

RECEIVED
MAY 24 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 86301

RECEIVED

APR 20 2022

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Challis Creek Cattle Company LLC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☒ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <https://idwr.idaho.gov/water-rights/transfers/resources/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

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SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Challis Creek Cattle Company LLC Phone 208-879-5515
Mailing address PO Box 10, Challis, ID 83226-0010 Email sbauchman@challiscrk.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative HDR Inc. Phone 208.383.4140
Mailing address 300 E Mallard Dr, Ste 350, Boise, ID 83706 Email lori.graves@hdrinc.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Stephen Bauchman
Signature of Applicant or Authorized Representative

Stephen Bauchman
Print Name and Title if applicable
Managing Mgr

April 12 2022
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
This water right authorizes use of storage water from Mosquito Flat Reservoir. To allow irrigation flexibility for use of the storage water, applicant wishes to change the current place to include adjoining lands they own that are irrigated under natural flow rights 72-6C and 72-32L. A more efficient re-diversion point that serves applicant's natural flow rights is also proposed.

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)

☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

* Irrigation Storage Pou
See email in file dated
6/8/2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Water use is regulated by Water District 72C and Mosquito Flat Water Users Inc.

- b. Who owns the property at the point(s) of diversion? Property where redirection point will change - applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Reservoir diversion and redirection from Challis Creek to Highline Canal not proposed for change.

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete [Attachment WSB](#).

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

Current place of use is included in proposed place of use

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

Current pou: natural flow right 72-16628

Proposed pou: natural flow rights 72-16628, 72-6C and 72-32L

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 72-2149f

Current Owner: THOMAS SECHRIST
LAURIE SECHRIST

Priority Date: 6/3/1958

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

CHALLIS CREEK

Tributary

SALMON RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION STORAGE 1/01 to 12/31

66.67 AF

IRRIGATION FROM 4/01 to 10/31
STORAGE

66.67 AF

Total Diversion

66.67 AF

Location of Point(s) of Diversion

CHALLIS CREEK

NW1/4NW1/4NW1/4

Sec. 28,

Twp 14N,

Rge 19E B.M.

CUSTER County

(Rediversion)

CHALLIS CREEK

L10(SW1/4NW1/4NW1/4)

Sec. 7,

Twp 14N,

Rge 19E B.M.

CUSTER County

(Rediversion)

CHALLIS CREEK

SW1/4SW1/4SW1/4

Sec. 23,

Twp 14N,

Rge 17E B.M.

CUSTER County

Place of Use

IRRIGATION STORAGE Within CUSTER County

T14N R17E S23

SWSW

Total Acres: 37

IRRIGATION FROM STORAGE Within CUSTER County

T14N R19E S21

SESW

37.00

Total Acres: 37

Page _____ of _____

Conditions of Approval:

1. IRRIGATION STORAGE IS IN MOSQUITO FLAT RESERVOIR.
2. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.
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.

Decreed Date: 11/17/2000

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page.

86301

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 20 2022

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT OF WATER RESOURCES
SOUTHERN REGION

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
*72-16628	Yes ☐	Yes ☐		Yes ☐	Yes ☐
*72-2149F	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Laurie and Thomas Sechrist
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Challis Creek Cattle Company LLC
New owner(s) as listed on the conveyance document

PO Box 10	Challis	ID	83226-0010
Mailing address	City	State	Zip
208-879-5515	sbauchman@challiscrk.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: May, 2020
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- 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:
- ☒ 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):
- 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.
- ☐ 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: Stephen Bauchman Managing Member 4/12/22
Signature of new owner/claimant Title, if applicable Date
Stephen Bauchman
Print name

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

Print name

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

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 _____ Processed by _____ Date _____

***Both rights are proposed for change on accompanying transfer applications.**

Instrument # 256635
CHALLIS, CUSTER, IDAHO
06-21-2019 02:38:34 No. of Pages: 2
Recorded for: ALLIANCE TITLE - SALMON OFFICE
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: TH

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 439865

FOR VALUE RECEIVED

Thomas Lee Sechrist and Laurie Kay Sechrist, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Challis Creek Cattle Company, L.L.C., an Idaho Limited Liability Company

whose current address is

PO Box 10
Challis, ID 83226

the grantee(s), the following described premises, in Custer County, Idaho, TO WIT:

A fraction of the Southeast Quarter Southwest Quarter, Section 21, Township 14 North, Range 19 East, Boise Meridian, more particularly described as follows:

Commencing at the Section corner common to 20, 21, 28, 29, run thence South 89°45'39" East, 1353.67 feet to the POINT OF BEGINNING and the Southwest corner of the tract of land herein described; run thence North 00°02'41" West, 1295.77 feet; thence South 89°38'15" East, 1290.31 feet; thence South 00°13'28" East, 1293.01 feet; thence North 89°45'39" West, 1294.35 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM County Road Right of Way.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

3/9/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 72-2149F

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAURIE SECHRIST
Current Owner	THOMAS SECHRIST 106 WADSWORTH AVE ALBANY, GA 31721-8848 2294397937
Original Owner	TAMARA COLE
Original Owner	KAY M ELSETHAGEN
Original Owner	SALLY FOSS
Original Owner	KATHY SUE SMITH BOX 1416 SALMON, ID 83467
Security Interest	THE BANK OF COMMERCE C/O WESTERN AGCREDIT PO BOX 95850 SOUTH JORDAN, UT 84095-0850

Priority Date: 06/03/1958

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	1/01	12/31		66.67 AFA
IRRIGATION FROM STORAGE	4/01	10/31		66.67 AFA
Total Diversion				66.67 AFA

Location of Point(s) of Diversion:

CHALLIS CREEK	SWSWSW	Sec. 23	Township 14N	Range 17E	CUSTER County
CHALLIS CREEK Rediversion	SWNWNW Lt 10	Sec. 07	Township 14N	Range 19E	CUSTER County
CHALLIS CREEK Rediversion	NWNWNW	Sec. 28	Township 14N	Range 19E	CUSTER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION STORAGE CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14N	17E	23		SWSW										

Place of Use Legal Description: IRRIGATION FROM STORAGE CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14N	19E	21		SESW	37									

Total Acres: 37

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. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.
3. IRRIGATION STORAGE IS IN MOSQUITO FLAT RESERVOIR.

Dates:

Licensed Date:

Decreed Date: 11/17/2000

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: S

Owner Name Connector: AND/OR

Water District Number: 72A

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

Water Supply Bank:

**Lessor Name(s): LAURIE SECHRIST
THOMAS SECHRIST**

Lease Status: Active

Lease Amount: 66.7AF

Rental Availability: None

Date Received: 10/30/2007

Lease Begin Date: 10/30/2007

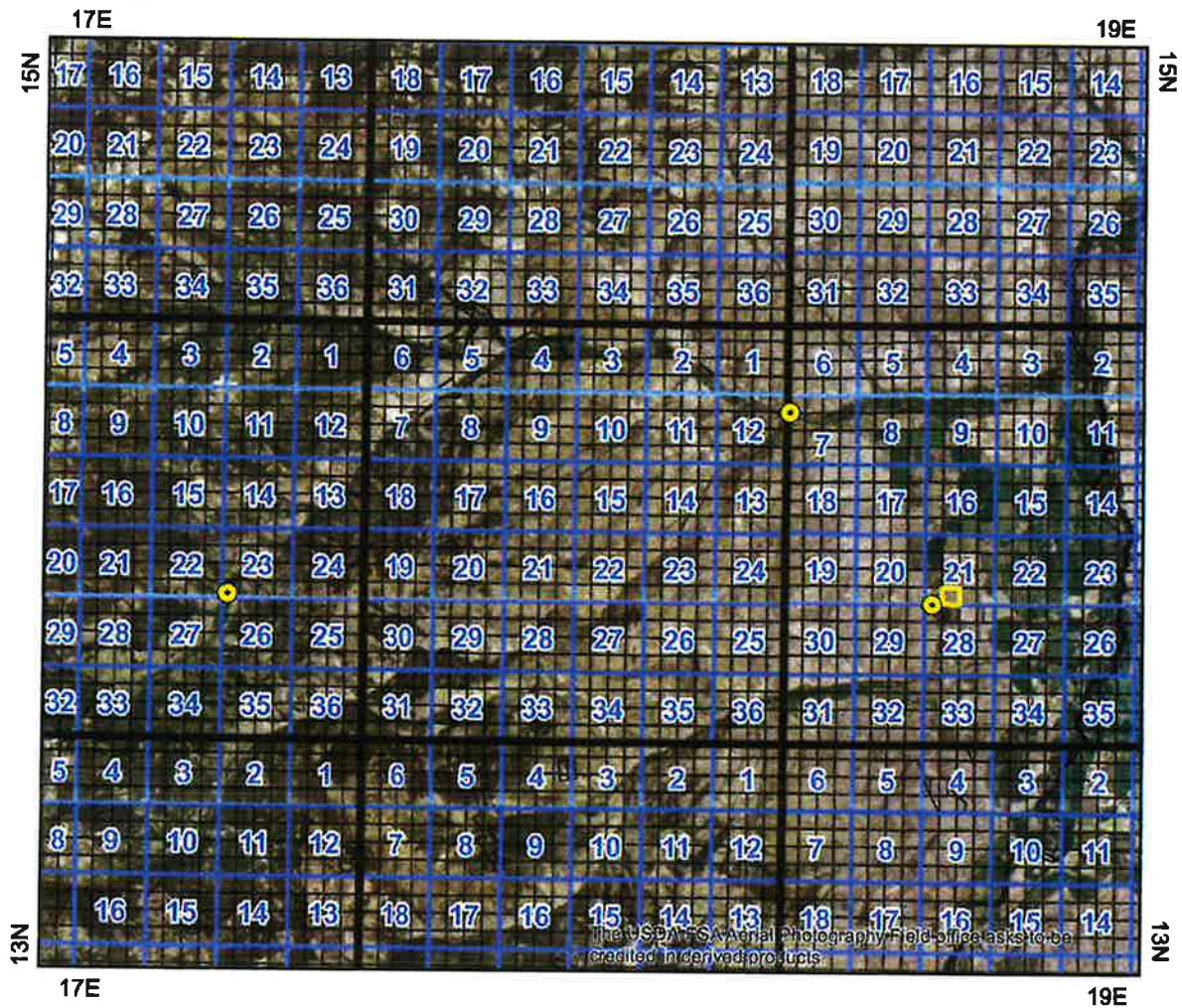
Expiration Date: 12/31/2020

State of Idaho
Department of Water Resources

Water Right
72-2149F

IRRIGATION FROM STORAGE

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 1.5 3 6 Miles

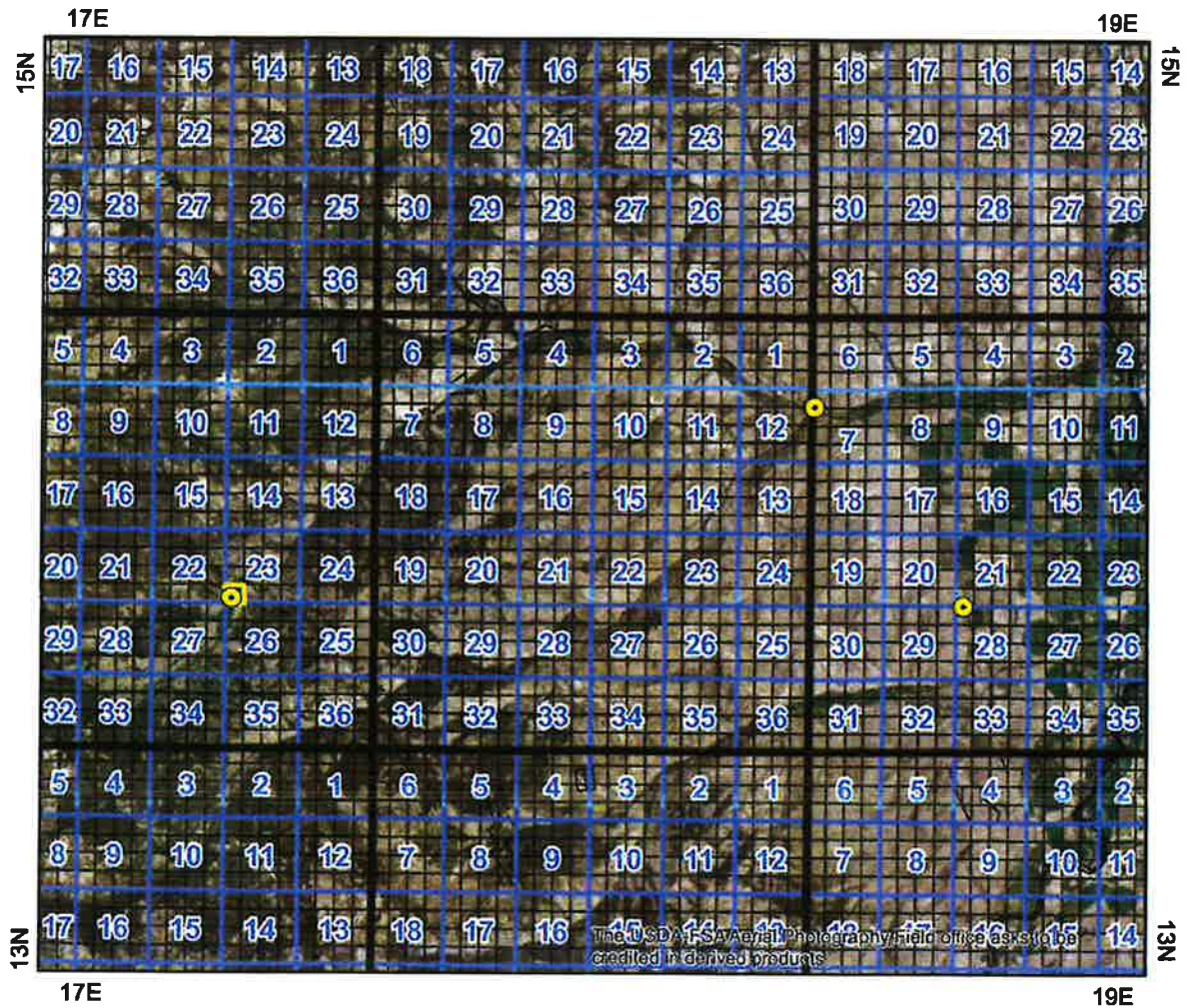


State of Idaho
Department of Water Resources

Water Right
72-2149F

IRRIGATION STORAGE

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 1.5 3 6 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

3/9/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 72-16628

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAURIE SECHRIST
Current Owner	THOMAS SECHRIST 106 WADSWORTH AVE ALBANY, GA 31721-8848 2294397937
Original Owner	TAMARA COLE
Original Owner	KAY M ELSETHAGEN
Original Owner	SALLY FOSS
Original Owner	KATHY SUE SMITH BOX 1416 SALMON, ID 83467
Security Interest	THE BANK OF COMMERCE C/O WESTERN AGCREDIT PO BOX 95850 SOUTH JORDAN, UT 84095-0850

Priority Date: 07/22/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.82 CFS	
Total Diversion			0.82 CFS	

Location of Point(s) of Diversion:

CHALLIS CREEK | SWNWNW Lt 10 | Sec. 07 | Township 14N | Range 19E | CUSTER County

CHALLIS CREEK Rediversion|NWNWNW |Sec. 28|Township 14N|Range 19E|CUSTER County
Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14N	19E	21		SESW	37									

Total Acres: 37

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. P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 72-32F.
3. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

Dates:

Licensed Date:

Decreed Date: 05/06/2003

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: S

Owner Name Connector: And/Or

Water District Number: 72A

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

Water Right
72-16628

IRRIGATION

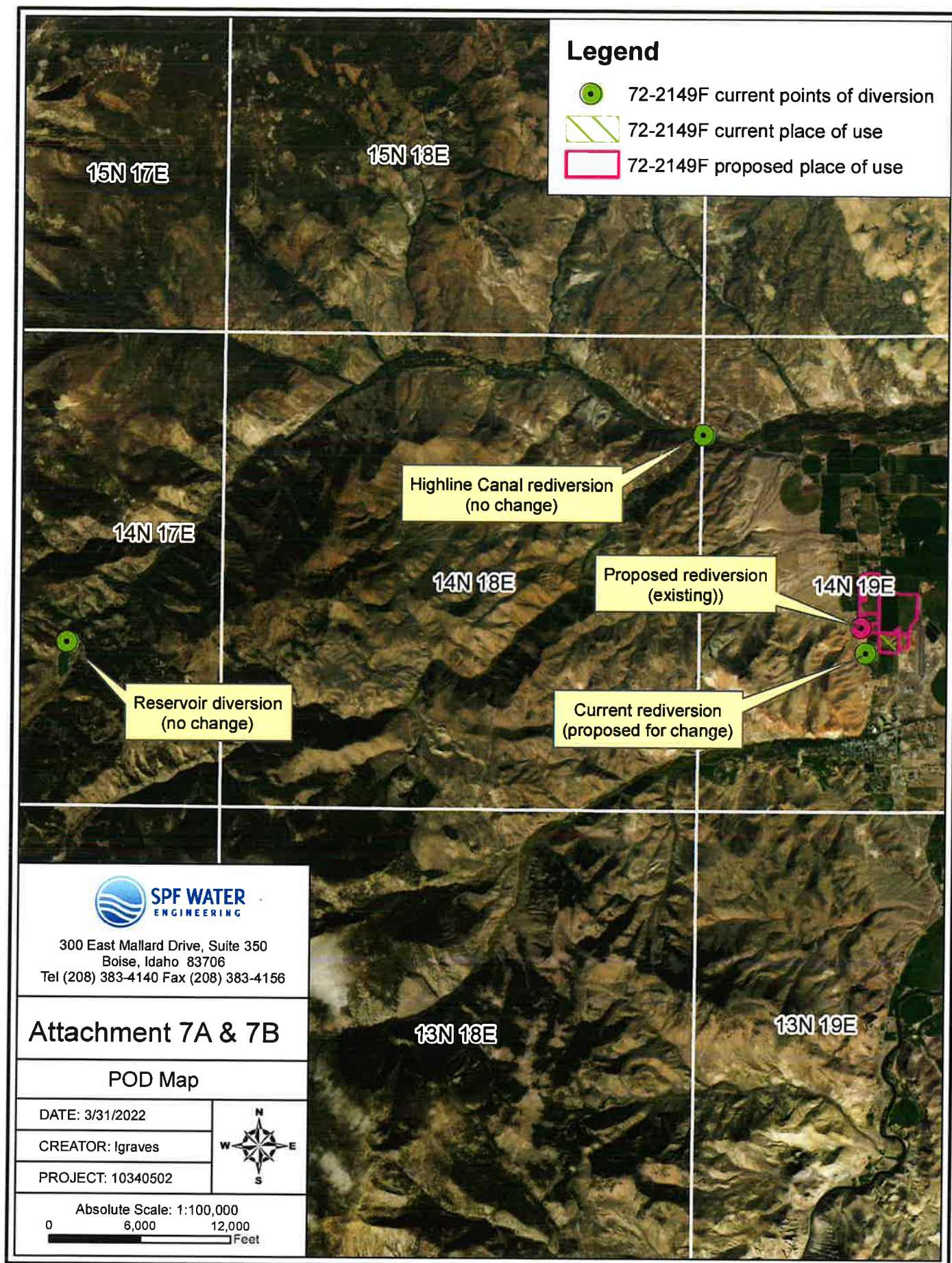
The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be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

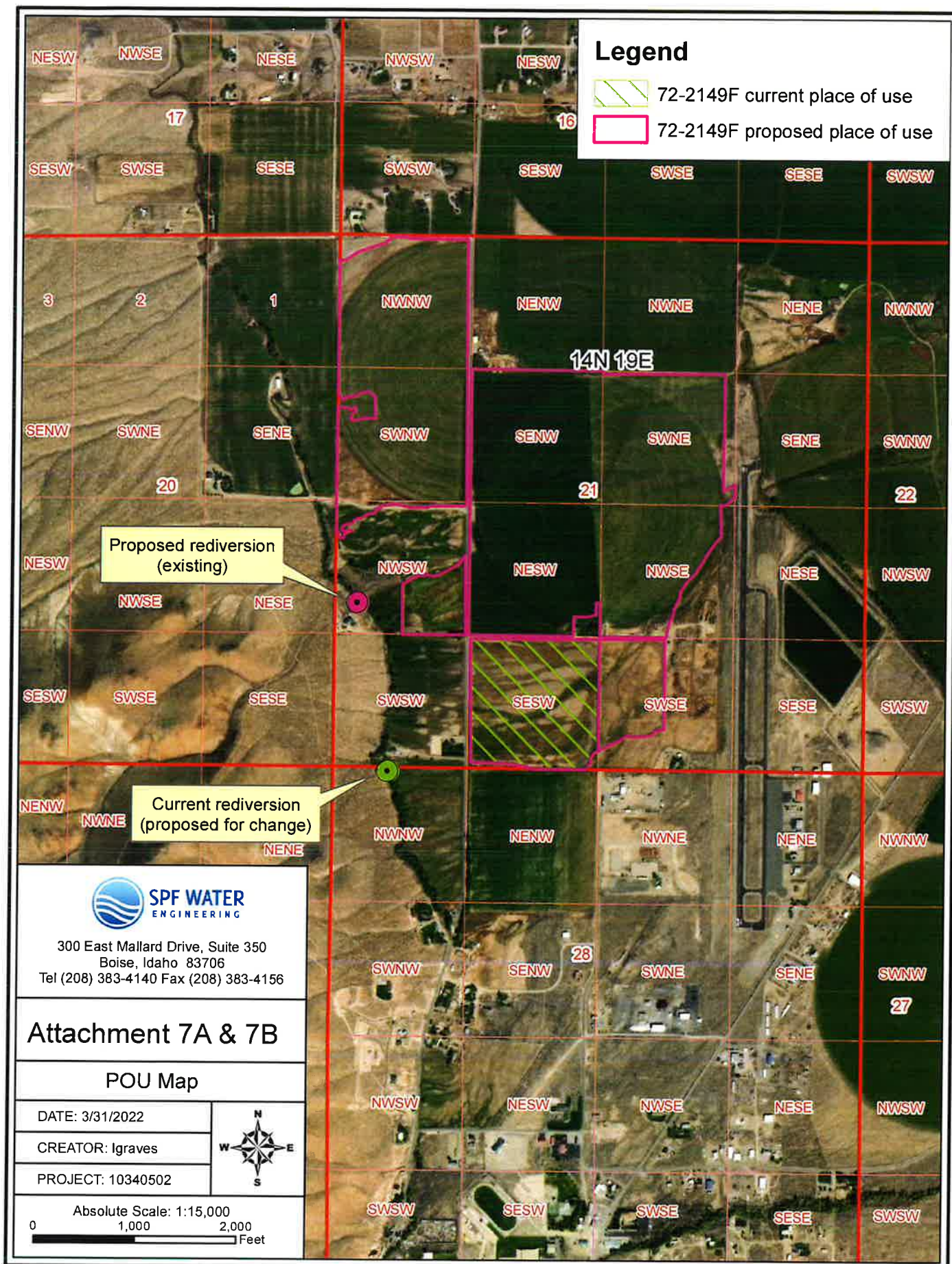


- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles









0004526177

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

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

File #: 0004526177

Date Filed: 12/13/2021 12:00:04 PM

Entity Name and Mailing Address:

Entity Name:

CHALLIS CREEK CATTLE COMPANY, L.L.C.

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

0000055748

Address

PO BOX 10
CHALLIS, ID 83226-0010

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:

W13843

The registered agent on record is:

Registered Agent

JACK ROBISON
Registered Agent

Physical Address

203 S GARFIELD
POCATELLO, ID 83204

Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
Stephen G Bauchman	Manager	PO BOX 10 3852 CHALLIS CREEK RD CHALLIS, ID 83226
Lyndella D Bauchman	Manager	PO BOX 10 3852 CHALLIS CREEK RD CHALLIS, ID 83226

The annual report must be signed by an authorized signer of the entity.

Job Title: Managing Member

Lyndella Bauchman

Sign Here

12/13/2021

Date

B0668-1171 12/13/2021 12:00 PM Received by ID Secretary of State Lawrence Denney



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

June 9, 2022

CHALLIS CREEK CATTLE CO LLC
PO BOX 10
CHALLIS, ID 83226-0010

RE: Transfer No. 86301
Water Right No(s). 72-2149F

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **CHALLIS MESSENGER on 6/16/2022 and 6/23/2022**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **July 5, 2022**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

c: Lori Graves @ HDR Inc.
The Bank of Commerce, c/o Western AgCredit

Maline, Denise

From: Maline, Denise
Sent: Thursday, June 9, 2022 10:57 AM
To: Graybill, David
Subject: Comment Letter for Transfer No. 86301 - Challis Creek Cattle Co.
Attachments: Transfer No. 86301 Challis Creek Cattle.pdf

Hi David,

Attached is an application that is currently being processed by the department. Please review the application and provide any necessary comments within 21 days. I have also sent a copy to David Philps at WD72A.

If you have any questions regarding this application, please feel free to contact Bill.

Thank you in advance,

Denise

Denise Maline, Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



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Governor Brad Little

Director Gary Spackman

June 9, 2022

WATER DISTRICT 170
DAVID GRAYBILL
102 S WARPETH
SALMON ID 83467

RE: Application for Transfer No.: 86301 (Challis Creek Cattle Co. LLC)

Dear David:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

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Governor Brad Little

Director Gary Spackman

June 9, 2022

WATER DISTRICT 72A
DAVID PHILPS
PO BOX 910
CHALLIS ID 83226-0910

RE: Application for Transfer No. 86301 (Challis Creek Cattle Co. LLC)

Dear David:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, June 9, 2022 10:59 AM
To: Richards,Jeff
Subject: Comment Letter for Transfer No. 86301 - Challis Creek Cattle Co.
Attachments: Transfer No. 86301 Challis Creek Cattle.pdf; Comment letter to F&G for 86301.docx

Hi Jeff,

Attached is an application that is currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

If you have any questions regarding this application, please feel free to contact Water Resource Agent Bill Mills at our office.

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline, Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



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Governor Brad Little

Director Gary Spackman

June 9, 2022

IDAHO DEPT OF FISH & GAME
JEFF RICHARDS
99 HWY 93 N
SALMON ID 83467

RE: Application for Transfer No. 86301 (Challis Creek Cattle Co LLC)

Dear Jeff:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. *You can find a complete copy of the application(s) at:* <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days of the date of this letter.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication **(on or before July 5, 2022)**.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, June 9, 2022 9:33 AM
To: Challis Messenger
Subject: LEGAL NOTICE - CHALLIS MESSENGER
Attachments: Challis Messenger Cover Letter.docx; Challis Messenger Ad.docx

Attached please find **(1)** legal notice being submitted for publication in the *Challis Messenger* on June 16th & 23rd, 2022. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline, Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



IDAHO DEPARTMENT OF
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Governor Brad Little

Director Gary Spackman

June 9, 2022

LEGAL NOTICE DEPARTMENT
CHALLIS MESSENGER
PO BOX 405
CHALLIS, ID 83226-0405

RE: Transfer No. 86301
Water Right No(s). 72-2149F

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 7/5/2022. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 86301**

CHALLIS CREEK CATTLE CO LLC, PO BOX 10, CHALLIS, ID 83226-0010 has filed Application No. 86301 for changes to the following water rights within CUSTER County(s): Right No(s). 72-2149F; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the irrigation place of use by adding adjoining lands to create a 281 acre place of use (POU) for a 66.7 acre foot irrigation storage right diverted from Mosquito Flat Reservoir on Challis Creek. The current irrigation POU is located approximately 1.0 to 1.3 miles north and 0.0 to 0.2 miles west of the intersection of Main St. and Hwy 93 in Challis. Application also proposes adding an additional point of diversion (POR) to the right, which is an existing diversion on the Highline Canal. The Current POR from the Highline Canal is located approximately 1 mile north and 0.4 miles west of the intersection of Main St and Hwy 93 in Challis. Proposed POR is located approximately 0.4 miles north and 0.06 miles west of the current POR. Application also proposes updating the legal description of the irrigation storage POU to more accurately describe the physical location of Mosquito Flat Reservoir.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **July 5, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on June 16th & 23rd, 2022

M E M O R A N D U M

Date: June 9, 2022
To: Transfer 86301 File
From: Bill Mills
Re: Transfer Proposal

Application proposes changing the irrigation place of use by adding adjoining lands to create a 281 acre place of use (POU) for a 66.7 acre foot irrigation storage right diverted from Mosquito Flat Reservoir on Challis Creek. The current irrigation POU is located approximately 1.0 to 1.3 miles north and 0.0 to 0.2 miles west of the intersection of Main St. and Hwy 93 in Challis.

Application also proposes adding an additional point of rediversion (POR) to the right, which is an existing diversion on the Highline Canal. The Current POR from the Highline Canal is located approximately 1 mile north and 0.4 miles west of the intersection of Main St and Hwy 93 in Challis. Proposed POR is located approximately 0.4 miles north and 0.06 miles west of the current POR. Application also proposes updating the legal description of the irrigation storage POU to more accurately describe the physical location of Mosquito Flat Reservoir.

All PORs and POUs are within Water District 72A and 170. Watermaster comments will be solicited.

MEMORANDUM

Date: June 9, 2022
To: Transfer 86302
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #86302 were based on the current transfer fee schedule and included \$500.00 for the 66.67 acre feet being transferred in the application (Receipt No. S039193).

Mills, Bill

From: Graves, Lori <Lori.Graves@hdrinc.com>
Sent: Wednesday, June 8, 2022 3:43 PM
To: Mills, Bill
Subject: FW: Irrigation Storage POU for 72-2149F

Hi Bill,

Below is the email I sent Stephen and his reply. Please proceed with updating the storage pou on record 72-2149F to match record 72-2149B. Thanks very much.

Lori Graves, Sr. Water Rights Specialist
D 208.872.9519 M 208.850.4601

hdrinc.com/follow-us

From: Stephen Bauchman <sbauchman@challiscrk.com>
Sent: Wednesday, June 8, 2022 2:03 PM
To: Graves, Lori <Lori.Graves@hdrinc.com>
Subject: Re: Irrigation Storage POU for 72-2149F

CAUTION: [EXTERNAL] This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

please proceed and thank you for the followup.

On Jun 3, 2022, at 10:17 AM, Graves, Lori <Lori.Graves@hdrinc.com> wrote:

Hi Stephen. Bill with IDWR found a discrepancy in the storage description for water right 72-2149F. It describes the Masquito Flats reservoir in only the SWSW qtr when actually it covers five qtrs as correctly described on your water right 72-2149B. See below.

72-7149F: (incorrect)
<image001.png>

72-7149B: (correct)
<image002.png>
<image003.png>

Sounds like it will be an easy fix with a simple email from me to Bill. If you agree, I will proceed as advised. Attached is the water right record and map for 72-2149B and describing and showing the correct pou for the reservoir. The last page is a map for 72-2149F showing the discrepancy.

Also attached fyi is the completed ownership change for the Sechrist rights.

Lori Graves, Sr. Water Rights Specialist
D 208.872.9519 M 208.850.4601

From: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Sent: Friday, June 3, 2022 9:23 AM
To: Graves, Lori <Lori.Graves@hdrinc.com>
Subject: RE: Irrigation Storage POU for 72-2149F

CAUTION: [EXTERNAL] This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Lori,

Just so you know the reservoir is on Salmon-Challis National Forest Service lands. If you send me an email indicating that I should update the irrigation storage place of use of 37-2149F to match 37-2149B's POU and shapefile while processing the transfer, then I can go ahead and put the email in the file and update the irrigation storage POU and shapefile.

I've also attached the letter indicating that Challis Creek Cattle Co. Ownership Change has been processed.

Thanks,
Bill

From: Graves, Lori <Lori.Graves@hdrinc.com>
Sent: Friday, June 3, 2022 9:08 AM
To: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Subject: RE: Irrigation Storage POU for 72-2149F

Sounds like a good idea Bill. What's the fastest and easiest way to do that.

Lori Graves, Sr. Water Rights Specialist
D 208.872.9519 M 208.850.4601

From: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Sent: Friday, June 3, 2022 9:03 AM
To: Graves, Lori <lori.graves@hdrinc.com>
Subject: Irrigation Storage POU for 72-2149F

CAUTION: [EXTERNAL] This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Lori,

After reviewing the transfer applications for Challis Creek Cattle Co., I noticed that the irrigation storage place of use for water right 72-2149F is incorrect on the water right record. It should match the place of use listed on water right 37-2149B, also owned by the Bauchman's and Challis Creek Cattle Co. LLC. I have attached a proof report and maps for reference. Since we have a transfer application before us, this would be an opportune time to correct the storage place of use if your client would like to do so. Let me know what you think.

Sincerely,
Bill

<72-2149B.pdf><Challis Creek Cattle Co. Ownership Change Complete.pdf>

P.O. Box 10
Challis, ID 83226
208-879-5515 office
208-879-5514 fax
sbauchman@challiscrk.com



May 23, 2022

Bill Mills
IDWR Southern Region Office
650 Addison Ave W Ste 500
Twin Falls, ID 8383301-5858

RECEIVED
MAY 24 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

***Re-Submittal: Notice of Change in Water Right Ownership (72-16628, 72-2149F)
Transfer Application (72-16628)
Transfer Application (72-2149F)***

Dear Bill,

It was a pleasure talking with you. Enclosed are the following re-submittals with the additional information per your request letter dated 4/26/2022:

CCCC Water Right Ownership Change Notice to update current ownership of 72-16628 & 72-2149F, currently in Sechrist's name, to Challis Creek Cattle Company LLC (CCCC). The requested warranty deed is attached.

Varney Transfer Application proposing 4 acres of water right 72-16628 be transferred to Varney property. Applicant's deed is included as attachment 2B and a quitclaim deed from CCCC authorizing the 4-acre transfer is included as attachment 3. The requested security interest release from Western Ag Credit is included as Attachment No. 6. The Bank also mailed this document to your office. Note, their cover letter to CCCC lists an accurate date of mailing, however the actual release document lists an erroneous date that arbitrarily got carried over from a template. Please let me know if this is an issue.

CCCC Transfer Application proposing an expansion of the place of use and change in re-diversion point for storage water right 72-2149F. A release document from the Bank is not required for this application since the water right is not being transferred from CCCC property and the Bank will retain security interest.

Thank you very much for your consideration and assistance in this matter. Please call me if you have any additional questions.

Sincerely,

HDR Engineering, Inc.

A handwritten signature in cursive script that reads "Lori Graves".

Lori Graves
Sr. Water Rights Specialist

Cc: Stephen Bauchman, CCCC

Enclosers: 1 Ownership Change Notice
2 Transfer applications