

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 06 2019
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?
29-4491 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-13667 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Mary Tait & Vardell Tait
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dain A. Armstrong & Antonia M. Armstrong
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 1035 N. 250 E. Orem UT 84057
Mailing address City State ZIP
- 801-472-0044 dain.armstrong@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: 18 Sept 2018
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] Title, if applicable: _____ Date: 5/1/2019
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable: _____ Date: 5/1/2019
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: JB Date: 5/6/2019 Receipt No. E044946 Receipt Amt. \$50.-

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

Name on W-9: _____ Approved by: JB Processed by: CR Date: 5/8/2019

W-9 received? Yes ☐ No ☐

OFFICIAL RECORD BK# 0
BANNOCK COUNTY IDAHO

FEE 15.00 DEPUTY DM
RECORDED AT REQUEST OF

First American Title - Pocatello

21814729

2018 Oct 09 AM 10:38

Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **697029-P (sg)**

Date: **September 18, 2018**

For Value Received, **Vardell Talt and Mary Talt, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Dain A Armstrong and Antonia M Armstrong, husband and wife**, hereinafter called the Grantee, whose current address is **1035 N 250 E, Orem, UT 84057-3229**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

Water Right No (s): 29-4491 and 29-13667

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.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Recorded Electronically	
ID	21819729
County	Bannock
Date	10-9-18
Time	10:38
Simplifile.com 800.460.6657	

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **697029-P (sg)**

Date: **September 18, 2018**

For Value Received, **Vardell Tait and Mary Tait, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Dain A Armstrong and Antonia M Armstrong, husband and wife**, hereinafter called the Grantee, whose current address is **1035 N 250 E, Orem, UT 84057-3229**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

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Vardell Tait
Vardell Tait

Mary Tait
Mary Tait

STATE OF Idaho)
ss.

COUNTY OF Bannock)

On this 5 day of October, 2018, before me, a Notary Public in and for said State, personally appeared Vardell Tait and Mary Tait, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Celeste Palmer
Notary Public for the State of Idaho
Residing at: _____
My Commission Expires: _____

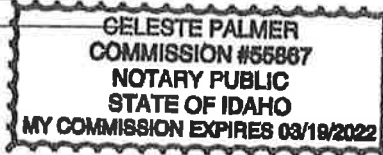


EXHIBIT A

THE NORTHWEST QUARTER (NW¼) OF THE NORTHWEST QUARTER (NW¼) AND THE NORTH FIFTY (50) RODS OF THE NORTHEAST QUARTER (NE¼) OF THE NORTHWEST QUARTER (NW¼) OF SECTION TWENTY-SIX (26) IN TOWNSHIP SEVEN (7) SOUTH, RANGE 36 EAST BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

EXCEPT THE FOLLOWING PARCELS:

PARCEL 1:

A TRACT OF LAND IN THE NW¼NW¼, SECTION 26, T. 7 S., R. 36 E., B.M., BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTH 1/16 CORNER BETWEEN SECTIONS 26 & 27, T. 7 S., R. 36 EAST B.M.; THENCE S 89°52'42" E ALONG THE NORTH 1/16 LINE OF SECTION 26, 186.83 FEET TO A 1/2" IRON PIN ON THE EASTERLY RIGHT-OF-WAY LINE OF INKOM ROAD, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUING S 89°52'42" E ALONG THE NORTH 1/16 LINE OF SECTION 26, 578.04 FEET TO A 3/4" IRON PIN; THENCE N 14°14'39" E 499.07 FEET TO A 3/4" IRON PIN; THENCE S 67°07'22" W., 608.81 FEET TO A 1/2" IRON PIN; THENCE S 58°15'05" W, 213.68 FEET TO A 1/2" IRON PIN ON THE EASTERLY RIGHT OF WAY LINE, 139.78 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

A TRACT OF LAND IN THE NORTHWEST QUARTER SECTION 26, TOWNSHIP 7 SOUTH, RANGE 36 E.B.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 26; THENCE EAST 392.9 FEET; THENCE S 89°06' E 318.0 FEET; THENCE S 0°31' W 279.3 FEET; THENCE S 45°39' W 937.2 FEET; THENCE N 15°58' W 147.0 FEET; MORE OR LESS, TO THE WEST LINE OF N 0°08' E 798.4 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

PARCEL 3:

BEGINNING AT AN IRON PIPE MARKING THE NORTH 1/16 CORNER OF SECTION 26, T. 7 S., R36E., B.M., BANNOCK COUNTY, IDAHO; THENCE SOUTH 89°52'42" EAST 764.57 FEET ALONG THE SOUTHERLY BOUNDARY OF THE NW ¼NW¼ OF SAID SECTION 26 TO AN IRON PIN; ALSO SAID POINT BEING THE REAL POINT OF BEGINNING; THENCE ALONG THE FOLLOWING COURSES AND DISTANCES TO THE IRON PINS; THENCE NORTH 14°05'53" EAST 498.56 FEET; THENCE EAST 435.00 FEET; THENCE SOUTH 0°18'40" WEST 484.52 FEET; THENCE WEST 95.83 FEET; THENCE NORTH 89°52'42" WEST 456.98 FEET TO THE POINT OF BEGINNING.

PARCEL 4:

A TRACT OF LAND IN THE NW¼NW¼, SECTION 26, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHEASTERLY LINE OF INKOM ROAD, SAID POINT IS WEST 240.50 FEET AND SOUTH 16°11'14" EAST, 1,169.55 FEET FROM THE NORTHWEST CORNER OF SECTION 26, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN; THENCE NORTH 68°15' EAST, 188.00 FEET; THENCE SOUTH 35°32' EAST, 59.70 FEET; THENCE SOUTH 58°15' WEST, 213.68 FEET, MORE OR LESS, TO THE NORTHEASTERLY LINE OF INKOM ROAD; THENCE NORTH 16°45' WEST ON THE NORTHEASTERLY LINE OF INKOM ROAD, A DISTANCE OF 95.50 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

PARCEL 5:

A PARCEL OF LAND LOCATED IN THE NW1/4NW1/4, SECTION 26, TOWNSHIP 7 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF NORTHWEST QUARTER SECTION 26, TOWNSHIP 7 SOUTH, RANGE 36 EAST OF BOISE MERIDIAN IN BANNOCK COUNTY, IDAHO, AND RUNNING THENCE NORTH ALONG SECTION LINE 400 FEET, MORE OR LESS, TO SOUTHERLY LINE OF COUNTY ROAD; THENCE SOUTHEASTERLY, FOLLOWING THE SOUTHERLY LINE OF COUNTY ROAD, TO THE SOUTH LINE OF NORTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE WEST 138 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING.

PARCEL 6:

EXCEPT ANY PORTION OF THE ABOVE DESCRIBED LAND LYING WITHIN ROAD RIGHT OF WAY OF INKOM ROAD.

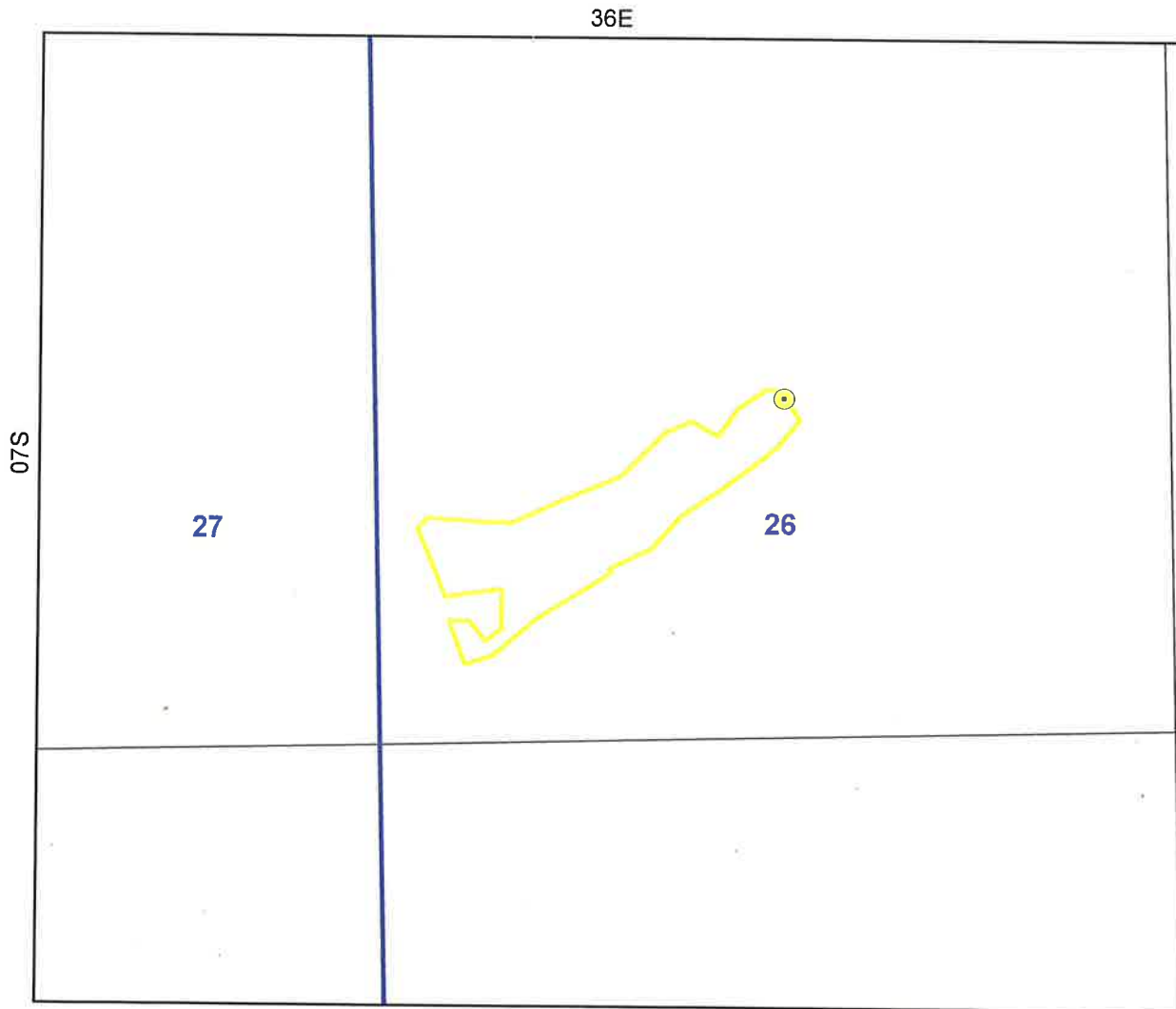
State of Idaho
Department of Water Resources

Water Right

29-4491

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.035 0.07 0.14 Miles

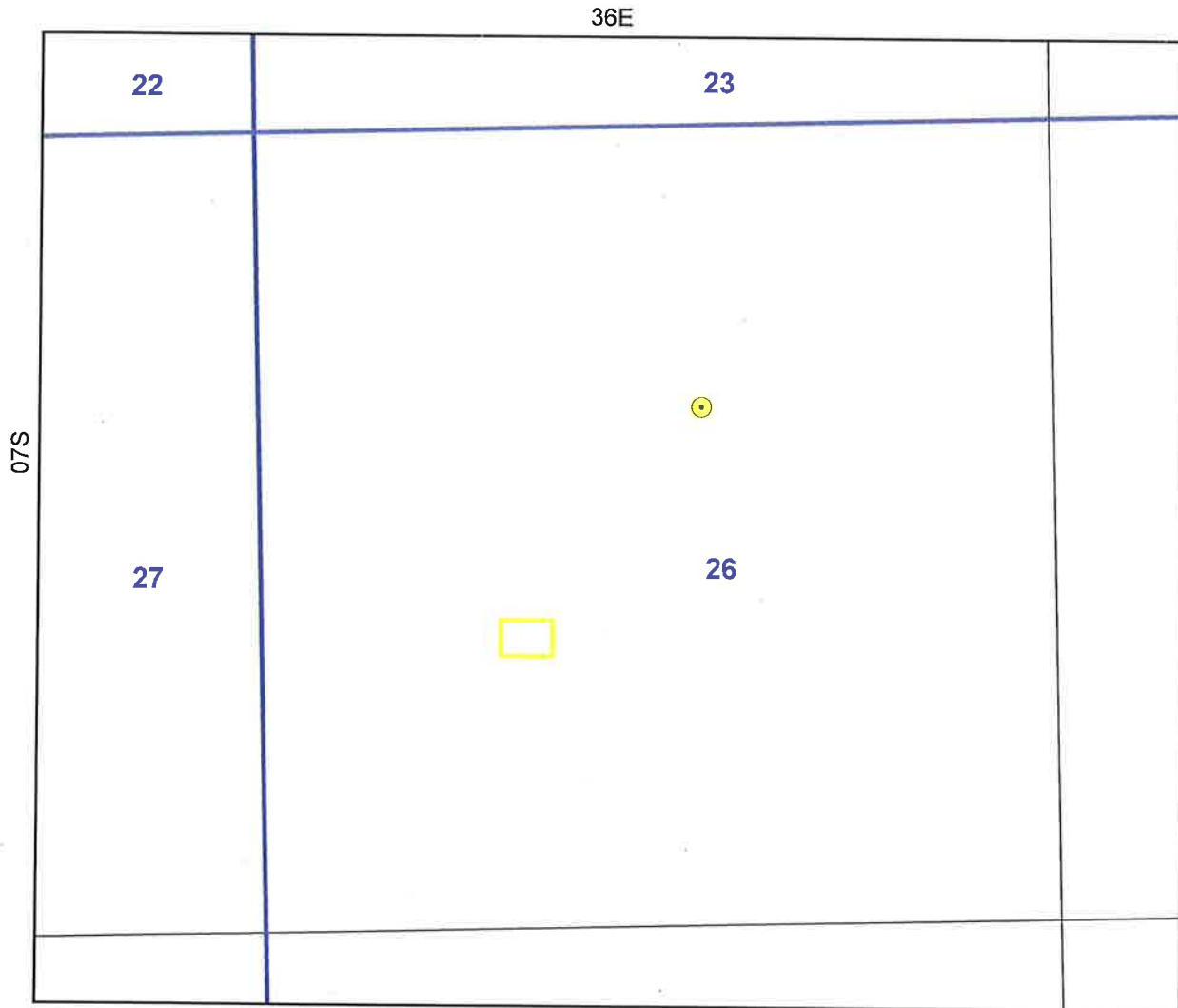


State of Idaho
Department of Water Resources

Water Right
29-13667

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.035 0.07 0.14 Miles



IDAHO Department of Water Resources



WATER RIGHT REPORT

4/26/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-4491

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY TAIT
Current Owner	VARDELL TAIT 5434 S OLD HWY 91 MCCAMMON, ID 83250 2082549280
Original Owner	VIRGIL STANGER 3204 LUCIO AVE EUREKA, CA 95501 7074435350
Original Owner	CALVERT STANGER 13957 MALT RD CALDWELL, ID 83607
Original Owner	LYNN D STANGER 6242 N 25TH E HITT RD IDAHO FALLS, ID 83401 2085287914
Original Owner	GRANT C STANGER 1784 INKOM RD PO BOX 10401 INKOM, ID 83245
Original Owner	ALVIN N STANGER PO BOX 335 INKOM, ID 83245 2087754925
Original Owner	ALFRED NEIL STANGER
Original Owner	THOMAS J STANGER PO BOX 146 BURLINGTON, WY 82411

Priority Date: 06/20/1916

Basis: Decreed

Status: Active

Source	Tributary
UNNAMED STREAM	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.06 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			0.08 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM|NWNW|Sec. 26|Township 07S|Range 36E|BANNOCK County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	36E	26		NWNW	2									

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 2

Conditions of Approval:

1. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. 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.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Dates:

Licensed Date:

Decreed Date: 06/01/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 29D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



WATER RIGHT REPORT

4/26/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-13667

Owner Type	Name and Address
Current Owner	MARY TAIT
Current Owner	VARDELL TAIT
	5434 S OLD HWY 91
	MCCAMMON, ID 83250
	2082549280
Original Owner	CHARLES E WINTER
Original Owner	JENNIE L WINTER
	1791 N INKOM RD
	INKOM, ID 83245
	2087753178

Priority Date: 06/20/1916

Basis: Decreed

Status: Active

Source	Tributary
SPRING	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	01/01	12/31	0.01 CFS	
Total Diversion			0.01 CFS	

Location of Point(s) of Diversion:

SPRING | NWNW | Sec. 26 | Township 07S | Range 36E | BANNOCK County

DOMESTIC Use:

Number of homes: 1

Place(s) of use:

Place of Use Legal Description: DOMESTIC BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	36E	26		NWNW										

Conditions of Approval:

1. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
2. N13 The quantity of water under this right shall not exceed 6,500 gallons per day.
3. 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.

Dates:

Licensed Date:

Decreed Date: 08/18/2005

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector: AND

Water District Number: 29D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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

May 08, 2019

DAIN & ANTONIA ARMSTRONG
1035 N 250 E
OREM UT 84057-3229

Re: Change in Ownership for Water Right No(s): 29-4491, 29-13667

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) 525-7161.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 29D