

IDAHO DEPARTMENT OF PARKS & RECREATION

"To improve the quality of life in Idaho through outdoor recreation and resource stewardship"

Special Meeting

Idaho Department of Parks and Recreation Board

5657 Warm Springs Ave

Boise, ID 83716

December 22, 2022

10:00 A.M. MT, 9:00 A.M. PT

Zoom Meeting Link:

<https://us02web.zoom.us/j/88005314460?pwd=WHRsd2ZLT2JYOWxsTFhSdlpJMGITZz09>

Meeting ID: 880 0531 4460

Passcode: 361385

AGENDA

Thursday, December 22, 2022

- **10:00 A.M. (MT)** Call to Order - Chairman Beckley
 - Roll Call
 - Welcome and Introductions
 - Additions or Deletions to the Printed Agenda
- Consent Agenda Items* - **Action Item** - Director Buxton
 - Approval of Minutes (Action Item)
 - November 9-10, 2022
 - U of I Agreement for Faculty Position (Action Item) - Director Buxton
 - Accept Executed Deed and Agreement for Sheridan Property at Castle Rocks State Park (Action Item) - Director Buxton
- Dworshak Lease Negotiation - **Information Only** - Director Buxton
- Director Update - **Information Only** - Director Buxton
- ADJOURN

*Consent Agenda may be approved in one motion with a roll call vote. A Board member may remove an item from the Consent Agenda and address it separately upon request to the Board Chair.

This agenda is subject to change in accordance with the provisions of the Idaho Open Meeting Law. Items may be addressed in a different order than appears on this agenda. Individual items may be moved from one place on the agenda to another by the Board. Time frames designated on this agenda are approximate only. The Board will continue its business in the event that an agenda item is resolved in less than the allotted time.

IDAHO DEPARTMENT OF PARKS & RECREATION

“To improve the quality of life in Idaho through outdoor recreation and resource stewardship”

Quarterly Board Meeting

November 9-10, 2022

TownePlace Suites by Marriott

175 Avenida Del Rio

Twin Falls, ID 83301

Zoom Meeting Link:

<https://us02web.zoom.us/j/84676439165?pwd=VlpBNnl6M1I3cUJaN3BROTl3N1I3Zz09>

Meeting ID: 846 7643 9165

Passcode: 316274

MINUTES

Wednesday, November 9, 2022

TOUR OF THOUSAND SPRINGS STATE PARK, RITTER ISLAND, BOX CANYON, NIAGRA SPRINGS

MEETING ADJOURNED AT APPROXIMATELY 4:00 PM NOVEMBER 9, 2022, AFTER THE TOUR. NO BUSINESS NOR DELIBERATION ON ANY PENDING MATTER OCCURRED DURING THE TOUR.

Thursday, November 10, 2022

Call to Order - Chairman Beckley called the meeting to order at 9:00am and requested a roll call.

- Chairman Beckley - Present
- Board Member Fatkin - Present
- Board Member Black - Present
- Board Member Roach - Present
- Board Member Eastwood - Present via zoom

Also present during all or portions of the meeting either in person or on the phone were the following individuals:

- Susan Buxton, Director
- Troy Elmore, Operations Division Administrator
- Adam Zaragoza, Management Services Administrator
- Erik Bush, Project Manager
- Kathy Muir, Grant Manager
- Tami Iasonides, Management Assistant
- David White, North Region Bureau Chief
- Keith Jones, Natural Resources Manager
- Theresa Perry, South Region Bureau Chief
- Craig Quintana, Public Information Officer
- Dave Claycomb, Rec Bureau Chief
- Joy Vega, Deputy Attorney General
- Steve Martin, Financial Officer
- Joe Cook, Maintenance Manager
- Jane Young, Customer Service Rep

- Wallace Keck, Park Manager
- Dave Landrum, Park Manager
- Lori Wolff, Idaho Division of Human Resources Administrator
- Alberto Gonzalez, Information Technology Services Administrator

Welcome and Introductions / Chairman Beckley and Director Buxton

Chairman Beckley and Director Buxton welcomed everyone to the meeting. Director Buxton introduced Division of Human Resources Administrator, Lori Wolff and Information Technology Services Administrator, Alberto Gonzales as well as other IDPR staff in attendance and on zoom.

Additions or Deletions to the Printed Agenda

The Chairman asked if there were any additions or deletions to the printed agenda. Director Buxton advised of the omission of the action item to elect officers, which is typically done at the November meeting. Chairman Beckley asked the Board whether they would like to amend the agenda and add it, or put it on a future agenda. Mr. Fatkin suggested placing it on the February agenda.

Consent Agenda

Approval of Minutes August 9-11, 2022, and September 29, 2022.

Mr. Fatkin moved to approve the minutes as written. Motion was seconded by Mr. Black. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. Motion carried.

Director’s Report & Legislative Update

Director Buxton reported on the following topics:

- **Legislator Discussions**
There will be many changes across the state in both the State house and Senate chambers with this being an election year. We have been able to reach out to many legislators to discuss HB 93 and the early effects of doubling non-resident camping fees in parks. IDPR hosted the Joint Finance Appropriation Committee on a tour of Bruneau Dunes State Park in early October.
- **Cabinet Activities**
Sara Stover was appointed as the Director of Cabinet Affairs and is working with agency Directors to address outdoor recreation.
- **Meetings**
IDPR continues to meet with multiple agencies such as National Park Service, Forest Service, Idaho Department of Lands, Bureau of Land Management, PacifiCorp and Cities and Counties on multiple matters relating to our parks and recreation programs.

WIF Advisory Committee Appointment for District 5

Kathy Muir recommended that the Board appoint Mark Phillips to the District 5 Waterways Improvement Fund (WIF) Advisory Committee.

Mr. Fatkin moved to appoint Mr. Phillips to the District 5 WIF Advisory Committee. Motion was seconded by Mr. Roach. The Chairman asked for further discussion, hearing non, he called for a vote on the motion. Motion carried.

Sheridan Property Transfer

Adam Zaragoza provided information on a 260-acre parcel of land in Cassia County that IDPR desires to acquire from The Conservation Fund (TCF) so that it can be used to provide recreational tourism opportunities near Castle Rocks State Park.

Mr. Roach moved to authorize the Director to sign the Property Acquisition Agreement contingent upon the National Park Service closing on the referenced Tract No's 101-13, 101-14 and 101-15. Upon receipt of the executed Warranty Deed, the Board will accept parcel RP15S24E182400 as real property owned and managed within the Idaho Parks and Recreation System. Motion was seconded by Mr. Black. The chairman asked for further discussion, hearing none, he called for a vote on the motion. Motion carried unanimously.

Human Resources Modernization

Lori Wolff, Idaho Division of Human Resources Administrator provided information on the Human Resources Modernization. The goal of the modernization is to provide consistency in managing our state workforce. This will be done through policy/practice support, improved strategies to manage the workforce and attract talent, leadership and professional development of HR professionals, and training and development of employees and leaders. HR staff will continue to be located at the agency to be part of the leadership team and will work with the Director and staff to continue smooth HR functions for all elements of HR.

Information Technology Services

Alberto Gonzalez, Idaho Information Technology Services Administrator provided an overview of the IT modernization. After meeting with multiple agency Directors, Legislators, Lobbyists, and Vendors they found gaps in service, financials, communications, and security which they plan to address in phases. There will be a large emphasis on customer service and timely billing to assist budgeting processes.

Boise River ReWild Project with Golden Eagle Audubon Society

Joe Cook and Jane Young provided information on the Boise River ReWild Project. IDPR is working in coordination with the Golden Eagle Audubon Society, the native plant restoration project is focused on the Barber Pool Conservation Area between the Diversion Dam and the East Park Center Bridge on public property.

2023 Meeting Dates & Locations

The Board discussed dates and agreed to the following meeting dates and locations for 2023 quarterly meetings:

- February 8-9 Boise, ID
- May 2-4 Challis, ID
- August 9-10 Lewiston, ID
- November 8-9 McCall, ID

Park Naming Convention/Policy 8030

Adam Zaragoza provided the Board with the current policy for review. After discussion, Chairman Beckley suggested that a subcommittee be formed to work with staff on adjustments to the policy and bring the proposed changes to the Board. Mr. Zaragoza, Chairman Beckley and Board Vice Chair Eastwood will work together on proposed changes.

Randy Doman Board Recognition

Director Buxton provided a background on Mr. Doman and recognized him as an integral member of the

IDPR Board. Director Buxton presented a plaque on his behalf to Mr. Doman's family. All Board members and several staff stated their respect and friendship with Board member Doman and expressed their condolences to his family. Brooke Doman, Randy's daughter addressed the Board and remarked how much Randy loved IDPR.

Program Reports

- **Communications** - Craig Quintana provided information and statistics on IDPR's social media engagement, IDPR's involvement and presentation at the Idaho Conference on Recreation and Tourism (ICORT) and Communication's work on the Interpretive Program, its challenges, and goals for the program in 2023.
- **Development Bureau** – Erik Bush provided an update on current projects and their progress. Development welcomed Brian Griggs as a new Project Manager for the department.
- **Fiscal** - Mr. Martin provided the first quarter financial reports for fiscal year (FY) 2023 for the Board's review. Mr. Martin reported that year-to-date revenue is somewhat reflective of timing variances for revenue that was collected in June but was not recognized until July due to ITS data issues.
- **Human Resources** - Director Buxton provided an overview of current turnover and retention numbers. Recruitment for many positions has been successful and is ongoing for many vacant positions.
- **Management Services** - Adam Zaragoza has been working with Department of Environmental Quality and Idaho Department of Lands on potential properties to partner on. Mr. Zaragoza provided updates on the Lake Cascade Marina project, Ashton property acquisition, meetings with the City of Ashton regarding the Ashton Visitor's Center and paving at Ashton Tetonia Trail planned for 2024-2025.
- **Natural Resources** - Keith Jones provided a brief update of completed and upcoming projects for Natural Resources. Mr. Jones expressed his appreciation for the Ranger Roundup being started back up, it was a great experience and creates a great culture and sense of value for employees.
- **Operations** - Troy Elmore provided an update on his meeting with the Director of Center for Deaf and Hard of Hearing regarding inquiries and what IDPR can do to accommodate recreators. A process to handle inquiries was established and that will be discussed at region meetings. Mr. Elmore provided information on his meeting with the Idaho Cattle Association to discuss OHV law enforcement and education.
- **Rec Bureau** - David Claycomb met with Sheriff's offices and Forest Service staff regarding OHV training and a draft curriculum has been established. OHV education classes have taught 121 students and trained 4 new instructors this last quarter. Mr. Claycomb reported that the Rec Bureau is almost fully staffed. The yurt that was damaged by a bear has been patched up and is back online for reservations.
- **Reservation and Registration** - Adam Zaragoza provided information on the upcoming fee review provided by the recently established fee team, made up of two staff members from each region. Mr. Zaragoza also provided an overview of visitation numbers.
- **East Region** - Troy Elmore stood for questions regarding the East Region Quarterly Report provided to the Board. No questions or comments were posed.
- **North Region** - David White provided an update on staffing. They have three new Rangers and two vacancies currently.
- **South Region** - Theresa Perry and her staff have had a busy summer and have now fully transitioned into winter. Ranger Roundup and South/East Region meeting went well. Staff is working on compliance training.

Executive Session

Mr. Roach moved to go into Executive Session pursuant to Idaho Code 74-206 (b), (c) and (f) to evaluate a public office, to discuss the acquisition of real property not owned by a public agency and to communicate with legal counsel regarding pending litigation.

The Chairman called for a roll call vote

- o Board Member Beckley - Yes
- o Board Member Fatkin - Yes
- o Board Member Black - Yes
- o Board Member Roach - Yes

Motion Carried.

The Board returned from Executive Session at 1:45. No decisions were made during the Executive Session and no action taken in open session after the Executive Session.

Mr. Fatkin moved to adjourn the meeting. The meeting was adjourned at approximately 1:50 PM.

Chairman Brian Beckley
Idaho Park and Recreation Board

Susan E. Buxton, Director
Idaho Department of Parks and Recreation

AGREEMENT for FACULTY POSITION
Between
IDAHO DEPARTMENT OF PARKS AND RECREATION
And
REGENTS OF THE UNIVERSITY OF IDAHO

This agreement is effective the date of last signature and is between the Regents of the University of Idaho, a public university of the state of Idaho (“**University**”) and the Idaho Department of Parks and Recreation, an executive department of the state of Idaho (“**IDPR**”).

The parties wish to promote research and education within IDPR’s fields of authority, including planning and development of the outdoor recreational resources of the state of Idaho, which are consistent with University’s mission to provide instruction, research, and public service to the benefit of the State of Idaho. There are no equivalent positions in higher education to address educational, professional and technical training needed for state agencies and the State of Idaho’s expansive needs for outdoor recreation management and ecology. The parties enter into this agreement to create a faculty position specific to Parks, Tourism and Recreation Management (“**Position**”) that will provide teaching, research and outreach in the fields of recreation ecology, environmental interpretation, and tourism in the aspects of parks and recreation management and utilize the contiguous properties of Ponderosa State Park and the McCall Field Campus for joint endeavors. This agreement states the terms for funding, support, management, oversight and goals for the Position.

University and IDPR therefore agree, as follows:

I. Description of Position:

- a. Assistant or Associate rank tenure track faculty position. The Position will be housed in University’s College of Natural Resources (“College”); Distribution of duties – Teaching/Advising 30%, Research 50%, Outreach/Service 20%. The Position will also utilize the McCall Field Campus located at Ponderosa State Park and, as needed, office space at IDPR, 5657 Warm Springs Avenue, Boise, Idaho, 83716.
- b. The Position will:
 - i. Develop an externally funded research program focusing on the economic, ecological, and sociological aspects of parks and recreation management;
 - ii. Collaborate with departmental, college, and university researchers, IDPR rangers and managers, and other external partners on interdisciplinary research focused hands-on parks and recreation management and related natural resources challenges; and
 - iii. Develop new research directions in the recreation ecology, environmental and cultural interpretation, and tourism with a focus on the intersection of social, economic and ecological components of outdoor recreation, parks and tourism management.
- c. The Position shall teach 2 courses each year. Courses may include recreation and parks management, environmental interpretation or other social- ecological systems-related courses relevant to the interdisciplinary undergraduate degrees of the College and campus-wide Environmental Science program. Graduate courses taught may include social, economic or recreation theory as applied to parks and recreation

management, graduate research methods, or other courses based on academic qualifications that may utilize the McCall Field Campus and Ponderosa State Park.

- d. The Position shall also advise graduate and undergraduate students in the College.
- e. To be considered a candidate for the Position, an individual must meet the following minimum qualifications:
 - i. Hold a Ph.D. in a social science discipline or related interdisciplinary natural resource degree with formal training in applied social science methods;
 - ii. Demonstrated success publishing social science research related to parks and recreation management in refereed journals;
 - iii. Demonstrated capacity to teach graduate and undergraduate courses using effective teaching approaches;
 - iv. Demonstrated potential to develop a research program that is both relevant statewide and recognized nationally, including the capacity to obtain external grants; and,
 - v. Demonstrated oral and written communication skills relevant to scientific and natural resource management audiences.

II. Funding of Position:

- a. The Position shall be funded in the amount necessary to fully compensate the salary of the incumbent professor, \$80,000 for 2022/23 academic year. Funding is subject to change based on meritorious salary adjustments. University will provide 50% of the annual academic year salary including published University consolidated fringe rate.
- b. IDPR will provide 50% of annual academic year salary including published University consolidated fringe rate.
- c. University will provide faculty startup package as negotiated with the Position.
- d. University shall submit invoices to IDPR not more often than monthly. A final invoice shall be submitted to IDPR no later than 60 days after the end of the state fiscal year. Unspent funds may not be carried forward to the next fiscal year.
- e. University email invoices to IDPR at the following address: Steve Martin, Fiscal Officer, Steve.Martin@idpr.idaho.gov.
- f. IDPR shall send payment to: 875 Perimeter Drive, MS 3020, Moscow, ID 83844-3020.
- g. Travel costs may be reimbursed according to University policy.
- h. Financial Questions shall be sent to the following individuals:

For University:
Financial Unit
875 Perimeter Drive, MS 3020
Moscow, ID 83844-3020
osp-billing@uidaho.edu
208-885-6651

For IDPR:
Steve Martin, Fiscal Officer
5657 Warm Springs Ave.
Boise, Idaho 83716
steve.martin@IDPR.idaho.gov
208-514-2460

III. Hiring Process, Annual Evaluation and Position Performance:

- a. The Position shall be an employee of the University and shall not be considered an employee of IDPR for any purposes. The individual hired to the Position shall be bound by the terms and conditions of employment with University so that there is continuity of benefits and other terms of employment. University shall provide the Position with salary and benefits in accordance with its policies and procedures and shall be responsible for management and control of the Position.
- b. The individual for the Position shall be hired according to University Human Resources requirements and processes. The search committee for the Position shall include 2 representatives from IDPR as assigned by the Director of the IDPR. IDPR may provide input on interview questions.
- c. The Position shall undergo an annual evaluation according to University's Human Resources requirements and processes. The evaluation committee will include Dean, College of Natural Resources; Department Head, Natural Resources and Society; 1 IDPR representative as assigned by Director, IDPR.
- d. Performance of the Position will be assessed on quality of the following: teaching and advising; research productivity to include external funding acquisition, publications and statewide relevance; outreach efforts and impact.
- e. IDPR and University will facilitate at least 1 meeting each year in addition to the Annual Evaluation with the Position to explore research topics; responsiveness to statewide emerging topics or issues; outreach and collaboration opportunities for the Position.
- f. Position may regularly attend or participate in IDPR Board meetings and other meetings as requested by IDPR

IV. Position Objectives:

- a. Develop research and curriculum for IDPR's use in recreation ecology, environmental and cultural interpretation, and tourism to understand and enhance stakeholder behavior and desires in relation to outdoor recreation and parks operations.
- b. Research methods to provide tools for parks and recreation agencies to more effectively predict stakeholder behavior and advise agencies on management options.
- c. The Position will serve as primary organizer for meetings aimed at collaborative efforts between IDPR, University and other stakeholders as it relates to duties of the Position.
- d. Promote and increase visibility of partnership between IDPR and University especially utilizing the unique properties at Ponderosa State Park and the McCall Field Campus.

V. The University Agrees to:

- a. Provide adequate office space; access to buildings, labs and facilities as necessary consistent with University policy.

- b. Provide mentoring and training with senior faculty.
- c. Provide adequate services to support execution of duties of the Position including mechanisms to process sponsored agreements and expenditure processing.

VI. IDPR Agrees to:

- a. Make available personnel, facilities, and access to land and information under its control as mutually agreed upon for execution of duties of the Position, especially highlighting Ponderosa State Park which is directly adjacent to the McCall Field Campus.
- b. Cooperate in research, education, and outreach on mutually agreed upon projects.

VII. Mutually Agreed:

- a. The Position will be located at University Main Campus, Moscow, ID.
- b. The Position will travel to state parks and related areas throughout the state with emphasis on utilization of Ponderosa State Park and the McCall Field Campus.
- c. Review and modify as necessary annual Position objectives, goals and tasks.
- d. Open exchange of information so both parties are informed of plans, programs, progress, needs and results of the Position.
- e. Data generated directly from this agreement shall remain joint property of the University and IDPR and may not be used for further analyses or dissemination without the consent of both parties, excepting for use in educational purposes in furtherance of the University's obligations as a public, land grant University.
- f. Acknowledge the University and IDPR need to publish and disseminate information which may arise from research performed by the Position in forums such as symposia, international, national or regional professional meetings, or published in vehicles such as books, journals, websites, theses or dissertations. The University and IDPR shall be given the opportunity to coauthor all publications arising from work sponsored or coordinated by this agreement. If the University or IDPR declines authorship, they shall retain the opportunity to review and comment on publications prior to submission. Time for such reviews will be limited to 30 days. Publications by the University employee as sponsored research, as defined by University policy, shall adhere to the requirements of the sponsored research agreement or requirements from the sponsor. Credit for publications shall be given according to recognized academic practices and as required by the grant or contract funding the publication. No other property is expected to be acquired, held or disposed of resulting from the Position.

VIII. Additional Terms and Conditions:

- a. This agreement shall be effective January 1, 2023 and shall terminate June 30, 2033. The term of the agreement is for 10 years, beginning with the first state wide fiscal year to

occur after date of authorized signatures. This agreement may be extended for any length of time as mutually agreed by both parties at conclusion of initial 10-year term.

- b. Either party may terminate this agreement without cause by providing written notice to the other party 90 days in advance. Any such termination shall take effect at the end of the currently funded fiscal/academic year.
- c. This agreement may be extended or modified only by written amendment executed by both parties' authorized official. No purchase order or invoice resulting from either parties' or the Position's actions under this agreement, and no related procurement process undertaken by IDPR shall modify this agreement.
- d. IDPR and University are government entities and this agreement shall in no way or manner be construed so as to bind or obligate IDPR or University beyond the term of any particular appropriation of funds by the federal government or Idaho's Legislature as may exist from time to time. IDPR and University reserve the right to terminate this agreement in whole or in part if, in IDPR's or University's sole judgment, the federal government or the state of Idaho fails, neglects, or refuses to appropriate sufficient funds as may be required for IDPR or University to continue such payments, or requires any return or "give-back" of funds required for IDPR or University to continue payments, or if the Idaho executive branch mandates any cuts or holdbacks in spending. All affected future rights and liabilities of the parties hereto shall thereupon cease within 10 calendar days after notice to or from University of the absence of the requisite appropriation.

Each party is signing this agreement on the date stated opposite that party's signature.

REGENTS OF THE UNIVERSITY OF IDAHO

By: _____
Sarah Martonick DATE
University of Idaho Moscow, ID

IDAHO DEPARTMENT OF PARKS AND RECREATION

By: _____
Susan Buxton, Director DATE
Idaho Department of Parks and Recreation, Boise, ID

PROPERTY ACQUISITION AGREEMENT

This Property Acquisition Agreement (“Agreement”) is made and entered into by and between THE CONSERVATION FUND, a Maryland non-profit corporation, whose address is 1655 N. Fort Myer Drive, Suite 1300, Arlington, Virginia 22209 (“TCF”), and the IDAHO PARK AND RECREATION BOARD through the IDAHO DEPARTMENT OF PARKS AND RECREATION, whose address is 5657 Warm Springs Ave, Boise, Idaho 83716 (collectively “IDPR”).

RECITALS

WHEREAS, TCF is the owner of real property located in Cassia County, Idaho, commonly known as Parcel No. RP15S24E182400, and more specifically described as the NW1/4, N1/2SW1/4 and the N1/2SE1/4SE1/4 of Section 18, Township 15 South, Range 24 East of the Boise Meridian, Cassia County, State of Idaho (“the Property”); and

WHEREAS, IDPR has determined that acquisition of the Property will advance its mission of expanding park and recreation opportunities available to the public by providing additional recreational tourism resources within Castle Rocks State Park; and

WHEREAS, the United States of America, through the Department of the Interior, National Park Service (“NPS”) has informed IDPR that it is negotiating the acquisition of adjacent real property in Cassia County, Idaho commonly referred to by NPS as CIRO Tract No. 101-13 (100 acres m/l), and road access easements in CIRO Tract No. 101-14 (4.63 acres, m/l) and CIRO Tract No. 101-15 (0.45 acres, m/l).

WHEREAS, this Agreement is intended to memorialize the intent of IDPR and TCF to complete the actions necessary to proceed with a purchase and acquisition of the Property by IDPR upon fulfillment of the contingencies stated in this Agreement.

NOW, THEREFORE, in consideration of the mutual covenants, terms and conditions set forth in this Agreement, including the above-stated Recitals that are intended to be contractual in nature and not mere recitals, TCF and IDPR agree, subject to the subsequent execution of a real property purchase agreement, and subject to the final approval of the Board, as follows:

1. **TRANSFER OF TITLE:** TCF will convey title by warranty deed to IDPR. The proposed form of the Warranty Deed is attached to this Agreement and incorporated by reference as Exhibit A.
2. **PURCHASE PRICE:** The purchase price for the Property shall be the sum of FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00).
3. **CLOSING DATE:** The last day to close shall be no later than thirty (30) days after the United States of America, acting by and through the Department of the Interior, National Park Service (“NPS”) has acquired the fee interest in the parcel commonly known as CIRO Tract No.101-13 (100 acres m/l), and secured non-exclusive, permanent road access easements on and across

those parcels commonly known as CIRO Tract No. 101-14 (4.63 acres, m/l) and CIRO Tract No. 101-15 (0.45 acres, m/l).

4. SURVEY AND TRANSACTION COSTS: IDPR will be responsible for paying for all transaction and closing costs, and paying for a survey, if IDPR determines a survey is necessary. TCF will pay all 2022 property taxes for the Property on or before the closing date.

5. APPLICABLE REGULATIONS AND RULES: IDPR is responsible for meeting all local, state or federal regulations or requirements related to the development and use of the Property, as may be applicable.

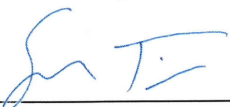
6. AUTHORITY TO SIGN: TCF and IDPR each warrant and represent to the other that the persons signing this Agreement have full authority and right to bind their respective parties to the terms of this Agreement and that such person is acting within the scope of such person's authority and agency.

7. WRITTEN MODIFICATION: No modification, release, discharge, change, or waiver of any provision hereof shall be of any force, effect, or value unless it is in writing and signed by both parties to this Agreement. Any such modification shall be attached hereto as an addendum and incorporated herein by reference.

8. COUNTERPARTS. This Agreement may be executed in several counterparts, and all so executed shall constitute one agreement, binding on all the parties hereto even though all the parties are not signatories to the original or the same counterpart.

IN WITNESS WHEREOF, the Parties have executed this Property Acquisition Agreement the day and year last written below.

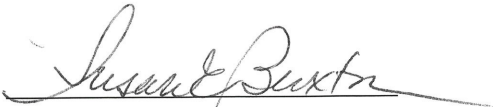
THE CONSERVATION FUND
A Maryland non-profit corporation

By: 

Its: Assistant Secretary

Date: 12/5/2022

IDAHO DEPARTMENT OF PARKS
AND RECREATION

By: 

Its: Director

Date: 12/7/2022