

United States Forest Department of Service Agriculture Eastern Region Regional Office 626 East Wisconsin Avenue Suite 800 Milwaukee, WI 53202 414-297-3600

File Code: 6270 Date: JAN **2 9** 2020

Ms. Kris Pastoriza 294 Gibson Road Easton, NH 03580-5615

Dear Ms. Pastoriza:

This is our final response to your Freedom of Information Act (FOIA) request #2020-FS-R9-01498-F of December 24, 2019. You requested the following information:

 "this is a 91-A for all documents, emails, etc, in possession of the Forest Service relevant to initiatives/actions by DNCR, Board of Trails, OHRV/ATV clubs, or individuals, to promote AHR/ATV trail development or use of existing trails, on federal lands in New Hampshire."

A reasonable search was conducted by the FOIA staff on the White Mountain National Forest and all responsive records were forwarded to this office for review. Upon review of these records, we have determined that 34 pages are being released in full. The remaining 18 pages have been partially redacted pursuant to FOIA 5 U.S.C. § 552(b)(4), FOIA 5 U.S.C. § 552(b)(5), and FOIA 5 U.S.C. § 552(b)(6).

Exemptions

FOIA Exemption 4 permits the Government to withhold "trade secrets and commercial or financial information obtained from a person [that is] privileged or confidential." We have determined that information that is the subject of your request must be withheld pursuant to Exemption 4 of the FOIA, 5 U.S.C. § 552(b)(4).

FOIA Exemption 5 of the FOIA, 5 U.S.C. 552(b)(5), protects "inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency." We have determined that portions of the records requested must be withheld pursuant to the deliberative process portion of Exemption 5 of the FOIA, 5 U.S.C. 552(b)(5).

Deliberative Process Privilege

The most commonly invoked privilege incorporated within Exemption 5 is the deliberative process privilege, the general purpose of which is to "prevent injury to the quality of agency decisions." Specifically, three policy purposes consistently have been held to constitute the basis for this privilege: (1) to encourage open, frank discussions on matters of policy between subordinates and superiors; (2) to protect against premature disclosure of proposed policies before they are actually adopted; and (3) to protect against public confusion that might result from disclosure of reasons and rationales that were not in fact ultimately the grounds for an agency's action.

FOIA Exemption 6 permits the Government to withhold all information about individuals in "personnel and medical and similar files," where the disclosure of such information "would constitute a clearly unwarranted invasion of personal privacy." In determining whether a particular disclosure would constitute an unwarranted invasion of personal privacy, the Forest Service must balance the public's right to disclosure against the privacy interest of the individual whose privacy might be affected by disclosure.



We have determined that certain information that is the subject of your request must be withheld pursuant to Exemption 6 of the FOIA, 5 U.S.C. § 552(b)(6).

Fees

Pursuant to Title 7 Code of Federal Regulations (CFR), Subtitle A, Part 1, Subpart A, Appendix A, the FOIA allows for the assessment of search and duplication costs. The first 100 pages of duplication and 2 hours of research time are provided free of charge. Because the number of pages provided falls below the minimum for us to charge fees, no fees are being assessed with this release.

Appeal Rights

This concludes the Eastern Region's response to your FOIA request. The FOIA provides you the right to appeal this response. Any appeal must be made in writing, within 90 days from the date of this letter, to the Chief, USDA, Forest Service:

- 1) by email to wo foia@fs.fed.us
- by regular mail to Mail Stop 1143, 1400 Independence Avenue, SW, Washington, DC 20250-1143
- 3) by Fed Ex or UPS to 201 14th Street, SW, Washington, DC 20250-1143
- 4) by telephone (202) 205-1542

The term "FOIA APPEAL" should be placed in capital letters on the subject line of the email or on the front of the envelope. To facilitate the processing of your appeal, please include a copy of this letter and/or the FOIA case number (#2020-FS-R9-01498-F) assigned to your request.

If you need further assistance or would like to discuss any aspect of your request, please contact the FOIA Public Liaison at (202) 205-1542. Additionally, you may contact the Office of Government Information Services (OGIS) National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services National Archives and Records Administration 8601 Adelphi Road-OGIS College Park, Maryland 20740-6001 e-mail: <u>ogis@nara.gov</u> telephone: (202) 741-5770 toll free: (877) 684-6448 facsimile: (202) 741-5769

If you have questions regarding this FOIA request, you may contact Douglas Meloche <u>douglas.meloche@usda.gov</u> at (404) 347-4427.

Sincerely,

Robert Lucial

ROBERT LUECKEL Acting Regional Forester, Eastern Region

Enclosures

cc: Heather McKenny, Douglas Meloche



FS Agreement No. 17-CS 11092200-008

Cooperator Agreement No.

NON FUNDED CHALLENGE COST SHARE AGREEMENT Between The TRAILS BUREAU DIVISION OF PARKS AND RECREATION DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT STATE OF NEW HAMPSHIRE And The USDA, FOREST SERVICE REGION 9 WHITE MOUNTAIN NATIONAL FOREST

This NON FUNDED CHALLENGE COST SHARE AGREEMENT is hereby made and entered into by and between The Trails Bureau, Division of Parks and Recreation, Department of Resources and Economic Development, State of New Hampshire, hereinafter referred to as "The Trails Bureau," and the USDA, Forest Service, Region 9, White Mountain National Forest hereinafter referred to as the "U.S. Forest Service," under the authority: Interior and Related Agencies Appropriations Act of 1992, Pub. L. 102-154.

<u>Title:</u> New Hampshire Snowmobile Trail Maintenance Partnership

I. PURPOSE:

The purpose of this agreement is to document the cooperation between the parties to plan and accomplish mutually beneficial snowmobile trail activities in accordance with the following provisions and the hereby incorporated Operating and Financial Plan, attached as Exhibit A.

II. STATEMENT OF MUTUAL BENEFIT AND INTERESTS:

The U.S. Forest Service has the responsibility of providing recreational opportunities, including snowmobiling, on the White Mountain National Forest

The Trails Bureau is charged with providing, among other missions, snowmobiling opportunities throughout the State of New Hampshire as well as coordinating such activity with local snowmobiling clubs, State and Federal agencies, and private landowners.

It is mutually advantageous and beneficial to the public for The Trails Bureau and the U.S. Forest Service to coordinate their activities and cooperate in snowmobile trail activities on the White Mountain National Forest.

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In Consideration of the above premises, the parties agree as follows:

III. THE TRAILS BUREAU SHALL:

- A. <u>LEGAL AUTHORITY</u>. The Trails Bureau shall have the legal authority to enter into this agreement, and the institutional, managerial, and financial capability to ensure proper planning, management, and completion of the project, which includes funds sufficient to pay the nonfederal share of project costs, when applicable.
 - B. Maintain all responsibility for snowmobile trail grooming, with either State owned equipment or through local volunteer snowmobile clubs.
 - C. Update, if necessary, the New Hampshire Snowmobile Trails Manual incorporating U.S. Forest Service requirements for those trails on the White Mountain National Forest (for example: bridge specifications).
 - D. Be responsible for coordinating snowmobile trail construction, trail maintenance, and signing on the Forest.
 - E. Be the primary point of contact for volunteer snowmobile clubs in regards to trail activities in the Forest and shall work with clubs for funding of trail projects and initiating actions for trail reroutes, improvements, or construction.
 - F. Provide the U.S. Forest Service an end-of-season report that captures the following expenditures associated with this agreement:
 - 1. Volunteer and Staff Salaries/Labor
 - 2. Travel
 - 3. Equipment
 - 4. Supplies/Materials
 - 5. Printing
 - 6. Other cost

IV. THE U.S. FOREST SERVICE SHALL:

- A. Designate snowmobile routes on the White Mountain National Forest.
- B. Provide copies to the Trails Bureau of any correspondence between the U.S. Forest Service and local snowmobile clubs.
- C. Work to coordinate timber or other management activities on the Forest to provide for uninterrupted winter trail use, as much as possible.

V. IT IS MUTUALLY UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES THAT:

- A. The Trails Bureau and the U.S. Forest Service will together develop a set of snowmobile construction and maintenance guidelines (NH Snowmobile Trail Manual) to be used throughout the White Mountain National Forest.
- B. The Trails Burcau and the U.S. Forest Service will cooperate in work activities. Transfer of money, services, or supplies will require a separate agreement. The type of instrument will be determined by the nature of the activity and the manner in which the trails burcau and the U.S. Forest Service propose to share resources.
- C. The Trail Bureau and the U.S. Forest Service will meet annually to review and assess the effectiveness of the program challenge cost share. These meetings will include the Trails Bureau, Forest Service Districts, and snowmobile clubs (if appropriate).
- D. To facilitate communication among themselves and the snowmobiling community the following system incorporating two titles will be used:
 - 1. Trail titles are corridor and non corridor.
 - Corridor trails are defined as trails identified and numbered by the Trails Bureau and the New Hampshire Snowmobile Association Trails Committee. All other are titled non-corridor snowmobile trails (these include NH Corridor and Primary trails).
- E. The major objective on Corridor trails is to maintain uninterrupted use. There exists the flexibility to alter a corridor route location without the loss of use. For example, if the corridor trail is on a system road there would be an identified readily available, alternative route when the road is closed to snowmobile traffic. Non-corridor trails will be handled on a case by case basis. They may be closed or interrupted due to forest operations.
- F. New Consider trails will only be designated upon mutual agreement between The Trails Bureau and the U.S. Forest Service.
- G. <u>PRINCIPAL CONTACTS</u>. Individuals listed below are authorized to act in their respective areas for matters related to this agreement.

Principal Cooperator Contacts:

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USDA, Forest Service

| Cooperator Program Contact | Cooperator Administrative Contact | | |
|--|---------------------------------------|--|--|
| Name: Chris Gamache | Name: Chris Gamache | | |
| Address: 172 Pembroke Road | Address: 172 Pembroke Road | | |
| City, State, Zip: Concord, NH 03301 | City, State, Zip: Concord, NH 03301 | | |
| Telephone: 603 271 3254 | Telephone: 603-271-3254 | | |
| FAX: 603 536-3685 | [°] FAX: 603 536 3685 | | |
| Email: Christopher.Gamache@dred.nh.gov | Email:Christopher.Gamache@dred.nh.gov | | |

Principal U.S. Forest Service Contacts:

| U.S. Forest Service Program Manager Contact | U.S. Forest Service Administrative Contact |
|--|---|
| Name: Andy Welsh | Name: Troy T. Ash |
| Address: 71 White Mountain Drive | Address: 4 Colony Drive |
| City, State, Zip: Campton, NH 03223 | City, State, Zip: Warren, PA 16365 |
| Telephone: 603-536-6236 | Telephone: 814-728-6245 |
| FAX: 603 536-6236 | FAX: 814 726 1465 |
| Email: andrewwelsh@fs.fed.us | Email: ttash@fs.fed.us |

- H. <u>USE OF U.S. FOREST SERVICE INSIGNIA</u>. In order for The Trails Bureau to use the U.S. Forest Service insignia on any published media, such as a Web page, printed publication, or audiovisual production, permission must be granted from the U.S. Forest Service's Office of Communications (Washington Office). A written request will be submitted by the U.S. Forest Service Region 9, White Mountain National Forest to the Office of Communications Assistant Director, Visual Information, and Publishing Services prior to use of the insignia. The U.S. Forest Service Region 9, White Mountain National Forest will notify the The Trails Bureau when permission is granted.
- <u>NON FEDERAL STATUS FOR COOPERATOR PARTICIPANT LIABILITY</u>. The Trails Bureau agree(s) that any of their employees, volunteers, and program participants shall not be deemed to be Federal employees for any purposes including Chapter 171 of Title 28, United States Code (Federal Tort Claims Act) and Chapter 81 of Title 5, United States Code (OWCP), as The Trails Bureau hereby willingly agrees to assume these responsibilities.

Further, The Trails Bureau shall provide any necessary training to The Trails Bureau's employees, volunteers, and program participants to ensure that such personnel are eapable of performing tasks to be completed. The Trails Bureau shall also supervise and direct the work of its employees, volunteers, and participants performing under this agreement.

J. <u>NOTICES</u>. Any communications affecting the operations covered by this agreement given by the U.S. Forest Service or The Trails Bureau arc sufficient only if in writing and delivered in person, mailed, or transmitted electronically by e-mail or fax, as follows:

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To the U.S. Forest Service Program Manager, at the address specified in the agreement.

To The Trails Bureau, at the address shown in the agreement or such other address designated within the agreement.

Notices are effective when delivered in accordance with this provision, or on the effective date of the notice, whichever is later.

- K. <u>PARTICIPATION IN SIMILAR ACTIVITIES</u>. This agreement in no way restricts the U.S. Forest Service or The Trails Bureau from participating in similar activities with other public or private agencies, organizations, and individuals.
- L. <u>ENDORSEMENT</u>. Any of The Trails Bureau's contributions made under this agreement **d**o not by direct reference or implication convey U.S. Forest Service endorsement of The Trails Bureau 's products or activities.
- M. <u>MEMBERS OF U.S. CONGRESS</u>. Pursuant to 41 U.S.C. 22, no member of, or delegate to, Congress shall be admitted to any share or part of this agreement, or benefits that may arise therefrom, either directly or indirectly.
- N. <u>ELIGIBLE WORKERS.</u> The Trails Bureau shall ensure that all employees complete the 1-9 form to certify that they are eligible for lawful employment under the Immigration and Nationality Act (8 USC 1324a). The Trails Bureau shall comply with regulations regarding certification and retention of the completed forms. These requirements also apply to any contract awarded under this agreement.
- O. <u>SYSTEM FOR AWARD MANAGEMENT REGISTRATION REQUIREMENT</u> (SAM). The Trails Bureau shall maintain current information in the System for Award Management (SAM). This requires review and update to the information at least annually after the initial registration, and more frequently if required by changes in information or agreement term(s). For purposes of this agreement, System for Award Management (SAM) means the Federal repository into which an entity must provide information required for the conduct of business as a Cooperative. Additional information about registration procedures may be found at the SAM Internet site at <u>www.sam.gov.</u>
- P. <u>NONDISCRIMINATION</u>. The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or a part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, and so forth.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination write to USDA, Director,

USDA, Forest Service

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Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.

Q. <u>AGREEMENT CLOSEOUT</u>. Within 90 days after expiration or notice of termination the parties shall close out the agreement.

Within a maximum of 90 days following the date of expiration or termination of this agreement, all reports required by the terms of the agreement must be submitted to the U.S. Forest Service by The Trails Bureau.

R. PROGRAM MONITORING AND PROGRAM PERFORMANCE REPORTS

The parties to this agreement shall monitor the performance of the agreement activities to ensure that performance goals are being achieved.

Performance reports must contain information on the following:

- A comparison of actual accomplishments to the goals established for the period where the output of the project can be readily expressed in numbers, a computation of the cost per unit of output, if applicable.

- Reason(s) for delay if established goals were not met.

- Additional pertinent information.

The Trails Bureau shall submit annual performance reports to the U.S. Forest Service Program Manager. These reports are due Choose an item, days after the reporting period.

S. <u>RETENTION AND ACCESS REQUIREMENTS FOR RECORDS</u>. The Trails Bureau shall retain all records pertinent to this agreement for a period of no less than 3 years from the expiration or termination date. As used in this provision, records includes books, documents, accounting procedures and practice, and other data, regardless of the type or format. The Trails Bureau shall provide access and the right to examine all records related to this agreement to the U.S. Forest Service Inspector General, or Comptroller General or their authorized representative. The rights of access in this section must not be limited to the required retention period but must last as long as the records are kept.

If any litigation, claim, negotiation, audit, or other action involving the records has been started before the end of the 3-year period, the records must be kept until all issues are resolved, or until the end of the regular 3-year period, whichever is later.

T. FREEDOM OF INFORMATION ACT (FOIA). Public access to agreement records must not be limited, except when such records must be kept confidential and would



have been exempted from disclosure pursuant to Freedom of Information regulations (5 U.S.C. 552). Requests for research data are subject to 2 CFR 215.36.

Public access to culturally sensitive data and information of Federally recognized Tribes may also be explicitly limited by P.L. 110-234, Title VIII Subtitle B §8106 (2009 Farm Bill).

- U. <u>TEXT MESSAGING WHILE DRIVING.</u> In accordance with Executive Order (EO) 13513, "Federal Leadership on Reducing Text Messaging While Driving," any and all text messaging by Federal employees is banned: a) while driving a Government owned vehicle (GOV) or driving a privately owned vehicle (POV) while on official Government business; or b) using any electronic equipment supplied by the Government when driving any vehicle at any time. All Coopeatives, their Employees, Volunteers, and Contractors are encouraged to adopt and enforce policies that ban text messaging when driving company owned, leased or rented vehicles, POVs or GOVs when driving while on official Government business or when performing any work for or on behalf of the Government.
- V. <u>PROPERTY IMPROVEMENTS.</u> Improvements placed on National Forest System land at the direction or with the approval of the U.S. Forest Service becomes property of the United States. These improvements are subject to the same regulations and administration of the U.S. Forest Service as would other National Forest improvements of a similar nature. No part of this agreement entitles the Trails Bureau to any interest in the improvements, other than the right to use them under applicable U.S. Forest Service regulations.
- W. <u>PUBLIC NOTICES.</u> It is the U.S. Forest Service's policy to inform the public as fully as possible of its programs and activities. The Trails Bureau is/are encouraged to give public notice of the receipt of this agreement and, from time to time, to announce progress and accomplishments. Press releases or other public notices should include a statement substantially as follows:

"White Mountain National Forest of the U.S. Forest Service, Department of Agriculture"

The Trails Burcau may call on the U.S. Forest Service's Office of Communication for advice regarding public notices. The Trails Bureau is/are requested to provide copies of notices or announcements to the U.S. Forest Service Program Manager and to U.S. Forest Service's Office of Communications as far in advance of release as possible.

X. U.S. FOREST SERVICE ACKNOWLEDGED IN PUBLICATIONS. <u>AUDIOVISUALS AND ELECTRONIC MEDIA</u>. The Trails Bureau shall acknowledge U.S. Forest Service support in any publications, audiovisuals, and electronic media developed as a result of this agreement. USDA, Forest Service

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- Y. <u>TRIBAL EMPLOYMENT RIGHTS ORDINANCE (TERO)</u>. The Forest Service recognizes and honors the applicability of the Tribal laws and ordinances developed under the authority of the Indian Self-Determination and Educational Assistance Act of 1975 (PL 93-638).
- Z. <u>OFFSETS. CLAIMS AND RIGHTS.</u> Any and all activities entered into or approved by this agreement will create and support afforestation/ reforestation efforts within the National Forest System without generating carbon credits. The U.S. Forest Service does not make claims of permanence or any guarantees of carbon sequestration on lands reforested or afforested through partner assistance. The U.S. Forest Service will provide for long-term management of reforested and afforested lands, according to applicable Federal statute, regulations and forest plans.
- AA. <u>NONDISCRIMINATION STATEMENT PRINTED, ELECTRONIC, OR</u> <u>AUDIOVISUAL MATERIAL</u>. The Trails Bureau shall include the following statement, in full, in any printed, audiovisual material, or electronic media for public distribution developed or printed with any Federal funding.

"In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, or disability. (Not all prohibited bases apply to all programs.)

To file a complaint alleging discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington DC 20250-9410 or call toll free voice (866) 632-9992, TDD (800)877-8339, or voice relay (866) 377-8642. USDA is an equal opportunity provider and employer."

If the material is too small to permit the full statement to be included, the material must, at minimum, include the following statement, in print size no smaller than the text:

"This institution is an equal opportunity provider."

- BB. <u>REMEDIES FOR COMPLIANCE RELATED ISSUES</u>. If The Trails Bureau materially fail(s) to comply with any term of the agreement, whether stated in a Federal statute or regulation, an assurance, or the agreement, the U.S. Forest Service may wholly or partly suspend or terminate the current agreement.
- CC. <u>TERMINATION BY MUTUAL AGREEMENT</u>. This agreement may be terminated, in whole or part, as follows:
 - 1. When the U.S. Forest Service and The Trails Bureau agree upon the termination conditions, including the effective date and, in the case of partial termination, the portion to be terminated.
 - 2. By 30 days written notification by The Trails Bureau to the U.S. Forest Service setting forth the reasons for termination, effective date, and in the case of partial

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termination, the portion to be terminated. If the U.S. Forest Service decides that the remaining portion of the agreement does not accomplish the purpose for which the award/agreement was made, the U.S. Forest Service may terminate the award upon 30 days written notice in its entirety.

- DD. <u>ALTERNATE DISPUTE RESOLUTION PARTNERSHIP AGREEMENT</u>. In the event of any issue of controversy under this agreement, the parties may pursue Alternate Dispute Resolution procedures to voluntarily resolve those issues. These procedures may include, but are not limited to conciliation, facilitation, mediation, and fact finding.
- EE. <u>DEBARMENT AND SUSPENSION</u>. The Trails Bureau shall immediately inform the U.S. Forest Service if they or any of their principals are presently excluded, debarred, or suspended from entering into covered transactions with the Federal Government according to the terms of 2 CFR Part 180. Additionally, should The Trails Bureau or any of their principals receive a transmittal letter or other official Federal notice of debarment or suspension, then they shall notify the U.S. Forest Service without undue delay. This applies whether the exclusion, debarment, or suspension is voluntary or involuntary.
- FF. <u>COPYRIGHTING</u>. The Trails Bureau is/are granted sole and exclusive right to copyright any publications developed as a result of this agreement. This includes the right to publish and vend throughout the world in any language and in all media and forms, in whole or in part, for the full term of copyright and all renewals thereof in accordance with this agreement.

No original text or graphics produced and submitted by the U.S. Forest Service must be copyrighted. The U.S. Forest Service reserves a royalty-free, nonexclusive, and irrevocable right to reproduce, publish, or otherwise use, and to authorize others to use the work for Federal Government purposes. This right must be transferred to any sub-agreements or subcontracts.

This provision includes:

- 1. The copyright in any work developed by The Trails Bureau under this agreement.
- 2. Any right of copyright to which The Trails Bureau purchase(s) ownership with any Federal contributions.
- GG. <u>PUBLICATION SALE</u>. The Trails Bureau may sell any publication developed as a result of this agreement. The publication may be sold at fair market value, which is initially defined in this agreement to cover the costs of development, production, marketing, and distribution. After the costs of development and production have been recovered, fair market value is defined in this agreement to cover the costs of marketing, printing, and distribution only. Fair market value must exclude any in-kind or Federal Government contributions from the total costs of the project.

USDA, Forest Service

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- HH. <u>TRAINING, EVALUATION, AND CERTIFICATION OF SAWYERS.</u> Any of the cooperator's employees, and any participants and volunteers engaged on behalf of the cooperator and Forest Service, who will use chain saws or crosseut saws on National Forest System lands to conduct the program of work contained in this agreement must be trained, evaluated, and certified in accordance with Forest Service Manual 2358 and Forest Service Handbook 6709.11, section 22.48b. The cooperator is responsible for providing this training, evaluation, and certification, unless the Forest Service and the cooperator determine it is not in the best interest of the partnership. In these circumstances, the Forest Service, upon request and based on availability of Agency funding and personnel, may assist with developing and conducting training, evaluation, and certification of the cooperator's employees, and any volunteers and participants engaged on behalf of the cooperator and the Forest Service, who will use chain saws or cross cut saws on National Forest System lands.
- II. <u>MODIFICATIONS</u>. Modifications within the scope of this agreement must be made by mutual consent of the parties, by the issuance of a written modification signed and dated by all properly authorized, signatory officials, prior to any changes being performed. Requests for modification should be made, in writing, at least days prior to implementation of the requested change.
- JJ. <u>COMMENCEMENT/EXPIRATION DATE</u>. This agreement is executed as of the date of the last signature and is effective through 11/15/2021 at which time it will expire. The expiration date is the final date for completion of all work activities under this agreement.

VI. APPROVAL.

<u>AUTHORIZED REPRESENTATIVES</u>. By signature below, each party certifies that the individuals listed in this document as representatives of the individual parties are authorized to act in their respective areas for matters related to this agreement. In witness whereof, the parties hereto have executed this agreement as of the last date written below.

JEFFREY(ROSE, Commissioner 12-17/16 Date New Hampshire Department Of Resources And Economic Development K. & Samons 12/13/16 Date THOMAS G. WAGNER , Forest Supervisor U.S. Forest Service, White Mountain National Herry Tomes - Super Forest

USDA, Forest Service

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The authority and format of this agreement have been reviewed and approved for signature.

ANNE M.

U.S. Forest Service Grants Management Specialist

Burden Statement

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0217. The time required to complete this information collection is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call tol! free (866) 632-9992 (voice). TDD users can contact USDA through local relay or the Federal relay at (800) 877-8339 (TDD) or (866) 377-8642 (relay voice). USDA is an equal opportunity provider and employer.

| Agreements Financial Plan (Short Form) | |
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| ote: All columns may not be used. Use depends on source and type of contribution(s). | |
| FOREST SERVICE CONTRIBUTIONS COOPERATOR CONTRIBUTIONS | |

Mod. No.:

17-CS-11092200-008

| Financial Plan Matrix: | | ay not be used. Use de | | d type of contribution(| s). |
|-------------------------------|---------|--------------------------|--------------|-------------------------|----------------|
| | | CONTRIBUTIONS | COOPERATOR C | | 20 4 70 |
| | (a) | (b) | (c) | (d) | |
| COST ELEMENTS Direct Costs | Noncash | Cash to Cooperator | Noncash | in-Kind | (e) Total |
| Salaries/Labor | (b)(4) | | | | \$213,370.00 |
| Travel | | | | | \$0.00 |
| Equipment | | | | | \$0.00 |
| Supplies/Materials | | | | | \$0.00 |
| Printing | | | | ľ | \$0.00 |
| Other | | | | | \$0.00 |
| Other | | | | | \$0.00 |
| Subtotal | | | | | \$213,370.00 |
| Coop Indirect Costs | | | | | \$0.00 |
| FS Overhead Costs | | | | | \$0.00 |
| Total | | | | | |
| 0237 | To | tal Project Value: | | | \$213,370.00 |

| Matching Costs Determination | | | |
|--|----------------|--|--|
| Total Forest Service Share = $(a+b) \div (e) = (f)$ | (f) 0.76% | | |
| Total Cooperator Share $(c+d) \div (e) = (g)$ | (g) 99.24% | | |
| Total $(f+g) = (h)$ | (h) 100.00% | | |

U.S. Forest Service

USFS Agreement No.:

Note: This Financial Plan may be used when: (1) No program income is expected and

(3) There is no other Federal funding

(2) The Cooperator is not giving cash to the FS and

Cooperator Agreement No .:

Exhibit: A

U.S. Forest Service

OMB 0596-0217 FS-1500-17B

FS Non-Cash Contribution Cost Analysis, Column (a)

Use this worksheet to perform the cost analysis that supports the lump sum figures provided in the matrix. NOTE: This worksheet auto populates the relevant and applicable matrix cells.

Cost element sections may be deleted or lines may be hidden, if not applicable. Line items may be added or deleted as needed. The Standard Calculation sections provide a standardized formula for determing a line item's cost, e.g. cost/day x # of days=total, where the total is calculated automatically. The Non-Standard Calculation sections provide a write-in area for line items that require a calculation formula that is other than the standardized formules, e.g. instead of salaries being calculated by cost/day x # of days, costs may be calculated simply by a contracted value that is not dependent on days worked, such as 1 employee x \$1,200/contract= \$1,200. Be sure to review your calculations when entering in a Non-Standard Calculation, and provide a brief explanation of units used to make calculation, e.g. '1 month contract,' on a line below the figures.

| Cost/Day | # of Days | Total |
|------------|--------------------|--------------------------------|
| (b)(4) | | |
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| TOTAL CO | JSI I | \$1,630 | J.UU Same S |

Cooperator Non-Cash Contribution Cost Analysis, Column (c)

Use this worksheet to perform the cost analysis that supports the lump sum figures provided in the matrix. NOTE: This worksheet auto populates the relevant and applicable matrix cells.

Cost element sections may be deleted or lines may be hidden, if not applicable. Line items may be added or deleted as needed. The Standard Calculation sections provide a standardized formula for determing a line item's cost, e.g. cost/day x # of days=total, where the total is calculated automatically. The Non-Standard Calculation sections provide a write-in area for line items that require a calculation formula that is other than the standardized formules, e.g. instead of salaries being calculated by cost/day x # of days, costs may be calculated simply by a contracted value that is not dependent on days worked, such as 1 employee x \$1,200/contract= \$1,200. Be sure to review your calculations when entering in a Non-Standard Calculation, and provide a brief explanation of units used to make calculation, e.g. '1 month contract,' on a line below the figures.

| Salaries/Labor | | | | |
|--------------------------------------|------------------|-----------|---------|----------------------------|
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Total Salaries/Labor \$211,740.00

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Non-Standard Calculation

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| TOTAL CO | <u> 51 </u> | <u> </u> | 11,740.00 | |



| From: | Gamache, Christopher | |
|--------------|---|--|
| To: | Leberman, Marianne -FS | |
| Cc: | Pellerin, Travis J -FS; Giles, Tom J -FS; Johnston, Brian M -FS | |
| Subject: | RE: Snowmobile trails | |
| Date: | Monday, November 26, 2018 12:58:18 PM | |
| Attachments: | image001.png image002.png | |
| | image003.png image004.png | |

Hi Marianne

We have put out a press release that trails are not open until mid-December and that gates are closed. We are letting snowmobiles ride on our multi-use rail trails and in places such as Jericho Mountain State Park, but the overall network is not opening yet.

The clubs cannot be reimbursed for trail grooming until December 15th, so most of them have no plans to open up for another 2 weeks. Our agency Administrative Rules define the winter season as November to May, and snowmobiles use would be legal during that timeframe but we are not advertising and riding, etc. (b)(5): Deliberative Process Privilege

Hope this helps.

Chris

Chris Gamache, Chief NH Bureau of Trails Parks & Recreation Division, DNCR 172 Pembroke Road Concord, NH 03301 603-271-3254 Chris.gamache@dncr.nh.gov

From: Leberman, Marianne -FS [mailto:mleberman@fs.fed.us]
Sent: Monday, November 26, 2018 10:14 AM
To: Gamache, Christopher
Cc: Pellerin, Travis J -FS; Giles, Tom J -FS; Johnston, Brian M -FS
Subject: Snowmobile trails

Hey Chris – what are you telling folks about when trails open – Our front desks are getting many calls and in the past we have deferred to the State. I need to get them information but want to make sure we are on the same page. With the snow expected tonight it is just going to get harder. Are the clubs determining if their trails are ready? If so how will we know? Any info is appreciated. Thanks. –M.



Marianne B. Leberman Recreation, Wilderness, Special Uses Program Leader

Forest Service White Mountain National Forest

p: 603-536-6236 mleberman@usda.gov 71 White Mountain Drive Campton, NH 03223 www.fs.fed.us

Caring for the land and serving people

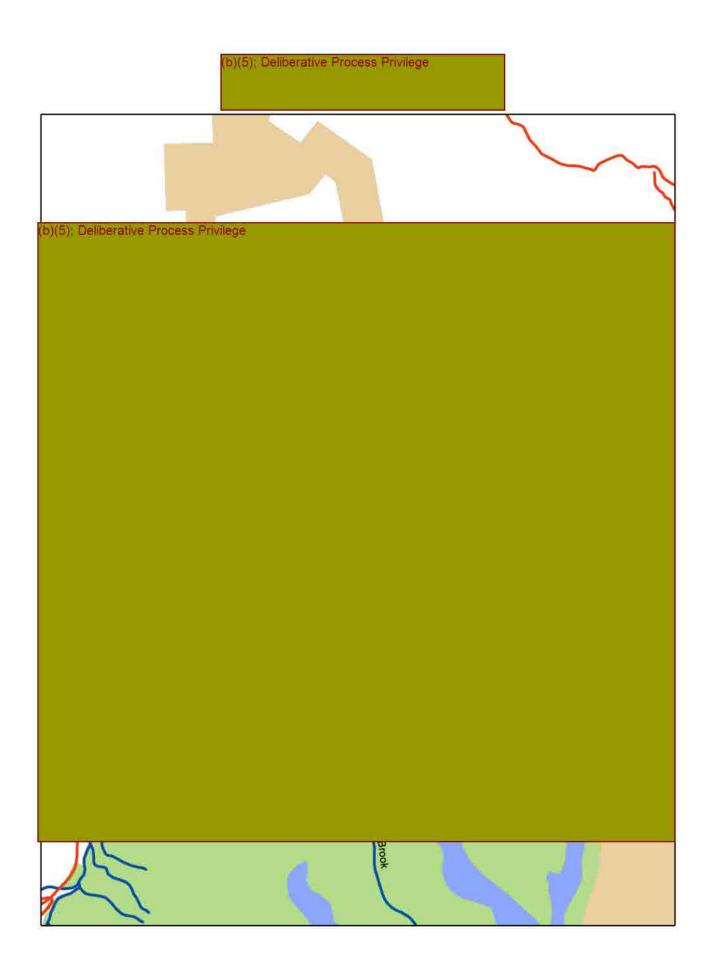
This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

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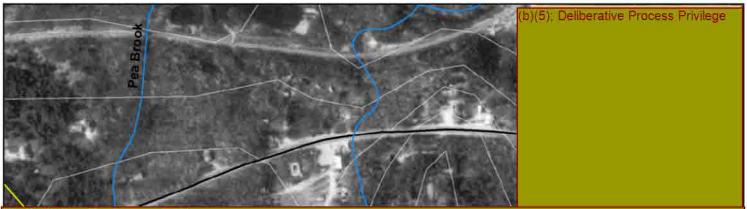
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Emergion, Risen H. Ha Weeks, Michael: <u>Generation</u>, Christianter RE: North chattain bridges on Hicdonough proofs road 244 Tuescale, November 12, 2019 2:15:00 PH To: Subject: Date Let me know if you need extra hands - we can assist Huna Johnson Assistant Dimite Ranger - Recreation and Wildemess Forest Service Sace Ranger Dimite, White Meanatan National Foreit p. 401-447-5448 Sci00 Instrum Johnsonskanda gine Microareas, NI (383) Conseny, NI (383) Www.e. Erkolan Caring for the base and serving people ----Original Message----Prom: West, Michael <u>Initia Michael Westesutina min and</u> Sant-Tatority, Worther 17, 2019 (222 PM Ta: Gammels, Chrinopher Christopher Gamadowishler mit gav>, Johnsten, Beim M.-FS: "brian m.jahnsten@indu gav> Cr. Varghung Paula A: FS: spinia varginitestuda gav> Subject: Tue: North-chartans Initges on Machemigh beesk resul 244 Judiosched bez with Junter and for eta of materials, someone just cleaned out here work in will be traday the unified they sen regiment. Lealled becook and they sen two days, they are doner and winding on these estimate. Star taxed. Trying to mike sure we schedule a boom mack do and i will law to go imperia sure we will be trade to go imperia sure of the sen taxet. Om 72 Norweisler 2019 (1-45) "Gamache: Christopher "- Christopher Gamache: Edwar nit, gev^omnlin ("Seitstepher Gamache: Edward nit, gam^{3/2,*} weiser Thank you Bram We get the work draw up on the bradges. This snew may not say, but will it snewing out my office unidow, it nominated my that we would like to get an inswer about the bradge we looked at last week for this inner. Thinks Chris Cheis Gannerbe, Chief NH Bareas of Trails Parks & Recention Division, DNCR 172 Perribose Road Conscoit, NH 03301 605-271-12254 Cheis gannache@dncr.ah.gov EXTERNAL. Do not open attachminities of click on links and/ss you recognise and trust the sender Mike - feel fire to move this forward anytime. We are all set to pay on our and. Just let me know when we used to call and pay Bun Johnine Asijum Johnine (anger - Recention and Wildensis Feeri Service Stor Ranger Dumice, White Mourtum National Forest prior a physical gate being a physical gate (conserved) (and the service of the service store and the service store an Original Mussage
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I out get about full by the and of the work. Remainder probably a week after that, Same with GRK Screet Let me know Thanks Bill-MBS -----Origenil Messags-----From: Weeks, Michoil [mann/Motharl, Weeks(information)] Semi: Friday, November 08, 2019 2:37 PM Teo: William Gilsian Subject: North chaftane birliges on Michonaugh brook road 244 Hello Bill, I will be needing a game for forest service for 178 496+17 14.486810 672 & GRK no. strengt (the big 3.4* heads star drive) asap: They will be paying for it on oredit card (Beian Johnston) after which we would need all this next week. Michael Weeks Distoci I Supervisor State Of NH. Burray Of Trails Department of Natural and Cultural Resources This electrom unsage ontain infomation guarantees by the USDA solely for the introded tecoputer. Any anatherized intersection of this message or the use of disclosure of the infomation in cost of electronic work of electronic many vision the two and subject the vision to evolt or entrained possibles. 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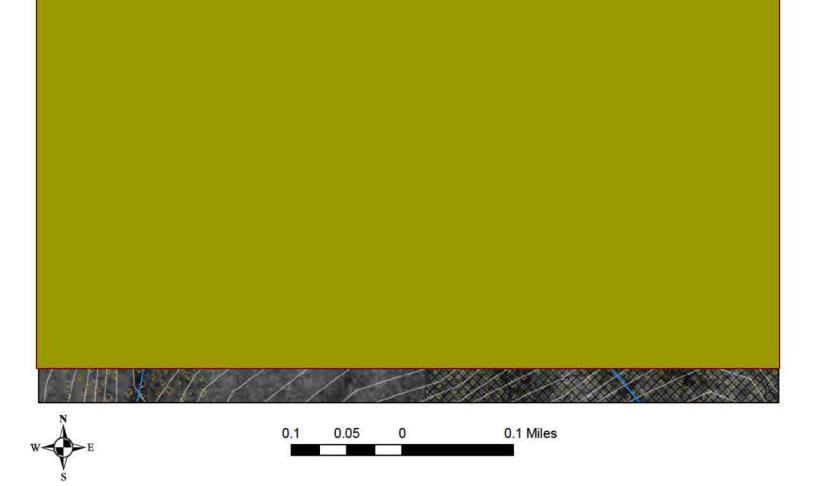
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(b)(5); Deliberative Process Privilege



b)(5); Deliberative Process Privilege







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From: Olmsted, Jennifer -FS [mailto:jolmsted@fs.fed.us] Sent: Monday, January 11, 2016 1:13 PM To: Gamache, Christopher; Savage, Clinton; <u>brianr@ProQuipNH.com</u>; Steve Malaspini (<u>gateway@ncia.net</u>) Subject: Any News on NH19?

Hi Guys, I know the trails are pretty thin right now and it might not be an issue yet, just wondering if any travel is happening behind White Birches? There is some concern that a trail directional sign at Wild River Bridge is pointing to Gorham. There are probably many of these in Gilead, at the top of Evans Notch, and coming up out of Conway/Fryeburg. (b)(5); Deliberative Process Privilege

use. Hope to see you on the 21st @ the Groveton Clubhouse. Thanks, Jen

b)(5); Deliberative Process Privilege

From: Gamache, Christopher [mailto:Christopher.Gamache@dred.nh.gov]
Sent: Monday, January 11, 2016 1:15 PM
To: Olmsted, Jennifer -FS; Savage, Clinton; <u>brianr@ProQuipNH.com</u>; Steve Malaspini (<u>gateway@ncia.net</u>)
Subject: RE: Any News on NH19?

Afternoon Jennifer.

The trail behind White Birches is open for this winter. We were working with the club on a reroute, in the event it stayed closed, but it was not ideal and would have had many issues. Fortunately we have this winter to finish up a plan for going forward. Chris

Chris Gamache, Chief NH Bureau of Trails DRED-Division of Parks & Recreation Concord, NH 603-271-3254

From: Olmsted, Jennifer -FS [mailto:jolmsted@fs.fed.us] Sent: Monday, January 11, 2016 1:20 PM To: Gamache, Christopher Cc: Preisendorfer, Justin J -FS; Pellerin, Travis J -FS; Hoffer, Helon - FS Subject: RE: Any News on NH19?

Wow, that is awesome. Thanks Chris!



Jennifer Olmsted Recreation Technician Forest Service White Mountain National Forest, Androscoggin Ranger District p: 603-466-2713 x1217 c: 603-455-9803 f: 603-466-2856 jolmsted@fs.fed.us 300 Glen Road

Gorham, NH 03581 www.fs.fed.us

Caring for the land and serving people

From: Gamache, Christopher [mailto:Christopher.Gamache@dred.nh.gov]
Sent: Monday, January 11, 2016 1:23 PM
To: Olmsted, Jennifer -FS
Cc: Preisendorfer, Justin J -FS; Pellerin, Travis J -FS; Hoffer, Helon - FS
Subject: RE: Any News on NH19?

It is, but we would still like to keep moving on a possible reroute into the Forest for the Corridor. This is the 2nd winter in a row that they closed and then reopened. Long-term sustainability of a trail will be best accomplished by working with you folks on a trail.

Chris

From: Olmsted, Jennifer -FS
Sent: Tuesday, February 23, 2016 10:51 AM
To: Savage, Clinton (<u>Clinton.Savage@dred.nh.gov</u>) <<u>Clinton.Savage@dred.nh.gov</u>>; Gamache,
Christopher (<u>Christopher.Gamache@dred.nh.gov</u>) <<u>Christopher.Gamache@dred.nh.gov</u>>
Cc: <u>brianr@ProQuipNH.com</u>; Steve Malaspini (<u>gateway@ncia.net</u>) <<u>gateway@ncia.net</u>>; Hoffer, Helon FS <<u>hhoffer@fs.fed.us</u>>; Preisendorfer, Justin J -FS <<u>jpreisendorfer@fs.fed.us</u>>; Pellerin, Travis J -FS
Subject: NH 19 Reroute

Hi guys, just checking in on the work around behind White Birches. We have a "small projects" submission deadline of March 8th for work to be considered this year. Helon and I need the GPS'd mapped proposed route and any details you can provide on adjacent landowner authorization, color of flagging on the route (I think you said it is flagged out?), estimate of the # of trees to be cut, any water crossing construction, purpose & need information, and timeframe for trail construction work. You can send it electronically or let me know where and when I can pick it up. Thanks!

b)(5); Deliberative Process Privilege

Several slopes are steep, side hills and up and down. This route would require significant
excavator work to create a flat trail as well as present erosion issues in the future.

- The proposed crossing of Kidder Brook is no bigger than the other stream crossings on the reroute. Either we can get by without the 40-foot bridge or we need several bridges. (more likely a bridge will not be needed, or at least a small one) I can hop across all the "river" crossings
- You will be able to see the opposite end of the reroute from the other.
- The proposed route on private land is rather swampy.
- We still do not have a signed letter from the private landowner saying access is granted.

(b)(5), Deliberative Process Privilege



Helon Hoffer Snow Ranger/Trails Manager Forest Service White Mountain National Forest Androscoggin Ranger District

603-466-2713 x1211 hhoffer@fs.fed.us

300 Glen Rd Gorham, NH 03581 www.fs.fed.us

Caring for the land and serving people

From: Hoffer, Helon - FS
Sent: Wednesday, March 02, 2016 2:41 PM
To: Olmsted, Jennifer -FS <<u>jolmsted@fs.fed.us</u>>
Cc: Pellerin, Travis J -FS <<u>tpellerin@fs.fed.us</u>>
Subject: RE: NH 19 Reroute

Hi Jen,

I'm putting together the Small Projects Day form for the White Birches Relo and wondering if you heard back from Clinton or Chris about the details. I also would like to include in whether or not they have the written permission of the other landowner where the relocation will be. Helon

From: Olmsted, Jennifer -FS [mailto:jolmsted@fs.fed.us] Sent: Thursday, March 03, 2016 10:13 AM To: Savage, Clinton; Gamache, Christopher Cc: Pellerin, Travis J -FS; Hoffer, Helon - FS Subject: FW: NH 19 Reroute

Hi guys, our March 8th deadline is closing in, anything you can send?



Jennifer Olmsted Recreation Technician Forest Service White Mountain National Forest, Androscoggin Ranger District p: 603-466-2713 x1217 c: 603-455-9803 f: 603-466-2856 jolmsted@fs.fed.us 300 Glen Road Gorham, NH 03581 www.fs.fed.us

Caring for the land and serving people

From: Gamache, Christopher [mailto:Christopher.Gamache@dred.nh.gov]
Sent: Thursday, March 03, 2016 10:26 AM
To: Olmsted, Jennifer -FS <<u>jolmsted@fs.fed.us</u>>; Savage, Clinton <<u>Clinton.Savage@dred.nh.gov</u>>
Cc: Pellerin, Travis J -FS <<u>tpellerin@fs.fed.us</u>>; Hoffer, Helon - FS <<u>hhoffer@fs.fed.us</u>>
Subject: RE: NH 19 Reroute

Clint,

Send Jennifer the maps we have of the route around the campground. Jennifer, we ultimately will be walking and looking for a much longer route to try to better protect the trail along that entire pipeline route, but it will take year or more to get it all walked, mapped and submitted to you for reviews.

Thanks, Chris

Chris Gamache, Chief NH Bureau of Trails DRED-Division of Parks & Recreation Concord, NH 603-271-3254

From: Olmsted, Jennifer -FS
Sent: Thursday, March 03, 2016 10:54 AM
To: Gamache, Christopher <<u>Christopher.Gamache@dred.nh.gov</u>>
Cc: Hoffer, Helon - FS <<u>hhoffer@fs.fed.us</u>>; Pellerin, Travis J -FS <<u>tpellerin@fs.fed.us</u>>
Subject: RE: NH 19 Reroute

Agreed, thanks Chris. This preliminary "small projects" request will at least get the project on the radar.



Jennifer Olmsted Recreation Technician Forest Service White Mountain National Forest, Androscoggin Ranger District p: 603-466-2713 x1217 c: 603-455-9803 f: 603-466-2856 jolmsted@fs.fed.us 300 Glen Road Gorham, NH 03581 www.fs.fed.us Caring for the land and serving people

From: Rowse, Lesley -FS
Sent: Tuesday, April 12, 2016 3:39 PM
To: Preisendorfer, Justin J -FS <<u>ipreisendorfer@fs.fed.us</u>>; Hoffer, Helon - FS <<u>hhoffer@fs.fed.us</u>>;
Olmsted, Jennifer -FS <<u>iolmsted@fs.fed.us</u>>; Pellerin, Travis J -FS <<u>tpellerin@fs.fed.us</u>>; Colter, Robert A
-FS <<u>rcolter@fs.fed.us</u>>; Sperduto, Daniel D -FS <<u>danieldsperduto@fs.fed.us</u>>
Subject: Corridor 19 reroute

Helon and I took a walk on the proposed reroute. Here are some photos and a map of the reroute and some features.



Snomo Trails Pemi

Haverhill

Howe

Newbury

Existing snowmobile trails that may be able to be used for an OHRV connection between Warren and Haverhill

11

А

Legend

Feature 7Pike General Store

Google Earth

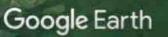
@2018 Google

N

Warren

-

Snomo trail Kilkenny Area (b)(5); Deliberative Process Privilege



@2018 Google

N

| From: | Gamache, Christopher | | | |
|--------------|---|--|--|--|
| To: | Barnhart, Jennifer J -FS; Brown, Brooke - FS | | | |
| Cc: | Leberman, Marianne -FS; Teresa Lambert | | | |
| Subject: | OHRV routes | | | |
| Date: | Friday, November 8, 2019 9:32:20 AM | | | |
| Attachments: | OHRV Trails.kmz | | | |
| | Pemi District Snomo trails for connection.jpg | | | |
| | Stark area trails.ipg | | | |

Jenn, Brooke;

Sorry for the delay on getting this to you. I know you folks are still sorting out staffing and now looking for a Forest Supervisor. I know you have not had time to write up the notes from the meeting we all had earlier this summer, but attached are some maps of trail areas in the Pemi and Andrso Districts that we would look to try to make OHRV trail connections for in the future (knowing this is a multi-year process).

Marianne and I have had a few discussions about this follow up over the past 2 months, and my staff and I have been discussing the existing trails in the area and pros/cons to using these existing trail routes vs new routes in the future (keeping in mind my references are basing on an assumption that we MAY be able to do something in the future).

| (b)(5); Deliberative Process Privilege | |
|--|--|
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| | |
| (b)(5); Deliberative Process Privilege | |
| | |
| | |

As we all discussed, this would be a Project Level Proposal. We have no interest in seeking a Programmatic change to the Forest Plan. (b)(5). Deliberative Process Privilege

You are short-staffed, as are we for new projects, however we did all agree to start this level or data review and collection when we all met this summer. Hope all is going well for both of you and look forward to meeting soon to deal with the snowmobile bridge issue that has developed on the Forest.

Thanks,

Chris

Chris Gamache, Chief NH Bureau of Trails Parks & Recreation Division, DNCR 172 Pembroke Road Concord, NH 03301 603-271-3254 Chris.gamache@dncr.nh.gov

NEPA Small Project Summary for Resource Specialist Review

SECTION 1 - Project Information

Completed by project proponent and filed with map in appropriate month and unit folder at: (b)(4)

(b)(5); Deliberative Process Privilege

<u>/s/ Justin J. Preisendorfer</u> Justin Preisendorfer

Acting District Ranger

<u>3/8/2016</u> Date

SECTION 2 - Resource Effects

This table is to ensure that the potential presence of extraordinary circumstances is addressed by the appropriate resource specialists.

| EXTRAORDINARY | RESOURCE | TYPE / DEGREE OF EFFECT | MITIGATION REQUIRED? | | | SPECIALIST |
|--|---------------------|-------------------------|-------------------------|----|-----|------------|
| CIRCUMSTANCES RESOURCE CONDITIONS | CONCERN PRESENT? | | YES | NO | TBD | SIGNATURE |
| TES animal species | | | | | | |
| TES plant species | | | | | | |
| Floodplains (F), wetlands (W), or municipal watersheds (MW) | | | | | | |
| Congressionally designated Wilderness Areas | | | | | | |
| Congressionally designated or eligible Wild & Scenic Rivers | | | | | | |
| AT or RNA | | | | | | |
| Areas in RACR or Forest Plan roadless inventory | | | | | | |
| American Indian religious or cultural sites | | | | | | |
| Archaeological sites or historic properties or areas | | | | | | |

1. Is additional BE documentation needed? Yes No TBD

a. Is consultation with USFWS likely to be needed?

2. Is SHPO concurrence needed? Yes No TBD

3. Are wetland/stream permits required prior to implementation?
Yes No TBD

OTHER RESOURCES (and field visits for above resources)

| RESOURCE | RESOURCE CONCERN | TYPE / DEGREE OF EFFECT | MITIGATION REQUIRED? | | | FIELD VISIT? IF YES, WHEN (pre-decision or | SPECIALIST SIGNATURE |
|---------------|---------------------|-------------------------|-------------------------|----|-----|--|-------------------------|
| | PRESENT? | | YES | NO | TBD | implementation) | SIGNATORE |
| Soils | | | | | | | |
| Scenery | | | | | | | |
| Accessibility | | | | | | | |
| Forestry | | | | | | | |
| Recreation | | | | | | | |
| Fisheries | | | | | | | |
| Engineering | | | | | | | |
| NNIS | | | | | | | |
| Wildlife | | | | | | | |
| Water | | | | | | | |
| Heritage | | | | | | | |
| TES Plants | | | | | | | |

1. Is a Timber Stand Prescription Needed?
Yes No

MITIGATION MEASURES AND ADDITIONAL NOTES (if needed)

MITIGATION MEASURES AND ADDITIONAL NOTES (Con't)

SECTION 3 - Project Disposition

Categorically Exclude

The proposed project:

- meets the requirements of a categorical exclusion;
- would not result in extraordinary circumstances; and
- would not result in significant impacts to resources not covered by extraordinary circumstances;
- therefore may be categorically excluded from documentation in an EA or EIS.

Documentation Level (Decision Memo, Letter to File, or Form only): _____

Do Not Categorically Exclude; Prepare an EA or EIS

The proposed project:

- does not meet the requirements of a categorical exclusion because it
 - would result in extraordinary circumstances; or
 - potentially would result in significant impacts to resources not covered by extraordinary circumstances.

INSERT NAME HERE District Ranger Date



STATE OF NEW HAMPSHIRE DEPARTMENT of NATURAL AND CULTURAL RESOURCES DIVISION of PARKS and RECREATION **BUREAU OF TRAILS**

172 Pembroke Road Concord, New Hampshire 03301 Phone: (603) 271-3254 Fax: (603) 271-3553 E-Mail: nhtrails@dcnr.nh.gov

Report for the NH Off-Highway Vehicle Association Quarterly meeting, July 26, 2019

- Bureau will be working on MOU's with clubs that do maintenance on State properties. This is a requirement and most clubs have had them in the past, but expiring MOU's had not been updated. Clubs need to have liability insurance policies in place to work on State lands (all agencies will require that clubs have general liability insurance).
- Bureau is finishing DOT crossing and connector permits and follow up work across Coos County, and also in Hillsborough County. Colebrook permits are approved and Pittsburg should be approved this week.
- Grant In Aid contracts were approved by the Governor and Executive Council (G&C) on July 10. OHRV club contracts were retroactive to June 1st. G&C did ask about the controversies in some towns about OHRV use of town roads and they wanted to make sure that the Bureau, and NHOHVA, were committed to additional planning and that NHOHVA was willing to help with some funding if needed.
- Budget hold-up is impacting some RTP reimbursements at this time.
- Lawsuit filed against State-DNCR, State-DOT and Town of Gorham to shut down rail trail, parking area and Rte 2 to OHRV use (filed by abutters and residents on Rte 2). This is still an active lawsuit so Bureau will not be commenting any further on the topic at this time.
- HB 660 requires the Trails Bureau to try to find funding to complete a Coos County OHRV Plan: update the 2003 NH ATV and Trailbike Plan and do an economic impact study for OHRVs. Goal is to get funding for a Coos County Trail Plan that includes all types of use. Bureau applied for a Northern Borders grant to do the trail plan.
- Reminder that any trail work done with GIA funds requires that the work be done in accordance the Trails Bureau Best Management Practices (RSA 216-F:6).
- Bureau will need to work on Grant In Aid Administrative Rules for snowmobiles over the next year, so it would make sense to work on OHRV GIA needs at same time. Not everything desired will make the list but plan to have some work sessions later this summer about proposed changes. There will be no legislative support for paying 100% of all costs.

Clubs need to focus on keeping their landowners happy by keeping trails in good shape, publicizing responsible riding messages, and supporting enforcement of laws against violators; Bureau staff will continue to do the same. Clubs need to put new efforts into getting off of roads, where feasible. It will take a few years to complete some plans and projects but there needs to be an effort made.

The State of NH is in a continuing resolution at this time, which means we have ¹/₄ of our 2019 approved budget to work with until September 30th. All GIA contracts were approved, however the funds to reimburse for projects does not exist in the accounts yet. If the budget stalemate continues into September we will seek legislative Fiscal Committee approval to increase the GIA budget. There is no anticipated impact to clubs, and reimbursement in the short-term.

Sincerely,

Chris Gamache Chief