

NOTE:
The filing deadline has been extended with a substantially increased fee.
Date Claim Filed
Until 6-30-1983
7-01-1983 thru 6-30-1984 \$300
7-01-1984 thru 6-30-1985 \$200

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 21 1983

CLAIM TO A WATER RIGHT

Department of Water Resources

Northern District Office

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Wittman Farms Inc.
(Name of Claimant)
Rt. 1, Box 212 Lapwai ID 83540 Telephone No 843-2326
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority (When was the water first applied to a beneficial use) 1940

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water (Name of stream, lake, spring, etc., or ground water)
Springs tributary to No Name Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	Period of Use From (Mo., Day)	To (Mo., Day)
Quantity <u>.02 cfs</u>	Use <u>Livestock</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>.02 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) .08 cfs TOTAL QUANTITY USED.

(5) A) Point of diversion (Location of point where water is diverted from its source)
SE 1/4 Sec. 36 Twp. 35N Rge. 4W B.M., County of Nez Perce
Additional points of diversion: _____

B) Describe means of diversion of water (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities, be as specific as possible. Describe any changes in the system and give the date of the change.
Spring Box - catch basin (dry well); pump to reservoir through 1" line

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
35N	4W	36						X											
35N	4W	26															5X		5 ac

No. of acres 5 ac

B) If water is used for other than irrigation, fully describe that use, being as specific as possible.
Irrigation was marked as water is also used for field spraying approx. 1000 acres and watering livestock

NOTE: Include here the type and number of stock watered: 60 Head cows, calves, yearlings

(7) If you are claiming water as a member of an organization, list name of organization N/A

(8) Remarks

Scale 2 inches equal 1 mile.

State of Idaho

County of _____

Wethers Farms de
Bertha C. Wethers - pres
(Claimant)

Sworn to before me this 20 day of

Notary Public

Residing at

My commission expires

FOR DEPARTMENT USE ONLY

Received by

Date _____

Date 6/21/83

Exception filed by:

Forwarded to

Date _____

Prelim. check by

Date _____

Date 8/19/83

claimant by

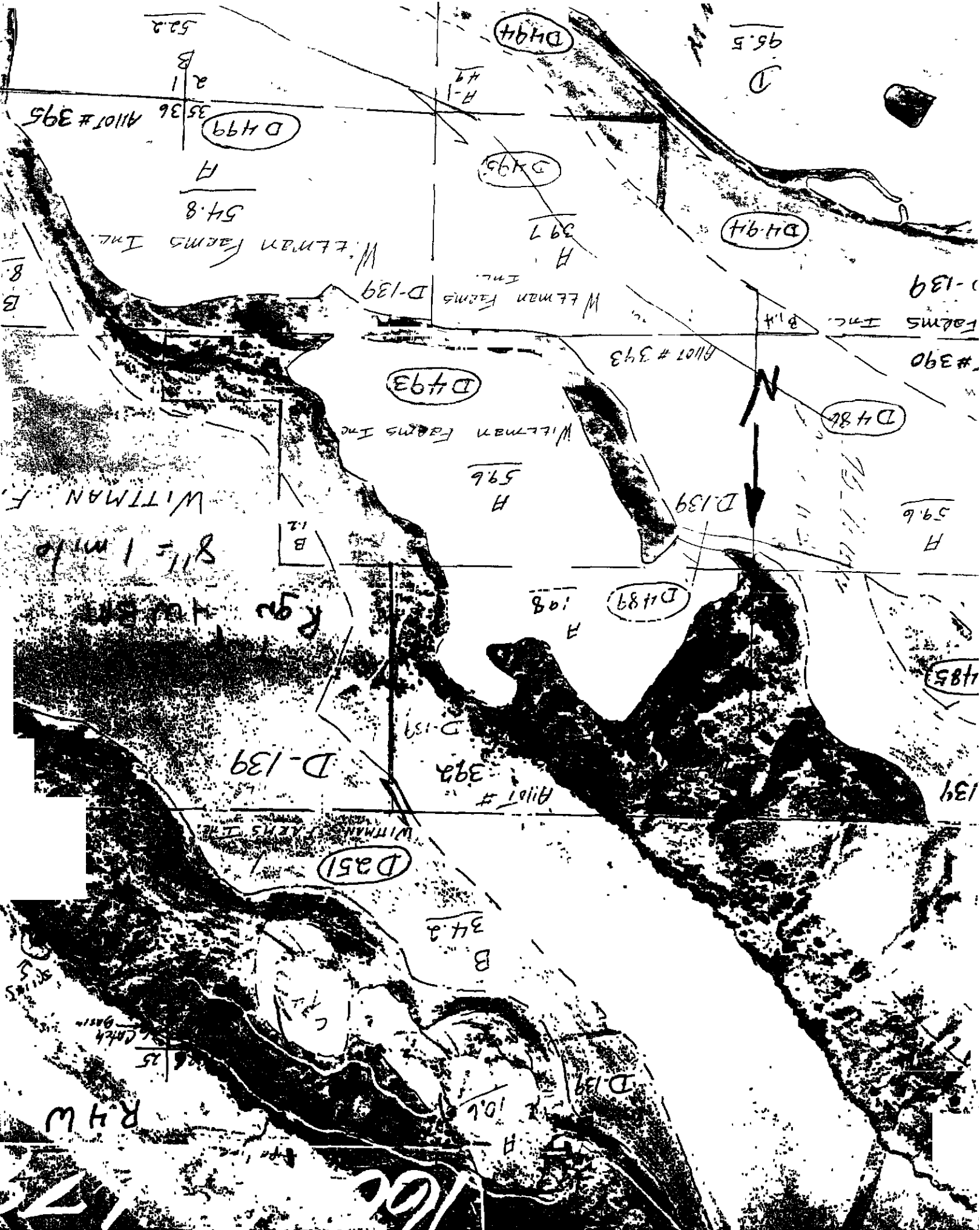
\$30.00 fee received by

Date _____

Date 5/19/83 (31305)

Published in

Dates



PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use

85-4461

WITTMAN, BARTHEL H &/or MARVIN J. &/or DANIEL G.
LAPWAI, ID 83540

Source: SPRING trib to LAPWAI CREEK

Priority Date: 01/01/1950

Diversion Pt: NESE Sec 36 T 35N R 04W

Use: STOCKWATER (0.02 CFS)

In: NESE Sec 36 T 35N R 04W

85-4463

WITTMAN FARMS INC

RT. 1 BOX 212, LAPWAI, ID 83540

Source: SPRINGS trib to LAPWAI CREEK

Priority Date: 01/01/1940

Diversion Pt: NWNW Sec 36 T 35N R 04W

Use: IRRIGATION (0.02 CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.04 CFS)

In: SWSE Sec 26 T 35N R 04W NWNW

Sec 36 T 35N R 04W SWSE Sec 26 T

35N R 04W FOR 5 ACRES

85-4464

WITTMAN FARMS INC.

RT. 1 BOX 212, LAPWAI, ID 83540

Source: SPRINGS trib. to WEBB CREEK

Priority Date: 01/01/1926

Diversion Pt: SESE Sec 24 T 34N R 04W SWSW SESW Sec 19 T 34N R 03W

NENE Sec 31 T 34N R 03W NESW Sec 32 T 34N R 03W

Use: STOCKWATER (0.04 CFS)

In: SESE Sec 24 T 34N R 04W SWSW

SESW Sec 19 T 34N R 03W NENE Sec 31 T 34N R 03W NESW Sec 32 T 34N R 03W

85-4465

CARPENTER, JOHN W.

5275-B TAMMANY CREEK RD.,

LEWISTON, ID 83501

Source: SPRINGS trib to SINKS

Priority Date: 05/01/1946

Diversion Pt: NESE Sec 20 T 35N R 05W

Use: IRRIGATION (0.05 CFS)

STOCKWATER (0.01 CFS)

DOMESTIC (0.01 CFS)

In: NESE Sec 20 T 35N R 05W FOR 18

ACRES

85-4466

TUMELSON, ROY T.

426 LAPWAI RD., LEWISTON, ID 83501

Source: LINDSEY CREEK trib. to

CLEARWATER RIVER

Priority Date: 06/15/1938

Diversion Pt: SESE Sec 32 T 36N R 05W

Use: IRRIGATION (0.12 CFS)

STOCKWATER (0.40 CFS)

DOMESTIC (0.04 CFS)

In: SESE Sec 32 T 36N R 05W FOR 6

ACRES

Exceptions to a claim may be filed

with the Director, Dept of Water Re-

sources, 4055 Gov't. Way, Coeur

d'Alene, ID 83814

KEN DUNN, Dir

NOTICE OF APPLICATION FOR

WATER RIGHT

The following application(s) have

been filed to appropriate the public

waters of the State of Idaho

85-7399

LEWISTON VETERINARY CLINIC

INC.

421 22ND ST. N., LEWISTON, ID 83501

Source: GROUNDWATER

Date Filed: 08/24/1983

Diversion Pt: SESE Sec 23 T 35N R 05W

Use: IRRIGATION (0.14 CFS)

COMMERCIAL (0.11 CFS)

DOMESTIC (0.04 CFS)

In: SESE Sec 23 T 35N R 05W FOR 7

ACRES

The permit(s) will be subject to all

prior water rights. Protests must be

filed with the Director, Dept. of Wa-

ter Resources, 4055 Gov't. Way,

Coeur d'Alene, Id. 83814 on or before

SEPTEMBER 26, 1983.

KEN DUNN, Dir.

STATE OF IDAHO

County of Nez Perce

ss

Dayle Johannessen

being duly sworn,
deposes and says, I am the Published Bookkeeper

of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 21 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the

NOTICE OF CLAIMS TO WATER RIGHTS

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive times, the

first publication thereof being on the 1st day of September, A D 1983, and the last publica-

tion thereof being on the 1st day of September, A D 1983, and said

was so published in the regular and entire issue of said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above

SUBSCRIBED AND SWORN BEFORE ME THIS THE 1st

day of September, 1983.

Notary Public in and for the State of Idaho,

residing at Lewiston, therein

POOL QUALITY ORIGINAL

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Right Number 85-4463 Applicant William J. Jara

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☐ Signature/notarization/fee

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Date 10/7/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 10-25-83

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG[illegible]

In. SWSE Sec 26 T 35N R 04W NWNW Sec 36 T 35N R 04W SWSE Sec 26 T 35N R 04W
FOR 5 ACRES

三才圖會

100-443887-100

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

SEPTEMBER 26, 1983

WITTMAN FARMS INC.
RT. 1 BOX 212
LAPWAI

ID 83540

RE: Claim No. 85-4463

Dear Claimant.

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure



Wittman Farms, Inc.



ROUTE 1 BOX 47

Dr.

ALBERT WITTMAN

PHONE (208) 843-5595

CULDESAC, IDAHO 83524

Aug 17, 1983

Dear Sir -

Enclosed are resubmitted water right claims. Hopefully all questions have been answered satisfactorily. Hope this is returned within your deadline. Harvest has made it hard to attend to before now.

If you have further questions, please advise.

Sincerely

Eric Wittman

RECEIVED

AUG 19 1983

Department of Water Resources
Northern District Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Duan
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 838
(208) 667-6481

Date: 6/22, 1983

Re: *Wittman Farms, Inc.*

Dear Sir:

This office is in receipt of your Claim to a Water Right and Check No. 92-31 in the amount of \$90.00 and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

_____ Complete Name.	☒ Location of Point(s) - Item 5. of Diversion
_____ Complete Mailing Address.	☒ Location of Place of Use (Acres irrigated if water is - Item 6 claimed for irrigation.)
_____ Date of Priority - Item 1.	_____ Filing Fee. (\$30.00)
_____ Source of Water - Item 2.	_____ Signature.
_____ Amount, Nature & Period of Use - Item 3.	_____ Notarization of Signature.
_____ Total Quantity Claimed - Item 4.	
_____ ~~Other~~ <u>Spring on map within Sec 36</u>	

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee. INITIAL ALL CHANGES.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Sam King

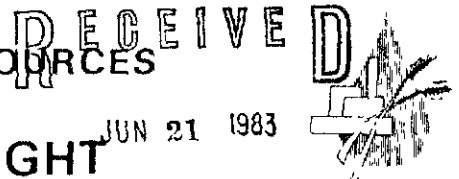
IDAHO DEPARTMENT OF WATER RESOURCES

pms

Enc. - Claim
Check
Instructions

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with a surcharge if not filed
Date Claim Filed
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7-01-1984 thru 6-30-1985 \$200

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DEPARTMENT OF WATER RESOURCES



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Rt. 1, Box 212

(Mailing Address)

Lapwai ID

83540

(Zip Code)

Telephone No. 843-2326

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Quantity	(cfs. af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
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Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) .08 cfs TOTAL QUANTITY USED.
(cfs. af)

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SE 1/4 SE 1/4, Sec. 24 Twp. 35N Rge 4W B.M., County of Nez Perce

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T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>35N</u>	<u>4W</u>	<u>36</u>						X											
<u>35N</u>	<u>4W</u>	<u>26</u>															X		

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Irrigation was marked as water is also used for field spraying approx. 1000 acres and watering livestock

NOTE Include here the type and number of stock watered:

60 Head cows, calves, yearlings

(7) If you are claiming water as a member of an organization, list name of organization

N/A