

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JAN 14 2016

DEPARTMENT OF
WATER RESOURCES

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IDWR / NORTH

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
91-07107	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Calder Water Association
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Calder Water and Sewer District
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 391 Calder ID 83808
Mailing address City State ZIP
208-245-3157
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 06/08/2015
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 ☐ \$25 per *undivided* water right.
 ☐ \$100 per *split* water right.
 ☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] President 12/23/15
Signature of new owner/claimant Title, if applicable Date

Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 1/11/16 Receipt No. N031687 Receipt Amt. \$ 25.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by [Signature] Date 4-13-16

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WATER RESOURCES

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Recording Requested by:
Calder Water Association
PO Box 504
Calder, Idaho 83830

When Recorded Return to:
Calder Water & Sewer District
PO Box 391
Calder, Idaho 83830

484460

QUITCLAIM DEED

For valuable consideration, receipt of which is hereby acknowledged, CALDER WATER ASSOCIATION, an unincorporated association of members, of PO Box 504, Calder, Idaho 83830, as GRANTOR, does hereby remise, release and forever quitclaim unto CALDER WATER AND SEWER DISTRICT, a political subdivision of the State of Idaho, of PO Box 391, Calder, Idaho 83830, as GRANTEE, the Grantor's Water Right No. 91-7107, created by Partial Decree, dated November 10, 2015, In re: CSRBA, Case No. 49576, pertaining to the Coeur d'Alene-Spokane River Water Rights Adjudication, together with all personal property and infrastructure owned by said Grantor, including, but not limited to, waterlines, connections, pumps, utilities, easements and records, and any and all further personal property associated therewith. Said Water Right applies to the real property described herein, located in Shoshone County, Idaho, more particularly described as follows:

Being located in Section 3, Township 45 North, Range 2 E., B.M.;
and more further described as follows:

All of the SW1/4 NE1/4 of said Section 3, lying northeasterly of
the C.M. & St. P. RR right-of-way,

All of the SE1/4 NW1/4 of said Section 3, lying northeasterly of

QUITCLAIM DEED

IDWR / NORTH

WALLACE, SHOSHONE COUNTY, IDAHO
3-29-2016 11:09:00 AM No. of Pages: 2
Recorded for : DOMAN LAW OFFICES, P.C.
PEGGY DELANGE-WHITE Fee: 13.00
Ex-Officio Recorder Deputy
Index to: QUITCLAIM DEED



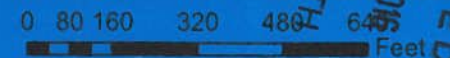
SHOSHONE COUNTY, IDAHO



Legend

- E911 Roads
- Parcels
- plss100k

EXHIBIT A CALDER WATER & SEWER DISTRICT



Created by: Shoshone County Planning & Zoning Department
The data displayed is representative information only

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DEPARTMENT OF
PLANNING & ZONING

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IDMFW NORTH

COPY

Andrew P. Doman
DOMAN LAW OFFICES, P.C.
907 Main Avenue
St. Maries, Idaho 83861
Telephone: (208) 245-9155
Facsimile: (208) 245-1095

Idaho State Bar #3879

STATE OF IDAHO
COUNTY OF SHOSHONE/SS
FILED

2015 JUN -8 PM 12:02

CLERK OF DISTRICT COURT
/S/ MARLA ANSON
DEPUTY

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JAN 11 2016
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IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF SHOSHONE

IN THE MATTER OF THE APPLICATION	)	
FOR ORGANIZATION OF THE	)	Case No. CV15-24
CALDER WATER and SEWER DISTRICT.	)	
	)	ORDER ESTABLISHING CALDER
	)	WATER AND SEWER DISTRICT
	)	

WHEREAS, on February 17, 2015, the Court entered its Order Calling Election for Organization of the Calder Water and Sewer District, to be conducted in conformance with the general election laws of the State of Idaho, including Chapter 14, Title 34, Idaho Code; and

WHEREAS, on May 19, 2015, the County Clerk of Shoshone County, Idaho, held such election, under the provisions of Idaho Code §42-3207, by mail out ballot, at one election precinct, the boundaries of which coincided with the boundaries of the District; and

WHEREAS, a notice thereof was duly published in the St. Maries Gazette Record, a newspaper of general circulation within the District, according to law, and the Proof of Publication was filed with the Court; and

WHEREAS, that at said election the question of organization was properly submitted to the voters and five persons, hereinafter named, were duly elected as Directors of said

ORDER ESTABLISHING CALDER
WATER AND SEWER DISTRICT

District, the form of the ballot being the same as the sample ballot attached to this order; and

WHEREAS, in all respects, said election was held as required by law, and that there were 25 ballots cast at said election, of which 20 votes were in favor of the organization of the District and 5 votes were against the organization of the District; and

WHEREAS, votes were cast for the following persons to act as Directors of said District;

ERIC S. LENZ
ROBERT MACKLIN
DAINA OLIVER

AGNES SIBERT
KATHLEEN A. FOSTER
JOHN BIGLEY

WHEREAS, the Court has satisfied that the election was properly held and that a majority of the persons qualified to vote as said election voted in favor of the organization of the District.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Calder Water and Sewer District is, hereby declared to be a governmental subdivision of the State of Idaho and body corporate, with all powers of a public or quasi-municipal corporation.

IT IS FURTHER ORDERED, ADJUGDED AND DECREED that the boundaries of the Calder Water and Sewer District are described as follows:

Being located in Section 3, Township 45 North, Range 2 E., B.M.;
and more further described as follows:

All of the SW1/4 NE1/4 of said Section 3, lying northeasterly of the
C.M. & St. P. RR right-of-way,

All of the SE1/4 NW1/4 of said Section 3, lying northeasterly of the
C.M. & St. P. RR right-of-way and,

The S1/2 S1/2 of Government Lot 7 of said Section 3.

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IT IS FURTHER ORDERED, ADJUGDED AND DECREED that the following named persons, being qualified electors and taxpayers of the District and all residing within the boundaries of said District, are hereby designated as Directors of said Calder Water and Sewer District for the terms of office as follows, to-wit:

Six-year term:	DAINA OLIVER and KATHLEEN A. FOSTER
Four-year term:	ERIC S. LENZ and ROBERT MACKLIN
Two-year term:	JOHN BIGLEY

and that the Directors are further ordered to file with the Clerk of the above-entitled Court their Oaths of Office and Bonds. Said Bonds shall be in the amount of \$5,000 for the Treasurer, and \$1,000 for all other Directors, conditioned upon the faithful performance of their duties as Directors of said District.

IT IS FURTHER ORDERED THAT the Clerk may hereafter return to said District its bond, filed with the Court on February 3, 2015, in the amount of \$150.00, by delivering to the District's attorney of record, Andrew P. Doman of Doman Law Offices, P.C.

IT IS SO ORDERED dated this 8 day of June, 2015.

/S/FRED M. GIBLER
JUDGE FRED M. GIBLER

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Andrew P. Doman
DOMAN LAW OFFICES, P.C.
907 Main Avenue
St. Maries, Idaho 83861
Telephone: (208) 245-9155
Facsimile: (208) 245-1095

STATE OF IDAHO
COUNTY OF SHOSHONE/SS
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2015 JAN 20 AM 9:49

PEGGY WHITE
CLERK DIST. COURT

BY ~~SI MARLA~~ ANSON

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Idaho State Bar #3879

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF SHOSHONE

IN THE MATTER OF THE APPLICATION)
FOR ORGANIZATION OF THE)
CALDER WATER AND SEWER DISTRICT.)

Case No. CV-2015-24

PETITION FOR ORGANIZATION
of THE CALDER WATER AND
SEWER DISTRICT,
I.C. § 42-3201 et seq

Fee: \$221.00

COME NOW, the undersigned qualified electors and taxpayers who constitute more than term percent (10%) of the taxpayers of the water and sewer district proposed to be formed, and who pay a general tax on real property owned by the undersigned, and petition the District Court of the First Judicial District of the State of Idaho, in and for the County of Shoshone, for the organization of the Calder Water and Sewer District under the provisions of Title 42, Chapter 32, Idaho Code, as amended, as follows, to-wit:

I.

The name of the proposed district shall be the Calder Water and Sewer District.

PETITION FOR ORGANIZATION
OF THE CALDER WATER AND
SEWER DISTRICT

- 1

ASSIGNED TO
JUDGE GIBLER

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II.

The purpose of said District shall be to acquire, build, construct, establish, operate and maintain a joint water and sewer system, to supply water for domestic, commercial and/or industrial uses, by any available means, and with power to extend its water lines to the source of water supply, and for the disposal and treatment of sewage, by any available means, and with power to extend lines to an available outlet, with such additional authority to do all things necessary to promote the health and welfare, safety, prosperity, security and general welfare of the inhabitants of said district, including all things expressly and impliedly permitted by the provisions of Title 42, Chapter 32, Idaho Code.

III.

At present, the taxpayers of the proposed district receive sewage disposal services through the Calder Sewer District, a body politic and political subdivision of the State of Idaho, created by Order of the District Court of the First Judicial District of the State of Idaho, Shoshone County, entered March 17, 1980, following an election of the qualified electors of the district, who voted, affirmatively, to create said district on March 11, 1980. Further, the taxpayers of the proposed district receive water services through the Calder Water Association, and unincorporated association of members. By this petition, the undersigned seek to create a joint water and sewer district, pursuant to Title 42, Chapter 32, Idaho Code, to provide for more effective and efficient water and sewer services to the taxpayers of the district.

IV.

Because the water and sewer systems to be utilized by this combined district are currently in place, no more improvements will be required to create said district. However, it is estimated that the cost of maintenance required to repair the combined district's facilities is

■ \$50,000.00.

V.

The territory to be included within the proposed district is situated within the County of Shoshone, State of Idaho, and is more particularly described as follows, to-wit:

Being located in Section 3, Township 45 North, Range 2 E., BM;
and more further described as follows:

All of the SW1/4 NE1/4 of said Section 3, lying northeasterly of the
C.M. & St. P. RR right-of-way,

All of the SE1/4 NW1/4 of said Section 3, lying northeasterly of the
C.M. & St. P. RR right-of-way, and

The S1/2 S1/2 of Government Lot 7 of said Section 3.

There is no municipality having territory within the proposed district.

VI.

Petitioners hereby declare that they recognize that a single tract or parcel of property containing five acres or more may be excluded from the District. Petitioners will provide adequate notice of such fact so that any property owners desiring exclusion for such reason may be heard.

WHEREFORE, Petitioners pray that the above-entitled Court set a time for hearing this Petition and that proper notice of such hearing be given for the time and in the manner prescribed by law, and that upon such hearing this Court grant the Petition without modification, and by its order submit the question of the organization of the District to the qualified electors, and that this Court do all other things necessary as required by law to complete the organization of the Calder Sewer District.

DATED this 14th day of January, 2015.

PETITION FOR ORGANIZATION
OF THE CALDER WATER AND
SEWER DISTRICT

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Name:

Address:

Date of
Signature

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1. Glen E Becker, Allen E Becker 28 MAIN ST CALDER 1/10/15
2. Margery A Becker Margery A. Becker 28 main ST 1/10/15
3. Jeff Barber 40 Railroad St 1/10/15
4. John Dawson 47 Main 1-10-15
5. Deneise Bill 52 Main Street 1-10-15
6. Donald Bill 52 main ST 1-10-15
7. JOHN BIGLEY 115 MAIN ST 1-10-15
8. Kathleen Foster 117 - MAIN ST. 1-10-15
9. Richard Watts 206^{av} main ST. 1-10-15
10. Eileen Watts 206 main ST 1-10-15
11. Margaret Gruen 82 Poplar St 1-10-15
12. Maylon E Gruen 82 Poplar St. 1-10-15
13. Donald E Karlen 67 Poplar St Calder ID 1-10-15
14. Robert E. Kulin 3 main ST Calder ID 1-10-15
15. Daina Oliver 103 poplar ST. Calder ID 1-10-15
16. John T. McQuinn #20 1st St Calder ID 1-10-15
17. PETER PFRIFFER 64 Poplar ST CALDER 1-11-
18. JERRY POKRIOTS PO BOX 521 CALDER ID. 1-11-15
19. Eric S. Lenz 170 Calder Park Rd. Calder Id. 1-14-15
20. Agnes Libert P.O. Box 506 Calder, Idaho 1-14-15

PETITION FOR ORGANIZATION
OF THE CALDER WATER AND
SEWER DISTRICT



SHOSHONE COUNTY, IDAHO



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Legend

- I_90
- E911 Roads
- Parcels
- plss100k

EXHIBIT A CALDER SEWER DISTRICT CALDER, ID 83802

0 100 200 400 600 800 Feet

Created by: Shoshone County Planning & Zoning Department
The data displayed is representative information only



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 13, 2016

ANDREW P DOMAN
DOMAN LAW OFFICES
907 MAIN AVE
ST MARIES ID 83861

RE: Change of Ownership for Water Right No. 91-7107

Dear Mr. Doman:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to Calder Water and Sewer District. The department has modified its records based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Also, please note that water right owners are required to report any change of ownership and any change of mailing address to the department within 120 days of the change. Change reporting forms are available from any office of the department or at www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, reading "Emalee Rushing".

Emalee Rushing
Administrative Assistant

Enclosures

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WATER RESOURCES

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APR 08 2016

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DOMAN LAW OFFICES, P.C.

Andrew P. Doman
Attorney at Law
907 Main Avenue
St. Maries, Idaho 83861
Telephone (208) 245-9155
Facsimile (208) 245-1095

April 5, 2016

Emily Rushing
IDWR Northern Region
7600 N. Mineral Dr., Ste. 100
Coeur d'Alene, Idaho 83815-7763

**RE: Calder Water and Sewer District
Notice of Change in Water Right Ownership
File No: 1500.02**

To Emily:

Enclosed with this correspondence please find a copy of the Quitclaim Deed transferring the interest of the Calder Water Association's Water Right No. 91-7107, to the Calder Water and Sewer District. Please note that the Quitclaim Deed was recorded as Instrument No. 484460, Records of Shoshone County, Idaho. I have also enclosed herein a revised map showing the boundaries of the Water and Sewer District.

Once you have processed the District's application for change in water right ownership, I would appreciate if you would send me confirmation at your earliest convenience. Thank you for your attention to this matter and should you have any questions regarding this matter do not hesitate to contact at any time.

Very truly yours,

DOMAN LAW OFFICES, P.C.



Andrew P. Doman

APD:tw
Enclosures
Cc: client
CalderSewerDistr./IDWRltr 010816



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 27, 2016

DOMAN LAW OFFICES, P.C.
ANDREW P DOMAN
907 MAIN AVE
ST MARIES ID 83861

RE: Change in Ownership of Water Right No. 91-7107

Dear Mr. Doman:

The Department of Water Resources acknowledges receipt of the Notice of Change in Water Right Ownership submitted on behalf of Calder Water and Sewer District. Our review of the notice indicates that additional information is required before we can process the change in water right ownership.

- **Evidence of Water Right Ownership:** Copy of the conveyance document which conveys the water right from Calder Water Association to Calder Water and Sewer District.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on the notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return the notice and all attachments and your notice will not be processed.

Please feel free to contact the Department if you have any questions.

Sincerely,

Emalee Rushing
Administrative Assistant

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WATER RESOURCES
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DOMAN LAW OFFICES, P.C.

Andrew P. Doman
Attorney at Law
907 Main Avenue
St. Maries, Idaho 83861
Telephone (208) 245-9155
Facsimile (208) 245-1095

January 8, 2016

IDWR Northern Region
7600 N. Mineral Dr., Ste. 100
Coeur d'Alene, Idaho 83815-7763

**RE: Calder Water and Sewer District
Notice of Change in Water Right Ownership
File No: 1500.02**

To whom it may concern:

Enclosed with this correspondence please find a Notice of Change in Water Right Ownership, submitted on the behalf of the Calder Water & Sewer District, a political subdivision of the State of Idaho. Request is hereby made that the water right currently in the name of the Calder Water Association be transferred to this newly formed District, which was created by Order of the Court, dated June 8, 2015. See attachment. I have also attached a copy of the original Petition for Organization of the District, demonstrating that it includes the former Calder Water Association and its assets. I have also included with the application a map indicating the location of the District, as provided to me by Shoshone County, Idaho, as well as the application fee in the amount of \$25.00.

Once you have processed the Notice, please provide me with a copy of verification at your earliest convenience. Should you have any questions concerning the Notice, please feel free to contact my office. However, any and all further communication concerning the District should be mailed to the address indicated on the notice of change.

I look forward to your response in due course. In the meantime should you have any questions regarding this matter do not hesitate to contact at any time.

Very truly yours,

DOMAN LAW OFFICES, P.C.



Andrew P. Doman

APD:tw
Enclosures
Cc: client
CalderSewerDistr./IDWRltr 010816