

20.03.13 – ADMINISTRATION OF COTTAGE SITE LEASES ON STATE LANDS

000. LEGAL AUTHORITY.

The ~~State Board of Land Commissioners~~ has adopted these rules in accordance with Article IX, Section 8 of the Idaho Constitution and Sections 58-104(1) and 58-304, Idaho Code. (3-18-22)

001. ~~TITLE AND SCOPE.~~

~~01. Title. These rules are titled IDAPA 20.03.13, “Administration of Cottage Site Leases on State Lands.” (3-18-22)~~

~~02. Scope. It is the intent and express policy of the Board in administration of ~~cottage site~~Cottage Site leases located on state-owned lands administered by the Board, to provide for a reasonable rental income from those lands in accordance with the requirements of the ~~Idaho Constitution of the State of Idaho.~~ (3-18-22)~~

002. -- 009. (RESERVED)

010. DEFINITIONS.

~~For the purposes of these rules, unless otherwise indicated by express term or by context, the term: (3-18-22)~~

01. **Annual Rental.** The rental paid on or before January 1, in advance, for the following year. (3-18-22)

02. **Board.** The State Board of Land Commissioners, or its designee. (3-18-22)

03. **Cottage Site.** Any state-owned lot that is leased for recreational residential purposes. (3-18-22)

04. **Department.** The Idaho Department of Lands. (3-18-22)

~~05. Lessee. A tenant of a cottage site. (3-18-22)~~

011. -- 019. (RESERVED)

020. SALE AND ASSIGNMENT ~~—REQUIRED DOCUMENTATION.~~

01. **Documentation of Sale.** ~~The~~Prior to the assignment of a Cottage Site lease, the lessee must provide the Department, at their expense, the following documents concerning a cottage site associated with a Cottage Site lease ~~prior to assignment of the cottage site lease.;~~ (3-18-22)

a. The original of the current lease; or (3-18-22)

b. A signed and notarized Affidavit of Loss if the current lease has been lost. (3-18-22)

02. **Assignments.** A lease may ~~only~~ be assigned only to an individual or to a husband or wife. The Board will not recognize assignments to corporations, partnerships, or companies. Leases may be assigned to and held by an estate only if one (1) individual or husband or wife are designated as the sole contact for all billing and correspondence. A lessee may only hold one (1) ~~cottage site~~Cottage Site lease at a time. (3-18-22)

021. -- 024. (RESERVED)

025. ~~LEASE RATE~~ANNUAL RENTAL DETERMINATION ~~—ANNUAL RENTAL.~~

Annual ~~rental~~Rental is set by the Board ~~from time to time as deemed necessary.;~~ It is the intent of the ~~State Board of~~

Land Commissioners that ~~those~~ rental rates be determined through market indicators of comparable land values.

(3-18-22)

026. -- 999. (RESERVED)