



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

August 24, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

TETON SPRINGS GOLF & CASTING CLUB LLC
C/O ROBERT T ABLONDI
RENDEZVOUS ENGINEERING PC
PO BOX 4858
JACKSON WY 83001

Via Email

RE: LAPSED PERMIT NO. 22-13178

Dear Mr. Ablondi:

This letter is follow-up to our telephone conversation today regarding reinstatement of the water right permit for Teton Springs Golf & Casting Club. The permit is for a Domestic use for 710 residential units and no irrigation. According to our telephone conversation you want the permit reinstated because the wells were drilled and the residential units constructed.

This letter is to provide you with the appropriate form for filing proof of beneficial use, information regarding the Department's process for reinstatement, and to request documentation that establishes the completion of the water system during the time the permit was active.

I am enclosing a Proof of Beneficial Use form, with its instructions and fee schedule, for your convenience for completing and filing with the Department. Upon receipt of the proof and filing fee the Department will establish a new priority date for this water right.

Additionally, the Department will require two pieces of evidence of development and beneficial use, and a letter explaining why proof was being filed late. According to Section 42-218a(2), *Idaho Code*, which provides:

That upon receipt of proof of beneficial use after sixty (60) days after such notice of lapsing, the director shall require sufficient evidence to be submitted by the permit holder to clearly establish the extent of beneficial use made during the time authorized by the permit and any extension of time previously approved. Upon finding that beneficial use had occurred during the authorized period and upon a showing of reasonable cause for filing a late proof of beneficial use, the director may reinstate the permit with the priority date advanced to the day that proof of beneficial use was received;

Mr. Ablondi
August 24, 2007
Page 2

The evidence must clearly provide development and beneficial use of the specific use(s) as permit during July 19, 2001 to August 1, 2006. You being the engineer for this project will be the most likely source of these documents.

I recommend that you file the proof form immediately to establish a new priority date and file the evidence within 30-days after the proof. Please be aware that this permit is **lapsed** and is of no force nor effect unless it is reinstated. If you have questions, please contact me at (208) 287-4942.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosures