



## President's Message

JULY, 2009



To those who took the time to attend their respective Zone Town Halls to date, thank you! The Town Hall undertaking was an interesting exercise in an attempt to reach out to all riparians throughout the ESLA's geographic boundaries. I have appreciated your time, concerns, thoughts and suggestions and will attempt to incorporate, where appropriate, going forward. I did not fully accomplish what I had hoped for, however the opportunity allowed me to meet some concerned, interested and engaged members/riparians and I am most appreciative. I will relate Town Hall

after action comments in our next newsletter. Again, thanks to all who participated.

Our membership has currently plateaued in 2009, as it has in recent years, at approximately 55% (+/-) of available riparians. As I have stated, that percentage is consistent, representative and/or greater than all other Northern Michigan Lake

Associations. It is my personal opinion that our membership should be greater than is

currently reflected and it is my intent to increase ESLA's membership, because it is fundamental to our strength, however we need your help. If your neighbor is not a member, ask them to join and notify your Zone Captain, Zone Director or me of the new member opportunity and we'll follow up and let you know the outcome.

Our ESLA Annual Meeting is Saturday, July 25, 2009 at the Elk Rapids High School Auditorium. Recall our 2009 - 2010 themes (membership/riparian - member owners rights education with an ongoing responsibility to the next generation/maintaining -

improving water quality) are the current focus and as such we have structured the

Annual Meeting to emphasize our themes.

Grenetta Thomassey, Policy Director, Tip of the Mitt Watershed Council will lead off with her ongoing Gap Analysis study. Briefly, this is a four county top down review of overlapping ordinances/zoning, from state through township levels, to determine where gaps exist that result in insufficient or nonexistent laws to administer effective township land management as it affects our

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### Annual Meeting

**Please attend the ESLA annual meeting on July 25th at 10:00 am at the Elk Rapids High School. The featured topic will be an update of the ongoing DNR fish survey on Elk and Skegemog Lakes. Also, Grenetta Thomassey, Ph.D., Policy Director from the Tip of the Mitt Watershed Council, will provide policy and legislative updates on issues impacting Northern Michigan waters and residents. As always, the ESLA annual meeting is open to the public and free of charge.**

## President's Message (continued from pg. 1)

lakes. The results may be universally applicable to townships not included in the study. It will be incumbent on Tip of the Mitt and ESLA to make the study relevant to respective townships where appropriate.

Additionally, Kevin Cronk, Tip of the Mitt Water Quality Monitoring and Research

Coordinator, will present ESLA's 2008 comprehensive water quality monitoring results for Elk - Skegemog Lakes. Since 2000, we have pursued an aggressive and intensive

annual monitoring program with Tip of the Mitt that results in four monitoring times per season, allowing the ability to view seasonal trends in water quality throughout the water column. The Tip of the Mitt's research, in conjunction with our annual volunteer 20 year lake monitoring program, provides ESLA a comprehensive base to assess

changes in water quality from several different sources and with varying levels of expertise all subsequently analyzed by the Tip of the Mitt Watershed Council technical specialists.

Lastly, Patrick Hanchin, Department of Natural Resources (DNR), Fisheries Biologist will discuss the results of the Elk - Skegemog fish survey conducted in 2008. The

anticipation is that we will have an updated Elk - Skegemog

fisheries manual available for distribution this Fall 2009/Winter 2010. We may also have some brief update cameo appearances from selected associates. Additionally, we will have some ESLA business to accomplish.

Peace! *Pete DiMercurio*  
President, ESLA

### Skegemog Wilderness Project Status Update

- Torch River Handicap-Access Platform: The support structure is complete. The next step will be to install the actual boardwalk. After that, the plan is to drag the pathway to ensure it is suitable for wheelchair use. If necessary, we plan to pave the pathway with crushed rock or diamond dust.
- Beaver Dam vs. the Boardwalk: The beavers have scored again, and a great deal of the boardwalk is under water. The boardwalk portion of the trail is unusable at this time. Dave Hauser, Steve Lagerquist, and the Claudepieres plan to break down the beaver dam. A "beaver baffler" will be installed over the summer to provide a more permanent solution.
- Ray Property Cleanup: Helene Ray passed

away in December 2008. At her death, the DNR acquired full ownership of her property, which is an inholding of the Wildlife Area. Steve Lagerquist and Dave Hauser contracted with Mel Guntz-viller to remove the structures and major debris. Mel also constructed a snake hibernarium in the cellar of the old barn. A volunteer work day is scheduled for June 12 to further clean up trash and seed the area. Terry Bertrand and Gordon Coy, owners of Barker Creek Nursery, expressed interest in helping with the project in exchange for additional parking for their business. They would also like to discuss a property swap of some of the Ray Road frontage for their wetlands. They will discuss their proposal with Todd Vigland.

- Three Ponds Structure Removal: Last year Jerry Grieve of the DNR stated he had figured out a way to get approval to remove the two derelict buildings from this property. We will continue to pursue this agenda item with Dave Lemmien, our new MDNR representative.
- Mapping and Pathway Marking: Our first goal is to map out the pathways on the North Shore pathway.

Dave Hauser  
[dave@davehauser.net]

## The ER Hydro Dam: an Update from the Dam Guys

Thinking that some of the ESLA readers might be curious as to what and how the Elk Rapids Dam or Powerhouse is all about, we're including some operational information in this issue of the ESLA news.

Antrim County "bought" the Elk Rapids Powerhouse in 1965 for \$1 when Consumers Energy decommissioned the plant. At that time Consumers was in the process of divesting themselves of many smaller generation facilities – the ER Hydro was one of almost 30 hydros that Consumers retired due to the marginal economics of continued operation. At that time there were four operating generation units inside the powerhouse, one for each intake bay on the east, or lake side, of the powerhouse which can be seen in the photo .

For decommissioning Consumers was required to remove all four generators, but the turbine gate cases in the lower level chambers were retained in order to control the flow from Elk Lake and thereby also control the surface water level of the Lake. By the 1980s there was a surge in interest in renewable energy and generating units were reinstalled into the two bays on the north end of the Powerhouse. The two south bays still have the turbine gate cases and can be used

to pass high water flow conditions or to pass water when one or both of the generating units are down for maintenance.



Prior to 1965, when all four units were present, the Hydro plant operated in "peaking mode" where more water was released through the Hydro during the day when the demand for electricity was greatest, and flow was scaled back or shut down during the night when electrical demand was minimal. This type of operation would cause undesirable fluctuations in lake levels, especially during the summer when water flows are reduced because of dry weather. So, now the hydro is operated on what is termed a "run-of-the-river" mode where whatever water is entering Elk Lake from the lake system is also released through the powerhouse, thus keeping lake levels constant. Some water is released on a continuous basis through the kids park, but it only amount to 5% - 10% of the flow.

Each generator is sized at 500 horsepower (1000 horse power total - an average economy car might have

about 130 horsepower) and together are capable of supplying electricity for about 700 homes. However, due to only being able to generate as much electricity as there is water flow in the Lake, on an average year-round basis, the hydro can supply about 350 homes. This is electricity that doesn't have to be generated with coal or oil – giving the region less air pollution. Having such a valuable renewable energy resource in the Antrim Lakes community is truly a prized legacy.

If anyone has any questions about the hydro operation feel free to contact us at 248-349-2833.

The Dam Guys: Bill Stockhausen, "Stock" Stockhausen, Todd Culp

## Michigan Waterfront Alliance Alert

### SUMMARY OF THE LAKE CHARLEVOIX-PARALLEL ROAD CASE

Pending before the Michigan Court of Appeals is a very troubling decision from the Charlevoix County Circuit Court regarding parallel roads along lakes. That case is *2000 Baum Family Trust, et al. v*

*Babel, et al.* (Michigan Court of Appeals Case No. 284547). For over a century, based on Michigan appellate case law, it has been presumed that where a public road runs parallel along a lake (and there was no intervening land between the road right-of-way and the lake when the road was created), the “first tier”

of lots fronting on the road are deemed riparian or waterfront properties, subject to the parallel road right of-way as an easement for travel purposes only. That assumption was based on *Croucher v Wooster, 271*

*Mich 337 (1935) and McCardel v Smolen, 71 Mich App 560 (1976), and 404 Mich 89 (1978).* However, in the *2000 Baum Family Trust* case, the Charlevoix County Circuit Court Judge held that county road

commissions generally hold title to (not just an easement) a road which runs parallel with a lake. The implication is that the local county road commission would be the riparian property owner, not the owners of first tier lots.

The Michigan Waterfront Alliance (together with the Higgins Lake Property Owners Association) has requested permission from the Michigan Court of Appeals to file an amicus brief in support of the first tier lot owners and in opposition to the Charlevoix County Road Commission. The implications of the final appellate decision in this case are huge. A statewide county road commission group is supporting the Charlevoix County Road Commission’s position that first tier lot owners are not riparian and that the fee simple title and riparian rights to such parallel roads and shorelines belong to local road commissions.

It is somewhat perplexing that the county road commission groups would be supporting the Lake Charlevoix judge’s decision other than based on a desire for more power or control. This certainly is a “be careful what you wish for ...” proposition for the county road commission group. If they ultimately

prevail in the Michigan appellate courts, the resulting battles will make the perpendicular road end cases look like child’s play. There are many more riparian lots on lakes in Michigan which are directly affected

by the parallel road situation than perpendicular road ends. If the county road commission group ultimately prevails in this case, most if not all of the “first

tier” lots on any lake in Michigan where there is a parallel road present created by dedication under some or all of the earlier plat acts would no longer

be riparian or lakefront. Presumably, the local road commission could tell the formerly-riparian lot owners to remove their docks, boats, “shorestations”, etc. from the lakefront. Or worse, the local road commission could decide who is able to put in a dock, boat, or boat hoist and where—that might result in a situation where backlot property owners are able to install docks and boat moorage in front of the first tier lots but some of the first tier lot owners are not able to do so! Some of these first tier lots (and cottages or homes thereon) are currently worth hundreds of thousands of dollars and in some cases, even

more than that. Can you imagine the litigation explosion which will occur against local road commissions if the lower court decision stands? In some situations, it will likely result in recall elections against elected county road commissioners.

There will also be a huge number of property tax appeals as the first tier lot owners seek reduction of their taxes since they would no longer be riparian properties. Can you

imagine the emotionalism that would result if the trial court decision stands?

**MWA-continued**

Thank you for your continued support,

Bob Frye

Michigan Waterfront Alliance,  
President  
Michigan

Editor’s note: The Michigan Waterfront Alliance (MWA) is an association which “keeps track” of pending legislation and court cases in Michigan which could affect riparians and others who access Michigan’s lakes and streams. MWA is the lobbying arm of the Michigan Lakes and Stream Associations (MLSA-<http://www.mlswa.org/>).

ESLA belongs to the MWA and to the MLSA. Due to geographical differences, the Charlevoix County Circuit Court case discussed above may have less immediate potential impact on Elk and Skegemog property owners than those residing on Lake Charlevoix. However, the outcome of this court case could have broad implications for many property owners in Michigan.

**Spring Weather Highlights, March 1—June 23**

Coldest temp	-8.2 (3/2)
March average	30.1
March high	60.3 (3/17)
March low	-8.2 (3/2)
April average	41.0
April high	66.1 (3/27)
April low	30.7 (4/7)
May average	51.8
May high	76.6 (5/20)
May low	31.1 (5/11)
June high	84 (6/23)
June low	37 (6/4)

The Davis weather station from which these readings were collected is located on the east side of Elk Lake just south of Ringler Road.

See <http://www.wunderground.com/weatherstation/WXDailyHistory.asp?ID=KMIRAPID4> for daily information from this station.

**Interested in Day Sailing—an ESLA Member’s Invitation**

My wife Edy and I have had a cottage on Spirea Drive for many years. Then in 2006, we decided to sell our home in Grand Rapids and build a house on the cottage site. We did this and moved in mid summer 2007.

In recent years, we notice more sailboat activity on Elk Lake. This is an excellent lake for day sailing. Somewhat protected waters, interesting places to go on a lake large enough to use up as much of the day as you desire. We have an O'Day Mariner (19 ft.) which we find a convenient size for the Lake.

The sailboats on the lake are a diverse collection from board sailors to moderate sized cruising boats so racing is probably not practical. For the most part, we do not know each other except for a wave when we happen to pass on the water. If we had a way to contact and communicate with each other, I would be interested in organizing a raft up picnic type of thing once or twice a summer. With this in mind, would it be appropriate to ask in our next Newsletter that any sailors who are interested to Email me at [Ho-backer@aol.com](mailto:Ho-backer@aol.com) with their name and Email address? I would contact them to set something up.

John Davies

## Letter of Appreciation, Relicensing Elk Rapids Dam Hydroelectric, FERC Project #P-3030

June 15, 2009

Director Rebecca Humphries  
Michigan Department of Natural Resources  
P.O. Box 30028  
Lansing, MI 48909-7528

### Letter of Appreciation, Relicensing Elk Rapids Dam Hydroelectric, FERC Project #P-3030

We, the undersigned, express our appreciation to the Michigan Department of Natural Resources, for their encouragement to develop a Settlement Agreement for providing a prerequisite package of information for the agencies to review an application to re-license the hydroelectric operation at Elk Rapids Dam. Thank you for your willingness to consider Mark Stone's recently proposed approaches. Mark Stone chairs an ad hoc Elk Rapids Hydro Committee, appointed by the Antrim County Board of Commissioners, that is preparing the application on behalf of Antrim County residents. The Federal Energy Regulatory Commission is the final authority for this license.

The undersigned environmental organizations represent an informal conservation network of non-profit, non-governmental stake-

holders that have a long history of active involvement in protecting the Elk River Chain of Lakes. While the Elk Rapids Dam hydroelectric operation is a very small facility by national standards, the Dam is highly valued by the local community. We regard the structure as an essential line of defense against invasive species, especially those abundant species in the Great Lakes with a very real potential to significantly degrade the pristine water quality of the Elk River Chain of Lakes.

The lake water levels that depend on the dam's continued operation have become an integral part of the aquatic biology of the lakes and are relied upon for recreational boating. Since the Elk Rapids Dam is located on a pre-existing lake ecosystem with the Great Lakes as its immediate tailwaters, the customary ecological damage associated with dams does not apply in this case.

The Watershed Center and the Northern Michigan Environmental Action Council, participated in the recently concluded Boardman River Dams Committee. The Elk Rapids Dam is similar to the Union Street Dam on the

Boardman River as it provides a valuable barrier to invasive species. And the two river systems are very different because, as stated above, the Elk River Chain of Lakes is primarily a natural lakes system whereas the Boardman River is primarily a natural river system. The Elk Rapids Dam is also different from the Union Street dam in that it has an active hydropower facility that is currently economically viable.

In our view, the continued operation of the hydroelectric facility at the Elk Rapids Dam will assure that the structure will receive the daily care and routine maintenance necessary to keep the dam in good condition. The Elk Rapids Dam hydroelectric facility generates clean electricity without carbon emissions and with minimal impact on the local aquatic ecosystem. Everything possible should be done to preserve this facility, as long as it continues to be managed in a sustainable way according to relevant rules and regulations, such as Run-of-the-River flows.

Several of the undersigned organizations have expressed an interest in reviewing drafts of a Settlement Agreement, and some may wish to be a party to the agreement. Please keep the signatories on your mailing list for future settlement discussions.

## Letter of Appreciation- continued

If you or any of your staff have any questions about our communities' support for the Elk Rapids Dam Hydroelectric Operation, please do not hesitate to contact us at your convenience.

Sincerely,

The Watershed Center; Antrim Conservation District; Friends of Clam Lake; Tip of the Mitt; Three Lakes Association; Torch Lake Protection Alliance; Six Mile Lake Association; Elk-Skegemog Lakes Association; Northern Michigan Environmental Action Council; Skegemog Wilderness Area Stewardship Committee; Intermediate Lake Association

Editors note: This letter in support of the relicensing of the ER dam and the accompanying endorsements was facilitated by Dean Branson and the Chain of Lakes Conservation Network. In addition, Norton Bretz, Executive Director of the Three Lakes Association, provided the Michigan DNR with an extensive bibliography of scientific studies which have been conducted on the Chain of Lakes.

You can support the continuing work of the Elk-Skegemog

## Elk-Skegemog Lakes Endowment Fund

Lakes Association by making a contribution to the Elk-Skegemog Lakes Endowment at the Grand Traverse Regional Community Foundation. We are hoping to build and grow the Endowment Fund, which is intended to provide for environmental and community concerns related to the lands and waters of the Grand Traverse region, including Elk and Skegemog lakes.

Giving through the Community Foundation offers the advantage of supporting efforts to protect our lakes and community today, while helping to assure that these efforts will continue to be supported forever. A portion of the Endowment is available for current spending and a portion is a permanent, unspendable amount that is invested and will continue to grow and provide earnings for spending forever.

In addition, donors contributing to the Elk-Skegemog Lakes Endowment Fund, or any Community Foundation Endowment, are eligible for a special Michigan Community Foundation State Tax Credit, meaning the cost to a donor to make the contribution is a small percentage of the value of the gift. Individuals are

eligible for a maximum credit of \$100 (based on a \$200 gift) and couples are eligible for a maximum credit of \$200 (based on a \$400) gift. These credits are available in addition to the credits you may already take for gifts to radio or schools.

We hope you'll consider a gift to the Elk-Skegemog Lakes Endowment this year. Checks should be written to the Elk-Skegemog Lakes Endowment and mailed directly to the Grand Traverse Regional Community Foundation, 250 E. Front Street, Ste. 310, Traverse City, MI 49684. The Community Foundation can also facilitate credit card and stock gifts. Call 231-935-4066 for more information.

## ESLA President, Peter DiMercurio, Testifies at DNR/EPA Hearing Against Deep Injection Wells Near Elk Lake

The U. S. Environmental Protection Agency Region 5 has proposed issuing a permit to O.I.L. Energy Corp. of Traverse City, Michigan, to change the classification of the existing Hubbell B1-9 SWD injection well from Class II to Class I so the well can accept nonhazardous liquid waste from a local cherry processing firm. The well is located off Munro Road between Angell and Gay Roads. EPA also proposes issuing a permit to O.I.L. Energy to construct and operate a new Class II injection well, the Cherry Berry B1-25 SWD well, located off U.S. Highway 31 between Kesner and Brackett Roads.

At a public hearing on Tuesday, May 19, at Mill Creek Elementary School in Williamsburg, ESLA President Pete DiMercurio provided the following statement:

It is the position of Elk-Skegemog Lakes Association (ESLA) that we, as an organization representing 650 members/riparians, are in opposition to the dumping of cherry brine into wells that were originally intended and approved for completely different purposes. Additionally, this requested change to alternative uses i.e., Class II well to Class I well, sets a precedent for this type of request to, potentially, take place again and/or repeatedly as the dynamic for opportunity, de-

mand and economic gain presents itself.

There has been much discussion about little, if any, or minimal environmental impact, relative to the depth of the well as it applies to the water source/aquifer and/or the proximity to Grand Traverse East Bay and Elk Lake. We believe that the environment we live in today and retrospectively viewing the industrial damage we have historically applied to too many of our water sources this past century, it becomes counterintuitive that we must apply an environmentally zero sum probability to industrial waste potential impact to our water resources, by any means.

Elk-Skegemog Lakes Association purpose is to preserve and protect the Elk-Skegemog watershed, connecting lakes, streams and wetlands while applying recognition to the necessity of prudent change, particularly with known technology. We applaud alternative uses of existing capacities, but in this case believe the risk and the absence of assured science are not worth the uncertainty relative to the unknown long term consequences, not only to our health, but of the environment as well.

Clearly, the suggested change/request is an alternative

to holding ponds

and dumping/spreading of the cherry/fruit industrial waste on the ground with extreme negative consequences over time. This scenario is all too familiar as it relates to an ongoing Michigan Department of Environmental Quality (DEQ) violation notice (DEQ VN 003677), which has severely impacted surrounding plant life, leached into the soil, and into an adjacent creek which flows into Elk Lake. Additionally, much anxiety and apprehension has been a constant companion to the adjacent Elk

Lake riparian owners for which the violation notice was reported.

We believe this alternative (Class II to Class I) is not the better alternative. The exploration and feasibility of municipal/commercial treatment at seepage facilities in the surrounding regional area should be further investigated and seriously considered as the preferred alternative.

Elk-Skegemog Lakes Association opposes the Environmental Protection Agency (EPA) issuing a permit for Class I underground injection control disposal well to O.I.L. Energy for an existing well (Hubbell B1-9 SWD) to allow it to accept non hazardous waste from a cherry processing company. Ad-



## Tip of the Mitt Watershed Council (TOMWC) News and Information

On Friday, July 17th and Saturday, July 18th, join Tip of the Mitt Watershed Council at the “Whale of A Sale”, a HUGE rummage sale for water recreation lovers. The sale will be held from 9am-1pm on Friday and Saturday, rain or shine, at Irish Boat Shop Storage Buildings in Harbor Springs on Fairview Street (located behind Meyer Ace Hardware in Fairview Square off State Road).

Tip of the Mitt Watershed Council is accepting donated items from individuals, marinas, and suppliers. Items should be gently used, saleable and in good condition, including: fishing gear; swimming life vests, rafts and toys; water skiing equipment; diving equipment; and boats, kayaks, and canoes and related hardware, equipment, and gear. No clothing please. For boats or larger items, please contact Tip of the Mitt Watershed Council’s office prior to drop off.

Drop off locations include: Tip of the Mitt Watershed Council Office, Petoskey; Irish Boat Shop, Harbor Springs; Irish Boat Shop, Charlevoix; Ryde Marine, Alanson; and Burt Lake Marina,

**A HUGE Rummage Sale for Water Recreation Lovers!**

# A Whale of a Sale

**Friday and Saturday  
July 17 & 18, 2009  
9am - 1pm ~ Rain or Shine**

**Irish Boat Shop Storage Building  
in Harbor Springs on Fairview Street**  
(Located behind Meyer Ace Hardware in Fairview Square off State Road).

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**Have items to donate?**  
If you would like to donate gently used, saleable items in good condition, we will accept:


- Fishing Gear
- Diving Equipment
- Boats, Kayaks, Canoes, and related hardware, equipment, and gear.
- Swimming Life Vests, Rafts & Toys
- Water Skiing Equipment

\*For boats and larger items, please call first. No clothing please.

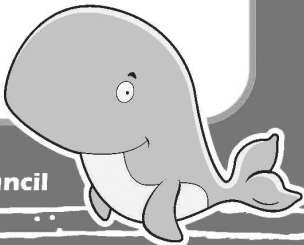
**Drop off locations:** - Tip of the Mitt Watershed Council, Bay Street, Petoskey  
- Irish Boat Shop, Bay Street, Harbor Springs  
- Irish Boat Shop, Stover Road, Charlevoix

For additional collection locations or to have items picked up, please call Tip of the Mitt Watershed Council at (231) 347-1181.

For more information call  
**Tip of the Mitt Watershed Council  
(231) 347-1181**



**Proceeds benefit  
Tip of the Mitt Watershed Council**



Indian River. For additional collection locations or to have items picked up, please call Tip of the Mitt Watershed Council at (231)347-1181. Sale proceeds to benefit Tip of the Mitt Watershed Council.

*ESLA Members Dean  
Ginther and Kent Reynolds  
are TOMWC Board  
members.*

## ESLA Water Quality Interns 2009

### ESLA SUMMER INTERNS

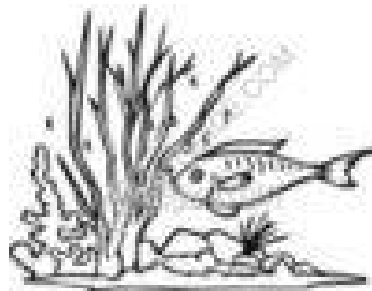
This summer the Elk-Skegemog Lakes Association' interns will be kayaking and canoeing the shores of our lakes to look for such aquatic nuisance plants as Phragmites (giant common reed), Eurasian water milfoil, Cladophora (a blue-green alga) and others.

The target species is Phragmites, which has become a serious problem in the Lake St. Clair and Saginaw Bay areas and other locations. There have been numerous stands of Phragmites reported along the shores of Grand Traverse Bay which are being surveyed for eradication efforts this year. This survey is intended to give ESLA information on the extent of the problem along our shores.

There are two types of Phragmites in Michigan. The 'native' variety grows slowly to approximately six feet in height and tends to spread outward very slowly. The 'invasive' type grows rapidly to as much as fifteen feet in height, spreads laterally very rapidly and can choke out native plants within two years. There are proven eradication techniques for the invasive variety which must be managed by licensed personnel.

The interns this year are

Laura Bailey and Tucker Hogarth. Both will be seniors at Elk Rapids H. S. in the fall and promise to be excellent 'eyes' on our lakes. An additional volunteer is Derek Walton, of Elk Rapids, who will be a senior at Kalamazoo College. Derek is doing a summer research project on Phragmites and will be working with other groups in the Grand Traverse Bay area. Derek did similar work for Three Lakes Association four years ago and is veteran of other environmental field studies projects.



We hope to correlate this year's findings of nuisance plants with previous surveys, especially a Cladophora survey by Red Mule Engineering in 1988, in order to determine the increase or decline of such species. We plan to start on Skegemog Lake and then move on to Torch River and Elk Lake as we progress with our surveying. If you see a large green canoe with the yellow ESLA license plate, or a kayak or two, give us a wave. Now you know what we'll be doing out there.

Thom Yokum

## DNR/EPA Hearing –continued

ditionally, we oppose issuing a permit for a Class II disposal well (Cherry Berry B-1-25 SWD) to allow it to accept brine from oil production.

Peter N. DiMercurio

President

Elk-Skegemog Lakes Association

Editor's note: The outcome of this hearing remains under consideration by the EPA. To view the public transcript of all statements presented at the hearing on May 19th, go to: <http://www.epa.gov/region5/water/uic/uicpub.htm#pubnotice> Scroll down to Michigan, Grand Traverse, O.I.L. Energy Corp.

For information on a related but separate well permit issue (the Alba Well permit), go to:

[http://www.record-eagle.com/local/local\\_story\\_094095511.html](http://www.record-eagle.com/local/local_story_094095511.html)

Also see:

<http://www.friendsofthejordan.org/alba/pdf/FOJ's%20objections%20to%20the%20Alba%20waste%20well.pdf>

## ELK-SKEGEMOG LAKES ASSOCIATION

### 2008 – 2010 OFFICERS, DIRECTORS AND APPOINTEES

#### OFFICERS

Pete DiMercurio	President	535 Sixth St. Traverse City 49684 8062 Cram Rd. Okaiyoka Colony, Williamsburg	946-1687 267-5286	<a href="mailto:PeterD06@charter.net">PeterD06@charter.net</a> (summer address)
Bob Kingon	Vice Pres	10202 East Elk Lake Dr. Rapid City	322-6055	<a href="mailto:rjkingon@prodigy.net">rjkingon@prodigy.net</a>
Carol Zenas	Rec. Sec.	7806 Hoiles Dr. Williamsburg	267-5764	<a href="mailto:sczenas@torchlake.com">sczenas@torchlake.com</a>
Lou Ann McKimmy	Corr.Sec	8824 Penahguhme Rapid City	264-5653	<a href="mailto:mama7@chartermi.net">mama7@chartermi.net</a>
Mike Hamilton	Treas	P.O.Box 267 Kewadin	264-6757	<a href="mailto:mbhejh@chartermi.net">mbhejh@chartermi.net</a>

#### **ZONE DIRECTORS**

##### ZONE A

Ron Gurdak	Captain	8969 Cairn Hwy, Elk Rapids	264-6581	<a href="mailto:rongurdak@chartermi.net">rongurdak@chartermi.net</a>
Terry Miller		812 Millers Park, Elk Rapids	264-8636	<a href="mailto:elkrapidsblog@hotmail.com">elkrapidsblog@hotmail.com</a>
Jim Sak		11329 Hanel Rd, Williamsburg	264-6069	<a href="mailto:jsak@tm.net">jsak@tm.net</a>
Beverly McCamman		128 Mitchell St, Elk Rapids	264-8691	<a href="mailto:EBMcCam@aol.com">EBMcCam@aol.com</a>

##### ZONE B

Gene Ferries	Captain	8612 Ridge Rd., Rapid City	264-9524	
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Dean Ginther		11228 Shippey Ln, Rapid City	322-6286	<a href="mailto:dean.ginther@gmail.com">dean.ginther@gmail.com</a>
Jack Bay		11393 Center Rd. Traverse City 49686	947-1619	<a href="mailto:jackbay@charter.net">jackbay@charter.net</a>

##### ZONE C

Kathy DiMercurio	Captain	535 Sixth St. Traverse City 49684	946-1687	<a href="mailto:kathygets@charter.net">kathygets@charter.net</a>
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Bruce Butler		10305 Elk Lake Trail, Williamsburg	883-2969	<a href="mailto:brucebutler@charter.net">brucebutler@charter.net</a>
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**ESLA WEB SITE: [WWW.ELK-SKEGEMOG.ORG](http://WWW.ELK-SKEGEMOG.ORG)**

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*Thank you for your continued ESLA membership. ESLA is a volunteer organization which depends on the support and participation of its members. Visit the ESLA homepage at: <http://www.elk-skegemog.org/>*

**Annual Meeting:  
July 25, 10:00 am  
Elk Rapids H.S.**

## ELK-SKEGEMOG LAKES ASSOCIATION

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