



United States Department of the Interior
 BUREAU OF LAND MANAGEMENT
 Shoshone Field Office
 400 West F Street
 Shoshone, Idaho 83352-5284
 (208) 732-7200



In Reply Refer To:
 2862 (IDT030) P
 IDI-37183

January 24, 2013

CERTIFIED MAIL: 7008 1140 0001 7610 4477
 RETURN RECEIPT REQUESTED

DECISION

Red Bridge Farms, LLC	:	Right-of-Way Grant
266 Southwoods CTR	:	IDI-37183
Columbia, IL 62236-2462	:	

Right-of-Way IDI-37183 Issued
Monitoring Fee Determined
Rental Determined

The Bureau of Land Management (BLM), Shoshone Field Office has conducted a review of an application from Red Bridge Farms, LLC for a right-of-way grant that would authorize the use and maintenance of an existing dirt roadway on public lands in Jerome County, Idaho. The term for this ROW is 30 years, at which time the authorization could be terminated or re-authorized. The existing roadway is approximately 675 feet long and 35 feet wide and has a gravel surface. The right-of-way grant will authorize the road to be maintained in its current condition using standard practices; however, no changes to the roads profile or location is authorized under this grant.

Based on my review of the right-of-way proposal and categorical exclusion (CX), I have determined that the proposed action would not result in unnecessary or undue environmental degradation and is in conformance with the applicable land use plan. It is my decision to grant Red Bridge Farms, LLC a right-of-way across public lands as proposed, pursuant to the authority of Section 302(b) of the Federal Land Policy and Management Act. Enclosed is an executed copy of the right-of-way grant, serial number IDI-37183. The right-of-way grant will have an effective date of January 18, 2013.

Right-of-way holders must pay a fee to BLM for the costs of monitoring the operation and maintenance of the authorized use. These fees are categorized according to the number of work hours necessary to monitor the grant, and are not refundable. It has been determined that the appropriate Monitoring Category for this grant is Category 3, which involves a fee of \$760.00; the BLM has received this fee.

Rent for use of public lands must be paid in advance of such use and prior to issuance of the right-of-way grant. Rental for the term of the grant has been determined to be \$1,793.40; BLM has received this advanced rental payment.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in the Shoshone Field Office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 or 43 CFR 2881.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

If you have any questions, please contact Kasey Prestwich, Realty Specialist, at (208) 732-7204 or via email at kprestwich@blm.gov.

Sincerely,

/s/ Brandon Brown

Brandon Brown
Acting Field Manager

2 Enclosures:

1. Executed Right-of-Way Grant, IDI-37183
2. Information on Taking Appeals to the Interior Board of Land Appeals (1p)