

#2520

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 85-4463

Date Received 3/8/04

Receipt Number 0072174

RECEIVED
MAR 08 2004

d.l. n 3-9-04

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.**

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) WITMAN FARMS INC. Phone (208) 843-5595

Mailing Address 33588 MCCORMACK RIDGE RD LAPWAI ID Zip 83540

2. Date of Priority (Only one per claim) 1/1/1940 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) SPRINGS

which is tributary to (b) LAPWAI CREEK Name or kind of source

4. Location of point of diversion is: Township 35N Range 4W

Section 36 , NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.,

County of NEZ PERCE

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements, in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Spring piped to troughs and home

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For DOMESTIC purposes from 1/1 Month/Day to 12/31 Month/Day amount .04 (cfs)

For STOCKWATER purposes from 1/1 (Both dates are inclusive) to 2/31 amount .02

7. Total quantity claimed .06 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic, 1 HOME; STOCKWATER, 300 CATTLE

10. Place of use is: Township: 35N Range 4W SE Domestic
Section 26, Stockwater SE 1/4 of SE 1/4, Govt. Lot _____, B.M., NW NW Sec. 36
Stockwater
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? NEZ PERCE

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
(→) None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 85-4463

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

X For Organizations: I do solemnly swear or affirm that I am Pres

of Whittman Farms Inc Title _____
Organization _____ that I have signed the foregoing
document in the space below as Pres of Whittman Farms Inc
Title _____ Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Al Whittman Date 3/4/04

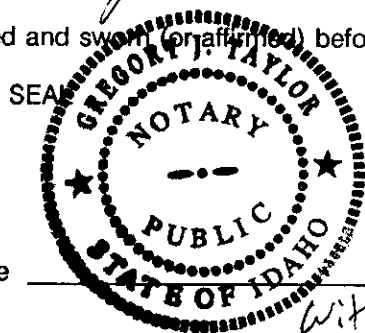
Title and Organization Pres, Whittman Farms Inc

State of Idaho/or _____)

County of Nez Perce) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 4th day of March 2004



Notary Public Gregory J. Taylor

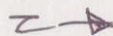
Residing at Leiston

My Commission Expires 4-28-2004

Last Name _____ Ident No. 85-4463

Whittman Farms Inc Copies: White-State, Yellow-Claimant

Wittman Farms Inc.



85-4463