

RECEIVED

NOV 30 2021

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 50
Receipt No. 6111402
Received By KK
Date Received 11.30.21

The Idaho Department of Water Resources (Department) considers this form a statement that the permit holder(s) applied water to beneficial use and completed development of a water right to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner (CWRE).** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, complete an Assignment of Permit form. If you wish to relinquish your permit because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 96-9924 Name of Permit Holder(s) DONALD MORRIS AND/OR LORI MORRIS
Telephone No. 208-290-1528 Email SANDPOINTRANCH@MSN.COM

Mailing Address 108 INDIAN MEADOWS RD City SANDPOINT State ID Zip 83864

2. Source of Water LAKE PEND DREBLE If Ground Water (well), Date Drilled mo. N/A / yr.

Drilling Permit/Tag No. N/A Drilling Company's Name N/A

3. Extent of use(s) completed as authorized by the water right permit:

Domestic (No. households) 1 Irrigation (No. acres) 1/2 Stockwater (No. and stock type) 0

Other N/A

4. Total diversion rate or volume (storage only) for which proof is submitted .04 cfs OR N/A af
If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.

5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)

SEE ATTACHED DESCRIPTION AND FOLLOWING EXHIBITS: APPLICATION FOR ENCROACHMENT, ENCROACHMENT PERMIT COMPLETED AND RECORDED, PROOF OF PAYMENT FOR WELL PUMP, 3 PICTURES OF SITE

6. Permit condition compliance. Refer to the permit approval conditions and check all the items required, then check "Yes" or "No" to indicate whether the required items were established, submitted, and/or installed:

Required? Yes No (If "Yes", attach required data, evidence of compliance, or evidence of installation)

☐ ☒ Ground water level data, pumping information, or other diversion data

☐ ☒ Mitigation plan

☐ ☒ Lockable controlling works

☐ ☒ Measuring device

☒ ☒ Fish screen SEE DESCRIPTION FOR THE INSTALLATION ABOVE (5)

☒ ☒ Other requirements of the water right permit LOCATE WITHIN LOT 6 & 7 BLK 2 WASICOUNTA LAKE LOTS SUBDIVISION

☐ ☒ Reasonably Anticipated Future Needs ("RAFN") Municipal use

If RAFN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☐ No

7. Fee Enclosed \$ 50.00 or ☐ CWRE field report attached or ☐ No fee required
See fee schedule on page 3 of the instructions. Proof statements filed without an appropriate fee are incomplete.

8. Person to contact to accompany a Department representative during the field examination of the water system:

Name: DONALD MORRIS Telephone No. 208-290-1528 Email SANDPOINTRANCH@MSN.COM

Mailing Address 108 INDIAN MEADOWS RD City SANDPOINT State ID Zip 83864

The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Don Morris
SIGNATURE OF PERMIT HOLDER*

DONALD MORRIS
PRINTED NAME AND TITLE

11-24-21
DATE

*Attach power of attorney if completing on behalf of permit holder.

Attachment to Statement of Completion for Water Rights Permit 96-9924 for question 5.

1. Our process began in February 2005. We, with the assistance of C. E. Kramer Crane & Contracting, applied for an Encroachment Permit with the Idaho Department of Lands for the installation of the water line. The application is attached for documentation of the plan for construction of the line.
2. The Encroachment Permit L-96-S-1613B was issued May 6, 2005. The permit is attached for documentation. The water infrastructure system was installed by C.E. Kramer Crane & Contracting (the dominate waterfront contractor in our area) as designed and permitted, which included the installation of a 6" PVC casing 200' out into the lake bed near the westerly property line of Lot 6 (see picture 1 exhibiting the line at low winter water level). The line is capped at the deep water end with multiple ¾" holes drilled into it to provide for the fish screening and 0.5 feet per second maximum velocity requirement as stated on pg 3 condition 23 of the encroachment permit. Additionally, a concrete manhole bell and cover were installed above the high water level on lot 6 for the future installation of the well pump (see picture 2 exhibiting the pump access structure). The Rail system that was also part of that encroachment permit was not installed at that time so the Permit was recorded as completed in March of 2009 for the water system only.
3. In Spring 2015, we built a house on Lot 6. The house construction was completed by Idagon Homes, LLC. The water system was contracted to Sandpoint Pump and Power (see Lien Waiver for the payment of the water and sewer system improvements). They installed the submersible well pump into the 6" casing attached to a 1.50" poly water line which connects to the domestic water system. (see picture 2 exhibiting the pump access structure and completed connection).
4. The House and domestic water system was completed in July 2015, and has been in use since that date. Picture 3 shows the completed house, the covered pump access structure, and the frost free hydrant (with water running) which is used for irrigation purposes. The house has 3 bathrooms, a kitchen, and laundry room (all of which utilize the domestic water system).

WATER APPROPRIATION PERMIT
96-9924



PEND OREILLE LAKE AREA OFFICE
PEND OREILLE FOREST PROTECTIVE DISTRICT
2550 Highway 2 West
Sandpoint, Idaho 83864
Phone: (208) 263-5104
Fax: Area (208) 263-0724
District (208) 265-7263

May 6, 2005

WINSTON WIGGINS - DIRECTOR

Donald Morris
108 Indian Meadows Road
Sandpoint, ID 83864

Re: Encroachment Permit L-96-S-1613B

Dear Mr. Morris:

Enclosed is subject permit in accordance with the application you filed with this office. Please comply with all special terms and conditions. This permit does not preclude you from getting other permits such as one from the Corps of Engineers. You should contact them prior to construction.

This permit is not valid until you provide us with proof of recordation from your county recorder's office. Please note that the original notarized permit must be presented to the recorder; a copy will not be accepted. The encroachment permit number 1613 (not L-96-S-) must be displayed upon the most waterward area of your encroachment with metal, plastic (vinyl) or wooden numerals at least three inches in size.

WHAT NEXT

1. Record the Encroachment Permit with the respective County in which the encroachment is located. The recordation number is then written on line 4 of the YELLOW Work Completion Report. When encroachment is complete, fill in date on the YELLOW form and return to the address indicated on the form.
2. The BLUE form – Request For Assignment of Encroachment Permit – is for when you sell your property. You sign in the appropriate location and give it to the new owner, they complete the form and return it to the Idaho Department of Lands.

Thank you for your cooperation.

Sincerely,

EDWARD ROBINSON
Area Supervisor

jb

enclosures

c: U. S. Army Corps of Engineers, Coeur d'Alene
Mike Murphy - Boise

DONALD MORRIS
RP004 QUNN20060A

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

**SEPARATE PERMIT DECISIONS MUST BE
 RECEIVED FROM BOTH THE STATE OF
 IDAHO AND THE CORPS OF ENGINEERS
 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 laws 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>L-96-S-1613A (WATER LINE)</u> Date Received _____ \$20 Rec'd By: _____ Receipt # _____
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PLEASE TYPE OR PRINT

3 Applicant Don Morris
 Mailing Address 108 Indian Meadows Road
Sandpoint, Idaho 83864
 Work Phone (Area 208) 263-6535 Home (Area 208) 290-1528
 Fax Number _____

4 Authorized Agent _____
 Mailing Address _____
 Work Phone (Area _____) _____ Home (Area _____) _____

5 Location where proposed activity exists or will occur
 Waterway Lake Pend Oreille
Hope Bonner Idaho
 In/near city or town _____ County _____ State _____
83836 Bonner
 Zip Code _____ Local jurisdiction (city or county) _____

Tributary of: Columbia River
 Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.)
Lot 6 Wasoonta Island *(See instructions)
3 56N 1E
 1/4 1/4 Section Township Range
 UTM Coordinate Grid Zone _____ Northing _____ Easting _____

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.

I propose placing a steel piling supported rail launch and a domestic water line into Lake Pend Oreille. The rail will extend 150 lineal feet and the water line will extend 200 lineal feet and be buried to low water and anchored with concrete anchors on the lake bed.

Describe construction methods and equipment:

An excavator, crane and barge will be used for construction.

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

Rock and gravels

Length of project along the stream or extension into lake or reservoir: Water line-200 lineal feet
Rail Launch - 150 lineal feet

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

Will material be placed in wetlands? no If yes, total area: n/a (acres)

Type and composition of fill material: Excavate 2 ft. trench and backfill with same materials above water level. (i.e. sand, etc) Material Source: _____

Will excavation or dredging be required? yes If yes, volume: 12 (cubic yards) Composition gravels and sandy loam

Disposal site for excavated material: n/a Method of excavation: excavator

Stream gradient: n/a

Method of controlling turbidity and/or sedimentation: done during low water and use of silt fence

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

n/a

DONALD MORRIS
PPADJOUH706/NA

7 Purpose and intended use: Commercial _____ Public _____ Private X Other _____ Describe _____
Reason for project For year around access to property and domestic water usage

8 Proposed Starting Date April 1, 2005 Estimated Duration 2 weeks

9 List portions of the project that are complete with month and year of completion _____
Label this work on your drawings

10 Names, addresses, and telephone numbers of adjoining property owners, lessees etc, whose property also adjoins the waterway
Paul Vogel Jerry Morris
120 East Lake #313 1403 Peninsula Road
Sandpoint, Idaho 83864 Hope, Idaho 83836
(208) 263-6636 (208) 264-5244

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

11 LEGAL OWNER IF OTHER THAN APPLICANT

Name _____ Phone Work () _____
Mailing Address _____ Home () _____
City, State, Zip Code _____

12 List applications, approvals, or certifications from other Federal, state, or local agencies for work described in this application

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

13 Has any agency denied approval for the proposed activity? Yes _____ No _____ (If "Yes" explain)

14 Other comments/information: _____

15 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.

Donald Morris DONALD MORRIS February 20, 2005
Signature of Applicant (ORIGINAL SIGNATURE REQUIRED) Printed Name Date

16 If you wish to designate an authorized agent, complete Item 4 and the following information
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.

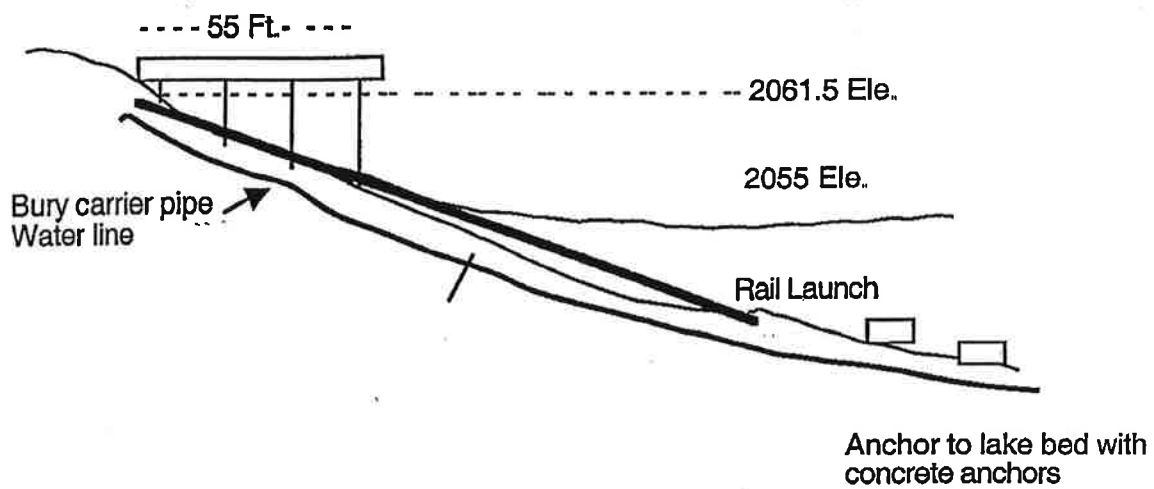
Original Signature of Authorized Agent	Date	Original Signature of Applicant	Date
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18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or 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.

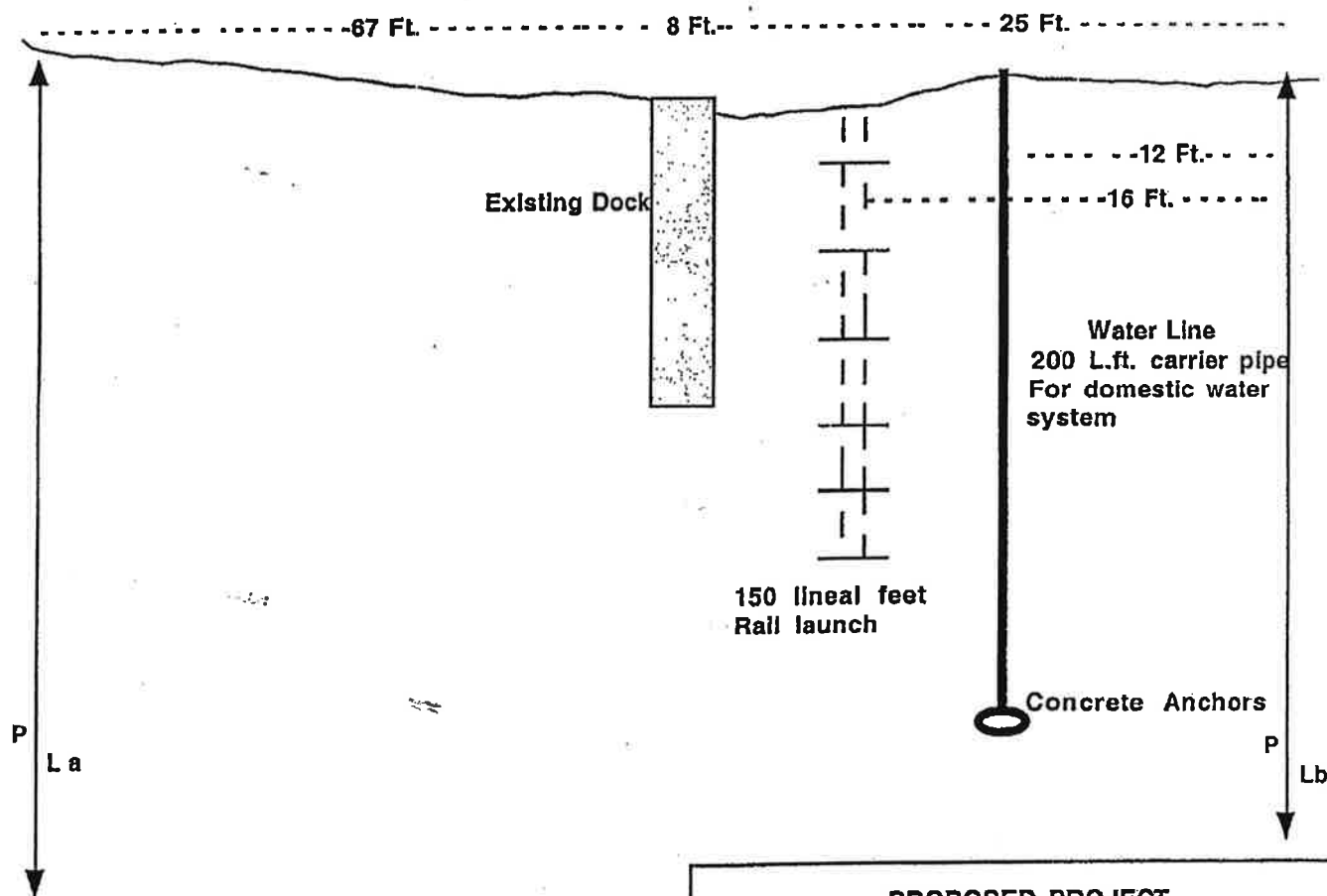
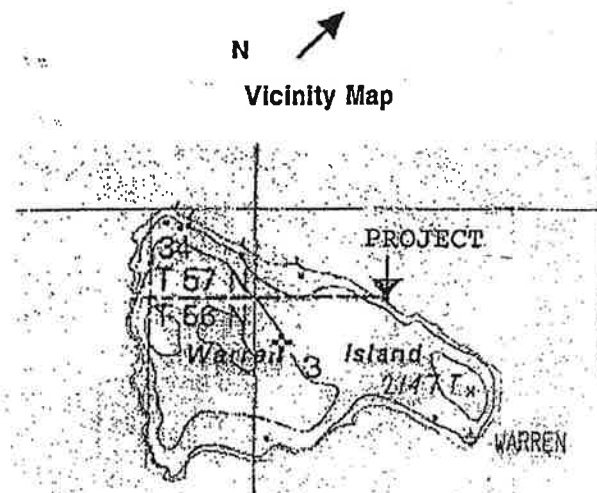
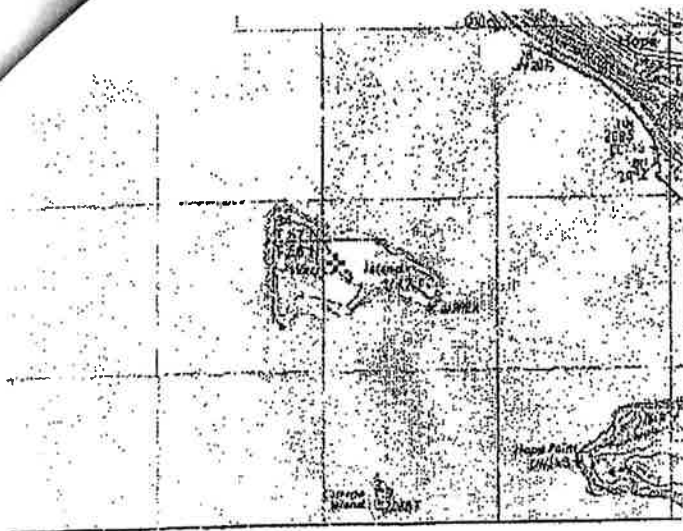
DO NOT SEND CORPS PROCESSING FEE WITH APPLICATION

SEND IDAHO DEPARTMENT OF WATER RESOURCES OR IDAHO DEPARTMENT OF LANDS FILING FEE WITH APPLICATION

DONALD MORRIS
RP 004840020060A



DONALD MORRIS
RP004840020060A



Note

Adjacent Property Owners

A) Paul Vogel

B) Jerry Morris

PROPOSED PROJECT

In: Lake Pend Oreille

Near: Hope, Idaho

County: Bonner

Applicant: Don Morris

Date: February 20, 2005

DONALD MORRIS
RP004840020060A

WATER APPROPRIATION PERMIT
96-9924



767675

Donald Morris

FILED BY

PEND OREILLE LAKE AREA OFFICE
PEND OREILLE FOREST PROTECTIVE DISTRICT

2550 Highway 2 West

Sandpoint, Idaho 83864

Phone: (208) 263-5104

Fax: Area (208) 263-0724

District (208) 265-7263

2009 MAR -2 P 2:10

1200
MARIE SCOTT

BONNER COUNTY RECORDER

WINSTON WIGGINS - DIRECTOR

CB - DEPUTY

ENCROACHMENT PERMIT NO. L-96-S-1613B

Permission is hereby granted to Donald Morris of 108 Indian Meadows Road, Sandpoint, ID 83864 to install and maintain a launch rail system 150 lineal feet into lake and domestic waterline 200 feet into lake, existing 8' x 60' pier and mooring buoy 40' from pier. Located: Pend Oreille Lake, Warren Island, Parcel RP004840020060A, Wasoonta Lake Lots, Block 2, Lot 6, Section 34, Township 57 North, Range 1 East, Boise Meridian, Bonner 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 nor 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 shall indemnify and hold harmless and free from liability the Permitter for any injuries to persons or damage to property occurring as a result of the use authorized under this permit.
6. Idaho Code §58-1306(e) requires recordation of this permit in the records of respective county assessor's office as a condition of this permit.
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 6th day of May, 2008 (three years from the date of issuance), this permit shall automatically expire unless it was previously revoked or otherwise extended.

DONALD MORRIS
2009 MAR 2 2009

ENCROACHMENT PERMIT NO. L-96-S-1613B

May 6, 2005

Page two

9. This permit does not relieve the Permittee from obtaining additional local or federal permits as required.
10. Mooring buoy shall be installed a minimum of thirty (30') feet away from property/riparian right lines of adjacent riparian owners and shall be located within dock line. One (1) mooring buoy per riparian owner shall be allowed.
11. Mooring buoy shall be Coast Guard approved. Bonner County Waterways requires white background with a blue stripe. For questions, contact Patti Rahn at (208)265-1438.
- ~~12. Removal and proper disposal of any preexisting or abandoned facilities is a condition of this permit.~~
13. This permit supersedes and voids any permit previously issued for this property.
14. Construction materials shall be natural or pressure treated utilizing only those preservative chemicals registered for the specific uses 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 Environmental Quality at (208)769-1422** for information on acceptable treatment methods and materials.
15. All construction material must be stockpiled landward of the artificial high water mark.
16. Operation of excavation equipment will be held to a minimum below the artificial high water mark. Equipment may be operated only on dry land above the present level of the lake. ~~Construction machinery may not be operated in the water.~~
17. 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.
18. All construction will be done according to the specifications detailed in the attached design plan.
19. The disturbed portion of the lakebed shall be shaped to its original contour upon completion of the project.
20. Excavated material shall be sidecast to only one side of the trench.
21. Excavated material shall be replaced in the trench.

DONALD MORRIS
RP004840020060A

ENCROACHMENT PERMIT NO. L-96-S-1613B

May 6, 2005

Page three

22. Excavated material not replaced shall be removed to an area above the artificial high water mark and in a position such that it will not reenter the lake.
23. The pipeline intake should be screened in a manner that would create approach velocities of not more than **0.5 feet per second** and a maximum screen mesh diameter of one-quarter inch.
24. Waterline shall be anchored to the bed of the lake with a nontoxic type of weight.
25. The Permittee must be in compliance with all Water Resource laws.
26. No water shall be diverted by the system until a valid water or appropriation permit is obtained from the Department of Water Resources.
27. As current EPA requirements dictate that disinfecting and filtration systems are to be used for minimum treatment by surface water purveyors, the department recommends that small, domestic surface water users do likewise.
28. 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.
29. All wood chips and other construction waste shall be removed from the lake upon completion of project.
30. If any excavation occurs the operator must comply with the provisions of the Underground Facilities Damage Prevention Law (title 55, chapters 2201-2210, Idaho Code). The one-call locator service number is 1-800-342-1585.
31. The Permittee or operator shall have a copy of this permit available for inspection at all times during construction.

DONALD MORRIS
RP004840020060A

May 6, 2005

Page four

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

FOR THE DIRECTOR

By: Edward Robinson
EDWARD ROBINSON
Area Supervisor – Pend Oreille Lake Area

STATE OF IDAHO)
COUNTY OF BONNER) ss

On May 6, 2005, personally appeared before me Edward Robinson, whose identity is personally known to me and who by me duly affirmed that he is the Area Supervisor – Pend Oreille Lake Area of the Idaho Department of Lands, and acknowledged that the foregoing document was signed by him in behalf of said state agency by authority of a Resolution of the State Land Board.

SUSAN L. COPAS
NOTARY PUBLIC
STATE OF IDAHO

Susan L. Copas
Notary Public for Idaho Department of Lands
My commission expires on 2/18/2009

DONALD MORRIS
R7004840020060A

DONALD MORRIS
RP004840020060A

WATER EVID
APPLICATION & RECEIPT OF REDEMPTION OF
COMPLETION

Office of the Clerk of the District Court, Ex-Officio Auditor and Recorder, Bonner County, Idaho

RECEIVED this day the
following Instrument as
shown on Reception Record
of even date herewith.

MARIE SCOTT,
Clerk of the District Court,
and ex-officio Auditor and
Recorder.

MB

Deputy.

Fees must be paid in
advance.

Sandpoint, Idaho, 3-2-09

State of Idaho

TO

REQUEST OF

Donald Morris

Donald Morris

Encroachment Permit
No L-96-S-1613B

Fees \$ 12.00

Any inquiry regarding this Instrument
please refer to this number:

767675

WATER APPROPRIATION PERMIT
96-9924

Please return original signed subordinations to:
Idagon Homes LLC
P.O. Box 55
Sandpoint, Idaho 83864

Work Performed at: **1806 Warren Island Shores, Hope, ID 83836**

Work Description: **Water and Sewer Systems**

Invoices Dated Through: May 31, 2015

LIEN WAIVER

In consideration of **\$8,680.58** the receipt and adequacy of which is hereby acknowledged, the undersigned hereby waives and relinquishes any liens or rights to liens for all labor, work, material, machinery or fixtures provided by the undersigned prior to the date hereof for use at

Property Address: 1806 Warren Island Shores, Hope, ID 83836

More particularly described as:

Lot 6, Block 2 of Wasoonta Island Lake, Lots according to the plat thereof, recorded in Book 2 of plats, page 144, records of Bonner County Idaho. Also the land lying between the sidelines of said lot extended to the shore of Lake Pend Oreille

IT IS THE INTENTION OF THE UNDERSIGNED, this release is only conditional if payment attached hereto does not clear. This instrument is an absolute waiver and release of all liens and rights to liens of the undersigned for all labor, work, material, machinery or fixtures provided prior to this date whether or not undersigned has been paid in full to such date. This instrument is not limited in any manner as a wavier and release of liens or rights to liens by the extent of the consideration received.

Further, the undersigned acknowledges and intends that not only the contractor and owners, but others, including lenders, will rely upon this instrument as a full and complete waiver and release in the normal course of their transactions.

The undersigned certifies that the sum mentioned above as been expended to the payment of labor, work, material, machinery or fixtures furnished for this project and no other.

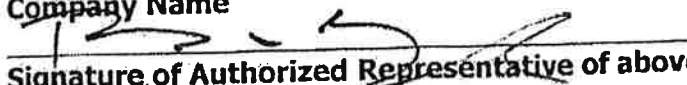
The undersigned further agrees to indemnify and hold harmless
Idagon Homes, LLC and Donald Lee Morris and Lori Ann Morris

from any liability whatsoever for any unpaid materials, labor and equipment or service charges, debts or claims which may have been contracted by the undersigned.

THIS AGREEMENT SUPERSEDES ALL AGREEMENTS OR UNDERSTANDINGS,
ORAL OR WRITTEN, RELATING TO LIEN RIGHTS

DATED: 6/8/2015
Sandpoint Pump and Power

Company Name


Signature of Authorized Representative of above Company

DONALD MORRIS RP004840020060A





ET 2 HW

Permt
96-9924

2



3
PERMIT
9061924