

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
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:

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 Lot 4 SENWSW~~ Within FREMONT County

~~T08N R42E S20 Lot 4 NESWSW~~ Within FREMONT County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
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 36.0~~

~~T08N R42E S18 SWNE 13.0~~

~~T08N R42E S18 SENE 5.0~~

~~T08N R42E S18 NENW 36.0~~

~~T08N R42E S18 NENW 34.0~~

~~T08N R42E S18 Lot 1 NWNW 25.0~~

~~T08N R42E S18 Lot 2 SWNW 27.0~~

~~T08N R42E S18 Lot 2 SWNW 25.0~~

~~T08N R42E S18 SENW 40.0~~

~~T08N R42E S18 SENW 11.0~~

~~T08N R42E S18 NESW 39.0~~

~~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 39.0~~

~~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~~

~~STOCKWATER Same As IRRIGATION~~

~~497.8 ACRES TOTAL~~

~~421.8 ACRES TOTAL~~

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

The rights listed below are limited to the irrigation of a combined total of 497.8 acres in a single irrigation season. Combined Right Nos.: 21-93, 21-13013, 21-145, 21-146, 21-12992

~~The rights listed below are limited to the irrigation of a combined total of 421.8 acres in a~~

21-13013

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~~single irrigation season. Combined Right Nos.: 21-93, 21-114, 21-145, 21-146, 21-12992~~

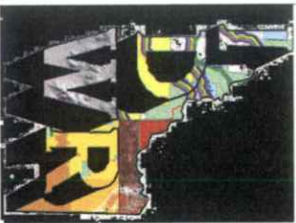
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 is delivered through the Silkey Canal



Idaho Department of Water Resources

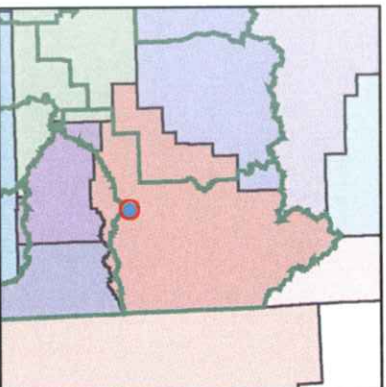
SRBA Recommendation:

**21-93, 21-145,
21-146, 21-13013**

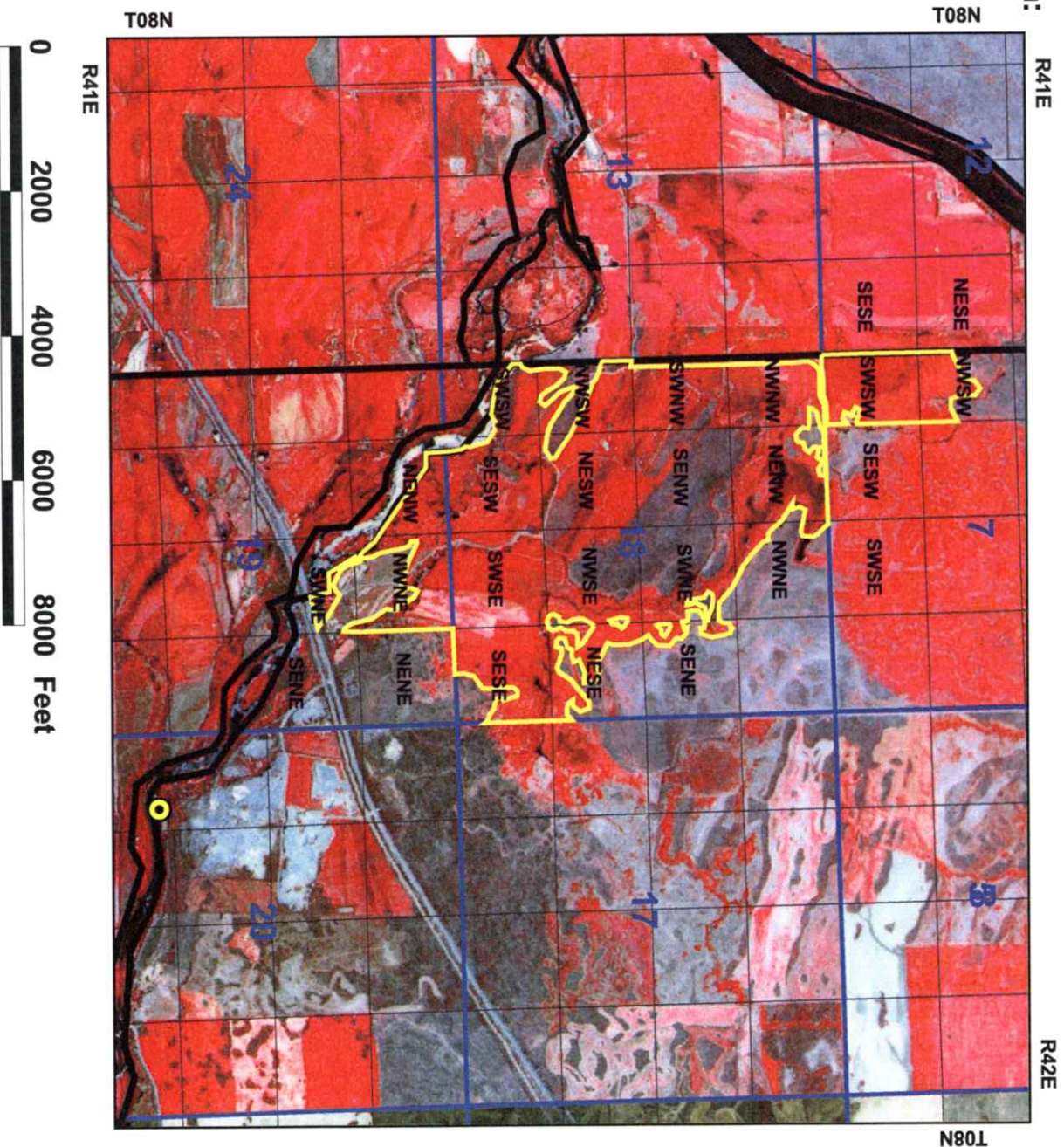
(Irrigation)

Legend

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



Fremont County
IDWR Basin 21



Prepared by E. Carlsen
On Wednesday, June 28, 2006
1987/88 Aerial Photography



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

JAMES E. RISCH
Governor

KARL J. DREHER
Director

June 28, 2006
Lyle Swank
Watermaster WD1
900 N Skyline Dr
Idaho Falls ID 83402

RE: Modified Director's Reports for RLF LLC
water rights 21-93, 21-145, 21-146, 21-13013 and 21-12992

Dear Lyle:

In response to concerns expressed by Gail Blanchard and the objections filed by Rob Harris, attorney, on behalf of RLF I, II, III, IV LLC, I have modified the initial Director's Reports for water rights 21-93, 21-145, 21-146, 21-13013 and 21-12992. It is hoped the Water District will acknowledge these changes in its accounting program for deliveries to Silkey Canal for the entire 2006 irrigation season.

Changes to the Director's Reports are based on information compiled by Harold Jones during a field inspection, my understanding of the delivery system for the Silkey Canal and discussions with Rob Harris. For the purpose of administration the limiting remark on quantity has been removed and the point of diversion for all the rights is the heading for the Silkey Canal. These changes are reflected on the attached water right reports prepared in an underline/overstrike format to identify omitted and added information, respectively. Though there may still be some negotiations needed to firm up the number of irrigated acres I do not expect the final outcome to impact the quantity of water designated for each water right. The rights are as follows:

6-1-1890	0.40 cfs	21-13013
6-1-1891	3.60 cfs	21-93
6-1-1894	3.00 cfs	21-145
6-1-1895	5.00 cfs	21-146
7-25-1919	2.00 cfs	21-12992**

**Note that 21-12992 is diverted from East Anderson Spring, not the Fall River.

Naturally if you have any questions feel free to contact me.

Respectfully yours,

Ernie Carlsen
Water Right Supervisor

Enclosures (5)

emc

cc: Rob Harris (email)
Gail Blanchard
Richard Divine