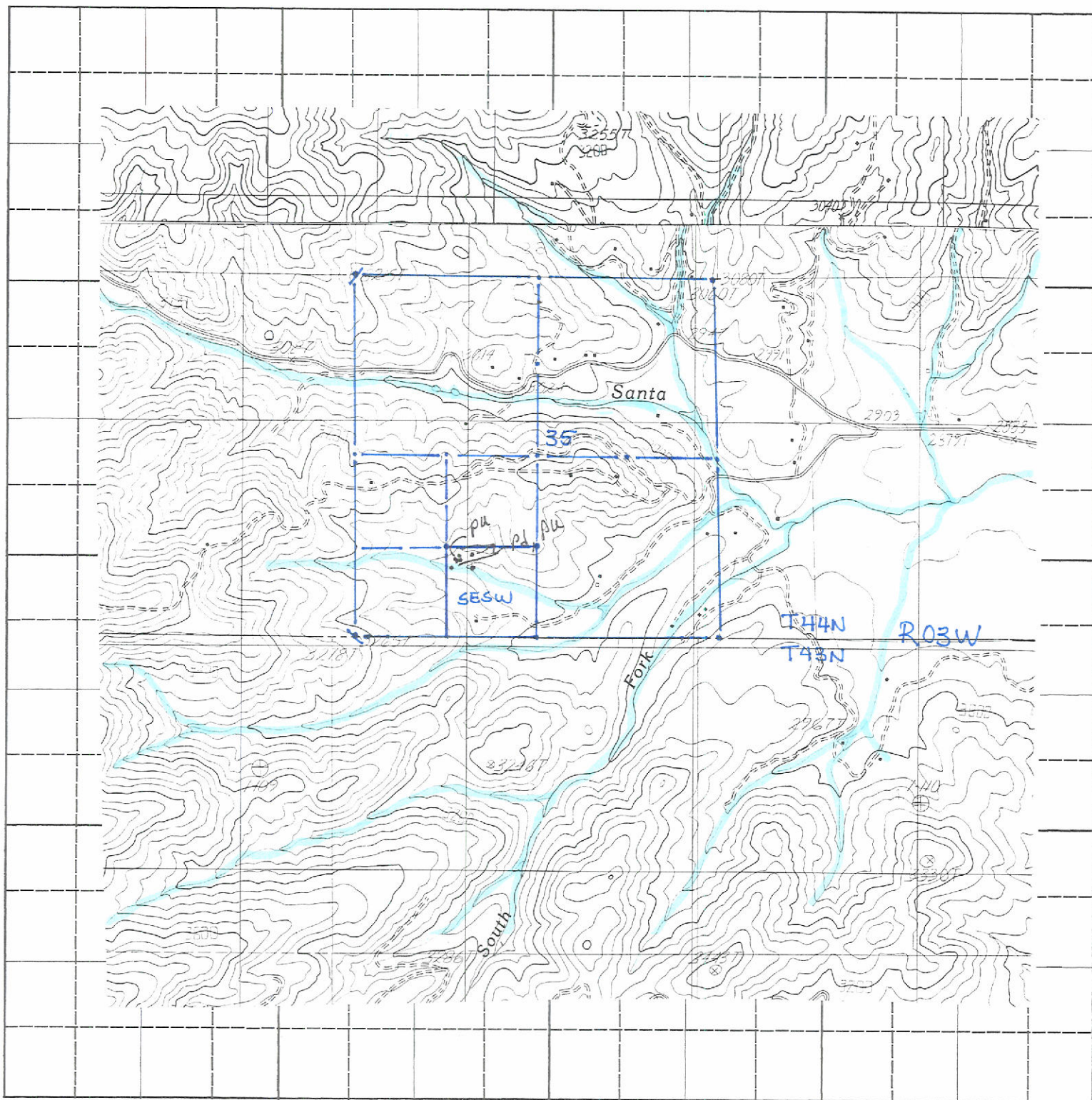


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

SEP 12 1994

Michael J. Needham
(Applicant)

2. Measurements: *Measured for domestic*

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<i>Handwritten</i>						

D. FLOW MEASUREMENTS

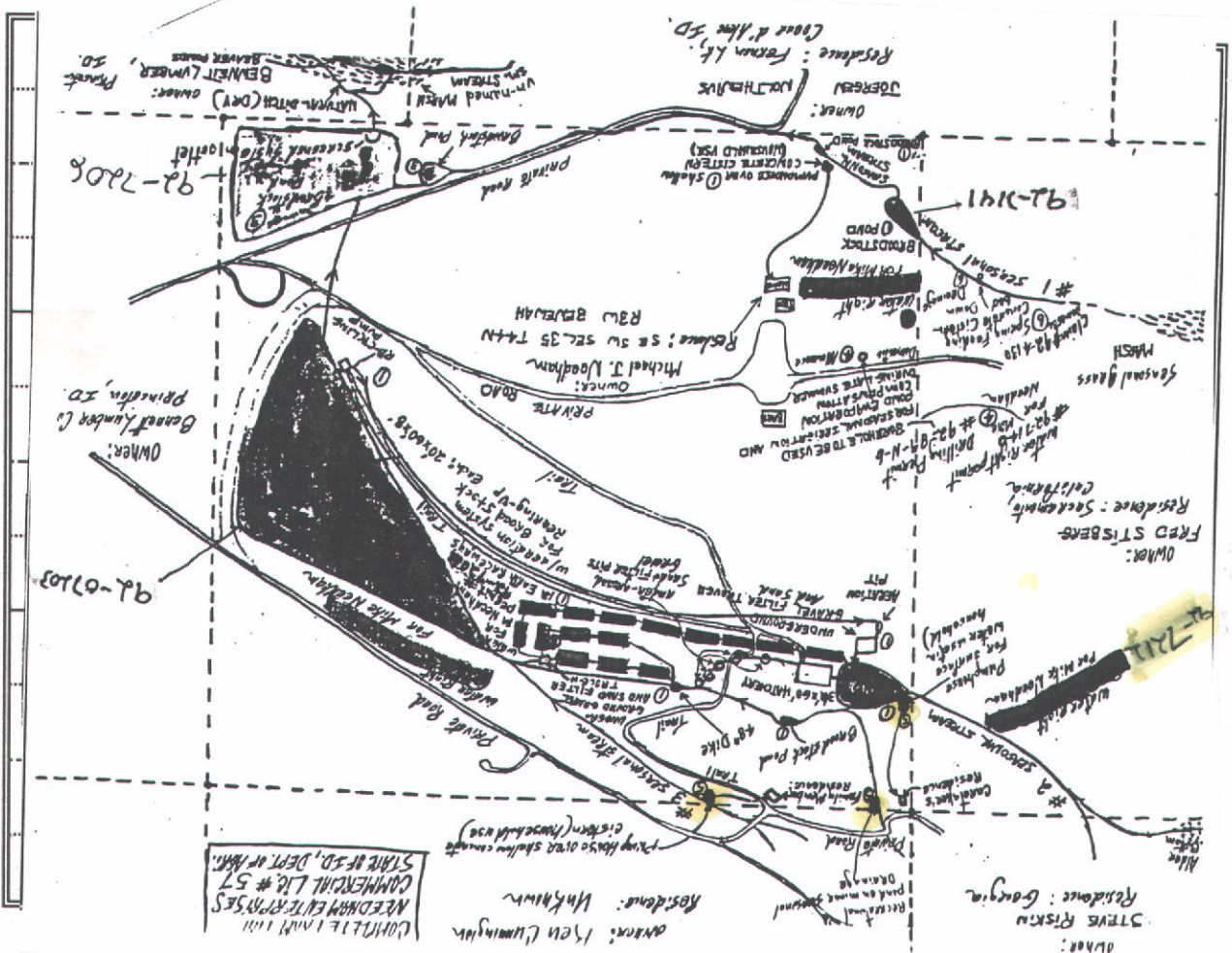
*Code to correspond with No. on map and aerial photo

Well or Diversion Identification No. *	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	<i>Hamolit</i>	<i>5</i>	<i>AP425</i>	<i>Hamolit</i>	

4.

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
Aerial Photo Attached of (required for irrigation of 10+ acres)
Photo of Diversion and System Attached

Scale: 1" =



3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well

PERMIT 92-07202

5/8/96



CARETAKER'S
RESIDENCE



2' CEMENT
CISTERN
&
PUMP



HOMELITE
PUMP
.5 H.P.

MICROFILMED

DEC 11 1997

PERMIT # 92-67212



5/8/96

"RECREATIONAL POND"

DIMENSIONS:

60' LONG X 20' WIDE X 8' AVERAGE DEPTH

$$\frac{60' \times 20' \times 8'}{43560} = 0.22 \text{ AF}$$

MICROFILMED
DEC 11 1997

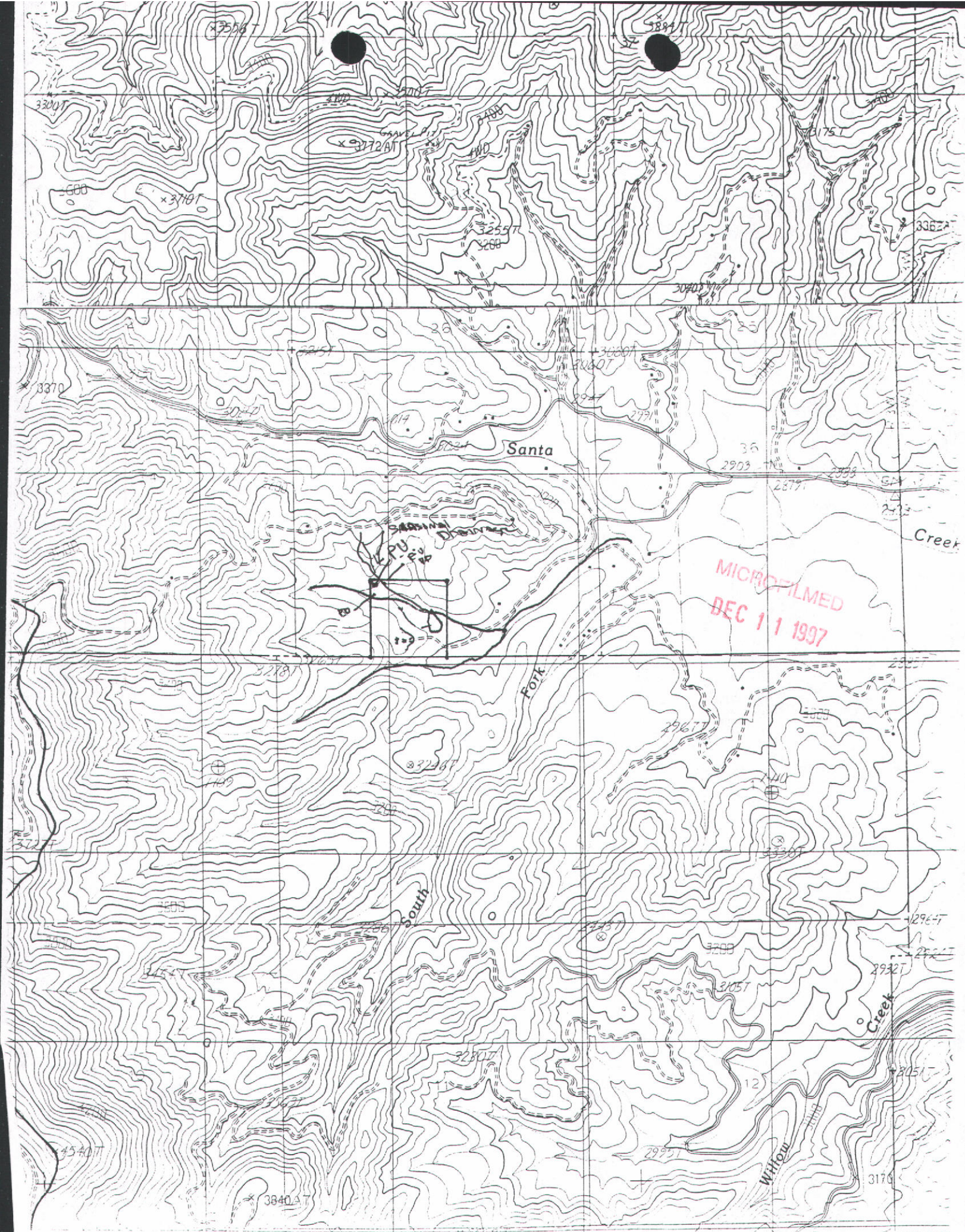
PERMIT # 92-07212

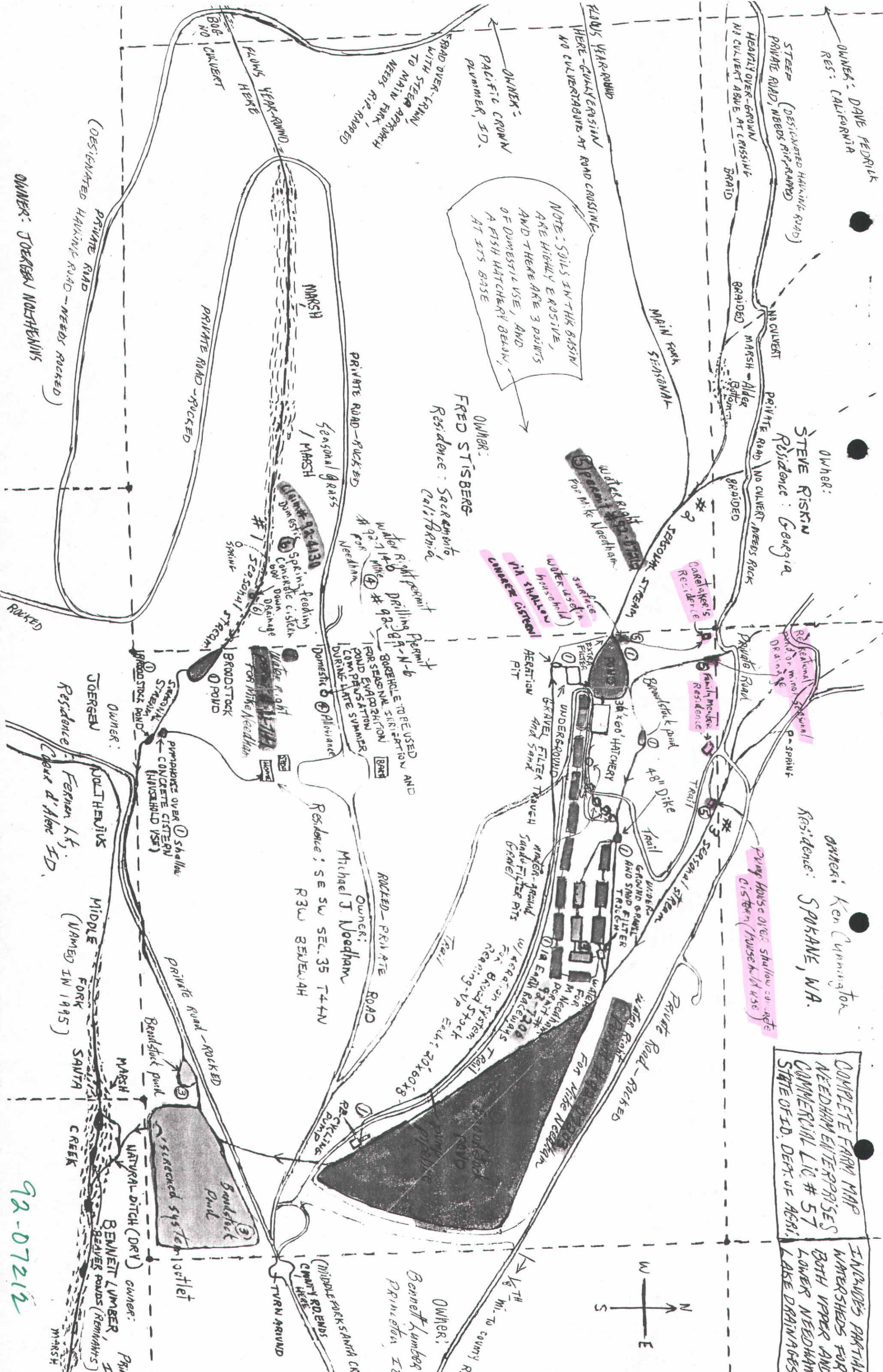
FAMILY NUMBER
CARETAKER'S
RESIDENCE



2' CEMENT
CISTERN
+
PIPELINE
TO HOME
1.5" H.P.
HOMLITE
PUMP

MICROFILMED
DEC 11 1997





OWNER: DAVE PEDRICK
RES: CALIFORNIA

STEEP (DESIGNATED HAWKING ROAD)
PRIVATE ROAD, NEEDS RIP-RAP

HEAVILY OVER-GROWN
NO CULVERT ABOVE AT CROSSING
BRAID

MAIN FORK
SEASONAL

OWNER: STEVE RISKIN
Residence: Georgia

PRIVATE ROAD NO CULVERT, NEEDS ROCKS

Core Lake's Residence

Water Right for Mike Needham

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

OWNER: FRED STISBERG
Residence: Sacramento, California

PRIVATE ROAD - ROCKED

Seasonal grass / MARSH

Water Right for Mike Needham

PRIVATE ROAD - ROCKED

PRIVATE ROAD

(DESIGNATED HAWKING ROAD - NEEDS ROCKED)

OWNER: JOERGEN NORTHENIUS

OWNER: Ken Cunningham
Residence: SPOKANE, WA.

Pump House over shallow cistern (household use)

Gravel stock pond

36' x 60' HATCHERY

GRAVEL FILTER TROUGH

AERATION PIT

Gravel-gravel sand filter pits

Water Right for Mike Needham

ROCKED - PRIVATE ROAD

Owner: Michael J. Needham

Residence: SE SW SEC. 35 T44N R3W BENJAMIN

BROADSTOCK POND

PUMP HOUSE OVER CONCRETE CISTERN (HOUSEHOLD USE)

OWNER: JOERGEN

Residence: Fernan h.t. (near d'Alene ID)

MIDDLE FORK SANTA CREEK

MARSH

Broadstock Pond

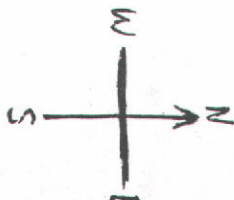
NATURAL-DITCH (DRY)

BENNETT LUMBER CO. BEAVER POUNDS (REMANANTS)

OWNER: Bennett Lumber Co. Princeton, IT

MIDDLE FORK SANTA CRK

TURN AROUND



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

92-07212

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 92-07212

Priority: June 23, 1994

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

2.6 AF

This is to certify, that MICHAEL J NEEDHAM

MIDDLE 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 June 23, 1994; and has submitted Proof of Beneficial Use on April 25, 1996. An examination indicates that the works have a diversion capacity of 0.080 cfs of water from:

UNNAMED STREAMS

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>
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
RECREATION STORAGE	01/01 to 12/31		0.2 AF
Totals		0.06 CFS	2.6 AF

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: DOMESTIC

TWN RGE SEC

44N 03W 35

SESW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right authorizes an annual volume of water to fill the storage facility and the amount required to replace losses through evaporation.

RECORDED
JUL 11 1997

State of Idaho
Department of Water Resources

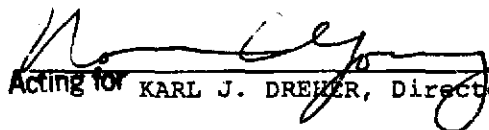
WATER RIGHT LICENSE

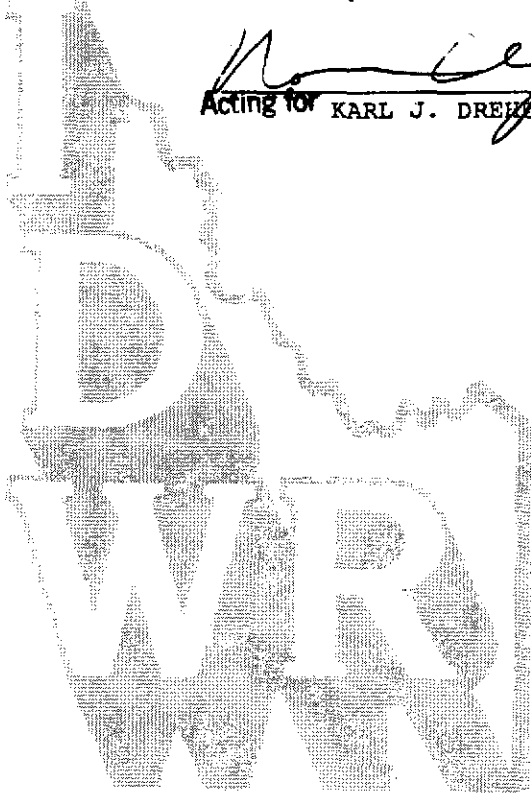
WATER RIGHT NO. 92-07212

CONDITIONS OF APPROVAL AND REMARKS

6. Domestic use is for 2 homes.
7. Recreation storage is for swimming and fishing.
8. Three points of diversion located within SESW, S35, T44N, R3W.

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, 1972.


Acting for KARL J. DREHER, Director



WATER RIGHT NO. 92-07212
JUN 25 1972

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 92-07212

ORDER OF
REINSTATEMENT

IN THE NAME OF MICHAEL J. NEEDHAM

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before September 1, 1997; and,

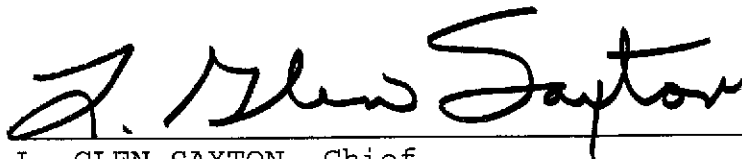
WHEREAS, on April 8, 1996, the Department lapsed the permit in error; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause; and,

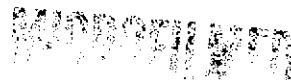
WHEREAS, the permit holder provided a reasonable showing why the permit should be reinstated by submitting proof on April 25, 1996; and,

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 92-07212 be REINSTATED with no advance in priority.

Dated this 2nd day of May, 1996.



L. GLEN SAXTON, Chief
Water Allocation Bureau



MAY 07 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. 92-07212 Telephone No. (208) 245-3151
2. Name(s) of Permit Holder(s): MICHAEL J. NEEDHAM
3. Mailing Address: POB 25 (MIDDLE FORK SANTA CRK RD.) TENSED, ID. 83870
4. Source of Water: SURFACE/PERCOLATION 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): 2 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.20 cfs OR _____ 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 _____ or No ☒
	Has the measuring device been installed?	Yes _____ or No _____
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No ☒
	Has the measurement port been installed?	Yes _____ or No _____
8. Fee Enclosed: \$ 50.00 (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 NEEDHAM Telephone Number: 208 245-3151
Address: POB 25 MIDDLE 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 Date: 4/25/96
(include your title, if on behalf of company or organization)

MAY 6 7 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 92-07212

Proposed Priority: June 23, 1994

Maximum Diversion Rate:

0.12 CFS

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

SANTA ID 83866-0044

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>
DOMESTIC	01/01 to 12/31	0.08 CFS	
RECREATION	01/01 to 12/31	0.04 CFS	
RECREATION STORAGE	01/01 to 12/31		1.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.12 CFS	
	Totals	0.12 CFS	

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: DOMESTIC

TWN RGE SEC

44N 03W 35

SESW

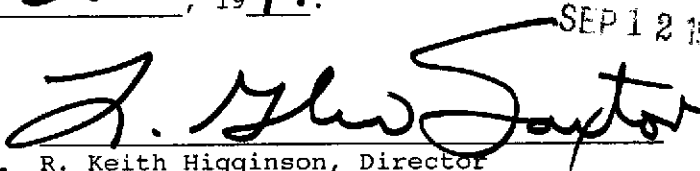
PLACE OF USE: RECREATION, same as DOMESTIC use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1997**.
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. Domestic use is for 2 homes.
5. Recreation storage is for swimming and fishing.
6. Three points of diversion are located within SESW, S35, T44N, R03W from three unnamed streams.

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

29th day of August, 1994.


for **R. Keith Higginson, Director**

SEP 12 1994

RECEIVED
AUG 04 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 92-7212

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 PO Box 44 Santa, ID 83866

2. Source of water supply 3 unpaired streams which is a tributary of Santa Creek

3. Location of point of diversion is _____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____
Sec. 35 Township 44 N Range 3 W B.M. Benevise County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

43 Amount 0.08 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
55 Amount 0.04 for Recreation Diversion to Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
46 Amount 1 for Recreation Storage 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)

5. Total quantity to be appropriated is (a) 0.12 cubic feet per second and/or (b) 1 acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Concrete cistern at the
streams for domestic diversions, small pond at third
diversion for recreation storage.

b. Height of storage dam 2 feet; active reservoir capacity 1 acre-feet; total
reservoir capacity 1 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 inclusive.

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

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

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).

12. Remarks:

applicant to make this filing.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

b. Who owns the land to be irrigated or place of use?

Appendix

11. a. Who owns the property at the point of diversion?

App/est

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

total number of acres to be irrigated.

[illegible]

ponding place of use below. See instructions for standard symbols.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

9. Description of place of use:

e. Other; describe fully. RECREATION STORES IS FOR SWIMMING & F

d. Domestic; show number of households.

2

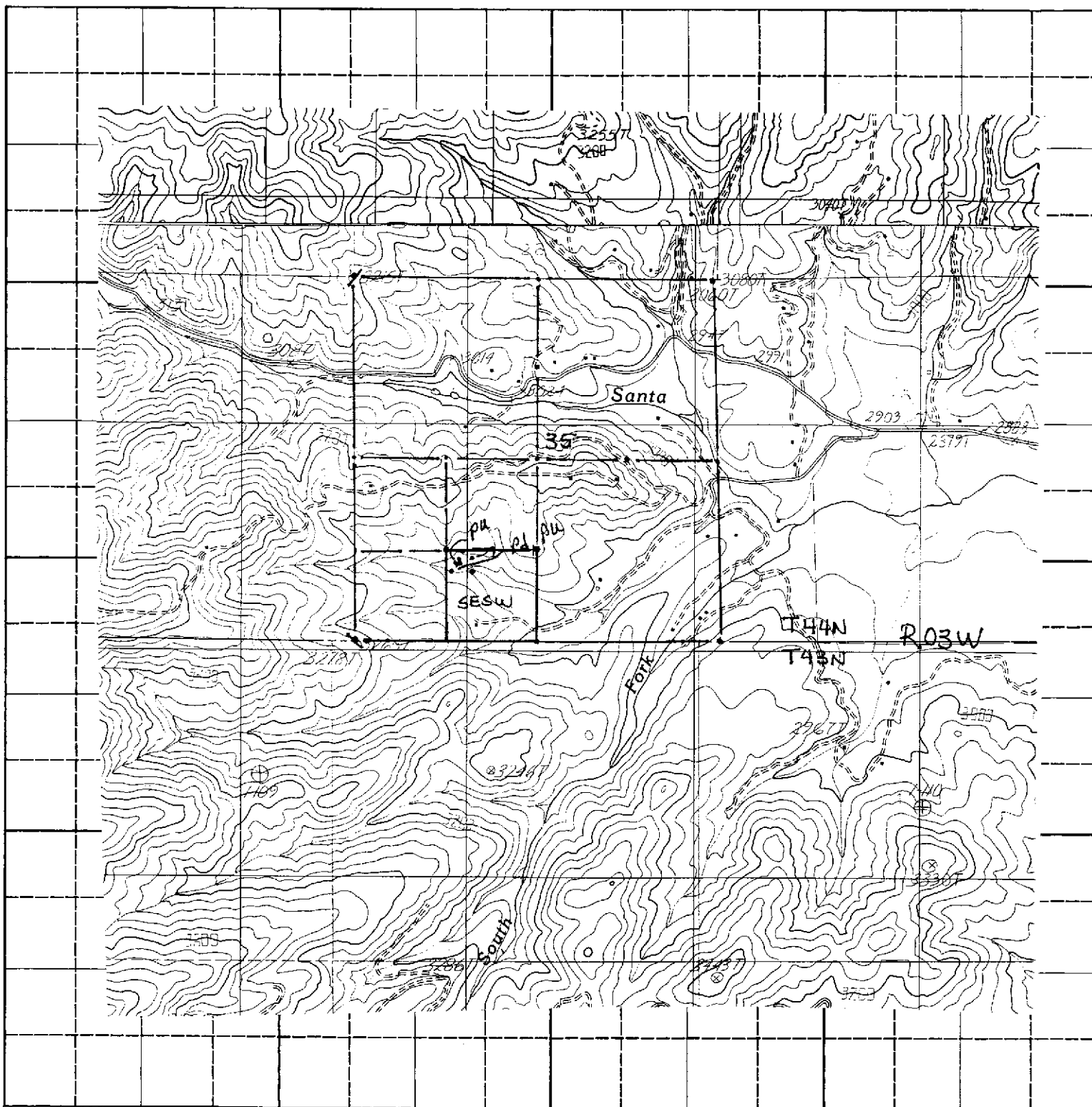
c. Municipal; show name of municipality.

b. Stockwatering; list number and kind of livestock.

a. Hydropower; show total feet of head and proposed capacity in kW.

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

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)

SEP 2 1984

Received by RJC Date 6/23/94 Time 11:30a Preliminary check by _____
Fee \$ 30.00 Received by RJC # N7800 Date 6/23/94
Publication prepared by RJC Date 6/29/94 Published in St. Maries Gazette 7/6 & 13/94
Publication approved RJC Date 7/15/94

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:

SEP 1 3 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 30, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL J. NEEDHAM
MIDDLE FORK SANTA CREEK RD
PO BOX 25
TENSED ID 83870

RE: WATER RIGHT NO. 92-07212

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

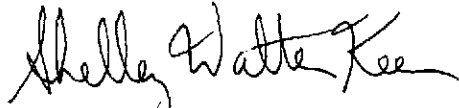
APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

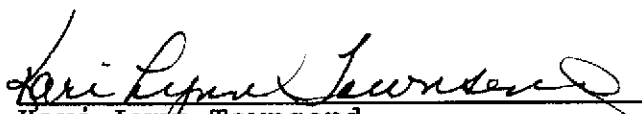
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of June, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 92-07212

MICHAEL J NEEDHAM
MIDDLE FORK SANTA CREEK RD
PO BOX 25
TENSED ID 83870


Kari Lynn Townsend
Secretary

LICENSE REVIEW CHECKLIST

PERMIT NO. 9207212

DATE 11/27/96

REVIEWER: S H A R L A

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</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 .12 cfs
 Fee limit .20 cfs \$5000
 Measured ✓ cfs
 Theoretical .08 cfs

Recommended Total Div Rate .06 cfs

ANNUAL VOLUME/ NATURE OF USES

<u>—</u> <u>✓</u>	Use <u>Dom. .06</u>	Volume Calculation <u>2.4 (1.2x2)</u> af
	~~Rec. Stor.~~	<u>—</u> af
	<u>Rec. Stor.</u>	<u>.2</u> af
		<u>—</u> af
	SUBTOTAL	<u>2.6</u> af

Flow rate .06 cfs X 365 days X 1.98 = 43.4 af
 Total volume recommended 2.6 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

12 homes W07
3 pld in SESW, S3S, T44N, R3W.
RS swimming & fishing.

CONDITIONS

— Watermaster Control WD# — For return of 9000 af
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions 072

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A

1st Amend Letter N/A

Adjustment Memo NO REC.

2nd Amend Letter N/A

source - stream
pit. of pond is same as "D" 7141

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 21 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 92-07212

1. Owner: MIKE NEEDHAM Phone No. 83870

Current Address: P.O. Box 25 WEST FL SANTA CR. RD. TOWNSHIP 10

2. Accompanied by: MIKE NEEDHAM EXAM DATE: 5/8/96

Address: _____ Phone No. _____

Relationship to Permit Holder: OWNER

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: 92-07203

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SW	35	44N	03W	Bernese	USGS 7.5 quad

2. Place(s) of Use:

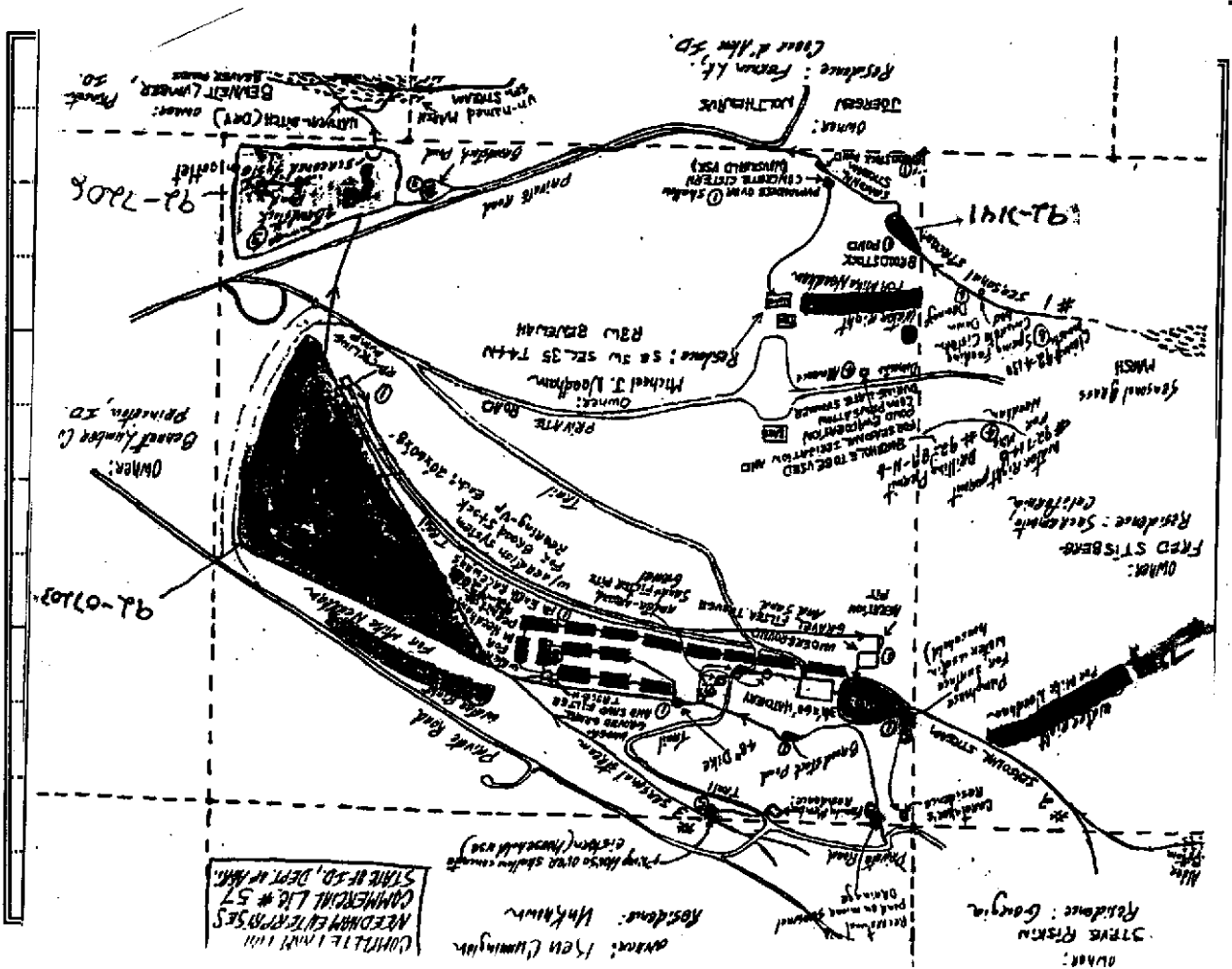
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
44N	03W	35												D					
														R					
														R (STORAGE)					

RECORDED

OCT 11 1997

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weight

**Scoring:**

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
	Hamolite	5	AP-125	Hamolite	

*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
Microtubular						

2. Measurements:

Theoretical for domestic

E. NARRATIVE/REMARKS/COMMENTS

WATER IS PUMPED BY 0.5 H.P. PUMP FROM 2' DEEP
AT STREAMS TO ~~AREA~~ (2) TABINS.

POND IS "ON-STREAM". NO DIV. TO STORAGE.

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

WATER DIVISION
DEC 17 1994

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

$$\text{Roc kernel} = \frac{60 \times 20 \times 8}{47560} = .22 \text{ ac}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic
Recreation
Roc Storage
Roc Storage

From

01-01
01-01
01-01

Period of Use

To
12-31
12-31
12-31

Totals:

Rate of Diversion

Q (cfs)

.04

Annual Volume

V (afa)

2.4

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. AUTHENTICATION

Field Examiner's Name

M. B. B. B.

Date

5/8/6

Reviewer

Date

SEAL

PERMIT 92-07202

5/8/96



CARETAKER'S
RESIDENCE



2' CEMENT
CISTERN
&
PUMP



HOMELITE
PUMP
.5 H.P.

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 92-07212

DATE: 10-JUL-96

COMPLETE BY: TED MCCRACKEN

HORSEPOWER = .5

PUMP EFFICIENCY = 75%

DYNAMIC LIFT = 5 FEET

SYSTEM PRESSURE = 15 PSI

QUANTITY = 0.08 CFS

RECORDED
DEC 11 1997

PERMIT # 92-07212



"RECREATIONAL POND"

DIMENSIONS:

60' LONG X 20' WIDE X 8' AVERAGE DEPTH

$$\frac{60' \times 20' \times 8'}{43560} = 0.22 \text{ AF}$$

5/8/96

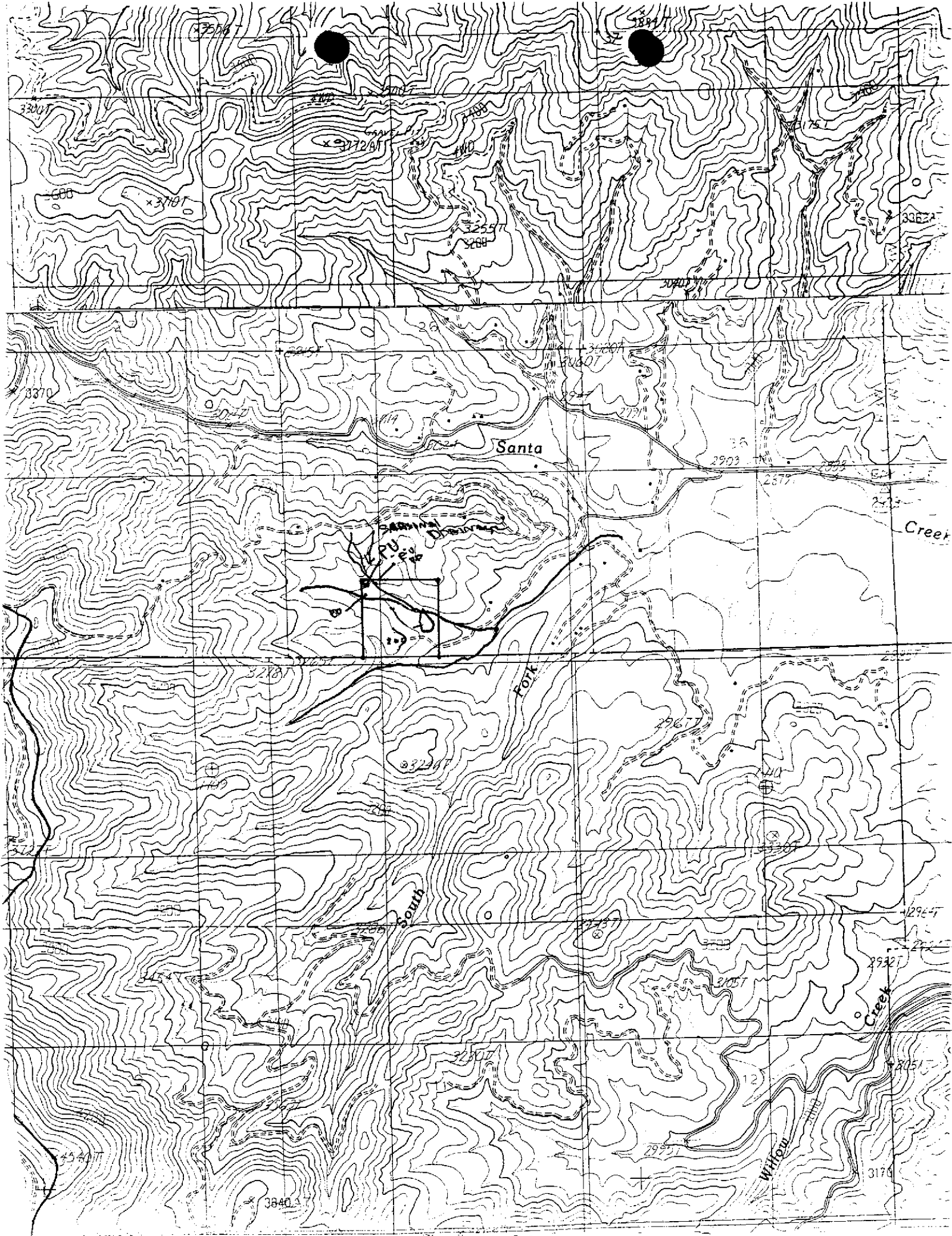
PERMIT # 92-07212



FAMILY NUMBER
CARETAKER'S
RESIDENCE



2' CEMENT
CISTERN
+
PIPELINE
TO HOME
15' H.P.
HOMELITE
PUMP

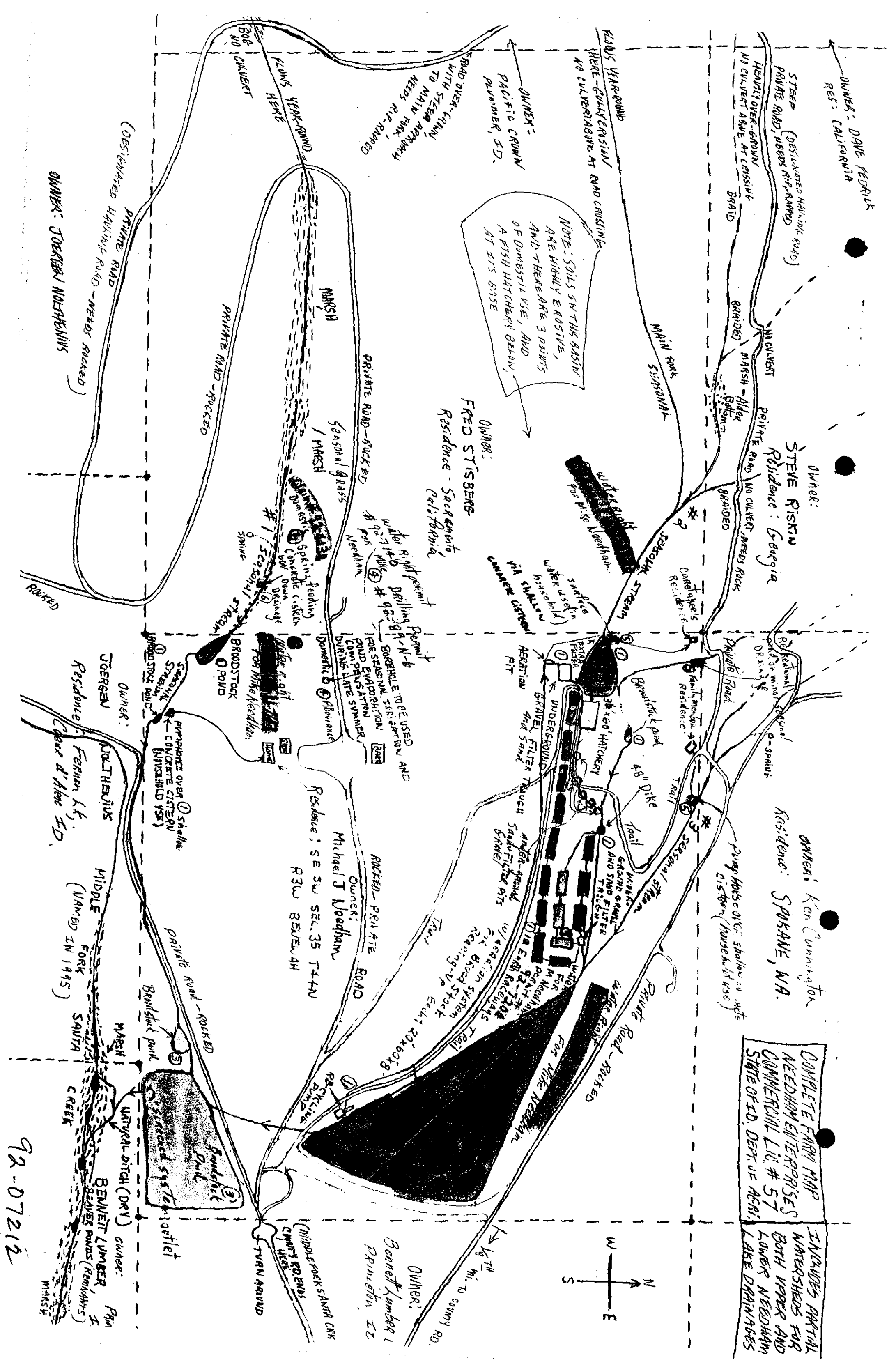
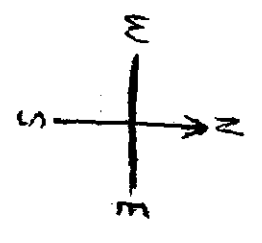


OWNER: DAVE PEDRICK
RES: CALIFORNIA

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.
LAKE DRAINAGES



92-07212

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 92-07212

DATE: 10-JUL-96

COMPLETE BY: TED MCCRACKEN

HORSEPOWER = .5

PUMP EFFICIENCY = 75%

DYNAMIC LIFT = 5 FEET

SYSTEM PRESSURE = 12 PSI

QUANTITY = 0.10 CFS

MICROFILMED
DEC 11 1997

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 92-07212 Reviewed by [Signature] Date 5-1-96

GENERAL CONSIDERATIONS

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

TYPES OF USE

dom

Correct Uses? yes

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?
50- Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	_____
Date proof due	_____	_____
No. of days late	_____	_____
Priority Date	_____	_____
New Priority Date	_____	_____

DEFICIENCIES OR ACTION ITEMS

*Lapsed in error - Reinstate w/no advance in priority.
Proof acceptable*

DATA ENTRY

New Address P.O. Box 25 - Middle Fork Santa Creek Rd Proof Made 4-25-96
Tensed, Id. 83870



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 2, 1996

MICHAEL J NEEDHAM
PO BOX 25
MIDDLE FORK SANTA CREEK RD
TENSED ID 83870

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 92-07212

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since the department lapsed the permit by mistake. Please note that the priority date has not been advanced.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning the field examination, contact the NORTHERN Regional Office in Coeur d'Alene at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

MAY 07 1996

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

April 8, 1996

MICHAEL J NEEDHAM
PO BOX 44
SANTA ID 838660044

LAPSE NOTICE

RE: PERMIT NO. 92-07212

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated January 31, 1996. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 4-8-96
~~a copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

MAY 10 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 29, 1994

MICHAEL J NEEDHAM
PO BOX 44
SANTA ID 838660044

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 92-07212

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

SEP 1 1994

SEP 1 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 92-7212 Name: Needham Date: 8/15/94 Correct Fee? ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust

SYSTEM COMPLETED:

No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <FLO-CH> - T17 (new), 01K (existing), No MD
- 0.2 cfs - No MD <FLOW CHART>

Drilling Permit:

Included w/permit - Permit No. _____, P99
Existing well - NA (pre 7/1/87)
No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>

LOCATION:

Water District(~~dem~~) - WD No. _____
*Surface water - 005 (req) 01J-P08 <FLOW CHART>
(doesn't sink) or 01H-P01 <FLOW CHART>; No MD
Groundwater - P05 (new irrigation well)
In stream channel - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (-85° GW temp only)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA
Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA
Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)
Irrigation - 03A/057, 803(if GW use SW 1st)(+5A PU comp), NA
Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 054 (req) & 06A/010/09E-P10
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
Domestic (surface) - 021(Boise R + L Peak), 27A(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU)

PROTESTED:

- 020(Prehearing agreement)/W19(See Order)

OTHER CONDITIONS:

REMARKS:

- ① WOI(2) ② Rec use for swimming & fishing

BENEFICIAL USE DUE:

- 9-1-1997

COMMENTS:

WR0749NP
No. P92-07212

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/15/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MICHAEL J NEEDHAM PO BOX 44 SANTA ID 83866-0044 (208) 245-3151	06/23/1994	DOMESTIC RECREATION RECREATION STORAGE DIVERSION TO STORAGE	01-01 12-31 01-01 12-31 01-01 12-31 01-01 12-31	0.08 CFS 0.04 CFS 0.12 CFS	1.00 AFA
TOTAL DIVERSION:					0.12 CFS	

Water Source: UNNAMED STREAM

Tributary to: SANTA CREEK

Stage: PERMIT

Point(s) of Diversion: T44N R03W S35 SESW BENEWAH County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
44N	03W	35	:																	:
												D								

Place of use location for RECREATION is the same location as described for: DOMESTIC

Pou County: BENEWAH

Other Water Rights Listing Overlapping Place(s) of use:
92-04130

Conditions of Approval:

- 26A - 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.

Remarks: Domestic use is for 2 homes.
Recreation storage is for swimming and fishing.
Three points of diversion are located within SESW, S35, T44N,
R03W from three unnamed streams.

Dates: App. Received: 06/23/1994 Priority Date: 06/23/1994
Proof Due Date: 09/01/1997 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/28/1994 User-ID: RCHILDER Subject: Examiner's Notes.

WR0749NP
No. P92-07212

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/15/94
PAGE: 2

=====

Comments: Date: 06/28/1994 User-ID: RCHILDER Subject: Examiner's Notes.
Concrete cisterns at the streams for domestic diversions; small
pond at third diversion for recreation storage.
Storage dam height 2'; reservoir capacity 1 acre-feet.

Audit: 08/15/94 CZIMMER

No. a
4/87-06/92n

SAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
AUG 04 1994

APPLICATION # 92-07212

Department of Water Resources

***** INITIAL REVIEW *****

APPLICANT: NEEDHAM BY: B DATE: 6/23/94

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: 6/23/94

☒ (Include Moratorium Remark)

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

ADVERTISE IN: BEVERLY County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

***** 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 B
☒ Protests received. Final protest date: 7/25/94
☒ Measuring device required
☒ Measuring port required
☒ Special conditions: _____
☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: B RYR

Date: 7/25/94



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 29, 1994

Michael J. Needham
P.O. Box 44
Santa, ID 83866

RE: APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF
IDAHO NUMBER 92-07212.

Dear Mr. Needham:

Enclosed please find your original application for permit noted above. Your application is not signed. I left a message to notify you of this on June 24. We cannot continue to process your application without your signature.

Please sign and return this application to our office, as soon as possible, so that we may finish processing.

Thank you.

ALLEN J. BEARDSLEE
Water Right Agent

AJB/RJC:rjc
Enc.

RECEIVED

SEP 12 1994

Affidavit of Publication

STATE OF IDAHO

County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah County, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 16th day of July, 1994, and the last on the 14th day of July, 1994.

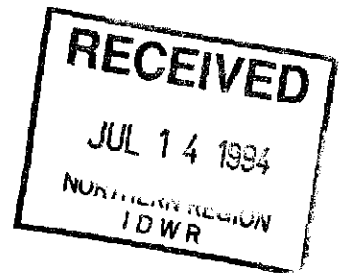
That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 14th day of July, 1994,
Cynthia Ann Hammes

STATE OF IDAHO }
COUNTY OF BENEWAH }

On this 14th day of July in the year of 94, before me, a Notary Public, personally appeared Cynthia Ann Hammes, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Sharon D. Blackburn
Notary Public for Idaho
Residing at St. Maries ID
My commission expires: Nov. 4 1998



Michael J. Needham
files water application

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

92-07212

Needham, Michael J.
P.O. Box 44
Santa, ID 83868
Source: 3 Unnamed Streams
Tributary: Santa Creek
Diversion Pt: SESW Sec 35 T 44N R 03W in Benewah County.
Use: Domestic (.080 CFS); Recrea-
tion (.040 CFS); Recreation Storage
(1.00 AF); Diversion to Storage
(.120 CFS); Total Diversion (1.00
AF)

Date Filed: 6/23/1994
In: Benewah County, T44N R03W
S35 SESW

For additional information con-
cerning the property location, call
the Northern Regional Office at
(208) 769-1450.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the applicant and with
the Director, Dept. of Water
Resources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur
d'Alene, Idaho 83814, together with
a protest fee of \$25.00 on or before
July 25, 1994.

R. KEITH HIGGINSON,
Director
No. 2428 --- July 6-14.

SEP 18 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

June 29, 1994

Michael J. Needham
P.O. Box 44
Santa, ID 83866

Re: Water Appropriation Application No. 92-07212

Dear Mr. Needham:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB/rjc

JUL 2 1994

92-07212

NEEDHAM, MICHAEL J
P O BOX 44
SANTA, ID 83866

Source: 3 UNNAMED STREAMS

Tributary: SANTA CREEK

Diversion Pt: SESW Sec 35 T 44N R 03W in BENEWAH County.

Use: DOMESTIC	(.080 CFS)	
RECREATION	(.040 CFS)	
RECREATION STORAGE		(1.00 AF)
DIVERSION TO STORAGE	(.120 CFS)	
Total Diversion:	(.120 CFS)	(1.00 AF)

Date Filed: 6/23/1994

In: BENEWAH County
T44N R03W S35 SESW