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Attorneys for Objector Douglas McInnis

BEFORE THE IDAHO DEPARTMENT OF LANDS

In the Matter of Application for Replacement
of an Existing Seawall on Hayden Lake,
Encroachment NP220096,

GREGORY SCHNEIDER,

Applicant.

AGENCY Case No. PH-2026-NAV-22-004

OAH Case No. 26-320-11

**OBJECTOR DOUGLAS MCINNIS'
WITNESS AND EXHIBIT LIST**

COMES NOW Objector Douglas McInnis, by and through undersigned counsel,
and files this witness and exhibit list.

WITNESS LIST		
Name	Address/ Telephone	Nature of Testimony
Douglas McInnis	15050 E. Hayden Lake Rd., Hayden, ID 83835 (208) 659-0128	His interest in and use of the adjoining property and dock; shoreline conditions before and after the seawall work; construction activities he observed; sediment plumes and accumulation he observed; depth measurements he personally made based on his boat propeller when docked; effects of the sediment plume on access to and use of his dock and boat; his communications with IDL and Applicant; and photographs and other records he can authenticate.
Lance Olson or Soren Olson	5403 Quail Ridge Cir. Spokane, WA 99223 (553) 710-669	His connection to the adjoining Olson property; the prior shoreline and seawall; construction and water conditions he personally observed; the circumstances

MCINNIS WITNESS AND EXHIBIT LIST: 1 OF 6

	(206) 856-7972	of commissioning and obtaining the Storhaug survey; his communications concerning the seawall and application; and photographs and records he can authenticate.
Mike Silvey	4303 S. Evergreen Rd. Veradale, WA 99037 (509) 994-4244	His ownership and use of the nearby property and dock; his observations of spring lake levels and water behind the seawall; the shoreline and wall conditions he personally observed; the basis and limits of his estimates of wall location; his October 1, 2026 written comments; and photographs and records he can authenticate.
Troy A. Carlson, PLS 15434	Storhaug 510 E. Third Ave. Spokane, WA 99202 (509) 242-1000	His preparation or supervision of the September 14, 2026 topographic exhibit, Project 26-309; survey methods and control; the stated elevation datum and ordinary high water elevation; mapped wall elevations, offsets, and property lines; the survey notes and limitations; and authentication and explanation of the survey.
Mike Ahmer	Idaho Department of Lands 3258 W. Industrial Loop Coeur d'Alene, ID 83815 (208) 769-1577	His review of Application NP220096; site visits, observations, measurements, and photographs within his personal knowledge; IDL's identification of the ordinary high water mark; the factual basis for identifying portions of the wall for removal, relocation, or retention; communications concerning the application, including his August 14, 2026 email; and the IDL records he can authenticate.
Gregory Schneider	14953 E. Hayden Lake Rd. Hayden, ID 83835 (208) 755-5876	The original wall and its removal; construction dates, methods, dimensions, and location of the existing wall; surveys and engineering obtained; permits sought or obtained; erosion and sediment controls used; representations in his applications; proposed removal and relocation work; and relevant photographs, plans, and communications.
John McKerverey	JM Engineering	His role as Applicant's agent and preparer of project materials; the

	2708 N. Blue Raven Lane Spokane, WA 99224 (509) 953-9771	information underlying the joint permit application and site disturbance plan; existing and proposed wall locations and dimensions; the proposed 69-foot relocation; construction chronology stated in those materials; proposed erosion controls, restoration, and inspections; and authentication and explanation of his project records.
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The anticipated testimony of neighboring residents and property owners will focus on the placement of the seawall, which they contend is located below the high water line. They are expected to testify that the placement of the seawall is improper based on commissioned surveys. The neighboring property witnesses are identified for matters within their personal knowledge. Survey measurements, the location of the legally applicable ordinary high water mark, and technical causation opinions require their own foundation.

Objector McInnis reserves the right to call any witnesses identified by IDL or Applicant on the subjects disclosed by those parties.

EXHIBIT LIST	
Exhibit No.	Description
OBJ-01	IMG_9563.MOV (Aug 21, 2026) – video of seawall and sediment plume
OBJ-02	Application NP220096 and its supporting materials, including the joint permit application, site plans and drawings, site disturbance narrative and cost estimate, and soil materials.
OBJ-03	Storhaug Topographic Exhibit, Project 26-309, dated September 14, 2026, for 7885 E. Burley Ct./15053 E. Hayden Lake Rd., certified by Troy A. Carlson, PLS 15434.
OBJ-04	Mike Ahmer's August 14, 2026 agency circulation email, subject "Seawall Application Hayden Lake - NP220096."
OBJ-05	McInnis's written objection and hearing request, including his August 22, 2026 objection letter received by IDL September 11, 2026.
OBJ-06	Lance Olson's written objection to Application NP220096.
OBJ-07	Mike Silvey's October 1, 2026 written comments regarding the seawall, in the one-page version transmitted October 7, 2026.
OBJ-08	IMG_3768.JPG (Nov 21, 2015) - photo of shallow McInnis dock

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OBJ-09	IMG_2623.HEIC (Apr 10, 2022) – clear water in 2022 (no seawall)
OBJ-10	IMG_2627.HEIC (Apr 10, 2022) – clear water in 2022 (no seawall)
OBJ-11	IMG_8581.MOV – undated video of wall construction
OBJ-12	IMG_5978.HEIC (Jun 30, 2024) – unstable looking seawall and sediment plume
OBJ-13	IMG_5977.HEIC (Jun 30, 2024) – seawall and visible sediment plume
OBJ-14	IMG_1613.HEIC (May 31, 2025) – water behind the seawall
OBJ-15	IMG_9453.jpeg (Aug 21, 2026) – unstable looking seawall and sediment plume
OBJ-16	IMG_3325.HEIC (Aug 22, 2026) – sediment in the water after construction of seawall

Copies of the exhibits are available for download using the following link:

<https://fclaw.box.com/s/21ksiju15hkdvfh9ilpqoedlwb46pqb>

DATED this 26th day of October 2026.

FENNEMORE CRAIG, P.C.



LINDSEY A. MORGAN, ISB #12149
Attorney for Objector Douglas McInnis

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of October, 2026, I caused to be served a true and correct copy of the foregoing document by the method indicated below, and addressed to the following:

Gregory Schneider 14953 E. Hayden Lake Road Hayden, ID 83835 P: (208) 755-5876 E: greg@transplanet.net <i>Applicant</i>	☐ By Hand Delivery ☐ By U.S. Mail ☐ By Overnight Mail ☐ By Facsimile ☒ By Email
Stacey Beaumont Hawley Troxell Ennis & Hawley, LLP 704 E. Sherman Avenue Coeur d'Alene, ID 83814 P: (208) 444-4070 E: beaumont@hawleytroxell.com <i>Counsel for Applicant Scheider</i>	☐ By Hand Delivery ☐ By U.S. Mail ☐ By Overnight Mail ☐ By Facsimile ☒ By Email
Douglas McInnis 15050 E. Hayden Lake Rd. Hayden, ID 83835 P: (208) 659-028 E: dpmcinnis@yahoo.com <i>Objector</i>	☐ By Hand Delivery ☐ By U.S. Mail ☐ By Overnight Mail ☐ By Facsimile ☒ By Email
Lance Olson 5403 Quail Ridge Cir. Spokane, WA 99223 P:(553) 710-6693 E: lanceols@msn.com <i>Public Witness</i>	☐ By Hand Delivery ☐ By U.S. Mail ☐ By Overnight Mail ☐ By Facsimile ☒ By Email
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/s/ Jody Evans
JODY EVANS