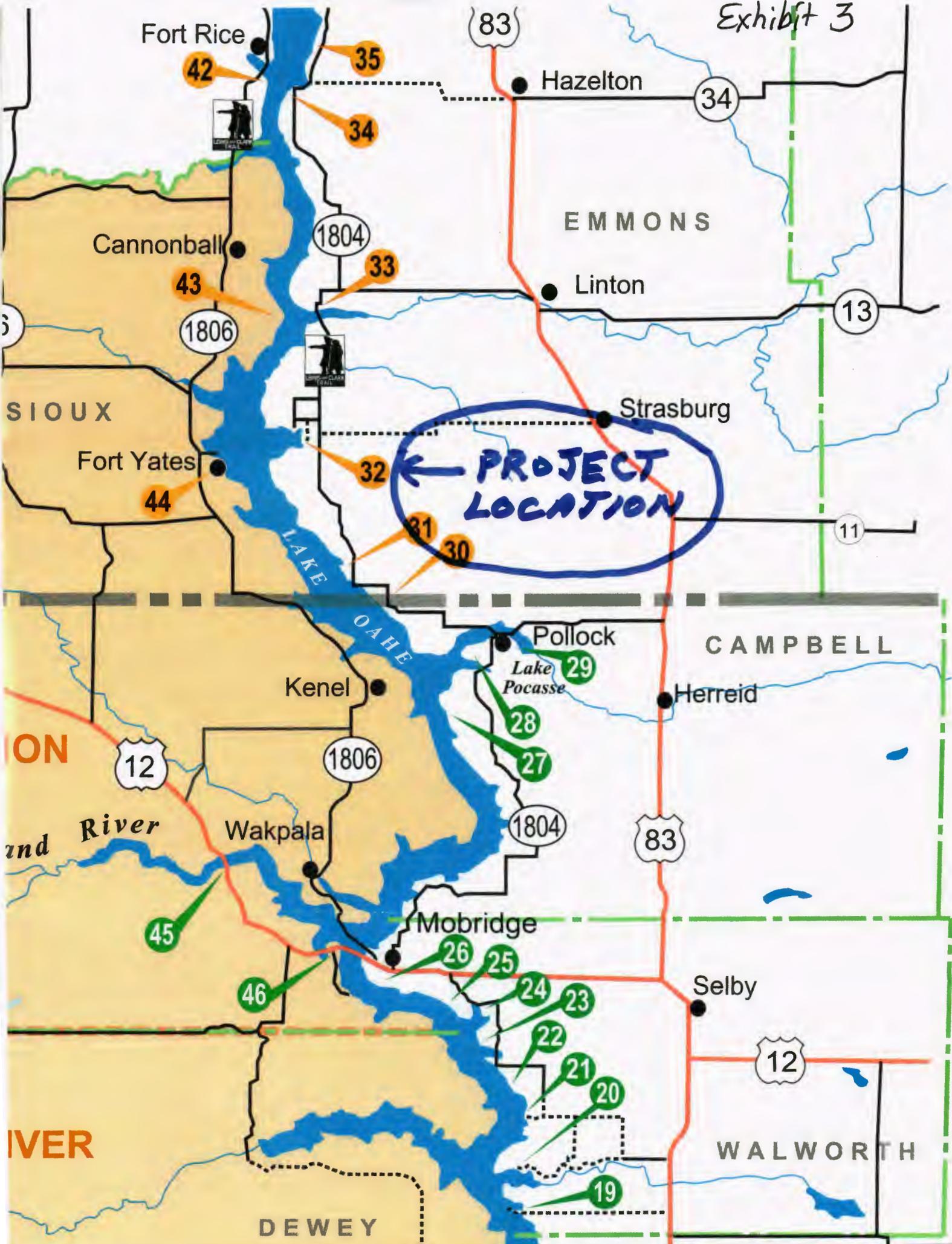
I hope all goes well on Thursday. -Ralph.

-----Original Message-----

From: Randy Bosch [mailto:randyb@prairieheating.net]
Sent: Monday, March 16, 2015 11:00 AM
To: Gabrysh, Ralph M NWO
Subject: [EXTERNAL] VFLO

Hey Ralph, are you in the office? Call me office # 254-4966, cell # 321-0229

Classification: UNCLASSIFIED
Caveats: NONE



← PROJECT LOCATION

Fort Rice

Hazelton

Cannonball

EMMONS

Linton

SIOUX

Strasburg

Fort Yates

Kenel

Pollock

CAMPBELL

Lake Pocasse

Herreid

ION

and River

Wakpala

Mobridge

Selby

RIVER

WALWORTH

DEWEY

EXHIBIT 4



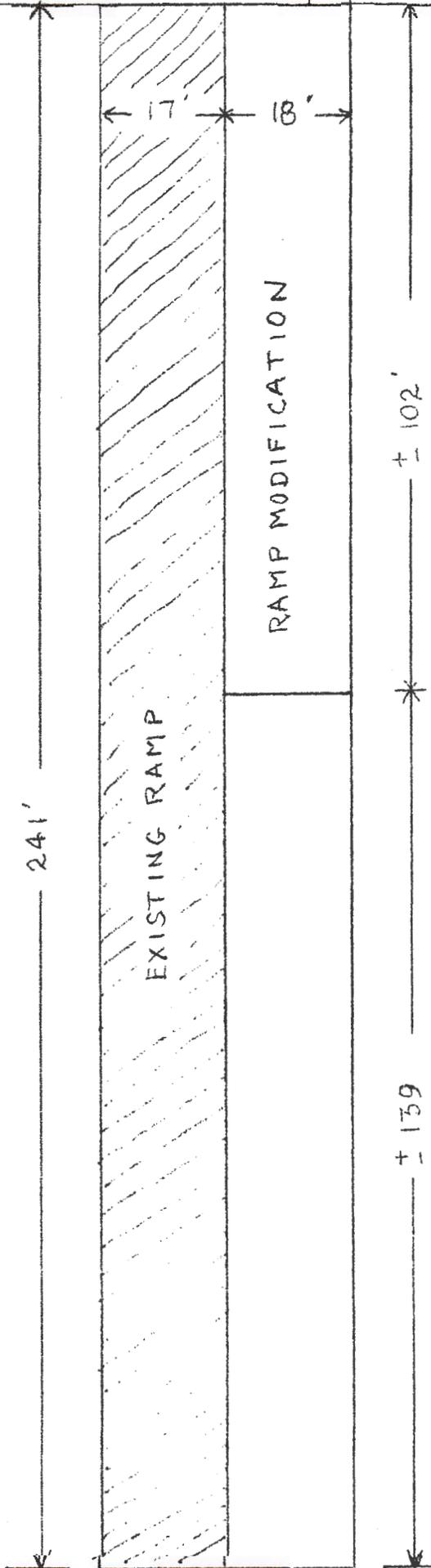
EXHIBIT 5



7-13-14

EXHIBIT 6

CATTAIL RAMP



MODIFICATION

4338 SF.
 POURED IN PLACE ± 1836 SF
 CONCRETE PLANK ± 2502 SF

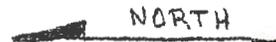
ABOVE WATER LINE - POURED IN PLACE

- 6" 4000 PSI CONCRETE
- SUBBASE-USE ON SITE MATERIAL
- 12" BASE - CLASS 5
- GEOTEXTILE UNDER BASE
- DRILL # 5 DOWELS INTO EXISTING @ 12" O.C.
- # 5 REBAR EACH WAY IN SLAB
- THICKEN END OF SLAB TO 24"
- CAST IN PLACE ANCHORS TO FASTEN CONCRETE PLANK

BELOW WATER LINE

- * 6" X 45" X 18'-0 CONCRETE PLANK (SEE ATTACHED DETAILS)
- BASE - 24" OF 5" MINUS SPALL MATERIAL - CHOKED OFF WITH ON SITE MATERIAL
- SUBBASE - ON SITE MATERIAL

NOTE: RE-USE RIPRAP



* CONCRETE PLANKS PROVIDED BY CORPS- 37EA 45" X 6" X 18'-0 - STORED AT BEAVER BAY STORAGE LOT.

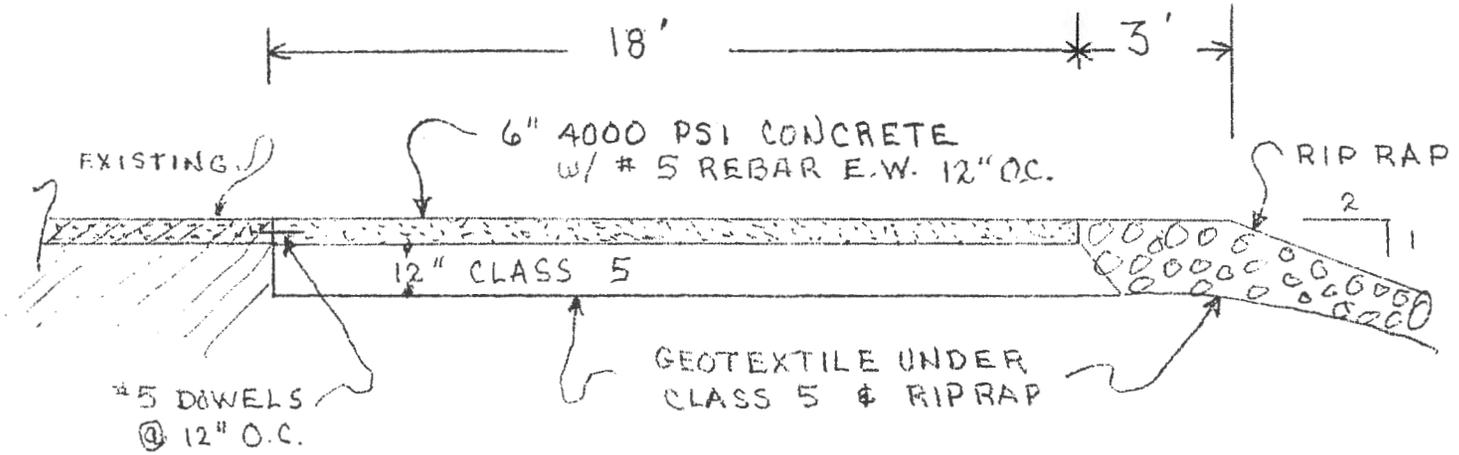
42-361 50 SHEETS 5 SQUARE
 42-362 100 SHEETS 5 SQUARE
 42-363 200 SHEETS 5 SQUARE



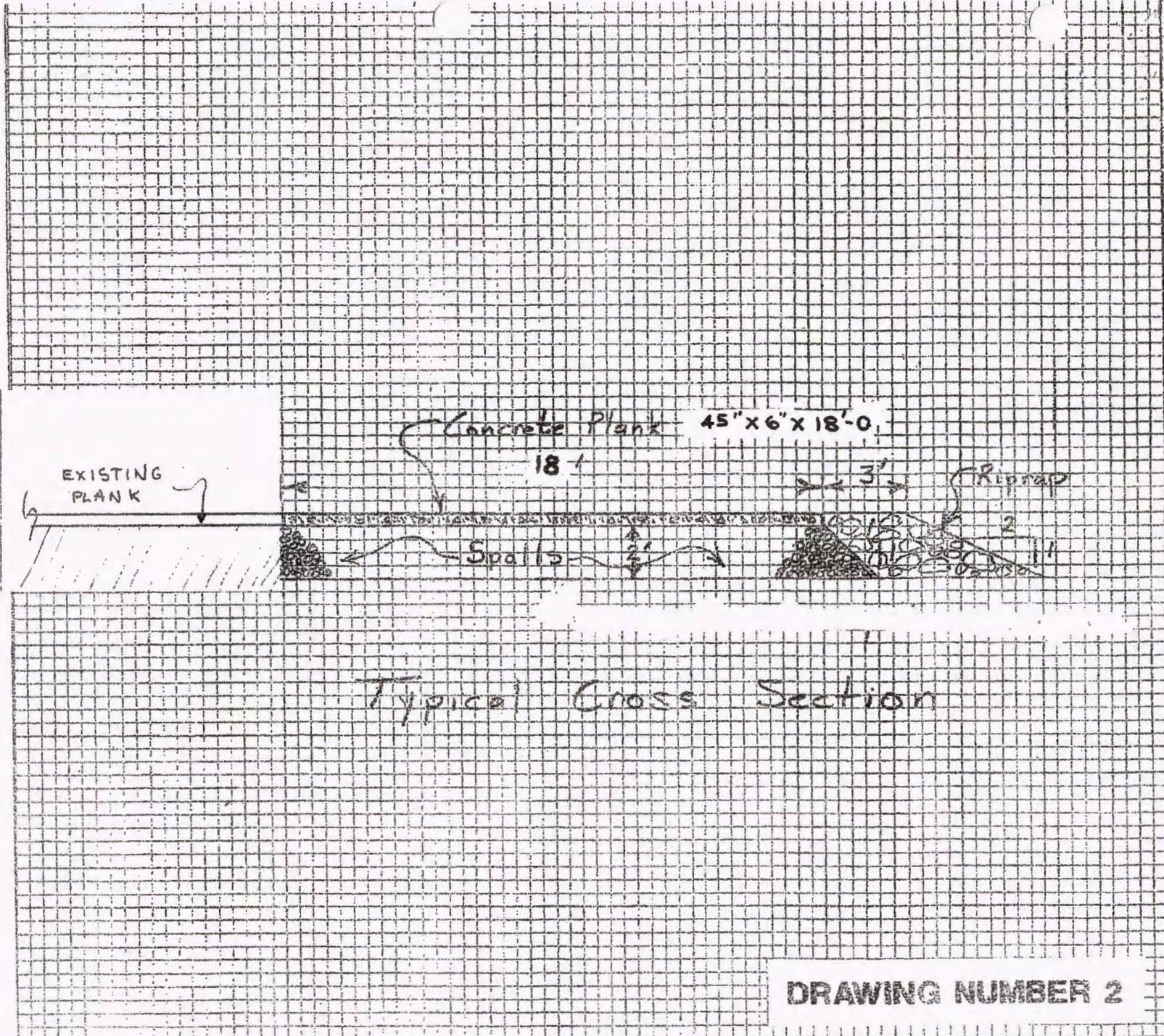


42.321 50 SHEETS 5 SQUARE
42.322 100 SHEETS 5 SQUARE
42.323 200 SHEETS 5 SQUARE

TYPICAL CROSS SECTION



DRAWING NO. 1

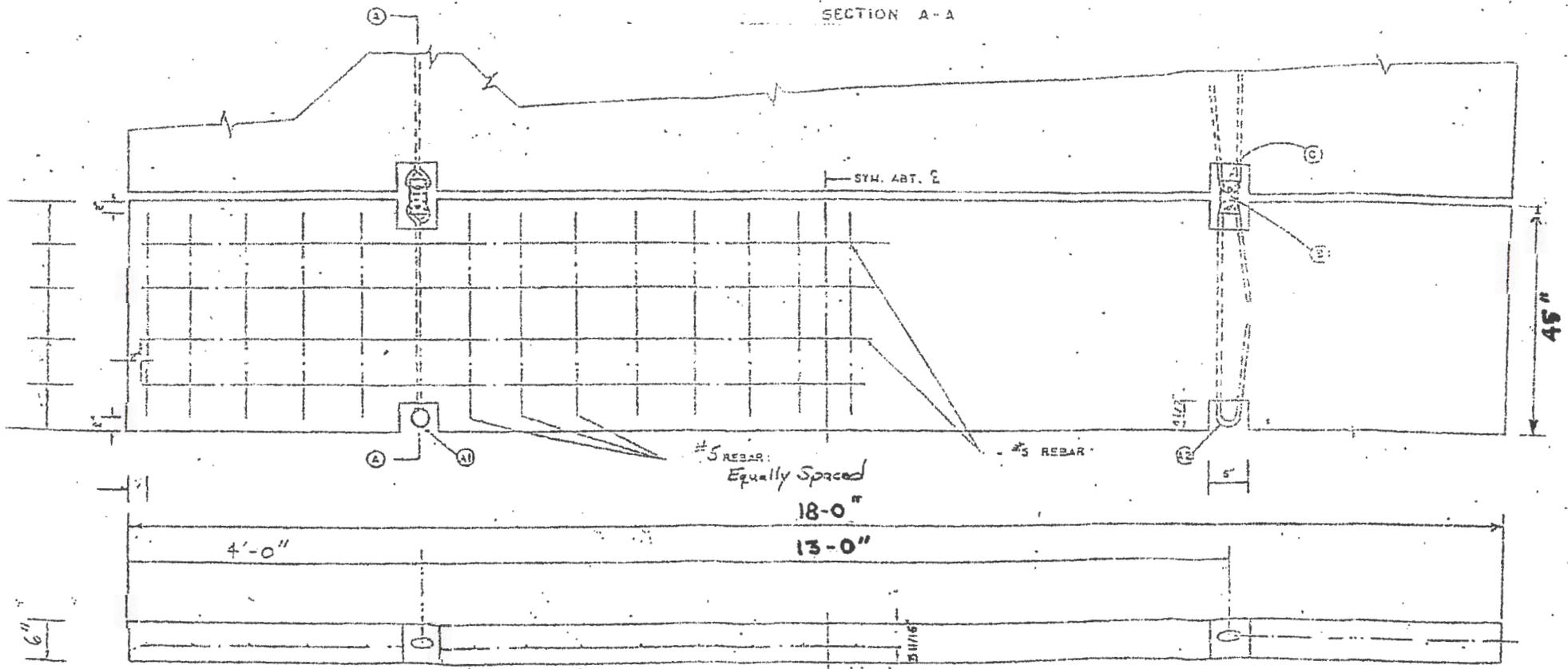


Typical Cross Section

DRAWING NUMBER 2



SECTION A-A

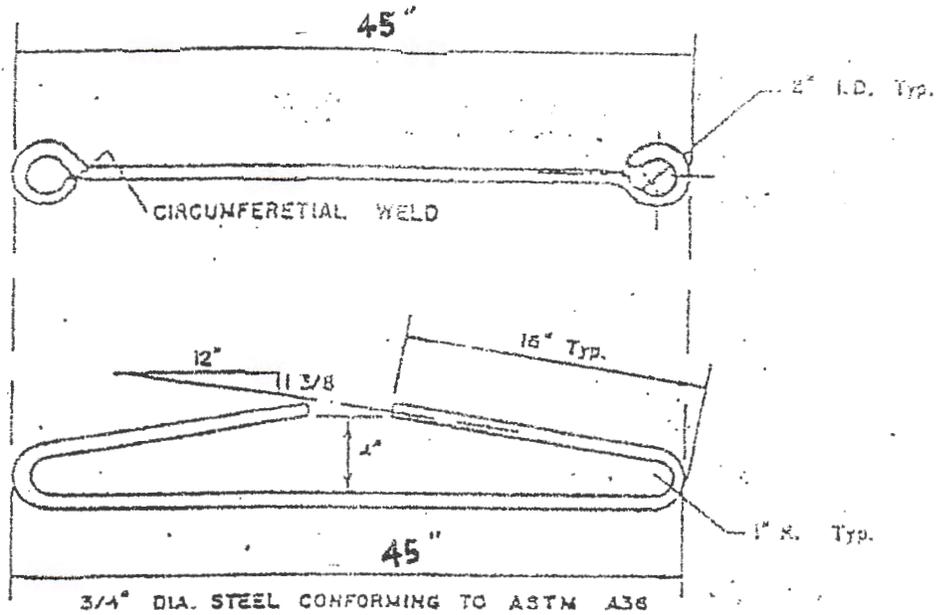


PLAN & ELEVATION.

NO SCALE

CONCRETE PLANK DETAILS

DRAWING NUMBER 3

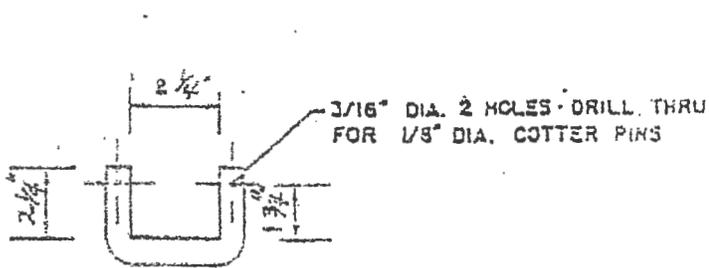


DETAIL A1
A2

NO SCALE

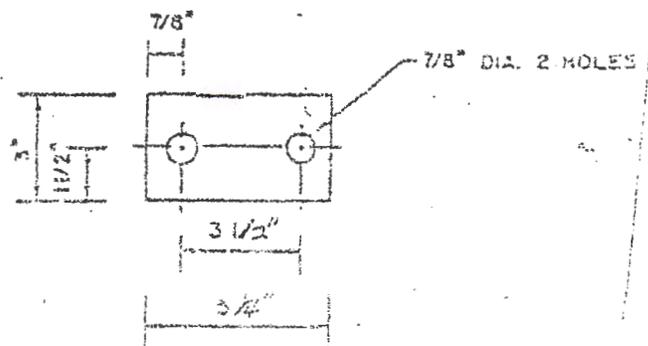
NOTE:

EITHER OF THE ABOVE STEEL ROD DESIGNS WILL BE ACCEPTABLE.
Allowable variations are $-1/16"$, $+1/8"$.



DETAIL B
NO SCALE

3/8" DIA. STEEL CONFORMING TO ASTM A36



DETAIL C
NO SCALE

3/8" BAR x 3" x 5 1/4" CONFORMING TO ASTM A36

PLANK METAL DETAILS

DRAWING NUMBER 4



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
NORTH DAKOTA REGULATORY OFFICE
1513 SOUTH 12TH STREET
BISMARCK ND 58504-6640

EXHIBIT 7

December 9, 2014

North Dakota Regulatory Office

[NWO-2014-2681-BIS]

Mr. Randy Bosch
Voices for Lake Oahe
PO Box 482
Linton, North Dakota 58552

Dear Mr. Bosch:

We have reviewed your request for Department of the Army (DA) authorization for the proposed Cattail Bay recreational area boat ramp widening project on Lake Oahe. The project includes placement of approximately 24 cubic yards of associated course base material and riprap below the Ordinary High Water Mark. The project site is located in Section 9, Township 130 North, Range 79 West, Emmons County, North Dakota.

We have prepared a preliminary jurisdictional determination (JD) for the site which is a written indication that the waters in the project area may be jurisdictional waters of the United States. Such waters have been treated as jurisdictional for purposes of computation of impacts and compensatory mitigation requirements. If you concur with the preliminary JD, please sign it and return it to the letterhead address. If you believe the preliminary JD is inaccurate, you may request this office complete an approved JD prior to commencement of any work in waters of the US. An approved JD is an official determination regarding the presence or absence of such waters. Completion of an approved JD may require coordination with the US Environmental Protection Agency.

If you do not want the Corps to complete an approved JD, you may proceed with your project in accordance with the terms and conditions of DA Nationwide Permit No. 42, found in the February 21, 2012 Federal Register (77 FR 10184), Reissuance of Nationwide Permits. Enclosed is a fact sheet that fully describes this Nationwide Permit and lists the General, Regional and Water Quality Certification Conditions that must be adhered to for this authorization to remain valid. Please note that deviations from the original plans and specifications of your project could require additional authorization from this office.

This determination is applicable only to the permit program administered by the Corps of Engineers. It does not eliminate the need to obtain other Federal, state, tribal, and local approvals before beginning work.

Voices for Lake Oahe are responsible for all work accomplished in accordance with the terms and conditions of this Nationwide Permit, **including the Regional Conditions specific to projects undertaken in North Dakota**. If a contractor or other authorized representative will be accomplishing the work authorized by the Nationwide Permit on behalf of Voices for Lake Oahe, it is strongly recommended that they be provided a copy of this letter and the attached conditions so that they are aware of the limitations of the applicable Nationwide Permit. Any activity that fails to comply with all of the terms and conditions of the Nationwide Permit will be considered unauthorized and subject to appropriate enforcement action.

In compliance with General Condition 30, you are required to submit the following project compliance certification within thirty (30) days of project completion. [Please check all applicable statements]

- I certify that I have completed the projects as permitted.
- I certify that I have completed a modified version of the projects.
- I certify that I have completed all required mitigation.

Permittee's Signature: _____ Date: _____

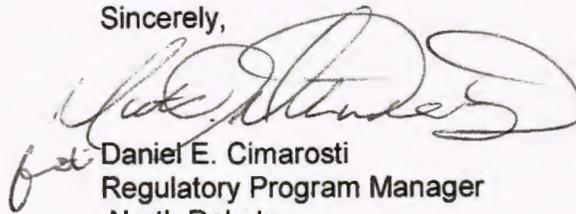
This verification will be valid until **March 18, 2017**. If the nationwide permit is modified, suspended, or revoked prior to this date, but is reissued without modification or the activity complies with any subsequent modification, this authorization remains valid until the expiration date. All of the existing nationwide permits are scheduled to be modified, reissued, or revoked prior to **March 18, 2017**. It is incumbent upon you to remain informed of changes to the nationwide permits. We will issue a public notice when the nationwide permits are reissued. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant nationwide permit is modified or revoked, you will have twelve (12) months from the date of the modification or revocation to complete the activity under the present terms and conditions.

Should you at any time become aware that either an endangered and/or threatened species or its critical habitat exists within the project area, you must immediately notify this office.

The Omaha District, North Dakota Regulatory Office is committed to providing quality and timely service to our customers. In an effort to improve customer service, please take a moment to complete our Customer Service Survey found on our website at http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey. If you do not have Internet access, you may call and request a paper copy of the survey that you can complete and return to us by mail or fax.

If you have any questions concerning this determination or jurisdiction, please feel free to contact Mr. Benjamin Reile of this office at (701) 255-0015, extension [2013], and reference Nationwide Permit No. **NWO-2014-2681-BIS**.

Sincerely,



Daniel E. Cimarosti
Regulatory Program Manager
North Dakota

Enclosures:
Fact Sheet #36
Preliminary JD

MAILED BACK
2-11-15

PRELIMINARY JURISDICTIONAL DETERMINATION FORM

This preliminary JD finds that there "may be" waters of the United States on the subject project site, and identifies all aquatic features on the site that could be affected by the proposed activity, based on the following information:

A. Report Completion Date for Preliminary Jurisdictional Determination (JD):

December 3, 2014

B. Name and Address of Person Requesting Preliminary JD:

Mr. Randy Bosch
Voices for Lake Oahe
PO Box 482
Linton, North Dakota 58552

C. District Office, File Name, and Number:

Omaha District; Voices for Lake Oahe, Cattail Bay Recreational Area Boat Ramp;
NWO-2014-2681-BIS

D. PROJECT LOCATION(S), BACKGROUND INFORMATION, AND WATERS:

State: North Dakota
City: Fort Yates
County: Emmons
Name of nearest waterbody: Lake Oahe.

Identify amount of waters in the review area: +/- .5-acres.

Name of any water bodies on the site that have been identified as Section 10 waters:

Tidal:
Non-Tidal: Lake Oahe

Table 1 - Waters of the U.S.

Site #	Latitude	Longitude	Stream Flow	Cowardin Class	Estimated amount of aquatic resources in review area	Estimated amount of aquatic resource impact	Class of aquatic resource
1	46.101434	-100.58362	None	Lacustrine	.5 -acres	.01 -acres	Non-tidal

E. REVIEW PERFORMED FOR SITE EVALUATION (CHECK ALL THAT APPLY):

- Office (Desk) Determination. Date: **December 3, 2014**
 Field Determination. Date(s):

F. SUPPORTING DATA:

Data reviewed for preliminary JD (check all that apply - checked items should be included in case file and, where checked and requested, appropriately reference sources below):

- Maps, plans, plots or plat submitted by or on behalf of the applicant/consultant:
 Data sheets prepared/submitted by or on behalf of the applicant/consultant.
 Office concurs with data sheets/delineation report.
 Office does not concur with data sheets/delineation report.
- Data sheets prepared by the Corps:
 Corps navigable waters' study:
 U.S. Geological Survey Hydrologic Atlas:
 USGS NHD data.
 USGS 8 and 12 digit HUC maps. **10130102**
- U.S. Geological Survey map(s). Cite quad name: **ND-Fort Yates SE - 1:24,000.**
 USDA Natural Resources Conservation Service Soil Survey.
 National wetlands inventory map(s). Cite name: **ND-Fort Yates SE - 1:24,000.**
 State/Local wetland inventory map(s):
 FEMA/FIRM maps:
 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date):
or Other (Name & Date):
 Previous determination(s). File no. and date of response letter:
 Other information (please specify): **Google Earth.**

IMPORTANT NOTE: The information recorded on this form has not necessarily been verified by the Corps and should not be relied upon for later jurisdictional determinations.

Benjamin Reile 9-Dec-2014
Signature and date of
Regulatory Project Manager
(REQUIRED)

Timothy T. Bush VFLO 2-11-15
Signature and date of
person requesting preliminary JD
(REQUIRED, unless obtaining the
signature is impracticable)

G. EXPLANATION OF PRELIMINARY AND APPROVED JURISDICTIONAL DETERMINATIONS:

1. The Corps of Engineers believes that there may be jurisdictional waters of the United States on the subject site, and the permit applicant or other affected party who requested this preliminary JD is hereby advised of his or her option to request and obtain an approved jurisdictional determination (JD) for that site. Nevertheless, the permit applicant or other person who requested this preliminary JD has declined to exercise the option to obtain an approved JD in this instance and at this time.

2. In any circumstance where a permit applicant obtains an individual permit, or a Nationwide General Permit (NWP) or other general permit verification requiring "pre-construction notification" (PCN), or requests verification for a non-reporting NWP or other general permit, and the permit applicant has not requested an approved JD for the activity, the permit applicant is hereby made aware of the following: (1) the permit applicant has elected to seek a permit authorization based on a preliminary JD, which does not make an official determination of jurisdictional waters; (2) that the applicant has the option to request an approved JD before accepting the terms and conditions of the permit authorization, and that basing a permit authorization on an approved JD could possibly result in less compensatory mitigation being required or different special conditions; (3) that the applicant has the right to request an individual permit rather than accepting the terms and conditions of the NWP or other general permit authorization; (4) that the applicant can accept a permit authorization and thereby agree to comply with all the terms and conditions of that permit, including whatever mitigation requirements the Corps has determined to be necessary; (5) that undertaking any activity in reliance upon the subject permit authorization without requesting an approved JD constitutes the applicant's acceptance of the use of the preliminary JD, but that either form of JD will be processed as soon as is practicable; (6) accepting a permit authorization (e.g., signing a proffered individual permit) or undertaking any activity in reliance on any form of Corps permit authorization based on a preliminary JD constitutes agreement that all wetlands and other water bodies on the site affected in any way by that activity are jurisdictional waters of the United States, and precludes any challenge to such jurisdiction in any administrative or judicial compliance or enforcement action, or in any administrative appeal or in any Federal court; and (7) whether the applicant elects to use either an approved JD or a preliminary JD, that JD will be processed as soon as is practicable. Further, an approved JD, a proffered individual permit (and all terms and conditions contained therein), or individual permit denial can be administratively appealed pursuant to 33 C.F.R. Part 331, and that in any administrative appeal, jurisdictional issues can be raised (see 33 C.F.R. 331.5(a)(2)). If, during that administrative appeal, it becomes necessary to make an official determination whether CWA jurisdiction exists over a site, or to provide an official delineation of jurisdictional waters on the site, the Corps will provide an approved JD to accomplish that result, as soon as is practicable.



BNC
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104 N. Broadway PO Box 910 Linton, ND 58552-0910 www.bncbank.com Telephone: (701) 254-4625 Fax: (701) 254-4627

March 23, 2015

To whom it may concern:

This letter is to certify that Voices for Lake Oahe of PO Box 482 Linton, ND 58552 maintains the following account with BNC National Bank

Account #	[REDACTED]	Type of Account	<u>Checking</u>
Present Balance	<u>\$5,853.68</u>	Average Balance	<u>\$6,112.80</u>
Date Opened	<u>4-17-13</u>		

Please accept this letter as verification of accounts. Should you have any questions or concerns please feel free to contact me, Crystal Jahner at 701-254-3907.

Thank you!

Sincerely,

Crystal Jahner
President

EXHIBIT 9



BANK OF
HAZELTON

March 23rd, 2015

Mr. Randy Bosch
Voices of Lake Oahe
PO Box 482
Linton, ND 58552

RE: Account Balance

Dear Mr. Bosch,

The current balance of the checking account for Voices of Lake Oahe at the Bank of Hazelton has a current balance of \$8,997.46 as of 03/23/2015.

If you have any questions please call me at (701)-782-6295.

Thank You

Wade Kusler
Loan Officer



"VARIETY IN HUNTING AND FISHING"

NORTH DAKOTA GAME AND FISH DEPARTMENT

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5095 PHONE 701-328-6300 FAX 701-328-6352

March 16, 2015

Randy Bosch
Voices for Lake Oahe
PO Box 482
Linton, ND 58552

RE: Cattail Bay – Boat Ramp Widening Project

Dear Mr. Bosch:

I am writing to express support for the Cattail Bay boat ramp widening project. The public boating access site on Cattail Bay plays an important role in serving anglers and boating enthusiasts from a large regional area. North Dakota continues to lead the nation with one of the highest participation rates for fishing activity and fishing license sales continue to increase. Boat registration numbers in North Dakota have reached record levels and have increased 25% during the past 3 years alone. With the increase in the state's fishing and boating population, larger and upgraded recreational facilities are in high demand.

My department believes that the proposed widening project will enhance access and provide for an overall increase in activity and use of the area. Widening the ramp will allow for a double lane ramp which will allow for twice as many anglers to launch in the same amount of time as before and will decrease the amount of time it takes to get all anglers safely off the water when bad weather approaches. Hopefully, funding for this project can be secured which will ensure for the continued operation and growth of this recreation site for generations to come.

Thank you for your continued efforts in providing the public with such valuable recreational facilities. If you have any questions or comments, please feel free to contact me at 3286346.

Sincerely,

A handwritten signature in blue ink that reads "Bob Frohlich".

Bob Frohlich
Fisheries Development
Supervisor



"VARIETY IN HUNTING AND FISHING"

NORTH DAKOTA GAME AND FISH DEPARTMENT

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5085 PHONE 701-328-6300 FAX 701-328-6352

March 16, 2015

Randy Bosch
Voices for Lake Oahe
PO Box 482
Linton, ND 58552

RE: Cattail Bay – Boat Ramp Widening Project

Dear Mr. Bosch:

It is my understanding that your organization is working on a project to widen the existing cement boat ramp at the Cattail Bay public recreation area on Lake Oahe in Emmons County. The project will consist of widening the existing ramp by 17' wide over a 242' length. It would be the recommendation of this department to construct the new 17'x 242' portion with poured in place concrete. We would discourage the use of precast concrete planks. We have constructed hundreds of ramps throughout the state and have found that a poured concrete ramp can be constructed for less money than a concrete plank or metal ramp of same dimensions. In addition, a poured cement ramp is more durable, easy to clean silt off, and less susceptible to settling and/or ice buckling and damage.

While the cost of a new ramp can vary depending on location, time of year and availability of contractors, the average price of concrete (per our ramp specifications) statewide is around \$10/ft². Using our estimates, your project would cost approximately \$42,000. Our specifications call for a 6" thick slab reinforced with #4 rebar 1' on center from both directions and drilled and doweled into the existing slab. Concrete consists of a type 1 cement with a 28 day compressive strength of 4000 lb/sq. inch consisting of a 6-bag mix. The entire surface of the ramp surface must be coarse raked to provide a rough finish to ensure vehicular traction.

Thank you for your continued efforts in providing the public with such valuable recreational facilities. If you have any questions or comments, please feel free to contact me at 328-6346.

Sincerely,

A handwritten signature in blue ink that reads "Bob Frohlich". The signature is written in a cursive, flowing style.

Bob Frohlich
Fisheries Development
Supervisor