

Wood River Fire Protection District Blaine County, Idaho

Notice of Annexation Acceptance

Exhibit A – All portions of described property.

Stephanie Jaskowski, District Clerk

APPROVED:

Jay Bailet, Chairman

Steven Garman, Commissioner

Dennis Kavanagh, Commissioner



THE BOARD OF BLAINE COUNTY COMMISSIONERS

206 FIRST AVENUE SOUTH, SUITE 300 HAILEY, IDAHO 83333

PHONE: (208) 788-5500 FAX: (208) 788-5569 www.blainecounty.org bcc@co.blaine.id.us

Dick Fosbury, Chairman * Angenie McCleary, Vice-Chair * Jacob Greenberg, Commissioner

May 11, 2021

Jay Bailet Chairman, The Wood River Fire Protection District 117 E. Walnut Street Hailey, Idaho 83333 Via E-mail

RE: Request Annexation into Fire Protection District

Dear Director Bailet,

Blaine County is the owner of parcel number RP03N180100040. The address of the parcel is 210 Ohio Gulch Road, Hailey, ID 83333. This parcel is adjacent to your fire protection district. We are asking to be annexed into your fire protection district.

The parcel in question is the Ohio Gulch Transfer Station. Your agency has responded to fire related calls to this location before, even though it is not in your fire protection district. We would like to officially become part of your district.

As always, the Board of County Commissioners appreciates your efforts and diligence in addressing our fire protection issues.

With kind regards,

Dick Fosbury

Angenie McCleary Vice-Chairman Jacob Greenberg Commissioner

NOTICE OF HEARING ON ANNEXATION OF TERRITORY IN BLAINE COUNTY, IDAHO INTO THE WOOD RIVER FIRE PROTECTION DISTRICT

BLAINE COUNTY, the owners of parcel number RP03N180100040, United States Patent IDI 36299 02, 13299 01, I-22099, located at 210 Ohio Gulch Road, Hailey, Idaho 83333 (the "Property"), have petitioned the WOOD RIVER FIRE PROTECTION DISTRICT to annex the OHIO GULCH TRANSFER STATION into the district, which is already adjacent to the district and not currently in a fire protection district. The owners have consented to a hearing to be held at 3:00 PM MDT, Wednesday, June 16, 2021, at Station 3 (11054 State Highway 75, Bellevue, ID 83313) to consider the petition for annexation. Any person supporting or objecting to such petition shall be heard at such hearing, if in attendance, and at the close of such hearing the district shall approve or reject the petition. The Property is legally described as follows:

BOISE MERIDIAN, BLAINE COUNTY, IDAHO

T.3 N., R. 18 E.,

Section 10: Lot 3, E1/2SE1/4SE1/4SW1/4 SE1/4SW1/4SE1/4SW1/4, SW1/4SE1/4SW1/4

Section 15: W1/2NE1/4, E1/2E1/2NW1/4, S1/2NW1/4NE1/4SW1/4, S1/2N1/2NW1/4SW1/4, NW1/4NW1/4NW1/4SW1/4

Containing 182.72 Acres

BOISE MERIDIAN, BLAINE COUNTY, IDAHO

T.3 N., R. 18 E.,

Section 15: W1/2E1/2NW1/4, SE1/4SW1/4SW1/4NW1/4, S1/2SE1/4SW1/4NW1/4, N1/2NW1/4NE1/4SW1/4 N1/2NE1/4NW1/4SW1/4, NE1/4NW1/4NW1/4SW1/4

Containing 60 Acres

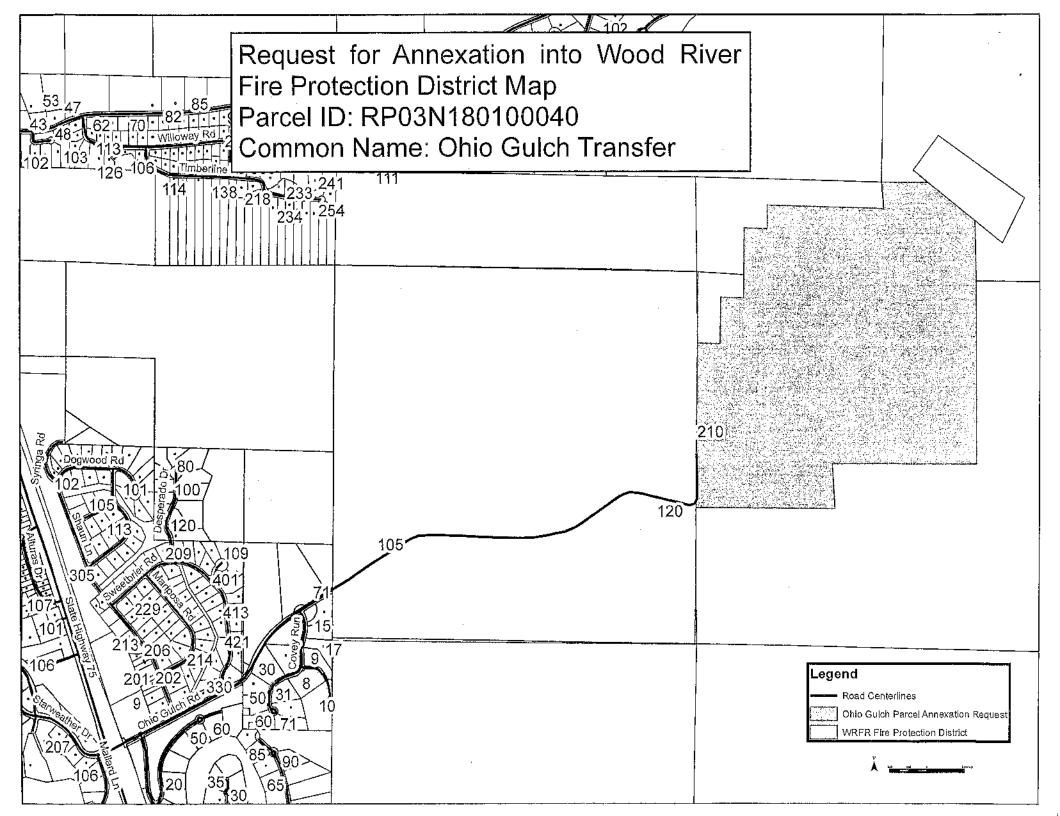
BOISE MERIDIAN, BLAINE COUNTY, IDAHO

T.3 N., R. 18 E.,

Section 10: SE1/4NE1/4SW1/4SW1/4, S1/2N1/2SE1/4SW1/4, SE1/4SW1/4SW1/4, W1/2SW1/4SE1/4SW1/4 NE1/4SW1/4SE1/4SW1/4, NW1/4SE1/4SW1/4;

Section 15: E1/2NW1/4NW1/4, SE1/4NW1/4NW1/4,NW1/4 NE1/4SW1/4NW1/4NW1/4, S1/2SW1/4NW1/4NW1/4 N1/2SW1/4NW1/4, N1/2S1/2SW1/4NW1/4 SW1/4SW1/4SW1/4NW1/4

Containing 95.00 Acres



The United States of America To all to whom these presents shall come, Greeting:

IDI 36299 02

WHEREAS

Blaine County

is entitled to a land patent pursuant to the Act of June 14, 1926, as amended (43 U.S.C. 869 - 869-4), for the following described land:

Boise Meridian, Idaho

T. 3 N., R. 18 E., Section 10: Lot 3, E½SE½SE¼SW¼, SE¼SW¼SE½SW¼, SW¼SE¼SE½SW¼,

> Section 15: W½NE¼, E½E½NW¼, S½NW¼NE¼SW¼, S½N½NW¼SW¼, NW¼NW¼NW¼SW¼

Containing 182.72 acres

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES unto Blaine County, the land described above for a dispersed recreation area; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, there unto belonging, unto Blaine County and to its successors and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES:

- 1. A right-of-way thereon for ditches and canals constructed by the authority of the United States pursuant to the Act of August 30, 1890 (43 U.S.C. 945).
- 2. All mineral deposits in the land so patented, and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same under applicable law and regulations to be established by the Secretary of the Interior.
- 3. A 60-foot wide right-of-way for road purposes, as reserved under Serial Number IDI 36631, pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767). This right-of-way is for the full use as a road by the United States and its assigns, licensees, permittees, lessees, agents, and contractors, including the right of access and use for and by the people of the United States generally to lands

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owned, administered, or controlled by the United States, and the right to enforce all or any of the terms and conditions of the right-of-way. This right-of-way crosses Lot 3, E½SE½SE½SW¼ and the SW¼SE½SE½SW¼ of Section 10 and the E½E½NW¼, SE½NE½NW¼SW¼ and SW¼NW¼NE¼SW¼ of Section 15, T, 3 N., R. 18 E., Boise Meridian.

SUBJECT TO:

- The patentee, its successors or assigns, shall comply with all Federal and State laws applicable to the disposal, placement, or release of hazardous substances (substance as defined in 40 CFR Part 302).
- 2. The patentee, its successors or assigns, by accepting a patent, agrees to indemnify, defend, and hold harmless the United States, its officers, agents, representatives, and employees (hereinafter "United States") from any costs, damages, claims, causes of action in connection with the patentee's use, occupancy, or operations on the patented real property. This agreement includes, but is not limited to, acts or omissions of the patentee and its employees, agents, contractors, lessees, or any third party arising out of, or in connection with, the patentee's use, occupancy, or operations on the patented real property which cause or give rise to, in whole or in part: (1) Violations of Federal, state, and local laws and regulations that are now, or may in the future become, applicable to the real property and/or applicable to the use, occupancy, and/or operations thereon; (2) Judgments, claims, or demands of any kind assessed against the United States; (3) Costs, expenses, or damages of any kind incurred by the United States; (4) Releases or threatened releases of solid or hazardous waste(s) and/or hazardous substances(s), pollutant(s), or contaminants(s), and/or petroleum product(s) or derivative(s) of a petroleum product, as defined by Federal or state environmental laws; of, on, into, or under land, property, and other interests of the United States; (5) other activities by which solid or hazardous substance(s) or waste(s), pollutant(s) or contaminant(s), or petroleum product(s) or derivative(s) of a petroleum product as defined by Federal or state environmental laws are generated, stored, used, or otherwise disposed of on the patented real property, and any cleanup response, remedial action, or other actions related in any manner to the said solid or hazardous substance(s) or waste(s) or contaminant(s), or petroleum product(s) or derivative(s) of a petroleum product as defined by Federal or state laws; (6) natural resource damages as defined by Federal and state law. Patentee shall stipulate that it will be solely responsible for compliance with all applicable Federal, state, and local environmental laws and regulatory provisions, throughout the life of the facility, including any closure and/or post-closure requirements that may be imposed with

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respect to any physical plant and or facility upon the real property under any Federal, state, or local environmental laws or regulatory provisions. This covenant shall be construed as running with patented real property and may be enforced by the United States in a court of competent jurisdiction.

- 3. Provided that title shall revert to the United States upon a finding, after notice and opportunity for a hearing, that, without the approval of the Secretary of the Interior or his delegate, the patentee or it approved successor attempts to transfer title to or control over the lands to another, the lands have been devoted to a use other than that for which the lands were conveyed, or the lands have not been used for the purpose for which the lands were conveyed for a 5-year period.
- 4. Provided further, that the Secretary of the Interior may take action to revest title in the United States if the patentee directly or indirectly permits its agents, employees, contractors, or subcontractors (including without limitation lessees, subleases, and permittees) to prohibit or restrict the use of any part of the patented lands or any of the facilities thereon by any person because of such person's race, creed, color, sex, national origin, or handicap.

In addition to the items listed above, the grant of the herein described land is subject to the following reservations, conditions, and limitations:

- 5. The patentee or its successor in interest shall comply with and shall not violate any of the terms or provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 241), and requirements of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant thereto (43 CFR 17) for the period that the lands conveyed herein are used for the purpose for which the grant was made pursuant to the Act cited above, or for another purpose involving the provision of similar services or benefits.
- 6. If the patentee or its successor in interest does not comply with the terms or provisions of Title VI of the Civil Rights Act of 1964, and the requirements imposed by the Department of the Interior issued pursuant to that title, during the period during which the property described herein is used for the purpose for which the grant was made pursuant to the Act cited above, or for another purpose involving the provision of similar services or benefits, the Secretary of the Interior or his delegate may declare the terms of this grant terminated in whole or in part.
- The patentee, by acceptance of this patent, agrees for itself or its successors in interest that a declaration of termination in whole or in part of this grant shall, at

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the option of the Secretary or his delegate, operate to revest in the United States full title to the lands involved in the declaration.

- 8. The United States shall have the right to seek judicial enforcement of the requirements of Title VI of the Civil Rights Act of 1964, and the terms and conditions of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant to said Title VI, in the event of their violation by the patentee.
- 9. The patentee or its successors or assigns in interest will, upon request of the Secretary of the Interior or his delegate, post and maintain on the property conveyed by this document signs and posters bearing a legend concerning the applicability of Title VI of the Civil Rights Act of 1964 to the area or facility conveyed.
- 10. The reservations, conditions, and limitations contained in items 5 through 9 shall constitute a covenant running with the land, binding on the patentee and its successors or assigns in interest for the period for which the land described herein is used for the purpose for which this grant was made, or for another purpose involving the provision of similar services or benefits.
- 11. The assurances and covenant required by items 5 through 10 above shall not apply to ultimate beneficiaries under the program for which this grant is made. "Ultimate beneficiaries" are identified in 43 CFR 17.12(h).



IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat.476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Boise, Idaho, the seventh day of December in the year of our Lord two thousand and ten and of the Independence of the United States the two hundred and THIRTY FIFTH.

Rv

Jeffery WFost // Deputy State Director

Resource Services Division

The United States of America To all to whom these presents shall come, Greeting:

IDI 36299 01

WHEREAS

Blaine County

is entitled to a land patent pursuant to the Act of June 14, 1926, as amended (43 U.S.C. 869 – 869-4), for the following described land:

Boise Meridian, Idaho

T. 3 N., R. 18 E., Section 15: W½E½NW¼, SE¼SW¼SW¼NW¼, S½SE¼SW¼NW¼, N½NW¼NE¼SW¼, N½NE¼NW¼SW¼, NE¼NW¼NW¼SW¼

Containing 60 acres

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES unto Blaine County, the land described above for a construction and demolition/inert waste (C&D) disposal site; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, there unto belonging, unto Blaine County and to its successors and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES:

- 1. A right-of-way thereon for ditches and canals constructed by the authority of the United States pursuant to the Act of August 30, 1890 (43 U.S.C. 945).
- All mineral deposits in the land so patented, and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same under applicable law and regulations to be established by the Secretary of the Interior.
- 3. A 60-foot wide right-of-way for road purposes, as reserved under Serial Number IDI 36631, pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1767). This right-of-way is for the full use as a road by the United States and its assigns, licensees, permittees, lessees, agents, and contractors, including the right of access and use for and by the people of the United States generally to lands owned, administered, or controlled by the United States, and the right to enforce all or any of the terms and conditions of the right-of-way. This right-of-way crosses the S½SW¼SE¼NW¼ and N½NW¼NE¼SW¼ of Section 15, T. 3 N., R. 18 E., Boise Meridian.

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SUBJECT TO:

1. The above described land has been conveyed for the expansion of the Ohio Gulch construction and demolition/ mert waste (C & D) disposal site. Records describing the location of cells and other information about the C & D disposal site are available from the patentee. Solid waste commonly includes small quantities of commercial and household hazardous waste as determined in the Resource Conservation and Recovery Act of 1976, as amended (42 U.S.C. 6901), and defined in 40 CFR 261.4 and 261.5. Although there is no indication these materials pose any significant risk to human health or the environment, future land uses should be limited to those which do not penetrate the liner or final cover of the C & D disposal site unless excavation is conducted, subject to applicable State and Federal requirements.

- 2. The patentee, its successors or assigns, shall comply with all Federal and State laws applicable to the disposal, placement, or release of hazardous substances (substance as defined in 40 CFR Part 302).
- 3. The patentee, its successors or assigns, by accepting a patent, agrees to indemnify, defend, and hold harmless the United States, its officers, agents, representatives, and employees (hereinafter "United States") from any costs, damages, claims, causes of action in connection with the patentce's use, occupancy, or operations on the patented real property. This agreement includes, but is not limited to, acts or omissions of the patentee and its employees, agents, comractors, lessees, or any third party arising out of, or in connection with, the patentee's use, occupancy, or operations on the patented real property which cause or give rise to, in whole or in part: (1) Violations of Federal, state, and local laws and regulations that are now, or may in the future become, applicable to the real property and/or applicable to the use, occupancy, and/or operations thereon; (2) Judgments, claims, or demands of any kind assessed against the United States; (3) Costs. expenses, or damages of any kind incurred by the United States; (4) Releases or threatened releases of solid or hazardous waste(s) and/or hazardous substances(s), pollutant(s), or contaminants(s), and/or petroleum product(s) or derivative(s) of a petroleum product, as defined by Federal or state environmental laws; of, on, into, or under land, property, and other interests of the United States; (5) other activities by which solid or hazardous substance(s) or waste(s), pollutant(s) or contaminant(s), or petroleum product(s) or derivative(s) of a petroleum product as defined by Federal or state environmental laws are generated, stored, used, or otherwise disposed of on the patented real property, and my cleanup response, remedial action, or other actions related in any manner to the said solid or hazardous substance(s) or waste(s) or contaminant(s), or

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petroleum product(s) or derivative(s) of a petroleum product as defined by Federal or state laws; or (6) natural resource damages as defined by Federal and state law. Patentee shall stipulate that it will be solely responsible for compliance with all applicable Federal, state, and local environmental laws and regulatory provisions, throughout the life of the facility, including any closure and/or post-closure requirements that may be imposed with respect to any physical plant and or facility upon the real property under any Federal, state, or local environmental laws or regulatory provisions. This covenant shall be construed as running with patented real property and may be enforced by the United States in a court of competent jurisdiction.

- 4. Provided that title shall revert to the United States upon a finding, after notice and opportunity for a hearing, that the patentee has not substantially developed the lands in accordance with the approved plan of development on or before the date five years after the date of conveyance. No portion of the land shall under any circumstances revert to the United States if any such portion has been used for solid waste disposal/storage or any other purpose which may result in the disposal, placement, or release of any hazardous substance.
- 5. If, at any time, the patentee transfers to another party ownership of any portion of the land not used for the purpose(s) specified in the application and approved plan of development, the patentee shall pay the Bureau of Land Management the fair market value, as determined by the authorized officer, of the transferred portion as of the date of transfer, including the value of any improvements thereon.
- 6. Provided further, that the Secretary of the Interior may take action to revest title in the United States if the patentee directly or indirectly permits its agents, employees, contractors, or subcontractors (including without limitation lessees, subleases, and permittees) to prohibit or restrict the use of any part of the patented lands or any of the facilities thereon by any person because of such person's race, creed, color, sex, national origin, or handicap.

In addition to the items listed above, the grant of the herein described land is subject to the following reservations, conditions, and limitations:

7. The parentee or its successor in interest shall comply with and shall not violate any of the terms or provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 241), and requirements of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant thereto (43 CFR 17) for the period that the lands conveyed herein are used for the purpose for which the grant was made pursuant to the Act cited above, or for another purpose involving the provision of similar services or benefits.

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8. The United States shall have the right to seek judicial enforcement of the requirements of Title VI of the Civil Rights Act of 1964, and the terms and conditions of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant to said Title VI, in the event of their violation by the patentee.

- 9. The patentee or its successors or assigns in interest will, upon request of the Secretary of the Interior or his delegate, post and maintain on the property conveyed by this document signs and posters bearing a legend concerning the applicability of Title VI of the Civil Rights Act of 1964 to the area or facility conveyed.
- 10. The reservations, conditions, and limitations contained in items 7 through 9 shall constitute a covenant running with the land, binding on the patentee and its successors or assigns in interest for the period for which the land described herein is used for the purpose for which this grant was made, or for another purpose involving the provision of similar services or benefits.
- 11. The assurances and covenant required by items 7 through 10 above shall not apply to ultimate beneficiaries under the program for which this grant is made. "Ultimate beneficiaries" are identified in 43 CFR 17.12(h).



IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat 475), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Boise, Idaho, the seventh day of December in the year of our Lord two thousand and ten and of the Independence of the United States the two hundred and THIRTY FIFTH.

Deputy State Director

Resource Services Division

described lands:

Boise Meridian, Idaho

is entitled to a land patent pursuant to the Act of October 21, 1976 (Section 203, 90 Stat. 2750; 43 U.S.C. 1713), for the following-

T. 3 N., R. 18 E.,

sec. 10, SEŁNEŁSWŁSWŁ, SŁNŁSEŁSWŁ, SEŁSWŁSWŁ, WŁSWŁSEŁSWŁ, NEŁSWŁSEŁSWŁ, NWŁSEŁSEŁSWŁ;

sec. 15, Ełnwinwi, SEżnwinwinwi,
NEłswinwinwi, Słswinwinwi,
Niswinwi, Nisiswinwi,
Swiswiswinwi.

Containing 95.00 acres

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES, unto Blaine County, the lands above described; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto Blaine County, its successors or assigns forever;

EXCEPTING AND RESERVING TO THE UNITED STATES

- A right-of-way thereon for ditches or canals constructed by the authority of the United States pursuant to the Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945.
- 2. All the mineral deposits in the lands so patented pursuant to the Act of October 21, 1976 (90 Stat. 2757; 43 U.S.C. 1719), and to it, or persons authorized by it, the right to prospect, mine and remove such deposits from the same under applicable law and such regulations as the Secretary of the Interior may prescribe.
- 3. A right-of-way for road purposes as granted under right-of-way I-19612, pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1761-1771), and the right to enforce all or any of the terms and conditions of the right-of-way.



Patent Number 11-1-0046

In Testimony Whereof, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Boise, Idaho
the NINETEENTH day of FEBRUARY in the year
of our Lord one thousand nine hundred and EIGHTY-SIX
and of the Independence of the United States the two hundred
and TENTH

Deputy State Director for Operations