Drapeau, Jasmine - FS

From:	Karen		
Sent:	Tuesday, April 28, 2020 1:25 PM		
То:	Arneson, Kerr <u>y A -FS; Scaife, Dan -FS</u>		
Cc:	David Kraker; ; ; Hoxie, Aubrey - NRCS, Coeur d' Alene, ID		
Subject:	Honey Badger Project Comment Letter (email 1 of 2) Please confirm receipt		
Attachments:	Map of Proposed change.jpg; Google Maps.pdf		

HONEY BADGER PROJECT INTERESTED PARTY AND COMMENT LETTER April 26, 2020

PROPERTY OWNER AND CONTACT INFORMATION

Craig and Karen Pinter (Pinter Family Trust)



VACANT PROPERTY IDENTIFICATION

French Gulch Tract II, Lot 2, Block A (9.984 acres) APN: 0-2725-00A-002-0 Tax Bill Serial # 206039 Section 5, Township 50N, Range 3, Grid 106 Call for community gate code

REGARDING: CANFIELD MOUNTAIN TRAIL SYSTEM USDA FOREST TRAIL #8 WESTERN LOOP TO PENN TRAIL AND EXCESSIVE TRESPASSING ONTO ADJOINING PRIVATE PROPERTY AS DESCRIBED ABOVE

Consequences of Trespassing Issue

The original design and location of Forest Service trail #8 westerly loop near the adjoining property line creates an incentive for motorcycle users and others to illegally access, trespass and deviate from the trail from the north and south directions. This has resulted in the continued destruction of our private property and off trail National Forest lands. (Note that currently 98% of these occurrences are users coming FROM the trail system to private property as witnessed by local full time resident) The 14 year effort s to eliminate trespassing has been unsuccessful.

- 1. Degradation of forest land sustainability
- Off trail motorcycle traffic damages landscape and forest vegetation
- Illegal removal of National Forest boundary markers and signs by users makes enforcement difficult
- Illegal removal of live trees, natural and man-made barriers causes increased destruction
- Increases soil erosion and off trail safety hazards
- 2. Liability, Safety and Security
- National Forest motorcycle users trespass and "day-use" on private property subjecting owners to personal injury liability

- Newly created motorcycle "jump offs" at our property's graded slope and use of our flat area are visible evidence of abuse.
- Campfires and trash on our property continue to be an issue.
- Our gates, fences, utilities, natural topography and vegetation are damaged in order to gain access to trail #8.
- Damage to our RV and content theft has occurred three times (incident reports #10-26366 and #11-14089) Eye witness reported perpetrators entered from the trail system. Forced to removed RV eliminating personal use enjoyment
- 3. Timber Management Plan Operations
- Area established for timber production (seedlings/saplings) has been destroyed by motorcycle users from National Forest trail compromising the execution of our management plan

Timeline of our efforts related to trespassing issues

June 2006 to date

- 1. Grading to create natural barrier on adjoining national forest line to stop illegal 4 wheel vehicles/others from entering the trail from the southerly and northerly direction
- 2. Completion of the community main electronic gate on N. Cricket Road
- 3. Timber stack barrier on E. Basildon Trail
- 4. Earthen natural barriers on illegal trail on Lot 1 and Lot 4
- 5. Constructed buffer zone earthen/timber barrier on National Forest side next to trail, signage at entry area at Best Road- all in cooperation with National Forest personnel, Roger Thrush and Randy Swick
- 6. Located our RV on site for security monitoring and physical determent
- 7. Installed gate at private driveway
- 8. Timber Management activity to install electrical power, water storage and irrigation.
- 9. Rebuild earthen barriers on property lines.
- 10. 9/21/19-Completed Environmental Quality Incentives Program (EQIP) application to Aubrey Hoxie, USDA District Conservationist for financial and technical assistance relating to access control (pending)

Timeline of correspondence between USDA personnel – See attached Letters

August 2006 to date

- 1. 8/13/06. Letter to Randy Swick, District Ranger regarding Roger Thrush's efforts. This letter included a check list form for proposed change to route.
- 2. 5/21/2007. Letter to Rob Davies, District Trail Coordinator, describing the magnitude of excessive trespassing and request to move forward with moving the trail.
- 3. October 8, 2011. Letter to Randy Swick describing the vandalism on our property forcing us to remove our RV from our property and once again requesting a response about moving the trail.

- 4. October 28, 2011 email to Randy Swick, Maggie Pittman, Mary Farsworth, Sharie Oshea and Craig Walker reiterating the unsuccessful efforts and result of those efforts. Again requesting the trail be moved
- December 7, 2011 letter received from Randy Swick that they "INTENDED TO ADVANCE THE PROPOSAL TO RELOCATE THE TOP END OF TRAIL #8 AND WOULD NOT LIKELY HAPPEN UNTIL 2013". From the date of this letter until now, there has been no progress. Furthermore, no brainstorming ideas have been presented. Most likely due to the lack of funding and personnel. Our issues were not included in the Forest Service Strategic Plan of 2015-2020.
- 6. July 27 2012 our first communication with Dan Scaife, District Ranger, summarizing the issues and our efforts at our expense
- 7. 8/2/12 Dan Scaife Identification of Forest Boundary at Canfield.
- 8. 8/14/12 Acknowledgment from us that trail system relocation was delayed/eliminated. We had discovered that the city had no intention of creating a new connecting trail.
- 9. 2013 2018 Annual verbal reviews with Dan Scaife and was advised to be patient for progress
- 10. 8/6/18- email to Dan Scaife to renew cooperative relationship to resolve issues that occurred over the past 13 years.
- 11. 10/26/18- Forester/Agricultural Appraiser, Emma Richardson inspected our property for timber management plan. Informed us she observed the property damage by excessive trespassing traffic affecting the execution of our overall timber management plan.
- 12. 9/18/2019-Trip Report from Aubrey Hoxie, USDA District Conservationist, acknowledging trespassing issue on northern boundary with Forest Service. Recommended fence/gate/barrier options. (pending action)
- 13. 4/21/20-phone call and email from Dan Scaife to inform us about the Honey Badger Project. His email outlines areas of education and the procedure for submitting an Interested Party Letter. Had 9 days to prepare document response comments.

HONEY BADGER PROJECT SOLUTIONS

Proposal

- Modify trail #8 to decommission and re-route a portion of the westerly loop away from private property to eliminate excessive trespassing, private property and forest trail related damage. This modification was previously proposed in an above referenced letter from Randy Swick, former District Ranger on 12/7/11. This proposal design reduces overall maintenance and law enforcement, increasing sustainability to accommodate appropriate use now and in the future. The current segment of trail #8 is not sustainable. (See trail map for identification)
- We are proposing a switchback loop connection between trail #8 and the Penn Trail approximately 1300 ft. east of existing loop(see map detail A). The two trails appear to be approximately 320 ft. apart at that junction. This will preserve the trail's directional consistency.
- Optional loop designs could be feasible westerly (see detail B). The area west of section B is least feasible and would be too close to impacted private properties and trespassing would most likely continue. A detailed onsite evaluation/terrain study will determine contours of loop options following trail design guidelines within section A and B.
- The proposed decommission of the lower trail #8 (section C) is steep, heavily wooded with difficult user ability. Obviously, a safety and maintenance concern. The existing north to south loop is similar

and overuse as a viewpoint has created soil erosion, forest damage off trail and environmental conflicts with nearby private property. This critical area encourages trespassers to enter our property for additional off trail motorcycle riding on the flat graded area and jumps off graded slope damaging terrain and creating injury liabilities. Additionally, there is extreme terrain damage in a large area with ruts, water pooling and safety hazards due to long term off trail activity.

- The initial costs of new trail construction and barrier trail termination will be offset by long term sustainable overall cost savings due to decommission and rerouting.
- This proposal is consistent with Honey Badger Project priority area strategy goals where private property conflicts and adverse effect on resources exist.
- The proposal is more ecologically and economically sustainable than the current trail system with future increasing demands and strain on workforce and budget limitation.
- This proposal offers additional benefits to the project's pre-scoped activity for trail #8 modifications. The negative environmental impact of a proposed ATV option on trail #8 will be considerable.
- This proposal addresses the public's interest and concerns associated with new trail opportunities, improved user experience and user conflicts.
- The decommission, obliteration or rerouting of this segment of trail # 8 helps achieve forest-wide desired conditions and aligns with goals for access and safe recreation.
- 2. At the proposed abandoned trail #8 location and new junction of Penn Trail, sufficient barriers and signage must be posted to prevent re-use of old trail and backtracking to and through private property line.
- 3. Re-evaluating barrier options at existing private property and National Forest boundary line (lots 1 and 2) will be completed by property owners concurrent with above proposals.

We look forward to participating in the next phase of the Honey Badger Project's future as a good neighbor and steward of the forest system.

Respectfully submitted, Craig and Karen Pinter

APPENDIX

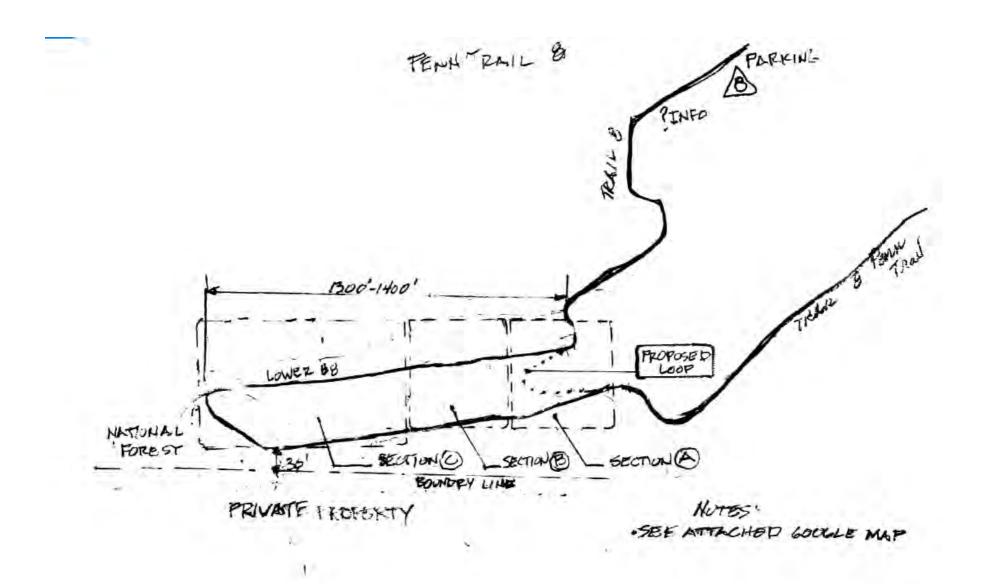
PHOTO DESCRIPTIONS:

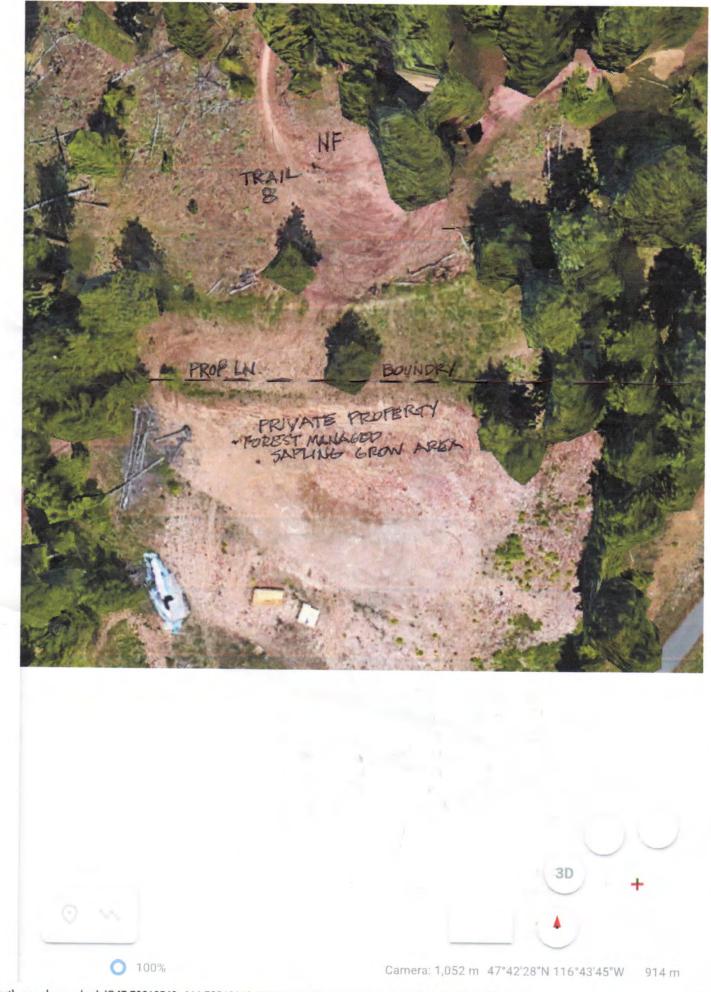
- 1. Barrier created at Forest Service Boundary
- 2. Barrier created at Forest Service Boundary
- 3. Barrier created at Forest Service Boundary
- 4. Blocked user created trail at south end of property
- 5. Blocked user created trail at south end of property
- 6. Gate on private driveway
- 7. User created trail from Forest Service to private property
- 8. User created trail from Forest Service to private property
- 9. User created trail from Forest Service to private property
- 10. User created trail from Forest Service to private property
- 11. User created trail from forest Service to private property

MAPS

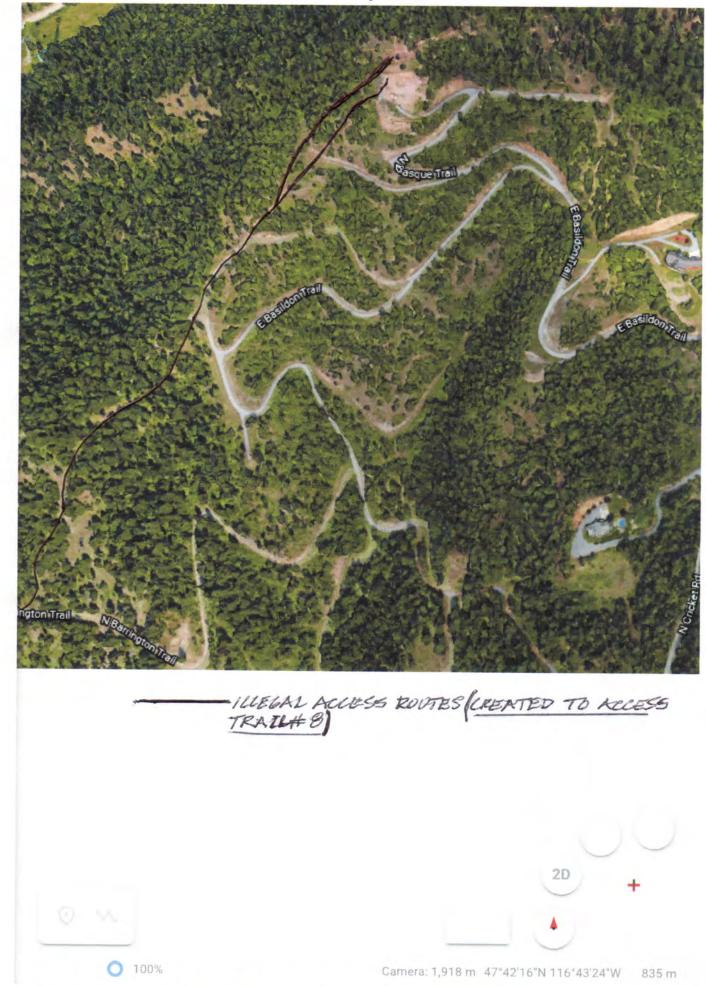
- 1. Hand drawn map of change proposal to trail #8 westerly loop
- 2. Google Map overview

a.Forest service trail #8 to private property lineb. Illegal access route created to access trail #8 (zoomed out)c. Illegal access route created to access trail #8 (zoomed in)

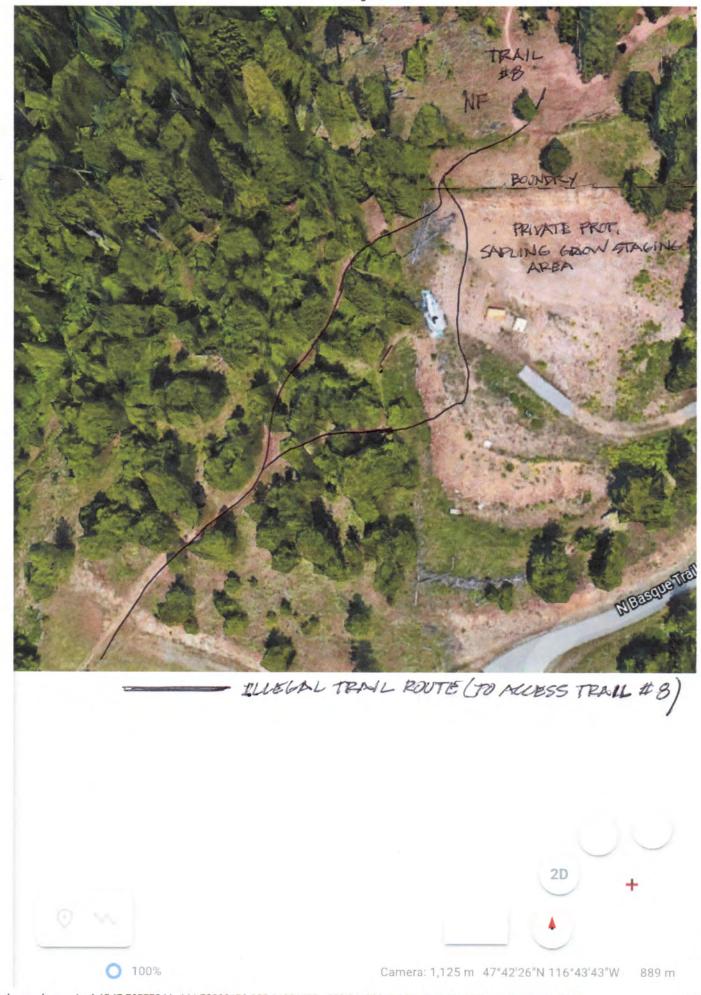




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https://earth.google.com/web/@47.70777346,-116.72989178,925.14326657a,209.76673067d,35y,0.00000001h,17.65818612t,360r

Drapeau, Jasmine - FS

From: Sent: To: Cc: Subject: Attachments:	Karen Tuesday, April 28, 2020 1:31 PM Arneson, Kerry A -FS; Scaife, Dan -FS David Kraker; Hoxie, Aubrey - NRCS, Coeur d' Alene, ID Honey Badger Project Interest Party (email 2 of 2) Please confirm receipt Barrier created at FS boundary 1.JPG; Barrier created at FS boundary.JPG; Barrier created at FS line.JPG; Block user created trail.JPG; Blocked user created trail.JPG; Gate on Private Driveway.JPG; User created trail onto PP (2).JPG; User created trail onto PP (3).JPG; User created trail onto PP (4).JPG; User created trail onto PP (5).JPG; User created trail onto PP.JPG; #1 letter Randy Swick and trail change request 8 13 06.pdf; #2 Letter to Rob Davies Trail Cord 5 21 2007.pdf; #3 Letter to Randy Swick 10 08 11.pdf; #4 email to Randy Swick 10 28 11.pdf; #5 Letter from Randy Swick 12 7 11.pdf; # 6 email to Dan Scaife 7 27 12.pdf; #7,8 emails from Dan Scaife forest boundaries 8 10 12.pdf; #9 Dan Scaife Letter land owner response 6 29 18.pdf; #10 emails from Dan Scaife and Kyle Metter 8 6 18.pdf; #11 our response to Dan Scaife Kyle Metter of 8 6 18.pdf; #12 Trip Report from Aubrey Hoxie USDA 8 27 19.pdf; #13 email from Dan Scaife re Honey Badger 4 21 20.pdf
Follow Up Flag:	Flag for follow up
Flag Status:	Flagged

Please see attached photos and letters associated with our comments letter in email 1.

Thank you. Craig and Karen Pinter























Drapeau, Jasmine - FS

From: Sent: To:	Karen < Karen < Karen - Ka Karen - Karen - Kar	
Subject: Attachments:	Pinter-Photos for Honey Badger Project Comment Letter email 2 of 3. Please confirm receipt Barrier created at FS boundary 1.JPG; Barrier created at FS boundary.JPG; Barrier created at FS line.JPG; Block user created trail.JPG; Blocked user created trail.JPG; Gate on Private Driveway.JPG User created trail onto PP (2).JPG; User created trail onto PP (3).JPG; User created trail onto PP (4).JPG; User created trail onto PP (5).JPG; User created trail onto PP.JPG	
Follow Up Flag: Flag Status:	Flag for follow up Flagged	

Attached are photos associated with our comments letter in email #1 sent yesterday 4/28/20. The description of the photos can be found in our letter's appendix. A 3rd email to follow with correspondence letters attached.

Thank you. Craig and Karen Pinter

French Gulch Tract II, Lot 2, Block A (9.984 acres) APN: 0-275-00A-002-0 Tax Bill #206039 Section 5, TS 50N, Range 3, Grid 106

Symptoms and Diagnosis of Liver Disorders in Cats

S.I. Faldman, EC. Taxitsons of Internal Macional 3th ed. W.B. Soundarii C.

Convight @ 1997.2011, Foster & Bmith, Inc. All Rights Re

August 13, 2006

Randy Swick, District Ranger Coeur d'Alene River Ranger District Fernan Office 2502 East Sherman Avenue Coeur d'Alene, ID 83814

Dear Ranger Swick,

We would like to sincerely acknowledge Roger Thrush's efforts in eliminating National Forest users from trespassing through and using our private property.

Our 10 acre parcel is located on Basque Trail in the French Gulch area which abuts the Canfield Trail System. Traditionally, this is a short cut for locals to access the trails system. Currently, the situation is worse today due to increased general population and popularity of the easily accessible trail system.

After meeting with Roger, we initiated a cooperative effort to resolve these issues. The developer's and private efforts were completed including a private gate, earth berms to eliminate existing trails over private land, signage, local security watch and prosecution of gross violators.

http://www.peleducation.com/article_print.cfm?c=1+2135&ald=314

Roger's dedication, suggestions and strategies have been very helpful in lieu of his expanded responsibilities. We fully support any administrations efforts to help Roger resolve these problems.

Sincerely,

10/8/2011

Craig and Karen Pinter

Checklist for Proposed Change to a Route on the Coeur d'Alene River Ranger District

Briefly describe the proposed route change, including the location of the route and rationale for proposing the change. Use route numbers if available. Be prepared to show the location on a map.

CANFIELD TA

Designation (Check One)

- Route currently exists and is a designated road or trail.
- □ Route currently exists but is not a designated road or trail.
- □ Route does not currently exists and would require construction.

Current Vehicle Class (Check One)

- Road open only to highway-legal vehicles.
- Road open to all motor vehicles.
- □ Trail open only to vehicles less than or equal to 50 inches in width.
- Trail open only to motorcycles.
- □ Trail open only to nonmotorized uses.

Current Time of Year Designation (Check One)

- A There is currently no designated time of year (season) the route is open to motorized use.
- Current designated time of year the route is open to motorized use is from

_____ (month) to _____(month).

Proposed Vehicle Class (Check One)

- Road open only to highway-legal vehicles.
- Road open to all motor vehicles.
- □ Trail open only to vehicles less than or equal to 50 inches in width.
- Trail open only to motorcycles.
- Trail open only to nonmotorized uses.

Proposed Time of Year Designation (Check One)

- A No change proposed.
- Proposed designated time of year the route is open to motorized use is from (month) to ______

(month).

PLEASE BRING THIS CHECKLIST TO THE MAY 31 PUBLIC MEETING OR SUBMIT IT TO THE COEUR D'ALENE RIVER RANGER DISTRICT (ATTN: TRAVEL PLAN PROJECT) BEFORE MAY 31, 2006.

May 21, 2007

Rob Davies, District Trail Coordinator Coeur d'Alene River Ranger Station Fernan Office 2502 East Sherman Avenue Coeur d'Alene, ID

Copy

Dear Mr. Davies,

We are property owners of a 10 acre parcel located on Basque Trail in the French Gulch area of Coeur d' Alene. This well known privately owned area abuts the Canfield Trail system and has been an illegal alternate route for ingress and egress of the trail system by the general population. The area has also been used for overnight parties, alcohol, drug activity, hunting, illegal quad bike access, removal of private property and "No Trespassing" signs, cutting of trees and illegally marking and creating a trail on private property to access trail system, As a result, a scarred landscape of motorcycle trails, disturbing presence of trash and debris and some property damage to private and common areas have occurred. To date, the excessive trespassing over private land has increased to a magnitude that calls for immediate action in order to preserve the safety and protection of the local landowners private land.

The developer and several owners have taken action to urban interface with the National Forest to resolve this ever increasing problem. These efforts include barricades to block some unauthorized trails through private land, a buffer zone between the National Forest and private land, highly visible signage, a private electronic gate, prosecution of gross violators and Forestry and local patrolling.

While there has been some success with these efforts, the situation of trespassers persists. Consequently, the reputation of the French Gulch as a premier private properties is compromised. Property values have been effected. Further damage may result if we do not respond to the issues now. Therefore, in order to further and more effectively resolve the problem, we are initiating the steps to have a portion of Trail 8 of the Canfield Trail System removed and relocated further into the National Forest and away from private property, thus discouraging trespassing and encouraging the use the designated staging areas which are reasonable located for use of the entire trail system.

All these observations have been video taped, photographed and witnessed by numerous owners and contractors. We started grading for our building site last year. The security threat culminated in a prosecution attempt of trespassers in July 2006 (Case #06-19093-Detective Jackson). A well publicized court case took place in August 2006 involving trespassers and a landowner. Because of these events and other security and safety concerns for ourselves and others, we discontinued work on our retirement dream home in Coeur d'Alene.

After having spoken with you today, we clearly understand the scope of your project. Therefore, now is an opportune time to move forward in removing this portion of Trail 8 as per attached map. The existing portion of this trail is steep, eroded, difficult and costly to maintain. The Penn Trail could terminate at a suitable location well west of Penn Station and at a later date, Cave Trail or Trail 8 could be connected to Penn Trail, thus satisfying the trail system user and private property owners.

Thank you for your past consideration and cooperation as detailed in our letter of August 13, 2006 to Randy Swick, District Ranger. Together a reasonable solution to this problem can be resolved.

Sincerely,

Tenter Kan Imm

Craig and Karen Pinter

October 8, 2011

Re: Canfield Trail #8

Evidence of Legal hauting Security heat Case 20. guns, 1993

Coeur d'Alene River Ranger Station **Fernan Office** 2502 East Sherman Avenue Coeur d'Alene, ID 83814

Attn: Reb Davies, District Trail Coordinator Pauly Suich

On May 21, 2007, we sent a letter to the above address regarding the property we own adjacent to the Canfield Trail asking for immediate action to remove a small portion of the westerly loop of trail #8 in order to preserve the safety and protection of the local landowner's private land. A copy of that letter is attached.

During our first years of ownership, we worked together with Roger Thrush to resolve common issues. On our private land and the trail section adjacent to the property line, we placed tree barriers, signage, and other deterrents in an effort to reduce the trespassing and vandalism onto our property. Security gates to our property from the road where also installed.

Additionally, in the past two years, our trailer and property have been vandalized. Most recently, on June 19, 2011 our trailer was broken into, windows broken, the interior vandalized and personal property stolen. We think the individuals responsible for this came onto our property via the trail system as it has been obvious that trespassing continues to occur as evident by motorcycle tire tracks over and through these barriers.

As a result, we were forced to remove our trailer from our property and abandon building plans. no longer have sobely, souve the

We have completed everything possible at our own expense to protect our private property abutting the trail system. We feel the Forest Service should take the initiative to replace any removed signs and participate further in ways to help deter traffic through adjacent private property. A simple fence along

requirements the berm would help deter vehicles trespassing onto private property.

In observance¹your Forest Service's Mission Guiding Principles of "We are good neighbors who respect private property rights", we would welcome any ideas, comments and solutions in order to protect the safety of both private landowners and users of the trail system.

Your prompt response is appreciated.

DF

Hagneson

Craig and Karen Pinter

Property Owners of

Craig Pinter

From:	"Craig Pinter" >
To:	<rswick@fs.fed.us></rswick@fs.fed.us>
Cc:	"Maggy Pittman" <mpittman@fs.fed.us>; "Mary Farnsworth" <mfarnsworth@fs.fed.us>; "Shane</mfarnsworth@fs.fed.us></mpittman@fs.fed.us>
	Oshea" >: "Craig Walker" <
Sent:	Friday, October 28, 2011 9:34 AM
Attach:	Forestry Letter May 21 2007.docx; Roger Thrush August 13 2006.docx; Trail Route Change Request Form.pdf
Subject:	Trespassing to and from Canfield Trail #8 onto private property

October 28, 2011

Coeur d'Alene River Ranger Station Fernan Office 2502 East Sherman Avenue Coeur d'Alene, ID 83814 Attn: Randy Swick Re: Canfield Trail #8

During the summer of 2006 we worked together with Roger Thrush to resolve common issues on our private land and the trail section adjacent to the property lines. We placed tree barriers, signage, and other deterrents in an effort to reduce the trespassing and vandalism onto private property. Security gates to our property from the road where installed. These efforts had some short term success but failed long term.

Since our efforts were unsuccessful, on May 21, 2007 we sent a letter to the above address regarding the property asking for immediate action to remove a small portion of the westerly loop of Canfield Trail #8 in order to preserve the safety and protection of the local landowner's private land. A copy of that letter and form is attached. We received no acknowledgment of receipt or response!

Over the past four years, our RV and property have been vandalized numerous times. Adjacent property owners have been burglarized. Most recently, on June 19, 2011 our RV was broken into, windows broken, the interior vandalized and personal property stolen. We think the individuals responsible for this came onto our property while going to or from the trail system through private lands. It has been obvious that trespassing has increased, evident by motorcycle, quad tracks, drug and alcohol refuse, trash, removal of signs, cutting of trees, illegal hunting or firearm use, and property damage on private property and forest land. These activities have led to the resource degradation of forest land.

As a result, we were forced to remove our RV from our property and abandon future plans. Our safety, security and enjoyment of our property has been jeopardized by these issues.

We have completed everything possible at our own expense to protect our private property abutting the trail system. Over the last several years the Forest Service has done nothing to maintain the minimal signage and barriers. We feel the Forest Service should take the initiative to replace any removed signs and participate further in ways to aggressively deter traffic through adjacent private property. As suggested, the removal of a portion of trail 8, fencing, cameras and geographical barriers would resolve part of the issue. You have the expertise and funds to address these issues. The affected owners of the French Gulch tracts are evaluating and developing a plan to restore the private lands from trespassing and property damage.

In observance of your Forest Service's Mission Guiding Principles of "We are good neighbors who respect private property rights", we would welcome any ideas, comments and solutions in order to protect the safety of both private landowners and users of the trail system. Thank you for meeting with me on October 14, 2011 in acknowledging the situation.

Your prompt response is appreciated.

Craig and Karen Pinter

Property Owners of

cc: French Gulch Property Owners

Thank you for responding to our letter of October 28, 2011 regarding the trespassing problems onto our property. It generated several questions and thoughts.

What was the specific efforts reviewed at your meeting on Oct 14 with district trails and law enforcement staff.

What are your brainstorm ideas? We have been discussing solutions with since our initial contact in 2006.

While the gates at the Island may prohibit jeeps and ATV's, these type of vehicles haven't historically been the problem in our location. Motorcycles, bikes, hikers can still use the popular #8 trail and end up at the switchback adjacent to our property and trespass onto our property.

We had requested in 2007 that the switchback #8 be relocated and received no response to our request. Now it is being considering 4 years later and won't be able to complete until 2013? It needs to be done now. What are the "additional measures" that can be done in the meantime that you mention? What exactly has been done to date in our specific area to even attempt to prohibit trespassers? Signs that once may have been sparsely placed no longer exist; simple barriers or fencing have not been placed.

Stating that very little can be done to physically remedy the situation is another way of just ignoring the problem. You are acknowledging there is unauthorized access from points of entry that do not originate on Forest service land. What is the FS and law enforcement doing about this and what specifically is being done to contact private property owners at these access points to eliminate them?

As stated in our previous letters, law enforcement has been notified several times relating to specific incidents on our property.

It would better serve property owners in our area if any meeting with Andy Boggs be initiated by him. A previous contact with him in 2006 proved to be futile as he was not receptive.

More discussion, reviewing and meeting is not the answer—it will only create more delays as proved to be case so far. Continued lack of action by the Forest Service and law enforcement over the past 6 years (or more) has continued to have a negative affect on the value of our property.

	United States Department of Agriculture	Forest Service	Idaho Panhandle National Forests		Coeur d'Alene River Ranger District
					P.O. Box 159 Smelterville, ID 83868
					2502 East Sherman Avenue Coeur d'Alene, ID 83814
				File Code:	2350
				Date:	December 7, 2011
	Craig and Karen	Pinter			(5)

Dear Craig and Karen,

I appreciate your frustration over the problems you continue to have associated with trespass onto your property in the French Gulch area. I have discussed the concerns you raised at our October 14, 2011 meeting with our district trails and law enforcement staff and have reviewed our efforts to date to help address the problem.

The Canfield Mountain Trail System has been a favorite of local recreationists for 20 years. There are two primary trailheads, one at Nettleton Gulch and the other off Fernan Creek Road. Over the years, unauthorized user-created routes from adjacent ownerships have developed. to de Since you acquired your property and first raised the issue of trespass onto your land, we have made numerous visits to the area and brainstormed ideas on how to reduce unauthorized access move the to and from the Canfield Mountain motorized trail system. As you acknowledged in your recent email to me, you met with Forest Protection Officer Roger Thrush in 2006 to discuss solutions to your concerns. After several visits to the site to assess various options to limit motorized use across private property, Roger determined there was very little that could be done on National 50 relocate Forest land to physically remedy the situation. Site features such as widely spaced trees and flat hall terrain, combined with shallow soils and exposed bedrock make it easy for cross-country travel and difficult for effective barrier installation. In 2010, we installed two gates at "the Island", a strategic Canfield Mountain trail junction. These gates have effectively denied access for larger vehicles and ATVs to your property from within the Canfield Mountain Trail System. Since the installation of these gates, any jeeps or ATVs coming onto your property are likely coming through other ownership.

Pursuant to our meeting in October, we are considering relocation of the switchback section of Trail #8 that lies near your property, to control erosion and remove an access point for motorcycles from Forest Service trails to your land. However, we are doubtful that this action alone would eliminate the problem of unauthorized access to your property, particularly since there are many other points of entry that do not originate on National Forest land.

with appresante geographic of the deterents at the relocate

Caring for the Land and Serving People

A popular, user-created trail in the vicinity of your property (known as the "Penn Trail") has been a well established and heavily used route for decades. Much of this historic trail still remains on other ownerships and is accessed from city, county and private property. Until these external access points are effectively closed and the remnants of the former "Penn Trail" obliterated, unauthorized use to private land is likely to continue. We intend to advance the proposal to relocate the top end of Trail #8 where it approaches your property, however implementation is not likely until 2013. In the meantime, additional measures could be taken in concert with this action.

In 2006, you worked together with other adjacent landowners in an attempt to block unauthorized use by placing tree barriers and signs and installing a security gate on private property. Evidently these efforts have met with limited success. It may be worth noting that our trails staff found the security gate open on at least six occasions during 2006 and 2007. Hopefully, this situation has been corrected. We have recently received an unconfirmed report that a bypass around the gate has since been created. We urge you to work with other landowners to block non-Forest Service entry points to your property and to contact county law enforcement to report incidents of property damage and vandalism.

As I also mentioned at our October 14th meeting, we will try to facilitate an on-site meeting with you, Forest Service and County law enforcement, and invite representatives from motorized user groups to increase awareness of the issue and gain other perspective. They may have some other ideas. Please contact Trails Program Manager, Andy Boggs, at 208-769-3038 to advise us when you would be in the area and available for an on-site visit.

Please call Andy with any further questions, concerns or suggestions.

Sincerely,

RANDAL/L G. SWICK District Ranger

cc: Mary Farnsworth Maggie Pittman Kent Wellner Andrew W Boggs District Trails Manager

a new gate and private respirity deterents to entry have been malalled The response to users statement about the citizentent to conhect to true 8 is unsubstructed The city coordination [Mouth] which the teachting ships referred to the consucer on avoile side of the redge.



Craig, Barb Hansen, our Operations Staff and Andy Boggs our Trails lead are working on a response. It is addressing our discussion in October, the including the possibility of a reroute, engagement of law enforcement, other relevant historic context, etc. Based on our internal discussions over the past month, I'm not sure any one of these will be a panacea, but we'll share our thoughts at this time. Once you have our response, I'm sure there will be basis for further dialogue.

craig pinter

From: Sent: To: Subject: craig pinter Friday, July 27, 2012 10:03 AM Dan Scaife (danscaife@fs.fed.us) Canfield Trail #8 and our French Gulch Private Property



Hello Dan,

Thank you for your phone call on Friday June 29, 2012 and July 25, 2012 to discuss our mutual issues associated with trespassing to and from Trail #8 onto our private property in the French Gulch area. This was the first correspondence that was not <u>initiated</u> by us since 2006. Your call was greatly appreciated and offered some hope in beginning actual efforts to resolve this long running issue.

We had a discussion about the boundary markers between our property and the forestry trail, evaluated private property deterrents, redesigning existing deterrents and relocating trail #8.

After the survey is completed, where will the boundary markers be installed and how? Is it feasible to locate the markers at the top of the existing geographic berm creating a buffer zone using steel 2"x2" posts? When the signs are vandalized or removed at least the post will identify the boundary lines. This is where the last signs were posted, but were removed easily. We can supply the posts that could also function as a cable fence deterrent. Can the surveyor identify and place a pin on the Easterly: North/South property line when the corner pin is located/confirmed? This will help us when installing a fence in the corner where the trespass trail is located.

On December 7, 2011, we received a letter from Randy Swick acknowledging the trespassing issues and our concerns we have been discussing with the forestry department since 2006. Since 2006, he indicated they have been brainstorming ideas, listing gates installed at "the Island" to deny access by larger vehicles.

Two points of his letter address relocating the portion of trail #8 which is adjacent to our property,(1) to control erosion and (2)remove an access point for motorcycles. He indicated that they intend to advance the proposal to relocate the top end of Trail #8 with it's implementation in 2013. We agree that along with appropriate geographic deterrents at newly relocated entry points would help reduce the trespassing problem. What is the status of these issues today?

We had separate discussion with Andy Boggs regarding the city of Coeur d Alene's involvement to connect a future city trail to trail 8 for mountain bikers. We spoke to city officials and they indicated that this was not feasible and any trail would be on the other side of the ridge. Furthermore, plans and coordination is very speculative.

A new security gate and private property deterrents into our French Gulch area have been installed to block user created trails to the forest service trail system.

Unfortunately due to the existing trespassing situation and previous vandalism to our RV that was located on our property, our safety, security and enjoyment of our property is prohibited.

We look forward to hearing from you.

Craig and Karen Pinter

RE: email address

Scaife, Dan -FS <dscaife@fs.fed.us>

Sat 7/28/2012 3:38 PM

To:karen pinter

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You're welcome and thanks for providing some more background in writing. I will be in touch, after I go out with the surveyor next week. Talk to you soon.

Dan Scaife Acting District Ranger – Coeur d'Alene River Ranger District Idaho Panhandle National Forests Coeur d'Alene, Idaho (208) 769-3001

From: karen pinter [mailto:| Sent: Saturday, July 28, 2012 1:45 PM To: Scaife, Dan -FS Subject: RE: email address

Thanks for replying Dan. See attachment that was our original 3-mail.

Karen

From: Scaife, Dan -FS [mailto:dscaife@fs.fed.us] Sent: Saturday, July 28, 2012 8:50 AM To: Subject: email address

Hi Karen,

Got your phone messages. Was out of the office yesterday. Try replying to this email and it should work. Talk to you soon.

Dan Scaife Acting District Ranger – Coeur d'Alene River Ranger District Idaho Panhandle National Forests Coeur d'Alene, Idaho (208) 769-3001

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7/15/2018

RE: email address - Karen

8-12/2012

Scaife, Dan -FS <dscaife@fs.fed.us>

Tue 8/14/2012 8:43 AM

RE: email address

To: karen pinter

1 attachments (80 KB)

Site_Visit_Report_Canfield_Mountain.pdf;

Hi Karen,

Sorry it has taken me a few days to get this drafted up, but here is a site visit report, as you requested.

Also, thanks a lot, to both you and Craig for sending that note to Mary. It was very flattering and it's nice to get a letter of support from the public once in a while. I've enjoyed trying to solve this issue for us and hope to get a chance to meet you folks if you're in town.

Talk to you soon.

Dan Scaife

Acting District Ranger – Coeur d'Alene River Ranger District Idaho Panhandle National Forests Coeur d'Alene, Idaho (208) 769-3001 208 916 7253

From: karen pinter [mailto: Sent: Friday, August 10, 2012 10:17 AM To: Scaife, Dan -FS Subject: RE: email address

Good day Dan,

Thank you for verifying the existing property/boundary lines. Please forward any documentation of the survey. Property owners will move forward with plans to install a fence on our mutually shared property line to stop trespassing to and from the Trail system. Other efforts such as cameras, geographical barriers/deterrents and signage will be installed. As per our discussion confirm that the Forestry will not help with the cost or labor of these efforts. Contribute any "brainstorming" ideas that can be implemented.

Trail system relocation efforts and discussions as stated in your previous letter once again seem to have been delayed or eliminated. Soil erosion issues have apparently been resolved. We will get an independent assessment. A city trail proposal to connect to trail 8 never seriously existed according to our discussions with city officials. Inform the special interest groups (mountain bikers)!

Trespassing continues on private property as you observed.

We would like to thank Dan Scaife for his efforts to resolve these issues. Hopefully, we can continue efforts with Chad. Please forward e-mail contact information for Chad.

From: Scaife, Dan -FS [mailto:dscaife@fs.fed.us] Sent: Saturday, July 28, 2012 3:39 PM To: karen pinter Subject: RE: email address

https://outlook.live.com/owa/?viewmodel=ReadMessageItem&ItemID=AQMkADAwATczZmYBLTgxZDMtYTImMi0wMAItMDAKAEYAAAP0U8V1Pji5SJ... 1/2

7/15/2018

RE: email address - Karen

You're welcome and thanks for providing some more background in writing. I will be in touch, after I go out with the surveyor next week. Talk to you soon.

Dan Scaife Acting District Ranger – Coeur d'Alene River Ranger District Idaho Panhandle National Forests Coeur d'Alene, Idaho (208) 769-3001

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Dan Scaife Acting District Ranger – Coeur d'Alene River Ranger District Idaho Panhandle National Forests Coeur d'Alene, Idaho (208) 769-3001

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Site Visit Report Identification of Forest Boundary at Canfield Mountain August 02, 2012

Based on previous phone conversations and associated issues raised by adjacent land owners, Craig and Karen Pinter, I visited the site in question to determine a course of action that might help address the land owner's concerns. The property is adjacent to National Forest System (NFS) lands on the Idaho Panhandle National Forests, Coeur d'Alene River Ranger District. The private property is located in T50N, R3W, Sec. 5, NW1/4, SW1/4 and the NFS property is located in the NW1/4 of Sec. 5, in the same township and range. Craig and Karen expressed concerns that users of the Canfield Mountain trail system are accessing their property via Trail #8, which is in close proximity to the property boundary in question. With permission of the landowner, myself and a Forest Service land surveyor visited the site on August 2nd, 2012, with the intent to identify and delineate the NFS boundary. Using survey grade Global Positioning System (GPS) equipment, the land surveyor was able to determine the coordinates of controlling monuments east and west of the Pinter property and was then able to establish and define the boundary. Using the monument to the east and rebar to the west, with the associated azimuth, we placed 6 standard steel posts along the property boundary, identifying NFS lands to the north. The following week we also posted the property boundary with signage to notify Forest users that they are leaving NFS lands and entering private lands to the South.

Dan Scaife

Acting District Ranger, Coeur d'Alene River Ranger District

ISDA	United States Department of Agriculture	Forest Service	Idaho Panhandle National Forests	2502 East SI Coeur d'Ale	ne River Ranger District nerman Avenue ne, ID 83814 -664-2318
		E	File Code: Date: B TOMZAK	5500 June 29, 2018	3
1	Dear Landowner:	10	a someric		

The Forest Service surveyors have been requested to survey, mark and post the National Forest boundary lines around Canfield Mountain (T 51 N, R 3 W Sections 27, 28, 29, 32; T 50 N, R 3 W Sections 4 and 5). This survey is in support of the Kootenai Fuel Reduction Project. The survey work will be done by Forest Service surveyors.

Survey activities will occur intermittently over the course of the summer and fall of 2018. On the ground activities associated with surveying the boundary between National Forest System Lands and your ownership will include:

- clearing brush, branches and trees along the property line to enable visibility, 4 inch trees maximum
- blazing trees on the property line and those within 3 feet each side of the line
- painting blazes with red paint
- setting steel posts with Property Boundary signs on the property line at 150-200 foot intervals
- placing Property Boundary signs on line trees at appropriate intervals
- setting Forest Service land survey corner monuments and marking bearing trees, where applicable
- locating and marking other survey monuments as applicable

We respectfully ask your temporary permission to cross onto private land to complete this survey as needed, and to brush and blaze along the boundary line. If you have any drivable roads or trails that can be used by either truck or ATV, vehicular access is always appreciated to get close to the project area as possible before hiking the rest of the way. We take care that the majority of the surveying activity takes place on National Forest System land.

Please let us know your thoughts by completing the enclosed Landowner Response Form and return it in the enclosed self-addressed envelope. If you have any special desires or concerns that you wish to express, please write them on the lower portion of the form.

Questions regarding the Kootenai Fuel Reduction project can be directed to Sarah Jerome at (208-783-2363), and questions about the surveying should be directed to Land Surveyor Kyle Mettler 'at (208)-765-7484.

Sincerely.

REF. Honey Budger Project Breaday SHADDUCK AREA

DAN SCAIFE District Ranger

Cc: Andy Schmidt, Lead R1 West Side Land and Boundary Zone; Kyle Mettler, Land Surveyor

Enclosure

forry hounesonword

Caring for the Land and Serving People



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LANDOWNER RESPONSE FORM

Please return to:

US Forest Service Kyle Mettler 3815 Schreiber Way Coeur d'Alene, ID 83815

Permission for Access, and to Survey and Post Boundary

[] Permission is hereby granted to the Forest Service for its personnel to enter upon, locate, survey and post the boundary between National Forest land and private lands owned or controlled by the undersigned.

Special Considerations:

() Permission is granted subject to the restrictions listed below.

() Permission is NOT granted.

Legal Descriptio	n:
------------------	----

Printed Name:	
Address:	
Signed	Date
Contact Person:	and the second second
Phone:	

Comments:

9/4/2018

RE: Canfield-Kootenai Fuels project - Craig

8/6/2018

9887 25 3:15 LOFT MESSADE (Kyle)

RE: Canfield-Kootenai Fuels project

Scaife, Dan -FS <dscaife@fs.fed.us>

Mon 8/6/2018 1:29 PM

Inbox

To: Mettler, Kyle -FS <kmettler@fs.fed.us>;

Okay, thanks for having a conversation and letting me know, with a cc to Craig here. I spoke with Craig as well and we discussed these issues. We both recognize the difficulty area, in terms of preventing trespass and I have offered to meet up there, whenever it's convenient for us both. Did you guys talk about some of the details of the property owner survey request letter that he received? Craig also wanted some clarification on the 4" visibility piece of that letter and if the boundary that Mike and I surveyed in a few years ago is still valid.

Kyle

Dan Scaife District Ranger Coeur d'Alene River Ranger District

Forest Service Idaho Panhandle National Forests

p: 208-769-3001 <u>dscaife@fs.fed.us</u>

2502 E. Sherman Avenue

Coeur d'Alene, ID 83814 www.fs.fed.us

Caring for the land and serving people

"Ecosystems are not only more complex than you think, they're more complex than you *can* think." - Jack Ward Thomas

From: Mettler, Kyle -FS Sent: Monday, August 6, 2018 1:20 PM To: Scaife, Dan -FS <dscaife@fs.fed.us> Cc:

Subject: Canfield-Kootenai Fuels project

Dan,

I spoke with Craig Pinter today on the phone. He owns the piece of property adjacent to the little vantage point on the way up Penn Trail. He is frustrated that trail users are continually trespassing onto his property from the trail. They have also in

https://outlook.live.com/owa/?viewmodel=ReadMessageItem&ItemID=AQMkADAwATczZmYBLTgxZDgtMTIwYy0wMAItMDAKAEYAAAMbaz7MLdZuT... 1/2

/2018

RE: Canfield-Kootenai Fuels project - Craig

the past vandalized an RV that he had up there. He has tried creating a berm and other things to keep them out of his property but to no avail. He is frustrated that the trail users continue to trespass and vandalize his and his neighbors properties and would like us to help come up with a solution that may prevent this from happening. I know a number of years ago over on the Shadduck area we put up a barrier and tried to prevent trespass onto private. Not sure what if anything we could do but something we should maybe think about?



Kyle Mettler, L.S. Land Surveyor

Forest Service R1 West Side Land and Boundary Zone (WSLZ) Bitterroot, Flathead, Idaho Panhandle, Kootenai, Lolo, Nez Perce-Clearwater National Forests

p: 208-765-7484 f: 208-765-7307 <u>kmettler@fs.fed.us</u>

3815 Schreiber Way Coeur d'Alene, ID 83815

www.fs.fed.us

Caring for the land and serving people

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SUMMARY

Email to Dan Scaife and Kyle Mettler Following up on your latest emails of August 6, 2018



We would like to renew our cooperative relationship to once again brainstorm ideas to eliminate the trespassing from Canfield Trail to our adjacent private property. We have attempted to mitigate the issues over the past 13 years and trespassing has increased coupled with illegal quad bikes accessing through our and adjacent property to the trail system. Currently private property signage and no quad bike signage are no longer posted on the trail adjacent to our property on Penn trail. It is clearly evident by google maps that users of the trail are going over and around the berm we previously created and have moved tree barriers previously placed. This again has resulted in safety and liability problem as well as creating erosion problems again. See attached pictures of downed signage.

We are interested to know more details of the Shadduck area where the forest service put up barriers to prevent t trespassing onto private property as mentioned by Kyle. What type of barriers are they and where are they located exactly? In addition to barriers, were signs posted indicating private property?

Forest Service developed 2 specific access areas to the trail system (Nettleton Gulch on the west side closest to our property) to prohibit access via private or public roads. These 2 access areas are clearly defined on your trail system maps yet trespassing continues with little or no enforcement.

It is again our goal to move and cut off bottom loop of trail #8. We started communicating regarding the problem in August 2006. The same issues exist with trespassing and vandalism increased.

The following is a summary of communications regarding efforts to correct the problem:

8/13/06. Letter to Randy Swick, District Ranger regarding Ruger Thrush's efforts This letter included a check list for proposed change to route.

5/21/2007. Letter to Rob Davies, district trail coordinator describing the magnitude of excessive trespassing and request to move forward with moving the trail.

October 8, 2011. Letter to Randy Swick describing the vandalism on our property forcing us to remove our trailer from our property and once again requesting a response

October 28, 2011 email to Randy Swick, Maggie Pittman, Mary Farsworth, Sharie Oshea and Craig Walker reiterating the unsuccessful efforts and result of those efforts. Again requesting the trail be moved

December 7, 2011 letter received from Randy Swick that they intended to advance the proposal to relocate the top end of trail 8 and would not likely happen until 2013.

July 27 2012 our first communication with Dan Scaife summarizing the issues and our efforts at our expense

8/2/12 Dan Scaife Identification of Forest Boundary at Canfield.

8/14/12 Acknowledgment from us and that trail system relocation was delayed/eliminated. We had discovered that the city had no intention of moving the trail.





9/18/2019

TRIP REPORT

Date of trip: August 27th, 2019 Destination: French Gulch/Canfield Mountain Area Personnel involved: Aubrey Hoxie/Coeur d'Alene DC; Briana Whitehead/Coeur d'Alene Pathways student Purpose of trip: Site visit for Forest Recommendations

SUMMARY

To inspect property and make recommendations to the Pinters on forest practices and concerns on the property.

CURRENT SITUATION

The Pinters own approximately 10 acres that adjoins Forest Service property along Canfield Mountain. Access to the property is through a gate that requires a code for access. The property does provide wonderful views of Lake Coeur d'Alene from the potential homesite.

Forest practices have been completed over time by the Pinters including tree planting, select thinning/harvest, and access control along the north boundary.



Natural Resources Conservation Service 9173 W. Barnes Drive, Suite C, Boise, ID 83709 Voice: 208.378.5700 Fax: 855.524.1691

Helping People Help the Land An Equal Opportunity Provider and Employer April 2020 Start

RECOMMENDATIONS

App by October 2019

As seen on August 27th, property boundary marking could be improved along the North Boundary with orange paint and private property signs posted. Perhaps a large steel access swing gate could be installed along the north trail that is coming in from the Forest Service boundary to further detour trespassers onto the property. Other boundaries should be marked as well, especially the west boundary as a trail from the west does come up onto the property. The gate up to the homesite could be improved (it was currently on the ground as the hinges had rusted away).

As far as forest management, small pre-commercial thinnings could occur where smaller diameter trees are competing against one another. Driving along the lower road, a 25 foot fuelbreak could be installed on either side of the road to help increase the fuelbreak potential if a fire were to come from the south. Some areas could have some site prep and brush treated to plant seedlings. With the southern aspect of these slopes, it's recommended to plant Pondersoa Pine, as it is more drought tolerant than other species.

www.hrcs.usda.gov

EQIP (Environmental Quality Incentives Program) could provide financial and technical assistance for pre-commercial thinning, site prep, tree planting, and access control (heavy gate).

, Any signage in reasonal within back · Clarify fencing gale was torn down Forestup was to mark N towndary . Process for assistance EQIP , where excelly is lover wed . Son (Evosion from forest Scov boundary . Application Form Financial Assistance who helps to complete "Technical Assistance, 382 Honring · Payment Schedule catagories 1.50-3:00/4 Ranking Planting Seedlings what category 75082 700 1272 458×120 97 6st 472-PC655 490-Tree/Shrub Site Prep 383-Fuel break 666-stand 207.08/Anc 458 AC 3/00 206-3791 pre commercial Machine / hand thining-medium Forested

To:

Honey Badger project

Scaife, Dan -FS <dan.scaife@usda.gov>

Tue 4/21/2020 12:29 PM

Cc: Blundell, Phillip - FS <phillip.blundell@usda.gov>; Arneson, Kerry A -FS <kerry.arneson@usda.gov>; Drapeau, Jasmine - FS <jasmine.drapeau@usda.gov>; Young, Will T -FS <will.young@usda.gov>

3 attachments (2 MB)

Pinter Trip Report Aubry w our notes.pdf; Eqip update 4 09 20129.pdf; Scaife Itr 06 29 18.pdf;

Hi Craig and Karen,

Good catching up with you earlier and glad to hear that you're doing well. Here is a link to the Honey Badger project: <u>Honey Badger</u>

I will direct you to a couple of important links to get you started and please take time to look at all the other supporting information as you see fit. Please feel free to send the link to anyone else that may be interested as well, we are trying to cast a wide net.

- Under the "Scoping" tab on the main page, is where you will find most of the relevant information related to where we're at in the process. The 30-day period provided in the Interested Party letter is not hard and fast, but we do need comments in a timely manner so that we can keep the project moving forward. As I mentioned your comments are most valuable if they are factually based and solution oriented.
- Under the Resources link in that Scoping section you will find some of the topics that have already arisen as the result of internal discussions and open house meetings. The proposed action map for the Canfield Trail system is under Recreation and that where you'll find the current proposal, subject to change as part of this process and based on public input.
- Also of interest may be the comments that we've already received. They can be found on the right hand side of the main page, under the link "Public Comment/Objections Reading Room."
- You can also sign up for updates to the project by subscribing here (<u>https://www.fs.usda.gov/projects/ipnf/landmanagement/projects</u>) under the heading "Get Involved."

Mail - Karen - Outlook

Please give me a call, if you have questions or need help navigating through the information. Talk to you soon.

Kerry or Jasmine – Could you please add Craig and Karen to our list of contacts. Thanks



Dan Scaife District Ranger

Idaho Panhandle National Forests Coeur d'Alene River Ranger District

p: 1 (208) 769-3001 dan.scaife@usda.gov 2502 East Sherman Avenue

Coeur d'Alene, ID 83814 www.fs.fed.us

From: Karen [mailto:

Sent: Friday, April 17, 2020 11:06 AM To: Scaife, Dan -FS <dan.scaife@usda.gov> Subject: Craig and Karen Pinter Property - Adjacent to Canfield Trail

Hi Dan,

Look forward to speaking with you. Attached are recent documents from Aubie Hoxie relating to the EQIP program that we can discuss on our phone call.

Craig and Karen Pinter

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