

# Formal Complaints under Montana Natural Streambed & Land Preservation Act (310 Law)

## Complainant Information

Name: Wyatt Franke  
Address: 47 Muskrat Drive, Kalispell, MT  
Phone: 406-885-1849

## Complaint 1 – Vegetation Removal in No-Build Zone (Pine Creek, Yaak, Montana)

**Alleged Violator:** Investment Foundation LLC  
PO Box 1  
Meridian, ID 83680

### Nature of Complaint:

I received several calls reporting that a developer was removing trees and vegetation along the banks of Pine Creek in Yaak, Montana. This area includes a designated riparian buffer/no-build zone, finalized under the pre-plat subdivision approval process with conditions recommended by Montana Fish, Wildlife & Parks. The clearing of trees and vegetation may have left exposed soil and may conflict with the no-build zone covenant, even if a 310 permit exists.

### Verification of Alleged Violation:

I have not visited the site since this clearing began, but I have received multiple calls reporting the activity. Based on those reports and my knowledge that a no-build zone was formally adopted during the pre-plat subdivision process, I believe this activity may represent a violation of the subdivision approval and riparian protection requirements. I request that the Conservation District investigate whether the reported removal of trees and vegetation occurred within the no-build zone and whether it complies with state law and subdivision conditions.

## Complaint 2 – Collapsed/Removed Temporary Bridge (Pine Creek, Yaak, Montana)

**Alleged Violator:** Investment Foundation LLC  
PO Box 1  
Meridian, ID 83680

### Nature of Complaint:

A temporary bridge was previously allowed by the former landowner across Pine Creek in Yaak, Montana. The current developer admitted during a public meeting that this bridge was still in the stream channel. From my last observation, the structure had collapsed into the creek. While it may have since been removed, I am filing this complaint to ensure the bridge was removed properly and without environmental damage (erosion, sedimentation, or harm to aquatic habitat). The location of the bridge is approximately 48.6063710, -115.9602981.

### Verification of Alleged Violation:

I personally observed the bridge while fishing on Pine Creek under Montana's Stream Access Law. At that time, the bridge had collapsed into the creek and was obstructing the flow. The developer later confirmed in a public meeting that the structure remained. I cannot confirm whether the bridge has since been removed. I request that the Conservation District investigate this site at 48.6063710, -115.9602981 to verify whether the bridge remains, and if it has been removed, whether the removal

was conducted in compliance with the Montana Natural Streambed and Land Preservation Act (310 Law) and without additional environmental harm.