

JUN 10 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern Region

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 District 296*

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-7537 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-329 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

3. Previous Owner's Name: Thomas and Aysha Maddox
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Tyson and Richelle Gollaher
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
247 N 1525 W West Point UT 84015
Mailing address City State ZIP
801-643-0636 tagollaher@gmail.com
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: JAN 20, 2021
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.
- SUPPORT DATA
IN FILE # 29-329

SUPPORT DATA

IN FILE # 29-329

8. Signature:  Title, if applicable: _____ Date: Feb 20, 2021

Signature:  Title, if applicable: _____ Date: Feb 20, 2021

For IDWR Office Use Only: Legal mg + phosphorus EO 470165

Received by JB Date 1/14/2021 Receipt No. EO 470166 Receipt Amt. \$25. -

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 JB Processed by MW Date 8/6/2021

Tagbell Properties, LLC
247 N 1525 W
West Point UT, 84015

22 10466 -

WARRANTY DEED

Thomas Maddox and Aysha Maddox, husband and wife

Grantor(s) of Malad City, County of Oneida, State of Idaho, hereby **CONVEY AND WARRANT** to

TagBell Properties, LLC an Idaho Limited Liability Company

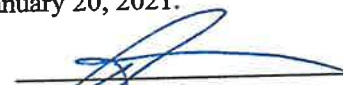
Grantee(s) of Malad City, County of Oneida, State of Idaho, for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Oneida County, State of ID:

See Attached Exhibit A

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for the current year and thereafter.

This document has been prepared as an accommodation to the parties herein without respect to title clearance issues, or approval from the appurtenant planning and zoning commission. The grantors and grantees further hold Northern Title Company and its owners and agents harmless from any losses sustained by any of the parties herein with regard to the same.

Witness, the hands of said Grantors, this January 20, 2021.

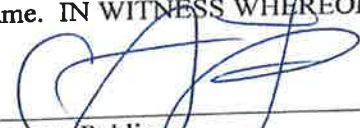

Thomas Maddox


Aysha Maddox

State of: ID)
County of: Oneida)

On January 20, 2021, before me the undersigned, a Notary Public in and for said state, personally appeared **Thomas Maddox and Aysha Maddox**, known or proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same. IN WITNESS WHEREOF I have set my hand and official seal on the date shown above.




Notary Public

Residing: Malad City

Commission Expiration: May 22 2023

Exhibit A

Parcel 1:

A parcel of land in the Southeast Quarter of Section 14, Township 12 South, Range 36 East of the Boise Meridian, more particularly described as follows:

Beginning at the South corner of the East line of Section 14, running North along that certain East line 953.375 feet to the center of Birch Creek Road, continuing North on the certain East line 1,109.666 feet to the point of beginning; thence North along that certain East line 533.33 feet to the center of Birch Creek; thence following the center of Birch Creek in a Southwesterly direction along a curve to a point straight West of the Point of Beginning; thence East 411.25 feet more or less to the Point of Beginning.

Parcel 2:

All portions of the West half of Southwest Quarter and Northwest Quarter of Section 13, Township 12 South, Range 36 East, Boise Meridian, Bannock County, Idaho, lying West of Interstate 15, Bannock County, Idaho.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/6/2019

Water Right 29-7537

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS MADDOX 1411 E 8400 N MALAD CITY, ID 83252-6023 (208) 766-3347
Current Owner	AYSHA MADDOX 1411 E 8400 N MALAD CITY, ID 83252-6023 (208) 766-3347

Priority Date: 3/19/1980
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
BIRCH CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
RECREATION	06/01	12/31		2.1 AF
RECREATION STORAGE	06/01	12/31		2.1 AF
	<u>Total Diversion</u>			2.1 AF

<u>Source and Point(s) of Diversion</u>		
BIRCH CREEK	NWSW	Sec. 13, Twp 12S, Rge 36E, BANNOCK County

Place Of Use
RECREATION within BANNOCK County
T12S R36E S13 NWSW

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. D06 FACILITY VOLUME 2.1 AF.

IDAHO DEPARTMENT OF WATER RESOURCES

5/6/2019

Proof Report

Water Right 29-329

Owner Type **Name and Address**
 Current Owner THOMAS & AYSHA MADDOX
 1411 E 8400 N
 MALAD CITY, ID 83252-6023
 (208) 766-3347

Priority Date: 10/10/1878**Basis:** Decreed**Status:** Active

Source
 BIRCH CREEK

Tributary
 MARSH CREEK

Beneficial Use
 IRRIGATION

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/01	10/31	0.800 CFS
Total Diversion		0.800 CFS

Volume**Source and Point(s) of Diversion**

BIRCH CREEK

NWNWSW

Sec. 13, Twp 12S, Rge 36E, BANNOCK County

Place Of Use**IRRIGATION within BANNOCK County**

T12S R36E S13	NENW	2.0
T12S R36E S13	NWNW	23.0
T12S R36E S13	SWNW	13.0
T12S R36E S13	NWSW	2.0
POU Total Acres:		40.0

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. D08 The amount of water diverted under this water right may not exceed 2/24 of the stream flow of Birch Creek at the point of diversion described below at any given time. This water right shall not provide more than .02 cubic feet per second per acre at any time.

NTO-106985

**"THIS IS A LEGALLY BINDING CONTRACT.
IF NOT UNDERSTOOD, SEEK COMPETENT ADVICE."**

BILL OF SALE

(WITH WARRANTIES)

Know all men by these presents:

That Thomas Maddox and Aysha Maddox the seller(s), for and in consideration of the sum of ten dollars and other good and valuable considerations, to them in hand paid by Tagbell Properties, LLC the buyer(s), the receipt whereof is hereby acknowledged, have bargained, sold, assigned and transferred, and by these presents do bargain, sell, assign and transfer unto said buyer(s) that certain personal property now at:

Bannock County, Downey, ID 83234
Bannock County, State of ID

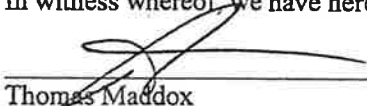
Particularly described as follows:

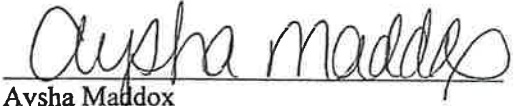
AS PER REAL ESTATE PURCHASE CONTRACT:

Power Lines, Well Equipment, RV Hookup Equipment, Grain Silo

and the seller(s) upon the consideration recited above warrants ownership of and good title to said property, the right to sell the same and that there are no liens, encumbrances or charges thereon or against the same and to defend the title and possession transferred to the buyer(s) against all lawful claims.

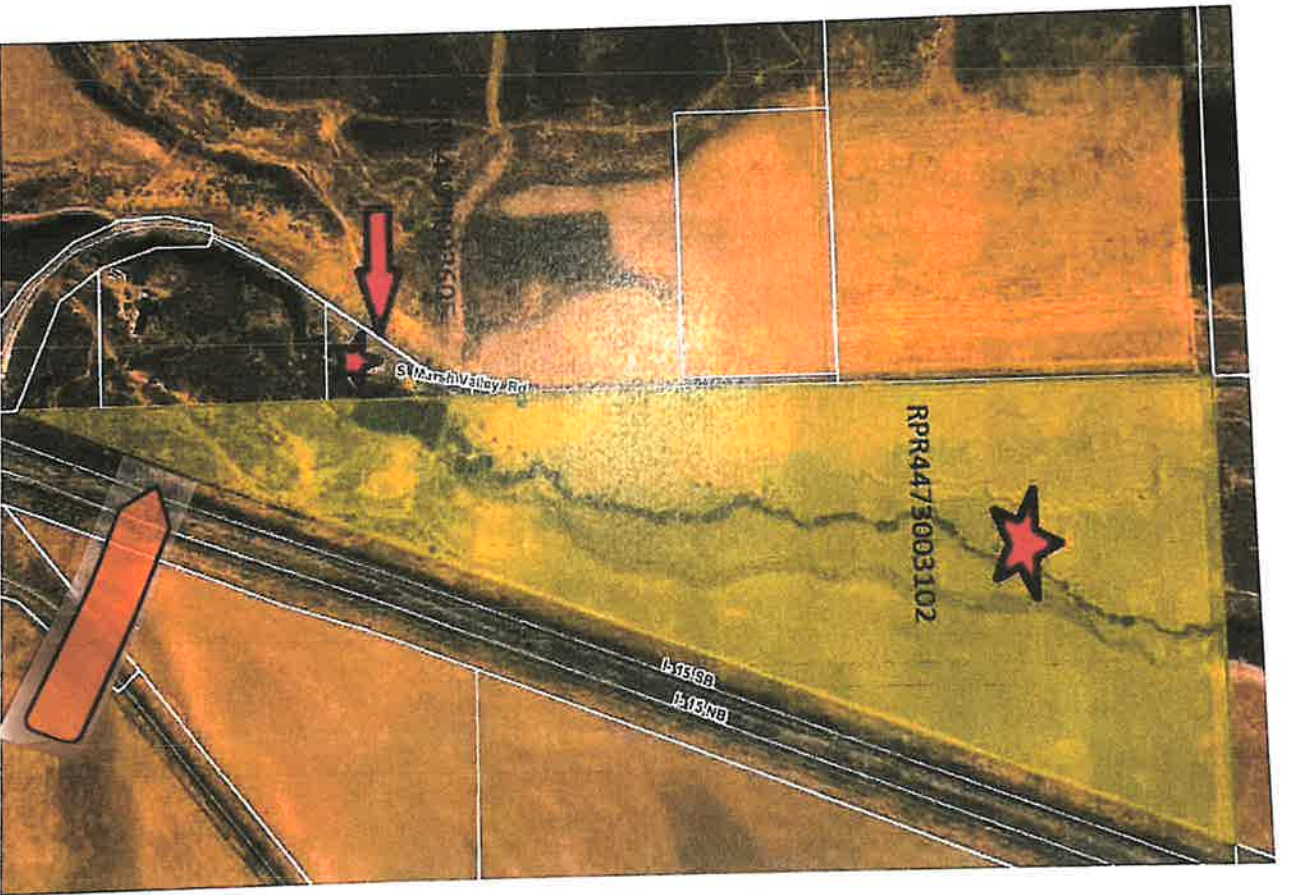
In witness whereof, we have hereunto set our hands this


Thomas Maddox


Aysha Maddox


Tagbell Properties, LLC
By: Tyson A. Gollaher
Its: Manager/Member


Tagbell Properties
By: Richelle R. Gollaher
Its: Manager/Member



208 GTH
nm 02



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 06, 2021

TAGBELL PROPERTIES LLC
C/O TYSON A GOLLAHER AND RICHELLE R GOLLAHER
247 N 1525 W
WEST POINT UT 84015-8038

Re: Change in Ownership for Water Right No(s): 29-7537 and 29-329

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 29G