



United States Department of the Interior



FISH AND WILDLIFE SERVICE
Arcata Fish and Wildlife Office
1655 Heindon Road
Arcata, California, 95521
Phone: (707) 822-7201 FAX: (707) 822-8411

In Reply Refer To:
AFWO

Mark Lancaster
Northwest CA Resource Conservation and Development Council
P.O. Box 2571
Weaverville, CA 96093
DUNS: 1367229100000

Subject: Notice of Cooperative Agreement Award F17AC00673

Dear Mr. Lancaster:

Congratulations, the funding for your organization's application for Federal financial assistance titled "East Weaver Creek Dam Removal Project" submitted to the U.S. Fish and Wildlife Service (Service)'s Partners for Fish and Wildlife (Partners) Program, CFDA Program 15.631, is approved. The information below may be useful when discussing specifics of this award:

Award Total:	\$98,500.00
Performance Period Start Date	August 15, 2017
Performance Period End Date:	September 30, 2022
Habitat Retention Period End Date:	September 30, 2027
Authorizing Legislation:	Fish and Wildlife Coordination Act, 16 U.S.C. § 661-666(c), the Fish and Wildlife Act of 1956, 16 U.S.C. 742(a-j), and the Partners for Fish and Wildlife Act (16 U.S.C. 3771 et seq.).

SAM Registration Expires: August 14, 2017

For a complete list of this program's authorizing legislation, go to <https://www.cfda.gov/> and search by the CFDA Program number. This award is made based on Service approval of your organization's proposal signed on May 23, 2017, hereby incorporated by reference into this award. Funds under this award are to be used to complete work outlined in the attached Work Plan and completed SF-424 forms. The Service Project Officer (i.e., Partners Program Biologist) identified in the Project Contacts section of this letter will be substantially involved in this project including, but not limited to: (A) participating and collaborating with you and other project partners, in carrying out the Work Plan; (B) reviewing and approving each stage of work; and (C) closely monitoring or otherwise providing operational involvement during the project.

Full compliance with environmental laws is not yet complete for this project. Project planning and coordination tasks can proceed; however, no ground-disturbing work or project implementation actions can occur until Service has notified you in writing that project

implementation work can begin. The Partners Program Biologist will assist you with completion of the Federal compliance processes; however, recipients of Federal funds are ultimately responsible for ensuring that all applicable Federal, State, and local permits are obtained for work performed under this Cooperative Agreement.

Habitat Retention Period:

The habitat retention period is distinct from the performance period. It is defined as the period during which the landowner must allow the habitat restored under this award to remain in place without interference. The habitat retention period ends on September 30, 2027.

Performance Period:

The performance period of this award is August 15, 2017 through September 30, 2022. Only allowable costs resulting from obligations incurred during the performance period may be charged to this award. All obligations incurred under the award must be liquidated no later than 90 calendar days after the end of the performance period, unless the Service approves a final financial reporting period extension (see Reporting Requirements section below). If you need more time to complete project activities, you must submit a written request to the Partners Program Biologist identified in the Project Contacts section below at least 10 calendar days before the end of the stated performance period (see Project/Program Plan and Budget Revisions section below).

Indirect Costs:

Cooperator is authorized to charge only a flat indirect cost rate of 10% of the Modified Total Direct Costs (MTDC) for the life of this award, including any subsequent revisions and extensions for time, regardless of any indirect cost rate the Cooperator may establish with the Federal government during the award period. MTDC is defined in 2 CFR 200.68.

System for Award Management (SAM) Registration:

Under the terms and conditions of this award, your organization must maintain an active SAM registration at <https://www.sam.gov/portal/public/SAM/> until the final financial report is submitted or final payment is received, whichever is later. If your organization's SAM registration expires during the required period, the Service will suspend payment under this and all other Service awards to your organization until you update your organization's SAM registration.

Terms of Acceptance:

If Cooperator decides to not accept this award, Cooperator must notify the Partners Program Biologist in writing within 30 calendar days of that decision. Acceptance of a financial assistance award (i.e., grant or cooperative agreement) from the Service carries with it the responsibility to be aware of and comply with the terms and conditions applicable to the award. Acceptance is defined as the start of work, drawing down or requesting funds, or accepting the award via electronic means. Awards are based on the application submitted to and approved by the Service. Awards are subject to the terms and conditions incorporated into the notice of award either by direct citation or by reference to the following: Federal regulations; program legislation or regulation; and special award terms and conditions. The terms and conditions of Service awards flow down to sub-Cooperators and contractors, unless a particular award term or condition specifically indicates otherwise. The Federal regulations applicable to Service Cooperators and their sub-Cooperators and contractors are listed by Cooperator type in the “**Service Financial Assistance Award Terms and Conditions**” posted on the Internet at <https://www.fws.gov/grants/atc.html>. If you do not have access to the Internet and require a printed copy of the award terms and conditions, contact the Partners Program Biologist identified below.

Payments:

Your organization has completed enrollment in U.S. Treasury’s Automated Standard Application for Payment (ASAP) system (https://www.fiscal.treasury.gov/fsservices/gov/pmt/asap/asap_home.htm). When requesting payment in ASAP, your Payment Requestor will be required to enter an Account ID. The number assigned to this award is the partial Account ID in ASAP. When entering the Account ID in ASAP, the Payment Requestor should enter the award number identified in the subject line on letter followed by a percent sign (%). Refer to the ASAP.gov Help menu for detailed instructions on requesting payments in ASAP.

Reporting Requirements:

Financial and Performance Reporting Requirements:

Annual interim financial and performance reports and final financial and performance reports are required under this award and must be submitted to the Partners Program Biologist.

The report periods and due dates under this award are:

Report:	Report Period:	Report Due Date:
Interim Performance and SF425 Fed Financial	August 15, 2017 – September 30, 2018	December 29, 2018
Interim Performance and SF425 Fed Financial	October 1, 2018 – September 30, 2019	December 29, 2019
Interim Performance and SF425 Fed Financial	October 1, 2019 – September 30, 2020	December 29, 2020
Interim Performance and SF425 Fed Financial	October 1, 2020 – September 30, 2021	December 29, 2021
Final Performance and SF425 Fed Financial	October 1, 2021 – September 30, 2022	December 29, 2022

Cooperators must use the Standard Form (SF) 425, *Federal Financial Report* form for all financial reporting. This form is available at <http://www.grants.gov/web/grants/forms/post-award-reporting-forms.html#sortby=1>.

Performance reports must contain: 1) a comparison of actual accomplishments with the goals and objectives of the award as detailed in the approved scope of work; 2) a description of reasons why established goals were not met, if appropriate; and 3) any other pertinent information relevant to the project results. Please include the Service award number provided in the subject line of this letter on all reports.

Financial and performance reporting due dates may be extended by the Service upon receipt of a written request addressed to the Partners Program Biologist identifying the type of report to be extended, the requested revised due date, and a justification for the extension. The Partners Program Biologist may approve an additional extension if justified by a catastrophe that significantly impairs the Cooperator’s operations. Requests for reporting due date extensions must be received by the Partners Program Biologist no later than ten calendar days before the original reporting due date.

Significant Developments Reports: (see 2 CFR 200.328(d)):

Events may occur between the scheduled performance reporting dates that have significant impact upon the supported activity. In such cases, notify the Partners Program Biologist in writing as soon as the following types of conditions become known:

- Problems, delays, or adverse conditions that will materially impair the ability to meet the objective of the Federal award. This disclosure must include a statement of any corrective action(s) taken or contemplated, and any assistance needed to resolve the situation.
- Favorable developments that enable meeting time schedules and objectives sooner or at less cost than anticipated or producing more or different beneficial results than originally planned.

Conflict of Interest Disclosures:

Cooperators are responsible for notifying the Partners Program Biologist in writing of any actual or potential conflicts of interest that may arise during the life of this award. Conflicts of interest include any relationship or matter which might place the Cooperator, the Cooperator's employees, or the Cooperator's sub-Cooperators in a position of conflict, real or apparent, between their responsibilities under this award and any other outside interests. Conflicts of interest may also include, but are not limited to, direct or indirect financial interests, close personal relationships, positions of trust in outside organizations, consideration of future employment arrangements with a different organization, or decision-making affecting the award that would cause a reasonable person with knowledge of the relevant facts to question the impartiality of the Cooperator, the Cooperator's employees, or the Cooperator's sub-Cooperators in the matter. Upon receipt of such a notice, the Partners Program Biologist in consultation with their Ethics Counselor will determine if a conflict of interest exists and, if so, if there are any possible actions to be taken by the Cooperator, the Cooperator's employee(s), or the Cooperator's sub-Cooperator(s) that could reduce or resolve the conflict. Failure to resolve conflicts of interest in a manner that satisfies the Service may result in any of the remedies described in 2 CFR 200.338, Remedies for Noncompliance, including termination of this award.

Other Mandatory Disclosures:

Cooperators and their sub-Cooperators must disclose, in a timely manner, in writing to the Service or pass-through entity all violations of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting this award. Non-Federal entities that have received a Federal award including the term and condition outlined in 2 CFR 200, Appendix XII—Award Term and Condition for Cooperator Integrity and Performance Matters are required to report certain civil, criminal, or administrative proceedings to SAM. Failure to make required disclosures can result in any of the remedies described in 2 CFR 200.338, Remedies for noncompliance, including suspension or debarment (See 2 CFR 200.113, 2 CFR Part 180, 31 U.S.C. 3321, and 41 U.S.C. 2313).

Project/Program Plan and Budget Revisions:

Cooperators are required to report deviations from budget or project scope or objective, and request prior approvals for budget and program plan revisions in accordance with 2 CFR 200.308 unless otherwise specifically waived in this award.

Period of Performance Extensions:

If additional time is needed to complete the approved project, you must send written notice to the Partners Program Biologist. This notice must be received by the Partners Program Biologist at least 10 calendar days before the authorized performance period end date, and must include supporting reasons

and revised end date. Extensions for time cannot be authorized for the purpose of spending an unused balance of funds that remains after the approved project activities have been completed.

Project Contacts:

The Service Project Officer for this award is:	The Cooperator Project Officer for this award is:
Dan Gale Fish and Wildlife Biologist 1655 Heindon Road, Arcata CA 95521 (707) 825-5105 dan_gale@fws.gov	Mark Lancaster NCR CDC, Director P.O. Box 2571, Weaverville CA 96093 (530) 623-3967 x.111 Email: mlancaster@5counties.org

Thank you for your commitment to the conservation of federal trust resources. We look forward to working with you on this project. Please contact the Partners Program Biologist identified above with any questions.

Sincerely,



Matt Barry
Division Chief
Habitat Restoration

Enclosures:
Work Plan
Budget
Sf424 Application

Enclosure 1

WORK PLAN

The conservation project described below is agreed to by the Service, and the Northwest California Resource Conservation and Development Council.

Description of Project and Objectives:

Introduction and Project Justification

This project will remove the dilapidated East Weaver Dam (EWD), a diversion dam located on East Weaver Creek, an anadromous fish-bearing tributary to Weaver Creek and the Trinity River. The East Weaver Creek watershed encompasses 8,300 acres and represents ~25% of the Weaver Creek watershed. The upper 30% of the watershed is within the Trinity Alps Wilderness and the EWD is located ~0.5 miles downstream of the Wilderness boundary.

This project is a collaboration between the the Five Counties Salmonid Conservation Program (a program of the nonprofit Northwest California Resource Conservation and Development Council), the Weaverville Community Services District, and the Service's Partners for Fish and Wildlife Program.

The EWD is an integral part of the community of Weaverville's water supply, supplying the majority of water to the community throughout most of the year. While integral to the community, the dam is a migration barrier to threatened coho salmon and other migrating anadromous fish species (steelhead, Pacific lamprey) and resident trout. The EWD is the only complete migration barrier on East Weaver Creek and the dam is in poor condition and will require repairs that may be hindered until fish passage is addressed.

The project will remove the EWD, restoring fish passage to 2.5 miles of high quality upstream spawning and rearing habitat and restoring the natural sediment and bedload routing function of the stream. The project also includes relocating the water intake for the East Weaver Water Treatment Facility, assuring a reliable water supply to the community of Weaverville California.

Project Work Plan

Removal of the dam will occur in a series of phases and rely on natural channel forming processes over time. The phases include (1) relocating the intake structure 270 feet upstream of the dam crest; (2) remove a portion of the dam; (3) Monitoring channel elevations and sediment deposition in both the upstream and downstream directions to assess adjustment; (4) Adjust channel in upstream and downstream reaches as necessary based on monitoring; (5) Remove all remaining portions of the dam structure; and (6) repeat channel monitoring and make channel adjustments as necessary to maintain design channel grade and ensure fish passage conditions.

Special Conditions and Provisions:

- A. Joint Obligations:** The Service and the Northwest California Resource Conservation and Development Council shall work cooperatively with other partners, as applicable, in further developing the conservation project(s) of this agreement. Further, each shall:
1. Provide, as appropriate, biological and technical advice in project planning, design, implementation, monitoring, and maintenance of funded projects. Designate acceptable local "onsite" Project Field Manager(s) for the project. The Project Field Manager(s) will be responsible for properly implementing and monitoring all project activities.

2. Develop work plans with the property owners for each project. Plans will include, as appropriate, summaries of work to be performed (e.g., specific planting and spraying prescriptions, etc.), timeframes for implementation and continued management of work, and short- and long-term management/maintenance practices to be conducted.
3. Jointly determine which appropriate guidelines for the design and implementation phases of the project(s). Implementation activities will be conducted in a manner that will minimize any negative effects to fish and wildlife resources.
4. Jointly prepare a project summary report for the project as outlined in the reporting requirements section.

B. Service will:

1. Insure that the project complies with the following Federal laws and regulations:
 - a. Section 106 of the National Historic Preservation Act
 - b. National Environmental Policy Act
 - c. Endangered Species Act
 - d. Section 404 of the Clean Water Act
 - e. Section 10 of the Rivers and Harbors Act
2. Prepare a Hazardous Substance Assessment for the project.
3. Provide confirmation of compliance with the above to the Cooperator's Project Officer for implementation activities to begin on the project.
4. Assist the Cooperator's Project Officer or Field Manager and the landowner(s), as applicable, in preparing project permit applications as required under local, State, or Federal laws and regulations.
5. Retain final approval authority over all agreements under this Cooperative Agreement.

C. Cooperator will:

1. Serve as administrator of contracts, services, materials acquisitions, and disbursement of the Service's cost-share for activities relating to project completion.
2. Work cooperatively with the Service to carry out this agreement to participate in fish and wildlife conservation activities.
3. Receive prior approval from the Service for individual projects. Coordinate with the Service on project design and implementation phases of the project(s).
4. Provide landowners with technical assistance in preparing applications required to obtain necessary Federal, State, and local permits relating to the project.
5. Coordinate with all project participants, and notify each participant that implementation activities can begin once notification is received from the Partners Program Biologist that all appropriate local, State, and Federal permits and clearances have been obtained.
6. Maintain proper books, records, and accounts of all specific project expenditures for the project. (The Service must have the right to review the appropriate documentation to verify project expenditures upon a 30-day notice in writing from the Service.)
7. Administer this Cooperative Agreement and any other contracts or services required to successfully complete the project.

Budget Table:

Object Class Categories	Project Partners				
	Cooperator	Partners Program	Other Service Programs	Non-Service Partners	Totals
Personnel	\$0	\$14,527	\$0	\$26,527	\$41,054
Fringe benefits	\$0	\$0	\$0	\$0	\$0
Travel	\$0	\$64	\$0	\$198	\$262
Equipment	\$0	\$0	\$0	\$0	\$0
Supplies	\$0	\$22,000	\$0	\$45,000	\$67,000
Contractual	\$0	\$47,000	\$0	\$125,000	\$172,000
In-Kind Services	\$0	\$0	\$0	\$0	\$0
Other	\$0	\$6,000	\$0	\$11,500	\$17,500
Indirect	\$0	\$8,909	\$0	\$20,322	\$29,231
Totals	\$0.00	\$98,500	\$0.00	\$228,547	\$327,047

BUDGET INFORMATION - Non-Construction Programs

OMB Number: 4040-0006
Expiration Date: 01/31/2019

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. Partners for Fish and Wildlife Program	15-631	\$ <input type="text"/>	\$ <input type="text"/>	\$ 98,500.00	\$ 228,547.00	\$ 327,047.00
2.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
3.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
4.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
5. Totals		\$ <input type="text"/>	\$ <input type="text"/>	\$ 98,500.00	\$ 228,547.00	\$ 327,047.00

SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY				Total (5)
	(1)	(2)	(3)	(4)	
	Partners for Fish and Wildlife Program				
a. Personnel	\$ 14,527.00	\$	\$	\$	\$ 14,527.00
b. Fringe Benefits	0.00				
c. Travel	64.00				64.00
d. Equipment	0.00				
e. Supplies	22,000.00				22,000.00
f. Contractual	47,000.00				47,000.00
g. Construction	0.00				
h. Other	6,000.00				6,000.00
i. Total Direct Charges (sum of 6a-6h)	89,591.00				\$ 89,591.00
j. Indirect Charges	8,909.00				\$ 8,909.00
k. TOTALS (sum of 6i and 6j)	\$ 98,500.00	\$	\$	\$	\$ 98,500.00
7. Program Income	\$	\$	\$	\$	\$

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program		(b) Applicant	(c) State	(d) Other Sources	(e)TOTALS
8.	Partners for Fish and Wildlife Program	\$ 0.00	\$ 0.00	\$ 228,547.00	\$ 228,547.00
9.					
10.					
11.					
12. TOTAL (sum of lines 8-11)		\$	\$	228,547.00	228,547.00

SECTION D - FORECASTED CASH NEEDS

	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$	\$	\$	\$	\$
14. Non-Federal	\$				
15. TOTAL (sum of lines 13 and 14)	\$	\$	\$	\$	\$

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program		FUTURE FUNDING PERIODS (YEARS)			
		(b)First	(c) Second	(d) Third	(e) Fourth
16.	Partners for Fish and Wildlife Program	\$	\$	\$	\$
17.					
18.					
19.					
20. TOTAL (sum of lines 16 - 19)		\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION

21. Direct Charges: \$89,591	22. Indirect Charges: \$8,909
23. Remarks:	

Application for Federal Assistance SF-424

* 1. Type of Submission:

- Preapplication
 Application
 Changed/Corrected Application

* 2. Type of Application:

- New
 Continuation
 Revision

* If Revision, select appropriate letter(s):

* Other (Specify):

* 3. Date Received:

05/24/2017

4. Applicant Identifier:

5a. Federal Entity Identifier:

68-0396859

5b. Federal Award Identifier:

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

* a. Legal Name:

Northwest CA Resource Conservation and Development Council

* b. Employer/Taxpayer Identification Number (EIN/TIN):

68-0396859

* c. Organizational DUNS:

1367229100000

d. Address:

* Street1:

PO Box 2571

Street2:

40 Horseshoe Lane

* City:

Weaverville

County/Parish:

Trinity

* State:

CA: California

Province:

* Country:

USA: UNITED STATES

* Zip / Postal Code:

96093-2571

e. Organizational Unit:

Department Name:

Division Name:

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

* First Name:

Mark

Middle Name:

* Last Name:

Lancaster

Suffix:

Title:

Executive Director

Organizational Affiliation:

* Telephone Number:

503-623-3967 x111

Fax Number:

* Email:

mlancaster@5counties.org

Application for Federal Assistance SF-424

*** 9. Type of Applicant 1: Select Applicant Type:**

M: Nonprofit with 501C3 IRS Status (Other than Institution of Higher Education)

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

*** 10. Name of Federal Agency:**

US Fish and Wildlife Service

11. Catalog of Federal Domestic Assistance Number:

15-631

CFDA Title:

Partners for Fish and Wildlife Program

*** 12. Funding Opportunity Number:**

F17AS00015

* Title:

Partners for Fish and Wildlife Program

13. Competition Identification Number:

9

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

*** 15. Descriptive Title of Applicant's Project:**

East Weaver Creek Dam Removal Project

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424

16. Congressional Districts Of:

* a. Applicant

* b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

* a. Start Date:

* b. End Date:

18. Estimated Funding (\$):

* a. Federal	<input type="text" value="98,500.00"/>
* b. Applicant	<input type="text"/>
* c. State	<input type="text" value="50,000.00"/>
* d. Local	<input type="text" value="50,000.00"/>
* e. Other	<input type="text"/>
* f. Program Income	<input type="text"/>
* g. TOTAL	<input type="text" value="198,500.00"/>

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- a. This application was made available to the State under the Executive Order 12372 Process for review on
- b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**

Yes No

If "Yes", provide explanation and attach

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

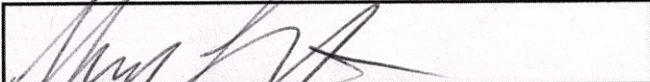
Authorized Representative:

Prefix: * First Name:
Middle Name:
* Last Name:
Suffix:

* Title:

* Telephone Number: Fax Number:

* Email:

* Signature of Authorized Representative: 

* Date Signed: