

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

JUN 27 2013

DEPARTMENT OF
WATER RESOURCES

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
95-8138	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: CARLIN BAY SERVICES CORP
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): CARLIN BAY PROPERTY OWNERS ASSOC.
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|-----------------------------------|-------------------------|-----------|--------------|
| <u>13675 S EDGEWATER DR</u> | <u>HARRISON</u> | <u>ID</u> | <u>83833</u> |
| Mailing address | City | State | ZIP |
| <u>(208) 665-0478 (PRESIDENT)</u> | <u>email@CBPOA.info</u> | | |
| Telephone | Email | | |

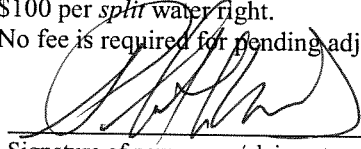
4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: name change only

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

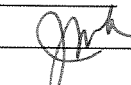
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature:  PRESIDENT JUN 24/13
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 _____ Date _____ Receipt No. _____ Receipt Amt. N/A
Approved by _____ Processed by  Date 7-1-2013

RECEIVED

JUN 27 2013

DEPARTMENT OF
WATER RESOURCES

Carlin Bay Property Owners Assn.
Philip Noel President
13576 Carlin Bay Road
Harrison, ID 83833
June 24, 2013

State of Idaho
Department of Water Resources
322 East Front Street P.O. Box 83720
Boise, Idaho 83720-0098
Attn. Ms. Jean Hersley

Dear Ms Hersley,

This note is offered in response to your request of June 19, 2013 for a signed copy of transfer of water rights ownership 95-8138 to the Carlin Bay property Owners Association.

I have enclosed the signature page of form 42-248/42-1409(6) Rev. 3/13 as requested.

Thank you for helping us with our land application project

Best Regards

A handwritten signature in black ink, appearing to read 'Philip Noel', written in a cursive style.

Philip Noel

80 APR -3 AM 9:21

SECRETARY OF STATE
STATE OF IDAHO

ARTICLES OF AMENDMENT

OF

CARLIN BAY SERVICES CORPORATION a non-profit corporation

The undersigned, hereby certify and adopt the following Articles of Amendment of the Idaho Non-Profit Corporation known as Carlin Bay Services Corporation.

Article I

The name of the corporation is "CARLIN BAY SERVICES CORPORATION."

Article II

The amendment so adopted shall be to change the name of the corporation from "CARLIN BAY SERVICES CORPORATION" to "CARLIN BAY PROPERTY OWNERS' ASSOCIATION, INC."

Article III

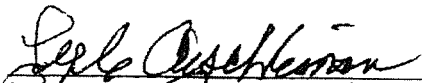
The date of adoption of the amendment by the corporation's members and directors was October 30, 1999.

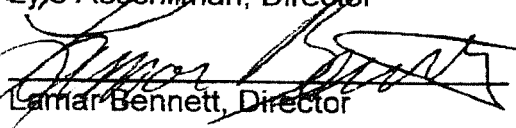
Article IV

The number of outstanding votes by members of the corporation was One Hundred Nine (109). Ninety-one (91) affirmative votes were cast by the members. This constituted a greater than eighty percent (80%) vote in favor of this amendment. A sixty-six and two third percent (66 2/3%) or greater vote was necessary to pass the motion. The directors unanimously affirmed this amendment.

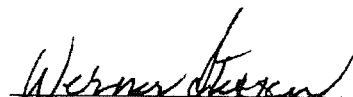
WHEREFORE, the undersigned being all the directors of the corporation set their hands.

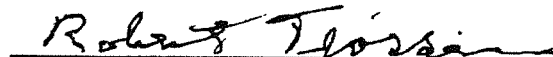
DATED this 27th day of April, 2000.


Lyle Aeschliman, Director


Lamar Bennett, Director


David Wolfert, Director


Werner Steffen, Director


Robert Tjossem, Director

IDAHO SECRETARY OF STATE

04/04/2000 09:00
CL: 2722 CT: 07354 BH: 305635

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C 65078

FILE
00 APR -4 AM 9:06
SECRETARY OF STATE
STATE OF IDAHO

No. C 65078	Due no later than Oct 31, 2012 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. CARLIN BAY PROPERTY OWNERS' ASSOCIATION, INC. CATHY SEBBY 13675 S EDGEWATER DR HARRISON ID 83833 USA		PHILIP NOEL 13576 S CARLIN BAY RD HARRISON ID 83833			
			3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
DIRECTOR	RICHARD MILLER	13966 E. SUNSET SHORES CIR	HARRISON	ID	USA	83833
SECRETARY	TONY VERDOIA	15186 SUNSET SHORES CIR.	HARRISON	ID	USA	83833
PRESIDENT	PHILIP NOEL	13576 S. CARLIN BAY RD	HARRISON	ID	USA	83833
DIRECTOR	JOHN THIELE	13876 S. RIDGEVIEW DR	HARRISON	ID	USA	83833
TREASURER	CATHY SEBBY	13211 S. RIDGEVIEW LOOP	HARRISON	ID	USA	83833
5. Organized Under the Laws of: ID C 65078		6. Annual Report must be signed.* Signature: Cathy Sebbby Name (type or print): Cathy Sebbby Date: 09/04/2012 Title: Tresurer				
Processed 09/04/2012		* Electronically provided signatures are accepted as original signatures.				



CERTIFICATE OF INCORPORATION
OF

CARLIN BAY SERVICES CORPORATION

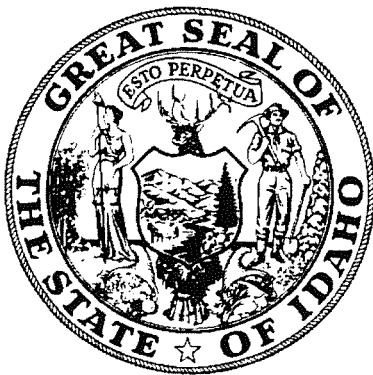
I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Incorporation for the incorporation of _____

CARLIN BAY SERVICES CORPORATION

duly signed pursuant to the provisions of the Idaho Nonprofit Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Incorporation and attach hereto a duplicate original of the Articles of Incorporation.

Dated October 20, 19 80.



Pete T. Cenarrusa
SECRETARY OF STATE

Corporation Clerk

ARTICLES OF INCORPORATION
OF
CARLIN BAY SERVICES CORPORATION
(A Nonprofit Corporation)

Oct 20 3 36 PM '80
SECRETARY OF STATE

WE, the undersigned, residents of the States of Washington and Idaho, being eighteen (18) years of age or more, do hereby associate ourselves together for the purpose of forming a nonprofit corporation under the Idaho Nonprofit Corporation Act, Idaho Code §30-301 et seq., under the statutes of the State of Idaho.

ARTICLE I

NAME

The name of the corporation shall be CARLIN BAY SERVICES CORPORATION, a Nonprofit Corporation.

ARTICLE II

NONPROFIT CORPORATION

This corporation is a nonprofit corporation created under the Idaho Nonprofit Corporation Act.

ARTICLE III

DURATION

The period of duration of this nonprofit corporation shall be perpetual.

ARTICLE IV

PURPOSE

The business and purpose of this corporation is to maintain and operate roads, airstrips, greenbelt, docks and dock areas, boat ramps, maintenance of the water distribution system, sewer lagoon and affluent lines and any other community related amenities of the lands owned in Kootenai County by Lands West Inc. This corporation shall also collect and disburse monthly assessments made to purchasers of lands currently owned by Lands West Inc.

ARTICLE V
NONSTOCK CORPORATION

The corporation shall be nonstock and no dividends or pecuniary profits shall be declared as paid to the members thereof, however, all voting members shall be issued certificates of membership which shall evidence their right to be voting members of CARLIN BAY SERVICES CORPORATION, a Nonprofit Corporation.

ARTICLE VI
DIRECTORS

The number of Directors constituting the initial Board of Directors of the corporation is three (3), and the names and addresses of the persons who are to serve as initial Directors are as follows:

Parker A. Hanson, 2710 E. Harrison,
Coeur d'Alene, Idaho, 83814

James P. Gates, 1780 Fowler, Suite A,
Richland, Washington, 99352

Ronald D. Isakson, Route 2, Box 162-A,
Harrison, Idaho, 83833

The Directors shall serve as directors until the first meeting of the Board of Directors of CARLIN BAY SERVICES CORPORATION, a Nonprofit Corporation, at which time directors shall be elected in accordance with the by-laws of the corporation.

ARTICLE VII
ELECTION OF DIRECTORS

The manner in which Directors are to be elected by the members is as set forth in the by-laws.

ARTICLE VIII
CORPORATE OFFICERS AND THEIR FUNCTIONS

The general officers of the corporation shall be President, Vice-President, and Secretary/Treasurer. Principal duties of the President shall be to preside at all meetings

of the members and the Board of Directors, and to have a general supervision of the affairs of the corporation.

The principal duties of the Vice-President shall be to discharge the duties of the president in the event of absence or disability, or for any cause whatsoever, of the President.

The principal duties of the Secretary shall be to affix the seal of the corporation thereto unto such other papers as shall be required and directed to be sealed, and to keep a record of the proceedings of the Board of Directors and to safely and systematically keep all books, papers, records and documents belonging to the corporation, or in any way pertaining to the business thereof, except the books and records incidental to the duties of the treasurer.

The principal duties of the Treasurer shall be to keep an account of all monies, credits, and profits of any and every nature of the corporation which shall come into its hands and to keep an accurate account of all monies received and disbursed, and the proper vouchers for monies disbursed, and to render such accounts, statements and inventory of monies received and disbursed, and of money and property in hand, and generally of all matters pertaining to this office as shall be required by the Board of Directors in its by-laws.

The Board of Directors may provide for the appointment of such additional officers as they may deem to be in the best interest of the corporation.

Whenever the Board of Directors may so order, any two officers, the duties of which do not conflict, may be held by one person. The officer shall perform such additional different duties as shall from time to time be imposed or required by the Board of Directors, or as may be prescribed from time to time by the by-laws.

ARTICLE IX

ELECTION OF OFFICERS

The officers shall be elected by the directors, who shall first be elected by the members of the corporation.

ARTICLE X

MEMBERSHIP REQUIREMENTS

The method and conditions on which members shall be accepted and discharged or expelled shall be as set forth in the by-laws.

ARTICLE XI

AMENDMENTS

These Articles may be amended in a manner provided by statute at the time of amendment.

ARTICLE XII

INCORPORATIONS

The names and addresses of the persons forming this corporation are as follows:

Parker A. Hanson, 2710 E. Harrison,
Coeur d'Alene, Idaho, 83814

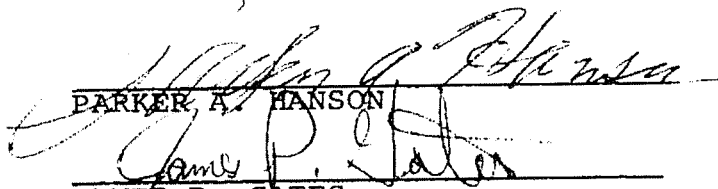
James P. Gates, 1780 Fowler, Suite A,
Richland, Washington, 99352

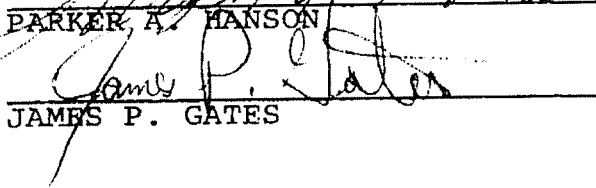
ARTICLE XIII

REGISTERED AGENT

The name and address of the registered agent for the corporation is as follows: Parker A. Hanson, 2710 E. Harrison, Coeur d'Alene, Idaho, 83814.

IN WITNESS WHEREOF, the incorporators hereinabove named have hereunto set their hands in duplicate this 13 day of October, 1980.


PARKER A. HANSON


JAMES P. GATES

STATE OF IDAHO)
 ss.
County of Kootenai)

On this 13 day of October, 1980, personally appeared before me, a Notary Public in and for said State, PARKER A. HANSON, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he has executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Barbara Rothwell Douglas
Notary Public for Idaho
Residing at Weird Alene
Commission Expires: Life

STATE OF IDAHO)
 ss.
County of Kootenai)

On this 13 day of October, 1980, personally appeared before me, a Notary Public in and for said State, JAMES P. GATES, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he has executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Barbara Rothwell Douglas
Notary Public for Idaho
Residing at Weird Alene
Commission Expires: Life