

RECEIVED

SEP 30 2005

Transfer No. 72526

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
South Region

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Challis Creek Cattle Co. LLC or Stephen & Lyndelle Baughman Phone 208-879-4242
Post Office address P.O. Box 10, Challis, ID 83226

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 Ownership
2. Describe the reason for the proposed changes Transfer of Mosquito Flat water with change in ownership to property owned by applicant

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
72-2149B 6/03/1958 176 AFA Irrigation 4/15 to 10/15
72-2149B - 176 AFA Irr. Storage 1/1 to 12/31
2. Total amount of water being transferred _____ cubic feet per second and/or 176 acre-feet per annum.
3. Source of water Challis Creek tributary to Salmon River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SW	23	14N	17E	Custer	Mosquito Flat Reservoir
10	SW	NW	NW	7	14N	19E	-	Highline Canal diversion
	SW	NN	NE	17	14N	19E	-	Highline Canal
	SE	SE	NE	20	14N	19E	-	-

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14N	19E	17		40	40			36	37										80.0
		21						38	38										73.76.0
		11	40	40	40	40	40	7.6	17					6.4	6.4				237.4
		15						4.7	2.6										7.3
		8	29	8	15	37								39	39	39			206.0
		9						40	19	1	37	1							98.0

Total acres 704.7

701.7

PART 1**6. General Information:**

a. Description of diversion system

Mosquito Flat Reservoir to Challis
Creek to Highline Canal to existing pts
of diversionb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:

None

d. Remarks:

SW SW 5 ^E	8	14N 19E	Custer	HighLine Canal
SW NE SW	8	14N 19E	✓	✓
SW NW NE	8	14N 19E	✓	✓
SW SW SW	21	14N 19E	✓	✓

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

RECEIVED
Transfer No. _____

SEP 30 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Department of Water Resources
Southern Region

APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED

PART 2

(Attach one copy for each right)

JUL 29 2005

Department of Water Resources
Southern Region

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 72-2149B Decreed to KAY & ROBERT PIVA
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☐ Other _____3. Source of water CITALLIS CREEK tributary to SALMON RIVER4. Date of priority 06/03/1958

5. Water is used for the following purpose:

amount 176 AFA for IRRIGATION purposes from 1/01 to 12/31
(cfs/ac-ft)
amount 176 AFA for IRRIGATION purposes from 4/15 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or 176 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SW	23	14N	7E	Custer	CITALLIS CRK, Mosquito Hdr
10	SW	NE	NW	07	14N	7E		
	NE	SW	SE	17	14N	7E		

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14N	7E	16												353			276	384	1035

Total acres 103.5

9. Describe any other water rights used for the same purpose as described above

Combined rights nos 72-00049; 72-00032B; 72-02149B

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

PART 3

SEP 30 2005

B. CHANGES IN NATURE OF USE

Department of Water Resources
Southern Region

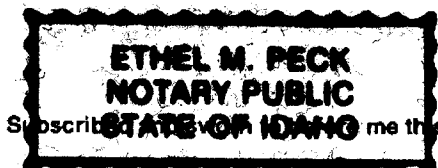
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.



Stephen Skinner
(Signature of Applicant)
21st day of July, 2005

Ethel M. Peck
(Notary Public)

My commission expires 3-19-2010

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by C. SKINNER Date 9/30/05 Protest filed by _____

Prelim. check by C. SKINNER Fee \$290.00 SO28038

Receipted by C. SKINNER Date 10/4/05

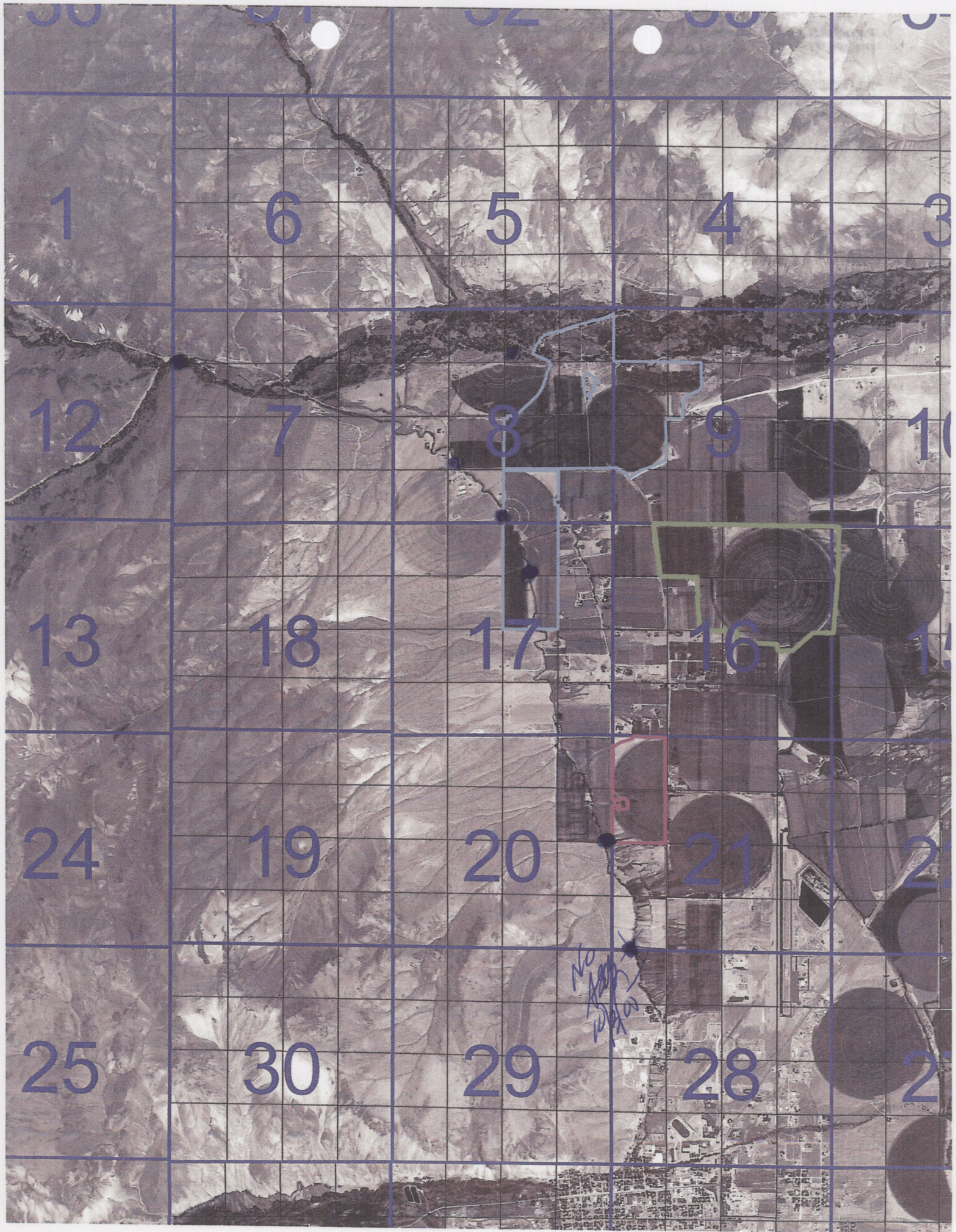
Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____



QUITCLAIM DEED

For Value Received \$1.00

Challis Creek Cattle Co., LLC

P.O. Box 10 Challis, IDAHO 83226

do hereby convey, release, remise and forever quitclaim unto

Stephen & Lyndella Bauchman or Challis Creek Cattle Co., LLC

whose current address is

P.O. Box 10 Challis, IDAHO 83226

the following described premises, to-wit:

ALL rights in Mosquito Flat Reservoir
located in Coeur d'Alene City, IDAHO as represented
by existing Decree 72-2149B consisting
of 176 AFA.

together with their appurtenances.

Dated:

Challis Creek Cattle Co., LLC

Stephen Bauchman

Stephen Bauchman
Managing Member

Lyndella Bauchman
LYNDELLE BAUCHMAN

STATE OF IDAHO, COUNTY OF

On this 12th day of August, 2005
before me, a Notary Public in and for the said State, per-

sonally appeared Stephen G. Bauchman
and Lyndella Bauchman

known to me to be the persons whose names
are subscribed to the within instrument, and acknowledged to
me that they executed the same.

Lyndella Bauchman

Notary Public
, Idaho

Residing at Challis
Comm. Expires 3-19-07

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____,
19____, in my office, and duly recorded in Book _____
of Deeds at Page _____

Ex-Officio Recorder

By _____

Fees \$
Mail to:

Deputy.

INSTRUMENT NO.

6483902 AUG 06 2003 15:09 FR BANK OF AMERICA

206 345 0278 TO UNDERWRITING P.02/03

RECORDING REQUESTED BY:

JEFFREY L. BURR & ASSOCIATES
4455 S. Pecos Road
Las Vegas, Nevada 89121

WHEN RECORDED MAIL TO:
Stephen and Lyndella Bauchman
4075 W. Desert Inn Road
Suite B
Las Vegas, NV 89102

MAIL TAX STATEMENTS TO:
Stephen and Lyndella Bauchman
4075 W. Desert Inn Road Suite B
Las Vegas, NV 89102

0227559

Custer County Req. of

First American Title

Time 12:00 PM Date 8-11-2003

Ethel M. Peck, Clerk

Lura Baker 66
Deputy

Parcel Number(s):

WARRANTY DEED

Documentary transfer tax is none. No Consideration.

STEPHEN BAUCHMAN AND LYNDELLA BAUCHMAN, Trustees of the Bauchman
Family Trust, dated September 27, 2000

hereby CONVEY AND WARRANT TITLE to

CHALLIS CREEK CATTLE COMPANY, L.L.C., an Idaho Limited Liability
Company

the following described real property in the County of Custer, State of
Idaho:

SEE EXHIBIT "A" ATTACHED HERETO FOR THE COMPLETE LEGAL
DESCRIPTION AND INCORPORATED AND MADE A PART HEREOF

Dated: August 7, 2003

Stephen Bauchman
Stephen Bauchman, Trustee

Lyndella Bauchman
Lyndella Bauchman, Trustee

State of WA

in

County of King

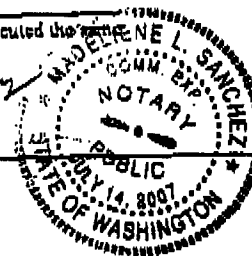
On this 7th day of Aug, 2003, before me, the
undersigned, a Notary Public, in and for said State, personally appeared
Stephen Bauchman & Lyndella Bauchman

known to me, and/or identified to me
on the basis of satisfactory evidence, to be the Trustees of *Bauchman Family Trust*

the Trust that executed the within instrument and acknowledged to me that *they*
on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.

Madeline L. Sanchez
(SEAL)



AUG 06 2003 15:09 FR BANK OF AMERICA

208 345 0278 TO UNDERWRITING

P.03/03

227559

EXHIBIT "A"**LEGAL DESCRIPTION**

A parcel of land located in the NW¼, Section 15 and the North¼ and the SE¼, Section 16, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the NW corner of said Section 16 from which the NE corner of said section bears South 89°29'25" East, 5295.24 feet, the Basis of Bearing of this description, run thence South 89°29'25" East along the Northerly boundary of said Section 16 a distance of 977.87 feet to the POINT OF BEGINNING;

thence continuing South 89°29'25" East along said boundary a distance of 4317.37 feet to the NW corner of said Section 15;

thence North 89°55'18" East along the Northerly boundary of said section a distance of 217.37 feet to a point on an existing fence extended;

thence the following courses and distances along said fence:

South 04°45'54" West, 2642.46 feet; North 89°23'03" West, 492.37 feet;

thence South 48°25'28" West a distance of 664.02 feet to a point on an existing fence extended, said fence being the Northerly fence of an existing hay yard;

thence South 88°37'35" West along said fence line a distance of 358.80 feet to an intersection with an existing fence running in a North and South direction;

thence North 04°59'35" West along said fence a distance of 160.93 feet;

thence North 87°53'06" West a distance of 957.53 feet to the SE corner of the lands described in the deed recorded April 8, 1981, as instrument No. 157781, records of Custer County, Idaho, thence the following courses and distances:

North 00°06'17" East, 261.65 feet; North 89°27'15" West, 874.56 feet to the SE corner of the lands described in the deed recorded December 13, 1994, as instrument No. 207914, records of Custer County, Idaho;

thence North 03°36'34" West along the Easterly boundary on said property a distance of 882.73 feet to a point on the Southerly boundary of the property shown on Record of Survey Inst. No. 171029; recorded June 4, 1984, records of Custer County, Idaho, thence the following courses and distances along said South and East line of the above Record of Survey:

South 89°30'29" East, 50.60 feet; North 20°47'53" West, 158.89 feet;

North 04°18'38" West, 291.53 feet; North 89°29'26" West, 853.80 feet to a point on the Easterly right-of-way of Challis Creek Road;

thence North 07°58'35" West along said right-of-way a distance of 1335.31 feet to the POINT OF BEGINNING.

TOGETHER WITH all water rights allowable to the property including 22% of the water of Mosquito Flats Reservoir, designated by IDWR No. 72-02149B.

WARRANTY DEED

For Value Received ROBERT A. PIVA AND KAY A. PIVA, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto STEPHEN BAUCHMAN AND LYNDELLA BAUCHMAN, Trustees of the Bauchman Family Trust, dated September 27, 2000, the Grantees, whose current address is 3730 Pama Lane, Las Vegas, Nevada 89120, the following described premises, in Custer County, Idaho, to-wit:

A parcel of land located in the NW¼, Section 15 and the North½ and the SE¼, Section 16, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the NW corner of said Section 16 from which the NE corner of said section bears South 89°29'25" East, 5295.24 feet, the Basis of Bearing of this description, run thence South 89°29'25" East along the Northerly boundary of said Section 16 a distance of 977.87 feet to the POINT OF BEGINNING;
thence continuing South 89°29'25" East along said boundary a distance of 4317.37 feet to the NW corner of said Section 15;
thence North 89°55'18" East along the Northerly boundary of said section a distance of 217.37 feet to a point on an existing fence extended;
thence the following courses and distances along said fence:
South 04°45'54" West, 2642.46 feet; North 89°23'03" West, 492.37 feet;
thence South 48°25'28" West a distance of 664.02 feet to a point on an exiting fence extended, said fence being the Northerly fence of an existing hay yard;
thence South 88°37'35" West along said fence line a distance of 358.80 feet to an intersection with an existing fence running in a North and South direction;
thence North 04°59'35" West along said fence a distance of 160.93 feet;
thence North 87°53'06" West a distance of 957.53 feet to the SE corner of the lands described in the deed recorded April 8, 1981, as instrument No. 157781, records of Custer County, Idaho, thence the following courses and distances:
North 00°06'17" East, 261.65 feet; North 89°27'15" West, 874.56 feet to the SE corner of the lands described in the deed recorded December 13, 1994, as instrument No. 207914, records of Custer County, Idaho;
thence North 03°36'34" West along the Easterly boundary on said property a distance of 882.73 feet to a point on the Southerly boundary of the property shown on Record of Survey Inst. No. 171029; recorded June 4, 1984, records of Custer County, Idaho, thence the following courses and distances along said South and East line of the above Record of Survey:
South 89°30'29" East, 50.60 feet; North 20°47'53" West, 158.89 feet;
North 04°18'38" West, 291.53 feet; North 89°29'26" West, 853.80 feet to a point on the Easterly right-of-way of Challis Creek Road;
thence North 07°58'35" West along said right-of-way a distance of 1335.31 feet to the POINT OF BEGINNING.

TOGETHER WITH all water rights allowable to the property including 22% of the water of Mosquito Flats Reservoir, designated by IDWR No. 72-02149B.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the

encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 20 day of November, 2000.

Robert A. Piva
ROBERT A. PIVA

Kay A. Piva
KAY A. PIVA

STATE OF IDAHO)

: ss

County of: CUSTER)

On this 28 day of
November, 192000 before
me, a Notary Public, per-
sonally appeared Robert
A. Piva and Kay A.
Piva

known or identified to me to
be the person(s) whose name(s)
are subscribed to the within
instrument, and acknowledged to
me that ~~he~~ they executed the same.

Patsy Kindt
Notary Public for Idaho
Residing at CHALLIS
Commission Expires 3/12/04

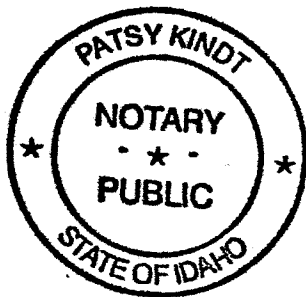
STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for
record at the request of CCT
at 15 minutes past 11
o'clock A. M., this 17th day of Oct.
19990000, in my office, and duly recorded in Book
- of Deeds at page -.

Ethel M. Peck
Ex-Officio Recorder

BY Janet Danzig
Deputy

Fee: \$ 6.00
Mail to:



251



ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

00 DEC 22 AM 10:11

STATE OF IDAHO

1. The name of the limited liability company is: CHALLIS CREEK CATTLE COMPANY, L.L.C.

2. The address of the initial registered office is: 415 SOUTH ARTHUR, POCA TELLO ID
83204 and the name of the initial registered
 agent at that address is: JACK ROBISON

3. The mailing address for future correspondence: 4075 W. DESERT INN ROAD, SUITE B,
LAS VEGAS, NEVADA 89102

4. Management of the limited liability company will be vested in:
 Manager(s) ☐ or Member(s) ☒ (please check the appropriate box)

5. If management is to be vested in one or more manager(s), list the name(s) and address(es) of
 at least one initial manager. If management is to be vested in the members, list the name(s) and
 address(es) of at least one initial member.

Name	Address
Stephen G. Bauchman and Lyndella A. Bauchman, Trustees of the Bauchman Family Trust, dated 9/27/00	4075 W. Desert Inn Road, Suite B Las Vegas, Nevada 89102

6. Signature of at least one person responsible for forming the limited liability company:

Paul S. Adams
 PAUL S. ADAMS
 Organizer

Secretary of State use only

IDAHO SECRETARY OF STATE

12/27/2000 09:00
 CK: 7825 CT: 14036 BK: 36907

1 P 100.00 = 100.00 ORGAN LLC # 2
 1 P 20.00 = 20.00 EXPEDITE C # 3

W13643

FILED
 DEC 27 AM 9:45
 STATE OF IDAHO