STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES

PERMIT

MODIFIED

Permit No. 87-8-125
Issued 08/10/87
Extended / /
Revised / /
Expires 12/31/88

I
S PROP. ASSOC. HOGBACK LAKE
S T
U O P.O. Box 90
E LeRoy MI 49655
D

This permit is granted under the provisions of:
__*__The Inland Lakes and Streams Act PA 346, as amended.
___The Great Lakes Submerged Lands Act, 1955 PA 247, as amended.
___Flood Plain Regulatory Act, 1929 PA 245, as amended.
___The Goemaere-Anderson Wetland Protection Act, 1979 PA 203.

Permitted Activity:

Reestablish lake outlet to control high water level by installing or replacing 12-in. diameter outlet tubes in 240 ft. between lake and unnamed pond and 200 ft. between pond and wetland according to attached revised plans and conditions following.

Water Course Affected:	County:	Town:	Range:	Section:	Sub. and Lot Number:
HOGBACK LAKE	OSCEOLA	19N	09W	19	

Authority granted by this permit is subject to the following limitations:
A. Initiation of any work on the permitted project confirms the permittee's acceptance and agreement to comply with all terms and conditions of this permit.
B. The permittee in exercising the authority granted by this permit shall not cause unlawful pollution as defined by Act 245 of the Public Acts of 1929, as amended.
C. This permit shall be kept at the site of the work and available for inspection at all times during the duration of the project or until its date of expiration.
D. All work shall be completed in accordance with the plans and the specifications submitted with the application and/or plans and specifications attached hereto.
E. No attempt shall be made by the permittee to forbid the full and free use by the public of public waters at or adjacent to the structure or work approved herein.
F. It is made a requirement of this permit that the permittee give notice to public utilities in accordance with Act 53 of the Public Act of 1974 and comply with each of the requirements of that act.
G. This permit does not convey property rights in either real estate or material, nor does it authorize any injury to private property or invasion of public or private rights, nor does it waive the necessity of seeking federal assent, all local permits or complying with other state statutes.
H. This permit does not prejudice or limit the right of a riparian owner or other person to institute proceedings in any circuit court of this state when necessary to protect his rights.
I. Permittee shall notify the Department of Natural Resources within one week after the completion of the activity authorized by this permit, by completing and forwarding the attached, preaddressed post card to the office addressed thereon.
J. This permit shall not be assigned or transferred without the written approval of the Department of Natural Resources.
K. Failure to comply with conditions of this permit may subject the permittee to revocation of permit and criminal and/or civil action as cited by the specific State Act, Federal Act and/or Rule under which this permit is granted.
L. Work to be done under authority of this permit is further subject to the following special instructions and specifications:

This permit is for construction only. This permit does not authorize interference with the State and riparian water rights.

The permittee shall take necessary precautions, through project design features, which will assure that this authorized culvert placement will not result in either downstream flooding or in drainage of associated wetlands. The permittee is liable for damage claims which might incur from downstream flooding and is responsible for project modifications as approved by the Department to halt consequent drainage and to prevent future drainage of associated wetlands.

The placement of the culvert and the initial placementof fill shall be done in such a manner that any flow is immediately passed through the culvert and the major placement of fill can be done in the dry or in still water where erosion and siltation will be minimized. Raw banks shall be protected with riprap and/or sod and/or seed/fertilizer/mulch as is necessary to provide adequate erosion protection.

No work shall be done during periods of above-normal flows except work as necessary to prevent erosion.

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Authority granted by this permit does not waive permit requirements under the Soil Erosion and Sedimentation Act, 1972 Public Act 347, or the need to acquire applicable permits from the County Drain Commission.

All spoils, including organic and inorganic soils, vegetation and debris shall be placed above the ordinary high water mark, leveled and stabilized with sod and/or seed, fertilized and mulched, in such a manner as not to erode into any waterbody or wetland.

Fill shall consist of inert materials which will not cause siltation nor contain soluble chemicals or organic matter which is biodegradable. All fill shall be contained in such a manner as not to erode into any watercourse. All raw banks shall be stabilized with sod, seed, fertilizer and mulch or riprapped as necessary to prevent erosion.

Permittee shall obtain necessary easements, rights-of-way and/or approvals from owners of affected properties prior to commencement of project authorized by this permit.

CC: LWMD - LANSING
LWMD - REGION II
OSCEOLA CO. DRAIN COM.
OSCEOLA-LAKE SCD
ROSE LAKE TWP. CLERK
LWMD, DEXTER
D-8 LAW

GORDON E. GUYER
Director, Department of Natural Resources

by: Carey E. Johnson

CAREY E. JOHNSON
Land and Water Management Division