
Affidavit approved - 7-18-77
OK SSW

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Raelene Thornton, being duly sworn
deposes and says, I am the Classified 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 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said
period; that the Notice of Claim
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 weeks, the
first publication thereof being on the 7 day of
July, A. D. 19 77, and the last publica-
tion thereof being on the 14 day of July,
A. D. 19 77, and said Notice of Claim
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

Raelene Thornton

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

14 day of July, 19 77.

Raelene Thornton
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF CLAIM TO A WATER RIGHT NO. 85-4094

Notice is hereby given that
Wittman Farms, Inc., Lapwai,
Idaho, has filed a claim to a water
right established by diversion and
application to beneficial use of 12
gallons per minute of water from
a spring, tributary of Mill Creek
with point of diversion in the
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 32, T34N, R3W,
B.M., Nez Perce County.

The water is claimed to be used
from Jan. 1 to Dec. 31 for
domestic, stock water, and fire
protection purposes and for the
irrigation of 10 acres with a
priority of June, 1926; the place of
use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 19,
T34N, R3W, B.M.

Any exception to this claim of
water right may be filed with the
Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83814.

C. STEPHEN ALLRED
Director

OK

SDW
7-18-77

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

ACRES TO BE IRRIGATED AND PLACE OF ADDITIONAL USES

POINT OF DIVERSION

14/20
30/29

30/39
31/32

31/32

Affidavit approved - 7-18-70
OK SSW

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Raelene Thornton, being duly sworn deposes and says, I am the Classified 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 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Notice of Claim 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 weeks, the first publication thereof being on the 7 day of July, A. D. 1977, and the last publication thereof being on the 14 day of July, A. D. 1977, and said Notice of Claim was so published in the regular and entire issue of the 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.

Raelene Thornton

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
14 day of July, 1977.

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF CLAIM TO A WATER RIGHT

NO. 12-1004

Notice is hereby given that Witting Farms, Inc., Lapwai, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 12 gallons per minute of water from a spring, tributary of Mill Creek with point of diversion in the NE 1/4 Sec 24, T4N, R3W, B.M., Nez Perce County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic, stock water, and fire protection purposes and for the irrigation of 10 acres with a priority of June, 1926; the place of use is within the NE 1/4 Sec 19, T4N, R3W, B.M.

Any objection to this claim of water right may be filed with the Idaho Department of Water Resources, 1000 Government Way, Boise, Idaho 83724.

STEPHEN ALLRED

Director

OK

sdw
7-18-77



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

RECEIVED

DEC 16 1982

Water Resources

John V. Evans

Governor

A. Kenneth Dunn

~~C. Stephen Dunn~~

Director

Suite No. 1

4055 Government Way

Coeur d'Alene, Idaho 83814

(208) 667-6484

December 14, 1982

Mr. R. L. Wittman
Wittman Farms, Inc.
Rt. 1 Box 47
Culdesac, Id. 83524

Dear Mr. Wittman:

The Department files indicate that Wittman Farms has filed a Claim to a Water Right No. 85-4094.

You may obtain a copy of this claim by writing to our Boise office. The address is the Idaho Department of Water Resources, Statehouse, Boise, Id. 83720, and the fee is \$1.00.

I have also forwarded your request for the information packet to that office.

Sincerely,

TOM D. KING

Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office w/enc.



Wittman Farms, Inc.



ROUTE 1 BOX 47

R.L. ~~MARVIN~~ WITTMAN

PHONE (208) 843-5595

CULDESAC, IDAHO 83524

December 9, 1982

Northern Region
Idaho Department of Water Resources
Route #5, Box 203
Coeur d'Alene, ID 83414

Dear Sirs:

We wish to update our filings of water rights
on our acreages. Could you please
send us the information packet necessary
for filing?

Also, we would appreciate your
reviewing your records to see what
water rights we have filed, if any,
in the past. Past filings would be
under any of the following names:

Wittman Farms, Inc. (after 1953)

Wittman Bros. (pre 1953)

Marvin, B.H., and/or Dan Wittman

RECEIVED
DEC 13 1982

Department of Water Resources
Northern District Office

Sincerely,
Dick Wittman

done 12-14-82
JH

ACTION

N OWNER LAST NAME - WITTMAN FARMS INC.

CITY - LAPWAI

STATE - ID ZIP CODE - 83540

N SOURCE - SPRING

TRIBUTARY OF - MILL CREEK

N STAGE - STATRY CLM

PRIORITY - 06-01-1926

COUNTY - NEZ PERCE TOTAL DIV. RATE -

.0300CFS

N DIVERSION POINT - NESE 32 34N 03W

N FROM - 01-01 TO - 12-31 USE - IRRIGATION

USE DIV. RATE - .0300CFS

N FROM - 01-01 TO - 12-31 USE - STOCKWATER

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

N FROM - 01-01 TO - 12-31 USE - FIRE PROTECTION

N USE - IRRIGATION

PLACE OF USE - TWN 34N RNG 03W SEC 19 TRACT NESE

AC 10

3/79

IDENT. NO. 85-4094

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]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 185-4094
Old No. New No.

Record

1. Original Owner: Wellman Farms, Inc.

Present Owner: _____

2. Address:

3. City: Lapwai State: Id Zip: 835404. A. Source of Water: SpringB. Tributary of: Mill Creek5. A. Stage (A,P,L,D,S,J): I

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 6-1-1926D. County: 69E. Total Diversion Rate: .03

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NESE</u>	<u>32</u>	<u>34N</u>	<u>3W</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for A purposes. Amount .03
(cfs or AC-FT/yr)from 1-1 to 12-31 for I purposes. Amount _____from 1-1 to 12-31 for D purposes. Amount _____from 1-1 to 12-31 for FF purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

July 19, 1977

RE: Claim No. 85-4094

Wittman Farms, Inc
Lapwai, Id 83540

Gentlemen,

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with our office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we may be of any further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

Enclosure

RECEIVED
JUL 20 1977
WATER RESOURCES
NORTHERN DISTRICT
COEUR D' ALENE, IDAHO



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 30, 1977

RE: Applications No. 86-7067, 85-7155, 85-7153
Claim No. 85-4094

Lewiston Morning Tribune
505 C St
Lewiston, Id 83501
Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

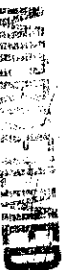
Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

*Bill
received
7-18-77
SDW ok*



NOTICE OF CLAIM TO A WATER RIGHT

NO. 85-4094

Notice is hereby given that Wittman Farms, Inc

Lapwai, Id

has filed a claim to a water right established by diversion and application
to beneficial use of 12 ~~cubic feet per second~~ gallons per minute

of water from a spring, tributary to Mill Creek

with point of diversion in the NE1/4 Sec 32, T34N, R3W, B.M., Nez Perce
County

The water is claimed to be used from Jan 1 to Dec 31

for domestic, stockwater, and fire protection purposes and for the irrigation
of 10 acres

with a priority of June, 1926;

the place of use is within the NE1/4 Sec 19, T34N, R3W, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho,
83814.

C. STEPHEN ALLRED
Director

Published in the Lewiston Morning Tribune, Lewiston, Id

July 7 and July 14, 1977

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D'ALENE, IDAHO 83814

June 29, 1977

RE: Claim No. 85-4094

Wittman Farms, Inc
Terry R McDaniel
Randall, Bengtson & Cox
PO Box 446
Lewiston, Id 83501

Attached is your receipt No. **5617** in the amount of **\$10.00** for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

MICROFILMED

MEMO-LETTER

RANDALL, BENGTSON & COX

P. O. BOX 446 - LEWISTON, IDAHO 83501 - Phone (208) 743-4526

MESSAGE

REPLY

TO Department of Water Resources

373 W. Franklin

Boise, Idaho

DATE June 24, 1977

Re: Wittman Farms, Inc.

I enclose herewith claim to water right filed on
behalf of Wittman Farms, Inc., plus check in the
sum of \$10.00 for filing fee.

DATE

SIGNED

TERRY R. McDANIEL

SIGNED