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Attorney for Petitioner-Assignor D.L. Evans Bank

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF VALLEY COUNTY, IDAHO**

IN THE MATTER OF THE VALIDATION
AND VACATION OF PARTS OF
COUNCIL ROAD

D.L. EVANS BANK,
Petitioner-Assignor

HARTSELL CREEK, LLC,
Petitioner-Assignee

**ASSIGNMENT OF REVISED PETITION TO
VACATE AND VALIDATE TWO SHORT
SEGMENTS OF OLD COUNCIL ROAD TO
REALIGN THE ROAD'S CONNECTION
TO WEST MOUNTAIN ROAD**

ASSIGNMENT OF PETITION

On December 5, 2025, D.L. Evans Bank (“**Bank**”) submitted its *Revised Petition to Vacate and Validate Two Short Segments of Old Council Road to Realign the Road’s Connection to West Mountain Road* (“**Revised Petition**”). On January 20, 2026, the Bank conveyed the underlying Bank property (“**Ranch Land**”) to Hartsell Creek, LLC

(“**Hartsell**”). Hartsell is an Idaho Limited Liability Company with headquarters in Boise, Idaho.

Hartsell supports the Bank’s *Revised Petition*, which is aimed at maintaining public access to public lands in the West Mountain area with passage across the Ranch Lands. This will facilitate and permanently protect summer and winter recreational use, public safety, and other public uses (including access to FAA Road and the No Business Mountain area).

Public access to public lands is of vital importance to the citizens of Valley County, whose quality of life depends on access to the spectacular natural surroundings owned by the public.

Valley County is growing exponentially. As noted by the Valley County Recreation Department in its comment letter of February 23, 2026:

As other access points in the valley become increasingly popular and crowded, improving and maintaining recreational options off West Mountain Road will help to disperse visitor use especially if it becomes more developed and heavily trafficked in upcoming years.

There are few opportunities to maintain recreational public access with the full cooperation and support of local landowners. Accordingly, the *Revised Petition* is carefully tailored to promote public-private cooperation while permanently protecting recreational access and key public services.

Following the sale of the Ranch Land to Hartsell, undersigned counsel, Christopher H. Meyer of Givens Pursley LLP, was retained by Hartsell, with the consent of the Bank, to represent Hartsell in pursuance and support of the *Revised Petition*. Meanwhile, undersigned counsel, Robert J. Squire, continues to serve as General Counsel for the Bank and to represent the Bank in its continued support of the *Revised Petition*.

Undersigned counsel are authorized to represent that the Bank hereby authorizes Hartsell to step into its shoes in connection with the *Revised Petition* and, accordingly, hereby assigns said petition to Hartsell with full authority to act on the petition as it sees fit.

On February 25, 2026, the Bank and Hartsell received a copy of the *Staff Report* prepared by the staff of the Valley County Planning and Zoning Commission. A hearing on the *Revised Petition* is set for next Monday, March 2, 2026. A number of new issues were raised in the *Staff Report* (e.g., suggestions for realignment of the new connecting segment). These will take some time to explore. Accordingly, Hartsell suggests that the upcoming hearing either be stayed or be used to discuss the suggestions presented by interested parties, and that final action on the *Revised Petition* be continued until another meeting of the Commission.

PARTICIPATION IN MONDAY'S HEARING

Hartsell and the Bank have communicated with the County Clerk to request the opportunity to participate remotely in the upcoming hearing via Zoom or otherwise. The following persons anticipate participating:

J.V. Evans, Manager, Hartsell Creek, LLC

Larry L. Evans, Manager, Hartsell Creek, LLC

Christopher H. Meyer, counsel for Hartsell Creek, LLC

Robert J. Squire, counsel for D.L. Evans Bank

COMMUNICATIONS

The Bank requests that communications regarding this *Revised Realignment Petition* and any resulting proceedings or appeal be sent to undersigned counsel.

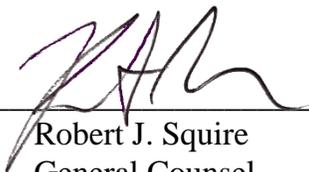
Respectfully submitted this 25th day of February, 2026.

GIVENS PURSLEY LLP

By  _____
Christopher H. Meyer

Attorney for Petitioner-Assignee Hartsell Creek, LLC

D.L. EVANS BANK

By  _____
Robert J. Squire
General Counsel

Attorney for Petitioner-Assignor D.L. Evans Bank

CERTIFICATE OF FILING

I HEREBY CERTIFY that on this 25th day of February, 2026, the foregoing together with any exhibit(s) that follow were filed and copied as shown below.

DOCUMENT FILED:

VALLEY COUNTY BOARD OF COUNTY COMMISSIONERS County Courthouse P.O. Box 1350 Cascade, ID 83611-1350	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	U. S. Mail Hand Delivered Overnight Mail E-mail
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COURTESY COPIES :

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