



U.S. Environmental Protection Agency,
Region 10, Idaho Operations Office
Attention: Carla Fromm
1435 N. Orchard St.
Boise, ID 83706

Mike & Chantell Sackett
P.O. Box 425
Nordman, ID 83848

Re: Request for Information Pursuant to Section 308 of the Clean Water Act, 33 U.S.C.
1318, received June 13, 2007.

Answers to Questions on Enclosure 1 pages 3 – 4

1. Mike and Chantell Sackett
2. Yes, purpose of Site was to build a home. There are other homes next to this Site and Kalispell Bay Road (a County Road) is adjacent to my property.
3. The Site was cleared and dirt which was not suitable for sub-base or a foundation was excavated and loaded into a dump truck and hauled off-site. Material suitable for building a pad was imported into the Site. The Site is 100' x 274.01'. Approximately 1,010 cubic yards of dirt was removed from the Site. Approximately 1,714 cubic yards of material suitable for building a pad was imported. The Site is 27,410 sq ft, approximately 20,436 sq ft have been filled in and approximately 6,974 sq ft. have not been filled in. Approximately just under a ½ acre of a .62 acre parcel has been filled in. Do not have any photographs of the Site before work started. Have included a diagram of area, exhibit 1 and 2.
4. See question 3
5. Yes
6. May 1, 2007 – May 2, 2007 the material was removed from the Site and deposited at Section 34, Township 61 North, Range 5, West, B.M., just West of where Kalispell Creek Road leaves State Route 57, at mile marker 34, this property is owned by Mike Sudnikovich. An excavator was used to load the material into a dump truck, and then taken to the off-site location owned by Mike Sudnikovich and dumped into an upland area. This property owned by Mike Sudnikovich was assessed by Tom Duebendorfer, a professional Wetland Scientist. Tom concluded

this land is an upland area, not wet lands. A copy of his report was sent to Beth Reinhart of the US Army Corps of Engineers. Mike and Chantell Sackett own the equipment used for this removal. Approximately 1,010 cubic yards were deposited. Approximate 8,100 sq ft of area is covered. Mike Sackett deposited the material to the off-site location. The lot was purchased to build a home, the native material was removed and suitable material was imported for building a pad for a home.

7. The material imported into the Site is pit run and the pit run came from a gravel pit on Kalispell Creek Road. This pit source is leased and operated by Mike and Chantell Sackett.
8. The material was imported to the Site on May 2, 2007 and May 3, 2007.
9. An excavator was used to spread the material on the Site. The equipment is owned by Mike and Chantell Sackett.
10. Mike and Chantell Sackett directed the Site to be cleared, unsuitable building material removed and suitable material imported and placed.
11. May 22, 2007 Chantell Sackett went to the US Army Corps office in Coeur D' Alene and spoke with Dean Hilliard. Dean let me know that he was filling in for Beth Reinhart and that she would be back next week. I told Dean that I had purchased the lot at 1604 Kalispell Bay Road about 3 years ago. I purchased it to build a home. I turned in my application for a building location permit from Bonner County on May 11, 2007. Bonner County Road and Bridge sign off on the building location permit that the driveway had been built to Bonner County specs on May 11, 2007. Kalispell Bay Sewer District signed off on the building location permit on May 2, 2007 and that the sewer hook up fee was paid for in full and we could hook up to the system. We started clearing the lot on May 1, 2007 and on May 3, 2007 we had 3 people from the EPA stop by our property and told us to stop what we were doing. They believed that we were filling in wetlands and wanted to see our permit. I told Dean that there was no documentation in any of my paperwork, Warranty Deed, Deed of Trust, Title Report from the Title Insurance Company, which states this lot is a wetland. I told him one of the 3 EPA representatives that were at our property on May 3, 2007 was Carla Fromm and Carla had called and left me a message that this land was listed in a National Wetland Inventory. Dean asked for some information about our property and I gave him a plot map, CD of photos that were taken that day and an approximate area that had been filled in. Dean said that we should do nothing until Beth had a chance to look at the information. Dean gave me an application to fill out for a permit. On May 22, 2007 Bonner County approved my building location permit and it was ready to be picked up. May 23, 2007 I spoke with Dean and he had asked me to send him the facts on what had taken place.
12. No

13. No

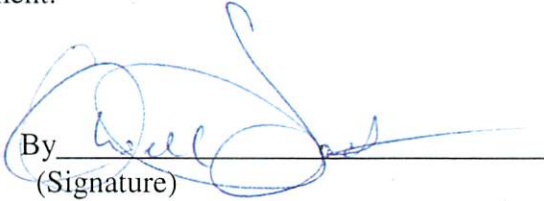
14. Did not know that the lot purchased was a wetland, others have built on contiguous property and the County Road isolates this area. Bonner County issued a building location permit and nothing in any of my paperwork when we purchased the property, or since, indicted a wetlands designation.

15. I purchased the lot to build a home.

STATEMENT OF CERTIFICATION

Chantell Sackett

I certify that the foregoing responses and information submitted were prepared under my direction or supervision and that I have personal knowledge of all matters set forth in the responses and the accompanying information. I certify that the responses are true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment.

By 
(Signature)

owner
(Title)

7/2/07
(Date)

STATEMENT OF CERTIFICATION

Michael Sackett

I certify that the foregoing responses and information submitted were prepared under my direction or supervision and that I have personal knowledge of all matters set forth in the responses and the accompanying information. I certify that the responses are true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment.

By Mike Sackett
(Signature)

owner
(Title)

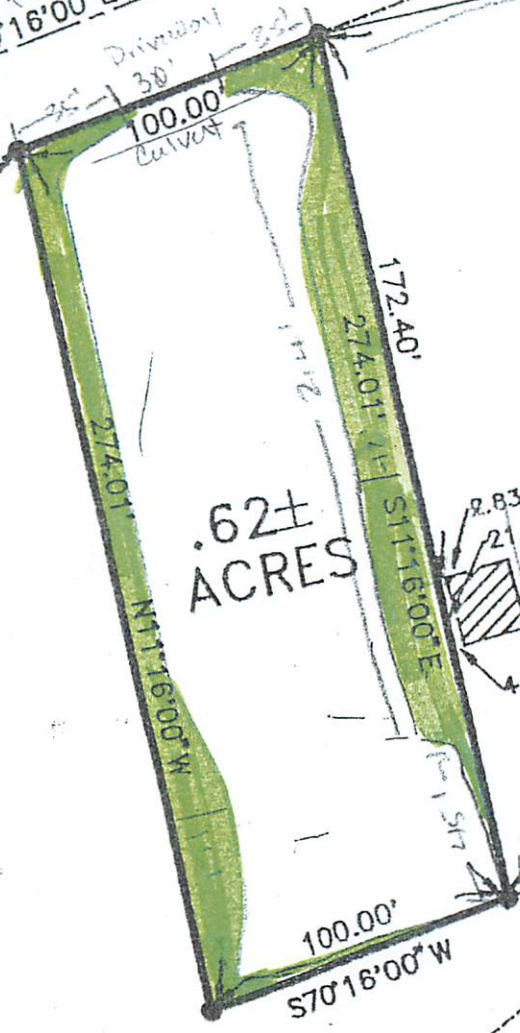
7/2/07
(Date)

DRIVE
 260.77' NO Drainage

Drainage
 NO culverts
 Front for Drain on opp side of Road
 N70°16'00"E
 200.66' NO culverts

High
 elevation

UNPLATTED



LEGEND

- SET 3/4" REBAR W/ALUMINUM C.
- FOUND IRON DRILL ROD.

SCHNEIDER ROAD

House
 House
 25' driveway

T60N,R5W SEC. 12

Exhibit 2



Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

7004 2890 0001 9503 7137

Chantell and Michael Sackett
P.O. Box 425
Nordman, ID 83848-0368

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

6-12-07

5. Received By: (Print Name)

Chantell Sackett

6. Signature: (Addressee or Agent)

[Handwritten Signature]

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Services.

PS Form 3811, December 1994

Domestic Return Receipt