

FEB 05 2024

RECEIVED

FEB 08 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPT. OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

IDWR/NORTH Use 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
96-7217 <u>7127</u> ✓	Yes ☐	Yes ☐	96-7841 ✓	Yes ☐	Yes ☐
96-8413 ✓	Yes ☐	Yes ☐	96-8428 ✓	Yes ☐	Yes ☐
96-8725 ✓	Yes ☐	Yes ☐	96-9015 ✓	Yes ☐	Yes ☐
96-9129 ✓	Yes ☐	Yes ☐	96-9645 ✓	Yes ☐	Yes ☐
Permit 96-9610	Yes ☐	Yes ☐	Permit 96-9929	Yes ☐	Yes ☐

2. Previous Owner's Name: Rescrt Water Co., Inc.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Schweitzer Water Company, formerly known as Husky Water Company (see attached)
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
3501 Wazee Street, Suite 40C Denver CO 80216-3787
Mailing address City State Zip
303-749-8229 legal@alterramtnco.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur? N/A
☐ 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: 8/22/2023
6. Do you own the land identified as the water right place of use? Yes ☐ No ☒ Owner uses the water under a PUC permit.
o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items: **See attached Articles of Amendment for new owner.**
☒ 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). **See maps on file-- no change in POU or POD.**
☒ Filing fee (see instructions for further explanation):
o \$25 per undivided water right.
o \$100 per split water right.
o 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. N/A
☐ 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. N/A

8. Signature: Tom Trulock Vice President, Schweitzer Water Company 2/2/24
Signature of new owner/claimant Title, if applicable Date
Tom Trulock
Print name

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

For IDWR Office Use Only:

Received by N/A Date N/A Receipt No. N/A Receipt Amt. N/A
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 JD Processed by JD Date 3-21-2024

Instrument # 1024287
Bonner County, Sandpoint, Idaho
08/22/2023 03:27:11 PM No. of Pages: 3
Recorded for: ALLIANCE TITLE - SANDPOINT
Michael W. Rosedale Fee: \$15.00
Ex-Officio Recorder Deputy cbrannon
Index to: DEED

WATER RIGHT DEED

(Recording cover sheet added at the request of the Bonner County recorder's office)

WATER RIGHT DEED

FOR VALUE RECEIVED, **Resort Water Co., Inc.**, a Minnesota corporation, with its principal office located at 10000 Schweitzer Mountain Rd, Sandpoint, ID 83864, hereinafter called "Grantor" does hereby grant, bargain, sell, convey and forever warrants unto **Husky Water Company**, an Idaho corporation, of 3501 Wazec St., Ste 400, Denver, CO 80216-3787, hereinafter termed "Grantee", those certain Idaho Water Rights described below, together with any and all other water rights owned by Grantor:

Water Right No.	Place of Use				Beneficial Use	Rate (cfs)
96-7127	T58N	R02W	S20	NENW	Commercial	0.22
96-7841	T58N	R02W	S9	NWNW	Fire Protection	0.50
96-8413	T58N	R02W	S20	(Large POU)	Municipal	0.5
96-8428	T58N	R02W	S20	(Large POU)	Municipal	0.17
96-8725	T58N	R02W	S17 & 20	(Large POU)	Municipal	0.18
96-9015	T58N	R02W	S9	NWNW	Commercial	0.02
96-9129	T58N	R02W	S20	(Large POU)	Municipal	0.62
96-9645	T58N	R02W	S18, 19, 20	Multiple	Multiple	0.35
Permit 96-9610	T58N	R02W	S17 & 20	(Large POU)	Municipal	0.45
Permit 96-9929	T58N	R02W	S29	(Large POU)	Municipal	0.38

Hereinafter collectively referred to as "Water Rights"

TO HAVE AND TO HOLD the Water Rights (including the right to apply the Water Rights onto lands to which they are presently appurtenant) unto the said Grantee, its successors and assigns forever. The Grantor does hereby covenant to and with the Grantee that it is the owner of the Water Rights as granted by the Idaho Department of Water Resources and that the Water Rights are free from all encumbrances made or suffered by Grantor, EXCEPT those to which this conveyance is expressly made subject, and Grantor will warrant and defend such title from all lawful claims.

[Remainder of page intentionally left blank; signature page follows]

DATED This 22 day of August, 2023.

Resort Water Co., Inc.,
a Minnesota corporation

By: Dennis Weibling
Dennis Weibling, Vice President

STATE OF ~~IDAHO~~)
 Washington)ss.
County of King)

On this 18th day of August, 2023 before me a notary public in and for said State, personally appeared Dennis Weibling known to be the Vice President of the corporation that executed the instrument or the person who executed this instrument on behalf of said corporation and acknowledged to me that such company executed the same.

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



Deborah C. Taborda
Notary Public for ~~Idaho~~ Washington
Residing at: Duvall, WA
My commission expires: 2/9/27



0005450959

**STATE OF IDAHO***Office of the Secretary of State, Phil McGrane***ARTICLES OF AMENDMENT (CORPORATION)**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$30.00

*For Office Use Only***-FILED-**

File #: 0005450959

Date Filed: 10/27/2023 2:20:49 PM

Articles of Amendment (Corporation)

Select one: Standard, Expedited or Same Day Service (see descriptions below) Expedited (+\$40; filing fee \$70)

Existing Record Information

The current name of the corporation is: Husky Water Company

The file number of this entity on the records of the Idaho Secretary of State is: 0005250469

Entity Type: General Business Corporation (D)

Entity Subtype: General Business Corporation

Corporation Name

Change Corporation Name? I want to change the name of the corporation

Entity name: Schweitzer Water Company

Purpose

If this corporation is a Benefit Corporation, Insurance Company or Trust, select here: Not Applicable

The number of shares the corporation is authorized to issue:

100

The mailing address of the corporation shall be

LEGAL
3501 WAZEE ST
STE 400
DENVER, CO 80216-3787

Officer and/or Director Names and Addresses

Full Name	Title	Address
Adam Knox	Director	3501 WAZEE ST STE 400 DENVER, CO 80216-3787
Karen Hamilton-Smith	Director	3501 WAZEE ST STE 400 DENVER, CO 80216-3787

The date of adoption of the amendment(s) was:

Date of Adoption: 10/27/2023

Manner of Adoption:

Select one: Approval by the shareholders is required and the shareholders duly approved the amendment(s) as required by either Title 30, Chapters 20, 21, and 29, Idaho Code or by the Articles of Incorporation.

The Articles of Amendment must be signed by the presiding officer of the board of directors or by an officer of the corporation.

Laura Lawyer

Sign Here

10/27/2023

Date



Job Title: Assistant Secretary

Schweitzer Water Company
c/o Tom Trulock
165 Village Lane, Suite A
Sandpoint, ID 83864

February 5, 2024

Re: Notice of Change in Ownership of Water Company Operating Assets and Water Rights

Dear Current Customer of Mountain Utility Company:

As you may have heard, Schweitzer Water Company (f/k/a Husky Water Company), an Idaho subsidiary company of Alterra Mountain Company ("Schweitzer Water"), has purchased the assets of Resort Water Co., Inc. doing business as (dba) Mountain Utility Company ("Resort Water").

Schweitzer Water has filed an application with the Idaho Public Utilities Commission ("PUC") for the issuance of a Certificate of Public Convenience and Necessity to operate the water system, subject to PUC oversight. You can view a copy of the application on the PUC website at: <https://puc.idaho.gov/case/Details/7230> You may also comment on the application by accessing the PUC's website at puc.idaho.gov/Form/CaseComment and filling in the necessary identifying information or by mailing comments directly to:

Idaho Public Utilities Commission:
P.O. Box 83720
Boise, ID 83720-0074.

When filing comments, please reference Case No. SWC-W-23-01.

As part of its application, Schweitzer Water asserts that the cost of and rates for supplying water service will not increase by reason of its purchase of Resort Water. Schweitzer Water also asserts that it will maintain the current expertise, key employees, and licensed professionals that previously operated Resort Water. Finally, Schweitzer Water asserts that it will bring additional financial resources to fund future infrastructure needs of the existing water system.

In addition, this letter is sent to give you written notice, pursuant to Idaho Code § 42-248(6), that Schweitzer Water Company has purchased the water rights listed in the attached form Notice. All persons owning any of the land identified as the place of use for these water rights pursuant to the records of the county recorder are entitled to this notice.

Sincerely,

Schweitzer Water Company

Karen Hamilton-Smith, President
Attachment: Notice of Change in Water Right Ownership

Lani Wall

RECEIVED

FEB 05 2024

DEPT. OF WATER RESOURCES

From: Brandon Helgeson
Sent: Monday, February 5, 2024 10:51 AM
To: Lani Wall
Cc: Amy Knight; Ron Williams
Subject: IDWR Notice of Change in Water Right Ownership / Delivery [IWOV-
IMANAGE.FID1902789]
Attachments: 15700972_1.pdf

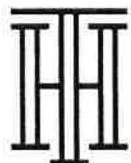
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IDWR / NORTH

Hi Lani,

I need your help with this today. I need someone to run the attached down to the Idaho Department of Water Resources (in the water center on front street) to deliver this Notice of Change in Water Right Ownership. That could be our courier here or you if that is easier since it is more than just running it there. I just need to make certain that when this gets delivered to the front desk there, that whoever is delivering it **makes sure that the IDWR representative receiving this stamps it for receipt and provides us with a stamped copy showing its receipt by IDWR for our files.** They may request a filing fee, but they **shouldn't, as the fee should be waived since the water rights in the attached notice are located within the North Idaho Adjudication** – if you run into any issues with them requesting payment please let me know as they should not charge for this.

Let me know if you have any questions or won't be able to take care of this today.

Thank you,



BRANDON HELGESON

Associate

P: 208.388.4821

F: 208.954.5921

E: bhelgeson@hawleytroxell.com

hawleytroxell.com



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