

**NEW MEXICO WILDLAND FIRE MANAGEMENT JOINT POWERS MASTER  
AGREEMENT  
COST SHARE AGREEMENT**

The purpose of this Cost Share Agreement is to provide for a coordinated cooperative fire suppression operation on this incident and to describe the cost share methodology. This Cost Share Agreement is entered into as per Section 44 of the New Mexico Wildland Fire Management Joint Powers Master Agreement.

1. Incident Name Little Bear Origin Date 6/4/2012 Time 1501
2. Latitude 33° 25' 9" Longitude 105° 49' 47"
3. Estimated Size 44,330 Acres at the time of this Agreement.
4. Agency Lincoln National Forest Fire Code P3GW6A  
BIA-Mescalero Agency Fire Code GW6A  
EMNRD-Forestry Division Fire Code 12-53250821X
5. This Agreement becomes effective on 6/4/2012 at 1501 and remains in effect until \_\_\_\_\_

or until otherwise amended or terminated.

- | 6. Position           | Name                  | Agency                                |
|-----------------------|-----------------------|---------------------------------------|
| Incident Commander    | <u>Joe Reinarz</u>    | <u>USDA-FS Kaibab National Forest</u> |
| Finance Section Chief | <u>Darla Jo Quick</u> | <u>USDA-FS Washington Office</u>      |

7. Agency Representatives participating in development of Cost Share Agreement:

- |                                   |  |
|-----------------------------------|--|
| Agency <u>USDA Forest Service</u> | Agency <u>EMNRD-Forestry Division</u>  |
| Name <u>Robert Trujillo</u>       | Name <u>Eddie Tudor</u>                |
| Title <u>Forest Supervisor</u>    | Title <u>Capitan District Forester</u> |
| Agency <u>DOI- BIA</u>            |  |
| Name <u>Erica Enjady</u>          |  |
| Title <u>Forest Manager</u>       |  |

8. There are several ways to determine the best cost share mix. Below are examples of five cost share possibilities:

- A. Each Agency pays for its own resources – fire suppression efforts are primarily on jurisdictional responsibility lands.
- B. Each Agency pays for its own resources – services rendered approximate the percentage of jurisdictional responsibility, but not necessarily performed on those lands.
- C. Cost share by percentage of ownership or Agency jurisdictional responsibility.
- D. Cost is apportioned by geographic division. Examples of geographic divisions are: Divisions A and B (using a map as an attachment); privately owned property with structures; or specific locations such as campgrounds.
- E. Reconciliation of daily estimates (for larger, multi-day incidents). This method relies upon daily agreed-to cost estimates, using Incident Action Plans or other means to determine multi-Agency contributions.

The following are not reimbursable:

- responsibility for tort claims or compensation for injury costs;
- non suppression rehabilitation costs are the responsibility of the Jurisdictional Agency;
- non-expendable property purchases (are the responsibility of the Agency making the purchase); and
- support costs (*i.e.* office dispatchers, warehouse workers, etc.), unless they are charging to an emergency code assigned to the incident.

9. Fire Suppression Costs will be divided between agencies as described below:

<u>Federal Agencies</u>	<u>acres</u>	<u>80.5%</u>
<u>EMNRD - Forestry Division</u>	<u>acres</u>	<u>19.5%</u>
<u>TOTAL</u>	<u>acres</u>	<u>100.0%</u>

EMNRD-Forestry Division will be responsible for the Truman Type 1 Team costs which they ordered on 6/10/2012. It is mutually agreed that cost for the team is \$471,150.00. This amount will be deducted from the final billing from the Forest Service. They will then apply 19.5% to the balance and bill the EMNRD-Forestry Division for the calculated percentage plus \$471,150.00.

Other Federal Agencies will individually bill the EMNRD – NM Forestry Division for 19.5% of their costs.

The EMNRD – NM Forestry Division will bill the U.S. Forest Service for 80.5% of the Forestry Division's costs.

Due to the minor acreage on the BIA the Forest Service will absorb those acres.

10. This Cost Share Agreement is our best judgment of Agencies cost responsibilities for this incident on the date/time shown. Future amendments to this Cost Share Agreement may be necessary, as conditions and fire spread change. This Cost Share Agreement can be negotiated in the field but only the State Forester has the authority to enter into a cost share agreement on behalf of the EMNRD, Forestry Division.

Signature C.L. Newman I Signature ZDM  
Agency USDA-FS Southwestern Region Agency EMNRD – Forestry Division  
Date 7-13-2012 Date 7-17-12  
Telephone (505) 842-3300 Telephone (575) 354-3321

Signature Briana Mendez  
Agency BIA – Mescalero Agency  
Date 7/24/12  
Telephone (575) 464-4201