

**PERMIT TO REMOVE LAKE BOTTOM SEDIMENTS**

Pursuant to the Ohio Administrative Code 1501:41-5-01, the Chief of the Division of Parks and Recreation, Department of Natural Resources, State of Ohio (State), hereby authorizes \_\_\_\_\_ to excavate lake bottom sediments from

(Print Name)

the waters of \_\_\_\_\_, expressly subject to the following terms:  
(Name of Water Body)

1. The State agrees to permit the excavation of lake bottom sediments from lands owned by the State. The area to be excavated is set forth in the attached drawings that are incorporated as if fully set out herein.
2. Permittee shall excavate said sediments at no expense to the State. Permittee will assume, pay, and at all times indemnify, protect and save harmless the State, its agents and employees from and against any and all claims, actions, damages, liability and expense that arise from the excavation of said area or its surrounding area, now or in the future. No excavated materials are to be deposited in waters of the state or on State owned property. The State may enter upon land owned by Permittee at all reasonable times for the purpose of inspection.
3. This permit does not obviate the need to obtain Federal, other state or local authorizations required by law. The State makes no representations that Permittee can secure a permit from the U.S. Army Corps of Engineers or any other permit or certification that may be required for the excavation of the area. Permittee shall comply with all laws and regulations of the U.S. Army Corps of Engineers, the Ohio Environmental Protection Agency and any other Federal, state or local law or ordinance. The State does not hereby waive any of its rights, remedies or jurisdiction.
4. Permittee, or its agents, shall not alter, modify or expand the permitted excavation area without having requested and received permission from the State, prior to any such alteration, modification or expansion.
5. The Permittee shall make no commercial gain from the removal of the lake bottom sediments through sale of the excavated sediments.
6. This permit does not grant or authorize any property rights, exclusive privileges or injury to the property or rights of others.
7. Any violation of this permit by its holder or its agents of any term or condition shall constitute grounds for its revocation by the Chief whose action shall be final.

This Permit shall become effective when signed by the Chief of the Division of Parks and Recreation and shall remain in effect until \_\_\_\_\_ unless terminated sooner.

(Termination Date)

The Permittee manifests its assent to the foregoing terms and conditions by signing below.

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Permittee Date

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Chief, Division of Parks & Recreation Date