

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 COEUR D' ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number 95-13978Date Received: 9/4/09Receipt No: 1022080Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) M. D. Plastino, M. D. Kamberos, C. D. Vlachos (see 13) Phone (208) 687-5321Mailing Address c/o Marina Plastino, PO Box 1050 Rathdrum ID ZIP 83858
Street or Box City State2. Date of Priority (Only one (1) per claim) June 10, 1931
Month Day Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other (✓) (a) 9 unnamed springs
which is tributary to (b) sinks4. a. Location of Point of Diversion is: Township 52N, Range 5WBM, Section 35,
SW, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of KootenaiParcel (PIN) no. 52N05W3588930Additional points of diversion if any: additional spring on parcel 51N05W020660 51N05W-02-0660If available, GPS Coordinates Springs locations are identified on Attachment 1. Maps as Attch 2 & 3

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Nine springs are located in the northern part of the property (8 in sec 35, 1 in sec 2). Water is collected at the seeps in sumps and vertical culverts and conveyed via PVC pipes and open ditches to a collection pond near the Plastino house. Water is then pumped from the pond into open ditches which run to the fields on parcels 0660 and 1550, where it is flood irrigated throughout the fields. During some years the water is pumped from the ditch into a sprinkler system. Alfalfa and timothy hay is grown in the fields for livestock feed. A small orchard is also located in the northern part of the property which is irrigated.

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)

For Stockwatering purposes from January 1 to Dec 31 amount 0.02 or _____

For Irrigation purposes from March 15 to Nov 15 amount 0.30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.32 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Family uses pasture to 10-15 llama's and cattle.

9. Description of place of use:

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

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	05W	35															1		
51N	05W	02		10	4														
51N	05W	02		S	S														

Parcel (PIN) no(s) 51N05W02-0660, 1550, 2900, *9500

Total number of acres irrigated 15

10. In which county (ies) are lands listed above as place of use located? Kootenai

11. 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.

12. Describe any other water rights used at the same place and for the same purposes as described above.

A domestic inhouse use claim is also submitted for parcel 51N05W02-0660 _____ or None ()

13. Remarks: Attachments include: 1) Table of Location of Seeps, 2) Map of seeps and irrigation system, 3) aerial map showing place of use, seeps, and conveyance system, 4) Signature assignment authorization, 5) Aerial map of approximate property locations, 6) Parcel Map Sec 2, 7) Parcel Map Sec 35, 8-9) affidavits.

Parcel 52N05W359500, where 8 of the nine springs and some irrigation is located; Parcel 51N05W02-0660 (where 1 spring, the collection pond and most of the irrigation occurs) are both owned by a joint ownership of 3 sisters: Catherine Dochios Viachos, Mary Dochios Kamberos and Marina Dochios Plastino (a notarized statement is attached for M. Plastino to have signing authority). Parcel 51N05W02-1550 is owned by Mary D. Kamberos. Parcel 51N05W02-2900 is owned by Catherine D. Viachos.

Address of this claim is: Highway 41, 1 mile west of Rathdrum, ID

Last Name Plastino Identification No. _____

SEP 14 2009

14. Basis of Claim (Check One) Beneficial Use (☒) Posted Notice (☐) License (☐) Permit (☐) Decree (☐)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane 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: 9

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Marina Dochies Plastino Date: 9-11-09

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

Title of _____ Organization

that I have signed the foregoing document in the space below as

Title of _____ Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Last Name Plastino Identification No. _____

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