



HARPER – LEAVITT ENGINEERING, INC.
CIVIL, GEOTECHNICAL & STRUCTURAL ENGINEERING, MATERIALS TESTING & LAND SURVEYING

Transmittal

To: US Army Corps of Engineers **From:** Jeff Freiberg *WJF*
Attn: James M. Joyner **Date:** 8/15/2005
Address: 900 North Skyline Drive Suite A **Project:** Steve Burk Fish Pond
Proj. #:
Re: 404 Permit Application

☐ For Review and Comment

☒ For Approval

☐ As Requested

Items	Description
1.	Joint Application for Permit

• **Comments:**

James,

Upon approval, Mr. Larry Voss will be the contractor for the fish pond project.

Thank you,

Jeff Freiberg

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

**DO NOT START WORK UNTIL YOU
 RECEIVE PERMITS FROM BOTH
 THE
 CORPS AND THE STATE**

This application may be used to apply for both a Department of the Army permit from the U.S. Army Corps of Engineers (Corps) and for State of Idaho permits. Department of the Army permits are required by Section 10 of the Rivers and Harbors Act of 1899 for any structures or work in or affecting navigable waters of the United States and by Section 404 of the Clean Water Act for discharges 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. **Route Uses:** Information provided on this form will be used in evaluating the application. Disclosure of requested information is voluntary. If information is not provided, however, the permit application cannot be processed nor can permits be issued. Applicants should send this completed application, along with one set of good reproducible drawings showing the location and character of the proposed project, to both the Corps of Engineers and the State of Idaho. NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. The Applicant Information pamphlet provides instructions and a checklist for completing the drawings.

1. Corps of Engineers # _____ Date Received _____	2a. Department of Water Resources # _____ Date Received _____ Fee Rec'd By: _____ Receipt # _____	2b. Department of Lands # _____ Date Received _____ Fee Rec'd By: _____ Receipt # _____
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PLEASE TYPE OR PRINT

3. a. Applicant <u>Steve Burk</u> b. Mailing Address <u>1920 Malibu Drive</u> <u>Idaho Falls, ID 83404</u> Area _____ c. Work Phone () _____ Home (208) <u>542-6382</u> d. Fax Number _____ e. Email Address _____	4. a. Authorized Agent <u>Harper-Leavitt Engineering, Inc.</u> b. Mailing Address <u>985 W. Capitol Ave.</u> <u>Idaho Falls, ID 83405</u> Area _____ c. Work Phone (208) <u>524-0212</u> Home () _____ d. Fax Number <u>(208) 524-0229</u> e. Email Address _____
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5. Location where proposed activity exists or will occur. a. Waterway <u>Unnamed stream west of Sherwood Museum, north of Henry's Lake</u> Tributary of <u>Henry's Lake Idaho</u> b. Distance/Direction from nearest city or town <u>18.75 miles North of Island Park on ID-287</u> County/State <u>Freemont County</u> <u>83429</u> c. Zip Code _____ Local jurisdiction (city or county) _____ d. Directions to the site <u>3.75 miles NW of Junction 20/191 and 287, travelling on ID-287</u>	6. e. Tax Assessor's Description _____ Distance/Direction from nearest city/town <u>18.75 miles N. of Island Park ID</u> <u>33</u> <u>16 N</u> <u>43 E</u> f. 1/4 1/4 Section Township Range g. UTM Coordinate Grid <u>12</u> <u>4945964M</u> <u>469282M</u> Zone Northing Easting
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6. a. Describe Project (Work below the ordinary high water mark or in wetlands). Construction of embankment pond with water control structure, 8 foot wide access/maintenance road, and excavated spillway. The embankment will be 10.5 feet tall, 300 feet wide for 90 acres of drainage area.

b. Construction methods and equipment Excavation, embankment, and trenching will be done with a backhoe and dump truck.

c. Length of project along the stream or extension into lake or reservoir: 300 feet

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

COMPLETE THE FOLLOWING FOR DISCHARGES OF DREDGED OR FILL MATERIAL

7. a. Volume dredged or fill material to be placed waterward of the ordinary high water mark (BOTH TEMPORARY AND PERMANENT)?	<u>20</u> (cubic yards)
b. Will fill be placed in wetlands? <u>Yes</u> If yes, area: <u>0.15</u> (acres) Type of fill material: <u>gravel, clay</u> (i.e. sand, rock, clay, concrete, etc.)	
c. Will dredging be required waterward of the ordinary high water mark or in wetlands? <u>Yes</u> If yes, volume: <u>2.0</u> (cubic yards)	
d. Type of dredged material: <u>gravel, clay</u>	
e. Disposal site for dredged material: <u>on site north of embankment</u> Method of dredging: <u>backhoe</u>	
f. Method to control turbidity and sedimentation: <u>Construction will occur during summer low water flow (July - August)</u>	
g. Is project located in a mapped floodway? <u>No</u> If yes, complete the Engineering "No-Rise" certification form.	

6. a. Purpose and intended use: Commercial _____ Public X Private _____ Other _____ Describe _____
b. Reason for project To promote wildlife habitat
9. Proposed Starting Date July, 2006 Estimated Duration 1 week
10. List portions of the project that are complete with month and year of completion N/A
Label this work on your drawings.

11. Names, addresses, and telephone numbers of all adjoining property owners, lessees, etc.

N/A

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

12. LEGAL OWNER IF OTHER THAN APPLICANT

a. Name N/A d. Phone Work () _____
b. Mailing Address _____ Home () _____
c. City, State, Zip Code _____

13. 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
IDWR	Permit to appropriate water	21-07569	11/10/1997	12/22/1997

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

15. Other comments/information:

16. 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 and completed work.

Steven Burk Steven Burk 8/15/05
Signature of Applicant (ORIGINAL SIGNATURE REQUIRED) Printed Name Date

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

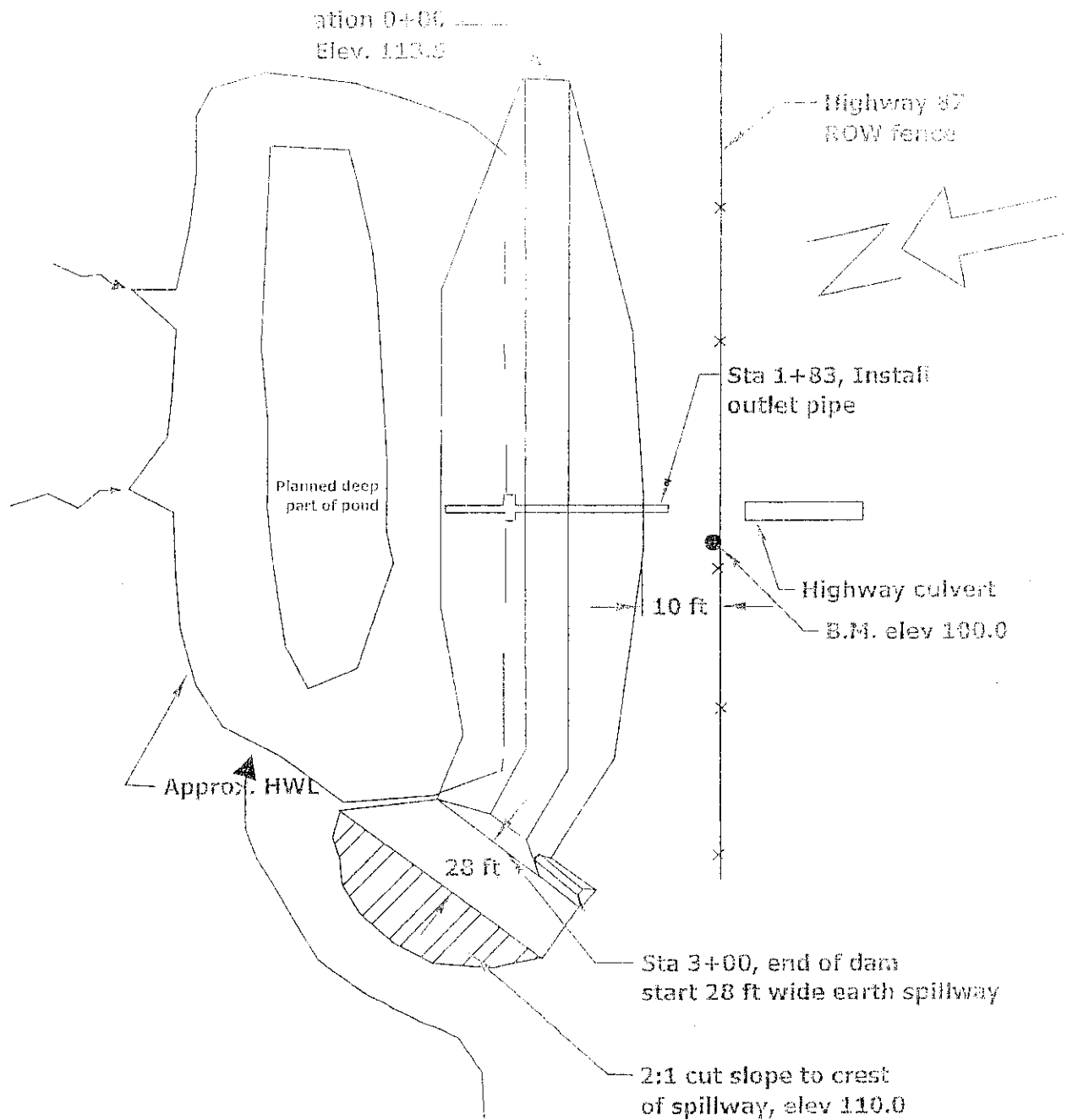
I hereby designate Harper-Leavitt Engineering, Inc. to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

[Signature] 8/15/05 Steven Burk
Original Signature of Authorized Agent Date Original Signature of Applicant Date

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



POND SITE SKETCH

- Sheet # 1 Site sketch
- Sheet # 2 Dam profile
- Sheet # 3 Dam cross section at pipe station
- Sheet # 4 Water control structure
- Sheet # 5 Inlet structure and trash rack
- Sheet # 6 Pipe outlet

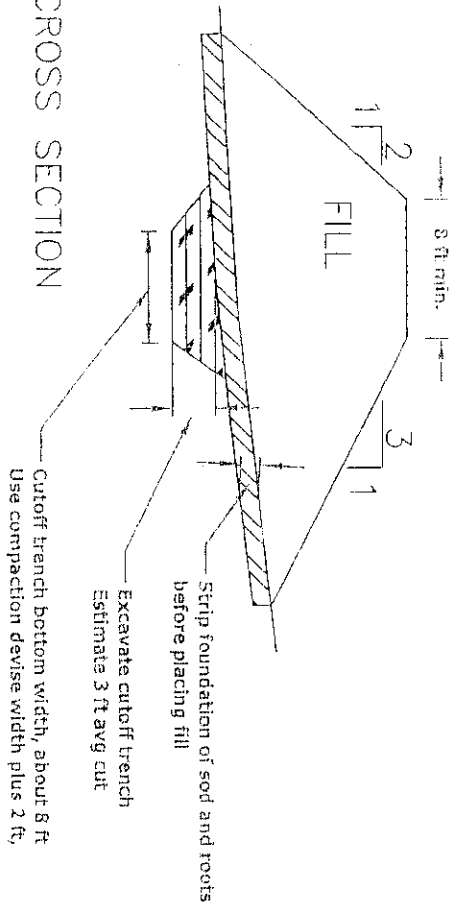
Note:

NRCS Construction Specification ID-378, Pond, is part of this plan. Actual depth of cutoff trench and stripping limits will be determined when excavated

FILL PROFILE

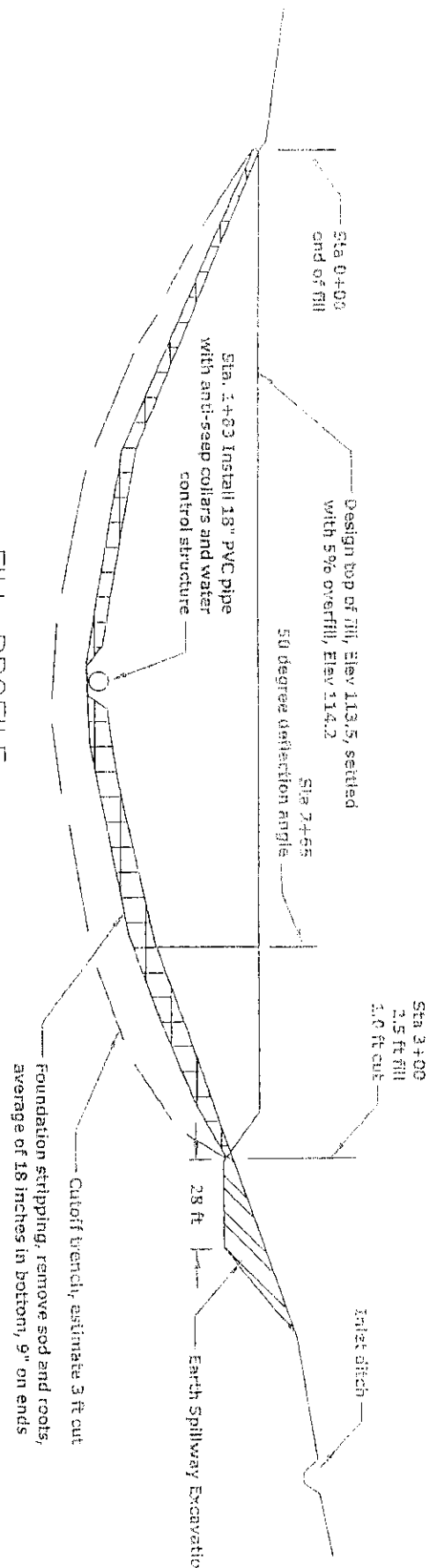
looking downstream

FILL CROSS SECTION



FILL PROFILE

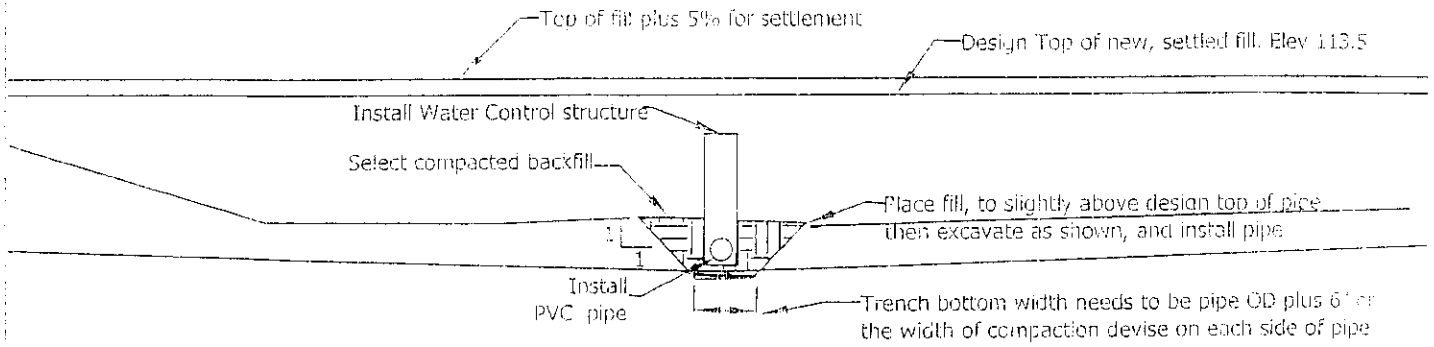
looking downstream



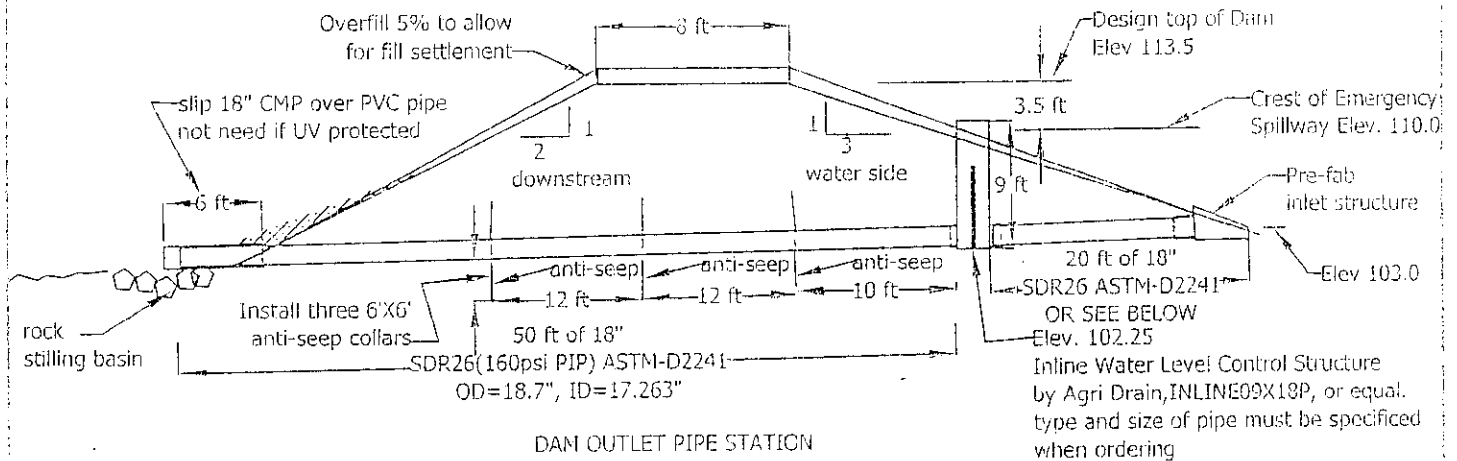
STEVE BURKE
POND

Yellowstone SCD Island Park, ID

Designed	Date	File Name
Drawn		Drawing Name
Checked		00/00/00 00:00
Approved		



PIPE TRENCH CROSS SECTION



PIPE OPTIONS:
 18" dia. SDR26(160 psi IPS)PVC,
 16" dia. DR25(165 psi CIOD) AWWA-C905.

STEVE BURKE

POND

YELLOWSTONE SCD ISLAND PARK, ID

File Name

Date

Designed

Drawn

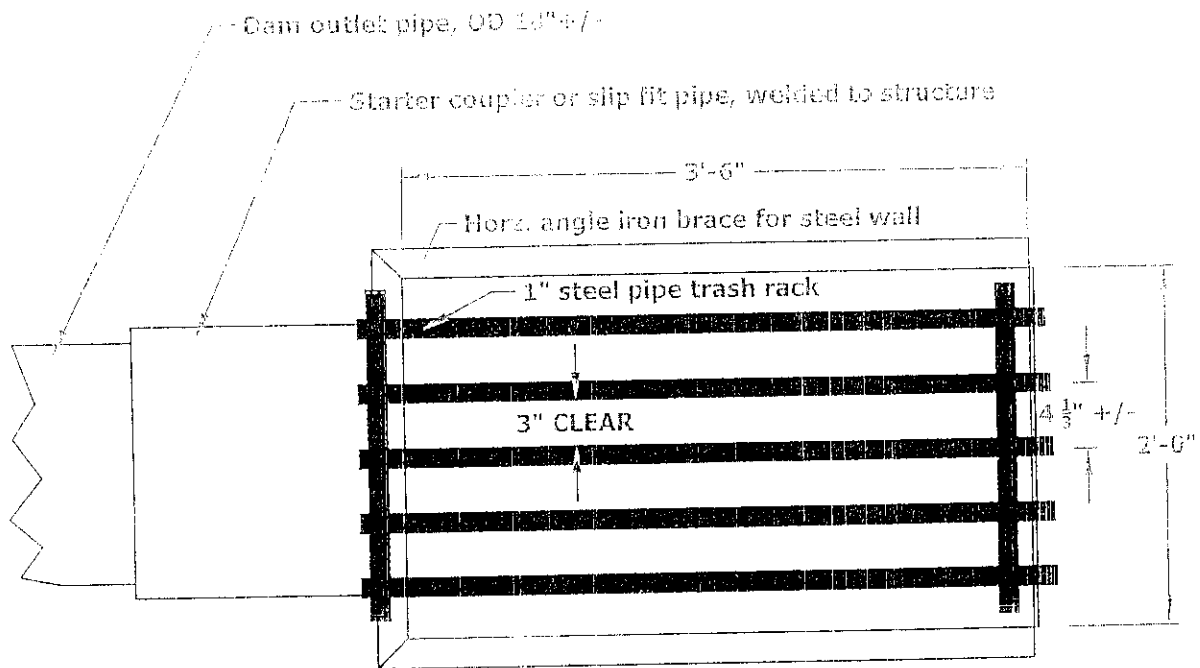
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Approved

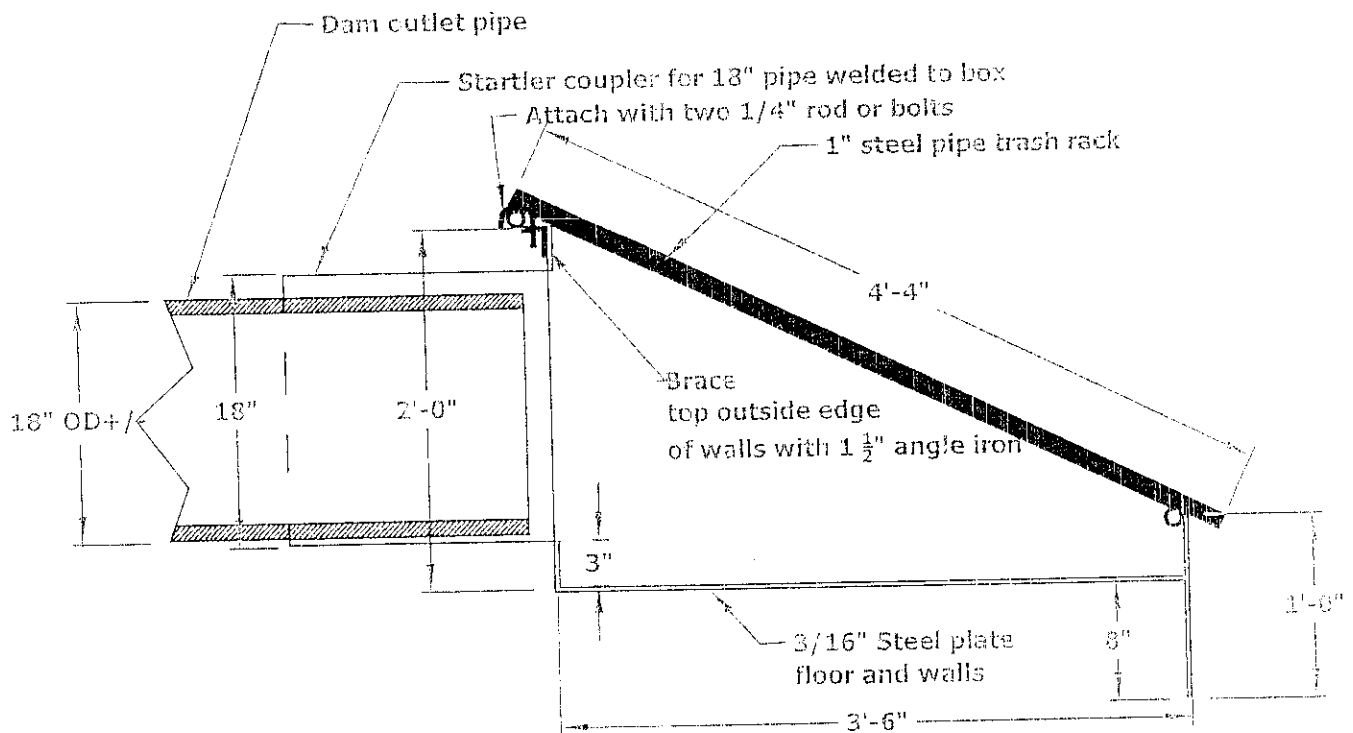
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Drawing Name

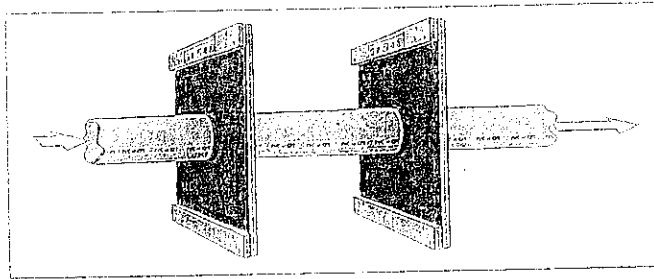
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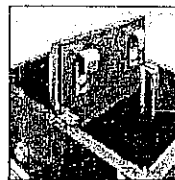
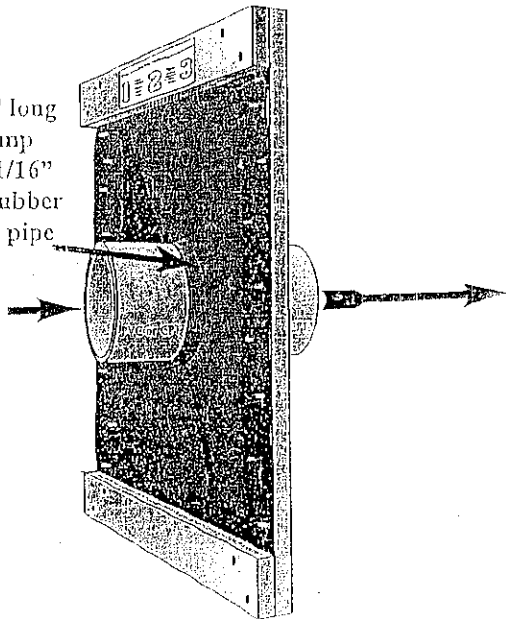
INLET STRUCTURE PLAN VIEW



INLET STRUCTURE ELEVATION VIEW



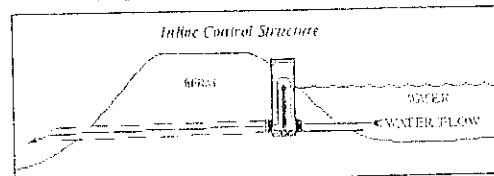
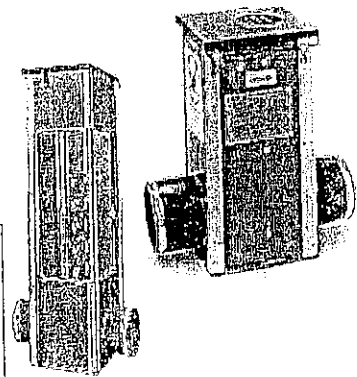
Install a 62" long stainless clamp to bind the 1/16" thick gum rubber collar to the pipe



Durable stainless steel lifting hooks.



Cornes with a handle to install and remove stoplogs.



ANTI-SEEP COLLARS™

Inline Water Level Control Structure™

Agri Drain Corp.

P.O. Box 458 • 1462 340th Street • Adair, IA 50002

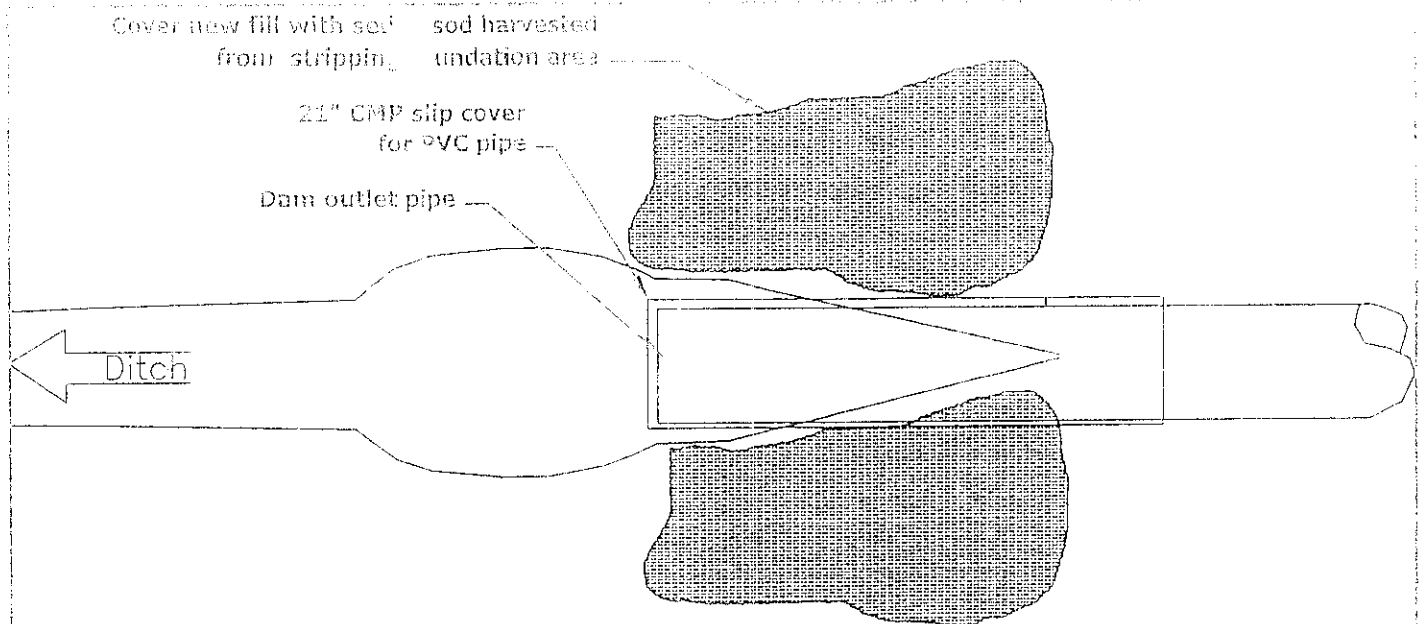
Internet: <http://www.ad-corp.com>

Ph: 1-800-232-4742 or FAX: 1-800-282-3353

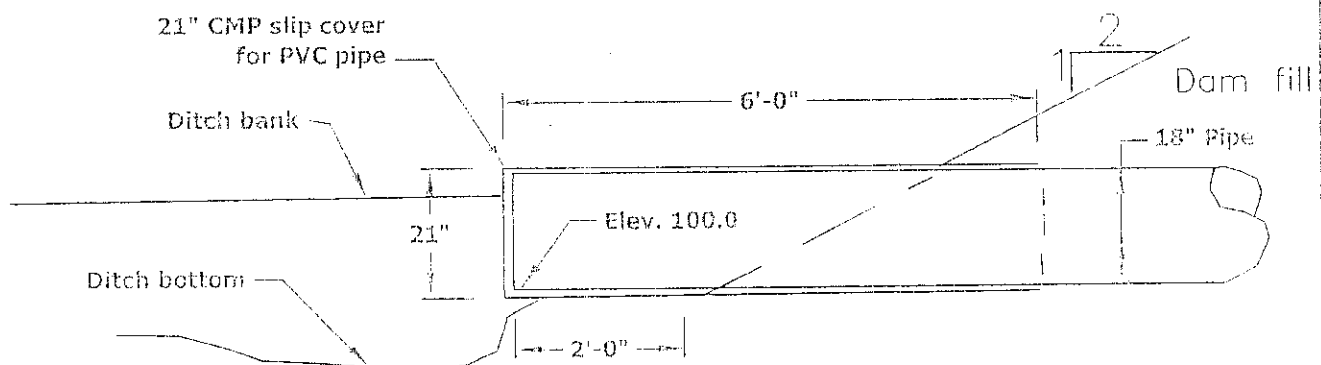
Use items, similar or better than these offered by;

STEVE BURKE
WATER CONTROL STRUCTURE
YELLOWSTONE SCD ISLAND PARK, ID

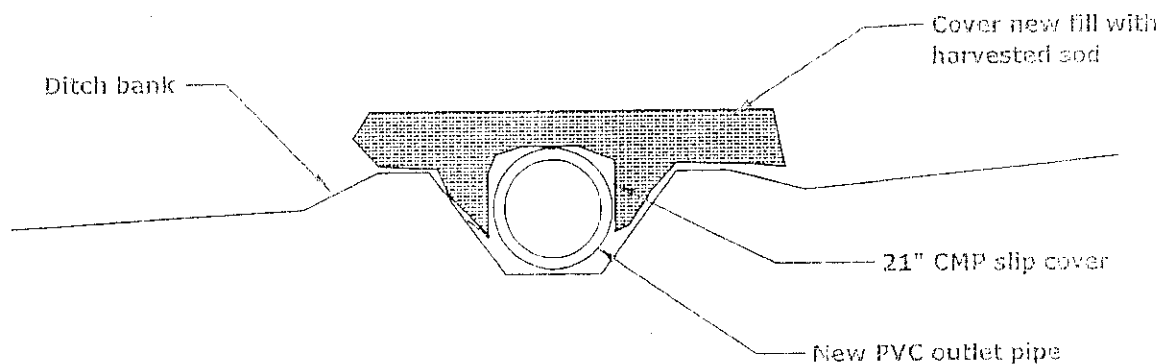
Designed _____	Date _____	File Name _____
Drawn <u>rel</u>		Drawing Name _____
Checked _____		<u>00/00/00 00:00</u>
Approved _____		Sheet <u>5</u> of <u>7</u>



DAM PIPE OUTLET PLAN VIEW

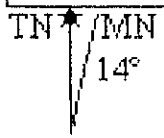


DAM PIPE OUTLET ELEVATION VIEW



DAM PIPE OUTLET END VIEW

TO WASH DC



Vicinity Map

Plan View Details:

- Left Section (Dam Area):**
 - SLOPE 15%
 - DESIGN TOPO. 106.5
 - EXISTING TOPO. 109.2
 - DESIGN LOP of Dam Elev 113.5
 - Crest of Emergency Spillway Elev. 110.0
 - Overfill 5% for fill settlement
 - TRASH RACK
 - 36" INLET 108'
 - 36" X 18" RISER CULVERT
- Center Section (Culvert):**
 - 107' (Total Riser Length)
 - 105.7 (Invert Elevation)
 - 0+11 (Stationing)
 - 0+29 (Stationing)
 - 0+35 (Stationing)
 - 0+70 (Stationing)
 - STA 0 36" CULVERT N. INVERT
 - 17' FT OF 36" CULVERT
- Right Section (Outlet Pipe):**
 - 32 FT OF 18" (Total Outlet Length)
 - 10' FT (Segment 1)
 - 10' FT (Segment 2)
 - 10' FT (Segment 3)
 - anti-seep (between segments)
 - Pre-fab inlet structure
 - Elev 102.25
 - Inline Water Level Control Structure by Agri Drain, INLINE 09X18P, or equal. Type and size of pipe must be specified when ordering
 - 18" X 36" X 36" TEE
 - 36" GAL. X 36" PVC COUPLING

SCALE
1/4" = 1'

18" dia. SDR26 (160 psi @ 50°C) or Sch. 40
16" dia. DR25 (165 psi @ 100) AWWA C905,



RE-24 VACANT LAND REAL ESTATE PURCHASE AND SALE AGREEMENT AND RECEIPT FOR EARNEST MONEY



THIS IS A LEGALLY BINDING CONTRACT. READ THE ENTIRE DOCUMENT INCLUDING ANY ATTACHMENTS. IF YOU HAVE ANY QUESTIONS, CONSULT YOUR ATTORNEY AND/OR ACCOUNTANT BEFORE SIGNING.

ID# 001959

DATE 8-11-05

LISTING AGENCY ISLAND PARK REALTY

Office Phone # 557 7332 Fax # 557 7332

Listing Agent Lem Miller Mail

Phone # 351-1338

SELLING AGENCY ISLAND PARK REALTY

Office Phone # _____ Fax # _____

Selling Agent Lem Miller E-Mail _____

Phone # _____

1. BUYER: STEVE & CAROL BURK (Hereinafter called "BUYER")

agrees to purchase, and the undersigned SELLER agrees to sell the following described real estate hereinafter referred to as "PREMISES"

COMMONLY KNOWN AS SHERWOOD-TUNE ESTATE - LAKE OF PINOCH

City ISLAND PARK County FRANKLIN ID. Zip 83429

Legally described as: ONE ACRE OF LAND ADJOINING THE WEST PROPERTY LINE OF

STEVE & CAROL BURK, ISLAND PARK, IDAHO AS 1/4TH INTEREST BY ATTACHMENT

OR Legal Description Attached as addendum # _____ (Addendum must accompany original offer.)

2. \$ 18,000 PURCHASE PRICE: Eighteen Thousand DOLLARS,
payable upon the following TERMS AND CONDITIONS (not including closing costs):

3. FINANCIAL TERMS: Note: A+C+D+E must add up to total purchase price.

\$ 5000 A. EARNEST MONEY: BUYER hereby deposits FIVE THOUSAND DOLLARS
as Earnest Money evidenced by: ☐ cash ☒ personal check ☐ cashier's check ☐ note (due date): _____
☐ other _____ and a receipt is hereby acknowledged. Earnest Money to be deposited in trust account ☐ upon
receipt, ☒ upon acceptance by all parties and shall be held by: ☒ Listing Broker ☐ Selling Broker ☐ other
for the benefit of the parties hereto. The responsible Broker shall be LENN ZEER

B. ALL CASH OFFER: ☒ NO ☐ YES If this is an all cash offer do not complete lines Subsection C, fill blanks with
N/A (Not Applicable) IF CASH OFFER BUYER'S OBLIGATION TO CLOSE SHALL NOT BE SUBJECT TO ANY FINANCIAL
CONTINGENCY, BUYER agrees to provide SELLER within _____ business days from the date of this agreement, evidence of sufficient funds
and/or proceeds necessary to close transaction. Acceptable documentation includes, but is not limited to a copy of a recent bank or financial
statement or contract(s) for the sale of BUYER'S current residence or other property to be sold.

\$ _____ C. NEW LOAN PROCEEDS:

☐ FIRST LOAN of \$ _____ not including mortgage insurance. This Agreement is contingent upon BUYER
obtaining the following type(s) of financing: ☐ FHA ☐ VA ☐ CONVENTIONAL ☐ HFA ☐ RURAL DEVELOPMENT
☐ OTHER _____ with interest not to exceed _____ % for a period of _____ year(s) at: ☐ Fixed Rate
☐ Other _____ BUYER shall pay no more than _____ point(s) plus origination fee if any. SELLER shall pay no more
than _____ point(s). Any reduction in points shall first accrue to the benefit of the ☐ BUYER ☐ SELLER ☐ Divided Equally ☐ N/A.

☐ SECOND LOAN of \$ _____ for a period of _____ year(s) at: ☐ Fixed Rate ☐ Other _____ BUYER shall
pay no more than _____ point(s) plus origination fee if any. SELLER shall pay no more than _____ point(s). Any reduction in points shall
first accrue to the benefit of the ☐ BUYER ☐ SELLER ☐ Divided Equally ☐ N/A.

LOAN APPLICATION. BUYER ☐ has applied ☐ shall apply for such loan(s) within _____ business day(s) of SELLER'S acceptance.
Within _____ business days of final acceptance of all parties, BUYER agrees to furnish SELLER with a written confirmation
showing lender approval of credit report, income verification, debt ratios in a manner acceptable to the SELLER(S) and subject only
to satisfactory appraisal and final lender underwriting. If such written confirmation is not received by SELLER(S) within the strict time
allotted, SELLER(S) may at their option cancel this agreement by notifying BUYER(S) in writing of such cancellation within _____
business day(s) after written confirmation was required. If SELLER does not cancel within the strict time period specified as set forth herein,
SELLER shall be deemed to have accepted such written confirmation of lender approval and shall be deemed to have elected to proceed with
the transaction. SELLER'S approval shall not be unreasonably withheld. If an appraisal is required by lender, the property must appraise at
not less than purchase price of BUYER'S Earnest Money may be returned at BUYER'S request. BUYER may also apply for a loan with
different conditions and costs and close transaction provided all other terms and conditions of this Agreement are fulfilled, and the new loan
does not increase the costs or requirements to the SELLER.

FHA/VA: If applicable, it is expressly agreed that notwithstanding any other provisions of this contract, BUYER shall not be obligated to
complete the purchase of the property described herein or to incur any penalty or forfeiture of Earnest Money deposits or otherwise unless
BUYER has been given in accordance with HUD/FHA or VA requirements a written statement by the Federal Housing Commissioner, Veterans
Administration or a Direct Endorsement lender setting forth the appraised value of the property of not less than the sales price as stated in the
contract. SELLER agrees to pay fees required by FHA or VA.

BUYER'S Initials (SB) (CB) Date 8/11/05 SELLER'S Initials (LM) (MM) Date 8/11/05

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