



**STAFF REPORT FOR ROAD VACATION/ABANDONMENT/ADDITION UNDER I.C. § 40-203 and 40-203A**  
**SUBJECT ROAD: the road or right-of-way known as Packsaddle Bench Road & Neville Springs Road**  
**PREPARED FOR: BoCC July 14, 2025 Public Hearing**

**PROCEDURAL BACKGROUND:**

Ag Rim LLC, Ron Judy, Michael & Christina Assante, Bainbridge Earl Family Trust, and Joseph & Carol Felger applied for a Road Vacation/Abandonment/Addition Application to vacate/relocate portions of Packsaddle Road (W 4000 N) and Hoopes Road on April 19 of 2016.

A public hearing was held pursuant to that application on December 20, 2020. Upon consideration of the presented facts and testimony at the hearing, the Board granted the petition and vacated and relocated the requested portions of the above-mentioned roads. A map of the proposed vacation/relocation, included in the materials presented in that 2020 hearing, is included.

Written findings of fact and conclusions of law are required to effectuate validation/vacation proceedings under Idaho Code § 42-203. Because written finding of facts of conclusions of law from these previous hearings were inadvertently not recorded, and in light of the fact that no county commissioner taking part in the original decision currently serves on the Board, this hearing is set to present facts, evidence, and testimony to the current Board for issuance of written findings and conclusions.

**REQUIREMENTS FOR NOTICE OF PUBLIC HEARING:**

In accordance with the requirements of Idaho Code § 40-203(1)(d), (e) and (f), notice of this public hearing was published in the Teton Valley News on June 11, 2025 and July 2, 2025 and notice to adjacent landowners was mailed on May 21, 2025.

**OVERVIEW OF ROAD VACATION/ABANDONMENT/ADDITION PROCEEDING:**

Because written finding of facts of conclusions of law from these previous hearings have yet to be recorded, and in light of the fact that no county commissioner taking part in the original decision currently serves on the Board, this hearing is set to present facts, evidence, and testimony to the current Board for issuance of written findings and conclusions.

**LOCATION AND HISTORY OF ROAD:**

The original public hearing for Packsaddle Bench Road & Neville Springs Road was held on June 13, 2016. Through continuations and supplemental hearings, the application was eventually approved on December 30, 2020.

**LOCATION:** The Road is currently shown on the county GIS Map as Packsaddle Bench Road & Neville Springs Road. It is located in Sections 5, 6, 8 T5N R44E; Section 25 T6N R43E; Sections 30, 31 T6N R44E, Teton County

**PUBLIC COMMENT:**

No public written comments or exhibits were received as of 5:00 PM, Wednesday, July 9, 2025, the deadline for inclusion in the hearing packet set forth in the notice for this hearing.

**STAFF RECOMMENDATION:**

Approval of the Vacation/Abandonment/Addition application was approved on December 30, 2020.

Because no county commissioner taking part in the original decision currently serves on the Board, this hearing is set to present facts, evidence, and testimony to the current Board for issuance of written findings and conclusions. Staff recommendation is for the current Board to support the decision to approve in December of 2020.

**PROPOSED MOTIONS:**

**The following motions could be made to recommend vacation/abandonment/addition of the Road:**

**A. ADVISEMENT**

*I move this matter be taken under advisement subject to future deliberation on the record.*

**B. CONTINUATION**

*I move to continue the hearing for the Vacation of the Road Known as N1000W to a future BoCC agenda in order to obtain additional information on the following issues:*

1. ....

**C. ROAD VACATION/ABANDONMENT/ADDITION**

*I move to support the previous board decision on December 30, 2020, approve the same motion made on said date and direct the Public Works Director and Civil Deputy Prosecuting Attorney to prepare a written Findings of Fact and Conclusions of Law and Order for commissioner's approval and recording in accordance with the law.*

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**Prepared by:**

Darryl Johnson, Public Works Director

**Attachments:**

December 30, 2020 Packsaddle Road Vacation & Dedication Action Item

December 30, 2020 Agenda

December 30, 2020 Minutes

ROW Vacation

Instrument Number 266331 – Grant Deed

Idaho Code § 40-203A

Idaho Code § 40-203