

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

OCT 13 2016

DEPARTMENT OF
WATER RESOURCES

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
65-8481	Yes ☒	65-23701	Yes ☐		Yes ☐
65-13920	Yes ☐		Yes ☐		Yes ☐
65-02537X	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: JOANNE + ROGER BURRESS
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): GARRETT + CAROL LOFTO
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2237 W. BOLTON CT EAGLE 70 83616
Mailing address City State ZIP
- 208 761 4264 garrett.lofto@simply.com
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: SEPTEMBER 29, 2016
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.

7. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - Filing fee (see instructions for further explanation):
 - \$25 per undivided water right.
 - \$100 per split water right.
 - No fee is required for pending adjudication claims.

SUPPORT DATA

IN FILE # 65-2537X

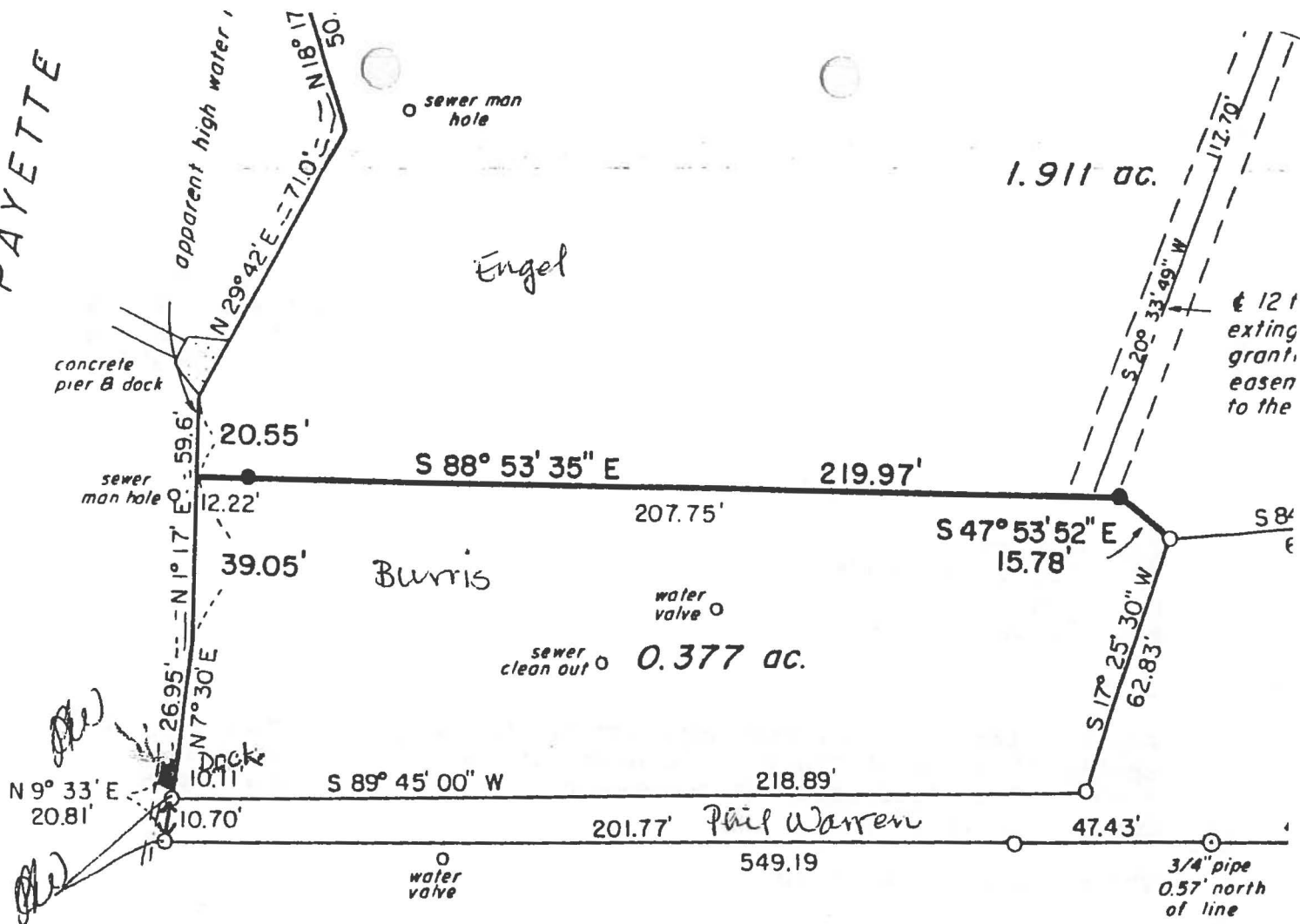
8. Signature: [Signature] Title, if applicable: _____ Date: OCT. 13/16
Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 5-12-17 Receipt No.: C103540 Receipt Amt.: 75.00
Approved by: _____ Processed by: [Signature] Date: 10-13-16 C102588 875.00

PAYETTE



cc Warren

LOT 1

LUCK'S POINT SUBDIVISION

- Set $\frac{1}{2}$ " x 24" rebar w/plastic cap
 - Found $\frac{1}{2}$ " rebar
 - ⊙ Found monument as noted
- Bearings based on plat of
Luck's Point
- Scale : 1" = 40'



Aug 31, 1992
815 Wauna Vista
Walla Walla, WA
99362

Tim Duffner
Idaho Dept. of Lands
P.O. Box AS
McCall, Idaho 83638

Dear Tim,

Please find enclosed the application for a dock permit and the application fee of \$50.00. We have sent my brother, Phil Warren, a copy of the encroachment agreement. He will send the signed copy directly to you.

Thank-you for your help.

Sincerely,
Joanne Burris
Joanne Burris



WARRANTY DEED

Order No.: 125415AM

FOR VALUE RECEIVED

The Don't Eat Your Seed Corn Trust, dated April 2004, Rodger M. Burris and Joanne M. Burris Co-Trustees

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Garrett Lofto and Carol Lofto

whose current address is:
2237 W. Bolton St.
Eagle, ID 83616

A handwritten signature in blue ink, appearing to be 'G. Lofto' and 'C. Lofto'.

the grantee(s), the following described premises, in Valley County, Idaho, TO WIT:

A parcel of land situate in Government Lot 1, Section 35, T. 19 N., R. 3 E., B. M., Valley County, Idaho, more particularly described as follows:

Commencing at a concrete and iron monument marking the north east corner of Luck's Point Subdivision as shown on the Official Plat. thereof on file in Book 1, page 22 of Plats in the Office of the Recorder of Valley County, Idaho: Thence, S. 89° 15' 00" W., 519.19 feet along the northerly boundary of Luck's Point Subdivision to a 1/2 inch rebar on the high water mark of Payette Lake; thence N. 9° 33' E., 10.70 feet along said high water mark to a 1/2 inch rebar, the REAL POINT OF BEGINNING: Thence, continuing N. 9° 33' E., 10.11 feet along said high water mark to a 1/2 inch rebar, thence, N. 7° 30' E., 26.95 feet along said high water mark, thence, N. 1° 17' E., 39.05 feet along said high water mark, thence, S. 88° 53' 35" E., 219.97 feet, thence, S. 47° 53' 52" E., 15.78 feet to a 1/2 inch rebar, thence, S. 17° 25' 30" W., 62.83 feet to a 1/2 inch rebar, thence, S. 89° 45' 00" W., 218.89 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: September 23, 2016

The Don't Eat Your Seed Corn Trust, dated April 2004

Rodger M. Burris
By: Rodger M. Burris, Co-Trustee

Joanne M. Burris
By: Joanne M. Burris, Co-Trustee

State of Idaho} ss.
County of Valley}

On this 26 day of September, 2016, before me, Stephanie Wright a Notary Public in and for said state, personally appeared Rodger M. Burris and Joanne M. Burris known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustees of the Don't Eat Your Seed Corn Trust, and acknowledged to me that he/she/they executed the same as Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Stephanie Wright
Notary Public for the State of Idaho»

Residing at: Donnelly Id
Commission Expires: 04-25-18





STATE OF IDAHO
DEPARTMENT OF LANDS
Payette Lakes Supervisory Area
555 Deinhard Lane
McCall, ID 83638
Phone (208) 634-7125
Fax (208) 634-5117

ENCROACHMENT PERMIT NO. L-65-S-528C

Permission is hereby granted to Joanne and Rodger Burris of P O Box 1265, McCall, ID 83638 to construct and maintain an additional section of permanent dock to be located as follows:

Gov't Lot 1, Section 35, T19N, R3E, Boise, Meridian, Valley County, Lucas Point Sub. Tax # 27, JSL

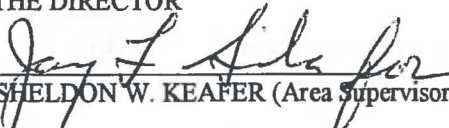
1. All applicable provisions of the Rules of Regulation of Beds, Water, and Airspace over Navigable Lakes and Streams in the State of Idaho are incorporated herein by reference and made a part hereof.
2. Construction will follow details and specifications shown on the approved drawings, and made a part hereof, together with any special conditions, procedures, or endorsements required by the department appearing below.
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 number assigned is displayed in letters not less than three inches (3") in size upon the dock or piling.**
8. **If the activity authorized herein is not completed on or before the 4th day of October, 2007 (three years from the date of issuance), this permit shall automatically expire unless it was previously revoked or otherwise extended.**
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 dock facilities is a condition of this permit unless otherwise mentioned in this permit as being able to remain.

FILE COPY

11. This permit supersedes and voids any dock permit previously issued for this property. This permit is contingent upon removing any abandoned portions of the existing dock from Payette Lake.
12. Construction materials shall be natural or pressure treated utilizing only those preservative chemicals registered for their 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 for information on acceptable treatment methods and materials.
13. All Water Resource laws must be in compliance.
14. Should information and data provided prove to be materially false, incomplete and/or inaccurate, this authorization may be modified, suspended, or revoked upon notice by the Director of Department of Lands and hearing as provided for in the adopted rules.
15. All construction waste, i.e., wood chips, must be removed from the lake as soon as possible.
16. As a condition of this permit, the director may require a lease or easement for use of any part of the state-owned lakebed.
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 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.
19. **This permit is not valid until it has been recorded with the County.**

FOR THE DIRECTOR

By:


SHELDON W. KEAFER (Area Supervisor)Date: October 4, 2004

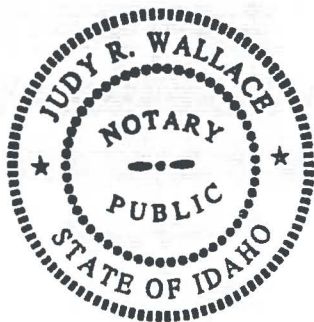
STATE OF IDAHO)

) ss

COUNTY OF VALLEY)

Subscribed and sworn to before me this 4 October, 2004.

FILE COPY



Notary Public of Idaho

Residing at McCall, Idaho

Commission expires: 11/21/20062/27/2008

IDAHO AND THE CORPS OF ENGI
PRIOR TO START OF WORK

1. Corps of Engineers # _____
Date Received _____

2. State of Idaho # L-65-S-528C
Date Received Sept 28 2004
\$20 Rec'd By: ASD Receipt # _____

ד'ת"א

3. Preparation of drawings. One set of original or 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 ☒ Other _____ Describe Boulders
Necessity and justification for project Boulders wearing on flotation tubes - too big to remove from

10. Proposed Starting Date 3rd or 4th week of Oct. 2004 Estimated Duration one week

11. If any portion of the activity is complete, indicate month and year of completion _____
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.
John Warren _____ McCall, Id 83638
Jim Cleary _____ Boise, Id

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

13. LEGAL OWNER IF OTHER THAN APPLICANT _____

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
<u>State of Idaho - Dept of Lands</u>	<u>DOCK</u>	<u>L-65-5-528A</u>		<u>OCT. 26, 1980</u>
<u>Renewed</u>	<u>"</u>	<u>"</u>		<u>OCT. 20, 1999</u>
<u>Renewed</u>	<u>DOCK</u>	<u>L-65-5-528B</u>		<u>OCT. 11, 2000</u>

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) _____

16. Remarks or additional information: _____

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PHYSICAL ADDRESS (required by ID Dept of Lands):

1375 FORD DRIVE, McCall, Idaho 83638

17. 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.

Sept. 27, 2004
Date

Rodger Burrows
Signature of Applicant (ORIGINAL SIGNATURE REQUIRED)

19. 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 _____

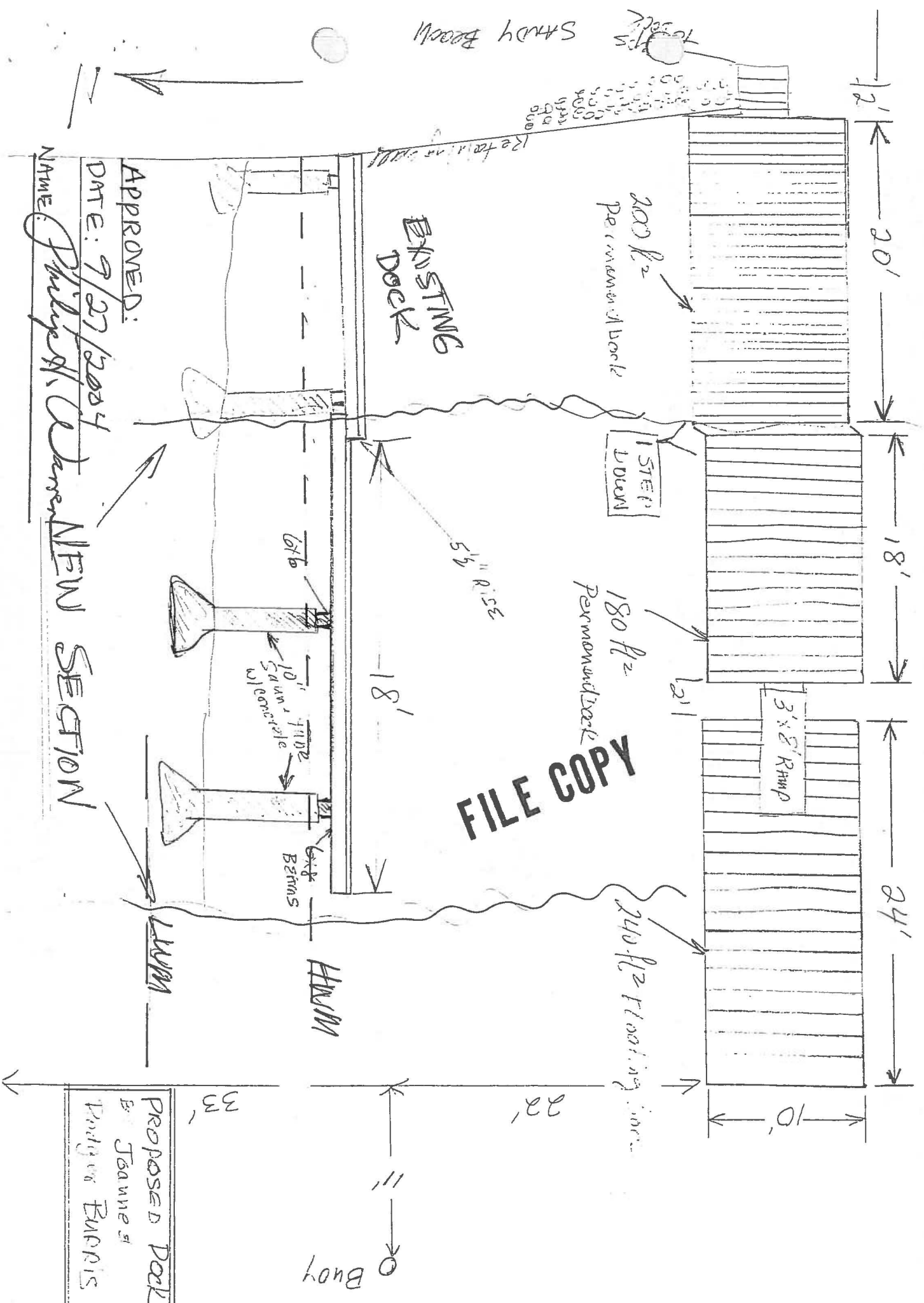
18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations 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

EXISTING

NEW

EXISTING



FILE COPY

APPROVED:

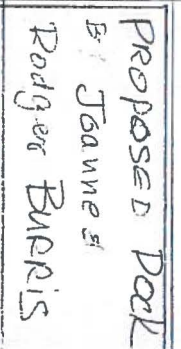
DATE: 7/27/2024

NAME: Philip A. O'Connell NEW SECTION

PROPOSED DOCK

By: Joanne M. Rodrigue, EUGRIS

EX-151NG



APPROVED:

DATE: 7/20/2004

NAME: Philip H. Claren

PAYETTE

1100

2-11

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11-11-04
Buddy Location
Buddy Location

NEW ADDITION
TO PERMITS 5000

10
2
10
10
10

Phil W. Kress

NEW JOB W/ APPROVAL

0377

Bureau's

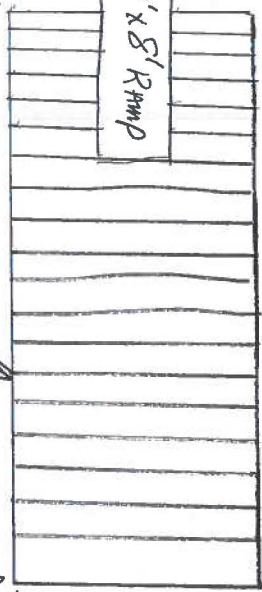
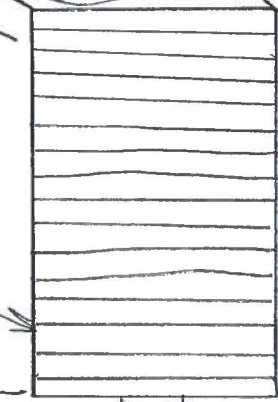
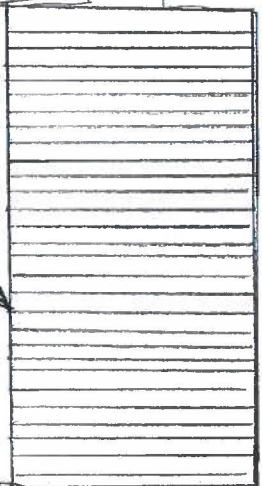
W/ ST. 1100
1100
1100

EXISTING

NEW

EXISTING

12' 20' 18' 24' 10'



3' x 8' Ramp

200 ft²
Permanent Deck

1 STEP
DOWN

180 ft²
Permanent Deck

FILE COPY

240 ft² Floating Dock

EXISTING
Dock

Retaining wall

5 1/2" rise

18'

Beams

10" x 4" tube
w/ concrete

Channel

Water

Sandy Beach

Steps



APPROVED:
DATE:
NAME:

NEW SECTION

Proposed Dock
By Jeanne &
Rodger Burris

Buoy

APPROVED:

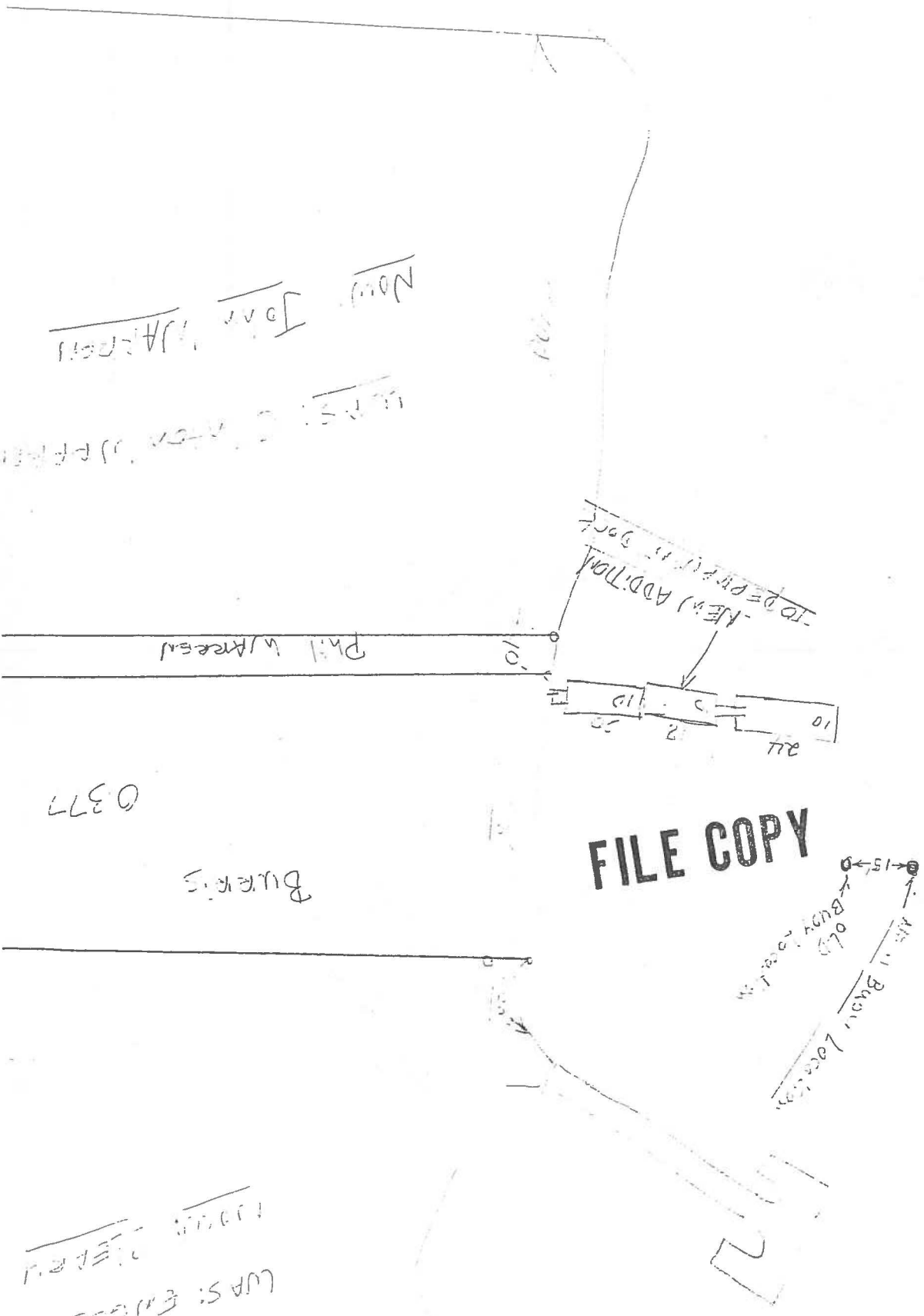
DATE: 9-27-01

NAME: Shelly Waver

PAYROLL INVOICE



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Now John W. Kress

WAS: C. W. Kress

0377

BUREAU'S

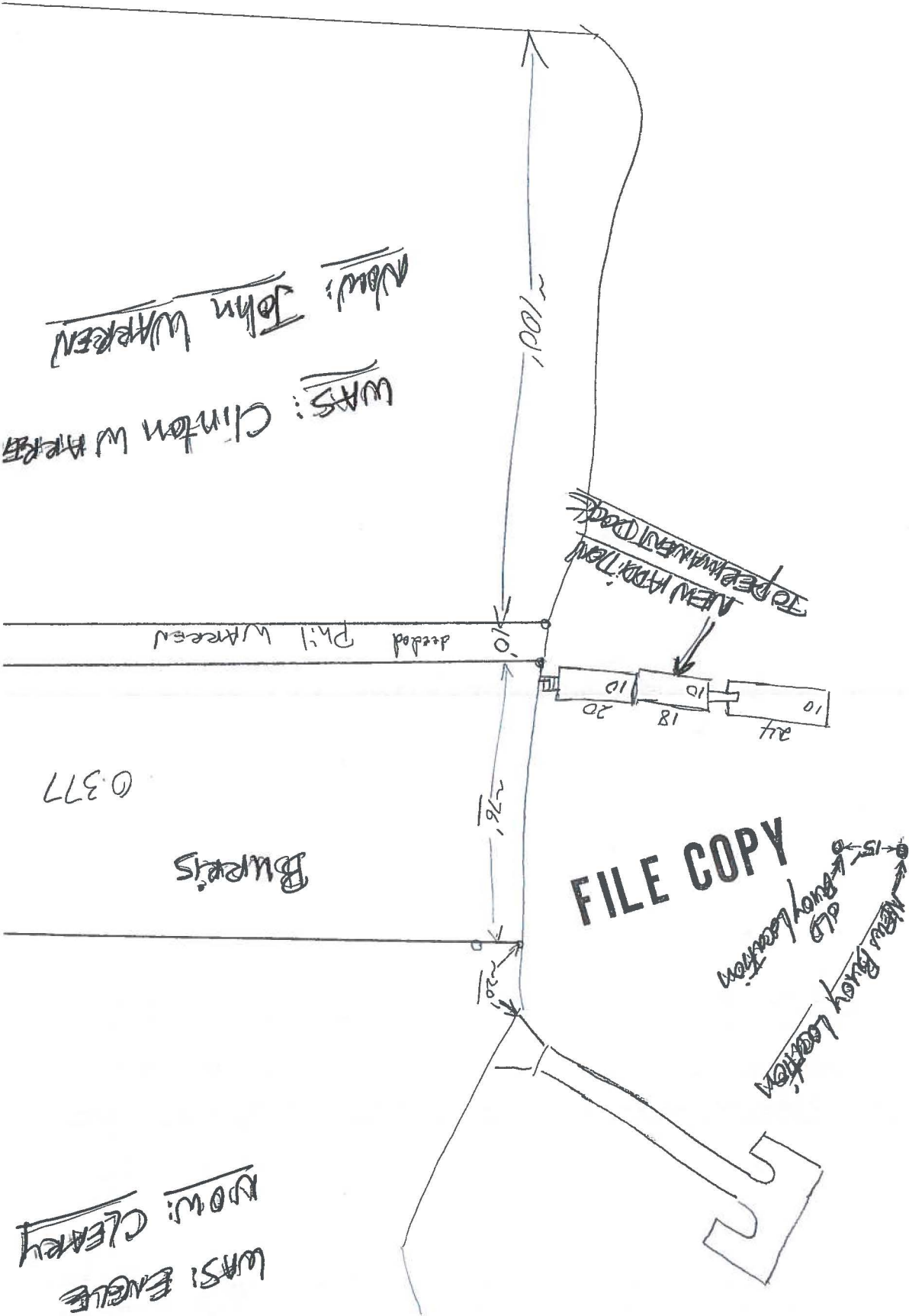
WAS: EMILE
1000 11 3000

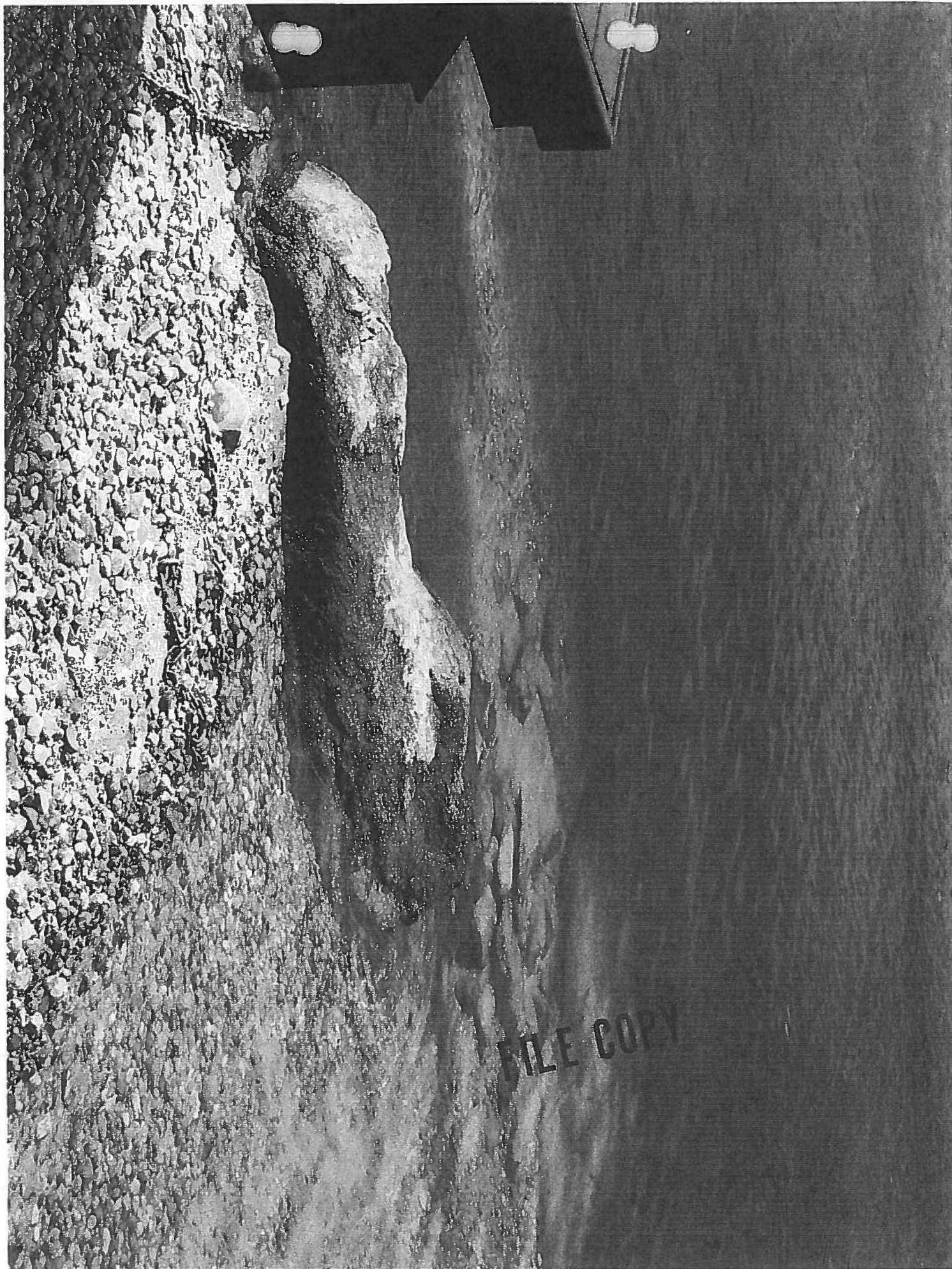
APPROVED: _____

DATE: _____

NAME: _____

PAYETTE LAKE





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ENCROACHMENT PERMIT NO. L-65-S-528B

Permission is hereby granted to RODGER & JOANNE BURRIS of PO Box 1265, McCall, ID 83638 to construct and maintain dock & buoy to be located as follows:

Gov't Lot 1, Lucks Point Sub., S35, T19N, R3E, Boise Meridian, Valley County.

1. All applicable provisions of the Rules of Regulation of Beds, Water, 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 made a part hereof, together with any special conditions, procedures, or endorsements required by the department appearing below.
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 number assigned is displayed in letters not less than three inches (3") in size upon the dock or piling.**
8. **If the activity authorized herein is not completed on or before the 26th day of October, 2003 (three years from the date of issuance), this permit shall automatically expire unless it was previously revoked or otherwise extended.**
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.

ENCROACHMENT PERMIT

NO. L-65-S-528B

Page 2

11. This permit supersedes and voids any permit previously issued for this property. This permit is contingent upon removing any abandoned portions of the existing dock from Payette Lake.
12. Creosote or pentachlorophenol (Penta) treated piling and lumber shall not be used on, in, or over the water. Piling and lumber that are in continual contact with lakewaters shall not be treated with protection material. Treated materials not in contact with the water shall be completely dry before use in or near navigable water. Contact Idaho Department of Health and Welfare, Division of Environmental Quality, in Coeur d'Alene, Idaho at (208) 667-3524 with questions regarding treated materials.
13. All Water Resource laws must be in compliance.
14. Should information and data provided prove to be materially false, incomplete and/or inaccurate, this authorization may be modified, suspended, or revoked upon notice by the Director of Department of Lands and hearing as provided for in the adopted rules.
15. All construction waste, i.e., wood chips, must be removed from the lake as soon as possible.
16. As a condition of this permit, the director may require a lease or easement for use of any part of the state-owned lakebed.
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 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.
19. **This permit is not valid until it has been recorded with the County.**

FOR THE DIRECTOR

By: Sheldon W. Keafer
SHELDON W. KEAFER (Area Supervisor)

Date: October 26, 2000

STATE OF IDAHO)
) ss
COUNTY OF VALLEY)

Subscribed and sworn to before me this 26 October, 2000.

Mary Stief
Notary Public of Idaho
Residing at McCall, Idaho
Commission expires: 11/21/2000

IDAHO AND THE CORPS OF ENGINEERS
PRIOR TO START OF WORK

1. Corps of Engineers # _____
Date Received _____

2. State of Idaho # L-65-S-528 B
Date Received 10/11/00
\$20 Rec'd By: \$50 10/11/00 Receipt # _____

3. Applicant Teanne & Rodger Burris
Mailing Address P.O. Box 1265
Mc Call, Idaho 83638
Work Phone (Area) _____ Home (Area) 208 634-6085
Fax Number Same as home

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

5. Location where proposed activity exists or will occur.

Waterway Payette Lake

McCall Valley Idaho
In/near city or town County State

83638 McCall
Zip Code/ Local Jurisdiction (city or county)

Tributary of: Gov't. Lot 1, Luck Point Sub.
Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.)
_____ (See instr. _____)

35 19N 3E
1/4 1/4 Secuon Township Range

UTM Coordinate Grid
Zone North 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 pile boat lifts, bulkheads, and cofferdams.

We propose constructing a wood & TEEK dock consisting of one permanent dock with dimensions 10' x 20' supported by 6 concrete piers 10" in diam., and one floating dock with dimensions 10' x 24' secured to concrete anchors by chain - hand dug and constructed at lowest lake level, Also placing buoy with cement anchor

Describe construction methods and equipment:
Construction will be done by Matt Graham of Quality Deck Design
(634-8644)

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

Length of project along the stream or extension into lake or reservoir: 410'

Will material be placed waterward of ordinary high water mark? N/A 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? ✓ If yes, volume: _____ (cubic yards) Composition for columns

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.)

9. Purpose and intended use: Commercial ☐ Public ☐ Private ☒ Other ☐ Summer recreation/boating
Necessity and justification for project _____

10. Estimated Starting Date _____ Estimated Duration _____

11. If any portion of the activity is complete, indicate month and year of completion _____
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:
Phil Warren P.O. Box 1513 McCall, Idaho 83638
Arthur Engel 701 Gage St. San Diego, CA 92106

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

13. LEGAL OWNER IF OTHER THAN APPLICANT _____
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, other activities described in the application.

Issuing Agency	Type of Approval	Identification No.	Date of Application	Date of Approval
<u>State of Idaho - Dept. of Lands</u>	<u>Dock</u>	<u>L-65-S-528-A</u>		<u>Oct. 26, 1988</u>
<u>Renewed</u>	<u>"</u>	<u>"</u>		<u>Oct. 20, 1994</u>

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) _____

16. Remarks or additional information: _____

17. 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 the 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.

10-11-2000
Date

Rodger Burns
Signature of Applicant (ORIGINAL SIGNATURE REQUIRED)

19. 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.

☐

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 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

STATE OF IDAHO
 DEPARTMENT OF LANDS
 ATTACHMENT FOR ENCROACHMENT

Required When Applying for an Idaho Department of Lands Lake Encroachment Permit

"Joint COE-IDL Applications" for encroachment must be signed by the riparian or littoral property owner or his lessee. A riparian or littoral owner is the person whose upland property interfaces the ordinary or artificial high water mark of a given waterway. A complete application must include the legal description of the upland property; a vicinity map showing the location of the proposal; design plans showing the adjacent boundary lines, encroachment dimensions, water depth, and a lakebed profile, all relative to the ordinary or artificial high water mark; and name and address of the adjacent property owner(s).

General specifications are as follows:

- 1) Encroachment must be installed perpendicular to the general shoreline.
- 2) Encroachment is not to extend beyond a depth necessary for customary navigation nor beyond the established line of navigation.
- 3) Mooring buoy encroachment must be kept 30 feet from riparian/adjacent property lines and cannot extend further waterward than the line of navigation.
- 4) Dock encroachment is not to exceed 700 square feet in size nor 10 feet in width, excluding a slip cutout.
- 5) Approach ramp is not to exceed 6 feet in width. Only four (4) piling are allowed.
- 6) Structure cannot be closer than 10 feet to adjacent property/riparian boundary lines without written consent from the adjacent property owner, as riparian lines extend into the water perpendicular from the general shoreline.
- 7) Commercial encroachments are required to maintain 25 feet from adjacent property/riparian boundary lines.

CONSENT OF ADJACENT RIPARIAN OR LITTORAL PROPERTY OWNERS

Navigational and nonnavigational encroachments located adjacent to an upland property may infringe upon the adjacent property owner. Signature of the owner(s) will automatically rebut this presumption. The owner's signature below and initials per applicant's drawing will complete the permit requirement process.

I, Philip H. WARREN, am the owner of riparian or littoral property adjacent to the riparian or littoral area listed in this application. I am familiar with the scope and location of the proposed encroachment as evidenced by accompanying plans which I have initialed. I offer no objection to the encroachment.

10/10/2002
 Date

Philip H. Warren
 Name

P.O. Box 1513

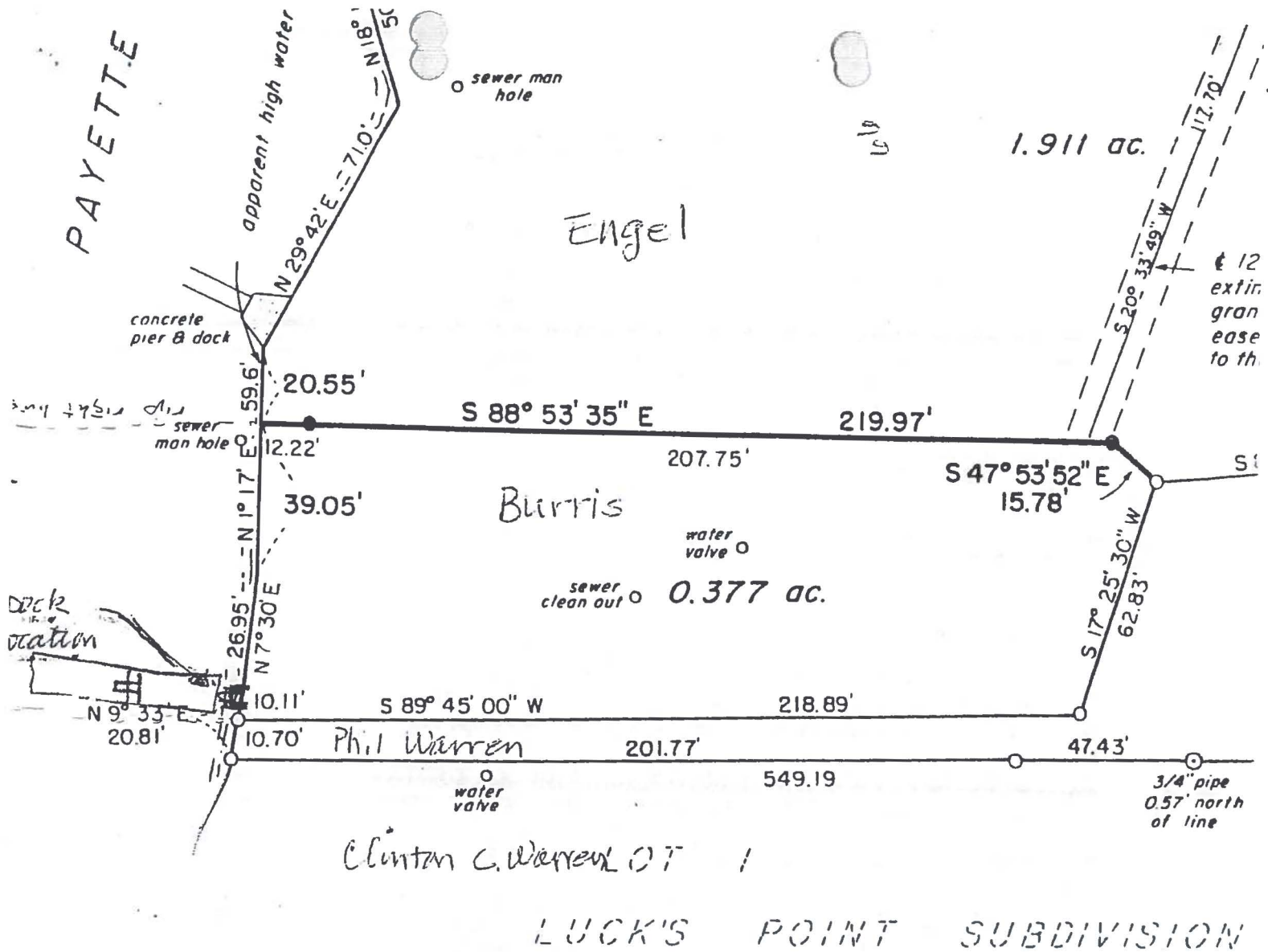
McCall, ID 83638
 Address

I, _____, am the owner of riparian or littoral property adjacent to the riparian or littoral area listed in this application. I am familiar with the scope and location of the proposed encroachment as evidenced by accompanying plans which I have initialed. I offer no objection to the encroachment.

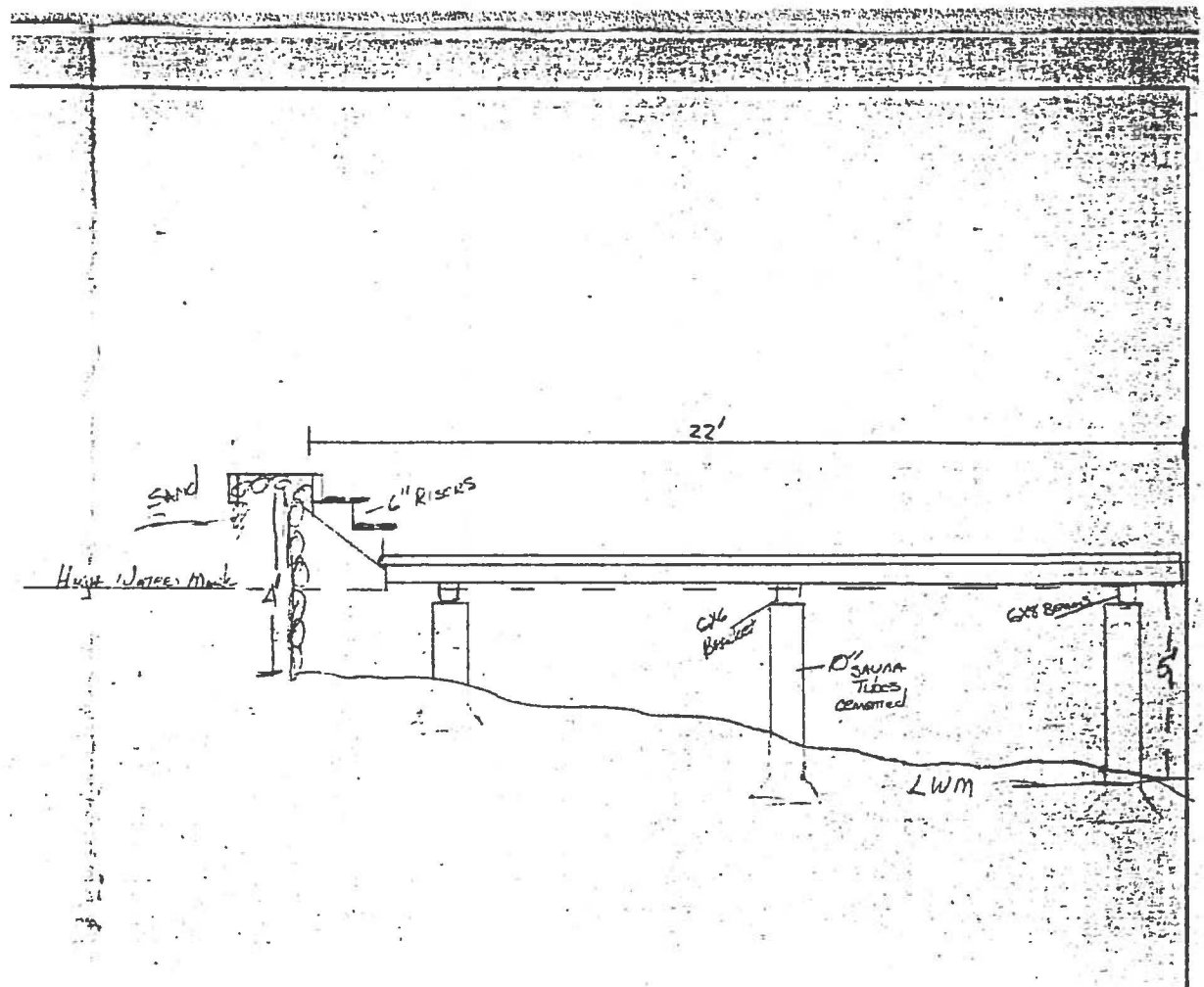
 Date

 Name

 Address



- Set $\frac{1}{2}$ " x 24" rebar w/plastic cap
 - Found $\frac{1}{2}$ " rebar
 - Found monument as noted
- Bearings based on plat of
Luck's Point
Scale : 1" = 40'



DEPOSIT TICKET

FOR CLEAR COPY, PRESS FIRMLY

DATE 10/26/08 19

CURRENCY	DOLLARS	CENTS
COINS		
CHECKS LIST EACH SEPARATELY		
28-7174 50		
Payee Bureau		
300 Box 1265		
McCall, ID		
5 836.88		
6 (C.K.#385)		
8		
9		
10		
11		
12 4-65-5-528B		
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28		
PLEASE PRINT CENTER TOTAL HERE	TOTAL	50 -

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED.

STATE TREASURER OF IDAHO
DEPT. OF LANDS 320500
PAYETTE LAKES-McCALL
ROOM 102 STATEHOUSE
BOISE, ID 83720-0091

U.S. BANK
HEAD OFFICE PLAZA BRANCH
205 N. TENTH ST.
BOISE, IDAHO 83702
U.S. BANK OF IDAHO

\$

50.00

TOTAL
ITEMS

CHECKS AND OTHER ITEMS
ARE RECEIVED FOR DEPOSIT
SUBJECT TO THE PROVISIONS
OF THE UNIFORM COMMERCIAL
CODE OR ANY APPLICABLE
COLLECTION AGREEMENT.
DEPOSITS MAY NOT BE AVAIL-
ABLE FOR IMMEDIATE WITH-
DRAWAL.

⑈0000320500⑈ ⑆123103729⑆ 332 7005 710⑈ 7

IDAHO DEPARTMENT OF LANDS

PAYETTE LAKES AREA OFFICE
P.O. BOX AS
McCALL, IDAHO 83638-2544
(208) 634-7125

STANLEY F. HAMILTON
DIRECTOR

ENCROACHMENT PERMIT NO. L-65-S-528-A

Permission is hereby granted to JOANNE BURRIS
of 815 Wauna Vista, Walla Walla, WA 99362 to construct
and maintain wood dock to be
located as follows: Pts. Gov't Lot 1, Lucks Point Sub.
Section 35, Township 19 North, Range 3 East

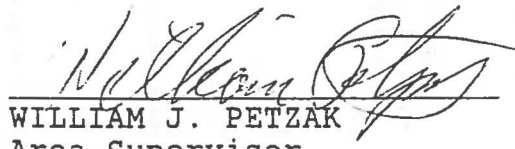
1. All applicable provisions of the Rules for Regulation of Beds, Waters, and Airspace over Navigable Lakes and Streams in the State of Idaho are incorporated herein by reference and made a part hereof.
2. Construction will follow details and specifications shown on the approved drawings, and made a part hereof, together with any special conditions, procedures, or endorsements required by the department appearing below.
3. This permit does not covey 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 number assigned is displayed in letters not less than three inches (3") in size upon the dock or piling.

8. If the activity authorized herein is not completed on or before the 3rd day of December, 1995 (three years from the date of issuance, this permit shall automatically expire unless it was previously revoked or otherwise extended.
9. White bead from 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. This permit is contingent upon removing any abandoned portions of the existing dock from Payette Lake.
12. Creosote or pentachlorophenol (Penta) treated piling and lumber shall not be used on, in, or over the water. Piling and lumber that are in continual contact with lakewaters shall not be treated with protection material. Treated materials not in contact with the water shall be completely dry before use in or near navigable water. Contact Idaho Department of Health and Welfare, Division of Environmental Quality, in Coeur d'Alene, Idaho at (208)667-3524 with questions regarding treated materials.
13. All Water Resources laws must be in compliance.
14. Should information and data provided prove to be materially false, incomplete and/or inaccurate, this authorization may be modified, suspended, or revoked upon notice by the Director of the Department of Lands and hearing as provided for in the adopted rules.
15. All construction waste, i.e., wood chips, must be removed from the lake as soon as possible.
16. Only Coast Guard approved buoys will be allowed. The buoy must be spherical in shape and made of plastic or foam.
17. As a condition of this permit, the director may require a lease or easement for use of any part of the state-owned lakebed.

ENCROACHMENT PERMIT NO. L-65-S-528-A
Page 3

18. 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.
19. 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.
20. This permit is not valid until it has been recorded with the County.

FOR THE DIRECTOR

By: 

WILLIAM J. PETZAK
Area Supervisor

Date: December 3, 1992

STATE OF IDAHO)
) ss
COUNTY OF VALLEY)

Subscribed and sworn to before me this 3rd day of
December, 1992.


Notary Public for Idaho
Residing at McCall, Idaho
Commission expires: 11/21/94

DEPOSIT TICKET

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

DATE <u>9/4/92</u>		
ITEM	DOLLARS	CENTS
CURRENCY		
COIN		
OTHER		
CHECKS (LIST SEPARATELY)		
1 <u>5-2</u>	<u>50</u>	<u>-</u>
<u>Rodger Burris</u>		
<u>815 Rhonda Vesta</u>		
<u>Walla Walla</u>		
<u>WA 99362-4359</u>		
6		
7		
8		
9		
10 <u>Ench App</u>		
<u>1-65-S-528A</u>		
12		
13 <u>DCA-44030</u>		
<u>80-1155</u>		
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36		
TOTAL		<u>50 -</u>

WESTONE
BANK

West One Bank, Idaho, N.A.
Post Office Box 8448
Boise, Idaho 83707

STATE TREASURER OF IDAHO
LANDS - PAYETTE LAKES AREA (McCALL)
ROOM 102 - STATEHOUSE
BOISE, ID 83720

50 -

ID 0018 0150 01579 09/04/92 14:42:49
T#0063380156 \$50.00

⑈180500⑈ ⑆124100019⑆ 110063380156⑈

JOINT APPLICATION FOR PERMIT
U.S. ARMY CORPS OF ENGINEERS
AND
STATE OF IDAHO, DEPARTMENT OF WATER RESOURCES
STATE OF 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-65-S-528A</u> Date Received _____
--	---

PLEASE TYPE OR PRINT

3. Applicant <u>Joanne Burris</u> Mailing Address <u>815 Wauna Vista</u> <u>Walla Walla, WA 99362</u> Area _____ Work Phone () _____ Home (509) <u>529-3962</u> Fax Number _____	4. Authorized Agent _____ Mailing Address _____ Area _____ Work Phone () _____ Home () _____ Date of Application _____
--	--

5. Location where proposed activity exists or will occur.

Waterway Payette Lake
Mc Call
In or near city or town
Valley Idaho 83638
County State Zip Code

Dts.
Tributary of: Box 4 Lot 1, Lucks Point Seab
Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.)
* (See Instructions)

1/4 1/4 35 19N 3E or
Section Township Range
UTM Coordinate Grid _____

6. Describe the proposed activity, including description of the type of structures, if any, to be erected on fills, or pile or float-supported platforms. If additional space is needed, use a separate sheet or Section 16 (Remarks).

We propose the construction of a wood dock consisting of two
30.5' floating sections anchored to a 4'x8' concrete base.
The first section will be secured to the concrete base with
chain ties and the second section will be stabilized with
pilings and a concrete anchor at the end.

Describe construction methods and equipment: _____

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

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

Will material be placed waterward of ordinary high water mark? _____ If yes, volume: _____ (cubic yards)
(both temporary and permanent)

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

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

Will excavation be required? _____ If yes, volume: _____ (cubic yards) Composition _____

Disposal site for excavated material: _____ Method of dredging: _____

Stream gradient: _____

Method of controlling turbidity: _____

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 packet 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 Summer recreation

Necessity and justification for project _____

10. Proposed Starting Date _____ Estimated Duration _____

11. If any portion of the activity is complete, indicate month and year of completion _____
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.

Phil Warren 3503 NW View Rd Vancouver, WA 98685-4757
Arthur Engel 701 Gage St. San Diego, CA 92106

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

13. LEGAL OWNER IF OTHER THAN APPLICANT _____

MAILING ADDRESS _____ CITY, STATE, ZIP CODE _____

PHONE _____ AREA WORK() _____ AREA 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
<u>State of Idaho - Dept of Lands</u>	<u>dock</u>	<u>L-65-S-528</u>		<u>OCT 26, 1985</u>
<u>Renewed</u>	<u>"</u>	<u>"</u>		<u>Aug 8, 1991</u>

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

16. Remarks or additional information: _____

17. 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.

8-31-92
Date

Joanne M. Burns
Signature of Applicant (REQUIRED)

The application must be signed by the applicant. If an authorized agent is to be designated, Item 4 and the following information should be completed.

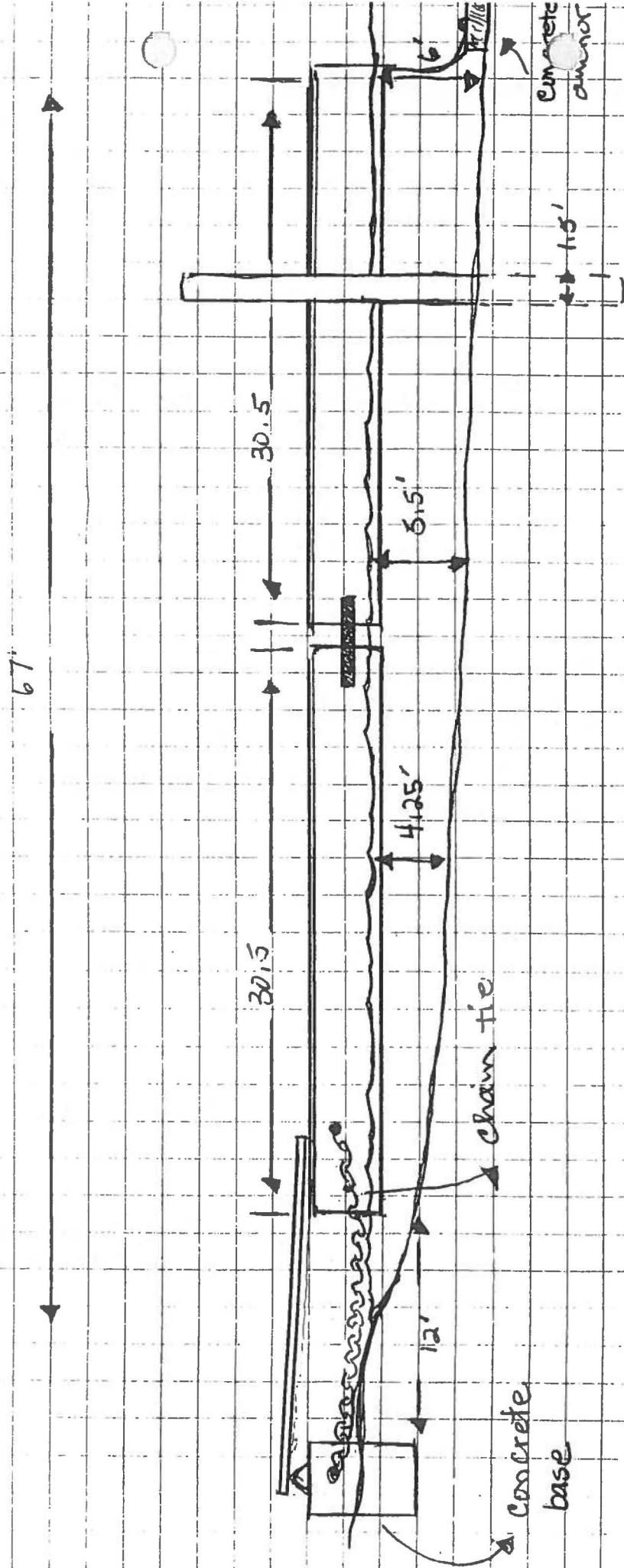
I hereby designate _____ to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

Date _____ Signature of Authorized Agent (if applicable) _____ Signature of Applicant (if applicable) _____

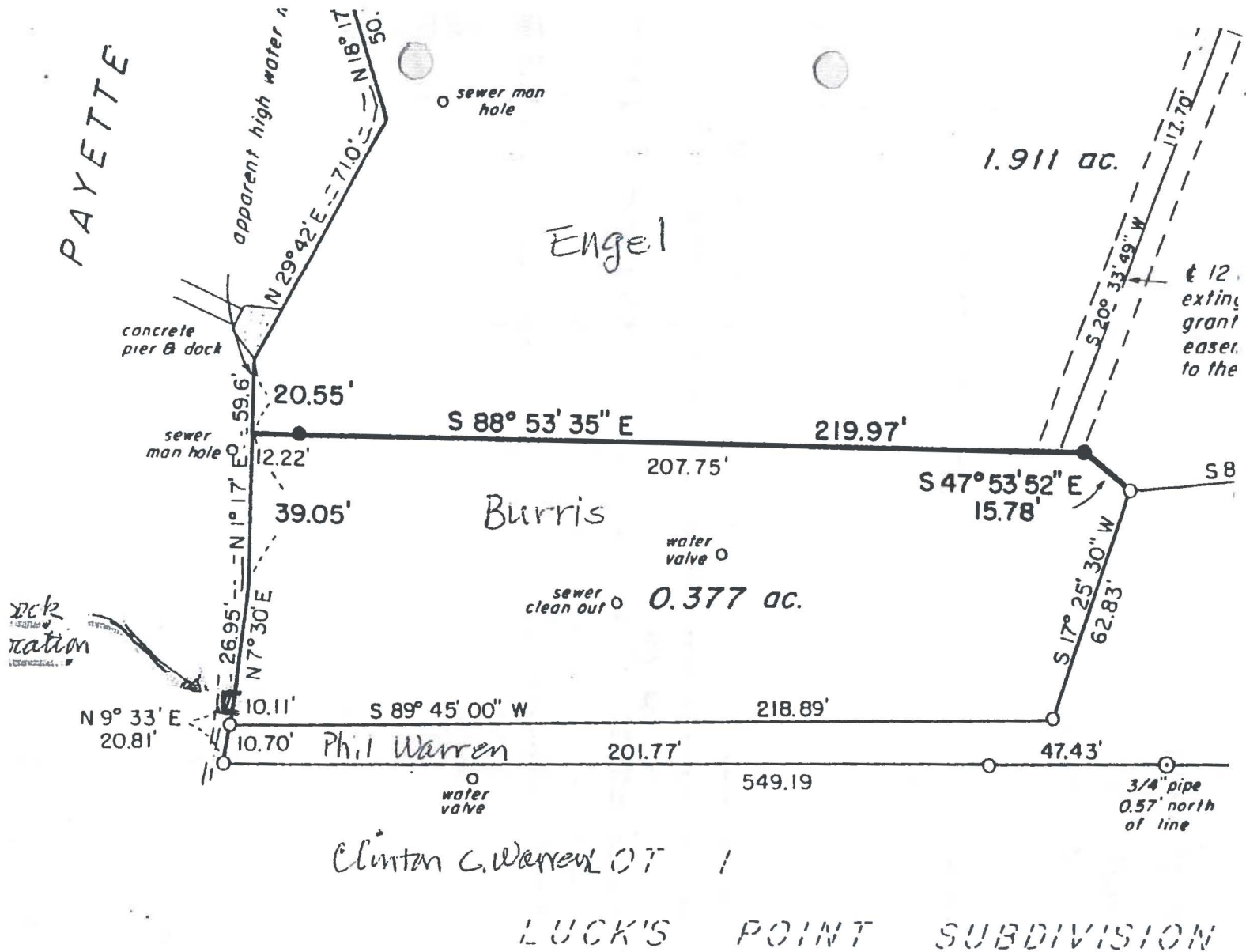
18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations 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

Dock Proposal Profile View



Burris: Govt. Lot 1
S35 T19N R3E



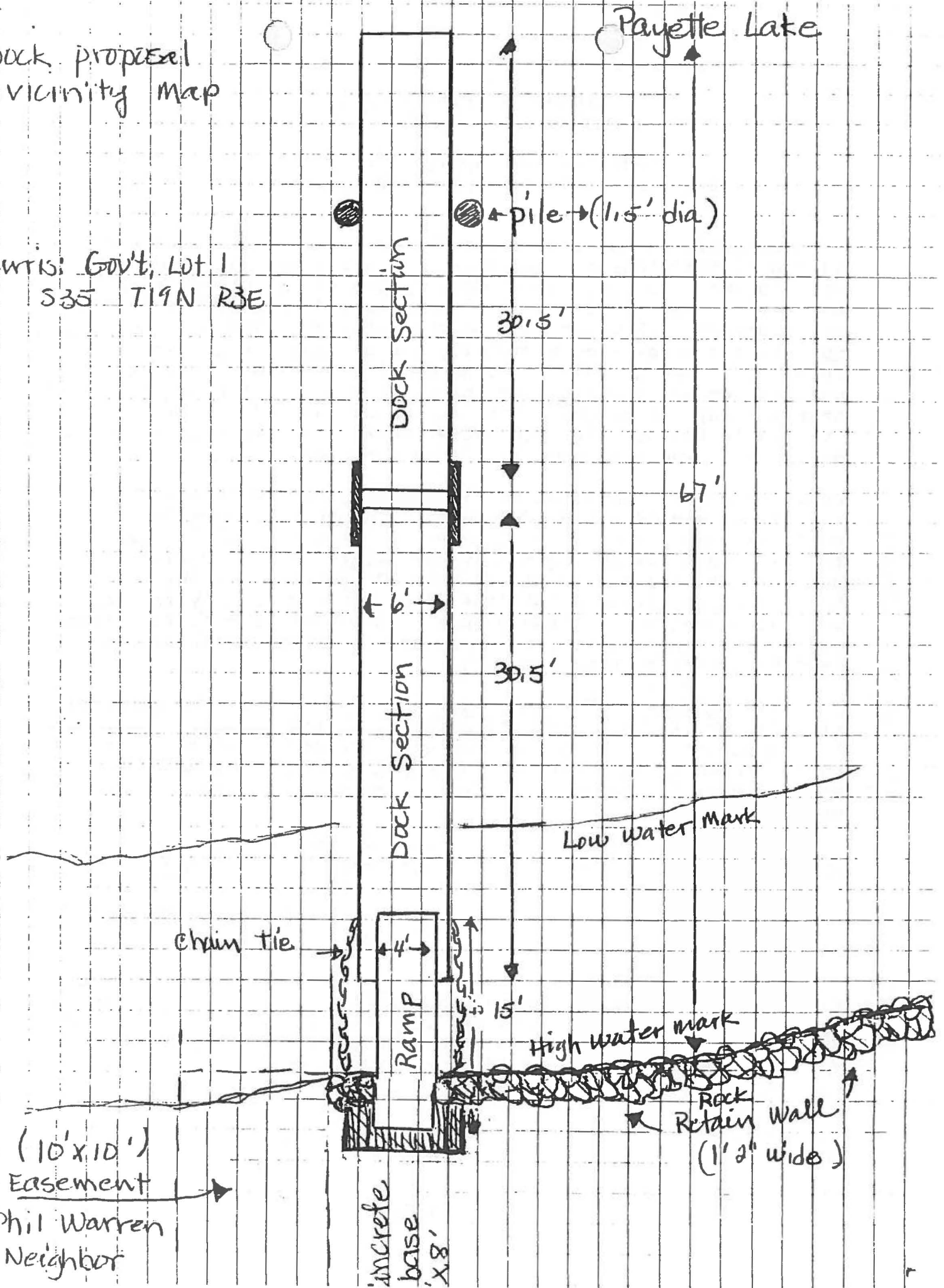
- Set $\frac{1}{2}$ " x 24" rebar w/plastic cap
 - Found $\frac{1}{2}$ " rebar
 - Found monument as noted
- Bearings based on plat of
Luck's Point
- Scale : 1" = 40'



Dock proposed
vicinity map

Bluris: Gov't, Lot 1
S35 T19N R3E

Payette Lake



IDAHO DEPARTMENT OF LANDS
ATTACHMENT FOR ENCROACHMENTS

Required when applying for an Idaho
Department of Lands' Lake Encroachment Permit

"Joint Applications" for encroachments must be submitted and signed by the riparian landowner or his lessee. The application must include the exact legal description of the upland property. A riparian owner is the person whose upland property extends to the ordinary high water mark of the waterway. The application must be accompanied by a vicinity map showing the precise location of the proposal, design drawings showing distances to adjacent property boundaries, names of adjacent landowners, exact encroachment dimensions, water depth and lakebed profile, all related to the ordinary high water marks. A sample of acceptable drawings is shown on page 14 of the pamphlet.

Docks should be installed at right angles to the general shoreline, should not extend beyond a depth necessary for customary navigation, cannot exceed 700 square feet in size or 10 feet in width (excepting the overall width of a dock with a slip cutout), and may not be closer than 10 feet to adjacent boundaries as extended into the water perpendicularly from the general shoreline. If the proposal is closer than 10 feet from adjacent property lines, written consent of the adjacent riparian landowner must be obtained below:

I, Philip H. WARREN, am the owner of riparian or littoral property adjacent to the property listed in this application. I am familiar with the scope and location of the proposed encroachment as evidenced by accompanying plans which I have initialed. I offer no objection to the encroachment.

9-4-92
Date

Philip H. Warren
Name 3503 N.W. View Road
Vancouver, WA 98685-4757
Address

I, _____, am the owner of riparian or littoral property adjacent to the property listed in this application. I am familiar with the scope and location of the proposed encroachment as evidenced by accompanying plans which I have initialed. I offer no objection to the encroachment.

Date

Name

Address

9-4-92

Tim Duffner
Idaho Dept. of Lands
P.O. Box AS
McCall, Idaho 83638

Dear Tim,

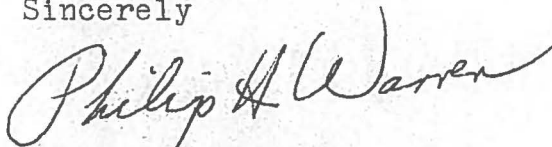
I just received paperwork from my sister, Joanne Burris, to note my approval for a change in location of a dock that we had made joint application for a number of years ago and then renewed last year. Since the time we renewed our permit, my sister and her husband Rodger exchanged some land with my father Clinton C. Warren, consolidating their land from several parcels into one larger parcel adjoining the flag portion of my lot.

Rodger called me several weeks ago from McCall to advise me of his plans to build a 'sea wall' to protect his property from further erosion due to storm accelerated wave action and to ask for my support to relocate the dock so it could be included in the sea wall structure. Since the whole purpose in applying for the permit was to protect our future rights to build a dock, and wasn't location sensitive excepting the limits (at the time) of our combined 20 feet of lake frontage, I have no problem whatsoever with their desire to place the dock totally on their property. They have generously offered its use to me any time I want.

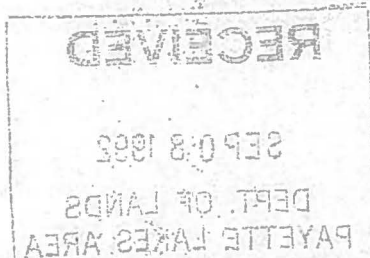
I have signed the form she sent and initialed the map that shows where I am granting encroachment or easement on my property in the amount of the required ten feet, for the purpose of their building a dock.

Should there be any question or problem relating to this agreement, please let me know how I can help.

Sincerely



Philip H. Warren
3503 N.W. View Rd.
Vancouver WA 98685-4757



PAYETTE LAKES
SUPERVISORY AREA
555 Deinhard Lane
McCall ID 83638
Phone (208) 634-7125
Fax (208) 634-5117



TOM SCHULTZ, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS

C. L. "Butch" Otter, Governor
Lawrence E. Denney, Secretary of State
Lawrence G. Wasden, Attorney General
Brandon D. Woolf, State Controller
Sherri Ybarra, Sup't of Public Instruction

October 5, 2016

GARRETT AND CAROL LOFTO
2237 W BOLTON STREET
EAGLE, ID 83616

RE: Transfer of Encroachment Permit L-65-S-528

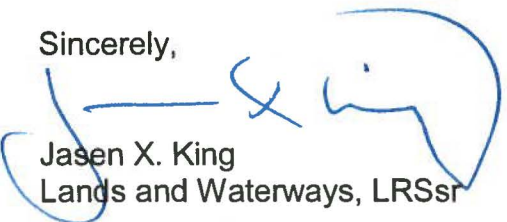
Dear Mr. and Mrs. Lofto:

Enclosed is the completed transfer of subject permit in accordance with your request.
Please comply with all special terms and conditions.

You are required to record the original notarized transfer document with Valley County.

Upon future sale or transfer of this real property, you are required to inform this office of the subsequent transfer. Thank you for your cooperation.

Sincerely,



Jason X. King
Lands and Waterways, LRSsr

Enclosures: Copy of Original Permit (w/Terms and Drawings)

COPY

PAYETTE LAKES
SUPERVISORY AREA
555 Deinhard Lane
McCall ID 83638
Phone (208) 634-7125
Fax (208) 634-5117



TOM SCHULTZ, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS
C. L. "Butch" Otter, Governor
Lawrence E. Denney, Secretary of State
Lawrence G. Wasden, Attorney General
Brandon D. Woolf, State Controller
Sherri Ybarra, Sup't of Public Instruction

TRANSFER OF ENCROACHMENT PERMIT

NO. L-65-S-528

The Idaho Department of Lands hereby transfers subject encroachment permit issued to Joanne and Rodger Burris (October 4, 2004) assigned to Garrett and Carol Lofto (September 23, 2016) of 2237 W Bolton Street, Eagle, ID 83616 to maintain existing bulkhead, dock and buoy per attached approved design plan located adjacent to Gov. Lot 1, Section 35, Township 19 North, Range 3 East; Boise Meridian: Valley County.

FOR THE DIRECTOR

By: 
Scott Corkill, Area Manager

STATE OF IDAHO)
) ss
COUNTY OF VALLEY)

Subscribed and sworn to before me this 5th day of October, 2016.




Residing at McCall
Commission expires:
05/28/2020