

UNITED STATES DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
LAND AND WATER CONSERVATION FUND
PROJECT AGREEMENT

(OMB No. 1024-0033, August 31, 2010)

State:

New Hampshire

Project Number:

33-00 683

Project Title:

Jericho Mountain State Park Phase II

Project Period:

DOA through 12/31/2012

Proposal Scope (Description of Project):

Physical improvements to facilities at Jericho Mountain State Park will consist of basement insulation and basement sheet rock, phone system installation, toll booth at the park entrance, exterior finishing, leach field, water line and heat installation along with continued site work.

The following are hereby
incorporated into this agreement:

Total Project Cost \$100,863.00

LWCF Amount \$ 50,431.50
(Fund amount not to exceed 50% of total)

1. General Provisions
2. LWCF State Assistance Program Manual
3. Project Application and Attachments
4. OMB Circular A-102
5. 43 CFR Part 12
6. 36 CFR Part 59

NPS 10-902 (October 2008)

The United States of America, represented by the Director, National Park Service, United States Department of the Interior, and the State named above (hereinafter referred to as the State), mutually agree to perform this agreement in accordance with the Land and Water Conservation Fund Act of 1965, 78 Stat. 897 (1964), the provisions and conditions of the Land and Water Conservation Fund State Assistance Program Manual, and with the terms, promises, conditions, plans, specifications, estimates, procedures, project proposals, maps, assurances, and certificates attached hereto or retained by the State and hereby made a part hereof.

The United States hereby promises, in consideration of the promises made by the State herein, to obligate to the State the amount of money referred to above, and to tender to the State that portion of the obligation which is required to pay the United States' share of the costs of the above project, based upon the above percentage of assistance. The State hereby promises, in consideration of the promises made by the United States herein, to execute the project described above in accordance with the terms of this agreement.

The following special project terms and conditions were added to this agreement before it was signed by the parties hereto:

In witness whereof, the parties hereto have executed this agreement as of the date entered below.

THE UNITED STATES OF AMERICA

STATE

By:

Jack W. Howard
(Signature)

New Hampshire

(State)

Gail A. Wolek
(Signature)

National Park Service
Department of the Interior

Gail A. Wolek

(Name)

Date:



SEP 8 2011

Entered by NPS

Interim Director/ASLO

(title)

Estimated Burden Statement: The public reporting burden for this collection of information is estimated to average 3 hours per response including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding this burden estimate or any aspect of this form should be sent to the National Park Service, State and Local Assistance Programs Division, 1849 C Street NW, Washington, DC 20240.

Paperwork Reduction Act Statement: This form is necessary to provide data input into an NPS project database which provides timely data on projects funded over the life of the program. Such data is used to monitor project progress and to analyze program trends. A Federal Agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. Any comments on the burden estimate or other aspects of this collection of information may be addressed to the National Park Service, State and Local Assistance Programs Division, 1849 C Street NW, Washington, DC 20240.

NPS 10-902 (October 2008)

RECEIVED

AUG 27 2012

OMB No. 1024-0033

Expires 08/31/2013

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

STATE New Hampshire

Project Amendment No. 33-00683.1

AMENDMENT TO PROJECT AGREEMENT

THIS AMENDMENT To Project Agreement No. 33-00683 is hereby made and agreed upon by the United States of America, acting through the Director of the National Park Service and by the State of New Hampshire pursuant to the Land and Water Conservation Fund Act of 1965, 78 Stat. 897 (1964).

The State and the United States, in mutual consideration of the promises made herein and in the agreement of which this is an amendment, do promise as follows:

That the above mentioned agreement is amended by adding the following:

Change total cost from \$100,863.00 to 261,834.80

Change fund assistance from \$50,431.50 to 130,917.40

Change date of completion from 12/31/2012 to 12/31/2013

In all other respects the agreement of which this is an amendment, and the plans and specifications relevant thereto, shall remain in full force and effect. In witness thereof the parties hereto have executed this amendment as of the date entered below.

THE UNITED STATES OF AMERICA

By

Jack W. Howard
(Signature)

PROGRAM MANAGER

(Title)

National Park Service
United States Department of the Interior

Date AUG 23 2012

STATE

New Hampshire

(State)

By

Gail A. Wolek 8/17/12
(Signature)

Gail A. Wolek

(Name)

NH Parks Deputy Director/ASLO

(Title)

Paperwork Reduction Act Statement: This form is authorized by the Land and Water Conservation Act of 1965 (LWCF Act) (16 U.S.C. 4601-4 et seq.). Your response is required to obtain or retain a benefit. We use this information to document changes made to original grant agreements. Your response is not valid OMB control number is displayed. We estimate that it will take 3 hours to complete this form, including time necessary to review instructions, gather data and review the form. You may direct comments regarding the burden estimate or any other aspect of the form to State and Local Assistance Programs, 1849 C Street N.W., Mail Stop 2225, Washington DC 20240

**LAND AND WATER CONSERVATION FUND
PROJECT AGREEMENT GENERAL PROVISIONS**

Part I - Definitions

- A. The term "NPS" or "Service" as used herein means the National Park Service, United States Department of the Interior.
- B. The term "Director" as used herein means the Director of the National Park Service, or any representative lawfully delegated the authority to act for such Director.
- C. The term "Manual" as used herein means the Land and Water Conservation Fund Grants Manual (NPS-34).
- D. The term "project" as used herein means a single project, a consolidated grant, a project element of a consolidated grant, or project stage which is subject to the project agreement.
- E. The term "State" as used herein means the State or Territory which is a party to the project agreement, and, where applicable, the political subdivision or public agency to which funds are to be transferred pursuant to this agreement. Wherever a term, condition, obligation, or requirement refers to the State, such term, condition, obligation, or requirement shall also apply to the recipient political subdivision or public agency, except where it is clear from the nature of the term, condition, obligation, or requirement that it is to apply solely to the State. For purposes of these provisions, the terms "State," "grantee," and "recipient" are deemed synonymous.
- F. The term "Secretary" as used herein means the Secretary of the Interior, or any representative lawfully delegated the authority to act for such Secretary.

Part II - Continuing Assurances

The parties to the project agreement specifically recognize that the Land and Water Conservation Fund assistance project creates an obligation to maintain the property described in the project agreement consistent with the Land and Water Conservation Fund Act and the following requirements.

Further, it is the acknowledged intent of the parties hereto that recipients of assistance will use moneys granted hereunder for the purposes of this program, and that assistance granted from the Fund will result in a net increase, commensurate at least with the Federal cost-share, in a participant's outdoor recreation. It is intended by both parties hereto that assistance from the Fund will be added to, rather than replace or be substituted for, State and local outdoor recreation funds.

- A. The State agrees, as recipient of this assistance, that it will meet the following specific requirements and that it will further impose these requirements, and the terms of the project agreement, upon any political subdivision or public agency to which funds are transferred pursuant to the project agreement. The State also agrees that it shall be responsible for compliance with the terms of the project agreement by such a political subdivision or public agency and that failure by such political subdivision or public agency to so comply shall be deemed a failure by the State to comply with the terms of this agreement.
- B. The State agrees that the property described in the project agreement and the signed and dated project boundary map made part of that agreement is being acquired or developed with Land and Water Conservation Fund assistance, or is integral to such acquisition or development, and that, without the approval of the Secretary, it shall not be converted to other than public outdoor recreation use but shall be maintained in public outdoor recreation in perpetuity or for the term of the lease in the case of leased property. The Secretary shall approve such conversion only if it is found to be in accord with the then existing comprehensive statewide outdoor recreation plan and only upon such conditions deemed necessary to assure the substitution of other recreation properties of at least equal fair market value and of reasonably equivalent usefulness and location. This replacement land becomes subject to Section 6(f)(3) protection. The approval of a conversion shall be at the sole discretion of the Secretary, or his designee. Prior to the completion of this project, the State and the Director may mutually alter the area described in the project agreement and the signed and dated project boundary map to provide the most satisfactory public outdoor recreation unit, except that acquired parcels are afforded Section 6(f)(3) protection as Fund reimbursement is provided.

In the event the NPS provides Land and Water Conservation Fund assistance for the acquisition and/or development of property subject to reversionary interests with full knowledge of those reversionary interests, conversion of said property to other than public outdoor recreation uses as a result of such reversionary interest being exercised is approved. In receipt of this approval, the State agrees to notify the Service of the conversion as soon as possible and to seek approval of replacement property in accord with the conditions set forth in these provisions. The State further agrees to effectuate such replacement within a reasonable period of time, acceptable to the Service, after the conversion of property takes place. The provisions of this paragraph are also applicable to: leased properties acquired and/or developed with Fund assistance where such lease is terminated prior to its full term due to the existence of provisions in such lease known and agreed to by the Service; and properties subject to other outstanding rights and interests that may result in a conversion when known and agreed to by the Service.

- C. The State agrees that the benefit to be derived by the United States from the full compliance by the State with the terms of this agreement is the preservation, protection, and the net increase in the quality of public outdoor recreation facilities and resources which are available to the people of the State and of the United States, and such benefit exceeds to an immeasurable and unascertainable extent the amount of money furnished by the United States by way of assistance under the terms of this agreement. The State agrees that payment by the State to the United States of an amount equal to the amount of assistance extended under this agreement by the United States would be inadequate compensation to the United States for any breach by the State of this agreement. The State further agrees, therefore, that the appropriate remedy in the event of a breach by the State of this agreement shall be the specific performance of this agreement.
- D. The State agrees to comply with the policies and procedures set forth in the Land and Water Conservation Fund Manual. Provisions of said Manual are incorporated into and made a part of the project agreement.
- E. The State agrees that the property and facilities described in the project agreement shall be operated and maintained as prescribed by Manual requirements.
- F. The State agrees that a permanent record shall be kept in the participant's public property records and available for public inspection to the effect that the property described in the scope of the project agreement, and the signed and dated project boundary map made part of that agreement, has been acquired or developed with Land and Water Conservation Fund assistance and that it cannot be converted to other than public outdoor recreation use without the written approval of the Secretary of the Interior.
- G. Nondiscrimination
 1. By signing the LWCF agreement, the State certifies that it will comply with all Federal laws relating to nondiscrimination as outlined in the Civil Rights Assurance appearing at Part III-I herein.
 2. The State shall not discriminate against any person on the basis of residence, except to the extent that reasonable differences in admission or other fees may be maintained on the basis of residence as set forth in the Manual.

Part III - Project Assurances

A. Applicable Federal Circulars

The State shall comply with applicable regulations, policies, guidelines and requirements including OMB Circular A-102 (Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments), 43 CFR Part 12 (Administrative and Audit Requirements and Cost Principles for Assistance Programs, Department of the Interior), A-87 (Cost Principles for State and Local Governments), and A-128 (Audits of State and Local Government) as they relate to the application, acceptance and use of Federal funds for this federally assisted project.

B. Project Application

1. The Application for Federal Assistance bearing the same project number as the agreement and associated documents is by this reference made a part of the agreement.

2. The State possesses legal authority to apply for the grant, and to finance and construct the proposed facilities. A resolution, motion or similar action has been duly adopted or passed authorizing the filing of the application, including all understandings and assurances contained herein, and directing and authorizing the person identified as the official representative of the State to act in connection with the application and to provide such additional information as may be required.
3. The State has the ability and intention to finance the non-Federal share of the costs for the project. Sufficient funds will be available to assure effective operation and maintenance of the facilities acquired or developed by the project.

C. Project Execution

1. The project period shall begin with the date of approval of the project agreement or the effective date of a waiver of retroactivity and shall terminate at the end of the stated or amended project period unless the project is completed or terminated sooner in which event the project shall end on the date of completion or termination. For project elements added to a consolidated grant, the project period will begin on the date the project element is approved.
2. The State shall transfer to the project sponsor identified in the Application for Federal Assistance or the Description and Notification Form all funds granted hereunder except those reimbursed to the State to cover administrative expenses.
3. The State will cause work on the project to be commenced within a reasonable time after receipt of notification that funds have been approved and assure that the project will be prosecuted to completion with reasonable diligence.
4. The State will require the facility to be designed to comply with the Architectural Barriers Act of 1968 (Public Law 90-480) and DOI Section 504 Regulations (43 CFR Part 17). The State will be responsible for conducting inspections to insure compliance with these specifications by the contractor.
5. The State shall secure completion of the work in accordance with approved construction plans and specifications, and shall secure compliance with all applicable Federal, State, and local laws and regulations.
6. In the event the project covered by the project agreement, including future stages of the project, cannot be completed in accordance with the plans and specifications for the project; the State shall bring the project to a point of recreational usefulness agreed upon by the State and the Director or his designee.
7. The State will provide for and maintain competent and adequate architectural/engineering supervision and inspection at the construction site to insure that the completed work conforms with the approved plans and specifications; that it will furnish progress reports and such other information as the NPS may require.
8. The State will comply with the terms of Title II and Title III, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646), 94 Stat. 1894 (1970), and the applicable regulations and procedures implementing such Act for all real property acquisitions and where applicable shall assure that the Act has been complied with for property to be developed with assistance under the project agreement.
9. The State will comply with the provisions of: Executive Order 11988, relating to evaluation of flood hazards; Executive Order 11288, relating to the prevention, control, and abatement of water pollution, and Executive Order 11990 relating to the protection of wetlands.
10. The State will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, approved December 31, 1976. Section 102(a) requires the purchase of flood insurance in communities where such insurance is available, as a condition for the receipt of any Federal financial assistance for construction or acquisition purposes, for use in any area that has been identified as an area having special flood hazards by the Flood Insurance Administration of the Federal Emergency

Management Agency. The phrase "Federal financial assistance" includes any form of loan, grant, guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.

11. The State will insure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities, pursuant to 40 CFR, Part 15.20 and that it will notify the NPS of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be utilized in the project is under consideration for listing by the EPA. The State agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act of 1970. The State further agrees to insert this clause into any contract or subcontract in excess of \$100,000.
12. The State will assist the NPS in its compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (16 U.S.C. 470), Executive Order 11593, and the Archaeological and Historic Preservation Act of 1966 (16 U.S.C. 469a-1 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to effects (see CFR Part 800.8) by the activity, and notifying the Federal grantor agency of the existence of any such properties, and by (b) complying with all requirements established by the Federal grantor agency to avoid or mitigate adverse effects upon such properties.
13. The State will comply with Executive Order 12432, "Minority Business Enterprise Development as follows:
 - (1) Place minority business firms on bidder's mailing lists.
 - (2) Solicit these firms whenever they are potential sources of supplies, equipment, construction, or services.
 - (3) Where feasible, divide total requirements into smaller needs, and set delivery schedules that will encourage participation by these firms.
 - (4) For any project involving \$500,000 or more in grant assistance (except for projects involving acquisition only) the State or recipient shall submit, prior to the commencement of construction and every fiscal year quarter thereafter until project completion, reports documenting the efforts to hire minority business firms. These reports, SF 334, will be submitted one month following the end of each fiscal quarter (i.e., January 31, April 30, July 31, and October 31) to the appropriate National Park Service Regional Office.
 - (5) The Department of the Interior is committed to the objectives of this policy and encourages all recipients of its grants and cooperative agreements to take affirmative steps to ensure such fairness.

The National Park Service Regional Offices will work closely with the States to ensure full compliance and that grant recipients take affirmative action in placing a fair share of purchases with minority business firms.

14. The State will comply with the intergovernmental review requirements of Executive Order 12372.

D. Construction Contracted for by the State Shall Meet the Following Requirements:

1. Contracts for construction shall comply with the provisions of 43 CFR Part 12 (Administrative and Audit Requirements and Cost Principles for Assistance Programs, Department of the Interior).
2. No grant or contract may be awarded by any grantee, subgrantee or contractor of any grantee or subgrantee to any party which has been debarred or suspended under Executive Order 12549. By signing the LWCF agreement, the State certifies that it will comply with debarment and suspension provisions appearing at Part III-J herein.
3. In accordance with the "Stevens Amendment" (to Section 623 of the Treasury, Postal Service and General Government Appropriations Act), for procurement of goods and services (including construction services) having an aggregate value of \$500,000 or more, the amount and percentage (of total costs) of federal funds involved must

be specified in any announcement of the awarding of a contract.

E. Retention and Custodial Requirements for Records

1. Financial records, supporting documents, statistical records, and all other records pertinent to this grant shall be retained in accordance with 43 CFR Part 12 for a period of three years; except the records shall be retained beyond the three-year period if audit findings have not been resolved.
2. The retention period starts from the date of the final expenditure report for the project or the consolidated project element.
3. State and local governments are authorized to substitute microfilm copies in lieu of original records.
4. The Secretary of the Interior and the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, papers, and records of the State and local governments and their subgrantees which are pertinent to a specific project for the purpose of making audit, examination, excerpts and transcripts.

F. Project Termination

1. The Director may temporarily suspend Federal assistance under the project pending corrective action by the State or pending a decision to terminate the grant by the Service.
2. The State may unilaterally terminate the project or consolidated project element at any time prior to the first payment on the project or consolidated project element. After the initial payment, the project may be terminated, modified, or amended by the State only by mutual agreement.
3. The Director may terminate the project in whole, or in part, at any time before the date of completion, whenever it is determined that the grantee has failed to comply with the conditions of the grant. The Director will promptly notify the State in writing of the determination and the reasons for the termination, together with the effective date. Payments made to States or recoveries by the Service under projects terminated for cause shall be in accord with the legal rights and liabilities of the parties.
4. The Director or State may terminate grants in whole, or in part at any time before the date of completion, when both parties agree that the continuation of the project would not produce beneficial results commensurate with the further expenditure of funds. The two parties shall agree upon the termination conditions, including the effective date and, in the case of partial termination, the portion to be terminated. The grantee shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. The NPS may allow full credit to the State for the Federal share of the noncancelable obligations, properly incurred by the grantee prior to termination.
5. Termination either for cause or for convenience requires that the project in question be brought to a state of recreational usefulness agreed upon by the State and the Director or that all funds provided by the National Park Service be returned.

G. Lobbying with Appropriated Funds

The State must certify, for the award of grants exceeding \$100,000 in Federal assistance, that no Federally appropriated funds have been paid or will be paid, by or on behalf of the State, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding, extension, continuation, renewal, amendment, or modification of this grant. In compliance with Section 1352, title 31, U.S. Code, the State certifies, as follows:

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

H. Provision of a Drug-Free Workplace

In compliance with the Drug-Free Workplace Act of 1988 (43 CFR Part 12, Subpart D), the State certifies, as follows:

The grantee certifies that it will or continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an ongoing drug-free awareness program to inform employees about:

- (1) The dangers of drug abuse in the workplace;
- (2) The grantee's policy of maintaining a drug-free workplace;
- (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
- (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of a grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

- (1) Abide by the terms of the statement; and
- (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted;

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e) and (f).

The State must include with its application for assistance a specification of the site(s) for the performance of work to be done in connection with the grant.

I. Civil Rights Assurance

The State certifies that, as a condition to receiving any Federal assistance from the Department of the Interior, it will comply with all Federal laws relating to nondiscrimination. These laws include, but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d-1), which prohibits discrimination on the basis of race, color, or national origin; (b) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), which prohibits discrimination on the basis of handicap; (c) the Age Discrimination Act of 1975, as amended (42 U.S.C. 6101 et. seq.), which prohibits discrimination on the basis of age; and applicable regulatory requirements to the end that no person in the United States shall, on the grounds of race, color, national origin, handicap or age, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity conducted by the applicant. **THE APPLICANT HEREBY GIVES ASSURANCE THAT it will immediately take any measures necessary to effectuate this agreement.**

THIS ASSURANCE shall apply to all aspects of the applicant's operations including those parts that have not received or benefited from Federal financial assistance.

If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the Applicant by the Department, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which it retains ownership or possession of the property. In all other cases, this assurance shall obligate the Applicant for the period during which the Federal financial assistance is extended to it by the Department.

THIS ASSURANCE is given in consideration of and for the purpose of obtaining any and all Federal grants, loans, contracts, property, discounts or other Federal financial assistance extended after the date hereof to the Applicant by the Department, including installment payments after such date on account of applications for Federal financial assistance which were approved before such date.

The Applicant recognizes and agrees that such Federal financial assistance will be extended in reliance on the representations and agreements made in this assurance, and that the United State shall have the right to seek judicial enforcement of this assurance. This assurance is binding on the Applicant, its successors, transferees, assignees, and subrecipients and the person whose signature appears on the grant agreement and who is authorized to sign on behalf of the Applicant.

J. Debarment and Suspension

Certification Regarding Debarment, Suspension and Other Responsibility Matters - Primary Covered Transactions

(1) *The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:*

(a) *Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;*

(b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission or embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statement, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

(2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

The State further agrees that it will include the clause "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transactions" appearing below in any agreement entered into with lower tier participants in the implementation of this grant. Department of Interior Form 1954 (DI-1954) may be used for this purpose.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transactions

(1) The prospective lower tier participant certifies, by submission of this application that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this application.

LAND AND WATER CONSERVATION FUND
DESCRIPTION AND NOTIFICATION FORM

OMB-1024-0031
Expires 08/31/2013

State 33	Grant # 00683	Amend # 1	Date Received	Date Approved	Expiration Date	Start Date
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Grant Name: Jericho Mountain State Park II

Element Name:

Sponsor Name: State Of NH Department of Resources & Economic Development

Address: PO Box 1856, Concord, NH 03302-1856

Type <u>D</u>	A = Acquisition D = New development R = Renovation development	P = Planning C = Combination M = Administration	Sponsor <u>S</u>	L = Local C = County S = State
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Acreage Acquired	Donated Acres	Acquisition Assistance	Number of Park Sites* 1
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Financial Data Estimates:	Source Of Match:
Total Cost \$261,734.80	Fund Amount \$130,867.40
	<input type="checkbox"/> Fed <input checked="" type="checkbox"/> State <input type="checkbox"/> Local

PARK INFORMATION				
Park Name #1: Jericho Mountain State Park	County Name Coos	City Name Berlin	Cong Dist. 02	Zip Code 03570
Prior LWCF Assistance? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	GPS Coordinates (Deg./Min./Sec./Dir.) 44.496389		Latitude -71.256389	
Fiscal Year 2013	New 6(f) Acres at Park And/Or	Enhanced 6(f) Acres at Park <i>(Previously protected acres receiving development assistance by this action)</i> 10 Acres	Total Number of 6(f) Acres at Park 7,500	

SPECIAL INDICES			
<input type="checkbox"/> A. Lease land - private	<input type="checkbox"/> G. Lands transferred to federal agency	<input type="checkbox"/> N. National Historic Landmarks	<input type="checkbox"/> U. Utility - R-O-W
<input type="checkbox"/> B. Leased land - federal	<input type="checkbox"/> I. Indian sponsored	<input type="checkbox"/> O. National Heritage Areas	<input type="checkbox"/> V. American Heritage Rivers
<input type="checkbox"/> C. Coastal Grant	<input type="checkbox"/> J. National Historic Register property	<input type="checkbox"/> Q. Railroad - R-O-W	<input type="checkbox"/> W. Wetlands
<input type="checkbox"/> D. Leased land - expired lease	<input type="checkbox"/> K. National Natural Landmarks	<input type="checkbox"/> R. National river	<input type="checkbox"/> X. Grant involved conversion
<input type="checkbox"/> E. Former federal surplus property	<input type="checkbox"/> L. Less than fee acquisition	<input type="checkbox"/> S. School park	<input type="checkbox"/> Y. Endangered species
<input type="checkbox"/> F. Flood plain	<input type="checkbox"/> M. Mined land	<input type="checkbox"/> T. National trail	<input type="checkbox"/> Z. Contingency reserve

FACILITY CODES			
<input checked="" type="checkbox"/> A. 00. CAMPGROUNDS	<input type="checkbox"/> D. 00. GOLF COURSE	<input type="checkbox"/> H. 00. TRAILS	<input type="checkbox"/> N. 00. NATURAL AREA
<input checked="" type="checkbox"/> 01. Tent sites	<input type="checkbox"/> 01. Regular 18 hole	<input type="checkbox"/> 01. Hiking	<input type="checkbox"/> P. 00. PASSIVE PARKS
<input checked="" type="checkbox"/> 02. RV/ camp sites	<input type="checkbox"/> 02. Par 3	<input type="checkbox"/> 02. Horse	<input type="checkbox"/> Q. 00. SUPPORT FACILITY
<input type="checkbox"/> 03. Group camp ground	<input type="checkbox"/> 03. Driving range	<input type="checkbox"/> 03. Bicycle	<input type="checkbox"/> 01. Walkways
<input type="checkbox"/> 04. Day camp	<input type="checkbox"/> 04. Regular 9 hole	<input type="checkbox"/> 04. Motorized	<input type="checkbox"/> 02. Site improvement/landscaping
<input type="checkbox"/> B. 00. PICNIC AREAS	<input type="checkbox"/> 05. Miniature golf	<input type="checkbox"/> 05. Natural	<input type="checkbox"/> 03. Utilities
<input type="checkbox"/> 01. Family site	<input type="checkbox"/> 06. Pitch and putt	<input type="checkbox"/> 06. Exercise	<input type="checkbox"/> 04. Equipment
<input type="checkbox"/> 02. Group shelter	<input type="checkbox"/> E. 00. SWIMMING FACILITIES	<input type="checkbox"/> J. 00. WINTER SPORTS FACILITIES	<input type="checkbox"/> 05. Roads
<input type="checkbox"/> C. 00. SPORTS & PLAYFIELDS	<input type="checkbox"/> 01. Pool	<input type="checkbox"/> 01. Ski lift	<input type="checkbox"/> 06. Parking
<input type="checkbox"/> 01. General purpose playfields	<input type="checkbox"/> 02. Wading pool	<input type="checkbox"/> 02. Ski slope	<input type="checkbox"/> 07. Lighting
<input type="checkbox"/> 02. Baseball	<input type="checkbox"/> 03. Spray pool	<input type="checkbox"/> 03. Ski jump	<input type="checkbox"/> 08. Signs
<input type="checkbox"/> 03. Football	<input type="checkbox"/> 04. Swimming beach	<input type="checkbox"/> 04. Sled/toboggan run	<input type="checkbox"/> 09. Comfort station
<input type="checkbox"/> 04. Tot lot/playground	<input type="checkbox"/> 05. Bathhouse	<input type="checkbox"/> 05. Skating rink	<input type="checkbox"/> 10. Concession building
<input type="checkbox"/> 05. Tennis courts	<input type="checkbox"/> F. 00. BOATING FACILITIES	<input type="checkbox"/> 06. Ski trails	<input type="checkbox"/> 11. Maintenance building
<input type="checkbox"/> 06. Basketball	<input type="checkbox"/> 01. Launch ramp	<input type="checkbox"/> 07. Snowmobile trails	<input type="checkbox"/> R. 00. AMPHITHEATER/ BAND SHELL
<input type="checkbox"/> 07. Rifle/pistol range	<input type="checkbox"/> 02. Berths	<input type="checkbox"/> 08. Warming huts	<input type="checkbox"/> S. 00. LAKE IMPOUNDMENT
<input type="checkbox"/> 08. Trap/skeet field	<input type="checkbox"/> 03. Boat lift	<input type="checkbox"/> K. 00. ENCLOSED SHELTER	<input type="checkbox"/> T. 00. VISITOR INFORMATION CENTER
<input type="checkbox"/> 09. Archery range	<input type="checkbox"/> G. 00. FISHING FACILITIES	<input type="checkbox"/> 01. Pool	<input type="checkbox"/> U. 00. INTERPRETIVE CENTER
<input type="checkbox"/> 10. Rodeo area	<input type="checkbox"/> 01. Pier	<input type="checkbox"/> 02. Courts	<input type="checkbox"/> V. 00. OTHER
<input type="checkbox"/> 11. Track facility	<input type="checkbox"/> 02. Stream improvement	<input type="checkbox"/> 03. Picnic	
<input type="checkbox"/> 12. Skate board	<input type="checkbox"/> 03. Fishing access	<input type="checkbox"/> L. 00. SHELTERED ICE RINK	
<input type="checkbox"/> 13. Soccer		<input type="checkbox"/> M. 00. HUNTING	
<input type="checkbox"/> 14. Other courts			
<input type="checkbox"/> 15. Softball			

*Attach continuation sheet(s) for grants with 2 or more sites (one per additional site)
NPS 10-903

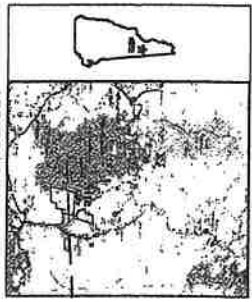
**Jericho Mountain State Park
Berlin, NH, Coos County**

Project Boundary Map

This Map represents the project Boundary Map
For the 6(f) (3) conversion purposes of the
Federal Land and Water Conservation Fund
Program should Substitution/ replacement
Ever become necessary, per 16 USC 401 ET. Seq.

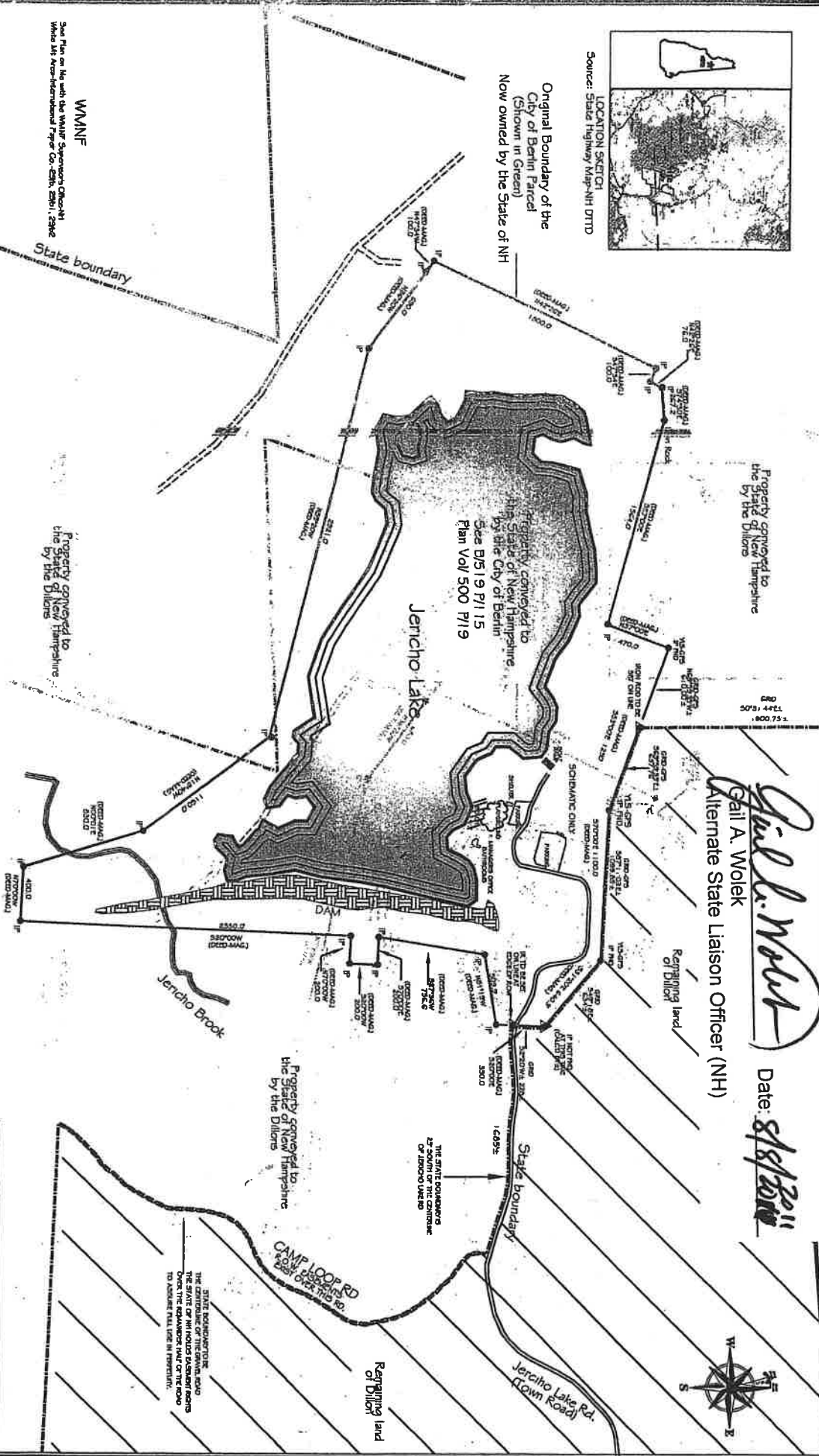
Gail A. Wolek
Date: *8/1/2011*

Gail A. Wolek
Alternate State Liaison Officer (NH)



Source: State Highway Map-NH DTD

Original Boundary of the
City of Berlin Parcel
(Shown in Green)
Now owned by the State of NH



STATE ENGINEER
THE CENTERLINE OF THE DAM ROAD
SHALL BE THE CENTERLINE OF THE ROAD
UNTIL THE REMOVAL OF THE ROAD
TO ADEQUATE FILL USE IN PERMANENT.

See Plan on file with the WMAP Supervisor's Office-141
Which is Auto-International Paper Co. 23th, 23th, 1, 23rd

WMANF

State boundary

Property conveyed to
the by the Dillons

Property conveyed to
the State of New Hampshire
by the Dillons

Property conveyed to
the State of New Hampshire
by the City of Berlin
See B/S 19 P/1 15
Plan Vol/ 500 P/15

Jencho Lake

Jencho Brook

Property conveyed to
the by the Dillons

THE STATE BOUNDARY
OF JERICO MOUNTAIN

State boundary

Jencho Lake Rd.

Requiring land
of Dillons

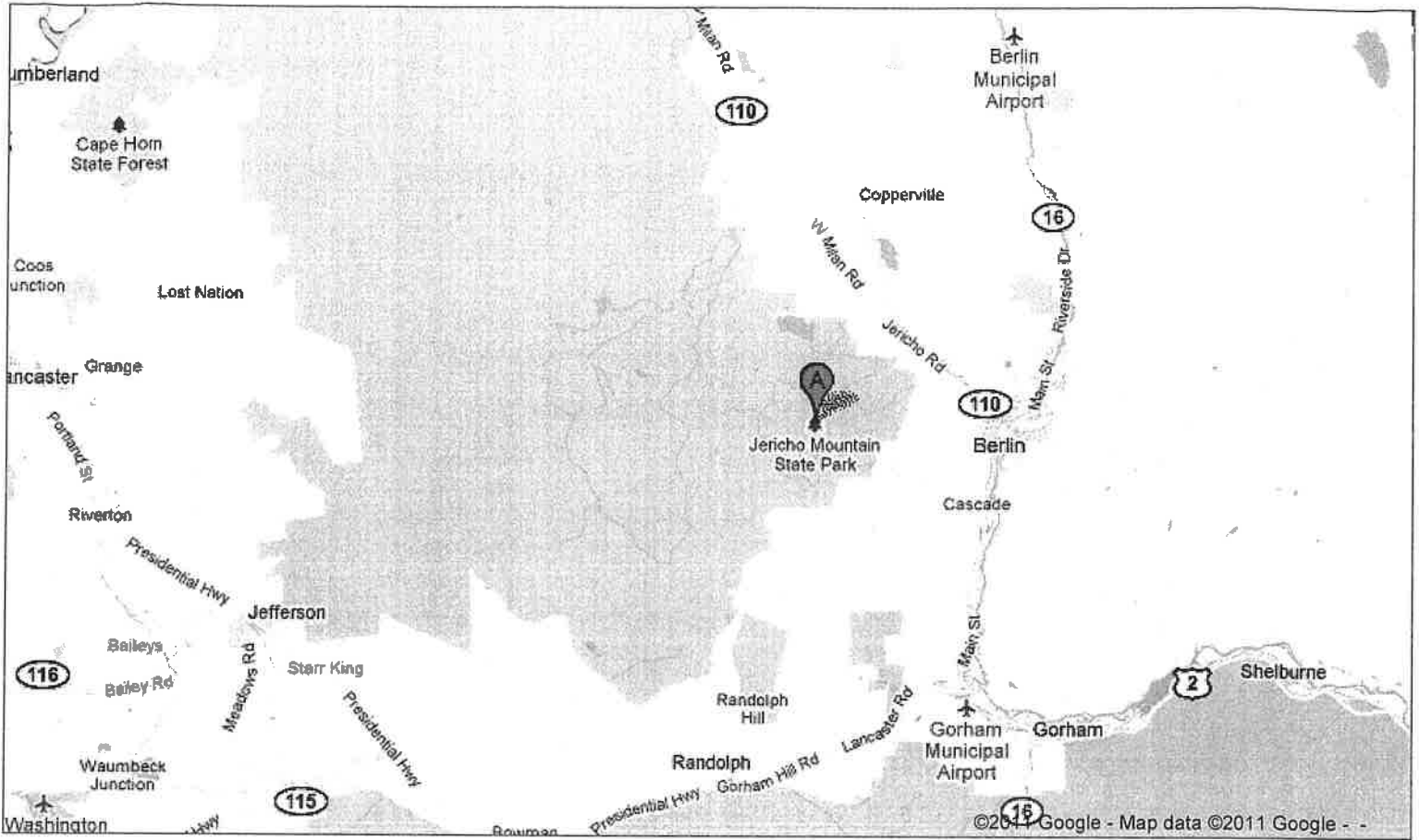
**Sheet #2
Jericho Mt. State Park
Berlin, New Hampshire**

Scale: 1" = 300'
Date: July, 2007
Area = 293 Acres ±
Surveyed by: See Note

Note:
See Plan for the City of Berlin - Dead River Watershed - Sheet 1
Berlin, New Hampshire - June 1988 by Public Works Dept-Berlin, NH



To see all the details that are visible on the screen, use the "Print" link next to the map.



report a problem

ASSURANCES - CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

BUDGET INFORMATION - Construction Programs

NOTE: Certain Federal assistance programs require additional computations to arrive at the Federal share of project costs eligible for participation. If such is the case, you will be notified.

COST CLASSIFICATION	a. Total Cost	b. Costs Not Allowable for Participation	c. Total Allowable Costs (Columns a-b)
1. Administrative and legal expenses	\$.00	.00	\$ 0.00
2. Land, structures, rights-of-way, appraisals, etc.	\$.00	.00	\$ 0.00
3. Relocation expenses and payments	\$.00	.00	\$ 0.00
4. Architectural and engineering fees	\$.00	.00	\$ 0.00
5. Other architectural and engineering fees	\$.00	.00	\$ 0.00
6. Project inspection fees	\$.00	.00	\$ 0.00
7. Site work	\$ 50,000.00	.00	\$ 50,000.00
8. Demolition and removal	\$.00	.00	\$ 0.00
9. Construction	\$ 40,000.00	.00	\$ 40,000.00
10. Equipment	\$.00	.00	\$ 0.00
11. Miscellaneous	\$ 10,863.00	.00	\$ 10,863.00
12. SUBTOTAL (sum of lines 1-11)	\$ 100,863.00	0.00	\$ 100,863.00
13. Contingencies	\$.00	.00	\$ 0.00
14. SUBTOTAL	\$ 100,863.00	0.00	\$ 100,863.00
15. Project (program) income	\$.00	.00	\$ 0.00
16. TOTAL PROJECT COSTS (subtract #15 from #14)	\$ 100,863.00	0.00	\$ 100,863.00
FEDERAL FUNDING			
17. Federal assistance requested, calculate as follows: (Consult Federal agency for Federal percentage share.) Enter the resulting Federal share.	Enter eligible costs from line 16c Multiply X 50.00 %		
	\$ 50,432.00		

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE PAGE OF PAGES

2. AMENDMENT/MODIFICATION NO. 3. EFFECTIVE DATE 4. REQUISITION/PURCHASE REQ. NO. 5. PROJECT NO. (If applicable)

002 11/25/2012

6. ISSUED BY CODE 7. ADMINISTERED BY (If other than item 6) CODE

National Park Service
1201 Eye (I) Street
Washington, DC 20005

Remains unchanged from that previously identified on FA agreement referenced in Block 10A below.

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)

NEW HAMPSHIRE DIVISION OF RESOURCES AND ECONOMIC DEVELOPMENT
172 TEMBROKER ROAD
CONCORD, N.H. 03302

(X) 9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

10A. MODIFICATION OF CONTRACT/ORDER NO.

LW3300683

10B. DATED (SEE ITEM 13)

CODE FACILITY CODE

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers is extended, is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:
(a) By completing items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment your desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

CHECK ONE A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.

B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).

C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:

D. OTHER (Specify type of modification and authority)
See Item 14

E. IMPORTANT: Contractor is not, is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

Due to the conversion of National Park Service (NPS) Financial and Business Management Systems (FBMS) and the Department of the Interior (DOI) requirements to transition to Treasury's Automated Standard Application for Payment (ASAP) system for all Financial Assistance (FA) payments no later than at the time of conversion to FBMS.

See attachment to Standard Form 30

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) 16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)

Gail A. Wolek, Deputy Director/ASLO
NH Division of Parks and Recreation

JACK HOWARD

15B. CONTRACTOR/OFFEROR 15C. DATE SIGNED 16B. UNITED STATES OF AMERICA 16C. DATE SIGNED

Gail A. Wolek
(Signature of person authorized to sign)

6/11/13

Jack W. Howard
(Signature of Contracting Officer)

6/28/13

JERU CHO

ATTACHMENT TO STANDARD FORM 30

14. DESCRIPTION OF AMENDMENT/MODIFICATION:

- Due to the conversion of the National Park Service's (NPS) Financial and Business Management Systems (FBMS), Financial Assistance (FA) award number **LW3300683 is hereby changed to P11AP60737**. Please note if the FA award number was already in compliance with the FBMS required numbering format the award number may have remained the same. All future correspondence and requests must reference the new award number.
- As mandated by the Department of the Interior (DOI), NPS has transitioned to a new FA payment system which is the U.S. Treasury's Automated Standard Application for Payments (ASAP). ASAP.gov has replaced the SF-270, *Request for Advance or Reimbursement* form, and the Health and Human Service (HHS) Payment Management System (SmartLink) as the required method for payment requests by all FA recipients, except for individuals and foreign recipients who will continue to use the SF-270. Individual FA recipients are defined as recipients who received an award under a social security number and foreign FA recipients are defined as recipients who receive payment via a foreign bank account.

Current payment request procedures specifying the use of the SF-270 and/or HHS PMS SmartLink are hereby replaced with the following:

PAYMENT PROCEDURES – ADVANCES/REIMBURSEMENTS THROUGH THE AUTOMATED STANDARD APPLICATION FOR PAYMENTS (ASAP) SYSTEM

- a. **Method of Payment.** Payment will be made by advance and/or reimbursement through the Department of Treasury's ASAP system.
 - b. **Requesting Advances.** Requests for advances must be made submitted via the ASAP system. Requests may be submitted as frequently as required to meet the needs of the FA recipient to disburse funds for the Federal share of project costs. If feasible, each request should be times so that payment is received on the same day that the funds are dispersed for direct project costs and/or the proportionate share of any allowable indirect costs. If same-day transfers are not feasible, advance payments must be as close to actual disbursements as administratively feasible.
 - c. **Requesting Reimbursement.** Requests for reimbursements must be submitted via the ASAP system. Requests for reimbursement should coincide with normal billing patterns. Each request must be limited to the amount of disbursements made for the Federal share of direct project costs and the proportionate share of allowable indirect costs incurred during that billing period.
 - d. **Adjusting payment requests for available cash.** Funds that are available from repayments to, and interest earned on, a revolving fund, program income, rebates, refunds, contract settlements, audit recoveries, credits, discounts, and interest earned on any of those funds must be disbursed before requesting additional cash payments.
 - e. **Bank Accounts.** All payments are made through electronic funds transfer to the bank account identified in the U.S Treasury ASAP system by the FA recipient.
 - f. **Supporting Documents and Agency Approval of Payments.** Additional supporting documentation and prior Agency (NPS) approval of payments may be required when/if a FA recipient is determined to be "high risk" or has performance issues. If prior Agency payment approval is in effect for an award, the ASAP system will notify the FA recipient when they submit a request for payment. The Recipient must then notify the NPS Awarding Officer identified on the Assistance Agreement that a payment request has been submitted. The NPS Awarding Officer may request additional information from the recipient to support the payment request prior to approving the release of funds, as deemed necessary. The FA recipient is required to comply with these requests. Supporting documents may include invoices, copies of contracts, vendor quotes, and other expenditure explanations that justify the reimbursement requests.
- Minimum FA recipient reporting requirements include the submission of an annual SF-425 *Federal Financial Report* and Performance Report to the Awarding Officer. More frequent reporting requirements and additional reporting requirements remain in effect if specified in your existing FA agreement.

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.



LWCF Proposal Description and Environmental Screening Form

The purpose of this Proposal Description and Environmental Screening Form (PD/ESF) is to provide descriptive and environmental information about a variety of Land and Water Conservation Fund (LWCF) state assistance proposals submitted for National Park Service (NPS) review and decision. The completed PD/ESF becomes part of the "federal administrative record" in accordance with the National Environmental Policy Act (NEPA) and its implementing regulations. The PD portion of the form captures administrative and descriptive details enabling the NPS to understand the proposal. The ESF portion is designed for States and/or project sponsors to use while the LWCF proposal is under development. Upon completion, the ESF will indicate the resources that could be impacted by the proposal enabling States and/or project sponsors to more accurately follow an appropriate pathway for NEPA analysis: 1) a recommendation for a Categorical Exclusion (CE), 2) production of an Environmental Assessment (EA), or 3) production of an Environmental Impact Statement (EIS). The ESF should also be used to document any previously conducted yet still viable environmental analysis if used for this federal proposal. The completed PD/ESF must be submitted as part of the State's LWCF proposal to NPS.

Except for the proposals listed below, the PD/ESF must be completed, including the appropriate NEPA document, signed by the State, and submitted with each new federal application for LWCF assistance and amendments for: scope changes that alter or add facilities and/or acres; conversions; public facility exceptions; sheltering outdoor facilities; and changing the original intended use of an area from that which was approved in an earlier LWCF agreement. Consult the LWCF Program Manual (www.nps.gov/lwcf) for detailed guidance for your type of proposal and on how to comply with NEPA.

For the following types of proposals only this Cover Page is required because these types of proposals are administrative in nature and are categorically excluded from further NEPA environmental analysis. NPS will complete the NEPA CE Form. Simply check the applicable box below, and complete and submit only this **Cover Page to NPS along with the other items required for your type of proposal as instructed in the LWCF Program Manual.**

- SCORP planning proposal
- Time extension with no change in project scope or with a reduction in project scope
- To delete work **and** no other work is added back into the project scope
- To change project cost with no change in project scope or with a reduction in project scope
- To make an administrative change that does not change project scope

Name of LWCF Proposal: Jericho Mountain State Park Visitors Services & Park Maintenance II

Date Submitted to NPS:

Prior LWCF Project Number(s) *List all prior LWCF project numbers and all park names associated with assisted site(s):*
33-00464, 33-00678

Local or State Project Sponsoring Agency *(recipient or sub-recipient in case of pass-through grants):*
State of NH, Department of Resources & Economic Development, Division of Parks & Recreation

Local or State Sponsor Contact:

Name/Title: Christopher Gamache, Chief, Bureau of Trails

Office/Address: 172 Pembroke Road, PO Box 1856, Concord, NH 03302-1856

Phone: (603) 271-3556 Fax: (603) 271-3553

Email: cgamache@dred.state.nh.us

Step 1. Type of LWCF Proposal

New Project Application

- Acquisition Development Combination (Acquisition & Development)
Go to Step 2A Go to Step 2B Go to Step 2C

Project Amendment

- Increase in scope or change in scope from original agreement. Complete Steps 3A, and 5 through 7.
 6(f) conversion proposal. Complete Steps 3B, and 5 through 7.
 Request for public facility in a Section 6(f) area. Complete Steps 3C, and 5 through 7.

Request for temporary non-conforming use in a Section 6(f) area. Complete Steps 4A, and 5 through 7.

Request for significant change in use/intent of original LWCF application. Complete Steps 4B, and 5 through 7.

Request to shelter existing/new facility within a Section 6(f) area regardless of funding source. Complete Steps 4C, and 5 through 7.

Step 2. New Project Application (See LWCF Manual for guidance.)

A. For an Acquisition Project

1. Provide a brief narrative about the proposal that provides the reasons for the acquisition, the number of acres to be acquired with LWCF assistance, and a description of the property. Describe and quantify the types of existing resources and features on the site (for example, 50 acres wetland, 2,000 feet beachfront, 200 acres forest, scenic views, 100 acres riparian, vacant lot, special habitat, any unique or special features, recreation amenities, historic/cultural resources, hazardous materials/contamination history, restrictions, institutional controls, easements, rights-of-way, above ground/underground utilities, including wires, towers, etc.).
2. How and when will the site be made open and accessible for public outdoor recreation use (signage, entries, parking, site improvements, allowable activities, etc.)?
3. Describe development plans for the proposal for the site(s) for public outdoor recreation use within the next three (3) years.
4. SLO must complete the State Appraisal/Waiver Valuation Review form in Step 7 certifying that the appraisal(s) has been reviewed and meets the "Uniform Appraisal Standards for Federal Land Acquisitions" or a waiver valuation was approved per 49 CFR 24.102(c)(2)(ii). State should retain copies of the appraisals and make them available if needed.
5. Address each item in "D" below.

B. For a Development Project

1. Describe the physical improvements and/or facilities that will be developed with federal LWCF assistance, including a site sketch depicting improvements, where and how the public will access the site, parking, etc. Indicate entrances on 6(f) map. Indicate to what extent the project involves new development, rehabilitation, and/or replacement of existing facilities.

Physical improvements to facilities at Jericho Mountain State Park will consist of basement insulation and basement sheet rock, phone system installation, toll booth at the park entrance, exterior finishing, leach field, water line and heat installation along with continued site work.

2. When will the project be completed and open for public outdoor recreation use?

This project is estimated to be complete by 12/31/2012

3. Address each item in "D" below.

C. For a Combination Project

1. For the acquisition part of the proposal:
- a. Provide a brief narrative about the proposal that provides the reasons for the acquisition, number of acres to be acquired with LWCF assistance, and describes the property. Describe and quantify the types of existing resources and features on the site (for example, 50 acres wetland, 2,000 feet beachfront, 200 acres forest, scenic views, 100 acres riparian, vacant lot, special habitat, any unique or special features, recreation amenities, historic/cultural resources, hazardous materials/ contamination history, restrictions, institutional controls, easements, rights-of-way, above ground/underground utilities, including wires, towers, etc.)
 - b. How and when will the site be made open and accessible for public outdoor recreation use (signage, entries, parking, site improvements, allowable activities, etc.)?
 - c. Describe development plans for the proposed for the site(s) for public outdoor recreation use within the next three (3) years.
 - d. SLO must complete the State Appraisal/Waiver Valuation Review form in Step 7 certifying that the appraisal(s) has been reviewed and meets the "Uniform Appraisal Standards for Federal Land Acquisitions" or a waiver valuation was approved per 49 CFR 24.102(c)(2)(ii). State should retain copies of the appraisals and make them available if needed.
2. For the development part of the proposal:
- a. Describe the physical improvements and/or facilities that will be developed with federal LWCF assistance, including a site sketch depicting improvements, where and how the public will access the site, parking, etc. Indicate entrances on 6(f) map. Indicate to what extent the project involves new development, rehabilitation, and/or replacement of existing facilities.
 - b. When will the project be completed and open for public outdoor recreation use?
3. Address each item in "D" below.

D. Additional items to address for a new application and amendments

1. Will this proposal create a **new** public park/recreation area **where none previously existed** and is not an addition to an existing public park/recreation area? Yes ___ (go to #3) No X (go to #2)
2. a. What is the name of the pre-existing public area that this new site will be added to?
- b. Is the pre-existing public park/recreation area already protected under Section 6(f)? Yes X No ___
If no, will it now be included in the 6(f) boundary? Yes ___ No ___
3. What will be the name of this **new** public park/recreation area?
4. a. Who will hold title to the property assisted by LWCF? Who will manage and operate the site(s)?
- b. What is the sponsor's type of ownership and control of the property?
X Fee simple ownership
___ Less than fee simple. Explain:
___ Lease. Describe lease terms including renewable clauses, # of years remaining on lease, etc.
Who will lease area? Submit copy of lease with this PD/ESF. (See LWCF Manual for **program restrictions** for leases and further guidance.)
5. Describe the nature of any rights-of-way, easements, reversionary interests, etc. to the Section 6(f) park area? Indicate the location on 6(f) map. Do parties understand that a Section 6(f) conversion may occur if private or non-recreation activities occur on any pre-existing right-of-way, easement, leased area?

The residents in the City of Berlin, NH where Jericho Mountain State Park is located have free access to the beach area. In the event that the State of NH no longer wishes to own the property, the City of Berlin has the first right of refusal of this 6 (f) property.

6. Are overhead utility lines present, and if so, explain how they will be treated per LWCF Manual.

Overhead utility lines are present and will be left in place. They do not detract from the aesthetics or the recreation uses of the park and are necessary to provide power to the park facilities.

7. As a result of this project, describe **new** types of outdoor recreation opportunities and capacities, and short and long term public benefits.

There will be no new types of outdoor recreation as meeting the increased demand for recreation that is already there continues to grow.

8. Explain any existing non-recreation and non-public uses that will continue on the site(s) and/or proposed for the future within the 6(f) boundary.

None

9. Describe the planning process that led to the development of this proposal. Your narrative should address:
- a. How was the interested and affected public notified and provided opportunity to be involved in planning for and developing your LWCF proposal? Who was involved and how were they able to review the **completed** proposal, including any state, local, federal agency professionals, subject matter experts, members of the public and Indian Tribes. Describe any public meetings held and/or formal public comment periods, including dates and length of time provided for the public to participate in the planning process and/or to provide comments on the completed proposal.

The planning process was used for the initial Jericho Mountain State Park project 33-00678.

- b. What information was made available to the public for review and comment? Did the sponsor provide written responses addressing the comments? If so, include responses with this PD/ESF submission.

There was no written response from the public sessions.

10. How does this proposal implement statewide outdoor recreation goals as presented in the Statewide Comprehensive Outdoor Recreation Plan (SCORP) (include references), and explain why this proposal was selected using the State's Open Project Selection Process (OPSP).

1) It ensures that the quality and quantity of the natural resource base is maintained or enhanced as recreation pressures increase.

- As the park use increases these improvements will help absorb increasing recreation demands.

2) Ensure that a variety of recreational opportunities are provided, even as pressures and potential conflicts arise.

- The facilities will be able to support multiple types of recreational uses simultaneously.

3) Wisely use financial and human resources (e.g. volunteers, partnerships, youth programs, etc.) to meet a wide range of recreational needs.

- Volunteer recreational groups will utilize the facilities to coordinate general maintenance of the park, and safety and educational programming.

4) Improve and increase educational opportunities and outreach targeted to all recreation providers and all recreation users.

- The facilities will be used and an educational center for rider training and responsible trail use by the Bureau of Trails, NH Fish & Game, NH Off Highway Vehicle Association, the Androskoggin Valley ATV Club as well as other groups.

5) Promote health/wellness benefits gained from improving recreational opportunities and bicycle and pedestrian linkages to the community.

- Improvements to the park will encourage and invite increased usage by park visitors.

11. List all source(s) and amounts of financial match to the LWCF federal share of the project. The value of the match can consist of cash, donation, and in-kind contributions. The federal LWCF share and financial matches must result in a viable outdoor recreation area and not rely on other funding not mentioned here. Other federal resources may be used as a match if specifically authorized by law.

Source	Type of Match	Value
DRED-Trails Bureau Operating Budget	Cash & In Kind Service	\$45,000.00
Audit Set-aside and Indirect costs		\$5,431.50

12. Is this LWCF project scope part of a larger effort not reflected on the SF-424 (*Application for Federal Assistance*) and grant agreement? If so, briefly describe the larger effort, funding amount(s) and source(s). This will capture information about partnerships and how LWCF plays a role in leveraging funding for projects beyond the scope of this federal grant. **No**
13. List all required federal, state, and local permits/approvals needed for the proposal and explain their purpose and status. **N/A**

Proceed to Steps 5 through 7



Step 3. Project Amendment (See LWCF Manual for guidance.)

A. Increase/Change in Project Scope

- For Acquisition Projects:** To acquire additional property that was not described in the original project proposal and NEPA documentation, follow Step 2A-Acquisition Project and 2D.
- For Development Projects:** To change the project scope for a development project that alters work from the original project scope by adding elements or enlarging facilities, follow Step 2B-Development Project and 2D.
- For Combination Projects:** Follow Step 2C as appropriate.

B. Section 6(f)(3) Conversion Proposal

Prior to developing your Section 6(f)(3) conversion proposal, you must consult the LWCF Manual and 36 CFR 59.3 for complete guidance on conversions. Local sponsors must consult early with the State LWCF manager when a conversion is under consideration or has been discovered. States must consult with their NPS-LWCF manager as early as possible in the conversion process for guidance and to sort out and discuss details of the conversion proposal to avoid mid-course corrections and unnecessary delays. **A critical first step is for the State and NPS to agree on the size of the Section 6(f) park land impacted by any non-recreation, non-public use, especially prior to any appraisal activity.** Any previous LWCF project agreements and actions must be identified and understood to determine the actual Section 6(f) boundary.

The Section 6(f)(3) conversion proposal including the required NEPA environmental review documents (CE recommendation or an EA document) must focus on the loss of public outdoor recreation park land and recreational usefulness, and its replacement per 36 CFR 59, and **not** the activities precipitating the conversion or benefits thereof, such as the impacts of constructing a new school to relieve overcrowding or constructing a hotel/restaurant facility to stimulate the local economy. Rather, the environmental review must 1) focus on "resource impacts" as indicated on the ESF (Step 6), including the loss of public park land and recreation opportunities (ESF A-15), and 2) the impacts of creating new replacement park land and replacement recreation opportunities. A separate ESF must be generated for the converted park area and each replacement site. Section 6(f)(3) conversions always have more than minor impacts to outdoor recreation (ESF A-15) as a result of loss of parkland requiring an EA, except for "small" conversions as defined in the LWCF Manual Chapter 8.

For NPS review and decision, the following elements are required to be included in the State's completed conversion proposal to be submitted to NPS:

- A letter of transmittal from the SLO recommending the proposal.

2. A detailed explanation of the sponsor's need to convert the Section 6(f) parkland including all efforts to consider other practical alternatives to this conversion, how they were evaluated, and the reasons they were not pursued.
3. An explanation of how the conversion is in accord with the State Comprehensive Outdoor Recreation Plan (SCORP).
4. Completed "State Appraisal/Waiver Valuation Review form in Step 7 for each of the converted and replacement parcels certifying that the appraisals meet the "Uniform Appraisal Standards for Federal Land Acquisitions." States must retain copies of the appraisals/waiver valuations and make them available for review upon request.
5. For the park land proposed for conversion, a detailed description including the following:
 - a. Specific geographic location on a map, 9-digit zip code, and name of park or recreation area proposed for conversion.
 - b. Description of the area proposed for the conversion including the acreage to be converted and any acreage remaining. For determining the size of the conversion, consider not only the physical footprint of the activity precipitating the conversion, but how the precipitating activity will impact the entire 6(f) park area. In many cases the size of the converted area is larger than the physical footprint. Include a description of the recreation resources, facilities, and recreation opportunities that will be impacted, displaced or lost by the proposed conversion. For proposals to partially convert a Section 6(f) park area, the remaining 6(f) park land must remain recreationally viable and not be impacted by the activities that are precipitating the conversion. If it is anticipated that the precipitating activities impact the remaining Section 6(f) area, the proposed area for the conversion should be expanded to encompass all impacted park land.
 - c. Description of the community and population served by the park, including users of the park and uses.
 - d. For partial conversions, a revised 6(f) map clearly indicating both the portion that is being converted and the portion remaining intact under Section 6(f).
6. For each proposed replacement site:
 - a. Specific geographic location on a map, 9-digit zip code, and geographical relationship of converted and replacement sites. If site will be added to an existing public park/outdoor recreation area, indicate on map.
 - b. Description of the site's physical characteristics and resource attributes with number and types of resources and features on the site, for example, 15 acres wetland, 2,000 feet beachfront, 50 acres forest, scenic views, 75 acres riparian, vacant lot, special habitat, any unique or special features, structures, recreation amenities, historic/cultural resources, hazardous materials/contamination history, restrictions, institutional controls, easements, rights-of-way, overhead/underground utilities including overhead wires, towers, etc.
 - c. Identification of the owner of the replacement site and its recent history of use/function up to the present.
 - d. Detailed explanation of how the proposed replacement site is of reasonably equivalent usefulness and location as the property being converted, including a description of the recreation needs that will be met by the new replacement parks, populations to be served, and new outdoor recreation resources, facilities, and opportunities to be provided.
 - e. Identification of owner and manager of the new replacement park?
 - f. Name of the new replacement park. If the replacement park is added to an existing public park area, will the existing area be included within the 6(f) boundary? What is the name of the existing public park area?
 - g. Timeframe for completing the new outdoor recreation area(s) to replace the recreation opportunity lost per the terms of conversion approval and the date replacement park(s) will be open to the public.
 - h. New Section 6(f) map for the new replacement park.

7. NEPA environmental review, including NHPA Section 106 review, for both the converted and replacement sites in the same document to analyze how the converted park land and recreational usefulness will be replaced. Except for "small" conversions (see LWCF Manual Chapter 8), conversions usually require an EA.

Proceed to Steps 5 through 7



C. Proposal for a Public Facility in a Section 6(f) Area

Prior to developing this proposal, you must consult the LWCF Manual for complete guidance. In summary, NPS must review and decide on requests to construct a public indoor and/or non-recreation facility within a Section 6(f) area. In certain cases NPS may approve the construction of public facilities within a Section 6(f) area where it can be shown that there will be a net gain in outdoor recreation benefits and enhancements for the entire park. In most cases, development of a non-recreation public facility within a Section 6(f) area constitutes a conversion. For NPS review, the State/sponsor must submit a proposal to NPS under a letter of transmittal from the SLO that:

1. Describes the purpose and all proposed uses of the public facility such as types of programming, recreation activities, and special events including intended users of the new facility and any agency, organization, or other party to occupy the facility. Describe the interior and exterior of the facility, such as office space, meeting rooms, food/beverage area, residential/lodging area, classrooms, gyms, etc. Explain how the facility will be compatible with the outdoor recreation area. Explain how the facility and associated uses will significantly support and enhance existing and planned outdoor recreation resources and uses of the site, and how outdoor recreation use will remain the primary function of the site. (The public's outdoor recreation use must continue to be greater than that expected for any indoor use, unless the site is a single facility, such as a swimming pool, which virtually occupies the entire site.)
2. Indicates the exact location of the proposed public facility and associated activities on the site's Section 6(f) map. Explain the design and location alternatives considered for the public facility and why they were not pursued.
3. Explains who will own and/or operate and maintain the facility? Attach any 3rd party leases and operation and management agreements. When will the facility be open to the public? Will the facility ever be used for private functions and closed to the public? Explain any user or other fees that will be instituted, including the fee structure.
4. Includes required documents as a result of a completed NEPA process (Steps 5 – 7).

Proceed to Steps 5 through 7



Step 4. Proposals for Temporary Non-Conforming Use, Significant Change in Use, and Sheltering Facilities (See LWCF Manual for guidance.)

A. Proposal for Temporary Non-Conforming Use

Prior to developing this proposal, you must consult the LWCF Manual for complete guidance. NPS must review and decided on requests for temporary uses that do not meet the requirements of allowable activities within a Section 6(f) area. A temporary non-conforming use is limited to a period of six months (180 days) or less. Continued use beyond six-months will not be considered temporary, and may result in a Section 6(f)(3) conversion of use requiring the replacement of converted parkland. For NPS review, describe the temporary non-conforming use (activities other than public outdoor recreation) in detail including the following information:

1. A letter of transmittal from the SLO recommending the proposal.
2. Describe in detail the proposed temporary non-conforming use and all associated activities, why it is needed, and alternative locations that were considered and why they were not pursued.
3. Explain length of time needed for the temporary non-conforming use and why.
4. Describe the size of the Section 6(f) area affected by the temporary non-conforming use activities and expected impacts to public outdoor recreation areas, facilities and opportunities. Explain efforts to keep the size of the area impacted to a minimum. Indicate the location of the non-conforming use on the site's 6(f) map.

5. Describe any anticipated temporary/permanent impacts to the Section 6(f) area and how the sponsor will mitigate them during and after the non-conforming use ceases.
6. Consult the LWCF Manual for additional requirements and guidelines before developing the proposal.

Proceed to Steps 5 through 7



B. Proposal for Significant Change in Use

Prior to developing the proposal, you must consult the LWCF Manual for complete guidance. NPS approval must be obtained prior to any change from one eligible use to another when the proposed use would significantly contravene the original plans or intent for the area outlined in the original LWCF application for federal assistance. Consult with NPS for early determination on the need for a formal review. NPS approval is only required for proposals that will **significantly** change the use of a LWCF-assisted site (e.g., from passive to active recreation). The proposal must include and address the following items:

1. A letter of transmittal from the SLO recommending the proposal.
2. Description of the proposed changes and how they significantly contravene the original plans or intent of LWCF agreements.
3. Explanation of the need for change in use and how the change is consistent with local plans and the SCORP.
4. Consult the LWCF Manual for additional requirements and guidelines before developing the proposal.

Proceed to Steps 5 through 7

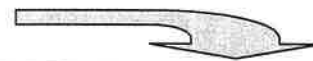


C. Proposal for Sheltering Facilities

Prior to developing this proposal, you must consult the LWCF Manual for complete guidance. NPS must review and decide on all proposals to shelter an existing outdoor recreation facility or construct a new sheltered recreation facility within a Section 6(f) area regardless of funding source. The proposal must demonstrate that there is an increased benefit to public recreation opportunity. Describe the sheltering proposal in detail, including the following:

1. A letter of transmittal from the SLO recommending the proposal.
2. Describe the proposed sheltered facility, how it would operate, how the sheltered facility will include recreation uses that could typically occur outdoors, and how the primary purpose of the sheltered facility is recreation.
3. Explain how the sheltered facility would not substantially diminish the outdoor recreation values of the site including how the sheltered facility will be compatible and significantly supportive of the outdoor recreation resources present and/or planned.
4. Explain how the sheltered facility will benefit the total park's outdoor recreation use.
5. Describe efforts provided to the public to review the proposal to shelter the facility and has local support.
6. Document that the sheltered facility will be under the control and tenure of the public agency which sponsors and administers the original park area.
7. Consult the LWCF Manual for additional requirements and guidelines before developing the proposal.

Proceed to Steps 5 through 7



Step 5. Summary of Previous Environmental Review (including E.O. 12372 - Intergovernmental Review)

To avoid duplication of effort and unnecessary delays, describe any prior environmental review undertaken at any time and still viable for this proposal or related efforts that could be useful for understanding potential environmental impacts. Consider previous local, state, federal (e.g. HUD, EPA, USFWS, FHWA, DOT) and any other environmental reviews. At a minimum, address the following:

1. Date of environmental review(s), purpose for the environmental review(s) and for whom they were conducted.
August 2011: The Natural Heritage Bureau completed an updated review of the property which is included in this application. September 2007 an archeological review was conducted and indicates no adverse impacts to historic or archeological resources.
2. Description of the proposed action and alternatives.
No proposed action of alternatives necessary.
3. Who was involved in identifying resource impact issues and developing the proposal including the interested and affected public, government agencies, and Indian tribes.
DRED, DES & F&G
4. Environmental resources analyzed and determination of impacts for proposed actions and alternatives.
5. Any mitigation measures to be part of the proposed action.
6. Intergovernmental Review Process (Executive Order 12372): Does the State have an Intergovernmental Review Process? Yes No . If yes, has the LWCF Program been selected for review under the State Intergovernmental Review Process? Yes No . If yes, was this proposal reviewed by the appropriate State, metropolitan, regional and local agencies, and if so, attach any information and comments received about this proposal. If proposal was not reviewed, explain why not.
7. Public comment periods (how long, when in the process, who was invited to comment) and agency response.
No public comment periods to date.
8. Any formal decision and supporting reasons regarding degree of potential impacts to the human environment.
There have been no formal decisions and supporting reasons regarding the degree of potential impacts to the human environment.
9. Was this proposed LWCF federal action and/or any other federal actions analyzed/reviewed in any of the previous environmental reviews? If so, what was analyzed and what impacts were identified? Provide specific environmental review document references.
Review documents are included with this application.

Use resource impact information generated during previous environmental reviews described above and from recently conducted site inspections to complete the Environmental Screening Form (ESF) portion of this PD/ESF under Step 6. Your ESF responses should indicate your proposal's potential for impacting each resource as determined in the previous environmental review(s), and include a reference to where the analysis can be found in an earlier environmental review document. If the previous environmental review documents contain proposed actions to mitigate impacts, briefly summarize the mitigation for each resource as appropriate. The appropriate references for previous environmental review document(s) must be documented on the ESF, and the actual document(s) along with this PD/ESF must be included in the submission for NPS review.

Proceed to Steps 6 through 7



Step 6. Environmental Screening Form (ESF)

This portion of the PD/ESF is a working tool used to identify the level of environmental documentation which must accompany the proposal submission to the NPS. By completing the ESF, the project sponsor is providing support for its recommendation in Step 7 that the proposal either:

1. meets criteria to be categorically excluded (CE) from further NEPA review and no additional environmental documentation is necessary; or
2. requires further analysis through an environmental assessment (EA) or an environmental impact statement (EIS).

An ESF alone does not constitute adequate environmental documentation unless a CE is recommended. If an EA is required, the EA process and resulting documents must be included in the proposal submission to the NPS. If an EIS may be required, the State must request NPS guidance on how to proceed.

The scope of the required environmental analysis will vary according to the type of LWCF proposal. For example, the scope for a new LWCF project will differ from the scope for a conversion. Consult the LWCF Manual for guidance on defining the scope or extent of environmental analysis needed for your LWCF proposal. As early as possible in your planning process, consider how your proposal/project may have direct, indirect and cumulative impacts on the human environment for your type of LWCF action so planners have an opportunity to design alternatives to lessen impacts on resources, if appropriate. When used as a planning tool in this way, the ESF responses may change as the proposal is revised until it is ready for submission for federal review. Initiating or completing environmental analysis after a decision has been made is contrary to both the spirit and letter of the law of the NEPA.

The ESF should be completed with input from resource experts and in consultation with relevant local, state, tribal and federal governments, as applicable. The interested and affected public should be notified of the proposal and be invited to participate in scoping out the proposal (see LWCF Manual Chapter 4). At a minimum, a site inspection of the affected area must be conducted by individuals who are familiar with the type of affected resources, possess the ability to identify potential resource impacts, and to know when to seek additional data when needed.

At the time of proposal submission to NPS for federal review, the completed ESF must justify the NEPA pathway that was followed: CE recommendation, production of an EA, or production of an EIS. The resource topics and issues identified on the ESF for this proposal must be presented and analyzed in an attached EA/EIS. Consult the LWCF Manual for further guidance on LWCF and NEPA.

The ESF contains two parts that must be completed:

Part A. Environmental Resources

Part B. Mandatory Criteria

Part A: For each environmental resource topic, choose an impact estimate level (none, negligible, minor, exceeds minor) that describes the degree of potential negative impact for each listed resource that may occur directly, indirectly and cumulatively as a result of federal approval of your proposal. For each impacted resource provide a brief explanation of how the resource might be affected, how the impact level was determined, and why the chosen impact level is appropriate. If an environmental review has already been conducted on your proposal and is still viable, include the citation including any planned mitigation for each applicable resource, and choose an impact level as mitigated. If the resource does not apply to your proposal, mark NA in the first column. Add any relevant resources (see A.24 on the ESF) if not included in the list.

Use a separate sheet to briefly clarify how each resource could be adversely impacted; any direct, indirect, and cumulative impacts that may occur; and any additional data that still needs to be determined. Also explain any planned mitigation already addressed in previous environmental reviews **Part B:** This is a list of mandatory impact criteria that preclude the use of categorical exclusions. If you answer "yes" or "maybe" for any of the mandatory criteria, you must develop an EA or EIS regardless of your answers in Part A. Explain all "yes" and "maybe" answers on a separate sheet.

For conversions, complete one ESF for each of the converted and replacement sites.

A. ENVIRONMENTAL RESOURCES Indicate potential for adverse impacts. Use a separate sheet to clarify responses per instructions for Part A on page 9.	Not Applicable-Resource does not exist	No/Negligible Impacts-Exists but no or negligible impacts	Minor Impacts	Impacts Exceed Minor EA/EIS required	More Data Needed to Determine Degree of Impact EA/EIS required
1. Geological resources: soils, bedrock, slopes, streambeds, landforms, etc.		X			
2. Air quality		X			
3. Sound (noise impacts)		X			
4. Water quality/quantity		X			
5. Stream flow characteristics	X				
6. Marine/estuarine		X			
7. Floodplains/wetlands			X		
8. Land use/ownership patterns; property values; community livability		X			
9. Circulation, transportation		X			
10. Plant/animal/fish species of special concern and habitat; state/federal listed or proposed for listing		X			
11. Unique ecosystems, such as biosphere reserves, World Heritage sites, old growth forests, etc.		X			
12. Unique or important wildlife/ wildlife habitat		X			
13. Unique or important fish/habitat		X			
14. Introduce or promote invasive species (plant or animal)		X			
15. Recreation resources, land, parks, open space, conservation areas, rec. trails, facilities, services, opportunities, public access, etc. <i>Most conversions exceed minor impacts. See Step 3.B</i>		X			
16. Accessibility for populations with disabilities		X			
17. Overall aesthetics, special characteristics/features		X			
18. Historical/cultural resources, including landscapes, ethnographic, archeological, structures, etc. Attach SHPO/THPO determination.		X			
19. Socioeconomics, including employment, occupation, income changes, tax base, infrastructure		X			
20. Minority and low-income populations		X			
21. Energy resources (geothermal, fossil fuels, etc.)		X			
22. Other agency or tribal land use plans or policies		X			
23. Land/structures with history of contamination/hazardous materials even if remediated		X			
24. Other important environmental resources to address.		X			

B. MANDATORY CRITERIA If your LWCF proposal is approved, would it...	Yes	No	To be determined
1. Have significant impacts on public health or safety?		X	
2. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation, or refuge lands, wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (E.O. 11990); floodplains (E.O 11988); and other ecologically significant or critical areas.		X	
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E)]?		X	
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?		X	
5. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?		X	
6. Have a direct relationship to other actions with individually insignificant, but cumulatively significant, environmental effects?		X	
7. Have significant impacts on properties listed or eligible for listing on the National Register of Historic Places, as determined by either the bureau or office.(Attach SHPO/THPO Comments)		X	
8. Have significant impacts on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.		X	
9. Violate a federal law, or a state, local, or tribal law or requirement imposed for the protection of the environment?		X	
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898)?		X	
11. Limit access to and ceremonial use of Indian sacred sites on federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007)?		X	
12. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area, or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112)?		X	

Environmental Reviewers

The following individual(s) provided input in the completion of the environmental screening form. List all reviewers including name, title, agency, field of expertise. Keep all environmental review records and data on this proposal in state compliance file for any future program review and/or audit. The ESF may be completed as part of a LWCF pre-award site inspection if conducted in time to contribute to the environmental review process for the proposal.

1. Christopher Gamache, Chief, Trails Bureau

2.

3.

The following individuals conducted a site inspection to verify field conditions.

List name of inspector(s), title, agency, and date(s) of inspection.

1. Christopher Gamache, Chief, Trails Bureau

2. Clinton Savage, Area 1 Supervisor for Trails Bureau

3.

State may require signature of

LWCF sub-recipient applicant here: _____ Date _____

Step 7. Recommended NEPA Pathway and State Appraisal/Waiver Valuation

First, consult the attached list of "Categorical Exclusions (CEs) for Which a Record is Needed." If you find your action in the CE list **and** you have determined in Step 6A that impacts will be minor or less for each applicable environmental resource on the ESF **and** you answered "no" to all of the "Mandatory Criteria" questions in Step 6B, the proposal qualifies for a CE. Complete the following "State LWCF Environmental Recommendations" box indicating the CE recommendation.

If you find your action in the CE list **and** you have determined in Step 6A that impacts will be greater than minor or that more data is needed for any of the resources **and** you answered "no" to all of the "Mandatory Criteria" questions, your environmental review team may choose to do additional analysis to determine the context, duration, and intensity of the impacts of your project or may wish to revise the proposal to minimize impacts to meet the CE criteria. If impacts remain at the greater than minor level, the State/sponsor must prepare an EA for the proposal. Complete the following "State Environmental Recommendations" box indicating the need for an EA.

If you do not find your action in the CE list, regardless of your answers in Step 6, you must prepare an EA or EIS. Complete the following "State Environmental Recommendations" box indicating the need for an EA or EIS.

State NEPA Pathway Recommendation

I certify that a site inspection was conducted for each site involved in this proposal and to the best of my knowledge, the information provided in this LWCF Proposal Description and Environmental Screening Form (PD/ESF) is accurate based on available resource data. All resulting notes, reports and inspector signatures are stored in the state's NEPA file for this proposal and are available upon request. On the basis of the environmental impact information for this LWCF proposal as documented in this LWCF PD/ESF with which I am familiar, I recommend the following LWCF NEPA pathway:

- This proposal qualifies for a Categorical Exclusion (CE).
 - CE Item #: C (10 & 17), F (5 a & e)
 - Explanation: Changes in sanitary facilities operation resulting in no env. effects and minor landscaping in areas showing evidence of human disturbance. Construction of new facilities within an existing park provided that the facilities will not conflict with adjacent ownerships or land use and will not add or alter access to the park from the surrounding area.
- This proposal requires an Environmental Assessment (EA) which is attached and has been produced by the State/sponsor in accordance with the LWCF Program Manual.
- This proposal may require an Environmental Impact Statement (EIS). NPS guidance is requested per the LWCF Program Manual.

Reproduce this certificate as necessary. Complete for each LWCF appraisal or waiver valuation.

State Appraisal/Waiver Valuation Review

Property address:

Date of appraisal transmittal letter/waiver:

Real property value: \$

Effective date of value:

I certify that: a State-certified Review Appraiser has reviewed the appraisal and has determined that it was prepared in conformity with the Uniform Appraisal Standards for Federal Land Acquisitions.

OR

the State has reviewed and approved a waiver valuation for this property per

SLO/ASLO Original Signature



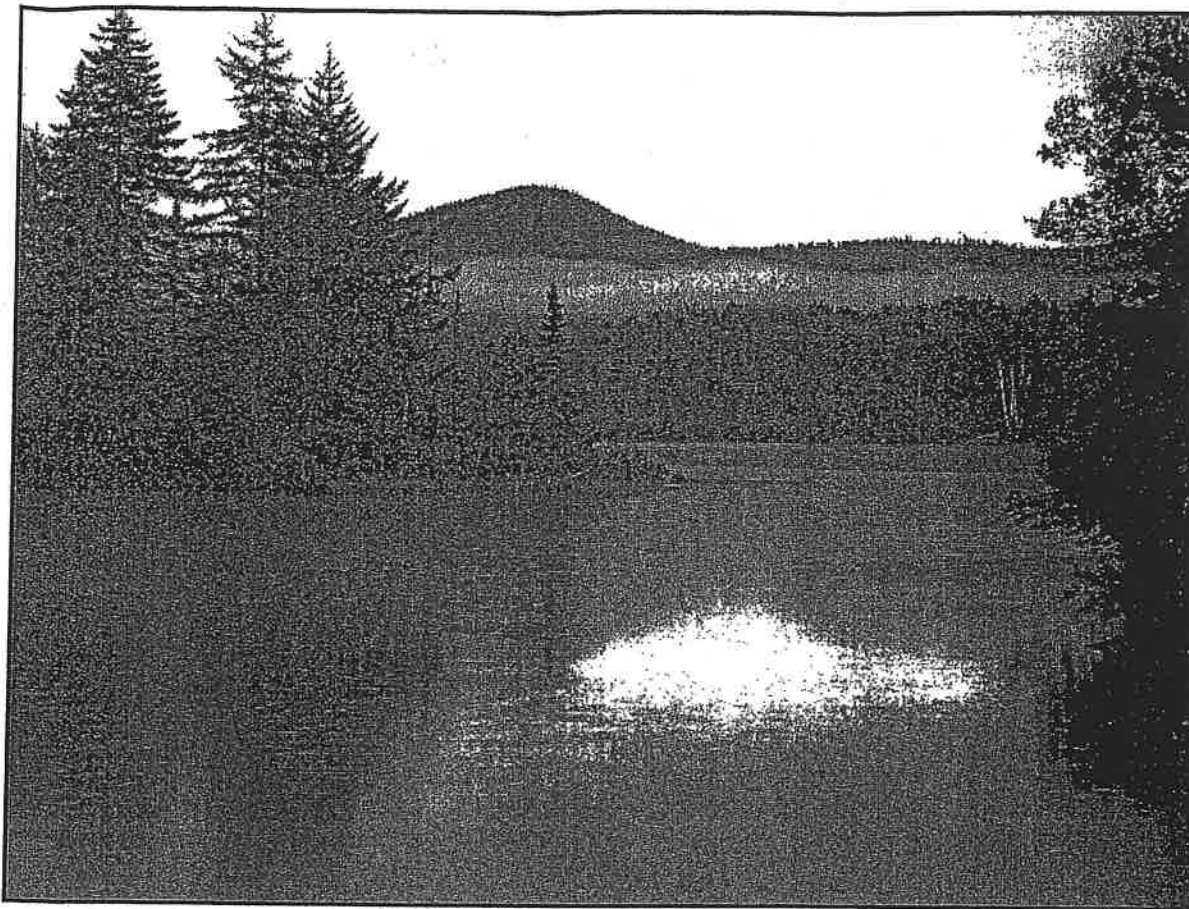
Date: 8/8/2011

Typed

Name, Gail A. Wolek

Title, Interim Director/ASLO

Agency: State of NH, Department of Resources and Economic Development



Phase IA Archaeological Sensitivity Assessment for the Proposed Jericho Mountain State Park Riding Area, Berlin, New Hampshire

Report Prepared for the Bureau of Trails, Division of Parks and
Recreation, New Hampshire Department of Resources and
Economic Development

By Robert G. Goodby, Ph.D.

September, 2007

Monadnock

Archaeological Consulting, LLC

116 Fox Hill Road

Stoddard, NH 03464

Abstract

At the request of the Bureau of Trails of the Division of Parks and Recreation, New Hampshire Department of Resources and Economic Development, a Phase IA Archaeological Sensitivity Assessment was completed for the proposed Jericho State Park in Berlin, New Hampshire. Background research and visual inspection of the project area were completed in August, 2007. Background research included review of archaeological site files, town histories, historical maps, and consultation with local historians and archaeologists. This study did not result in the identification of any archaeological sites or areas of archaeological sensitivity within the study area. No further study is recommended.

Recommendations and Conclusion

A Phase I-A Archeological Sensitivity Assessment was completed by Monadnock Archaeological Consulting, LLC for the proposed Jericho State Park project in Berlin, New Hampshire. This investigation included background research and visual inspection of the project area.

No known Native American or historic archaeological sites or areas of archaeological sensitivity are present within the project area, and no further archaeological study is recommended for this project.

AGENCY AGREEMENT
For
WAIVERS FROM SPECIFIC CRITERIA FOR ATV TRAIL DEVELOPMENT
AT
JERICO MOUNTAIN STATE PARK

Whereas: Jericho Mountain State Park is the newest state park fee acquisition in Northern New Hampshire, and pursuant to the "Jericho Mountain Master Plan", is open to public use and managed for multiple uses and resource values, primarily off-highway recreation vehicles (OHRVs); and

Whereas: Jericho Mountain State Park was acquired by the Department of Resources and Economic Development (DRED), Division of Parks & Recreation, Bureau of Trails specifically to provide for developed All Terrain Vehicle (ATV) trail systems and support facilities; and

Whereas: The Division of Parks and Recreation, Bureau of Trails, pursuant to RSA 215-A, is responsible for establishing and administering ATV trails in cooperation with State and private interests for public benefit; and

Whereas: RSA 215-A:43, II states "A new ATV or trail bike trail proposal that has passed the initial screening process of the coarse filter criteria under paragraph I shall proceed into a planning and layout phase and shall be considered to have passed such phase if the following fine filter criteria are met:

(o) The proposed trail is not within 100 feet of the ordinary high water mark of first and second order streams, 330 feet of third order stream, and 600 feet of fourth order or higher streams, except for the purposes of stream crossing.

(q) The proposed trail is not within 200 feet of any water body, forested or non-forested wetland, or vernal pool; and

Whereas: Pursuant to New Hampshire RSA Chapter 215-A:43, VII (b) which states that "Site specific waivers of the criteria specified in RSA 215-A:43, II (o) and (q) are allowed on trails in Jericho Mountain State Park; and

Whereas: Such waivers are provided when all of the following criteria are met:

Conditions for the site specific waiver are authorized in writing by:

(a) the Department of Resources and Economic Development, in agreement with the Fish and Game Department (F&G), for waivers at Jericho Mountain State Park that will have no impact on water quality; or

(b) the Department of Resources and Economic Development, in agreement with the Fish and Game Department and the Department of Environmental Services (DES) for waivers at Jericho Mountain State Park that may have an impact on water quality." And

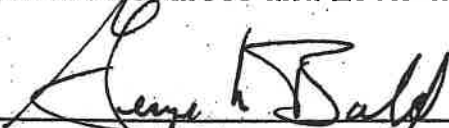
Whereas: It is in the best interest of DRED, F&G and DES to establish a process by which waiver conditions are identified and approved in an efficient and thorough manner.

Now Therefore Be It Resolved That: The process for review and approval of written authorization for conditions of site specific waivers to RSA 215-A:43, II (o) and (q) shall be as follows:

- 1) DRED, Bureau of Trails shall apply for, and obtain, all necessary DES permits prior to start of trail construction;
- 2) DRED, Bureau of Trails shall provide global positioning satellite coordinates for all proposed trail routes and known locations for site specific waivers to (o) and (q) abutting or impacted by proposed trail development;
- 3) DRED, Bureau of Trails will forward map locations of proposed routes for review to Fish & Game Region 1 Wildlife Biologist and if necessary DES Wetlands Bureau and schedule date for field review, if necessary;
- 4) F&G shall review proposed trail locations and provide comment back to DRED, relative to wildlife habitat concerns and if necessary recommend possible mitigation or alternatives to the suggested specific waiver site(s);
- 5) DES, Wetlands Bureau shall advise the DRED, Bureau of Trails of proposed impacts to jurisdictional wetlands and/or streams and recommend remedies and assist with permitting as needed;
- 6) Any issues that can not be resolved between the agencies at the field level shall be discussed further utilizing the Cooperative Land Administrators Committee (CLAC);
- 7) Any issues that can not be resolved at the CLAC level shall be forwarded to the Commissioner of DRED, the Executive Director of F&G and if water quality issues are involved the Commissioner of DES for resolution;
- 8) A written description of the agreed to resolution shall be prepared by DRED for signature by the appropriate agency heads prior to trail construction in the areas covered by the waiver.

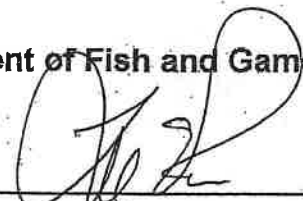
SIGNATURES:

Department of Resources and Economic Development

By: 
George M. Bald, Commissioner


7/23/07
Date

Department of Fish and Game

By: 
Lee E. Perry, Executive Director

7/26/07
Date

Department of Environmental Services

By: 
Thomas Burack, Commissioner

7/23/2007
Date

Memo



NH NATURAL HERITAGE BUREAU

To: Chris Gamache, DRED-Bureau of Trails
172 Pembroke Road
Concord, NH 03301

From: Melissa Coppola, NH Natural Heritage Bureau

Date: 8/8/2011 (valid for one year from this date)

Re: Review by NH Natural Heritage Bureau

NHB File ID: NHB11-1627

Town: Berlin

Description: Physical improvements and/or facilities to Jericho Mtn. State Park will consist of basement insulation and sheetrock, phone system installation, toll booth at park entrance, exterior finishing of visitors center leach field, waterline, heat installation & completion of site work.

Location: Jericho Lake State Park

cc: Kim Tuttle

As requested, I have searched our database for records of rare species and exemplary natural communities, with the following results.

Comments:

Vertebrate species

State¹ Federal Notes

Common Loon (*Gavia immer*)

T --

Contact the NH Fish & Game Dept (see below).

¹Codes: "E" = Endangered, "T" = Threatened, "--" = an exemplary natural community, or a rare species tracked by NH Natural Heritage that has not yet been added to the official state list. An asterisk (*) indicates that the most recent report for that occurrence was more than 20 years ago.

Contact for all animal reviews: Kim Tuttle, NH F&G, (603) 271-6544.

A negative result (no record in our database) does not mean that a sensitive species is not present. Our data can only tell you of known occurrences, based on information gathered by qualified biologists and reported to our office. However, many areas have never been surveyed, or have only been surveyed for certain species. An on-site survey would provide better information on what species and communities are indeed present.

Department of Resources and Economic Development
Division of Forests and Lands
(603) 271-2214 fax: 271-6488

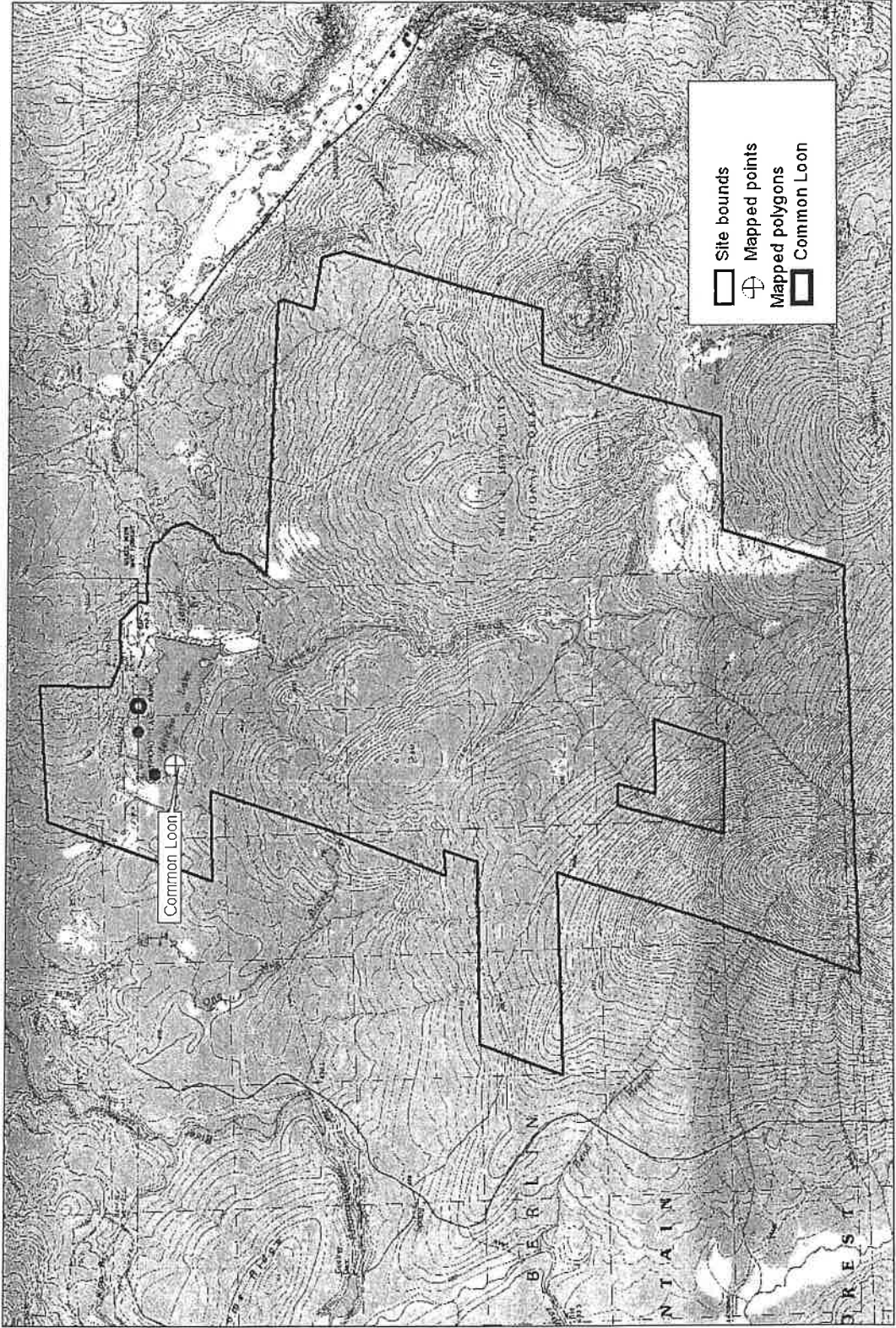
DRED/NHB
PO Box 1856
Concord NH 03302-1856



NH NATURAL HERITAGE BUREAU

Known locations of rare species and exemplary natural communities

Note: Mapped locations are not always exact. Occurrences that are not in the vicinity of the project are not shown.



*Historical record

Valid for one year from this date: 08 Aug 2011

1:45000

New Hampshire Natural Heritage Bureau - Animal Record

Common Loon (*Gavia immer*)**Legal Status**

Federal: Not listed
 State: Listed Threatened

Conservation Status

Global: Demonstrably widespread, abundant, and secure
 State: Not ranked (need more information)

Description at this Location

Conservation Rank: Not ranked
 Comments on Rank:

Detailed Description: 2010: Nest 3: 2 nesting attempts, both hatching 1 chick that survived. 2009: Nest 4: Nest and eggs present, no chicks hatched. 2008: Nest 3: 1 chick hatched, 1 chick survived. 2006: Nest 2: pair, 2 chicks hatched and survived. 2005: pair. 2003-2004: Nest 1: pair, 1 hatched and survived. 2000-2002: pair.

General Area:

General Comments: LPC territory NHT0082.

Management

Comments:

Location

Survey Site Name: Jericho Lake
 Managed By: Jericho Mountain State Park

County: Coos
 Town(s): Berlin
 Size: 5.0 acres

USGS quad(s): Mt. Washington NE (4407143)
 Lat, Long: 442950N, 0711607W
 Elevation:

Precision: Within (but not necessarily restricted to) the area indicated on the map.

Directions:

Dates documented

First reported: 2003-05-20 Last reported: 2010

Jane Carey

From: Tuttle, Kim [Kim.Tuttle@wildlife.nh.gov]
Sent: Monday, August 08, 2011 12:46 PM
To: Jane Carey
Subject: RE: NHB11-1627 Jericho Mountain S.P.

Jane,

Thank you for the requested information. The NHTFG Nongame and Endangered Species Program has reviewed NHB11-1627 for improvements at the Visitors' Center at Jericho Mountain State Park. As the work will not be in the immediate vicinity of the loon nesting territories at Jericho Lake, we do not expect impacts to this state threatened species as a result of the proposed construction. Please feel free to contact me if you have any further questions regarding this review.

Sincerely,

Kim Tuttle
Certified Wildlife Biologist
NH Fish and Game
Nongame and Endangered Species Program
603-271-6544

From: Jane Carey [mailto:Jane.Carey@dred.state.nh.us]
Sent: Monday, August 08, 2011 12:16 PM
To: Tuttle, Kim
Subject: NHB11-1627

Good afternoon Kim,

I am making an application for a Land and Water Conservation Fund Grant and have requested a review by the Natural Heritage Bureau for Jericho Mountain State Park. The review has been done and there is a note on the review to contact you regarding Loons nesting at Jericho Lake. The work that will be done at the park are improvements at the visitor's center including basement insulation and sheetrock, a phone system installation, a toll booth at the park entrance, exterior finishing of the visitors center, a leach field, heat installation and completion of site work. All these projects are at the opposite side of the lake from the Loons and these projects are to complete the work that has already begun from a previous Land and Water Conservation Fund Grant two years ago.

I have attached the review.

Please contact me with any questions.

Sincerely,

Jane Carey

Program Specialist

8/8/2011