

Attachment B

FORM 2800-14
(September 1985)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

Issuing Office SHOSHONE FIELD OFFICE
Serial Number IDI-20205

1. A (right-of-way) (permit) is hereby granted pursuant to:
 - a. Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761);
 - b. Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185);
 - c. Other (*describe*) _____

2. Nature of Interest:
 - a. By this instrument, the holder:

**Jerome Highway District
30 N 100 W
Jerome, ID 83338**

receives a right to construct, operate, maintain, and terminate a **fence** on public lands (or Federal land for MLA Rights-of-Way) described as follows:

**T. 9S, R. 17E. B.M.
Sec. 21: W1/2** (portion of)
 - b. The right-of-way or permit area granted herein is: **Fence: 6760' in length by 30' in width**, as stated within the original grant for the road ROW, **containing about 4.66 acres more or less.**
 - c. This instrument shall be perpetual from its effective date unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.
 - d. This instrument **may** **may not** be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of the renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.
 - e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

According to Federal regulations contained in 43 CFR 2804.14 and 43 CFR 2804.16, public entities are exempt from rental charges as well as processing and monitoring fees. Therefore, the Idaho Department of Water Resources is exempt from any payments related to the granting of this permit

4. Terms and Conditions

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations part 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued pursuant to the authority of paragraph (1)(a) for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth **within the identified case file or attached hereto**, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant or permit.

Rebo Lewis, Jerome Highway Dist.
(Signature of Holder)

Holly Hampton
(Signature of Authorized Officer)

Supervisor
(Title)

Monument Manager for Field Manager
(Title)

10/19/09
(Date)

11/5/09
(Effective Date of Grant)