

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
NOV 12 2020
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 Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-14569 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-14571 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: ABN LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): TAR LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 85 N 550 W Blackfoot ID 83221
Mailing address City State ZIP
- 208-782-2120 travisr@usadefllc.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: 10/31/2020
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: *Travis R. Pettis* Manager 10/31/2020
 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 M. Pettis Date 11-12-20 Receipt No. E046433 Receipt Amt. 50.00
 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 *JB* Processed by *JB* Date 12/11/20

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 724135
BINGHAM COUNTY, IDAHO
2020-10-30 02:00:51 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **935470-B (jcm)**

Date: **October 29, 2020**

For Value Received, **ABN, LLC, an Idaho limited liability company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **TAR, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **85 N. 550 W., Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

PARCEL 1:

A PORTION OF THE NW¼NE¼ OF SECTION 31, TOWNSHIP 2 SOUTH, RANGE 35 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS: BEGINNING AT A POINT ON THE EAST LINE OF A COUNTY ROAD, WHICH IS SOUTH 622.75 FEET ALONG THE CENTERLINE OF SAID SECTION 31, AND 30 FEET EAST FROM THE N¼ CORNER OF SAID SECTION 31, AND RUNNING THENCE SOUTH 150.2 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF THE SALMON RIVER RAILROAD; THENCE S. 69°32'15" E. ALONG THE NORTH LINE OF THE RIGHT-OF-WAY OF SAID SALMON RIVER RAILROAD 290 FEET; THENCE NORTH 150.2 FEET; THENCE N. 69°35'15" W. 290 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND LOCATED IN SECTION 31, TOWNSHIP 2 SOUTH, RANGE 35 E.B.M., BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE N¼ CORNER OF SAID SECTION 31; THENCE ALONG THE MERIDIANAL CENTERLINE OF SAID SECTION 31, S. 00°04'42" W. 622.75 FEET; THENCE S. 89°55'18" E. 30.00 FEET; THENCE S. 69°27'33" E. 97.33 FEET; TO THE TRUE POINT OF BEGINNING; THENCE S. 69°27'33" E. 192.67 FEET; THENCE S. 00°04'42" W. 138.15 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF THE SALMON RIVER RAILROAD; THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF THE SALMON RIVER RAILROAD, S. 73°26'20" E. 7.42 FEET; THENCE N. 00°04'42" E. 156.29 FEET TO A ½" IRON PIN; THENCE N. 74°37'26" W. 194.53 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING FROM PARCELS 1 AND 2 THE FOLLOWING DESCRIBED PROPERTY:

A PARCEL OF LAND LOCATED IN SECTION 31, TOWNSHIP 2 SOUTH, RANGE 35 E.B.M., BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE N¼ CORNER OF SAID SECTION 31; THENCE ALONG THE MERIDIANAL CENTERLINE OF SAID SECTION 31, S. 00°04'42" W. 622.75 FEET; THENCE S. 89°55'18" E.

30.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE ALONG THE EASTERLY RIGHT-OF-WAY LINE OF A COUNTY ROAD, S. 00°04'42" E. 9.08 FEET; THENCE S. 74°37'26" E. 94.54 FEET; THENCE N. 69°27'33" W. 97.33 FEET TO SAID EASTERLY RIGHT-OF-WAY LINE OF A COUNTY ROAD TO THE TRUE POINT OF BEGINNING.

PARCEL 3:

PORTION OF THE NW¼NE¼ OF SECTION 31, TOWNSHIP 2 SOUTH, RANGE 35 E.B.M; BINGHAM COUNTY, IDAHO, BEGINNING AT A POINT WHICH IS SOUTH 622.75 FEET ALONG THE CENTERLINE OF SAID SECTION 31 FROM THE NORTH QUARTER CORNER OF SAID SECTION 31, AND RUNNING THENCE 30 FEET EAST TO A POINT ON THE EAST LINE OF A COUNTY ROAD; THENCE SOUTH 150.2 FEET TO THE NORTHERLY RIGHT OF WAY OF THE SALMON RIVER RAILROAD; THENCE NORTH 69°32'15" WEST ALONG THE NORTH LINE OF THE RIGHT OF WAY OF SAID SALMON RIVER RAILROAD, 32 FEET; THENCE NORTH 139 FEET MORE OR LESS TO THE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 10/29/2020

Warranty Deed
- continued

File No.: 935470-B (jcm)

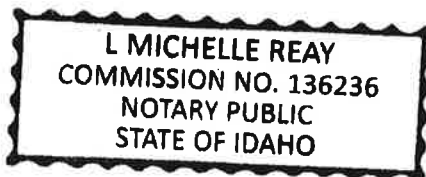
ABN, LLC

By: Cheri Nielson Starkie
Cheri Nielson Starkie, Successor Trustee
The Arthur and Bonnie Nielson Family Trust

STATE OF Idaho)
COUNTY OF Bingham)
SS.

On this **30th day of October, 2020**, before me, a Notary Public in and for said State, personally appeared **Cheri Nielson Starkie, Successor Trustee of The Arthur and Bonnie Nielson Family Trust**

, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **ABN, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that **she** executed the same in said Limited Liability Company's name.



L Michelle Reay
Notary Public of Idaho
Residing at: Blackfoot ID
Commission Expires: 09/04/2024

3D
Beta

BINGHAM
INVESTMENTS
LLC

ABN
LLC

N 550 W

RR
ROW

USA
FERTILIZER
INC

Aiken

FWC
TENSE
LLC
BA
RIZON
ELESS

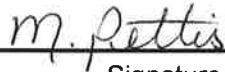
Idaho Department of Water Resources Receipt

Receipt ID: E046433

Payment Amount	\$50.00	Date Received	11/12/2020	Region	EASTERN
Payment Type	Cash				
Payer	TAR LLC				
Comments	Notice of Change in Water right Ownership ABN LLC NEW: TAR LLC 35-14569, 35-14571				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	63140	0229	21		1155



Signature Line (Department Representative)



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

December 11, 2020

TAR LLC
85 N 550 W
BLACKFOOT ID 83221-5563

Re: Change in Ownership for Water Right No(s): 35-14569 & 35-14571

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 120
BINGHAM GROUND WATER DISTRICT