

From: [Renee Jacobsen](#)
To: [Andrew Smyth](#)
Cc: [Eric Wilson](#); [Kourtney Romine](#)
Subject: FW: 7/23/2020 IDL public hearing for Condon family Trust
Date: Thursday, July 30, 2020 11:57:37 AM

Andrew –

Please see comment received regarding the North Idaho Maritime encroachment permit.

Thanks,

Renée J.
208.334.0242

From: Pat Behm <pbandjcda@hotmail.com>
Sent: Wednesday, July 29, 2020 5:44 PM
To: Renee Jacobsen <rjacobsen@idl.idaho.gov>
Subject: 7/23/2020 IDL public hearing for Condon family Trust

To the Administrators and Stewards of OUR Lake Coeur d'Alene:

I would please request the proposed encroachment

ERL 95S1378B require special oversight to include DEQ conditions attached, as provided when Cougar Bay encroachment was considered in 2008 by same applicant, see L-95-S-36165C.

It is also an overreach to allow the Condons' to use a 0.8 acre mud spit in Wolf Lodge Bay to transfer assumed Littoral rights to Cougar Bay, when the applicant already violated littoral rights of shoreline owners in Cougar Bay and doesn't own land in Cougar Bay. (refer to Assistant AG ruling with Attorney Magnusen,2019)

Yes, I had an opportunity to share my comments, but the encroachment requested (13,100 feet of Lake surface), does not reflect the barging navigation hazards throughout our Lake, created from the proposed NEW industrial loading dock . According to the Army Corps, Lake Coeur d'Alene is non-navigable and exempt from the Harbors Act.

Please review BLM comments during Kootenai County hearings on zoning, and note pending ap. at County (SPN20-0003) for disturbing sensitive shorelines when installing a 40 foot wide permanent bulkhead on the tiny mud spit.

Many thanks for the hearing, every person who showed up in person testified in opposition, unanimously.

suggestion: The Idaho DOT can claim the mud spit along scenic highway 97 as eminent domain, for a safe scenic pull out on a blind corner!~ Thanks,

J. Dalsaso

pbandjcda@hotmail.com