

Foys Lake Estates

**145 Granite Hill Road
Kalispell, MT 59901**

July 12, 2001

Flathead Regional Development Office
723 Fifth Avenue East, Room 414
Kalispell, MT 59901

RE: County Dock Permit

To Whom It May Concern:

I am writing this letter to you regarding the enclosed dock permit submitted by Neal Knutson on behalf of the Foys Lake Estates Homeowners Association.

Please be advised that the Association has 100 feet of shared access on Foys Lake, approximately at the point where Granite Hill Road joins North Foys Lake Drive (tract 1AA in lot 7, section 23, township 28N, range 22W). Neal Knutson, owner of 125 Granite Hill Road, has our permission to install a dock on this access, with the understanding that the dock is to be installed solely at Mr. Knutson's expense. He will retain ownership of the dock that he is currently installing. The dock will be available for all members of the Association for swimming and recreational enjoyment; however, Mr. Knutson will exercise exclusive boat docking privileges. The dock is to be of a modular nature; therefore, if other property owners in the Association are desirous of utilizing the dock for docking their boats, the dock may be modified at that point to accommodate additional docking space (at the new user's expense).

Thank you for your prompt attention to this application.

Sincerely,

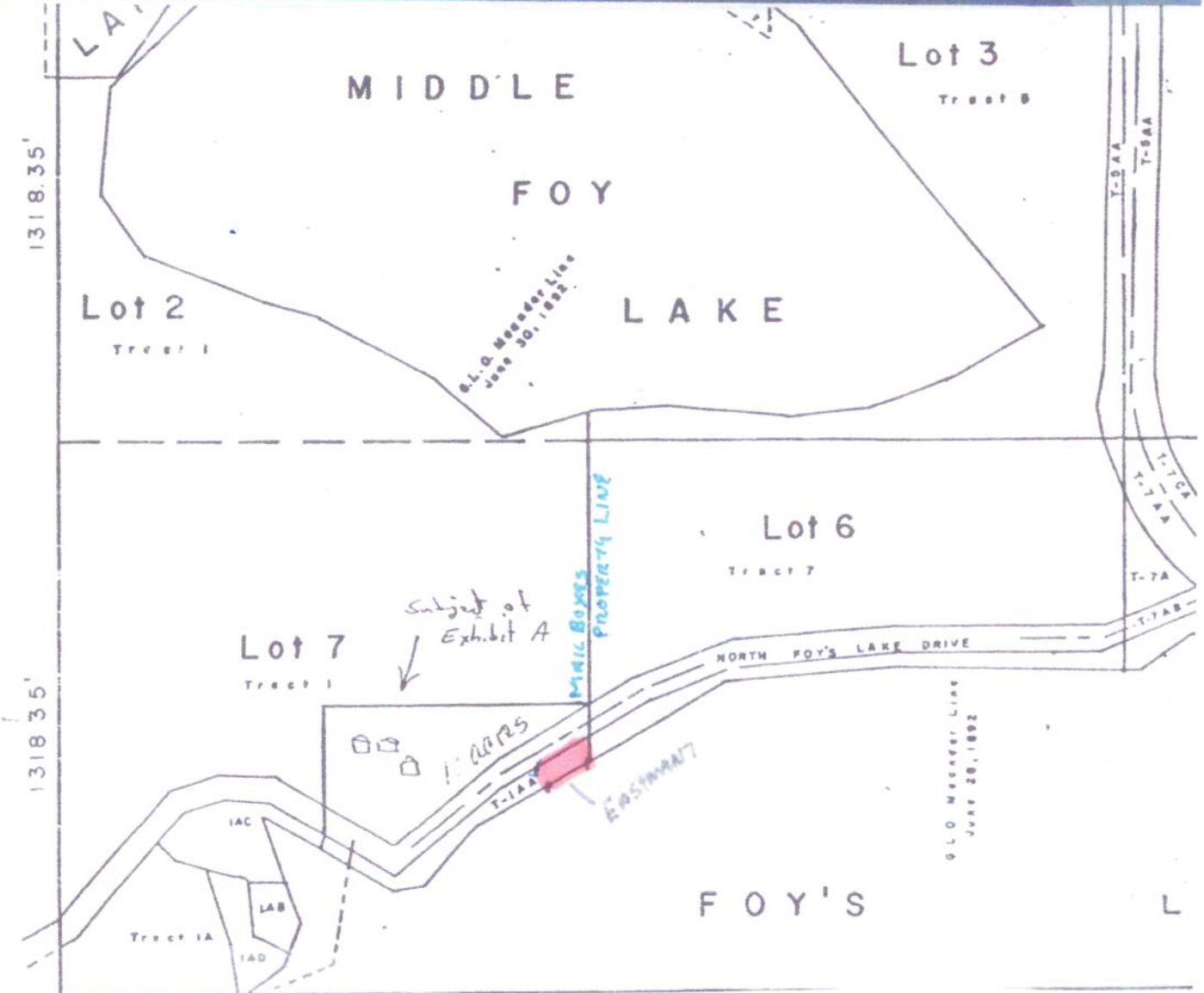
Foys Lake Estates

COPY

W. Thomas Bolstad, President



enclosures



CF-34340
Citizens Title

9318012260

0777915 (6)

EASEMENT FOR RECREATIONAL USE AND BOAT DOCKS

This EASEMENT, granted this 28th day of June, 1993, by William T. Bolstad and Linda A. Bolstad, hereinafter called GRANTOR, and Foy's Lake Estates Homeowners Association called GRANTEE.

WITNESSETH

That for and in consideration of the sum of one dollar and other valuable consideration, (\$1.00 and OVC), the receipt whereof is hereby acknowledged, the Grantor does hereby convey, grant, and give in perpetuity to Grantee an easement over, across, in and under the following described premises:

DESCRIPTION

The East 100 feet of the following described property:

All that portion of Lot 7, sometimes known as Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 23, Township 28 North, Range 22 West, lying on the Southerly side of the public highway traversing said Lot, and on the Easterly side of a line extending from said highway to the South line of said Section 23, as said line is more particularly described as follows:

Commencing at a point on the South line of said Section 23, 520 feet East from the Southwest corner of said Section; thence

North 66°30' East 173 feet; thence

North 9°43' East 300 feet to the South boundary of said public highway.

LESS AND EXCEPTING THEREFROM North Foy's Lake Drive.

The easement herein granted is for access to the lake and small boat docks not to exceed two in number. Boat ramps are expressly prohibited.

Grantors reserve the right, if they choose, to deed said property to the Grantee in order to end their real property tax obligations and the Grantee does hereby covenant that it cannot refuse such grant.

AND AN EASEMENT over across in and under the following described premises:

The West 75 feet of the East 475 feet of the following described property:

All that portion of Lot 7, sometimes known as Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 23, Township 28 North, Range 22 West, lying on the Southerly side of the public highway traversing said Lot, and on the Easterly side of a line extending from said highway to the South line of said Section 23, as said line is more particularly described as follows:

Commencing at a point on the South line of said Section 23, 520 feet East from the Southwest corner of said Section; thence North 66°30' East 173 feet; thence North 9°43' East 300 feet to the South Boundary of said public highway.

LESS AND EXCEPTING THEREFROM North Foys Lake Drive.

The easement herein granted is for access to the lake and a small boat dock not to exceed one in number. Boat ramps are expressly prohibited.

Grantors reserve the right, if they choose, to deed said property to the Grantee in order to end their real property tax obligations and the Grantee does hereby covenant that it cannot refuse such grant.

Grantors reserve unto themselves from this easement grant or from the proposed future deed the water right or rights filed on the above described property including but not limited to the pumps, pipes or other facilities currently in place on said property together with the right to repair, maintain and replace said facilities. Grantees further covenant with Grantor that the recreational use and or small docks will not interfere with the above described water right.

IN WITNESS WHEREOF, I have hereunto set my hand on the date first hereinbefore written.

FOYS LAKE HOMEOWNERS ASSOCIATION

William T. Bolstad
William T. Bolstad

By: William T. Bolstad

Linda A. Bolstad
Linda A. Bolstad

By: Linda A. Bolstad

CERTIFICATE OF NOTARY

STATE OF MONTANA)
County of Flathead)

On this 28th day of June, 1993, before me the undersigned, a Notary Public for the State of Montana, personally appeared William T. and Linda A. Bolstad, personally known to me to be the persons whose names are subscribed to this instrument, and acknowledged that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my notarial seal the day and year in this certificate first above written.



Sue Elynn Anderson
Notary Public for the State of Montana
Residing at Kalispell
My Commission Expires 7-15-95.

STATE OF MONTANA)
County of Flathead)

On this 28th day of June, 1993, before me the undersigned, a Notary Public for the State of Montana, personally appeared William T. Bolstad, personally known to me to be the person whose name is subscribed to this instrument, and acknowledged that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my notarial seal the day and year in this certificate first above written.



Sue Elynn Anderson
Notary Public for the State of Montana

93180 / 2260

STATE OF MONTANA)
)
County of Flathead)

On this 20th day of June, 1993, before me, the undersigned, Notary Public for the State aforesaid, personally appeared William Bolstad and Linda A. Bolstad, known to me to be the Corporation known as Foy's Lake Homeowners Association, that executed the instrument or the persons who executed the instrument on behalf of said corporation, acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official notary seal the day and year in this certificate first above written.



Sue Ellen Anderson
Notary Public for the State of Montana
Residing at Kalispell
My Commission Expires 7-15-95

RETURN TO:
William T. Bolstad
143 N. Foy's Lake Drive
Kalispell, MT 59901 **7435**

STATE OF MONTANA, }
County of Flathead } ss
Recorded at the request of CTE
this 29 day of June 1993 at 12:24 o'clock PM and recorded in
the records of Flathead County, State of Montana.
Fee \$ 18 - Pd.
RECEPTION NO. 93180 / 2260
RETURN TO _____
Susan A. Haverfield
Flathead County Clerk and Recorder
D Knappell
Deputy

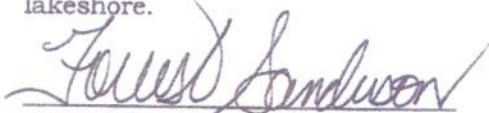
FLATHEAD COUNTY LAKE AND LAKESHORE CONSTRUCTION PERMIT

Permit No.: FLP-01-102 **Date:** August 2, 2001
Applicant: Neal O. Knutson
Mailing Address: P.O. Box 1618, Kalispell, MT 59901
Telephone No.: (406) 752-1435
Property Owner: Foy's Lake Estates
Mailing Address: 145 Granite Hill Road, Kalispell, MT 59901
Telephone No.: (406) 755-6845
Contractor: Summit Sales
Mailing Address: 11610 E. Stoughton Road, Valleyford, WA 99076
Telephone No.: (888) 924-2463
Property Legal Description/Address: Tract 1AA in Lot 7, Section 23, T28N, R22W
Lake: North Foy's Lake Road \ Granite Hill Road junction
Project Description: Foy's Lake
Conditions of Approval: Applicants propose to install a 20' EZ Dock system

1. The Lakeshore Protection Zone is defined as the lake, lakeshore and all land within 20 horizontal feet of the average high water line.
2. Mechanized vehicles shall be allowed on the lakeshore only in connection with this project. Should any vehicle slice, gouge, or rut the beach, become stuck or expose clay, silts, and fine sands, said vehicle shall be immediately removed from the Lakeshore Protection Zone and an alternative procedure shall be followed.
3. No vehicle shall come in contact with the lake water.
4. All construction debris shall be disposed of outside the lake and lakeshore protection zone in such a manner and in such a location so as to prohibit its reentry into the lake.
5. The dock must be constructed 15' from each riparian property line.
6. Only one dock is allowed per waterfront property ownership.
7. The dock shall not exceed 8' in width.
8. The dock shall not exceed 60' in total length.
9. Where boat access is provided to a dock structure, a minimum of 25' shall remain open between the dock structure and the riparian boundary for safe boat access. Said setback shall also apply to distances between dock structures and stream and spring outlets.
10. Floating docks should be removed from the water by December 1 and anchored securely to avoid ice damage and improve the appearance of the shoreline.
11. All floating docks shall be suitably anchored to the lake bottom to avoid drift. Anchoring methods are limited to cable: galvanized chain or nylon or polypropylene rope attached to a suitable clean weight such as solid clean concrete, rock or steel blocks or a temporary pipe and post system which allows the dock sections to slide up and down.

This permit is valid for one year from the date of issue. Please contact Flathead County Planning and Zoning at 758-5965 when the project is complete.

It is found that the proposed project with attached conditions will have a minimal impact on the lake or lakeshore.



Forrest Sanderson, Director

Flathead County Planning and Zoning, 723 Fifth Avenue East, Room 414 Kalispell, MT 59901 758-5965

*** The green copy of this permit shall be posted on the work site in full view of contractors and the public.**