

 IDAHO DEPARTMENT OF LANDS

copy
1910 NW Blvd., Suite 201
Coeur d'Alene, Idaho 83814-2615
Phone: (208) 769-1535 FAX (208) 769-1557

STANLEY F. HAMILTON - DIRECTOR

**BOARD OF LAND
COMMISSIONERS**

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Governor

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Secretary of State

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Attorney General

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State Controller

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Sup't of Public
Instruction

ENCROACHMENT PERMIT NO. L-95-S-4339

Permission is hereby granted to STEVE HAWKS
of HCR 2 Box 86 St. Maries, ID 83861 to install and maintain
2.5' x 20' ramp & 8' x 30' float dock w/ 4 piling
located: St. Joe River, Sylvia's Haven, Block 2, Lot 13, Section 7,
Township 46 North, Range 2 West, Boise Meridian, Benewah County.

1. All applicable provisions of the Rules for Regulation of Beds, Waters, and Airspace over Navigable Lakes and Streams in the State of Idaho are incorporated herein by reference and made a part hereof.
2. Construction will follow details and specifications shown on the approved drawings and data provided by the applicant. Should such information and data prove to be materially false, incomplete and/or inaccurate, this authorization may be modified, suspended, or revoked in accordance with the Administrative Procedures Act, Idaho Code title 67, chapter 52.
3. This permit does not convey the State's title to or jurisdiction or management of lands lying below the natural or ordinary high water mark.
4. Acceptance of this permit constitutes permission by the Permittee for representatives of the Department of Lands to come upon Permittee's lands at all reasonable times to inspect the encroachment authorized by this permit.
5. The Permittee assumes all liability for damages which may result from the exercise of this permit.
6. This permit does not relieve the Permittee from obtaining additional local or federal permits as required.
7. This permit is not valid until the identification number is displayed on the outermost area of the encroachment.
8. If the activity authorized herein is not completed on or before the 15th day of August, 2000 (three years from the date of issuance), this permit shall automatically expire unless it was previously revoked or otherwise extended.

**KEEP IDAHO GREEN
PREVENT WILDFIRE**

EQUAL OPPORTUNITY EMPLOYER

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9. White bead foam flotation shall be completely encased in a manner that will maintain the structural integrity of the foam. The encasement shall be resistant to the entry of rodents.
10. Removal of any pre-existing facilities is a condition of this permit.
11. This permit supersedes and voids any permit previously issued for this property unless otherwise noted.
12. Construction materials shall be natural or pressure treated utilizing only those preservative chemicals registered for the specific uses, such as CCA (Chromated Copper Arsenate), by the U.S. Environmental Protection Agency (EPA). All treated wood materials shall be produced in compliance with "Best Management Practices (BMPs) For the Use of Treated Wood in Aquatic Environments" issued by the Western Wood Preservers Institute (WWPI), July 1996. Treated materials not in contact with the water shall be completely dry before use near navigable waters. Contact Idaho Department of Health and Welfare, Division of Environmental Quality, at (208)769-1422 with questions regarding treated materials.
13. All construction material must be stockpiled landward of the ordinary high water mark.
14. Regardless of dock dimensions, the dock may only extend waterward to a water depth of six feet when measured at full pool (elevation 2,128 WWP datum).
15. This permit is issued subject to the established commercial navigational servitude. The permittee places this encroachment at his own peril and specifically waives any claim against commercial log tow operators who may accidentally damage this encroachment.
16. The permittee shall maintain the structure or work authorized herein in a good and safe condition and in accordance with the plans and drawings attached hereto.
17. All construction shall be completed in accordance with descriptions and methods provided unless otherwise specified. Any changes shall be approved in writing by the department prior to construction.

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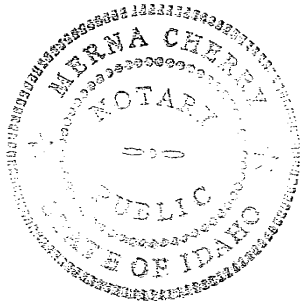
UPON TRANSFER OF THIS REAL PROPERTY, YOU ARE REQUIRED TO NOTIFY THIS
OFFICE OF THE SUBSEQUENT NAME CHANGE (SEE ENCLOSURE).

FOR THE DIRECTOR

By: Carl Washburn
CARL WASHBURN
Navigable Waters Specialist

STATE OF IDAHO)
) ss
COUNTY OF KOOTENAI)

Subscribed and sworn to before me this 15th day of
August, 1997.



Merna Cherry
Notary Public for Idaho
Residing at Post Falls, Idaho
Commission expires: 1/24/98

ID. Dept. of Lands
1910 NW Blvd. Ste. #201
Coeur D'Alene ID. 83814

JOINT APPLICATION FOR PERMIT
U.S. ARMY CORPS OF ENGINEERS
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO DEPARTMENT OF LANDS

**SEPARATE PERMIT DECISIONS MUST
RECEIVED FROM BOTH THE STATE OF
IDAHO AND THE CORPS OF ENGINEER
PRIOR TO START OF WORK**

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act. These permits require permits authorizing structures and work in or affecting navigable waters of the United States and the discharge of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho, Stream Channel Protection Act (Title 42, Chapter 38, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq, Idaho Code. This application will meet the requirements of the above agencies.

1. Corps of Engineers # _____ Date Received _____	2. State of Idaho # <u>2-25-3-4337</u> Date Received _____ \$20 Rec'd By: _____ Receipt # _____
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PLEASE TYPE OR PRINT

3. Applicant <u>STEVE HAWKS</u> Mailing Address <u>HCE 2 BOX 86</u> <u>ST. MARIES ID 83861</u> Work Phone (Area <u>208</u>) <u>2452403</u> Home (Area <u> </u>) <u>SAME</u> Fax Number _____	4. Authorized Agent ^{Planned installer of pilings} <u>HARRISON DOCK BUILDERS</u> Mailing Address <u>HWY 97</u> <u>HARRISON, ID</u> Work Phone (Area <u>208</u>) <u>689 3636</u> Home (Area <u> </u>) _____
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5. Location where proposed activity exists or will occur. Waterway <u>ST. JOE RIVER</u> <u>ST. MARIES</u> <u>BENENAH</u> <u>ID</u> In/near city or town County State <u>83861</u> <u>COUNTY</u> Zip Code Local jurisdiction (city or county)	Tributary of: <u>RP 005300200130 A</u> Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.) <u>* Lot 12, Dik 2, Sylvia's Haven *</u> (See instructions) <u>7</u> <u>46N</u> <u>2W</u> or 1/4 1/4 Section Township Range UTM Coordinate Grid Zone Northing Easting
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6. Describe the proposed activity. Provide a general description of the proposed work including all discharges of fill material and any structures such as piers, floats, boat lifts, bulkheads, and cofferdams.
- INSTALL FOUR PILINGS NEXT TO EXISTING PILINGS 1997
- REPLACE EXISTING DOCK 1998

Describe construction methods and equipment:

- PILINGS = PILE DRIVER & BARGE

- DOCK = LOG FLOATS / TREATED TIMBER

List all soil series located at project site, and indicate if any are on the county's hydric soils list:

N/A

Length of project along the stream or extension into lake or reservoir: 30'

Will material be placed waterward of ordinary high water mark? NO If yes, volume: _____ (cubic yards)
(BOTH TEMPORARY AND PERMANENT)

Will material be placed in wetlands? NO If yes, total area: _____ (acres)

Type and composition of fill material: N/A (i.e. sand, etc.) Material Source: _____

Will excavation or dredging be required? NO If yes, volume: _____ (cubic yards) Composition _____

Disposal site for excavated material: N/A Method of excavation: _____

Stream gradient: N/A

Method of controlling turbidity and/or sedimentation: N/A

7. Size and flow capacity of proposed bridge or culvert and area of drainage served (sq. miles): (Idaho Department of Water Resources requirement.)

8. Preparation of drawings. One set of original or good quality reproducible drawings must be attached to this application. NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for completing the drawings. Include photographs of the project site mounted on 8-1/2 x 11 sheets.

9. Purpose and intended use: Commercial _____ Public _____ Private X Other _____ Describe _____

Necessity and justification for project REINFORCE EXISTING PILING / DOCK NOT SAFE

10. Proposed Starting Date AUG 97 = PILING Estimated Duration 1 DAY

SPRING 98 = DOCK / 2 WKS.

11. If any portion of the activity is complete, indicate month and year of completion N/A
Indicate the existing work on the drawings.

12. Names, addresses, and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway

Bud McCall Fernwood, ID 83830 208-245-2026 Both signed
Cy Chase 305 Lincoln St. Maries ID 83861 208-245-2057 County map to
OK project

☐ Check here if the alteration is located on endowment lands administered by the Idaho Department of Lands

13. LEGAL OWNER IF OTHER THAN APPLICANT N/A

Mailing Address _____ City, State, _____
Zip Code _____

Area _____ Area _____
Phone Work(_____) Home(_____) _____

14. List other applications, approvals, or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in the application.

Issuing Agency	Type of Approval	Identification No.	Date of Application	Date of Approval
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

15. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? Yes _____ No ✓
(If "Yes" explain) _____

6. Remarks or additional information: _____

7. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

28 JUN 97
Date

Steve Hawks
Signature of Applicant (ORIGINAL SIGNATURE REQUIRED)

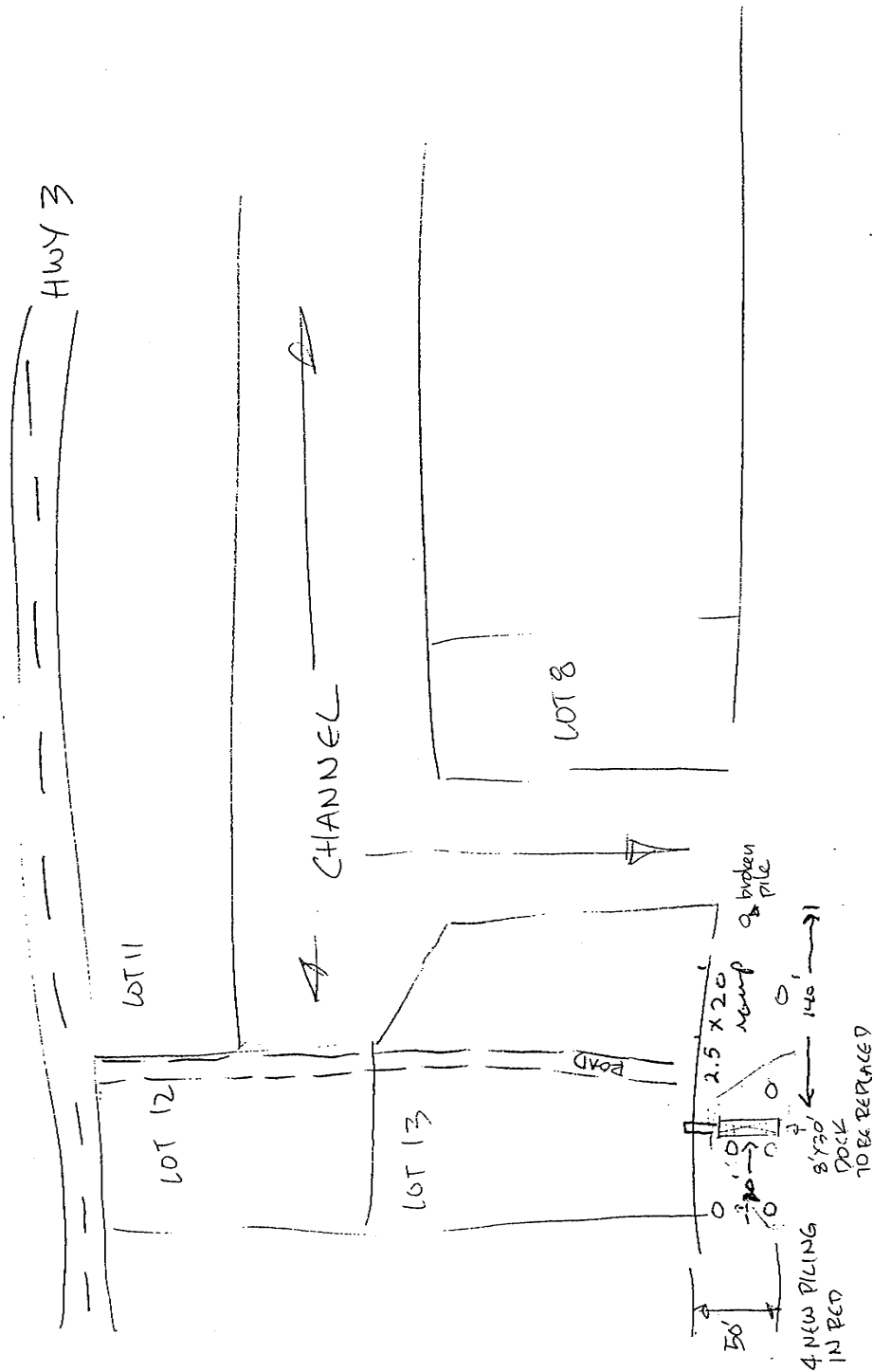
If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate _____ to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

Date _____ Original Signature of Authorized Agent _____ Original Signature of Applicant _____

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both. Do not send a Federal permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND FEDERAL PROCESSING FEE WITH APPLICATION



ST. JOE RIVER

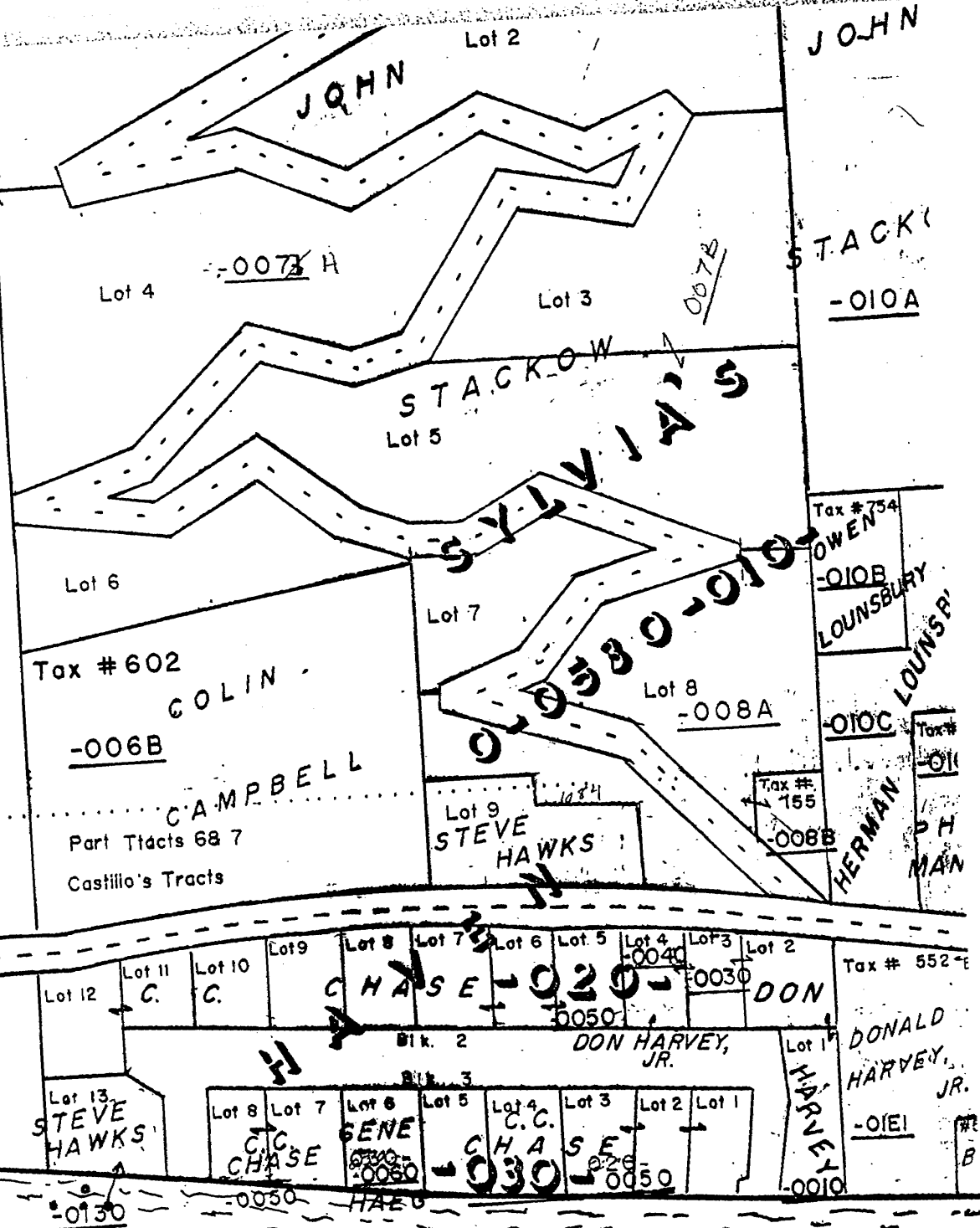
CASTILLO

VORMAN

TS

JO-

MC GALL



V

17

ROK E Chase

Lot 8 - 15.0 A.

SECTION 7, TOWNSHIP 46 NORTH,
 RANGE 2 WEST, BM
 BENEWAH COUNTY, ID.

RED PILING IS TO BE FIXED.
 THE OLD DOCK WILL BE
 REMOVED & BURNED.

