



DIVISION OF FISH, WILDLIFE AND MARINE RESOURCES  
**COMPLAINT RECORD AND PERMIT FORM**

Permit to take destructive wildlife pursuant to Environmental Conservation Law 11-0521

515 540026  
REG. YEAR REC. NUMBER  
 CHECK IF DATA ENTERED

REGIONAL WILDLIFE OFFICE Region 5  
Route 86, PO Box 296, Ray Brook, NY 12977-0296 (518)897-1291  
232 Golf Course Rd., PO Box 220, Warrensburg, NY 12885 (518)623-1200

NAME: Jack Mulcahy  
TELEPHONE NUMBER (Home): (518) \_\_\_\_\_  
TELEPHONE NUMBER (Business): (518) \_\_\_\_\_

STREET ADDRESS: 21 Saratoga Drive  
ORGANIZATION (if applicable): Eagle Lake property owners, Eric Hyde, President

CITY/STATE/ZIP CODE: Glenville, NY 12302  
SITE LOCATION IF DIFFERENT: Eagle Lake

Location of Problem:  
Wildlife Management Unit 5 Quad \_\_\_\_\_ Lat: 4° \_\_\_\_\_' \_\_\_\_\_" Lon: 07° \_\_\_\_\_' \_\_\_\_\_"  
County Essex Town Ticonderoga NYTM \_\_\_\_\_

DATE RECEIVED: 6 Mo 19 Day 2015 Year  
DATE HANDLED/ISSUED: 6 Mo 19 Day 2015 Year  
DATE EXPIRES: 12 Mo 31 Day 2015 Year

Permit to take DEER:  Repeat Complaint  
 General Permit You and your agents must comply with all standard conditions of this permit listed on this or additional pages.  
 Permit with Special Conditions You and your agents must comply with all special conditions of this permit listed on this or additional pages.  
Killing of deer may only be accomplished by use of those weapons checked:  
 Bow with legal hunting broadhead  Shotgun with single projectile  Rifle with centerfire cartridge  
Type of problem, check all that apply  
 Corn  Grain  Orchard  Vineyard  Nursery  Natural Communities  Community Garden  Ornamental  
 Beans  Forage  Airport  Truck Farm  Christmas Trees  Forest Regeneration  Home Garden  
 Other \_\_\_\_\_  
Number of Tags Issued \_\_\_\_\_ Carcass Tag Number(s) \_\_\_\_\_ Number killed on permit \_\_\_\_\_  
Special Conditions for Deer \_\_\_\_\_

Permit to take OTHER SPECIES:  Repeat Complaint  
 Beaver  Muskrat  Bear  Turkey  Other (Specify) \_\_\_\_\_  
For beaver, type of problem:  
 Public Road  Private Road  RR  Agriculture  Timber  Impoundments  Residential  
Other: Raising the level of the Lake

You or your agents must comply with all standard or special conditions of this permit listed on this or additional pages. This permit does not authorize respassing.  
You or your agent MAY:  
 take and/or  harass the species checked above, at the problem location, by:  
 trapping  shooting  other method (list) \_\_\_\_\_  
 Bury carcasses  Sell/keep beaver pelts - through May 15, (after May 15, beaver must be buried).  
Pursuant to ECL 11-0505 or ECL 11-1101, you may:  
 disturb beaver dams (see standard condition 4)  disturb beaver lodges  set traps within 15 feet of beaver lodge  
other \_\_\_\_\_  set traps within 15 feet of beaver dam  
 Agents certified by DEC may use cable restraints to take beaver  
WATER LEVEL CONTROL DEVICE:  Recommended  Installed  
Other Permits Issued:  
 ARTICLE 11  ARTICLE 15 Stream \_\_\_\_\_  Article 24 Wetland number \_\_\_\_\_

Actions Taken:  
 Technical advice only  Field visit  Hunter/Trapper Referral Total time spent 10 minutes Handled by Jed Hayden  
Other Actions: \_\_\_\_\_



## STANDARD CONDITIONS FOR NUISANCE DEER PERMIT



### PERMIT CONDITIONS:

1. Only the Permittee and Agents may use this permit.
2. Permit is valid for antlerless deer only.
3. Agents must possess a valid New York State hunting license, hunter education certificate, or certificate of safe firearms training.
4. Agents must be at least 18 years of age.
5. Persons who have had their NYS hunting privileges revoked or suspended may not act as an Agent on this permit.
6. Permittee and Agents must abide by local firearms discharge ordinances or obtain a written waiver from local authorities.
7. If a waiver is required, it must be attached to the permit.
8. Permittee and Agents must possess a copy of the permit and carcass tag when using this permit.
9. Permittee must first obtain permission from the landowner before using this permit on leased or rented lands.
10. Shooting hours are from ½ hour before sunrise to 11 pm.
11. This permit is not valid unless or until the AGREEMENT TO CONDITIONS is signed by the Permittee.
12. This permit is valid only on lands owned, rented or leased by the Permittee, where damage is occurring, as specified in the permit.
13. The Permittee must maintain a log of Agents using the permit. The log must be available for inspection at any time.
14. Agents must sign the log prior to using this permit.
15. The Permittee is responsible for any property damage caused by the Agents while using the permit.
16. The use of artificial lights is permitted when shooting after sunset.
17. Permits not valid during any open deer hunting season in the area issued.

### ENVIRONMENTAL CONSERVATION LAW:

- Possession of a loaded firearm in or on a motor vehicle is prohibited.
- Shooting from a motor vehicle or across any part of a public highway is prohibited.
- Shooting within 500 feet of a school, playground, or an occupied factory or church is prohibited.
- Shooting within 500 feet of a dwelling, farm building, or occupied structure is prohibited unless the shooter owns or leases the building or has the owners written consent.

### TAGGING, PROCESSING AND REPORTING THE DEER:

- Only properly tagged deer may be transported for processing or to the final possessor.
- An effort should be made to use the deer for human consumption. Venison donation programs may exist in your area.
- You must return the completed Summary Report WITHIN 10 DAYS of the expiration date of your permit to the DEC office listed on your permit. Unused carcass tags must be destroyed.

## STANDARD CONDITIONS FOR NUISANCE BEAVER, MUSKRAT, BEAR or TURKEY PERMIT

1. In executing this permit you and your agent must obey all State and local laws and ordinances governing such actions (e.g., firearms discharge, trap setting and trap-tagging requirements) and obtain any additional permits as required.
2. This permit does not authorize you or your agent to trespass. You must first obtain permission from the landowner for you and/or your agent to go on land you do not own to execute this permit.
3. You and/or your agent must carry a copy of this permit while executing this permit.
4. When removing a beaver dam, water levels above and below must be equalized by slow and partial breaching before the entire dam is removed.

## AGREEMENT TO CONDITIONS

Failure to comply with the conditions outlined above and elsewhere in this permit may result in denial of future permits and may be considered violations of state and local laws. This permit may be revoked at any time.

I have read and fully understand the above permit conditions and agree to abide by them.

Permittee: \_\_\_\_\_

Date: \_\_\_\_\_

Agent: \_\_\_\_\_

Date: \_\_\_\_\_

EFFECTIVE DATE  
07/14/2006

EXPIRATION DATE  
07/13/2016



**GENERAL PERMIT GP-0-06-001**  
**Removal or Modification of Recent Beaver Dams**  
 Under the Environmental Conservation Law (ECL)

New  Renewal  Modification

Article 15 Title 5  
Protection of Waters

Article 24  
Freshwater Wetlands

Article 11 Title 5  
Interference with Fish & Wildlife

Program # \_\_\_\_\_

**Permit Issued to:**  
 BEAVER PERMIT # 515540025  
 \_\_\_\_\_  
 \_\_\_\_\_

**Facility:**  
 \_\_\_\_\_  
 \_\_\_\_\_

**County** Essex

**Water Course** \_\_\_\_\_

**Municipality** Ticonderoga

**NYTM-E** \_\_\_\_\_ **NYTM-N** \_\_\_\_\_

**General Permit Authorized Activity:** Modification or removal of recently established beaver dams no more than 2 years old. This permit is applicable to regulated freshwater wetlands, including the adjacent area, outside the Adirondack Park, and to protected waterways throughout New York State.

(check one)  Beaver Dam Modification

Beaver Dam Removal

(check one) Use of machinery authorized?

Yes  No

\_\_\_\_\_  
 Signature of landowner or authorized representative (FOR APPLICATION)

\_\_\_\_\_  
 Signature of authorized DEC Division of Fish, Wildlife, & Marine Resources Representative (FOR PERMIT). This authorization expires on 12/31/15

Chief Permit Administrator <b>William R. Adriance</b>	625 Broadway, Albany, NY 12233-1750
AUTHORIZED SIGNATURE 	DATE 07/14/2006

**SPECIAL CONDITIONS**

- Water levels within the beaver impoundment shall be lowered no more than \_\_\_\_\_ feet below the existing top of the dam as specified during the on-site inspection by Division of Fish and Wildlife personnel.
- Disturbances to the beaver dam shall be limited to the minimum necessary to lower the impoundment. Disturbances to other portions of the protected stream or wetland are prohibited.
- If the Authorized Activity does not indicate an authorization for the use of machinery, all work must be undertaken using hand methods only.
- If the Authorized Activity allows the use of machinery, the bed or banks of the stream must not be disturbed during dam work. Machinery shall not be allowed in the stream or on its banks, where it may cause the bank to collapse. All machinery used for dam work shall be rubber-tired, unless done from an existing roadway.
- When modifying the beaver dam, water levels must be lowered gradually by slow and partial breaching.
- Any fish remaining in the dewatered area shall be returned to the stream, lake or wetland.
- All excavated beaver dam material shall be disposed of at an upland site outside the wetland and be suitably stabilized so that it cannot re-enter any waterbody, waterway or wetland area.
- All activities authorized by this permit must be in strict conformance with any approved plans submitted by the applicant or applicant's agent as part of the permit application.

continued other side

**Reset**

9. The permittee is responsible for supervising this project, and shall ensure that all necessary measures are employed to prevent environmental degradation and to ensure successful mitigation.
10. The State of New York shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the State for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.
11. If future operations by the State of New York require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Department of Environmental Conservation it shall cause unreasonable obstruction to the free navigation of said waters or flood flows or endanger the health, safety or welfare of the people of the State, or cause loss or destruction of the natural resources of the State, the owner may be ordered by the Department to remove or alter the structural work, obstructions or hazards caused thereby without expense to the State, and if, upon the expiration or revocation of this permit, the structure, fill, excavation or other modification of the watercourse hereby authorized shall not be completed, the owners shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may require, remove all or any portion of the uncompleted structure or fill and restore to its former condition the navigable and flood capacity of the watercourse. No claim shall be made against the State of New York on account of any such removal or alteration.
12. All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediments, fuels, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with the project.
13. There shall be no unreasonable interference with navigation by the work herein authorized.
14. If upon the expiration or revocation of this permit, the project hereby authorized has not been completed, the applicant shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may require, remove all or any portion of the uncompleted structure or fill and restore the site to its former condition. No claim shall be made against the State of New York on account of any such removal or alteration.

#### **GENERAL CONDITIONS**

1. The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during

an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

2. Issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.
3. The permittee must submit a separate written application to the Department for permit renewal or modification of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing.

#### **NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS**

##### **Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification**

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees and agents ("DEC") for all claims, suits, actions and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

##### **Item B: Permittee's Contractors to Comply with Permit**

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

##### **Item C: Permittee Responsible for Obtaining Other Required Permits**

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

##### **Item D: No Right to Trespass or Interfere with Riparian Rights**

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others to perform the permitted work, nor does it authorize the impairment of any rights, title or interest in real or personal property held or vested in a person not a party to the permit.