



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

June 20, 2016

TETON PARTNERS LTD
1201 S ORLANDO AVE STE 203
WINTERPARK FL 32789

**RE: WITHDRAWAL OF APPLICATION TO LEASE WATER RIGHT NO(S). 22-11604 TO THE
WATER SUPPLY BANK**

Dear Applicant:

Per your emailed request received on June 17, 2016, the Department of Water Resources ("Department") acknowledges your request to withdraw your Lease Application for the right listed above.

Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's web site at www.idwr.idaho.gov.

I have requested a refund of \$250.00 for receipt C101955 for the withdrawal of lease application for 22-11604.

If you have any questions, please contact this office at (208) 287-4800.

Sincerely,


for Water Supply Bank

Enclosure: Lease Application(s)

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
MAY 02 2016
DEPARTMENT OF
WATER RESOURCES

APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

Designated Applicant Teton Partners LTD

(Select one owner -- see item 1A on the application)

Water Right No. 22-11604

(One water right per application)

Is this application being submitted with a rental application as a lease/rental package?

Yes ☐ No ☒

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. Applications that do not meet the minimum requirements will not be processed and may be returned or denied.

MINIMUM REQUIREMENT CHECKLIST

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank*.

☒ Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.

☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

1A ☐ ☒ Signatures and contact information for **all owners** of the water right to be leased or sold on this application.1B ☐ ☒ An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.1C ☒ ☐ *Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).1D ☒ ☐ Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.2 ☒ ☐ Description of a water right portion offered to the Water Supply Bank.3 ☐ ☒ A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov.4A ☒ ☐ Written consent from irrigation district or water delivery company.4G ☒ ☐ Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code.

Department Use Only

Fee Amount \$ 750.00Received By: dfDate Received: 5-2-16 Receipt # 0101955W-9 received? Yes ☒ No ☐ (Route W-9 to Fiscal)Name on W-9: Teton Partners Ltd

WITHDRAWN

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Teton Partners LTD

Mailing Address 1201 S Orlando AVE, STE 203 Winter Park FL 32789
Street City State Zip Code

Email Address zstrong@strongmgmt.com Phone Number (407) 629-1800

☒ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

- B. Has the Designated Applicant submitted an IRS Form W-9 to this Department within the last 2 years? Yes ☐ No ☒
If no, complete the form and attach to this application (Attachment 1B).

- C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☒ No ☐
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

- D. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☐ No ☒
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative _____ Organization _____

Professional Title _____ Email Address _____

Mailing Address _____ Phone Number _____

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☐ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

- ☒ The full water right is being offered to the Bank.

OR

- ☐ A part of the water right is being offered to the Bank.

If a portion of the water right is being offered, complete Attachment 2.

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to idle. If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map Attachment 3.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).
If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to Section 42-108, Idaho Code and IDAPA WSB Rule 37.02.03.25.02e.
- B. Please provide a description of the current water diversion and delivery system.
The water is pumped from a well located in Sec. 32, Township 6N, Range 46E.

- C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. A number of surface water irrigation rights (water right nos. 22-161, 22-347B, 22-348B, 22-349B, 22-583B, 22-610, and 22-13176) are used at the same place of use, but not for the same purpose. Regardless, all seven of these irrigation water rights are also being offered to the Bank.

- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☐ No ☒
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.
- E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☒
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased. _____

- F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. 0.11 cfs, the entire diversion rate associated with this water right, has been used to provide water for domestic and stock watering purposes during the last 5 years.

- G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See Section 42-223, Idaho Code for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed. _____

- H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan?
If yes, describe. Yes ☐ No ☒

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

- A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒.

If lease, specify the years when the use of water will be suspended: 2016 to 2016 (maximum lease period 5 calendar years).
(Year) (Year)

- B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.
current rental rate

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.


Signature of Designated Applicant

Strong Teton, LLC - General Partner
DAVID C. Strong
Printed Name Managing MEMBER

4-28-16
Date

Signature of Authorized Representative

Printed Name

Date

Mail to:
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

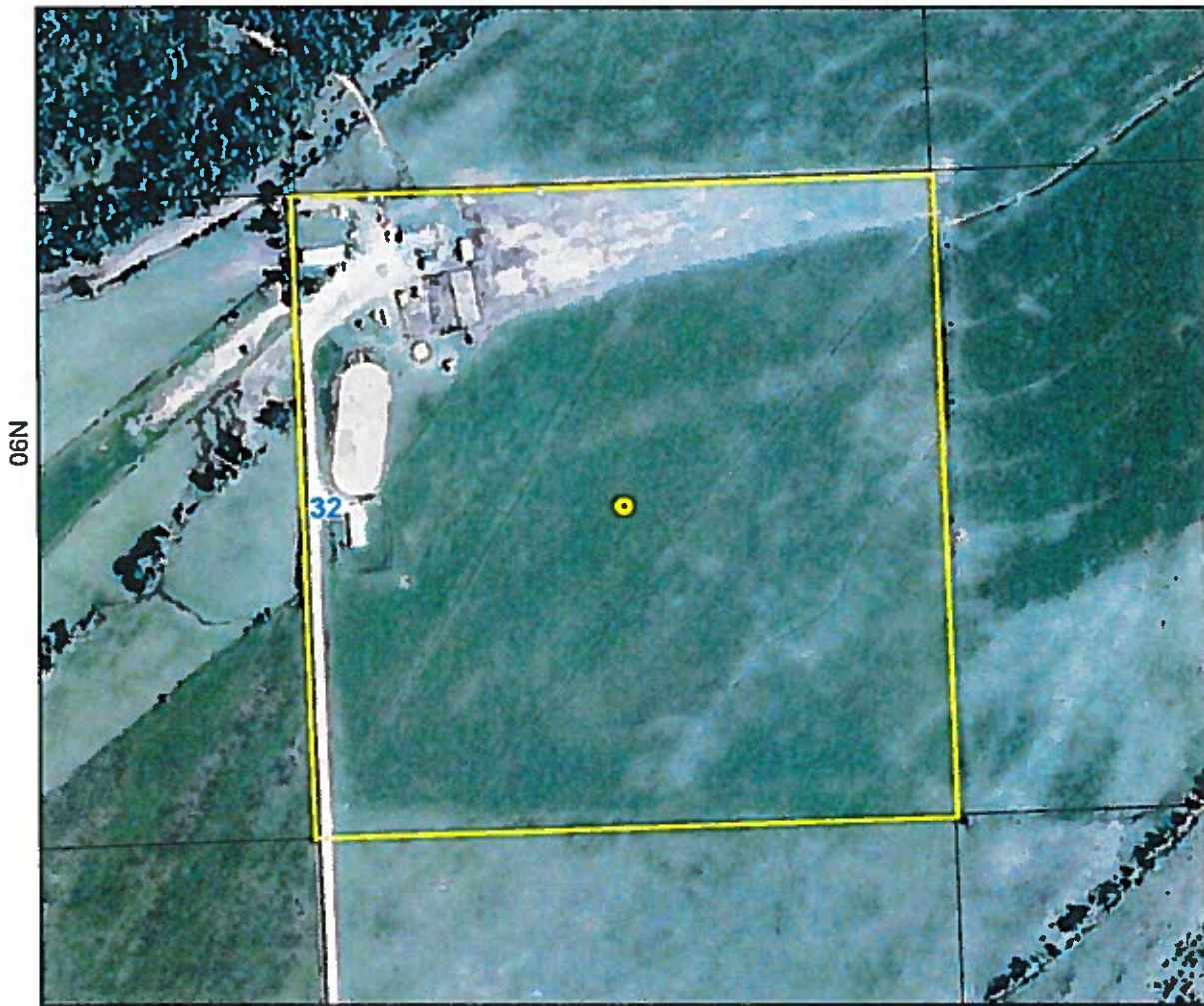
State of Idaho
Department of Water Resources

Water Right
22-11604

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.

46E



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

0 0.045 0.09 0.18 Miles



MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley 
DATE: June 20, 2016
RE: **Refund: Water Supply Bank Lease Application returned**

Please refund \$250. Water right 22-11604 lease application was withdrawn.

NAME: Teton Partners LTD
ADDRESS: 1201 S Orlando Ave Ste 203
Winter Park FL 32789

RECEIPT #: C101955

Thank you.

Jean

Hersley, Jean

From: Zander Strong <zstrong@strongmgmt.com>
Sent: Friday, June 17, 2016 12:43 PM
To: Hersley, Jean
Subject: Fwd: Water Supply Bank Lease Application for 22-11604

Jean,

As noted below, there was some ambiguity about whether this water right pertained to household consumption. Please remove that particular water right from the application.

Thank you, and please let me know if you have any questions.

Zander

Sent from my iPhone

Begin forwarded message:

From: Sarah Rupp <sarah@tetonwater.org>
Date: June 17, 2016 at 12:36:38 PM MDT
To: Zander Strong <zstrong@strongmgmt.com>
Subject: RE: Water Supply Bank Lease Application for 22-11604

Zander,
That sounds fine.

Sarah

From: Zander Strong [<mailto:zstrong@strongmgmt.com>]
Sent: Friday, June 17, 2016 9:11 AM
To: Sarah Rupp
Subject: FW: Water Supply Bank Lease Application for 22-11604

Sarah,

It appears the groundwater right is connected to water consumption at the house. As I recall, it was a bit ambiguous whether this was the case. Unless otherwise advised, I'll let Jean know to withdraw the application for this particular water right. Please let me know your thoughts.

Thank you.

Zander

**** Please note that I am working offsite and can be reached at (407) 720-8741 ****

*Zander Strong
Strong Management, Inc.
1201 S. Orlando Avenue
Suite 203
Winter Park, FL 32789
Ph: (407) 629-1800*

From: Hersley, Jean [<mailto:Jean.Hersley@idwr.idaho.gov>]
Sent: Friday, June 17, 2016 10:49 AM
To: zstrong@strongmgmt.com
Subject: Water Supply Bank Lease Application for 22-11604

Dear Water right owner:

The Department of Water Resources received an application to lease water right 22-11604 to the Water Supply Bank (Bank). This water right is a domestic/stockwater right. If the Department leases this right to the Bank, how will the home located on the property receive water? Please let me know if you would like to continue with this lease or withdraw the application. Please respond within 30 days.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*



[Virus-free](#)