

RECEIVED

JAN 09 2017

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. C102806
Received By VC
Date Received 1/9/17

The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been **completed** and that water has been applied to beneficial use 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.** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, contact any Department office or visit the Department's website at idwr.idaho.gov for an *Assignment of Permit* form. If you wish to relinquish your permit because you have not established the authorized use of the water and are not applying for an extension, please notify the Department in writing.

1. Permit No. 96-9503 / L-96-S-0684C Telephone No. 403-461-7276
2. Name of Permit Holder(s) JANUSZ DMOWSKI
3. Mailing Address 250 CHAPARRAL PLACE S.E. City CALGARY
State ALBERTA Zip T2X 3K5 CANADA Email JAN.DMOWSKI@TELUS.NET
4. Source of Water LAKE If **GROUND WATER** (well), Date Drilled mo. _____ / yr. _____
Well Driller _____ Drilling Permit Number _____
5. Extent of use(s) completed as authorized by the water right permit:
Domestic (No. of households) 1 Stockwater (No. and type of stock) _____
Irrigation (No. of acres) _____ Other _____
6. Total rate of diversion or storage volume for which proof is submitted 0.02 cfs OR _____ acre-feet.

7. Compliance with a measuring device requirement, lockable controlling device requirement, and/or other conditions of permit:
Refer to the approval conditions on your permit and respond accordingly.

The Department will not issue a license if permit conditions are not met.

Measuring Device	Is a measuring device required?	Yes ☐	No ☒
	If yes, has the measuring device been installed?	Yes ☐	No ☒
Lockable Controlling Device	Is a lockable device required to control the diversion?	Yes ☐	No ☒
	If yes, has the lockable device been installed?	Yes ☐	No ☒
Fish Screen	Is a fish screen required?	Yes ☐	No ☒
	If yes, has the fish screen been installed?	Yes ☐	No ☒

Other Conditions of Permit

Do the approval conditions on your permit require you to submit additional information in connection with your proof of beneficial use? If yes, list the conditions below and attach documents with the required information.

N/A Completed? Yes ☐ No ☒

8. Fee Enclosed \$ 50 or not applicable ☐. See fee schedule on page 2 of the instructions.
Proof statements filed without an appropriate fee, will be considered incomplete.
9. Person to contact to accompany the Department representative during field examination of the water system.
Name JAN DMOWSKI Telephone Number 403-461-7276
Mailing Address 250 CHAPARRAL PLACE S.E. City CALGARY
State ALBERTA Zip T2X 3K5 CANADA Email JAN.DMOWSKI@TELUS.NET

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 a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Signature of Permit Holder [Signature] Date DEC. 30, 2016
(Include your title, if on behalf of company or organization)

Mail to: Idaho Department of Water Resources, PO Box 83720, Boise, ID 83720-0098

WORK COMPLETION REPORT

Name Janusz Dmowski

Permit # L-96-S-0654C

This work to be completed by:

September 12, 2015

Permit issue date:

September 12, 2012

Recordation Instrument No.:

842944

Date work completed:

(RECORDED) APRIL 19, 2013

Is permitted property accessible by vehicle?

YES NO

If so, what is the local numbering system
number if any?

303 EAGLE FLIGHT WAY, SAGE ID

Signature:

Janusz Dmowski

Upon completion of work, please return this report to:

Idaho Department of Lands
Pend Oreille Lake Supervisory Area-Jamie Brunner
2550 Highway 2 West
Sandpoint, ID 83864

RECEIPT

09:58:13 04/19/2013 BONNER COUNTY COUNTY

MARIE SCOTT, RECORDER

RECEIVED ON: 04/19/2013 FOR: Recording Fee

RECEIPT #: 322471

RECEIVED FROM: JANUSZ DMNOWSKI

AMOUNT: \$ 16.00

RECEIVED BY: RANDI

TYPE:

DOCUMENT INFORMATION

INSTRUMENT #: 000842944

TYPE: MISC

DESCRIPTION:

RECORDED DATE/TIME: 04/19/2013 9:57 am

PEND OREILLE
SUPERVISORY AREA
2550 Highway 2 West
Sandpoint ID 83864
Phone (208) 263-5104
Fax: Area (208) 263-0724
Fax: District (208) 265-7263



TOM SCHULTZ, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS
C. L. "Butch" Otter, Governor
Ben Ysursa, Secretary of State
Lawrence G. Wasden, Attorney General
Donna M. Jones, State Controller
Tom Luna, Sup't of Public Instruction

September 12, 2012

Janusz Dmowski
250 Chaparral Place SE
Calgary AB T2X 3K5
Canada

Re: Encroachment Permit L-96-S-0654C

Dear Mr. Dmowski:

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 (654) 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,

JAMIE BRUNNER, Lands Resource Specialist
Navigable Waters

jb

enclosures

c: Bonner County Assessor's office
U. S. Army Corps of Engineers, Coeur d'Alene
Sid Anderson, Program Manager – Public Trust - Boise

JOINT APPLICATION FOR PERMIT

Authorities: The Department of Army Corps of Engineers (Corps), Idaho Department of Water Resources (IDWR), and Idaho Department of Lands (IDL) established a joint process for activities impacting jurisdictional waterways that require review and/or approval of both the Corps and State of Idaho. Department of Army permits are required by Section 10 of the Rivers & Harbors Act of 1899 for any structure(s) or work in or affecting navigable waters of the United States and by Section 404 of the Clean Water Act for the discharge of dredged or fill materials into waters of the United States, including adjacent wetlands. State permits are required under the State of Idaho, Stream Protection Act (Title 42, Chapter 38, Idaho Code) and Lake Protection Act (Section 58, Chapter 13 et seq., Idaho Code).

Joint Application: Applicant will need to send a completed application, along with one (1) set of legible and reproducible drawings illustrating the location and character of the proposed activities/project to both the Corps and the State of Idaho. Information provided on this application will be used in evaluating the proposed activities. Disclosure of requested information is voluntary, however, if the information is not provided, the application may not be processed and permits may not be issued. Information requested in Block 26 and Block 27 are not required to process the application. DO NOT START WORK UNTIL YOU RECEIVE ALL PERMITS FROM BOTH THE CORPS AND THE STATE OF IDAHO.

Drawings & Supplemental Requirements: See Instruction Guide for required vicinity map, plan-view, and section-view drawings on 8-1/2 x 11 paper size.

INCOMPLETE APPLICATIONS MAY NOT BE PROCESSED

1 DATE:

2 CONTACT INFORMATION - APPLICANT: Required Name: <u>JANUSZ DMOWSKI</u> Company: <u>250 CHAPARRAL PLACE S.E.</u> Mailing Address: <u>CALGARY ALBERTA T2X 3K5 CANADA</u> City: <u>CALGARY</u> State: <u>ALBERTA</u> Zip: <u>T2X 3K5</u> PH #: <u>(403) 254 0598</u> E-mail: <u>JAN.DMOWSKI@TELUS.NET</u>				3 CONTACT INFORMATION - AGENT: Completion of Block #29 Required Name: _____ Company: _____ Mailing Address: _____ City: _____ State: _____ Zip: _____ PH #: () _____ E-mail: _____			
4 PROJECT NAME or TITLE: <u>Domestic Water Line</u>				5 PROJECT STREET ADDRESS: <u>303 Eagle Flight Way</u>			
6 PROJECT CITY: <u>Sagle, Idaho</u>		7 PROJECT COUNTY: <u>Bonner</u>		8 PROJECT ZIP CODE: <u>83860</u>		9 NEAREST WATERWAY/WATERBODY: <u>Lake Pend Oreille</u>	
10 TAX PARCEL ID#: <u>Cramer View, Lot #6</u>		11 LATITUDE/LONGITUDE (Required with vicinity Map): <u>48.17 N - 116.44 W</u>		12a SECTION <u>1/4 SE</u>		12b SECTION <u>1/4 SE</u>	
12c SECTION <u>21</u>		12d TOWNSHIP <u>56 N</u>		12e RANGE <u>01W</u>			
13a ESTIMATED START DATE: <u>Existing</u>				13b ESTIMATED END DATE: _____			
14 DESCRIBE INTENDED USE (Commercial, Industrial, Public, Private, Other): <u>Private - Domestic, one residence</u>							
15 HAVE ALL ADJACENT PROPERTY OWNERS BEEN NOTIFIED OF PROPOSED ACTIVITY OR PROJECT? ☒ NO ☐ YES Complete the attached sheet by providing list of contact information (including names, address, phone number) of all adjacent property owners.							
16 ☐ CHECK BOX IF ALTERATION(S) ARE LOCATED ON PUBLIC TRUST LANDS ADMINISTERED BY STATE OF IDAHO DEPARTMENT OF LANDS.							
17 DIRECTIONS TO PROJECT SITE Include vicinity map with legible crossroads, street numbers/names, landmarks, attach additional sheet(s), if needed: <u>West. Garfield Bay Road to Eagle Flight Way</u>							
18 HAS WORK BEGAN ON THIS PROJECT/ACTIVITY? ☐ NO ☐ YES If yes, describe ALL work that has occurred, including dates; attach additional sheet(s), if needed: <u>Existing / Installed by first owner of property in 1991</u>							
19 PREVIOUSLY ISSUED PERMIT AUTHORIZATIONS: <u>Dock Permit L-96-5-654 B; Water Permit (pending) 96-9503</u>							
20 TYPE, MATERIAL AND AMOUNT BEING DISCHARGED BELOW THE ORDINARY HIGH WATER MARK, IN CUBIC YARDS. (1) TYPE Cubic Yards (2) TYPE Cubic Yards (3) TYPE Cubic Yards <u>None - Intake only</u>							
21 SURFACE AREA IN ACRES OF WETLAND OR OTHER WATERS FILLED See Instructions Guide: <u>Not applicable</u> Acres OR <u>Household use</u> Square Feet							
22 SIZE AND FLOW CAPACITY OF BRIDGE OR CULVERT & DRAINAGE AREA SERVED: <u>Not applicable</u> Square Miles							
23 IS PROJECT LOCATED IN A MAPPED FLOODWAY? ☒ NO ☐ YES If yes, contact the floodplain administrator in the local government jurisdiction in which the project is located. A Floodplain Development permit and a No-Rise Certification may be required.							

FOR AGENCY USE ONLY

Corps of Engineers #:

ID Water Resources #:

ID Dept of Lands #: L-96-5-654C

Date Received:

Date Received:

Date Received:

☐ Incomplete App. - Return Date:

Fee Received:

Receipt #:

Fee Received:

24a OVERALL DESCRIPTION & PURPOSE OF PROJECT TO WATERS OF U.S., INCLUDING WETLANDS. Attach additional sheet(s), if needed.

Intake water supply only - domestic use for individual residence, 303 Eagle Flight Way

24b DETAILED DESCRIPTION OF EACH INDIVIDUAL ACTIVITY, WITHIN OVERALL PROJECT (Include dimensions, equipment, construction, methods, etc.):

Water intake line (4 inch diameter) and pump (10 gallons per minute) on lake bottom

25a DESCRIBE MEASURES TAKEN TO AVOID, MINIMIZE, COMPENSATE FOR IMPACTS TO WATERS OF THE UNITED STATES, INCLUDING WETLANDS: See Instruction Guide for specific details.

Existing water intake - no modification

25b PROPOSED MITIGATION PLAN: Attach copy of proposed mitigation plan or statement/reasoning why no mitigation plan is required. Attach additional sheet(s), if needed.

Existing water intake - no modification

26 LIST EACH IMPACT TO STREAM, RIVER, LAKE, RESERVOIR, INCLUDING SHORELINE. Attach site map with location of EACH impact listed; attach additional sheet(s).

Activity Number	Name of Waterbody	Seasonal or Perennial	Avg. Stream Width (Linear Feet)	Description of Impact (road crossing, impound, culvert, etc.)	Impact Length (Linear Feet)
1	Lake Pond	Perennial	Not applicable	Domestic	approxi-
2	Orcille			water intake	mately
3					60 feet
4					One foot
TOTAL STREAM IMPACTS (Linear Feet):					One foot

27 LIST EACH WETLAND IMPACT, INCLUDING MECHANIZED CLEARING, FILL, EXCAVATION, FLOOD, DRAINAGE, ETC.

Attach site map with location of EACH impact listed; attach additional sheet(s).

Activity Number	Wetland Type (Emergent, Forested, Scrub/Shrub)	Distance to Waterbody (Linear Feet)	Description of Impact (purpose of road crossing, impoundment, culvert, etc.)	Impact Size (Acres or Square Feet)
1			Not applicable	
2				
3				
4				
TOTAL WETLAND IMPACTS (Linear Feet):				

28 AUTHORIZATION OF AGENT/ACCESS: I hereby authorize the Agent (listed in Block 3 of this application) to act in my behalf in the processing of this application and to furnish all information, drawings, maps, and supplemental information in support of this application. I hereby grant to the agencies to which this application is made, the right to access/come upon the above-described location(s) to inspect the proposed and completed work/activities.

Signature of Applicant

Date

29 CERTIFICATION: Application is hereby made for permit, or permits, to authorize the work and uses of the work as described in this application and all supporting documentation. I certify that the information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein, or I am acting as the duly authorized agent for the applicant.*

Signature of Applicant

JULY 13, 2012
Date

Signature of Agent

Date

* The application must be signed by the person who desires to undertake the proposed activity AND signed by a duly authorized agent, if the authorization statement in both Blocks 3 & 28 have been completed and signed. 18 USC Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises 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 statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.



Application Number L-96-S-654C

SINGLE AND TWO-FAMILY LOT ENCROACHMENT PERMIT APPLICATION

This information sheet and checklist must be completed when submitting an encroachment permit application. Incomplete applications will be returned without processing.

Encroachment Type:

(Check all that apply)

- | | |
|---|---|
| ☐ - Single family dock (58-1305) | ☐ - Riprap (58-1306) |
| ☐ - Two-family dock (58-1305) | ☒ - Waterline (58-1306) |
| ☐ - Mooring buoy (58-1305) | ☐ - Other - describe: _____ |

Applicant's Littoral Rights Are:

☐ - Signature of littoral rights owner is obtained if applicant is not the owner of the riparian/littoral rights

- ☒ - Owned, fee simple title holder
☐ - Leased
☐ - Other - describe: _____

Provide a Black/White Copy of Each Required Document on 8½"x14" or Smaller Paper:

- ☐ - County plat map showing both neighboring littoral lots.
- ☐ - Tax record identifying the owner of the upland parcel(s)
- ☒ - Lakebed profile with encroachment and water levels of winter and summer
- ☒ - General vicinity map that allows Department to find the encroachment
- ☐ - Scaled air photo or map showing lengths of nearby encroachments, distances to adjacent encroachments, and location and orientation of the proposed encroachment

Are Existing Docks or Other Encroachment(s) Permitted On This Parcel(s)?

- ☐ - No
☒ - Yes

Please attach a current photograph and a "to scale" drawing (see Document Requirements Above)

Permit # L-96-S-0654B Date of Construction: Original - 1991
Revised - 12-30-2003

What will happen to the existing dock or encroachment if this permit application is approved?

- ☒ - Remain unchanged
☐ - Complete removal
☐ - Modification
☐ - Other: _____

(Please note that old dock materials must be removed from the lake. Discarding these materials creates serious boating safety issues and offenders will be subject to prosecution and penalties.)

Does the Property Have 25 Feet of Lake Frontage for a Single-Family Dock or 50 Feet for a Two-Family Dock?

- ☒ - Yes
☐ - No

Total front footage: 103 feet

How Many Feet Does the Proposed Encroachment Extend Beyond the Ordinary (or Artificial) High Water Mark?

approximately 60 feet

The Proposed Dock Length Is:

- ☐ The same or shorter than the two adjacent docks
☐ Longer than the two adjacent docks
☐ Longer than the two adjacent docks, but within the line of navigability established by the majority of existing docks in the area.
☐ _____ feet and not located near any other docks or other encroachments.

No change to existing dock - Permit is for water line only

existing

What is the water depth at the end of the proposed dock?

Summer level 12 feet

Winter level 0 feet

Does the Proposed Dock Exceed the Maximum Square Footage of 700 ft² for Single-Family Docks or 1,100 ft² for Two-Family Docks? ☒ - No

Total square footage:

☐ - Yes 348 ft²

Will the Proposed Encroachment Exceed the Maximum Width of 10 Feet?

☒ - No

☐ - Yes

No change to existing dock - for water intake only

Will the Proposed Encroachment Be Located Closer Than 10 Feet to the Riparian/Littoral Right Lines Established With Your Neighbors?

☒ - No

☐ - Yes

If yes, what are the proposed distances? _____ feet

☐ - Consent of affected neighbor was obtained

Determining Riparian/Littoral Right Lines

Littoral right lines are not simple extensions of the upland property lines. Littoral right lines are generally perpendicular, or at right angles, to the shoreline. Curved shorelines or unusual circumstances may require Department Staff, or other professionals, to closely examine littoral right lines and assess the potential for infringement on adjacent littoral property owners.

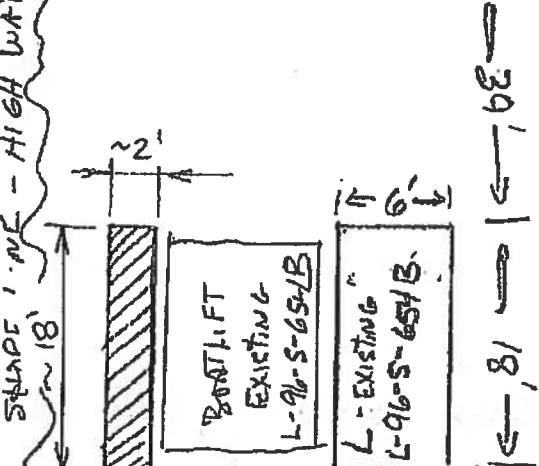
JANUSZ DMOWISKI JULY 12/2012
Printed Name Date

[Signature]
Signature of Applicant or Agent

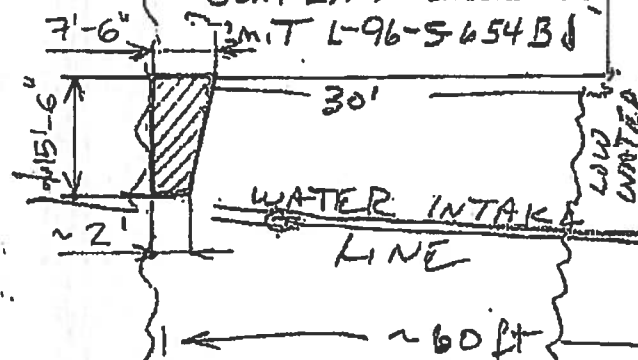


SHADE 1" = 1' - HIGH WATER

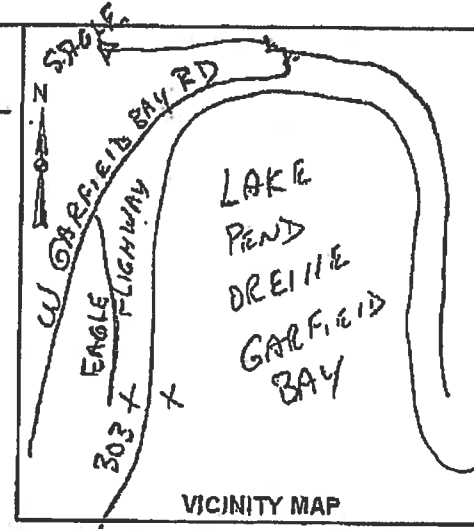
Property line NEIGHBOR 2



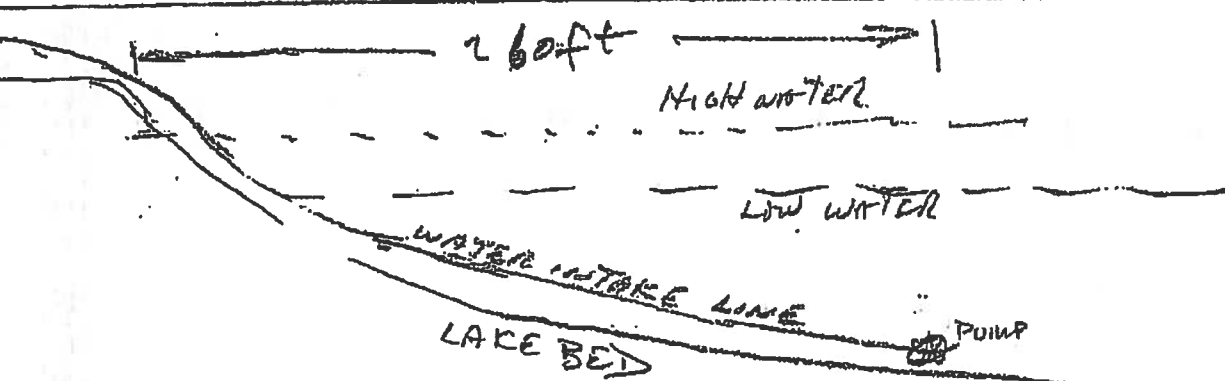
EXISTING DOCK, L, AND BOAT LIFT UNDER PERMIT L-96-S-654B



PROPERTY LINE NEIGHBOR 1



Application is for EXISTING WATER LINE ONLY - NO MODIFICATIONS PLANNED



(as built)

IN LAKE PEND O'REILLE
IN/NEAR GARFIELD BAY
BONNER COUNTY,
DATE: 6-19/2012 SHEET 1 OF 1
APPLICATION BY:

AUG 21 2012