Idaho Department of Lands
Pend Oreille Lake Supervisory Area
2550 Highway 2 West
Sandpoint, ID 83864-7305
Phone (208) 263-5104
Fax (208) 263-0724

Dustin T. Miller, Director
Working Lands, Trusted Stewards
Equal Opportunity Employer

State Board of Land Commissioners
Brad Little, Governor
Phil McGrane, Secretary of State
Raúl R. Labrador, Attorney General
Brandon D Woolf, State Controller
Debbie Critchfield, Sup't Public Instruction

September 1, 2026

Heather Merrifield
9069 N. Drawbridge Ct.
Hayden, ID 83835

Re: Notification of Application for Encroachment Permit Number – NP200101

To Whom it May Concern:

This letter is to inform you that your adjacent neighbor **Zumbro Holding Company, Inc.** has applied for a permit with Idaho Department of Lands to install a community dock and Riprap on the Pend Oreille River. The enclosed application shows the location, dimensions, and distances to your mutual littoral right line.

Please review the application and all materials carefully.

If you **consent** to the proposed encroachment, please complete the attached form by checking the first box, initial, and return it to our office as quickly as possible. No response will also be considered consent.

If you **object** to the proposed encroachment and would like to **request a public hearing**, please complete the attached form by checking the second box, initial, and return to our office no later than **October 5, 2026**. If you request a public hearing, state law requires you submit your written objection and a **$75 fee** to cover the cost of publishing notice of hearing. Objections should be based on the standards for commercial, community, or nonnavigational encroachments, which can be found in the IDAPA 20.03.04 Rules for the Regulation of Beds, Waters, and Airspace Over Navigable Lakes in the State of Idaho (https://adminrules.idaho.gov/rules/current/20/200304.pdf). Failure to provide contact information may prevent IDL from holding a public hearing due to strict timelines as provided by law.

Please complete and return the attached form to IDL via email or mail by **October 5, 2026.**

Sincerely,

Meghan Byers
Lands Resource Specialist, Senior - Navigable Waters
Enclosure

ID. Dept. of Lands
2550 Highway 2 West
Sandpoint, ID 83864

ENCROACHMENT NO. NP200101
APPLICANT Zumbro Holding

STATE OF IDAHO DEPARTMENT OF LANDS
ATTACHMENT FOR ENCROACHMENT
COMMUNITY DOCK REQUIREMENTS AND SETBACKS

General requirements are as follows:

1. No part of the structure waterward of the natural or ordinary high-water mark or artificial high-water mark shall exceed ten (10) feet in width except breakwaters when justified by site specific conditions and approved by the department.
2. A community dock shall not have less than fifty (50) feet combined shoreline frontage. Moorage facilities will be limited in size as a function of the length of shoreline dedicated to the community dock. The surface decking area of the community dock shall be limited to the product of the length of shoreline multiplied by seven (7) square feet per lineal feet or a minimum of seven hundred (700) square feet. However, the Department, at its discretion, may limit the ultimate size when evaluating the proposal and public trust values.
3. If a breakwater will be incorporated into the structure of a dock, and a need for the breakwater can be demonstrated, the department may allow the surface decking area to exceed the size limitations.
4. Length of Community Docks and Commercial Navigational Encroachments. Docks, piers, or other works may extend to a length that will provide access to a water depth that will afford sufficient draft for watercraft customarily in use on the particular body of water, except that no structure may extend beyond the normal accepted line of navigability established through use unless additional length is authorized by permit or order of the director. If a normally accepted line of navigability has not been established through use, the director may from time to time as he deems necessary, designate a line of navigability for the purpose of effective administration of these rules.
5. It will be presumed, subject to rebuttal, that single-family and two-family navigational encroachments will have an adverse effect upon adjacent littoral rights if located closer than ten (10) feet from adjacent littoral right lines, and that commercial navigational encroachments, community docks or nonnavigational encroachments will have a like adverse effect upon adjacent littoral rights if located closer than twenty-five (25) feet to adjacent littoral right lines. Written consent of the adjacent littoral owner or owners will automatically rebut the presumption. All boat lifts and other structures attached to the encroachments shall be subject to the above presumptions of adverse effects.

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September 1, 2026

Bradley Sonntag
1149 W. Heron Ave.
Hayden, ID 83835

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Don Myers & Cecelia Myers
2018 Joshua Court
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