

11/21/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 21-13013

NAME AND ADDRESS: RLF I LLC RLF II LLC RLF III LLC RLF IV LLC  
CO RICHARD D DIVINE  
PO BOX 2601  
CRESTED BUTTE CO 81224

SOURCE: FALL RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 0.400 CFS

The rights listed below are limited to a total combined diversion rate of 8.44 cfs. Combined Right Nos.: 21-93, 21-13013, 21-145, 21-146, 21-12992

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION:

T08N R42E S20 SENWSW Lot 4 Within FREMONT County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 11/01          | 0.400 CFS       |

PLACE OF USE: IRRIGATION Within FREMONT County

|                          |      |                          |      |
|--------------------------|------|--------------------------|------|
| T08N R42E S07 Lot 3 NWSW | 13.0 | T08N R42E S07 Lot 4 SWSW | 28.0 |
| T08N R42E S18 NWNE       | 6.9  | T08N R42E S18 SWNE       | 13.0 |
| T08N R42E S18 SENE       | 5.0  | T08N R42E S18 NENW       | 34.0 |
| T08N R42E S18 Lot 1 NWNW | 25.0 | T08N R42E S18 Lot 2 SWNW | 25.0 |
| T08N R42E S18 SENW       | 11.0 | T08N R42E S18 NESW       | 35.0 |
| T08N R42E S18 Lot 3 NWSW | 20.0 | T08N R42E S18 Lot 4 SWSW | 13.0 |
| T08N R42E S18 Lot 6 SESW | 38.0 | T08N R42E S18 NESE       | 17.0 |
| T08N R42E S18 NWSE       | 23.0 | T08N R42E S18 SWSE       | 40.0 |
| T08N R42E S18 SESE       | 32.0 | T08N R42E S19 Lot 8 NWNE | 25.0 |
| T08N R42E S19 Lot 7 SWNE | 3.9  | T08N R42E S19 Lot 9 NENW | 14.0 |

421.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 421.8 acres in a single irrigation season. Combined Right Nos.: 21-93, 21-13013, 21-145, 21-146, 21-12992

This right is limited to the irrigation of 48 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right was renumbered to right 21-13013.

This right is renumbered from former right 21-114.

Water Right 21-13013

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 21-13013  
Date Received: 11/21/2005  
Receipt No:  
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

RLF I LLC RLF II LLC RLF III LLC RLF IV LLC Phone: (303)499-9964  
CO RICHARD D DIVINE  
PO BOX 2601  
CRESTED BUTTE CO USA 81224

2. Date of Priority: 06/01/1890

3. Source: FALL RIVER Trib. to: HENRYS FORK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County  | Type |
|----------|-------|---------|-----------------------|---------|------|
| 08N      | 42E   | 20      | NE SW SW 4            | FREMONT |      |

5. Description of diverting works:

SILKEY DITCH

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 0.4    |            |

7. Total Quantity Appropriated is:  
0.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot  | Use        | Acres |
|----------|-------|---------|------------|------|------------|-------|
| 08N      | 42E   | 7       | SW         | SW 3 | IRRIGATION | 30    |
|          |       |         | NW         | SW 4 | IRRIGATION | 30    |

|     |     |    |    |    |   |               |     |
|-----|-----|----|----|----|---|---------------|-----|
|     |     |    |    |    |   | Section Acres | 60  |
| 08N | 42E | 18 | NW | NE |   | IRRIGATION    | 40  |
|     |     |    | NW | NW | 2 | IRRIGATION    | 30  |
|     |     |    | SW | NW | 1 | IRRIGATION    | 30  |
|     |     |    | NE | SW |   | IRRIGATION    | 40  |
|     |     |    | NW | SW | 4 | IRRIGATION    | 30  |
|     |     |    | SW | SW | 3 | IRRIGATION    | 10  |
|     |     |    | NE | SE |   | IRRIGATION    | 40  |
|     |     |    | SW | SE |   | IRRIGATION    | 40  |
|     |     |    | SE | SE |   | IRRIGATION    | 40  |
|     |     |    | SW | NE |   | IRRIGATION    | 40  |
|     |     |    | SE | NE |   | IRRIGATION    | 40  |
|     |     |    | NE | NW |   | IRRIGATION    | 40  |
|     |     |    | SE | SW |   | IRRIGATION    | 40  |
|     |     |    | SE | NW |   | IRRIGATION    | 40  |
|     |     |    | NW | SE |   | IRRIGATION    | 40  |
|     |     |    |    |    |   | Section Acres | 540 |
| 08N | 42E | 19 | NW | NE |   | IRRIGATION    | 20  |
|     |     |    | SW | NE |   | IRRIGATION    | 15  |
|     |     |    | NW | NW |   | IRRIGATION    | 20  |
|     |     |    |    |    |   | Section Acres | 55  |
|     |     |    |    |    |   | Total Acres   | 655 |

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

This right is renumbered from former right 21-114 .

15. Basis of Claim: Decreed

SCANNED

AUG 10 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A21-00114**  
Date Received: 2/14/1989  
Receipt No: E005771  
Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ARLO DEE BLANCHARD & SON PARTNERSHIP 208-624-3548  
Address: BOX 95  
CHESTER ID 83421
2. Date of Priority: JUN 1, 1890
3. Source: FALLS RIVER Trib. to: HENRYS FORK SNAKE RIVER
4. Point of Diversion:  

|          |       |         |        |        |        |     |         |
|----------|-------|---------|--------|--------|--------|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
| 08N      | 42E   | 20      | NE     | SW     | SW     |     | FREMONT |
5. Description of diverting works:  
SILKEY DITCH
6. Water is used for the following purposes:  

|            |       |       |       |      |        |
|------------|-------|-------|-------|------|--------|
| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 0.400 |      |        |
7. Total Quantity Appropriated is:  
0.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 1637.5 Acre Feet Per Annum.
9. Non-irrigation uses:  
NONE
10. Place of Use:  

|          |       |         |        |        |     |     |       |
|----------|-------|---------|--------|--------|-----|-----|-------|
| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
| 08N      | 42E   | 7       | NW     | SW     | 4 ✓ | IRR | 30.0  |
|          |       |         | SW     | SW     | 3 ✓ | IRR | 30.0  |

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NOV 05 1990

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot  | Use           | Acres  |
|----------|-------|---------|------------|------|---------------|--------|
|          |       |         |            |      | Section Acres | 60.0   |
|          |       | 18      | NW         | NE ✓ | IRR           | 40.0   |
|          |       |         | SW         | NE ✓ | IRR           | 40.0   |
|          |       |         | SE         | NE ✓ | IRR           | 40.0   |
|          |       |         | NE         | NW ✓ | IRR           | 40.0   |
|          |       |         | NW         | NW ✓ | 2 IRR         | 30.0 ✓ |
|          |       |         | SW         | NW ✓ | 1 IRR         | 30.0 ✓ |
|          |       |         | SE         | NW ✓ | IRR           | 40.0   |
|          |       |         | NE         | SW ✓ | IRR           | 40.0   |
|          |       |         | NW         | SW ✓ | 4 IRR         | 30.0   |
|          |       |         | SW         | SW ✓ | 3 IRR         | 10.0   |
|          |       |         | SE         | SW   | IRR           | 40.0   |
|          |       |         | NE         | SE ✓ | IRR           | 40.0   |
|          |       |         | NW         | SE ✓ | IRR           | 40.0   |
|          |       |         | SW         | SE ✓ | IRR           | 40.0   |
|          |       |         | SE         | SE ✓ | IRR           | 40.0   |
|          |       |         |            |      | Section Acres | 540.0  |
|          |       | 19      | NW         | NE ✓ | IRR           | 20.0   |
|          |       |         | SW         | NE ✓ | IRR           | 15.0   |
|          |       |         | NW NE      | NW ✓ | IRR           | 20.0   |
|          |       |         |            |      | Section Acres | 55.0   |
|          |       |         |            |      | Total Acres   | 655.0  |

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

21-00146, 00093, & 00146 (SEE TRANSFERS 911, 204)

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NOV 05 1999

14. Remarks:

WATER IS DIVERTED INTO SILKEY DITCH. NONORGANIZED CANAL W/  
8 OTHER WATER USERS.

THIS WATER RIGHT IS OVER CLAIMED, SEE SILKEY DITCH RECORDS.HWJ

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO.

Decree Plaintiff

TETON IRR. CANAL CO., ET. AL.

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Arlo Dee Blanchard Date: Aug 23, 1995  
PARTNER. Date: \_\_\_\_\_

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 23<sup>RD</sup> day

of August 19 95

Gregory J. Taylor  
Notary Public

Seal



Residing at Idaho Falls Id

My Commission Expires 3/3/98

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NOV 05 1998

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A21-00114  
Date Received: 2/14/1989  
Receipt No: 60571  
Received By: CS

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ARLO DEE BLANCHARD & SON, PARTNERSHIP 208-624-3548  
Address: BOX 95  
CHESTER, ID 83421

2. Date of Priority: JUN 01, 1890

3. Source: FALLS RIVER Trib. to: HENRYS FORK SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 08N      | 42E   | 20      | NE     | SW     | SW  |     | FREMONT |

5. Description of diverting works:  
SILKEY DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.300  |      |        |

7. Total Quantity Appropriated is:  
0.300 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1637.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 08N      | 42E   | 7       | NW     | SW  | 4   | IRR | 30.0  |
|          |       |         | SW     | SW  | 3   | IRR | 30.0  |

Section Acres 60.0

A21-00114

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Date: 02/14/89

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OCT 20 1992

A2100114

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 08N      | 42E   | 18      | NW     | NE  |     | IRR           | 40.0  |
|          |       |         | SW     | NE  |     | IRR           | 40.0  |
|          |       |         | SE     | NE  |     | IRR           | 40.0  |
|          |       |         | NE     | NW  |     | IRR           | 40.0  |
|          |       |         | NW     | NW  | 2   | IRR           | 30.0  |
|          |       |         | SW     | NW  | 1   | IRR           | 30.0  |
|          |       |         | SE     | NW  |     | IRR           | 40.0  |
|          |       |         | NE     | SW  |     | IRR           | 40.0  |
|          |       |         | NW     | SW  | 4   | IRR           | 30.0  |
|          |       |         | SW     | SW  | 3   | IRR           | 10.0  |
|          |       |         | SE     | SW  |     | IRR           | 40.0  |
|          |       |         | NE     | SE  |     | IRR           | 40.0  |
|          |       |         | NW     | SE  |     | IRR           | 40.0  |
|          |       |         | SW     | SE  |     | IRR           | 40.0  |
|          |       |         | SE     | SE  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 540.0 |
|          |       | 19      | NW     | NE  |     | IRR           | 20.0  |
|          |       |         | SW     | NE  |     | IRR           | 15.0  |
|          |       |         | NW     | NW  |     | IRR           | 20.0  |
|          |       |         |        |     |     | Section Acres | 55.0  |
|          |       |         |        |     |     | Total Acres   | 655.0 |

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

21-00146, 00093, & 00146 (SEE TRANSFERS 911, 204)

14. Remarks:

WATER IS DIVERTED INTO SILKEY DITCH. NONORGANIZED CANAL W/  
8 OTHER WATER USERS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO.

Decree Plaintiff

TETON IRR. CANAL CO., ET. AL.

Decree Defendant

vs

A21-00114

Page

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Date: 02/14/89

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OCT 20 1992

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not Y wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am partner of \_\_\_\_\_ Title

Arlo Lee Blanchard & Son that I have signed the foregoing Organization

document in the space below as Arlo Lee Blanchard of Title

Arlo Lee Blanchard & Son and that the statements contained in the Organization

foregoing document are true and correct.

Arlo Lee Blanchard  
Signature of Authorized Agent

Arlo Lee Blanchard & Son  
Title and Organization

2-14-89  
Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 14 day

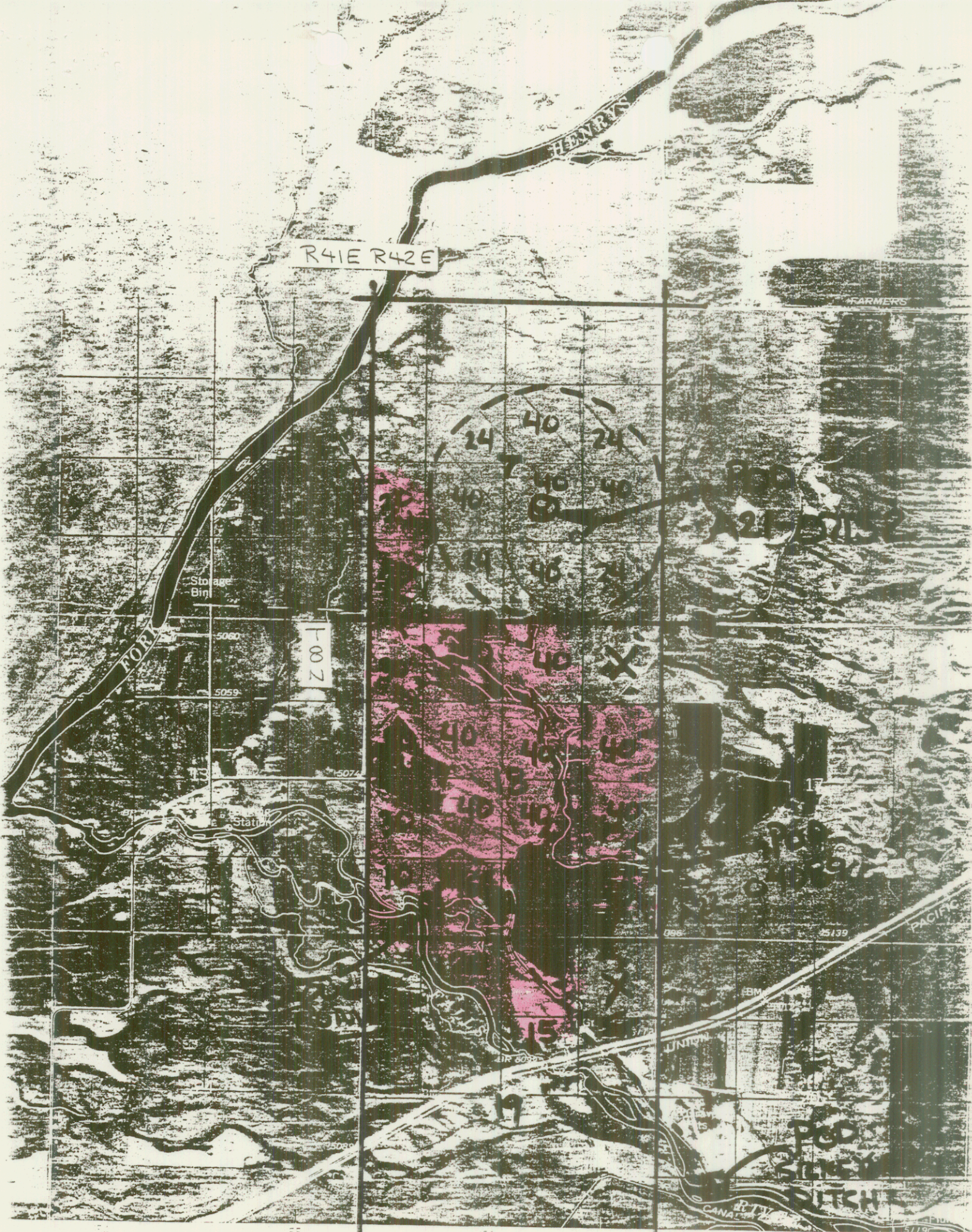
of February 1989

[Signature]  
Notary Public

Seal

Residing at Idaho Falls, ID

My Commission Expires 22 Aug 1994



SCALE 1:24,000

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OCT 20 1992