

Attachment B

Highway 168 Fire Safe Council

Serving the grasslands, foothills and mountains of Eastern Fresno County north of the Kings River and south of Madera County. Po Box 639 Prather, CA. 93651



LANDOWNER (COOPERATIVE) AGREEMENT

PROJECT: Shaver West Shaded Fuel Break	COUNTY: Fresno
CONTROL / PROPERTY OWNER: Fresno County	PROJECT MANAGER: Pat Gallegos (559) 259-2367 HIGHWAY 168 FIRE SAFE COUNCIL (168FSC)
THIS AGREEMENT	Dated: / /2019

By and between the Property Owner named above and 168FSC, in consideration of public service for the prevention of wildfire, to be performed by 168FSC and its contractors, hereby allows 168FSC and its licensed contractor's use of the property (described below) under the ownership/control of said Property Owner.

locks, etc.)	PROPERTY DESCRIPTION: Provide address, APN, and other identifier(s) and any special instructions for site access (gates, locks, etc.)	APN: 130-410-33T 130-410-31T	
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PURPOSE:

The Highway 168 Fire Safe Council has been awarded Fire Prevention Grant funding through the Cal Fire sponsored California Climate Investments (CCI) program to fund the creation of the Shaver West Shaded Fuel Break. A shaded fuel break is a carefully planned thinning of dense vegetation, so fire does not easily move from the ground into the overhead tree canopy. A shaded fuel break is not the removal of all vegetation in a given area. Fire suppression resources can utilize this location to suppress wildland fires due to the modification of fuels, increasing the probability of success during fire suppression activities. The Shaver West shaded fuel break travels approximately 6 miles in length and treats vegetation directly adjacent to roads, creating a 400 foot wide area of well-spaced vegetation while providing road access to fire suppression resources. The projects placement takes advantage of existing terrain to provide a line of defense in the unfortunate, but highly likely event of a wildfire emerging from Jose Basin.

This Agreement will allow the 168FSC and its contractors onto the property to identify and remove hazardous fuels to create a contiguous shaded fuel break. One of the contractors will be a Registered Professional Forester (RPF) who will be doing the environmental study to meet the mandated California Environmental Quality Act (CEQA) requirements. A separate contractor will be a Licensed Timber Operator (LTO) who will be performing the vegetation treatment. The contracted LTO must maintain liability insurance, including third party loggers insurance, with a minimum limit of \$1,000,000 per occurrence. Depending on the ownership, an unknown number of merchantable trees between 8" and 18" diameter and a considerable number of unmerchantable trees less than 8" in diameter will be removed under a "Fuel Hazard Reduction Notice of Emergency Timber Operations" harvest document. The 168FSC will assume all responsibilities of the Emergency Notices requirement of "Timber Owner", which applies specifically to the payment of timber yield taxes. 168FSC contractors cannot work around power lines, which is the job of PG&E or SCE depending on location.

OBJECTIVES:

The Shaver West Shaded Fuel Break will be created and maintained by meeting the following objectives:

Maintain aesthetics, natural habitat, and ecological elements through:

- Retention of live trees >18" diameter and protection of all cultural and biological resources.
- Favored retention and spacing of seedlings and saplings of mortality impacted tree species such as ponderosa pine and sugar pine. Favored retention and spacing of deciduous trees such as Black Oak and isolated shrub species.

Eliminate the horizontal and vertical continuity of fire fuels through:

- Removal of all bark beetle impacted dead/ dying trees.
- Removal of ladder fuels within 20 feet of the crown of live trees >18" diameter.
- Biomass thinning of dense/ overcrowded tree stands to an average of 20 foot spacing.
- Piling & burning or mastication of brush and ground fuels unsuitable for biomass utilization.

SUBJECT TO:

Contractor shall hold harmless, defend, and indemnify Entity and its officers, officials, employees, and volunteers from and against all claims, damages, losses, and expenses including attorney fees arising out of the performance of the work described herein, caused in whole or in part by any negligent act or omission of the Contractor, any subcontractor, anyone directly or indirectly employed by any of them, or anyone for whose acts any of them may be liable, except where caused by the active negligence, sole negligence, or willful misconduct of the Entity.

Either Party shall have the right to terminate this Agreement with 90 days written notice, and in event of and prior to such termination, reserves the right to remove any improvement erected by it upon the said premises.

A map is attached for reference.

IN WITNESS WHEREOF, Owner and 168FSC have executed this Landowner Agreement:

PROPERTY OWNER:	Po Box 639 Prather, CA. 93651	
SIGNATURE	SIGNATURE	
RESIDENCE ADDRESS (If Different from Property) ———————————————————————————————————	DATE	
PHONE		

Attachment C

Highway 168 Fire Safe Council

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Po Box 639 Prather, CA. 93651



LANDOWNER (COOPERATIVE) AGREEMENT

PROJECT: Shaver West Shaded Fuel Break	COUNTY: Fresno
CONTROL / PROPERTY OWNER: Fresno County WWD 41	PROJECT MANAGER: Pat Gallegos (559) 259-2367 HIGHWAY 168 FIRE SAFE COUNCIL (168FSC)
THIS AGREEMENT	Dated: / /2019

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PROPERTY	APN:	
DESCRIPTION: Provide address, APN, and other identifier(s) and any special instructions for site access (gates, locks, etc.) 130-410-36T 130-031-76T	130-410-36T	

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PROPERTY OWNER:	Po Box 639 Prather, CA. 93651
SIGNATURE	SIGNATURE Pat Gallegos, 168FSC Grant Administrator (559) 259-2367
RESIDENCE ADDRESS (If Different from Property)	DATE
PHONE	