

**CALIFORNIA MASTER COOPERATIVE WILDLAND FIRE MANAGEMENT
AND STAFFORD ACT RESPONSE AGREEMENT**

COST SHARE AGREEMENT

USDA Forest Service

And

State Of California
Department Of Forestry and Fire Protection

The following is the cost share agreement between the above named agencies as it was negotiated for the following incident.

INCIDENT NAME: EMPIRE

INCIDENT NUMBER BY AGENCY: Forest Service: CA-KNF-004609
CAL FIRE: CA-SKU-004645

INCIDENT START DATE AND TIME: September 17, 2008 at 0730 hrs.

INCIDENT CAUSE: Under Investigation

COST SHARE PERIOD: 09/17/09 at 0730 hrs
09/20/09 at 1900 hrs.

JURISDICTIONS: USFS, Klamath National Forest
CAL FIRE, Siskiyou Unit

COMMAND STRUCTURE: Unified Command

INCIDENT COMMANDER: USFS, John Clem
INCIDENT COMMANDER: CAL FIRE, Kelly Blake

UNIFIED ORDERING POINT: Yreka Interagency Command Center

Representatives participating in development of this cost share agreement:

Patricia Grantham, Forest Supervisor, USFS, Klamath National Forest
Bernie Paul, Unit Chief, CAL FIRE, Siskiyou Unit

This cost share agreement between the U.S. Department of Agriculture, Forest Service (USFS) and the State of California Department of Forestry and Fire Protection (CAL FIRE) was prepared under the following guidelines:

1. In accordance with the "California Cooperative Wildland Fire Management and Stafford Act Response Agreement" between the USDA Forest Service, USDI Bureau of Land Management, USDI National Park Service, USDI Fish and Wildlife Service, USDI Bureau of Indian Affairs, and the California Department of Forestry and Fire Protection.
2. All costs originating from orders placed by and for the incident that can be reasonably obtained and estimated for the cost share period will be included in this agreement and will be shared on the basis of the ICs/ARs' mutual agreement.
3. Costs for non-expendable property purchases by each agency will be charged direct to that agency and will not be shared.
4. Costs incurred by cooperators not engaged in joint fire suppression activities will not be included as a part of this cost share agreement.
5. Agency specific costs will not be shared.
6. Responsibility for tort claim costs or compensation for injury costs will not be a part of this agreement. Responsibility for these costs will be determined outside of this agreement.
7. Non-suppression rehabilitation costs are the responsibility of the jurisdictional agency and will not be shared.
8. Shared costs will be based on the Incident Commanders/Agency Representatives mutual judgment and agreement as to threat, incident objectives, and resources assigned for each agency's area of responsibility and as such the sharing of final actual costs between the agencies will be based on each agencies assessment given:
 - a) that to avoid a large, damaging and costly fire and
 - b) that the complexity of the incident was equally distributed by category of fuels, topography and assets at risk and
 - c) that a maximum and aggressive attack by both ground and air resources regardless of protection responsibility was of equal benefit to both fire protection agencies as well as private landowners and

- d) that if successful the final acreage would be nearly proportional on both DPA's and
 - e) that each agency should bear equal fiscal responsibility in the control of the incident.
9. All costs incurred by either agency excepting those indicated above will be included in the cost pool and equally shared by each agency; this includes all suppression aircraft, fixed and rotary wing and aerial retardant costs.
 10. An administrative charge, the pre-established percentage set by each agency, will be applied pursuant to agency policy by the agency issuing the settlement billing for the net amount owed.
 11. Within 10 months the parties to this agreement will meet to determine the total costs of each agency. The agency whose total actual costs exceed their proportional share of the overall incident final costs as determined within this agreement will bill the other agency. The billing, when paid, will result in each agency sharing overall incident costs as herein agreed.

12. The following agencies will be responsible for collecting actual cost/expenditure data that will make up the cost pool of shareable costs.

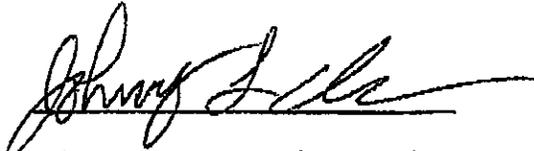
COST SOURCES	RESPONSIBLE AGENCY
Federal Agency State Agency	USFS – Klamath National Forest CAL FIRE – Siskiyou Unit

In accordance with the attached documentation, it is hereby agreed that the cost sharing of this incident will be:

<u>AGENCY</u>	<u>GROUND RESOURCES</u>	<u>AIRCRAFT/RETARDANT</u>
USFS	<u>50%</u>	<u>50%</u>
CAL FIRE	<u>50%</u>	<u>50%</u>
TOTAL	100%	100%

This agreement is our best judgment of agency cost responsibilities.

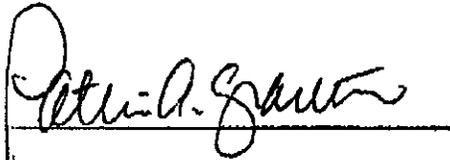
Date of this finalized agreement: September 19, 2008



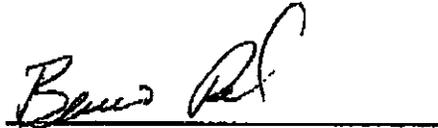
John Clem, Incident Commander
United States Department of Agriculture
Forest Service



Kelly Blake, Incident Commander
State of California
Department of Forestry and
Fire Protection



Patricia Grantham, Forest Supervisor
USFS, Klamath National Forest
Telephone: (530) 842-6131



Bernie Paul, Unit Chief
CAL FIRE, Siskiyou Unit
Telephone: (530) 842-3516

CONTACT INFORMATION

Klamath National Forest
1312 Fairlane Road
Yreka, CA 96097

Phone (530) 842-6131

CAL FIRE Siskiyou Unit
1809 Fairlane Road
Yreka, CA 96097

Phone (530) 842-3516

