

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 92-7203 Date: 10/8/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes _____
SYSTEM COMPLETED:
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03 (new), 01C-P03 (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - P99 Permit No. _____
Existing well - N/A (if drilled before 7/1/87)
No WD permit? - 046-46A<Irr>-46B-P23 (if drilled after 7/1/87)
SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>
LOCATION:
Water District - WD No. _____
Surface water - 005 or 005-01J-P08 (+.2, or -.2 no pump)
or 005-01H-P01 (-.2 w/pump); NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030 (stream channel alteration)
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - B <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses)
Non Trust <1> - 048-049
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use), NA
Payette (65) - 064 (consump. use), 047-P04 (Payette Lake), NA
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA
USE:
Fish Propagation - 010/06A/09E-P10 (WQ) & 07A-042-002-P06 (MD) (req)
044 (N 1000 Spr)
Irrigation - 803 (if GW use SW 1st) (+5A do POU comparison)
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 06A/010/09E-P10 & 054 (req)
Storage (✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10' high dam)
Domestic (surface) - 021 (Boise R ↑ L Peak), 27A (Payette R)
OWNERSHIP:
Non land owner - 004 (P/D or P/U)
PROTESTED:
Prehearing agreement - 020
OTHER CONDITIONS: - _____
REMARKS: - _____
BENEFICIAL USE DUE: - 10-1-1998
COMMENTS: - D.O.W. Desc.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 92-07203

Priority: July 23, 1993

Maximum Storage Volume:

19.0 AF

This is to certify, that MICHAEL J NEEDHAM
WEST FORK SANTA CREEK RD
PO BOX 25
TENSED ID 83870

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 23, 1993; and
has submitted Proof of Beneficial Use on January 9, 1995. An examination indicates
that the works have a storage capacity of 19.000 af of water from:

UNNAMED STREAM

tributary to SANTA CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FISH PROP. STORAGE	01/01 to 12/31		19.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 35, Township 44N, Range 03W
BENEWAH County

PLACE OF USE: FISH PROP. STORAGE

TWN RGE SEC

44N 03W 35

SESW

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right authorizes an annual volume of water to fill the storage facility and the amount required to replace losses through evaporation.
5. Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
6. The right holder shall be required to provide the Department, upon request, information showing volume changes per hour necessary to maintain an adequate environment for the fish propagation facility. Volume changes per hour shall be based upon actual fish production.
7. Fish propagation storage use is for a fish hatchery.
8. Facility volume = 827,640 cubic feet.

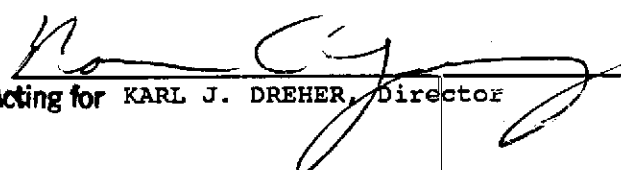
MICROFILMED
DEC 11 1997

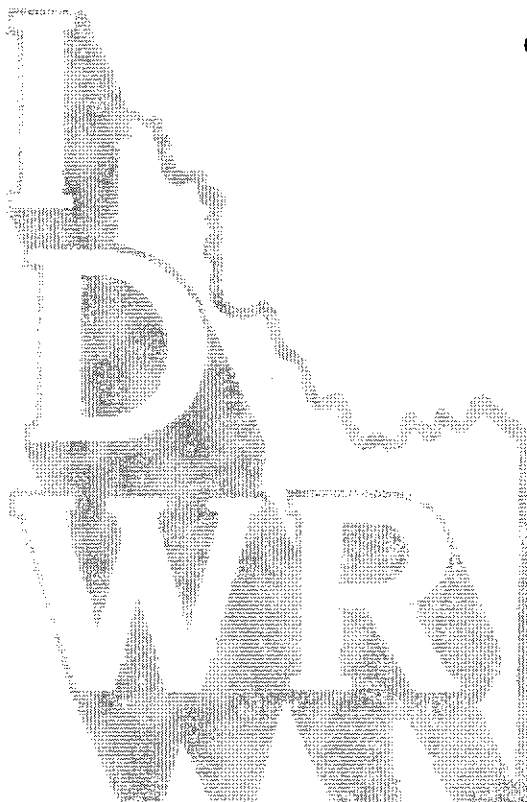
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 92-07203

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 25th
day of JUNE, 1992.


Acting for KARL J. DREHER, Director



MICROFILMED

DEC 1 1997

STATE OF IDAHO
RECEIVED DEPARTMENT OF WATER RESOURCES

JAN 11 1995

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 92-7203 Telephone No. 208-245-3151
2. Name(s) of Permit Holder(s): Michael J. Needham
3. Mailing Address: POB 25 West Fork Santa Crk. Rd. Tensed, ID. 83870
4. Source of Water: Unknown (Seasonal Run-off) If GROUNDWATER (well), Date Drilled: mo. / yr.
 - a. Well Driller: Drilling Permit Number:
 - b. **OPTIONAL:**
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 ^{MJH} Stockwater (No. and type of stock):
Irrigation (No. of acres): Other:
6. Total rate of diversion and/or volume for which proof is submitted: 0.26 ^{MJH} cfs OR 23 acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measuring device been installed?	Yes <u> </u>	or	No <u> </u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measurement port been installed?	Yes <u> </u>	or	No <u> </u>
8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Michael J. Needham Telephone Number: 208 245 3151
Address: POB 25, West Fork Santa Crk. Rd., Tensed, ID. 83870
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:

Michael J. Needham - owner
(include your title, if on behalf of company or organization)
(NEEDHAM ENTERPRISES)

Date:

1-9-95

JAN 20 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 92-07203

Proposed Priority: July 23, 1993

Maximum Diversion Rate:

0.96 CFS

This is to certify, that **MICHAEL J NEEDHAM**
PO BOX 44
SANTA ID 838660044

has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of **SANTA CREEK**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FISH PROP. STORAGE	01/01 to 12/31		23.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.96 CFS	
	Totals	0.96 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 35, Township 44N, Range 03W
BENEWAH County

PLACE OF USE: FISH PROP. STORAGE

TWN RGE SEC

44N 03W 35

SESW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1998**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
5. Assignment or sale of this right is subject to a determination by the Department that the right holder has proceeded to develop the right with due diligence and without speculation.
6. The right holder shall be required to provide the Department, upon request, information showing volume changes per hour necessary to maintain an adequate environment for the fish propagation facility. Volume changes per hour shall be based upon actual fish production.
7. Two diversion points are located within SESW, S35, T44N, R03W.
8. Fish propagation storage use is for a fish hatchery.

OCT 28 1993

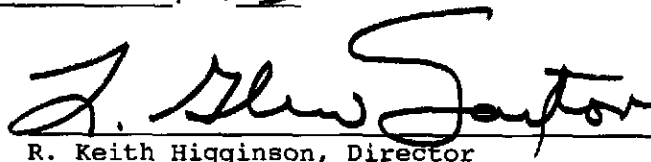
State of Idaho
Department of Water Resources

Permit To Appropriate Water

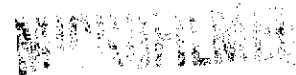
NO. 92-07203

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

25th day of October, 1993.


R. Keith Higginson, Director

for



OCT 28 1993

RECEIVED
SEP 30 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 92-7203

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant Michael J. Needham Phone (208) 245-3151
Post office address P.O. Box 44 Santa, Idaho 83866

2. Source of water supply Unnamed Stream which is a tributary of Santa Creek

3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot 35
Sec. 35 Township 44 N. Range 3 W. B.M. Benevolence County; additional
points of diversion if any: 2 points of diversion

4. Water will be used for the following purposes:

Amount 0.96 for Diversion to Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 23 for Storage for Fish Propagation purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.96 cubic feet per second and/or (b) 23 acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Three ~~Four~~ small dams + ponds

b. Height of storage dam 19 ft feet; active reservoir capacity 19 acre-feet; total
reservoir capacity 19 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 inclusive.

c. Proposed well diameter is NA inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? NA

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) _____

7. Time required for the completion of the works and application of the water to be proposed beneficial use is
5 years (minimum 1 year).

OCT 28 1993

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Fish Propagation

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
44N	3W	35												H					

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

OGT 28 1972

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Michael J. Needham
(Applicant)

Received by DL Date 7/23/93 Time 9:30am Preliminary check by _____
Fee \$ \$45 - Receipted by DL # N006770 Date 7/25/93
Publication prepared by ma Date 7/28/93 Published in St. Francis Bayette Record
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

OCT 28 1993

NORTHERN REGION
LPWR

9-1-93

504D
LARRY SHERMAN
Residence: Hayden Lake, ID

~~GORDON
JAMES
Residence:
Post Falls, ID~~

① Present Perm. # 92-89-N-6
TUBES USED

① Present Plan
1 BOREHOLE TO BE USED
FOR SEASONAL IRRIGATION AND
POND EVAPORATION
COMPENSATION
DURING LATE SUMMER

Residence: SE SW SEC. 35 T44N
R3W BENEWAH

BROODSTOCK
① POND
1/4 AC.

1/40. SEASONAL STREAM
PUMPHOUSE OVER CONCRETE CISTERN (HOUSEHOLD USE)
LAWDSTOCK POND

NOLTHEWIKS

Residence : Fernan Lt,
Coeur d'Alene ID

1 AC. (2)
BROOD STOCK POND

OCT 28 1993

BENNET LUMBER
- BEAVER PONDS

THIS INDENTURE, made this 17th day of October, 1977, between
REFORESTATION, INC., a Washington Corporation

of Spokane, County of Spokane, State of Washington,
the party of the first part and Michael J. Needham and Patricia A. Needham, husband and wife,
P.O. Box 128
of St. Maries, County of Benewah, State of Idaho,
the party of the second part,

WITNESSETH, that the said party of the first part, for and in consideration of the sum of Ten and no/100 - - - - -
- - (\$10.00) - - and other valuable consideration - - - - - Dollars,
lawful money of the United States of America, Hand
to party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, has granted,
bargained, sold, and by these presents, does grant, bargain, sell and convey and confirm unto the said party of the second part, and
to party of the second part's Heirs and assigns, forever, all the following described real estate situated in
County of Benewah State of Idaho, to-wit:

The Southeast Quarter of the Southwest Quarter of Section 35,
Township 44 North, Range 3 West, Boise Meridian, Benewah County, Idaho

Deed re-recorded to correct acknowledgment.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise
appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof, and all estate, right,
title and interest in and to the said property, as well in law as in equity, of the said party of the first part,

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together with the appurtenances unto
the party of the second part, and to party of the second part's Heirs and assigns forever. And the said party of the first part, and
said party of the first part's Heirs shall and will warrant and by these presents forever defend the said premises in the quiet and
peaceable possession of the said party of the second part, and party of the second part's Heirs and assigns, against the said party of
the first part, and party of the first part's Heirs and against all and every person and persons whomsoever, lawfully claiming or to
claim the same.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said party of the first part hereunto has set his hand.

Representation, Inc.
D. H. Camp, Pres.

STATE OF IDAHO,

County of Benewah

On this 18th day of October, in the year 1977, before me J. W. Christensen
a Notary Public in and for said State, personally appeared
D. H. Camp

known to me to be the person whose name is subscribed to the within instrument, and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and
year in this certificate first above written.

J. W. Christensen
Notary Public for the State of Idaho
Residing at St. Maries, Idaho.

No. 167412

WARRANTY DEED

to

Dated 7-5-1985

STATE OF IDAHO,

County of Benewah

I hereby certify that this instrument was
filed for record at the request of

Michael J. Needham

at 45 minutes past

o'clock P. M., this 15th day

of July, 1985, in my

office and duly entered in Book 100

of

at page 14097

By *Benewah* Ex-Officio Recorder.

Fees, \$ 2.00

Mail to

AFTER RECORDING RETURN TO:

OCT 28 1985

St. Maries Gazette Record

STATE OF IDAHO
County of BENEWAH } ss.

On this 18th day of October, 1977, before me,
J.W. Christensen, a Notary Public in and for said
State, personally appeared D.H. CAMP

XXXX
known or identified to me to be the President
of the corporation that executed
this instrument or the persons who executed the instrument on
behalf of said corporation and acknowledged to me that such
corporation executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and
affixed by official seal the day and year in this certificate first above
written.

Notary Public for: Idaho
Residing at: St. Maries, Ida

117548
State of Idaho, County of Benewah. Filed for record at the request of

Land Title
on the 17th day of July 1985 at 11:35 clock A.M. and
recorded in Book 100 of Records on page 14120
Dorothy Vallard By Kay Lethen
County Recorder Deputy
Fee \$ 4.00 Mailed to

MICROFILMED

OCT 28 1993

QUIT CLAIM DEED

PATRICIA ANN NEEDHAM, hereinafter called the Grantor,
for and in consideration of Ten and no/100 Dollars (\$10.00)
and other valuable consideration in hand paid, and for the
purpose of clearing title to the subject property, do hereby
remin, release and forever quit claim unto MICHAEL JAMES NEEDHAM,
of Route 4, St. Maries, Idaho 83861, all right, title and interest
of Grantor in and to the following described real property situated
in the County of Benewah, State of Idaho:

The Southeast Quarter of the Southwest Quarter
(SE1/4 SW1/4), Section Thirty-five (35),
Township Forty-four (44) North, Range
Three (3) West, Boise Meridian, Benewah
County, Idaho.

with all appurtenances, including not only her entire present
interest as of the date hereof, but also any, every and all
right, title and interest hereinafter acquired.

IN WITNESS WHEREOF, the Grantor has executed this
deed this 11 day of December, 1980.

Patricia Ann Needham
Patricia Ann Needham

STATE OF Idaho
County of Benewah

THIS IS TO CERTIFY that before me, the undersigned
Notary Public in and for the State and County aforesaid,
personally appeared PATRICIA ANN NEEDHAM, to me known to
be the person whose name is subscribed to the foregoing Quit
Claim Deed, and acknowledged to me that she signed the same
for the uses and purposes therein set forth.

DATED this 11 day of December, 1980.

RECORDED

167413

66.100 page 14098
SEAL

25 JUL 5 P4:51

BEVERLY VALLARO

Notary Public

State of Idaho

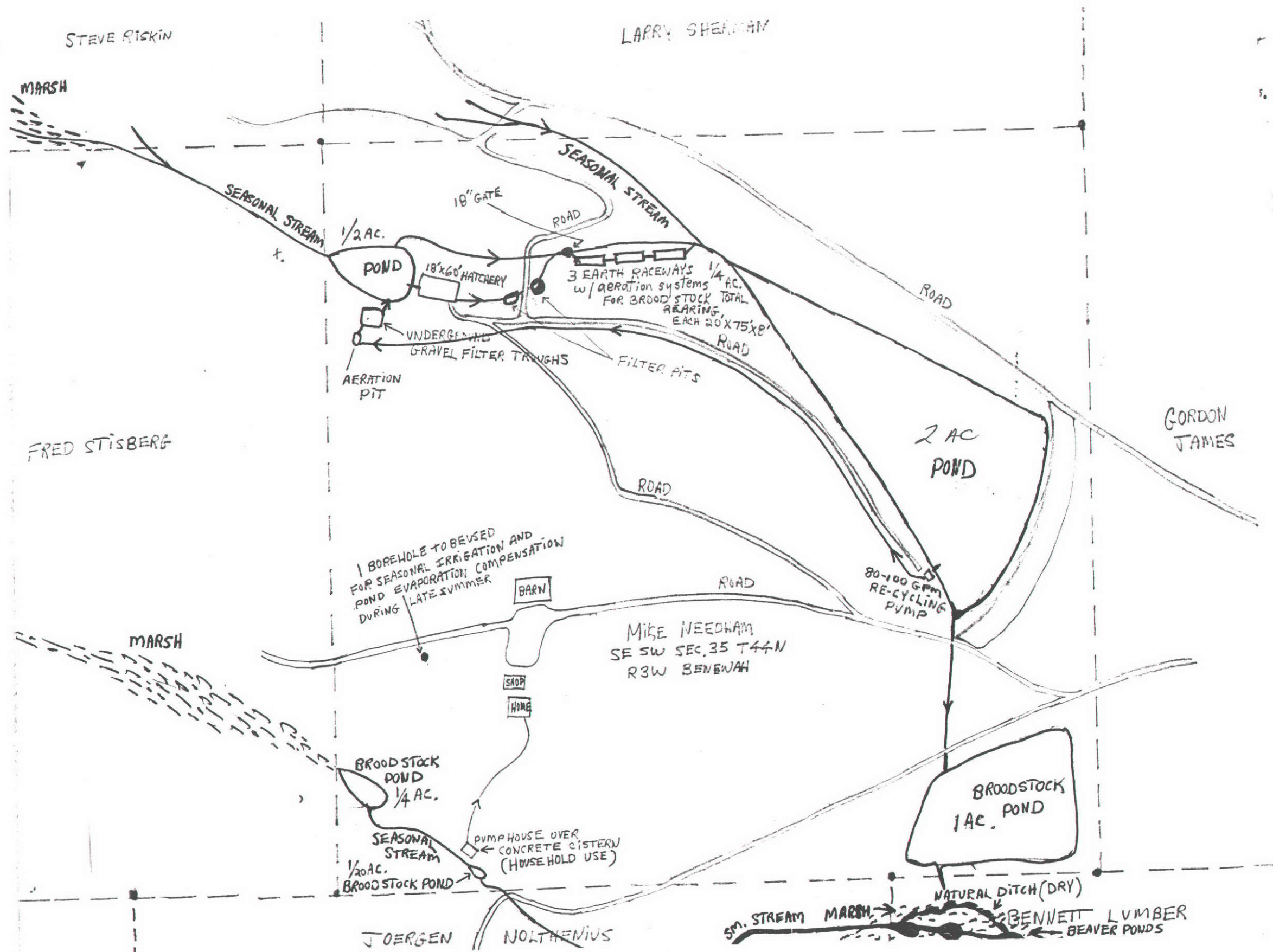
St. Maries, Idaho 83861

Notary Public in and for
Res. & P.O. Addr:
Commission expires:

NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec 7, 1984

RECORDED
OCT 28 1993

County of Benewah
Notary Public in and for
Res. & P.O. Addr:
Commission expires:
Notary Public of New Jersey
My Commission Expires Dec 7, 1984
I, Notary Public in and for the above
County of Benewah, do hereby
certify that the foregoing is a true and
correct copy of the original as
same now appears on file and
in my office.
Notary Public in and for the above
County of Benewah, do hereby
certify that the foregoing is a true and
correct copy of the original as
same now appears on file and
in my office.
Notary Public in and for the above
County of Benewah, do hereby
certify that the foregoing is a true and
correct copy of the original as
same now appears on file and
in my office.



RECEIVED
SEP 12 1994
Department of Water Resources

September 8, 1994

TO: Dam Safety, Boise/ File D92-7203

SUBJECT: Final Construction Inspection, Needham Dam,
September 1, 1994.

BY: David D. LePard

On Thursday I stopped by the dam site, to check construction and measure the final structure. Pictures were taken.

The dam had the following dimensions on September 1, 1994:

Structural Height: 20.1 ft. Hydraulic Height: 16.1 ft.

Freeboard: 4.0 ft. Crest Width: 13.0 ft.

US Slope: 3:1 DS Slope: 1.5-2:1

Outlet: None

Spillway Width: 6.0 ft. CMP Culvert

Spillway Depth: ^{4.0}
~~6.0~~ ft.

Spillway Side Slopes left: NA right: NA

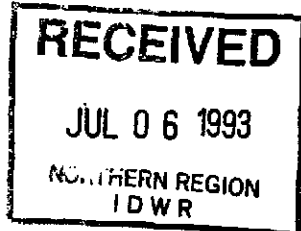
Storage Capacity: 19.0 acre-feet

~~Since the downstream hazard is low, the dam as constructed is small enough to forego regulation under the dam safety act. The dam should be put on the five year hazard review list.~~

I TALKED TO DAVE LEPARO ON 9/13/94 CONCERNING THIS. SINCE RESERVOIR CAPACITY IS >10 AC-FT, DAM IS LARGE ENOUGH TO REGULATE. DAVE & I RECOMMEND ISSUING A STORAGE^{CERT.} FOR 2-YR PERIOD. IF AFTER 2 YEARS, DAM IS IN SATISFACTORY CONDITION, INSPECTION INTERVALS WILL BE INCREASED TO EVERY 5 YEARS.

Am

NOV 07 1994 DEC 11 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 09 1993
Department of Water Resources

APPLICATION FOR CONSTRUCTION OF SMALL DAM

As required for construction or alteration of a dam 20 feet or less in height
and capable of storing less than 100 acre-feet of water.

1. Name of Owner (print or type): Michael J. Needham Phone No. 208 245-315
Post Office Address: P.O. Box 44 Santa, Idaho 83866
2. Application for: ☒ Construction of new dam, ☐ Reconstruction, Alteration of existing dam.
3. Location: SE 1/4, SW 1/4, Section 35, Township 44N, Range 3W,
Benewah County.
4. Source of Water unnamed stream (seasonal flow) tributary to Santa Creek
(Name, Unnamed Stream, Other-describe) (Stream Name)
5. Drainage Area: 160 acres, above the site of the dam.
(Approximate)
6. Downstream Development county rd. 3/4 mile below dam. no other development.
Describe land use below site of dam, indicate approximate distances to buildings or development, roads, etc.

NOTE: If the small dam is (to be) located in or immediately above a high risk area (urban, concentrated development, or in proximity to a habitable dwelling, that could be adversely affected by a release from the dam) this application shall be accompanied by plans and specifications prepared by a registered engineer.

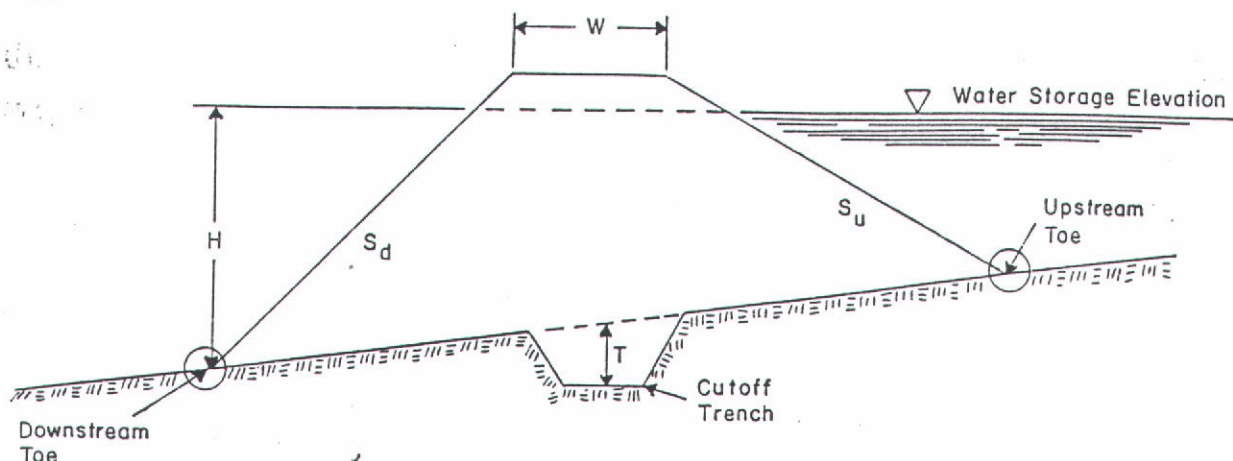
7. Reservoir: Surface area 1 1/2 acres; Storage Capacity 19 acre-feet
8. Reservoir Storage Purpose: fish propagation
(Irrigation, Stockwater, Recreation, Other-describe)

NOT RECORDED

DEC 11 1997

DETAILS OF DAM AND APPURTENANCE STRUCTURES

Type of dam (embankment, other, describe) Earthen Dam



Hydraulic Height (H) 19' feet. If dam is being raised, indicate increase in height feet.

Crest Length 300' feet. Crest (top of dam) Width (W) 16' feet.

Downstream Slope (S_d) 2 : 1; Upstream Slope (S_u) 3 : 1.

Depth of Cutoff Trench (T) 4' feet.

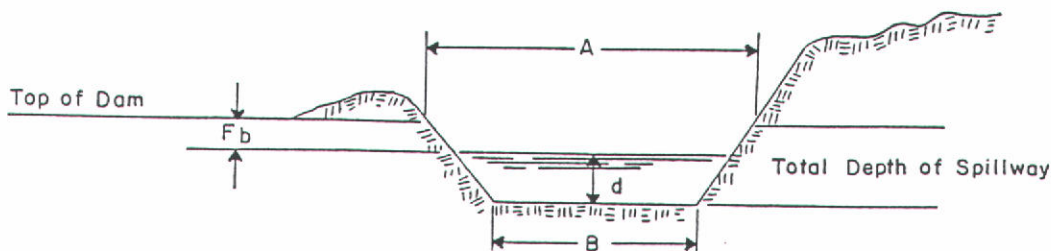
OUTLET NA (Size); NA (Type); Maximum Release Rate NA cfs (under full reservoir head)

Size and number of anti-seep collars NA (also indicate spacing of collars along outlet)

SPILLWAY

☐ Service (auxiliary) Spillway, describe

☒ Emergency Spillway, Located at: ☐ left, ☒ right abutment, ☐ other location.



Total Depth of Spillway (below top of dam) 5' feet.

Spillway: Bottom width (B) 10' feet; Top Width (A) 30' feet.

Discharge Capacity of Spillway 25 cfs at spillway flow depth (d) 2 feet

Freeboard (F_b) 3 feet (total depth of spillway minus the spillway flow depth).

Spillway Channel Lining Rock / Riprap (Rock Cut, Rock Riprap, Other-describe)

DEC 11 1997

SEP 24 1993

CONSTRUCTION SCHEDULE

Proposed date for start of construction

6/20/93
(Date)

8/15/93

Michael J. Needham
Applicant's Signature

FOR DEPARTMENT USE ONLY

Date application received 7/6/93

By

h

Fee \$

20

Date receipted 7/6/93

Receipted by

A (N670L)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

In accordance with the provisions of Title 42, Chapter 17, Idaho Code, and the Department's Rules and Regulations for Safety of Dams, the application for construction of NEEDHAM Dam is hereby approved, subject to the following conditions:

1. This action does not constitute the required authority to appropriate water under Idaho Water Law.
2. The applicant shall notify the Department at the following times and at such other times deemed necessary, to conduct inspections.
 - a. After clearing and excavation of the foundation area, and prior to placing fill material.
 - b. After installation of the outlet conduit, and before placing any backfill material around the conduit.
 - c. After construction is complete and before any water is stored in the reservoir.
3. Approval of the application for construction of the dam shall not be construed to grant the applicant other authorization required to proceed. It is the responsibility of the applicant (dam owner) to secure all lands, easements, and rights-of-way; water rights; or the approval of other regulatory agencies, prior to commencing to construct the dam or to store water in the reservoir area.
4. In the event the owner fails to pursue actual construction and maintain reasonable progress on construction of the dam, in conformance with this approval, the Director may revoke the approval one year after such approval.
5. Additional Conditions: SEE ACCOMPANYING APPROVAL LETTER.

Witness my hand this 13th day of September, 1993.

SEP 14 1993
Bobby D. Jensen

SEP 24 1993

SEP 14 1993

MEMORANDUM

TO: File 92-07203

FROM: Sharla Curtis

DATE: June 23, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 92-07203 are based on the following:

H. RECOMMENDATIONS

Fish Prop. Storage	1/1 - 12/31	19.0 af
--------------------	-------------	---------

Dam Safety records show an application for construction of a small dam listing 19.0 af as the storage of the reservoir. A copy of this application has been placed in the water right file along with a copy of the Dam Safety inspection report from Dave LePard, also showing 19.0 af.

The original application for permit also shows one reservoir for 19 af and two other reservoirs (which were not developed under this right) for 1 af each. It's not clear from this document how a total of 23.0 af was arrived at, but the license will be issued for 19 af.

Examiner: Ted McCracken
Exam Date: May 8, 1996

RECORDED
DEC 11 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 92-07203

DATE 11/26/96

REVIEWER: S H A R L A

NAME	Change <u> </u>	OK <u> </u>	Address Change <u> </u>
SOURCE	<u> </u>	<u> </u>	Is change clarification of originally intended source? <u> </u> If not, prepare Notice of Intent to Void <u> </u>
POINT OF DIV	<u> </u>	<u> </u>	Amendment required <u>NO</u>
PLACE OF USE	<u> </u>	<u> </u>	Amendment required <u>NO</u>

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate	<u>.96</u> cfs	<u>23.0</u> af
Fee limit	<u>1.0</u> cfs	<u>\$100⁰⁰</u> <u>100</u> af
Measured	<u>21.1</u> cfs	<u>af</u>
Theoretical	<u> </u> cfs	<u> </u>
		Recommended Total Div Rate <u>21.1</u> cfs <u>19.0</u>

ANNUAL VOLUME/ NATURE OF USES

<u> </u>	<u> </u>	Use <u>Fish Star</u>	Volume Calculation <u>21.1</u> <u>19.0</u> af
<u> </u>	<u> </u>	<u> </u>	<u> </u> af
<u> </u>	<u> </u>	<u> </u>	<u> </u> af
<u> </u>	<u> </u>	<u> </u>	<u> </u> af
SUBTOTAL			<u>21.1</u> <u>19.0</u> af

Flow rate cfs X days X 19835 = af
 Total volume recommended af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

407
Facility volume - 418,000 cf. 827,640 cf

CONDITIONS Watermaster Control WD#
 GW Measurement/Measuring Device
 Overlap
 Use-specific conditions 09E, 042

Advancement of Priority Date Required yes no

SRBA Claim Filed N/A
 Adjustment Memo N/A volume

1st Amend Letter N/A
 2nd Amend Letter N/A

CONSTRUCTION SCHEDULE

Proposed date for start of construction

8/15/93

6/20/93
(Date)

Michael J. Needham
Applicant's Signature

FOR DEPARTMENT USE ONLY

Date application received 7/6/93

By [Signature]

Fee \$ 20

Date received 7/6/93

Received by [Signature] (N6706)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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Witness my hand this 13th day of September, 1993.

SEP 24 1993

[Signature]
[Signature]

MEMORANDUM

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RE: Recommendation Adjustment(s)

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H. RECOMMENDATIONS

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Examiner: Ted McCracken

Exam Date: May 8, 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 92-07203

DATE 11/26/96

REVIEWER: S H A R L A

NAME	Change <u> </u>	OK <u> </u>	Address Change <u> </u>
SOURCE	<u> </u>	<u> </u>	Is change clarification of originally intended source? <u> </u> If not, prepare Notice of Intent to Void <u> </u>
POINT OF DIV	<u> </u>	<u> </u>	Amendment required <u>NO</u>
PLACE OF USE	<u> </u>	<u> </u>	Amendment required <u>NO</u>

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate	<u>.96</u>	cfs	23.0 af
Fee limit	<u>1.0</u>	cfs	\$100 ⁰⁰ 100 af
Measured	<u>21.1</u>	cfs	af
Theoretical	<u> </u>	cfs	
			Recommended Total Div Rate <u>21.1</u> cfs ^{19.0}

ANNUAL VOLUME/ NATURE OF USES

<u> </u>	<u> </u>	Use <u>Fish Star</u>	Volume Calculation <u>21.1</u> 19.0 af
<u> </u>	<u> </u>	<u> </u>	af
<u> </u>	<u> </u>	<u> </u>	af
<u> </u>	<u> </u>	<u> </u>	af
SUBTOTAL			<u>21.1</u> 19.0 af

Flow rate cfs X days X 1.9835 = af
 Total volume recommended af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

407
Facility volume = 918,000 cf. 827,640 cf.

CONDITIONS Watermaster Control WD#
 GW Measurement/Measuring Device
 Overlap
 Use-specific conditions 09E, 042

Advancement of Priority Date Required yes no

SRBA Claim Filed N/A
 Adjustment Memo N/A volume

1st Amend Letter N/A
 2nd Amend Letter N/A

RECEIVED

OCT 21 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 92-7203

1. Owner: Michael J. Medhorn Phone No. 245-3151

Current Address: P.O. Box 25 Westfork Santa Creek Rd Timrod, NJ 83870
5/10/96

2. Accompanied by: Owner EXAM DATE: 5-1-95

Address: same as above Phone No.

Relationship to Permit Holder: _____

3. Source: unnamed stream tributary to Santa Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 92-04130

2. Other water rights with the same point of diversion:

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

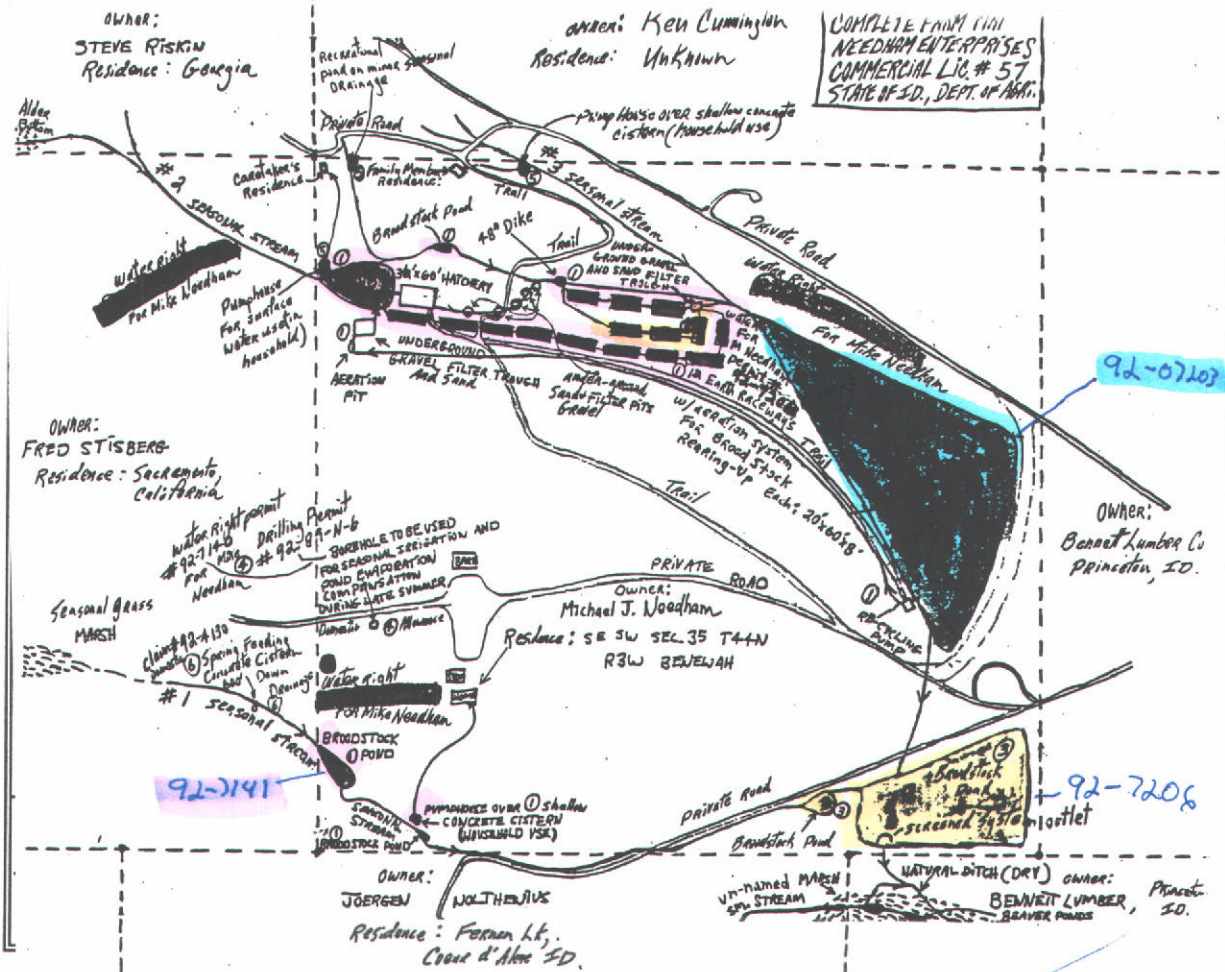
[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/nine i.d. as applicable.



Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for irrigation of 10+ acres)

Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

MICROFILMED

DEC 11 1997

E. NARRATIVE/REMARKS/COMMENTS

Water from seasonal stream is
used to fill pond for fish propagation
this pond is directly on the stream
and is not diverted from the original
stream route. so no diversion to storage
is needed in this permit
this pond had a average depth of 13 feet

Have conditions of permit approval been met? ☐ yes ☐ no

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

$$\frac{250 \times 300 \times 13}{43560} = 22.4$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>fish prop storage</u>	<u>01-01</u>	<u>12-31</u>	<u>—</u>	<u>21.4</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:				<u>22.4</u>

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ___ None
___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

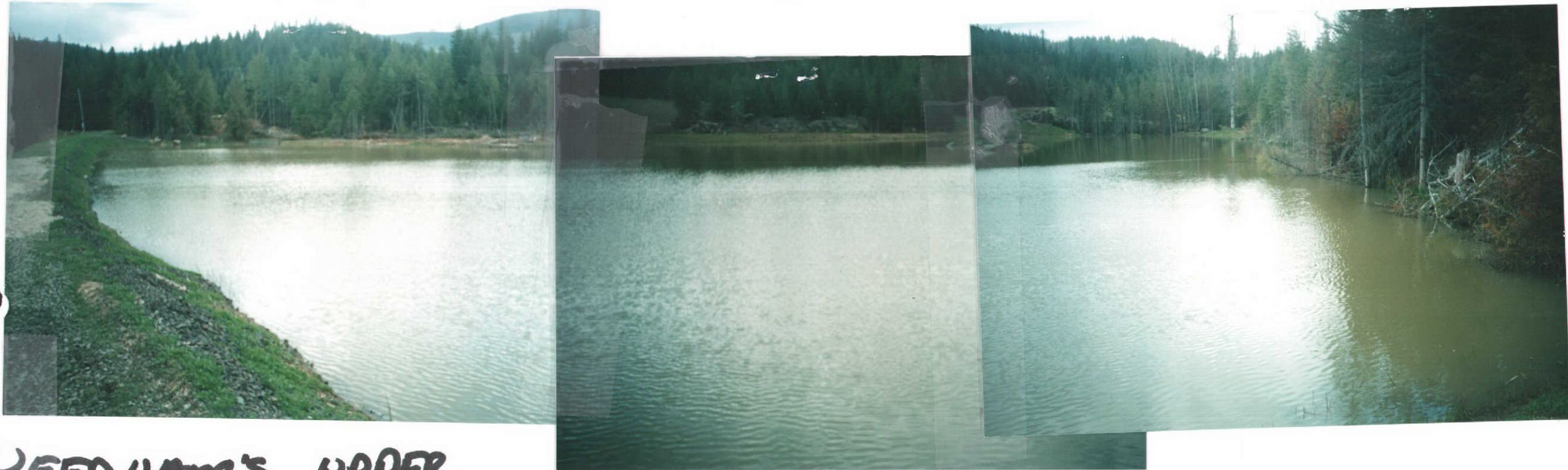
I. AUTHENTICATIONField Examiner's Name Ted McCracken Date 11/12/95

Reviewer _____ Date _____

SEAL

5/8/96

PERM IT # 92-07203



NEEDHAM'S UPPER LAKE



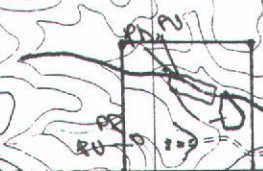
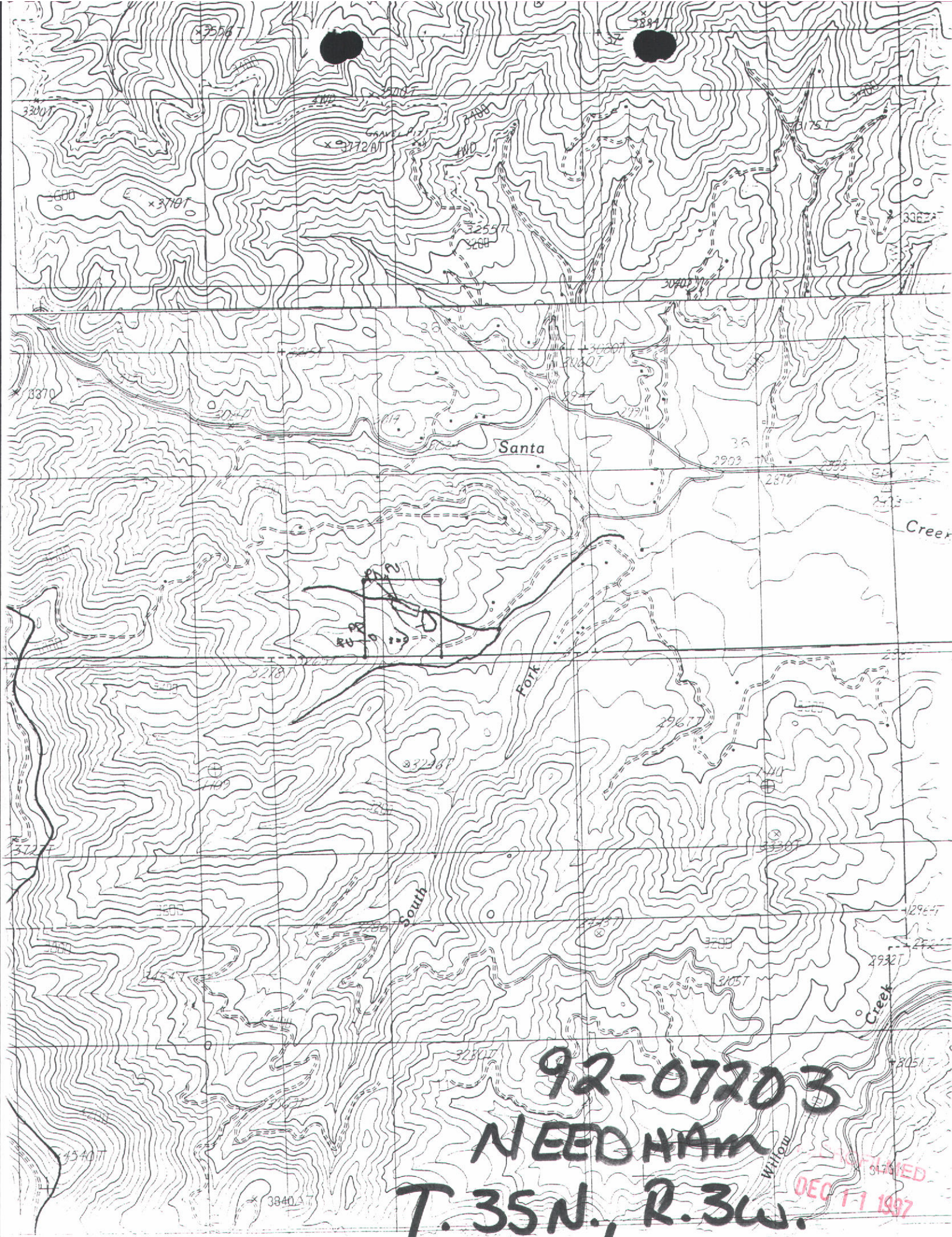
$$\frac{540 \times 340}{2} = 91,800 \text{ ft}^2 \times 10' \text{ DEEP}$$

$$43,560$$

MICROFILMED
DEC 11 1997

PICTURE TAKEN FROM
NE CORNER OF LAKE
LOOKING WEST

21.1 Af



92-07203
NEEDHAM
T. 35 N., R. 3 W.

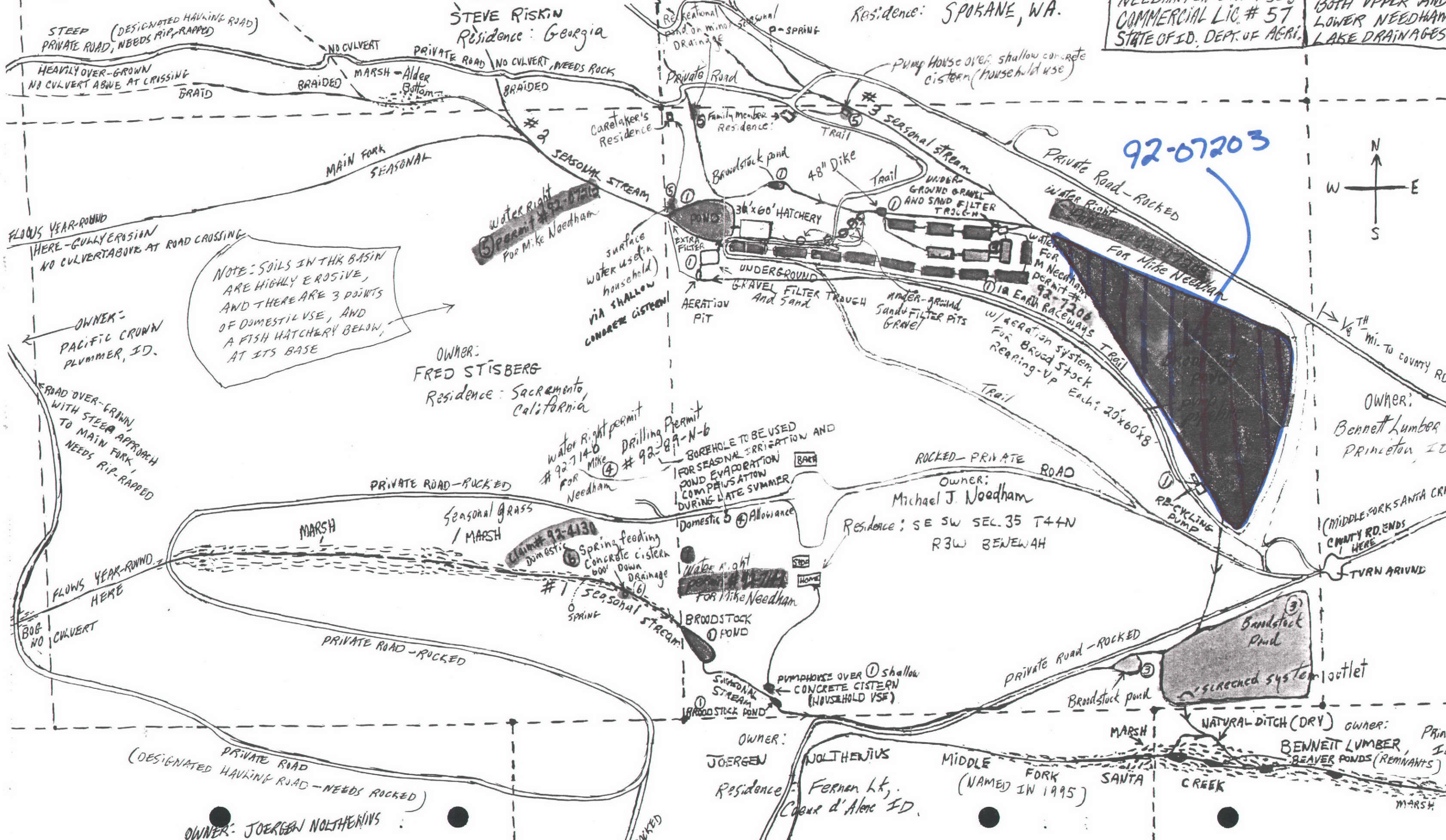
NOTED
DEC 1-1 1997

OWNER: DAVE FEDRICK
RES: CALIFORNIA

OWNER:
STEVE RISKIN
Residence: Georgia

OWNER: Ken Cunningham
Residence: SPOKANE, WA.

COMPLETE FARM MAP
NEEDHAM ENTERPRISES
COMMERCIAL LIC # 57
STATE OF ID. DEPT. OF AGRI.
INCLUDES PARTIAL
WATERSHEDS FOR
BOTH UPPER AND
LOWER NEEDHAM
LAKE DRAINAGES



STEEP (DESIGNATED HAULING ROAD)
PRIVATE ROAD, NEEDS RIP, RAPED
HEAVILY OVER-GROWN
NO CULVERT ABOVE AT CROSSING
BRAIDED MARSH - Alder Bottom

NO CULVERT
PRIVATE ROAD
BRAIDED
MAIN FORK SEASONAL
FLOWS YEAR-ROUND
HERE - GULLY EROSION
NO CULVERT ABOVE AT ROAD CROSSING

NOTE: SOILS IN THIS BASIN
ARE HIGHLY ERODIVE,
AND THERE ARE 3 POINTS
OF DOMESTIC USE, AND
A FISH HATCHERY BELOW,
AT ITS BASE

OWNER: PACIFIC CROWN
PLUMMER, ID.
ROAD OVER-GROWN
WITH STEEP APPROACH
TO MAIN FORK
NEEDS RIP-RAPED
FLOWS YEAR-ROUND
HERE
BOB NO CULVERT

OWNER: FRED STISBERG
Residence: Sacramento,
California

water right permit
92-714-0
for Mike Needham
Drilling Permit
92-89-N-6
BOREHOLE TO BE USED
FOR SEASONAL IRRIGATION AND
POND EVAPORATION
DURING LATE SUMMER

OWNER: Michael J. Needham
Residence: SE SW SEC. 35 T44N
R3W BENEWAH

OWNER: Bennett Lumber
Princeton, ID
(MIDDLE FORK SANTA CRK)
COUNTY RD. ENDS
HERE
TURN AROUND

OWNER: JOERGEN NOLTZENIUS

OWNER: JOERGEN NOLTZENIUS
Residence: Fernan Lt.,
Coeur d'Alene ID.

MIDDLE FORK
(NAMED IN 1995)
SANTA CREEK

OWNER: BENNETT LUMBER, ID
BEAVER PONDS (REMNANTS)
MARSH

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 92-07203 Reviewed by [Signature] Date 1-19-95

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
yes Proof timely received? Correct Uses? _____
If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
_____ Ground water source
_____ Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
100.00 Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
_____ Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	<u>/</u>	_____
Date proof due	_____		_____
No. of days late	_____		_____
Priority Date	_____		_____
New Priority Date	_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address P.O. Box 25 West Fork Santa
Tensed, Id. 83870 Proof Made 1-11-95

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 99-12463 Date: 10/19/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes _____
SYSTEM COMPLETED:
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03 (new), 01C-P03 (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - P99 Permit No. _____
Existing well - N/A (if drilled before 7/1/87)
No WD permit? - 046-46A<Irr>-46B-P23 (if drilled after 7/1/87)
SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>
LOCATION:
Water District - WD No. _____
Surface water - 005 or 005-01J-P08 (+.2, or -.2 no pump)
or 005-01H-P01 (-.2 w/pump); NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030 (stream channel alteration)
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - B <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses)
Non Trust <1> - 048-049
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use), NA
Payette (65) - 064 (consump. use), 047-P04 (Payette Lake), NA
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA
USE:
Fish Propagation - 010/06A/09E-P10 (WQ) & 07A-042-002-P06 (MD) (req)
044 (N 1000 Spr)
Irrigation - 803 (if GW use SW 1st) (+5A do POU comparison)
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
Mining - 06A/010/09E-P10 & 054 (req)
Storage (✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10' high dam)
Domestic (surface) - 021 (Boise R ↑ L Peak), 27A (Payette R)
OWNERSHIP:
Non land owner - 004 (P/D or P/U)
PROTESTED:
Prehearing agreement - 020
OTHER CONDITIONS: - _____
REMARKS: - _____
BENEFICIAL USE DUE: - _____
COMMENTS: - _____
-1-1998

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
SEP 30 1993

APPLICATION # _____

***** INITIAL REVIEW ***** Department of Water Resources

APPLICANT: NEEDHAM BY: MB DATE: 7/23/93

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
4. ☒ Quantity
☒ Nature of Proposed Use
☒ Period of Use
5. ☒ Total Quantity
6. ☒ Description of diverting works
7. ☒ Time required for b/u
8. ☒ Proposed use
9. ☒ Place of use or acres irrigated
10. ☒ Other Water Rights
11. ☒ Ownership
13. ☒ Map
☒ Signature
☒ Fee (Amt, recpt, acknowledgment)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

Yes No

- ☒ Field check: by _____
- ☒ Field report attached
- ☒ Analysis Supp. attached (>5cfs/500af)
- ☒ Water delivered by water master?
- Water District # _____

PROCESSING

Yes No

PRIORITY DATE: 7/23/93

☒ (Include Moratorium Remark)

☒ Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Barnstable County.

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: _____

INFORMATION RECEIVED:

WILL SEND COUNTY, DEC AND F/G SOON

() Dam Information ☒ Fish Information

() Power Information () Other: _____

***** GROUNDWATER SECTION *****

(Yes) (No)

- ☒ Groundwater management area
- ☐ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?
- Well Drilling Application Number _____

Checked by: _____ Date: ____/____/____

Remarks: _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

- ☐ Notice of pending void order issued. Final order response date: ____/____/____
- ☐ Further information required from applicant
- ☐ Affidavit of publication received
- ☐ Application published correctly, If not, record action taken: _____
- ☐ Publication dates and paper recorded on application | Sr. Agent initial _____
- ☐ Protests received. Final protest date: 8/23/93
- ☐ Measuring device required
- ☐ Measuring port required
- ☐ Special conditions: _____
- ☐ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: _____ Date: ____/____/____

WARRANTY DEED

For Value Received

GORDON I. JAMES and NAOMI JAMES, husband and wife

the grantor(s), do hereby grant, bargain, sell and convey unto

BENNETT LUMBER PRODUCTS, INC., an Idaho corporation

the grantee(s) whose current address is

PO BOX 49 PRINCETON ID 83857-0049

the following described premises, in Benewah County Idaho:

GYC 35
E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 44 North, Range 3 West,
Boise Meridian

GYC 36
W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 44 North, Range 3 West,
Boise Meridian

GYC 37
W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 44 North, Range 3 West,
Boise Meridian

GYC 38
E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 44 North, Range 3 West,
Boise Meridian

TO HAVE AND TO HOLD the said premises, with their appurtenance unto the said grantee(s) their heirs or assigns forever. And the said Grantor(s) do hereby covenant to and with the said Grantee(s), that they are the owners in fee simple of said premises; that they are free from all encumbrances

EXCEPTING easements or restrictions of record or in view

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: August 25, 1993

Gordon I. James
X GORDON I. JAMES

Naomi James
X NAOMI JAMES

RECEIVED

STATE OF Idaho }

SS

0193799

COUNTY OF Benewah }

23 AUG 25 P 4: 13

On this 25th day of August in the year 1993, before me, a Notary Public, personally appeared

GORDON I. JAMES and NAOMI JAMES

known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

Ada Linn Mann
Notary public
Residing at Plummer

My Commission Expires 4-14-93

BENEWAH COUNTY
KAY SATHER, CLERK 300
Gordon I. James Deputy
Benewah County Abstract
OCT 28 1993