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STATE OF WASHINGTON)
) S.S.
COUNTY OF OKANOGAN)

Affidavit of Publication

Kathy Whetstine, being first duly sworn, on oath deposes and says:

That **she** is the **Administrative Assistant** of The Okanogan Valley Gazette-Tribune and that said newspaper is a legal newspaper and it now is and has been prior to the date of publication hereafter referred to, published in the English weekly newspaper in Oroville, Okanogan County, Washington, and it is now published in an office maintained at the aforesaid place of publication of said newspaper.

That the annexed is a true copy of **Public Hearing Notice on Boating Regs/Amendments** in regular form (and not in supplement form) of said newspaper once a week commencing the **22nd** day of **April, 2010** and ending on the **22nd** day of said month of said year, published in said newspaper regularly distributed to its subscribers during all of said period.

That the full amount of the fee charges foregoing publication is the sum of \$12.00, paid in full.

This newspaper has been approved as a legal newspaper by order of the Superior Court of Okanogan County, Washington, as provided in Chapter 213 Session of Laws of 1941.

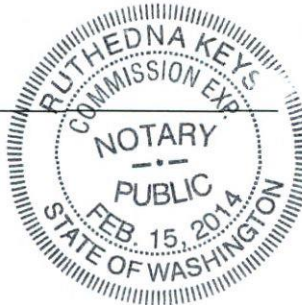
Public Hearing Notice
Notice is Hereby Given that The Okanogan County Board of Commissioners have scheduled a public hearing to accept public testimony regarding an amendment to the Boating Regulations, Section 8.52.110 of the Okanogan County Code. The amendment will restrict the use of combustion engines on Davis Lake in the Methow Valley. The hearing will be held on May 3, 2010 at 11:00 AM in the Okanogan County Commissioners' hearing room located at 123 Fifth Avenue North, Room 150 in the Old Virginia Grainger building. For further information please contact Brenda Crowell, Clerk of the Board at (509) 422-7105 or visit <http://www.okanogancounty.org/Commissioners/index.html> for a link to the proposed code amendment. Published in the Okanogan Valley Gazette-Tribune and Quad City Herald on April 22, 2010. #38056

Kathy Whetstine

Subscribed and sworn before me this 22 day of April 2010.

Ruthedna Keys

Notary Public in and for the State of Washington



Okanogan Valley Gazette-Tribune
PO Box 250
Oroville, WA 98844-0250

Quad City Herald
PO Box 37
Brewster, WA 98812

Okanogan County Commissioners Public Meeting

SIGN-IN SHEET

Subject: Davis Lake Public Hearing
Date: 5/3/10

Date: 5/3/10

[illegible]

October 20, 2009

Reviewed
11/10/09

Received
NOV 03 2009
Commissioners

Methow Valley Flyfishers
P. O. Box 101
Winthrop, Washington 98856

Okanogan County Board of Commissioners
123 Fifth Ave North, Room #150
Okanogan, Washington 98840

Attachments: maps, location, resort owner letter

Subject: **Davis Lake boat motor restriction**

Attention: Don (Bud) Hover, Commissioner District #2

The Methow Valley Flyfishers Club would propose the following to the Okanogan County Board of Commissioners:

To restrict Davis Lake boat motor use to "Electric Motors Only" during April 1st thru August 31st. This coincides with the Washington State Department of Fisheries Selective Gear Rules Regulation for this water.

This is a very small lake (25 acres). Current high speed uses (water skiing, jet ski and racing) endangers fishermen and other boaters creating shoreline erosion, which causes muddy water and aquatic damage.

We propose to the Commission to restrict Davis Lake to "Electric Motors Only, April 1st thru August 31st".

Mary B. Johnson

Mary B. Johnson
Vice President, Methow Valley Flyfishers
509-997-9001

J M Johnson@methow.com

This proposal is supported by Davis Lake land owners, Davis Lake Resort Owner, Bill Moran 425-486-1545 and the Washington State Department of Fish and Wildlife. 206 948-6963

October 1, 2009

Dear Commissioners,

I have met and worked with many of you and several county officials in the past on a joint private/public-funding project, where Davis Lake Road was improved and paved. The project was an overwhelming success and the community is still very thankful.

Today I would like to address the issue of restricting Davis Lake to electric outboard use only. Davis Lake is a very small lake, which has no outlet system to clean out the lake. It has a winter only inlet system in which water is diverted from Bear Creek through a pipeline, thus water is very limited and the lake level has been extremely low for the last ten years. I don't know of any public lake in the state of Washington with as small of acreage as Davis Lake that allows gas power outboards. The gas-powered motors, especially 2 strokes cause considerable pollution and harm to the welfare of the lake and wildlife. Any biologist working for the state or private can explain the negative effects.

About one third of Davis Lake sits within my property and I could restrict the use of the lake within my property lines, but this is not practical nor my intent. My goal and intent is to keep the entire lake open to the public and be environmentally responsible. With electric outboards only on the lake, everyone including the elderly and disabled persons can enjoy boating on the lake. If there is anything I can do to assist in the proposal, please contact me.
Cell: (206) 948-6963 • Home: (425) 486-1545

Thank you for your time,

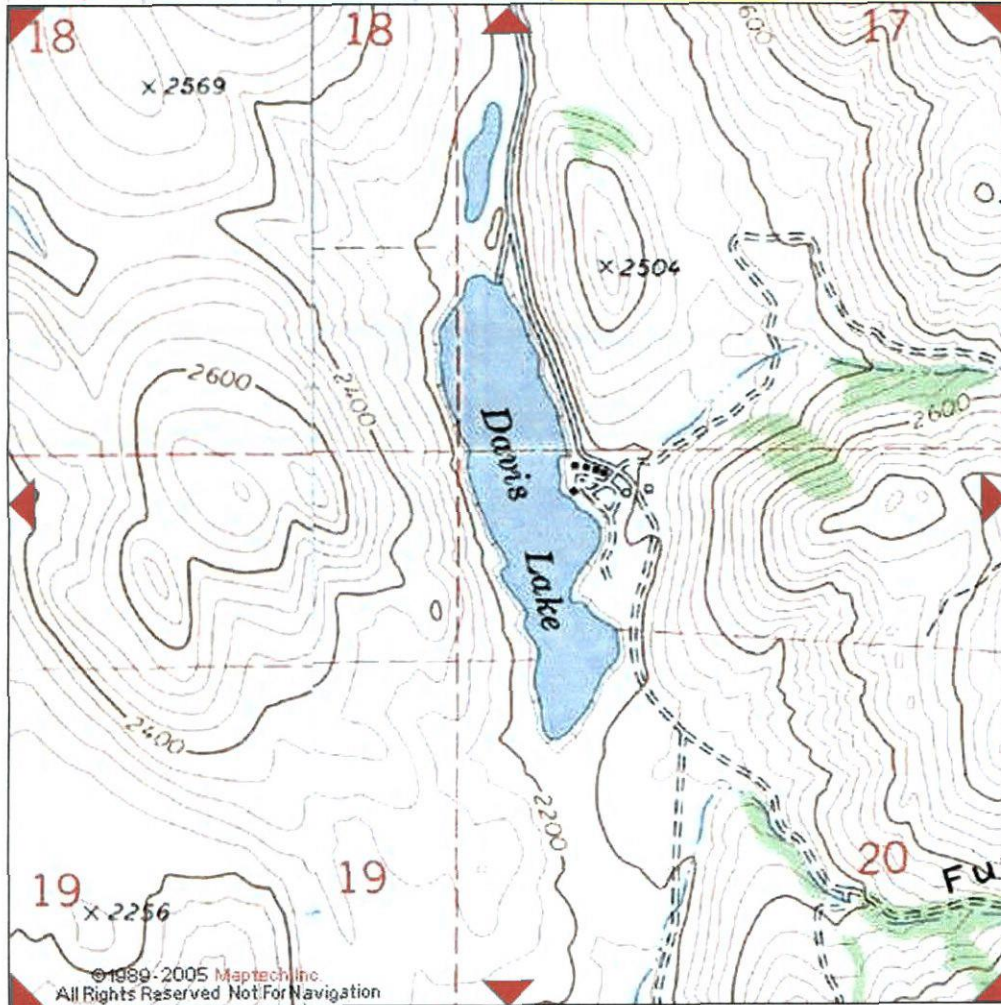
Sincerely,

William R. Moran

MORANWR@MSN.COM

William R. Moran

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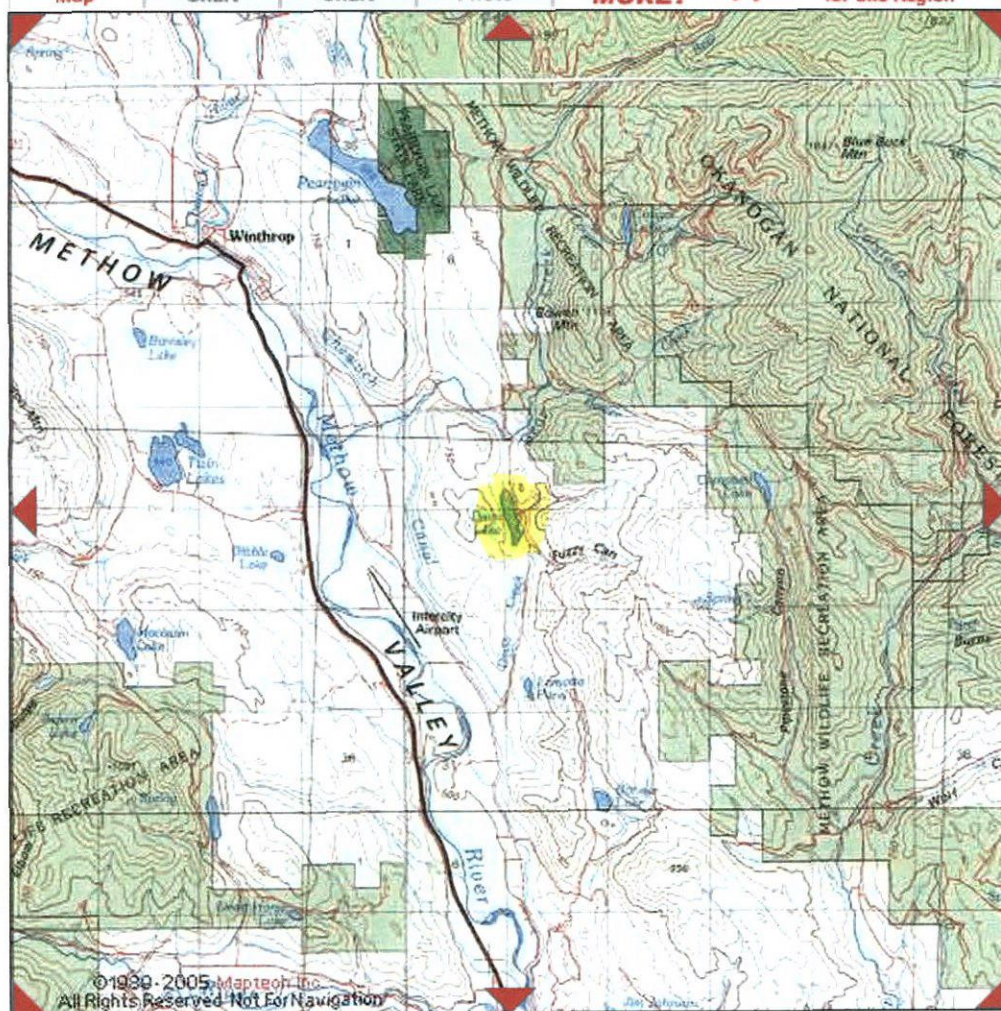
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Coordinates

BOARD OF OKANOGAN COUNTY COMMISSIONERS'

ORDINANCE 2010-1

AN ORDINANCE AMENDING OKANOGAN COUNTY CODE CHAPTER 8.52, BOATING REGULATIONS.

WHEREAS, Okanogan County has enacted an ordinance to promote the safety and enjoyment of persons using the waters of this county; and

WHEREAS, the Okanogan County rules and regulations require amendment to prohibit use of combustion engines on certain bodies of water located within the county.

NOW THEREFOR BE IT ORDAINED BY THE BOARD OF OKANOGAN COUNTY COMMISSIONERS AS FOLLOWS:

Okanogan County Code Chapter 8.52 and Ordinance 96-10 shall be amended as follows:

OCC 8.52.110

A. No person shall operate a vessel within 25 yards of a water area which has been clearly marked with buoys, skin-diving markers, or some other distinguishing markers such as bathing, swimming, skin-diving or other restricted area.

B. Seaplanes, floatplanes and similar conveyances are prohibited from Patterson Lake.

C. The placement or use of any boat outfitted with or containing a combustion engine is hereby prohibited on Davis Lake regardless of whether the operator of the boat intends to or does use the combustion engine or whether the combustion engine is operational.

D. A violation of this section is an infraction punishable as provided under Chapter 7.84 RCW and OCC 8.52.230. (Ord. 98-2 § 4, 1998; Ord. 96-10 § 11, 1996).

DATED at Okanogan, Washington this 3rd day of May, 2010.

ATTEST:

A circular blue seal with the text "SEAL OF OKANOGAN COUNTY COMMISSIONERS" around the perimeter and "SEAL" in the center.
B. Crowell
Brenda J. Crowell, Clerk of the Board

**BOARD OF COUNTY COMMISSIONERS
OKANOGAN, WASHINGTON**

Andrew Lampe
Andrew Lampe, Chairman

Mary Lou Peterson
Mary Lou Peterson, Member

ABSENT

Don 'Bud' Hover
Don 'Bud' Hover, Member