

New Hampshire Council on Resources and Development

NH Office of Strategic Initiatives
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TDD Access: Relay NH
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CORD Meeting

Date: Thursday, November 8, 2018

Time: 1:30 P.M.

Department of Education

Londergan Hall - Conference Room 15

101 Pleasant Street

Concord, NH 03301

AGENDA

I. ROLL CALL AND INTRODUCTIONS

II. LAND CONSERVATION INVESTMENT PROGRAM (LCIP)

A. Lake Sunapee Public Boat Access

Opportunity for comment from the New Hampshire Fish and Game Department and the New Hampshire Division of Parks and Recreation concerning Recommendation 1 of the report of the Chair and Majority of the Lake Sunapee Public Boat Access Development Commission.

B. LCIP Annual Report

Steve Walker, Conservation Land Stewardship Program Director

III. SMART GROWTH UPDATE

A. Chris Skoglund, NH Department of Environmental Services

IV. MINUTES

- A. Approval of September 21, 2018 draft minutes

V. OTHER BUSINESS

- A. Annual Nash Stream Forest reports
- B. Proposed 2019 meeting dates (Second Thursday of the month; every other month beginning at 9:30 A.M.)
 - January 10, 2019
 - March 14, 2019
 - May 9, 2019
 - July 11, 2019
 - September 12, 2019
 - November 14, 2019

Monitoring & Status Updates
of Land Interests Acquired through the
NH Land Conservation Investment Program

Fiscal Year 2018 - 7/1/2017 to 6/30/2018



Amey Farm, Indian Stream – Acquired December 1988

*Submitted to
The Council on Resources and Development
by the
Conservation Land Stewardship Program
NH Office of Strategic Initiatives
November 8, 2018*



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***Cover Photo:** The Amey Farm in Pittsburg includes 3 conservation easement properties totaling over 1,594 acres. It is located at the confluence of historic Indian Stream and the Connecticut River. The properties include extensive river and brook frontage, riverside meadows, pastures, and forested hills. In spring of 2018 the organic dairy herd that included 50 milking cows was sold. The hayfields continue to produce hay and the forests wood products. It is one of New Hampshire’s most idyllic and iconic landscapes. It was the first state LCIP conservation easement to be completed.*

I. INTRODUCTION

This annual report is required by statute under RSA 162-C:8, IV. It provides background information on the Land Conservation Investment Program,¹ a listing of all lands and interests in lands subject to the monitoring provisions of the statute, summaries of monitoring activities for the protected lands, and a financial accounting of the funds in the Land Conservation Endowment for the most recent fiscal year. By statute, this report is to be presented no later than December 1 of each year to the Speaker of the House, the President of the Senate, the Governor, the House Clerk, the Senate Clerk, and the State Library.

II. BACKGROUND

The Land Conservation Investment Program (LCIP) was established by the Legislature in 1987. The LCIP resulted from a broadly supported land protection bill signed into law at a time of unprecedented development and growth in New Hampshire. Between 1987 and 1993 the Land Conservation Investment Program, in cooperation with the Trust for New Hampshire Lands (a private partner), permanently protected approximately 100,000 acres of land. By the end of the acquisition phase of the program, the state's contribution to this effort was over \$48 million. These public funds, in addition to \$3.2 million in private donations, resulted in acquisition of lands valued at over \$83 million, permanently protecting some of New Hampshire's finest and most pristine lands. This significant land protection effort is considered to be one of the most successful and wide reaching public-private conservation partnerships in the State's history.

On July 1, 1993, authority for the Land Conservation Investment Program was transferred from the LCIP Board of Directors to the Council on Resources and Development (CORD) in accordance with the former RSA 221-A (now RSA 162-C). Under RSA 162-C, CORD is responsible for maintaining and protecting the benefits derived from land interests acquired through the LCIP, and for ensuring that the lands remain in their intended conservation use in perpetuity. CORD is made up of representatives of a dozen state agencies and was established under RSA 162-C to consult upon common issues related to environmental protection, natural resources, and growth management. Among other duties, CORD has the statutory responsibility of managing and administering LCIP lands so as to preserve the natural beauty, landscape, rural character, natural resources, and high quality of life in New Hampshire as well as maintaining and protecting benefits derived from such lands and maintaining public access to such lands, where appropriate. CORD is chaired by the Director of the Office of Strategic Initiatives.

In transferring authority to CORD under RSA 162-C:6, the Legislature reaffirmed the conservation purposes of the LCIP, and the need to respect the State of New Hampshire investments in the conservation of natural resource lands for the perpetual use of the people of New Hampshire. The Legislature also recognized that the LCIP was undertaken in part with significant donations of cash and land value by citizens of the state who intended that the conservation values of these lands be protected in perpetuity. Land and easements acquired through the Program are held in public trust, and any proposed uses or impacts must be consistent with the statute and the purposes for which the land was conserved. In addition, the sale, transfer, conveyance, or release of any such land from the public trust is prohibited, except in very limited circumstances as specifically outlined in the statute.

¹ Although in many ways the Land Conservation Investment Program was a predecessor to the current Land and Community Heritage Investment Program, known as "LCHIP," the former Land Conservation Investment Program should not be confused with this newer land and historic property protection program.

CORD also has fiduciary responsibility for oversight and administration of the monitoring endowment. The Land Conservation Endowment (LCE) was established in 1993 to provide a perpetual source of income for monitoring and enforcement of state-held easements acquired through the program, and to provide oversight and assistance to the 78 municipalities that acquired land interests through the program. Income from the endowment ensures that the State is able to meet its legal obligation to protect the conserved values of these properties in perpetuity. The principal of the stewardship endowment at the time it was set up in 1992 was approximately \$1.2 million.

LCIP lands are protected either through fee-ownership (where the state or municipality owns the land) or through a conservation easement (where the land remains in private ownership and the state or municipality holds a legally binding conservation easement deed restricting the activities on and uses of the property). In both fee and easement acquisitions, conservation restrictions placed on the property remain in place in perpetuity. In addition, almost every property protected through the program is open to public pedestrian access for passive, transitory activities such as walking, fishing, and hunting, and most properties allow for uses such as forestry, agricultural and other forms of non-commercial recreation.

Each state-held property, either fee-owned or easement, was assigned by the original LCIP Board of Directors to the NH Fish and Game Department (Fish and Game), the Department of Natural and Cultural Resources (DNCR, fka - Department of Resources and Economic Development), or the Department of Agriculture, Markets, & Food (Department of Agriculture), based on the predominant resource values and uses of the land.² The state fee-owned properties are integrated into those agencies' land management systems, although they still remain subject to the statutory requirements established for the program under RSA 162-C, including being under CORD's jurisdiction.

The Conservation Land Stewardship (CLS) Program, which is housed in the NH Office of Strategic Initiatives (OSI), (fka - NH Office of Energy and Planning), monitors and stewards the 86 state-held Land Conservation Investment Program conservation easements, in consultation with the original assigned agencies, and oversees the 246 municipal-held interests acquired through the program.³ Housing the monitoring of all conservation properties under one roof minimizes duplication of effort, gives CORD and the public a single point of contact regarding LCIP issues, enables cost-saving efficiencies, allows the same stewardship standards for all lands, and helps to provide a consistent interpretation of easement language for the landowners and communities. The name of the program was changed to CLS from the Land Conservation Investment Program (LCIP) in 2004 to reflect the growth and added responsibilities of the program through the addition of agreements with agencies to monitor and steward non-Land Conservation Investment Program conservation easements, and to distinguish it from the current Land and Community Heritage Investment Program (LCHIP).

RSA 162-C:8, IV requires that an annual report be prepared summarizing monitoring activities and findings for each LCIP property during the most recent fiscal year and a financial accounting of the funds in the monitoring endowment. OSI oversees expenditures of income (as approved by CORD) and execution of endowment responsibilities, with the exception of financial management, which is provided through the State of NH Department of Treasury currently working with Fidelity Investments.

² There are also two preservation restriction easements that were acquired through the program that were assigned to the Department of Cultural Affairs, Division of Historical Resources, the Canterbury Shaker Village Core and the Enfield Shaker Village properties.

³ A limited number of conservation easements allow subdivisions. The conservation easements remain in full effect in perpetuity. However, the subdivisions increase the ownership base, effectively increasing the number of conservation easements to track.

III. PROGRAMMATIC ACTIVITIES / PROPERTY STATUS

State-held Conservation Easements - The goal of the CLS Program is to ensure that the conserved values of state-held easements and locally-held interests are not diminished over time. To accomplish this, CLS staff monitors all LCIP state-held easement properties on average once every 12 to 16 months. ***Appendix A*** provides a list of the town, easement name, property acreage, the date of the last monitoring visit, and status update notes for each state-held easement.

Easement monitoring involves contacting landowners to discuss activities conducted and plans for the property, documenting any changes to the property's condition (either as a result of natural causes or by land management activities), ensuring that activities are in keeping with the terms of the easements, and at times inspecting active property boundaries to monitor and report encroachments or violations caused by others. Additional property visits or meetings are conducted as necessary to provide resource assistance to landowners, or to resolve issues. Detailed reports are prepared for each property, including photo documentation and GIS/GPS maps as necessary. These reports become part of the permanent record for each property. Monitoring and documentation practices are designed to align with nationally recognized standards of practice for conservation easement monitoring and stewardship.

Early in the CLS Program aerial monitoring was conducted in addition to on-the-ground monitoring of many of the state held easements. Today the Program supplements on-the-ground monitoring with review of the most up-to-date digital aerial imagery available through GRANIT as well as Google Earth Pro. Aerial imagery is incorporated into monitoring report as appropriate. The program will continue to migrate toward newer technologies as they become available and can increase efficiencies and quality.

Municipal-held, Fee-owned and Conservation Easements - In addition to annual monitoring of state-held easements, the CLS program provides oversight of the 246 municipally held fee-owned and conservation easement properties, which total 23,471 acres of conserved land. These properties are monitored annually by the municipalities themselves (typically conservation commission volunteers) and once every four to six years a Field Visit is conducted by CLS staff, or more frequently if needed. Emphasis is placed on contacting and/or visiting those municipalities where annual reporting is absent for one or more years or other concerns may be noted.

The 78 municipalities involved in the program are contacted annually by CLS staff to request updated contact information and provide completed monitoring reports, to remind them of their responsibility to monitor, and to offer technical assistance if necessary. Additional contact through periodic email notifications is made throughout the year to offer resource support information and reminders. All municipal monitoring reports are reviewed and tracked in the program's database and additional follow up contact is made with communities if reports have not been received. When issues are reported, with no apparent action to resolve them, CLS staff will contact the municipality for further information. ***Appendix B*** provides a list of the town, easement/property name, property acreage, the date of the last monitoring report received by CLS, and status update notes. Municipal properties that were also visited by CLS staff during the last fiscal year are noted in bold italics. CLS works to notify municipalities in advance of a Field Visit and encourage them to meet with CLS staff.

For both state-held and municipally-held easements, there is a general trend toward an increasing number of questions and possible challenges of conservation easements as properties change hands from the original grantor to others with potentially different goals for the property. CLS staff meets with new landowners of state-held easements as soon as possible after they become aware an easement property has transferred ownership. This is to introduce them to the program, discuss their easement, and to foster a strong sense of conservation stewardship ethic and responsibility for the long-term protection of their newly acquired property. This early contact is an increasingly essential component of ensuring long-term protection of conservation easements. For municipal-held easements CLS will typically provide an introductory letter to the new landowner, through the municipality, so they understand the State's relationship to their property and the conservation context. Maintaining excellent landowner communications are as important as the on-the-ground monitoring itself.

If minor issues are discovered during monitoring, in most cases CLS staff is able to work with the landowner (or municipality) to resolve the situation. Where this is not possible with state-held easements, CLS through the reporting process notifies the assigned agency of any non-compliance concerns. When resolution cannot be achieved for municipal-held properties, CLS staff refers the matter to the Department of Justice - Environmental Protection Bureau, and the Department of Justice - Charitable Trusts Unit. In some cases CORD may also become involved.

State fee-owned lands acquired through the LCIP, which total 50,572 acres, are not monitored by CLS but are instead managed directly by the assigned agencies (DNCR or Fish and Game) through their existing land management systems, with assistance from CLS when appropriate. Many of these fee-owned acquisitions resulted in significant additions to previously existing protected state lands, such as the Heath Pond Bog Natural Area and the Jones Brook Wildlife Management Area, or access to public waters. Others resulted in creation of new state forests, state parks, or wildlife management areas. Examples include Nash Stream Forest (39,987 acres), Umbagog State Park (1,089 acres), and the Enfield Wildlife Management Area (1,096 acres). Even though these fee-owned properties are incorporated into the agencies' individual land management systems, they still remain subject to the statutory requirements established for the program under RSA 162-C and oversight by CORD.

Appendices C and D are updates from Fish and Game and DNCR detailing the current status of each fee-owned property that has been assigned to their respective agencies for management.

IV. STAFFING AND PROGRAM GROWTH

The first Program Director was hired in 1993. At that time the program consisted solely of the Land Conservation Investment Program properties. In 1998 a part-time staff member was added to focus more specifically on the growing needs of the municipal side of the LCIP. In 2000 the part-time position became full-time as other non-LCIP properties, held by the Division of Forests & Lands, were added to the program. In 2004 the program assumed the monitoring responsibilities of all NH Fish and Game conservation easements. In 2016 the program added its first part-time summer position of 12 weeks. This has been a very cost effective way to add needed capacity. New conservation properties that require monitoring are added to the program periodically, and existing LCIP properties are subdivided on occasion. CLS currently has responsibilities for over 436 properties. At the end of FY17 Tracey Boisvert left after being program director for almost 10 years. In August of 2017 Stephen Walker, CLS stewardship specialist for 15 years, was hired to replace Tracey. In November of 2017 Amanda Hollenbeck was hired as the new stewardship specialist. Jocelyn Duffy was the summer 2018 intern.

V. LAND CONSERVATION ENDOWMENT⁴

The Land Conservation Endowment continues to be managed by Fidelity Portfolio Advisory Services under the supervision of the State Treasury Department, using a “growth with income” strategy with a mix of 60% equities, 35% bonds, and 5% money-market funds. This investment strategy was approved by CORD at its September 2, 2010 meeting and the custodial agreement with the Treasury Department. The terms of the custodial account agency agreement were last renewed May 2018. The parties update the terms of this agreement biennially in accordance with RSA 11:5. The update shall be initiated by the State Treasurer. CLS/OSI staff meets periodically with staff from the Treasury Department to review the endowment’s investment performance.

Land Conservation Endowment income is disbursed annually, incorporated into the approved CLS Program budget, and used to support costs associated with monitoring and stewardship of state-held easements and providing oversight and technical assistance to the 78 municipalities that acquired land interests through the LCIP. Generally, no more than 4% - 5% of the endowment’s 12-quarter rolling average market value is disbursed in any given year, as recommended by the Treasury Department, to ensure that the fund can continue to produce income in perpetuity for its intended purpose as required by the statute. For fiscal year 2018, \$102,728.53 was disbursed from the endowment for expenses. This represented a significant decrease over previous years due to staff changes. A summary report for the last fiscal year is provided in *Appendix E*.

Since 2008, CORD and OSI have entered into Memoranda of Agreements (MOAs) with the Department of Agriculture (pending renewal), NH Fish and Game, and DNCR to allow acceptance of additional contributions into the Land Conservation Endowment for monitoring selected new non-LCIP state-held easements. These easements include an up-front contribution or donation to help cover the costs of long-term monitoring and enforcement. In most cases, these MOAs stipulate that the CLS Program will be responsible for long-term monitoring of these easements. These new conservation easement lands often either abut or are very close to other easement lands that the CLS program is already responsible for monitoring, which results in the efficient use of state resources.

Since 2008, over **\$302,000** in additional funds have been contributed to the endowment to help support the monitoring of 20 new state-held conservation easement projects. These contributions into the LCE are incorporated into the investment as a whole, and they are tracked individually. In addition there have been contributions of \$157,000 for two large properties in the north country that will directly support DNCR for their monitoring work.

⁴ The “monitoring endowment” referenced in RSA 162-C, and overseen by CORD, is managed as two separate accounts at the Treasury Department. The “Land Conservation Endowment” account is used for the purposes of monitoring state-held conservation easements, and stewardship support of municipal-held properties acquired through the former Land Conservation Investment Program. The second, the “Community Conservation Endowment” account, is used for the purposes of RSA 227-M:12 – for monitoring costs associated with the current Land and Community Heritage Investment Program. Additional information pertaining to the “Community Conservation Endowment” portion of the monitoring endowment will be contained in the Land and Community Heritage Investment Program’s annual report.

VI. CONCLUSION

Lands and interest in lands acquired through the Land Conservation Investment Program are held in public trust per RSA 162-C:10 and provide significant public benefit to the people of New Hampshire. Stewardship and monitoring responsibilities are becoming increasingly important as easements age and land ownership transfers to new landowners who may not understand the legal significance of the restrictions, or the unique protected conservation values of the property. The first conservation easements acquired through the program were in 1988. Over 65% of all state-held easement properties have transferred from the original grantor to a new owner, and some have transferred multiple times. In 2018 CLS created a new publication, Conservation Easement Stewardship: A Guide for Landowners. The main target audience for this publication is new landowners acquiring existing conservation easement properties. In addition, the Activity Information Form was developed to enhance communications with landowners and provide greater consistency in responses.

In addition, the trend in conservation easement stewardship is toward increasing numbers of questions and possible challenges. Unlike some modern easements, Land Conservation Investment Program easements often don't directly address certain issues that may not have been contemplated when these easements were written. Some examples include activities such as agritourism or the use of modern alternative energy systems (such as small-scale wind turbines or solar panels) to power farming or other operations. In addition, public perceptions and expectations related to the use of conservation easement lands continue to change over time. This sometimes results in increased conflicts among public users, or between public users of the property and the private landowner of the conservation easement land. This often requires the involvement of the easement holder (state or municipality), which is charged with interpreting the public access provisions of the easement.

In addition, items such as changing demographics, recreational trends, changing weather patterns, invasive flora and fauna, among other items will likely have a profound influence on the stewardship tasks. Technological advances will also offer both new challenges and opportunities.

All of these issues make long-term stewardship of Land Conservation Investment Program easements and fee-ownership interests, increasingly more challenging as time goes by. Ensuring good communication through direct landowner contact, regular monitoring, and timely informal resolution of issues when possible continue to be the most cost-effective and efficient methods for long-term protection of conservation land interests. This approach also helps to ensure that the State is meeting its legal obligations to permanently protect resources acquired through the Land Conservation Investment Program in the spirit of the original acquisition.



APPENDIX A

Land Conservation Investment Program State-Held Conservation Easement Properties

Key

NCN = No Change Noted, property appears essentially unchanged

LO = Landowner

Bold Italic Red = CLS multi-year issue being tracked

Bold Italic Blue = New Landowner

Appendix A

Monitor Date	Town	Acres	Grantor	NCN	Status
7/11/17	Stoddard	126.85	SPNHF	X	Abutter still using cove access
7/19/17	Hanover	396.30	Doyle	X	NCN
7/19/17	Hanover	42.80	Doyle	X	NCN
7/26/17	Newmarket	35.41	Smas	X	Viewed fields and marsh
8/2/17	Tamworth	17.50	Thompson	X	Swimming hole, met abutter
8/9/17	Dorchester	2,162.26	Lyme Timber	X	New caretaker
8/9/17	Dorchester	664.80	Laffer	X	Spoke w/ LO
8/28/17	Goshen	2,341.80	O'Connell	X	Waiting for LO response
8/28/17	Goshen	25.20	O'Connell	X	Waiting for LO response
8/28/17	Newbury	207.70	O'Connell	X	Viewed from Mt. Sunapee
8/28/17	Goshen	25.10	O'Connell	X	Waiting for LO response
9/13/17	Ossipee	14.20	Ossipee Aggr.	X	Email LO
9/15/17	Haverhill	181.45	McDanolds	X	Met LO, RC club folded
9/15/17	Haverhill	81.00	Thorburn	X	Met LO
9/15/17	Haverhill	68.47	Chamberlin	X	Met Peter K. has ROFR
9/15/17	Haverhill	183.00	Chamberlin		Met w/forester, harvest occurring
9/15/17	Benton	315.22	Cadreact	X	No news on ROW issue
9/28/17	Columbia	353.50	Hawkensen	X	LO, toxics trending better
9/28/17	Stewartstown	313.10	TNC - Hurlbert	X	New kiosk
9/28/17	Pittsburg	1,246.70	Amey		Met LOs, succession ?, harvest compl.
9/28/17	Pittsburg	286.70	Amey	X	Check around outlot
9/28/17	Pittsburg	61.06	Amey	X	See 1,246 acre
10/20/17	Shelburne	279.00	Millbrook	X	Public trail in good shape
11/21/17	Whitefield	218.70	Bean	X	New greenhouse, mattress cleanup
11/21/17	Lancaster	102.17	Nadeau		Recr. issue, road improv., add storage
11/21/17	Lancaster	237.67	Nadeau (Forbes)		New construction, ownership issue
12/29/17	Madison	341.01	Nature Cons.	X	Ongoing habitat management
2/7/18	Stratham	30.00	Wiggin	X	Fields leased
2/14/18	Claremont	214.60	Shugah Vale	X	No homeless camp
2/14/18	Claremont	18.00	Shugah Vale	X	Culvert not repaired
2/16/18	Rindge	158.10	Cambridge BS	X	Completed wooden tent project #1
2/27/18	Loudon	81.00	Bergeron	X	Pasturing
2/27/18	Pittsfield	19.09	Osborne	X	Haying
2/27/18	Loudon	718.91	Osborne	X	Ongoing management
3/1/18	Sutton	117.85	Dalphond	X	LO hard to visit
3/6/18	Canterbury	451.80	McCullough		Harvesting N of pond ongoing
3/6/18	Canterbury	95.60	Meeh	X	Harvest planned
3/27/18	Gilford	308.33	Mooney	X	Parking issue ongoing
4/5/18	Dover	19.00	City of Dover	X	Abutter timber trespass
4/5/18	Milton	18.60	NH Farm Museum	X	New board president
4/13/18	Stoddard	126.85	SPNHF	X	Abutter use of cove trail ongoing
4/18/18	New Boston	9.76	Continuity	X	Met new LOs
4/18/18	New Boston	6.64	Continuity	X	LO concern on abutting State harvest

Appendix A

Monitor Date	Town	Acres	Grantor	NCN	Status
4/18/18	Concord	8.40	Rust	X	Trail users encountered
4/20/18	Westmoreland	41.38	Wingersky	X	Eagle nest on abutting farm
4/20/18	Westmoreland	216.92	Windyhurst	X	Met LO, cruise night needs resolving
4/24/18	Newmarket	35.41	Smas	X	Grant to plant 1 acre of milkweed
5/3/18	Canterbury	13.00	Shaker Village		See annual meeting and monitoring
5/3/18	Canterbury	657.00	Shaker Village		See annual meeting / monitoring, solar?
5/3/18	Canterbury	24.00	Shaker Village	X	See annual meeting and monitoring
5/16/18	Enfield	17.83	Hilco Property		See annual meeting with DHR and ESV
5/16/18	Hanover	42.80	Doyle	X	Mowing
5/16/18	Hanover	396.30	Doyle	X	Trails
5/18/18	Rindge	158.10	Cambridge BSA	X	Met new director, camp maintenance
5/24/18	Columbia	353.50	Hawkensen	X	No LO visit >1 year
5/31/18	Kingston	184.00	Bakie (184)		Met new LO
6/1/18	Swanzy	13.00	Swanzy Muster	X	Riverbank erosion
6/1/18	Swanzy	1.60	Bennett	X	Encroachment remediation ongoing
6/1/18	Winchester	234.73	Kelly, Jr.	X	Met LO and E cornfield lessee
6/6/18	Cornish	173.05	Yatsevitch	X	Dual ownership
6/6/18	Cornish	800.14	Yatsevitch	X	Field management
6/8/18	Durham	3.42	Cheney	X	Eagle habitat & shoreline mngmt.
6/8/18	Durham	2.11	Cheney-England	X	Eagle habitat & shoreline mngmt.
6/8/18	Durham	3.02	Cheney-England	X	Eagle habitat & shoreline mngmt.
6/8/18	Durham	0.28	Cheney-England	X	Field only
6/8/18	Durham	0.46	Cheney England	X	Field only
6/12/18	Farmington	134.59	Scruton	X	Planning a harvest
6/12/18	Farmington	455.22	Scruton	X	Motorized vehicle issues
6/19/18	Acworth	113.40	Bascom Sugar	X	New owner of school house
6/19/18	Acworth	238.00	Bascom		Loam pile removed, leveled and seeded
6/19/18	Acworth	398.90	Bascom	X	Potential erosion along pond
6/21/18	Richmond	1,253.40	Treegrowers	X	Met forester, sale planned for 2019
6/21/18	Troy	565.10	Treegrowers	X	Met forester, sale planned for 2019
6/26/18	Hopkinton	61.80	Kimball		New high tunnel (#4)
6/26/18	Hopkinton	177.50	Kimball		New solar panels, cow plop on non-CE
6/27/18	Goshen	25.10	O'Connell	X	Remote
6/27/18	Newbury	207.70	O'Connell	X	viewed from Mt Sunapee
6/27/18	Goshen	2,341.80	O'Connell	X	Accessed through Pillsbury SP
6/27/18	Goshen	25.20	O'Connell	X	Remote

Appendix A

Properties Monitored Outside FY 18

Monitor Date	Town	Acres	Grantor	NCN	Status
7/13/18	Hollis	194.44	Brookdale	X	Fruit and vegetables
7/20/18	Lyme	45.70	Tullar	X	Met LO, dairy herd
7/20/18	Lyme	46.00	Tullar	X	Met LO, dairy herd
7/20/18	Lyme	18.30	Tullar	X	Met LO, managed field
7/20/18	Orford	72.37	Wilson	X	Corn
7/20/18	Orford	13.69	Wilson, G. east	X	LO, corn
7/20/18	Orford	17.25	Wilson, A. south	X	Dock updated
7/20/18	Orford	183.50	Bunten	X	Outlot corners need tall posts
8/8/18	Piermont	91.00	Batchelder	X	Corn
8/8/18	Piermont	9.90	Batchelder	X	Horse farm
8/8/18	Piermont	33.43	Putnam, north	X	Satellite dishes encroachment
8/8/18	Piermont	93.49	Putnam, south	X	Monitor recreation area and pit toilet
8/8/18	Piermont	15.90	Putnam	X	Field, hay
8/8/18	Piermont	209.47	Underhill	X	Subdivided, may sell
8/9/18	Alton	251.00	Fry	X	Met LO, log landing trailer issue
8/13/18	Wilmot	695.40	Sands	X	Met new LO and forester
9/21/18	Errol	2,258.85	James River		Wildlife Management

APPENDIX B

Land Conservation Investment Program
Municipal-Held
Conservation Easement
and
Fee-owned Properties

KEY

Column 4 – F = Fee-owned / E = Easement

Bold Black Italics = CLS Field Visit Conducted

Bold Red Regular = CLS multi-year issue being tracked

Bold Blue Regular = New Landowner

Appendix B

TOWN	GRANTOR	AC. T	MIR	STATUS
Acworth	Roy	815 E	10/1/17	LO and town engaged in major posting dispute
Acworth	Roy	163 E	10/8/17	Tree trimming
Acworth	Clark	35 E	9/16/17	Observed from road, managed as a sugar orchard.
Acworth	Clark	179 E	9/16/17	Rode w/ LO
Alstead	Gardner	274 F	9/25/18	High water in drainage stream
Alton	Seavey	22 E	12/19/16	Walked entire bound
Alton	Barbarossa	86 E	10/23/16	Quarry encroachment and old trailer concerns
Alton	Hoopes	14 E	11/30/16	Walked w/ LO
Alton	Seavey	9 E	11/30/16	LO approved trail work, bounds need painting
Alton	Eley	18 E	11/30/16	Walked bounds
Alton	Seavey	208 F	11/30/16	Worked on Lawrence Trail
Alton	Eley	159 F	11/20/16	Needs boundary maintenance
Amherst	Arnold	30 F	9/13/18	Lean-to sanctioned by town rec dept
Amherst	Arnold	89 F	9/13/18	Lean-to sanctioned by town rec dept
Amherst	Scott	42 F	9/13/18	Fields fallow, talk to DPW about pk lot
Andover	Newman	697 E	10/11/16	ATV use still evident, thorough report
Atkinson	SPNHF	59 F	12/1/12	FMP near completion, plan harvest within 1 year
Barnstead	Stevens	6 F	12/2/17	Walked trails, blown downsto be removed
Barnstead	Harrison	179 F	11/12/17	LO died, cabin transfers to town
Barnstead	Guenther	5 E	1/9/18	Monitored from road frontage.
Barnstead	Goodrich	116 E	1/9/18	Owner estate in probate
Barrington	Schulz	48 E	10/31/17	Downed debris and high water from recent storm
Barrington	Boodey	150 E	10/17/17	Removed "No Hunting" sign, repainted drill hole
Barrington	Warren	243 E	5/8/18	No issues noted
Bath	Burton	43 E	3/27/16	Possible addition of greenhouse
Bath	Burton	43 E	9/15/17	LO's son, no changes in the past 3 years
Bedford	MacEwen	7 F	10/3/17	Regular walk-throughs in summer months.
Boscawen	Emery	33 E	10/25/17	No changes noted
Boscawen	Sahlin	141 E	12/21/17	Some logging, field seeded to hay
Brentwood	Merrill	95 E	6/1/17	Recent timber harvest, log landing created
Canaan	McKee	232 E	12/10/17	No issues noted
Canterbury	Booth	69 F	2/24/16	Town fixing beach access
Canterbury	Booth	3 E	12/21/17	No issues noted
Canterbury	Booth	2 E	12/21/17	No issues noted
Canterbury	Booth	2 E	12/21/17	No issues noted
Canterbury	Booth	3 E	12/21/17	No issues noted
Canterbury	Booth	12 E	12/21/17	Invasives work
Carroll	Livingstone	66 E	11/7/17	No issues noted
Charlestown	Sussman	42 E	10/22/17	No issues noted
Charlestown	Francis	5 E	10/22/17	For sale by LO, needs boundary work
Charlestown	Francis	291 E	10/22/17	LO contacted surveyor for bounds maintenance
Chichester	Cray	8 F	11/7/17	CCC acquired abutting lot, new parking area
Chichester	Blackman	73 E	5/16/17	Some "no trespassing" signs up
Chichester	Sanborn	22 F	11/7/17	CCC acquired abutting lot, new parking area
Chichester	Blackman	26 E	5/16/17	Some "no trespassing" signs up
Chichester	Blackman	18 E	5/16/17	Some "no trespassing" signs up

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Chichester	Sanborn	8 F	11/7/17	CCC acquired abutting lot, new parking area
Chichester	Drinon	145 E	5/17/17	LO re-marking bounds
Concord	Merullo, Jr.	25 F	12/1/17	Some old forts found behind house lots
Concord	Concord WDA	47 F	5/21/17	Some bounds need maintenance
Cornish	Colby	92 E	7/31/16	spoke w/LO, property for sale
Cornish	Meyette	188 E	6/24/18	No changes noted
Cornish	Barker	39 E	7/11/18	No issues noted
Cornish	Barker	17 E	7/11/18	Appears to be in compliance
Deerfield	Jaeger	111 E	10/1/17	Removed diseased hemlock
Deerfield	Pendleton	56 E	10/28/17	Timber harvest summer 2017
Deerfield	Burbank	92 E	10/31/17	Ownership change to BPRG
Deerfield	Pendleton	128 E	10/28/17	LCHIP project, ownership may change
Deerfield	Burbank	15 E	10/31/17	Ownership change to BPRG
Deerfield	Curry	342 E	4/16/15	
Deering	Lindquist	13 E	6/10/18	Mowing to maintain meadow, invasives
Deering	Leghorn	40 E	6/14/18	Deering CC tags placed on property
Derry	Martin	127 E	7/15/15	No issues, structure not on CE
Dover	Gabriel	105 E	11/4/17	Possible minor encroachments
Dublin	Begley	25 F	12/20/17	No issues noted
Dublin	Dupree	16 F	12/20/17	No issues noted
Dublin	Hayes	12 F	12/20/17	No issues noted
Dublin	Weis	46 F	12/20/17	Walked snowmobile trail
Dublin	Begley	4 F	12/20/17	No issues noted
Dublin	Rajaniemi	12 F	12/20/17	No issues noted
Dublin	Wenigmann	96 F	12/20/17	No issues noted
Dunbarton	Brown	50 F	11/29/17	Eversource permit to remove trees; ATV issue
Dunbarton	Fogg	14 F	11/29/17	Eversource permit to remove trees; ATV issue
Dunbarton	Whitney	173 F	11/19/17	Eversource permit to remove trees; ATV issue
Dunbarton	Greenhalge	22 F	11/29/17	Eversource permit to remove trees; ATV issue
Dunbarton	Fogg	58 F	11/29/17	Eversource permit to remove trees; ATV issue
Dunbarton	Gravas	269 F	11/29/17	Eversource permit to remove trees; ATV issue
Dunbarton	Whitney	17 F	11/29/17	Eversource permit to remove trees; ATV issue
Dunbarton	Freeport	62 F	11/29/17	Eversource permit to remove trees; ATV issue
Epsom	Smith	107 E	10/26/16	No issues noted
Epsom	Fokas	318 F	10/26/16	ATV issues, trail & culvert maintenance
Epsom	Jackson	75 E	11/4/17	May develop some trails
Exeter	Deene	142 F	9/27/17	Found an old "camp"; noted for spring cleanup
Exeter	Exeter CC	55 E	10/18/17	Spoke to greenskeeper, no issues noted
Exeter	Irvine Heirs	17 F	9/18/17	Visited multiple times
Exeter	Chamberlin	62 E	9/18/17	No issues noted
Exeter	Jensen	29 F	9/18/17	Multiple properties, multiple visits
Exeter	Stockbridge	5 F	9/18/17	Multiple properties, multiple visits
Exeter	Chamberlin	4 F	9/18/17	Multiple properties, multiple visits
Exeter	Jensen	9 F	9/18/17	Multiple properties, multiple visits
Francestown	Hill	135 E	11/27/17	FCC sent letter re: road construction
Francestown	Merrill	155 F	12/13/15	See SPNHF parcel
Francestown	Schultz	25 F	12/13/15	See SPNHF parcel

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Fracestown	Varnum	46 E	11/27/17	No changes noted
Fracestown	SPNHF	388 F	12/13/15	Possible timber harvest, no detail
Gilford	Belknap SCA	5 F	4/28/17	Removed unauthorized recreation gear
Gilford	Carson	16 E	5/9/17	No changes noted
Grantham	Flewelling-19	19 E	11/17/17	New LO preventing public access
Grantham	Flewelling	826 E	11/17/17	New LO preventing public access
Greenland	Weeks	31 E	8/30/18	Spoke with LO
Hampstead	Williams	9 E	1/27/18	No issues noted
Hampstead	RUMA, Inc.	49 F	1/28/18	Water tests
Hampstead	SPNHF	31 F	1/27/18	Hired forester to create FMP
Hampstead	Williams	3 E	1/28/18	Property next door for sale
Hampstead	Randall	74 F	1/27/18	CC allowed abutter tree removal citing danger
Hancock	Brown	82 E	10/1/16	Little detail, no changes noted
Hancock	Merrill	260 E	11/1/16	F&G corresp. Re: fish stocking in spring 2017
Hanover	Wilson	7 E	11/17/17	New public trail parallel to official trail
Hanover	Dartmouth	17 E	11/17/17	Tent installed in easement area
Hanover	Hanover Imp.	19 E	11/2/17	No problems with new trail
Holderness	Crawford	37 E	10/5/17	Hard to find corners, need locating and marking
Holderness	Pilote	105 F	9/29/18	Trail / sign work compl., kiosk update scheduled
Holderness	Morrell	3 F	9/29/18	Formed partnership with NEMBA
Hollis	Rideout	52 F	12/28/17	Needs boundary work, invasives present
Hopkinton	NECD	96 F	11/22/17	No issues noted
Hopkinton	Johnson	93 F	12/14/16	No issues noted
Hudson	Nash	204 F	12/27/17	Satellite dish encroachment not resolved.
Hudson	Hamblett	189 F	12/27/17	Satellite dish encroachment not resolved.
Jefferson	Hartley	40 E	1/22/17	LO keeps horses
Keene	Roberts	25 F	12/27/17	OHRV mudding, asking KDPW to improve gate area
Keene	Bauer	10 F	12/27/17	Public access parking area construction
Keene	Shaw, III	17 E	12/27/17	Utility ROW clearing
Kingston	Bakie-12	13 E	11/29/17	Some dumping
Kingston	Manuel	68 F	11/17/17	CLS working w/ KCC on encroachment issue
Kingston	Bake	5 F	11/17/17	Some minor encroachment
Kingston	Russman	11 F	11/18/17	Boundary work recommended
Kingston	Mayhew	83 E	12/19/17	No LO contact
Lancaster	Southworth	14 E	5/8/17	Nothing written in report
Lancaster	Smith	237 E	5/8/17	Nothing written in report
Lancaster	Christie	37 E	5/8/17	Nothing written in report
Lancaster	Southworth	2 E	5/8/17	Nothing written in report
Landaff	Clement	4 E	11/14/17	No issues noted
Landaff	Jockey Hill	364 E	11/14/17	Haying, logging, sugaring, livestock.
Landaff	Knapp	20 E	11/14/17	No issues noted
Lebanon	Cole	16 F	8/17/17	Kiosk vandalized, good samaritan replacement
Lee	Claridge	76 E	9/3/18	Plans for new apple orchard next year
Lee	Keniston	49 E	6/20/18	LO having FMP prepared, new boundary fence
Lee/Durham	Foster	60 E	7/11/18	New farm manager.
Londonderry	Plummer	88 E	11/25/17	Boundary work, abutters sent encroachment letter
Loudon	Sanborn	332 E	8/15/16	Following FMP

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Loudon	Bachelder	152 F	12/2/16	Some dumping
Loudon	Bachelder	34 E	12/31/16	Organic farming
Loudon	Merrill, R.	273 E	10/27/16	New logging road, snowmobile bridge in process
Loudon	Green	98 E	10/27/16	No changes noted
Loudon	Yeaton	129 E	12/2/16	No changes noted, good LO communication
Loudon	Bachelder	35 E	12/31/16	Organic farming
Loudon	Merrill, J.	189 E	12/2/16	Owned by Sanborn Mills farm
Lyme	Record	15 E	11/11/17	New electric fence / cattle
Lyme	Cooke	32 E	12/8/17	No issues noted
Lyme	McIntyre	8 E	12/8/17	No issues noted
Lyme	Hewitt	13 E	10/3/17	No changes noted
Lyme	Schmitt	25 E	12/6/17	No changes noted
Lyme	Menge	154 E	10/28/17	LO reports no changes planned
Lyme	Record	56 E	11/1/17	No issues noted
Lyme	Crary	73 E	12/10/17	Blocked culvert
Lyme	McIntyre	30 E	11/1/17	No issues noted
Lyme	Hewitt	17 E	12/10/17	No issues noted
Lyme	Hewitt	16 E	12/10/17	No issues noted
Lyme	Smith	47 E	11/9/17	Harvest planned
Lyme	Beal	12 E	12/6/18	No changes noted
Lyme	Smith	65 E	11/9/17	Harvet likely 2018
Lyme	Hewitt	5 E	10/3/17	No LO contact
Lyme	Stockmayer	27 E	12/10/17	LO was contacted.
Lyme	Beal	62 E	12/6/17	No changes noted
Madbury	Cragin	18 F	12/27/16	Low impact recreation use
Madbury	Wentworth	8 F	12/28/16	Abutting pasture sold, abuts UNH land and trail
Madbury	Fernald	124 E	12/29/16	LOs may move, agr. uses continue
Manchester	Connare	1 F	11/7/07	Repairs from floods made
Marlborough	Harding	6 F	12/1/15	New canoe launch on F&G parcel
Marlborough	SPNHF	6 E	12/1/15	No written info
Mason	Fletcher	163 F	12/20/17	Trespassing issue, police notified
Mason	Doonan	13 E	12/3/17	No issues noted
Mason	Stewart, Jr.	72 E	12/3/17	Logging, plans for clearing 3 acre pasture
Meredith	Bushnell	22 E	12/8/17	No issues noted
Meredith	Moulton	88 E	12/8/17	No issues noted
Merrimack	Naticook	88 F	11/11/17	Trails show regular usage, no ATV issues
Milford	Rotch	10 F	12/18/17	Recommend boundary work
Milford	Burns, Jr.	45 F	11/20/17	New bridge, good trail use
New Boston	Townes	21 F	10/18/18	Minor encroachments need addressing
New Boston	Townes	21 F	9/27/18	No issues noted
New Boston	Kingsbury T	13 F	10/2/16	Footbridge installed, horses allowed by NBCC
New London	Cleveland	16 E	12/15/17	Town is new LO, Ausbon Sargent is CE holder
New London	Sargent	21 E	10/17/17	No issues noted
New London	Clough	53 E	12/19/15	No noticable changes recorded, continued farming
Newport	Johnson	94 E	10/31/10	Noted past harvest, bike trails
Newport	Barton	76 F	11/16/17	CLS worked with town, encroachments addressed
Newport	Wells	48 E	10/19/17	No issues noted

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Newport	Yeomans	26 E	10/19/17	No issues noted
Pembroke	Anderson	27 F	11/14/16	No ATVs
Peterborough	Land	198 E	12/27/16	Communicates w/ LO, no changes, well kept
Peterborough	Monahon	71 E	11/16/16	No issues noted
Peterborough	Cutter	151 F	12/15/16	Lots of public use
Peterborough	Monahon	41 E	10/19/17	Leachfield question needs resolving
Plainfield	Walker	102 E	4/14/17	Trail users unhappy with timber harvest near trail
Plainfield	Benson	114 F	9/15/15	Monitored by UVLT, very thorough
Plainfield	Goodwin	304 E	10/21/17	LO difficult to contact
Plainfield	Walker	114 E	11/1/16	rudimentary
Plainfield	Goslovich	515 E	10/1/17	Most trails overgrown except snowmobile trails
Plymouth	Green Acres	1100 E	12/28/15	Logging in North portion done this year
Plymouth	Fauver	105 E	12/28/15	No changes noted
Plymouth	Walter	87 F	11/15/16	Illegal trail use seemingly ended
Plymouth	Newton	76 F	11/15/16	Illegal trail use seemingly ended
Portsmouth	Hett	55 E	7/26/17	NC- done with nlh
Rye	First Essex	59 F	3/13/16	Want improved parking, minor encroachments
Sanbornton	Meador	86 E	12/1/15	LO planning timber harvest winter 15-16
Sandwich	Henry	1 E	8/18/16	SCC needs to determine status
Sandwich	Mutter	430 E	9/29/17	Boundary maintenance needed
Sandwich	Bates	264 E	12/10/17	No issues noted
Sandwich	Emerson	455 E	11/3/17	Erosion on "New Trail"
Sandwich	Emerson	13 E	9/11/17	No changes planned per landowner
Sandwich	Emerson	12 E	11/24/17	Signs identifying easement
Sandwich	Emerson	11 E	11/12/17	Boundary work desired
Sandwich	Henry	198 E	11/3/17	12 boats at Red Hill Pond
Sandwich	Coolidge	63 E	12/11/17	No issues noted
Sandwich	Coolidge	12 E	12/11/17	No issues noted
Sandwich	Cook	274 E	11/18/17	Bob house to be removed this winter
Sandwich	Cook	10 E	11/18/17	Cattle being raised in area D
Sandwich	Emerson	15 E	12/9/17	Four locked canoes at dam, no issues noted
South Hampton	Crosby	113 E	12/30/17	Spoke with LO, no issues noted
Stratham	Batchelder	58 E	3/30/18	Invasives work
Sunapee	Webb	44 E	12/11/17	Agr. pole barn built with approval from SCC
Sunapee	Harrison	177 E	12/6/17	No changes noted
Sunapee	Harrison	4 E	12/6/17	Spoke with LO, no changes noted
Sunapee	Webb	32 E	12/11/17	No changes noted
Sunapee	Johnson	144 E	12/6/17	Some Minor blow down
Sunapee	Nielsen	59 E	12/6/17	Active maple sugaring operation
Swanzy	Stabler	122 E	12/29/17	New trailhead / new parking lot / signs constructed
Swanzy	Carpenter	143 F	12/29/17	Town hired forestry manager for plan and parking
Tamworth	Aspinall	64 E	12/3/17	Ownership changed to Remick Foundation
Tamworth	Perkins	297 E	10/28/17	More livestock
Tamworth	Cave	742 E	11/19/17	Map of future timber harvest
Temple	Stone	140 E	11/26/17	Walked some bounds & trails
Tuftonboro	Parkhurst	33 F	3/6/17	boundary issues noted, needs new blazes
Tuftonboro	Bentley	54 E	3/6/17	snowmobile encroachment noted, sign posted

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Walpole	Galloway	29 F	10/14/17	No issues noted, trail work day in April 2018.
Walpole	Galloway	17 F	10/14/17	No issues noted, trail work day in April 2018.
Weare	Kingsbury	107 E	12/16/17	Bounds in good condition
Weare	Alex	96 F	12/2/17	Timber harvest supervised by town forester
Webster	Gaskell	51 F	11/5/15	Erosion control, plantings and trail relocation
Webster	Rockefeller	268 E	11/5/15	No changes noted
Webster	Janeway	8 E	11/6/15	No details given
Webster	Janeway	19 E	11/5/15	No changes noted
Webster	Mock	59 F	1/17/16	No changes noted
Webster	Riggs	16 E	11/5/15	No changes noted
Webster	Phelps	13 E	1/17/16	No changes noted
Windham	Morgan	54 F	12/31/15	No changes noted, lots of public trail use
Wolfeboro	McBride	23 E	5/15/17	Found target practice range, may not be in CE
Wolfeboro	Back Bay	11 F	11/11/17	Many invasives, will be treated again

APPENDIX C

Land Conservation Investment Program
State Fee-Owned
Managed by
NH Fish and Game

APPENDIX C

**Land Conservation Investment Program (LCIP)
State Fee-Owned Properties Assigned to NH Fish and Game
FY 2018 – Agency Update (as reported by F&G)**

BROOKFIELD: Jones Brook Wildlife Management Area (additions to north, 3 parcels)

(Parcel #1: Acreage – 241 acres; Acquisition Date – 10/30/1992; Grantor – Gaver)

(Parcel #2: Acreage – 176 acres; Acquisition Date – 5/22/1990; Grantor – Sarabia)

(Parcel #3: Acreage – 57 acres; Acquisition Date – 8/31/1992; Grantor – Mountain Lake Corp.)

Update (status of any management activities, violations, or other issues): –A timber harvest is also slated to occur this winter on 180 acres of the Ellis Hatch WMA. The harvest will include generation of young forest habitat via clearcuts, thinning in hemlock stands to enhance deer wintering habitat, and groups to regenerate oak and improve mast production.

CAMPTON/THORNTON: Pemigewasset Wildlife Management Area

(Acreage – 81.8 acres; Acquisition Date – 12/29/1988; Grantor – Cersosimo Lumber Co.)

Update (status of any management activities, violations, or other issues): This property is located between Interstate 93 and the Pemigewasset River. There is over a mile of river frontage plus an approximately 21-acre island. In 2000 a Wildlife Habitat Improvement Program grant from NRCS provided the funding to reclaim old fields and create some wildlife openings on the property. The fields and openings continue to be maintained via periodic brush hogging to ensure a diversity of habitats on site. The existing fields have been mowed. NHFG staff has continued to work with new owners of the golf course to relocate the access right-of-way as specifically permitted in the deed. Most visitors to the property arrive via the River.

CONCORD: Rust Parcel (aka Sewalls Falls Wildlife Management Area, addition to west)

(Acreage – 28.8 acres; Acquisition Date – 4/10/1991; Grantor – Rust)

Update (status of any management activities, violations, or other issues): This parcel has over 1300 feet of frontage on the Merrimack River just upstream from the Sewall's Falls Bridge. No management activity has taken place on this property in the past year.

DOVER: River Run Parcels (aka Bellamy River Wildlife Management Area, 2 parcels)

(Parcel #1: 272.49 acres; Acquisition Date – 11/30/1990; Grantor – Tamposi, Gottesman, Dube, Stellos, & Cabral)

(Parcel #2: 127.7 acres; Acquisition Date – 3/31/1992; Grantor – Tamposi, Gottesman, Dube, Stellos, & Cabral)

Update (status of any management activities, violations, or other issues):

With the help of 114 volunteers lined up by our friends at [Nature Groupie](#), we planted 9,500 shrub seedlings in just two days! This is part of a larger effort to establish 200 acres of shrubland and young forest habitat on this property to benefit state-endangered New England cottontails, woodcock, blue-winged warblers, turkeys and a myriad of other shrubland and young forest wildlife. Later this fall, the Department will be coordinating some brontosaurus work on this property to regenerate aspen and other types of young forest in areas that were originally worked in 2010/11.

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DURHAM: Wilcox Point Parcels (aka Wilcox Point Wildlife Management Area, 2 parcels)

(Parcel #1: 21.17 acres; Acquisition Date – 8/15/1991; Grantor – Cheney-England Ltd. Partnership)
(Parcel #2: 6.33 acres; Acquisition Date – 8/15/1991; Grantor – Cheney East Corp.)

Update (status of any management activities, violations, or other issues): No management activity has taken place on this property in the past year.

ENFIELD: Lower Shaker Village (aka Enfield Wildlife Management Area)

(Acreage – 1,095.75 acres; Acquisition Date – 3/31/1993; Grantor – Hilco Property Services, Inc.)

Update (status of any management activities, violations, or other issues):

Quite a bit of work occurred on the Lower Shaker WMA during the summer and fall 2017. Wood ash was spread on 60 acres of fields to help sweeten the soils and give grasses a competitive advantage in an attempt to improve grassland habitat. Invasive exotic plants were also treated on 50 acres of fields and field edges. Except for some fields and field edges, most of the Lower Shaker WMA is relatively free of invasive exotic plants and we're going to work to keep it that way. Contractors targeted bush honeysuckle, common buckthorn, and multiflora rose via a foliar spray application of herbicides using licensed applicators. Common buckthorn with stem diameters of 2-4" that were too large for a foliar application were treated via cut stem (cut the small tree and swab the cut stump with herbicide).

Staff will be working with contractors as they return in the summer of 2018 to control invasive exotic plants on 36 acres in fields and along field edges. This is in addition to the 50 acres treated last year. The Department will also be working with the Enfield Shaker Museum to control the honeysuckle and rose on their adjoining property to deter reinvasion of the WMA. The museum property is the only other place we know these species to occur in the local landscape. Control on the museum property will include targeted herbicide applications and hand or mechanical pulling within a wellhead protection zone.

FRANKLIN: Webster Lake Parcel (Acreage – 151.41 acres; Acquisition Date 7/28/1992; Grantor – Resolution Trust Corp.)

Update (status of any management activities, violations, or other issues): No management activity has taken place on this property in the past year.

HAVERHILL: Rowley Parcel (aka Wood Pond Access)

(Acreage – 2.1 acres; Acquisition Date – 5-6-1993; Grantor – Rowley)

Update (status of any management activities, violations, or other issues): No management activity has taken place on this property in the past year.

HOOKSETT: Public Service Co. of NH Parcel (Goonan Road WMA)

(Acreage – 6.7 acres; Acquisition Date – 12/20/1989; Grantor – Public Service Co. of NH)

Update (status of any management activities, violations, or other issues): This parcel was purchased for the development of Merrimack River boat access site. Subsequent to the purchase, NH F&G cooperated with the Town of Hooksett to develop an access site at a much more developable site a short distance up-river. The tall pines along the shoreline are known winter eagle roosting sites. No management activity has occurred on the property in the past year.

KINGSTON: Tucker Parcel (aka Powwow Pond Access)

(Acreage – 0.4 acres; Acquisition Date – 4/9/1993; Grantor – Tucker Estate)

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Update (status of any management activities, violations, or other issues): No new management activity has taken place on this property in the past year.

LITCHFIELD: Leach Parcel (aka Merrimack River Boat Access)

(Acreage – 6.9 acres; Acquisition Date – 6/21/1990; Grantor – Leach)

Update (status of any management activities, violations, or other issues): This parcel was purchased for the development of a boat access facility. However, no facility was developed due to the physical constraints of the site. This parcel is being actively managed to create and maintain New England cottontail habitat.

NEWBURY: Wild Goose Parcel (lakefront)

(Acreage – 3.3 acres*; Acquisition Date – 11/19/1990; Grantor – Bank Five for Savings)

(*Note: an additional 130.34 acre parcel that was part of this land protection project is assigned to DRED)

Update (status of any management activities, violations, or other issues): The 3.3 acre parcel was slated for development as a boat access facility. Its future use and management will be decided in the fall of 2018.

NORTHWOOD: Forest Peters Wildlife Management Area

(Acreage – 456 acres; Acquisition Date – 9/10/1991; Grantor – Peters)

Update (status of any management activities, violations, or other issues): No management activity has taken place on this property in the past year.

OSSIPEE: Fleet Bank Pine River Parcel

(Acreage – 106 acres*; Acquisition Date – 4/30/1989; Grantor – Fleet Bank of NH)

(*Note – the portion of the property that contains a boat basin was re-assigned from DRED to F&G on April 1, 2010)

Update (status of any management activities, violations, or other issues): No new management activity has taken place on this property in the past year.

STRATHAM/GREENLAND: Conway Parcels (aka Sandy Point, 2 parcels) (Parcel #1: Acreage – 39.0 acres; Acquisition Date – 11/21/1989, Grantor – Conway)

(Parcel #2: Acreage – 2.79 acres; Acquisition Date – 11/21/1989, Grantor – Conway)

Update (status of any management activities, violations, or other issues): This is the location of the Great Bay Discovery Center and the Hugh Gregg Coastal Conservation Center. There are several outdoor exhibits and a carry down boat access site at this location. The original boardwalk built in the 1990's was removed and replaced.

TAMWORTH: A.B. Thompson Trust Parcels (aka Hackett Hill Wildlife Management Area)

(Acreage – 223 acres; Acquisition Date – 1/14/1991; Grantor – A.B. Thompson Trust)

Update (status of any management activities, violations, or other issues): No management activity has taken place on this property in the past year.

THORNTON: Ballou Parcel

(Acreage – 23.6 acres; Acquisition Date – 6/30/1992; Grantor – Ballou)

APPENDIX C

Update (status of any management activities, violations, or other issues): This parcel is located between Route 3 the Pemigewasset River. There is approximately 3100 feet of frontage on the River. A little more that one half of the property is an island separated from the shore by a small channel of the River. NHF&G entered into a memorandum of agreement with NHDOT to allow the public to access to this property through abutting NHDOT property. The carry down boat launch at this location is on NHDOT property. No management activity has taken place on this property in the past year.

WALPOLE: Hubbard Farms Wildlife Management Area (NO CHANGES TO THE BOAT ACCESS FACILITY WERE MADE DURING 2014-15)

(Acreage – 31 acres; Acquisition Date 5/10/1989; Grantor – Hubbard Farms, Inc.)

Update (status of any management activities, violations, or other issues): This parcel has over 2700 feet of frontage on the Connecticut River. About a third of the parcel is agricultural fields on which a wildlife habitat management agreement is in place with a local farmer. Corn is planted in these fields annually with some portion of the crop left in the fields for wildlife use. No management activity has taken place on this property in the past year.

APPENDIX D

Land Conservation Investment Program

State Fee-Owned

Managed by

DNCR – Div. of Forest and Lands

Appendix D

**Land Conservation Investment Program (LCIP)
State Fee-Owned Properties Assigned to DNCR
FY 2018 – Agency Update**

BELMONT: Gwendolyn Ann Brennick Lochmere Archeological Site

(Acreage -13.42 acres; Acquisition Date – 3/15/1990; Grantor - Yankee Pacific Corp.)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

CAMPTON/HOLDERNESS: Livermore Falls Parcels (aka Livermore Falls State Forest, additions to west – 2 separate parcels)

(Parcel #1: Acreage – 2.54 acres; Acquisition Date – 8/14/1992; Grantor – Durgin)

(Parcel #2: Acreage – 41.8 acres; Acquisition Date – 8/14/1992; Grantor - Livermore Falls Corp.)

Update (status of any management activities, violations, or other issues): This property is now being managed as a State Park to better control and manage access and public use. Division of Historical Resources conducted their SCRAP program at the property this past summer. Vault toilet construction was completed. Work continues to acquire additional property on west side for public parking.

CHESTERFIELD: Friends of Pisgah Parcel (aka Pisgah State Park addition to east)

Acreage – 163.2 acres; Acquisition Date – 12/30/1988; Grantor – Friends of Pisgah, Inc.)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

CLAREMONT: Fletcher Parcel (aka part of Sugar River Recreational Trail)

(Acreage – 2.68 acres; Acquisition Date - 2/12/1993; Grantor – Fletcher

Update (status of any management activities, violations, or other issues): This area serves as a trailhead and parking lot for recreational users. No management activity has occurred in the recent past.

EFFINGHAM/OSSIPEE: Merrow Parcels (aka Heath Bog Natural Area, additions to east – 4 separate parcels)

(Parcel #1: Acreage – 176.32 acres; Acquisition Date – 3/31/1992; Grantor - Merrow)

(Parcel #2: Acreage – 131.61 acres; Acquisition Date – 8/31/1992; Grantor - Merrow)

(Parcel #3: Acreage – 266.49 acres; Acquisition Date – 8/31/1992; Grantor - Merrow, et.al.)

(Parcel #4: Acreage – 354.1 acres; Acquisition Date – 3/31/1992; Grantor – Merrow)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

EFFINGHAM/OSSIPEE: Pine River Parcels (aka Heath Bog Natural Area, additions to south – 3 separate parcels)

(Parcel #1: Acreage – 17 acres; Acquisition Date – 12/6/1991; Grantor – Currier)

(Parcel #2: Acreage – 60 acres; Acquisition Date – 2/1/1991; Grantor – Marston Industries, Inc.)

(Parcel #3: Acreage – 106 acres*; Acquisition Date – 4/30/1989; Grantor – Fleet Bank) (*Note: a portion of parcel #3 that contains the public boat launching area was re-assigned to NH Dept. of Fish & Game with CORD approval in 2010).

Appendix D

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past on land assigned to DNCR. Fish and Game boat launch improvement project was completed last year.

ERROL: Lake Umbagog Parcels (aka Umbagog State Park, 4 separate parcels)

(Parcel #1: 16 acres; Acquisition Date – 6/21/1993; Grantor – Pingree Associates, Inc.)

(Parcel #2: 446.25 acres; Acquisition Date – 7/29/1992; Grantor – James River Timber Corp. & Irving Pulp & Paper)

(Parcel #3: 602.5 acres; Acquisition Date – 12/21/1992; Grantor – Oxford Paper Co./Boise Cascade)

(Parcel #4: 23.9 acres; Acquisition Date – 12/21/1992; Grantor – Union Water Power Co.)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the past year. Three private camps that were acquired by DNCR last year are being successfully rented through the Park system as water access only sites. DNCR continues to license 10 additional camps, which existed at the time of the State's original acquisition.

FARMINGTON: Blue Job Mountain (aka Blue Job Mountain State Forest, addition to northwest)

(Acreage – 116.59 acres, Acquisition Date – 11/18/1991; Grantor – Blue Job Mountain, Inc.)

Update (status of any management activities, violations, or other issues): DNCR continues to work on trail signage. It has also been working to relocate an access road and hiking trail easement across an abutter's land that provides access to this property. DNCR and Fish and Game implemented a prescribed burn to improve wildlife habitat this past spring.

HINSDALE: Dort Parcel (aka Pisgah State Park addition to west)

(Acreage – 181.4 acres; Acquisition Date – 2/14/1992; Grantor – Dort 1967 Trust)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

HINSDALE: Wantastiquet Mountain Parcel (aka Wantastiquet Mountain Natural Area addition to south)

(Acreage – 90.65 acres; Acquisition Date – 9/29/1992; Grantor – Smith)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

MANCHESTER: Moore's Falls Corporation Parcel (aka Smith's Ferry Heritage Park, 3 parcels?)

(Parcel #1: Acreage – 17.1 acres, Acquisition Date – 5/7/1992; Grantor – Moore's Falls Corp.)

(Parcel #2: Acreage – 0.17 acres, Acquisition Date - _____; Grantor – City of Manchester)

(Parcel #3: Acreage – 0.21 acres; Acquisition Date - _____; Grantor – City of Manchester)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past. In June 2018, DNCR was notified by the Manchester aldermen of homeless encampment issue that needs to be addressed. Resolution is ongoing.

NEW BOSTON: Piscataquog River Parcel (aka Lang Station State Forest, 2 parcels?)

(Parcel #1: Acreage – 226 acres; Acquisition Date – 6/25/1993; Grantor – Continuity Family Trust)

(Parcel #2: Acreage – 0.01 acres; Acquisition Date?; Continuity Family Trust – ROW?)

Update (status of any management activities, violations, or other issues): A forest management project on 110 acres is scheduled for the winter of 18/19 or 19/20 weather dependent. A rail trail

Appendix D

upgrade was completed by the New Boston Conservation Commission on the East side of the property.

NEWBURY: Wild Goose Parcel (aka Sunapee State Park addition to the east)

(Acreage – 130.34 acres*; Acquisition Date – 11/19/1990; Grantor – Bank Five for Savings)

(*Note: an additional 3.3-acre parcel that was part of this land protection project is assigned to F&G)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past on the DNCR assigned portion.

NORTHUMBERLAND: Cape Horn Parcels (aka Cape Horn State Forest, two separate parcels)

(Parcel #1: Acreage – 122.3 acres; acquisition date – 1/11/1993; Grantor - Sullivan)

(Parcel #2: Acreage - 1,940 acres; acquisition date – 10/28/1988; Grantor – Diamond International Corp.)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past. The Northern Pass project was proposed to cross through a portion of this property utilizing an existing utility corridor now held by Eversource. During DNCR's review of the deed that runs through the Reservation, it was discovered that the 1947 right-of-way easement description failed to include one of the original lots. DNCR's recommendation to Eversource was to pursue a petition to quiet title.

NORTHWOOD: Northwood Meadows (aka Northwood Meadows State Park)

(Acreage – 662.07 acres; Acquisition Date – 8/30/1990; Grantor – Burt)

Update (status of any management activities, violations, or other issues): A Demon Pond pedestrian trail connection that was under consideration last year was not constructed.

ODELL/COLUMBIA/STRATFORD/STARK: Nash Stream State Forest

(Acreage – 39,601 acres; Acquisition Date – 10/28/1988; Grantor – Diamond International Corp.)

(Acreage – 0.31 acres; Acquisition Date – 6/28/1993; Grantor - Dorr – in-holding?)

Update (status of any management activities, violations, or other issues): The new Nash Stream management plan was completed and signed in December of 2017. Implementation of the new plan has begun, including the delineation over 2,000 acres of control areas. The stream habitat improvement work which has been an ongoing collaboration between NH Fish and Game and Trout Unlimited is winding down and most of the restoration work has been completed.

OSSIPEE: Ossipee Aggregates Corporation Parcels (aka Pine River State Forest (addition to south))

(Acreage – 105.5 acres; Acquisition Date – 6/25/1993; Grantor – Rosenfeld Concrete Corp.)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

RYE: Brown Parcels (aka Odoirne State Park, addition to west)

(Acreage – 64 acres; Acquisition Date – 1/13/1989; Grantor – Brown)

Update (status of any management activities, violations, or other issues): Ongoing cooperative efforts to eliminate invasive species continue at the property.

STARK: Diamond International Parcels (3 parcels)

(Parcel #1: Acreage – 290 acres; Acquisition Date – 10/28/1988; Grantor - Diamond International Corp.) – Devil's Slide State Forest

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(Parcel #2: Acreage – 8 acres; Acquisition Date – 10/28/1988; Grantor – Diamond International Corp.) – Ammonoosuc River Tract

(Parcel #3: Acreage – 77.5 acres; Acquisition Date – 10/28/1988; Grantor – Diamond International Corp.) – Percy State Forest

Update (status of any management activities, violations, or other issues): There is an upcoming forest management project planned for this winter. The timber harvest has been put out to bid and awarded. The goal of the project will be to utilize uneven-aged management to create multiple age classes through several entries.

TAMWORTH: Bowditch Parcels (aka Bowditch-Runnells State Forest addition to west)

(Acreage – 83.13 acres; Acquisition Date - 8/5/1991; Grantor – Bowditch Estate)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

TAMWORTH: Reed Parcel (aka White Lake State Park, addition to west)

(Acreage – 148.7 acres; Acquisition Date – 12/29/1988; Grantor – Reed)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

TROY: Kirschner Parcel (aka Rhododendron State Park addition to north)

(Acreage – 153.8 acres; Acquisition Date – 12/16/1988; Grantor – Little Monadnock Development Trust)

Update (status of any management activities, violations, or other issues): No management activity has occurred in the recent past.

WARNER: Lowell & Goodnow Parcels (aka Mt. Kearsarge State Park, additions to south – 2 separate parcels)

(Parcel #1: Acreage – 660 acres; Acquisition Date – 6/10/1991; Grantor – Goodnow)

(Parcel #2: Acreage – 316.1 acres; Acquisition Date – 3/15/1990; Grantor – Lowell)

Update (status of any management activities, violations, or other issues): DNCR is exploring potential acquisition of an abutting parcel.

WENTWORTH'S LOCATION: Diamond International Parcels (aka Big Island State Forest)

(Acreage – 300 acres; Acquisition Date – 10/28/1988; Grantor – Diamond International Corp.)

Update (status of any management activities, violations, or other issues): There have been no management activities on this property. A conservation easement was conveyed to the USFWS in 2013 in exchange for Fee interest to a forested property in Cambridge. The USFWS now has management responsibilities for this property. The State still retains the right to manage a public hiking trail on the property and to manage, maintain, and enforce a public snowmobile corridor across the property.

APPENDIX E

Accounting of

Land Conservation Endowment

Land Conservation Endowment Fund
 Fiscal Year Ending
 June 30, 2018

	July	August	September	October	November	December	January	February	March	April	May	June	SUMMARY
Beginning Book Value	3,263,066.37	3,163,962.16	3,177,542.43	3,181,281.26	3,197,790.89	3,196,438.71	3,302,851.68	3,319,854.65	3,353,197.11	3,430,730.15	3,482,300.28	3,481,141.84	3,263,066.37
Dividends and Interest	9,333.01	2,263.32	3,665.84	2,388.22	2,368.07	29,792.75	2,470.62	2,363.35	2,731.79	3,607.44	2,804.28	3,791.25	67,579.94
Additions to Fund								35,000.00	62,000.00				97,000.00
Realized Gains on Investments	45,762.07	14,941.73	72.99	14,356.50		76,620.22	14,532.35		12,801.25	47,962.69		18,668.99	245,718.79
Total Receipts	55,095.08	17,205.05	3,738.83	16,744.72	2,368.07	106,412.97	17,002.97	37,363.35	77,533.04	51,570.13	2,804.28	22,460.24	410,298.73
Payments to Beneficiaries	(154,099.41)												(154,099.41)
Other Payments													0.00
Investment Management Fees		(3,624.78)			(3,720.25)			(3,905.15)			(3,962.72)		(15,212.90)
Realized Losses on Investments	(99.88)			(235.09)				(115.74)		0.00			(450.71)
Total Disbursements	(154,199.29)	(3,624.78)	0.00	(235.09)	(3,720.25)	0.00	0.00	(4,020.89)	0.00	0.00	(3,962.72)	0.00	(169,763.02)
Net Change in Book value	(99,104.21)	13,580.27	3,738.83	16,509.63	(1,352.18)	106,412.97	17,002.97	33,342.46	77,533.04	51,570.13	(1,158.44)	22,460.24	
Ending Book Value	3,163,962.16	3,177,542.43	3,181,281.26	3,197,790.89	3,196,438.71	3,302,851.68	3,319,854.65	3,353,197.11	3,430,730.15	3,482,300.28	3,481,141.84	3,503,602.08	3,503,602.08
Beginning Market Value	3,673,995.12	3,583,089.65	3,598,064.44	3,647,729.62	3,706,672.86	3,755,187.98	3,795,833.08	3,925,570.79	3,842,058.80	3,870,488.91	3,869,702.18	3,897,331.67	
Net Change in Market Value	(90,905.47)	14,974.79	49,665.18	58,943.24	48,515.12	40,645.10	129,737.71	(83,511.99)	28,430.11	(786.73)	27,629.49	(14,411.56)	
** Ending Market Value	3,583,089.65	3,598,064.44	3,647,729.62	3,706,672.86	3,755,187.98	3,795,833.08	3,925,570.79	3,842,058.80	3,870,488.91	3,869,702.18	3,897,331.67	3,882,920.11	3,882,920.11
Total Net Income	54,995.20	13,580.27	3,738.83	16,509.63	(1,352.18)	106,412.97	17,002.97	(1,657.54)	15,533.04	51,570.13	(1,158.44)	22,460.24	297,636.12
FIS Account (Money Market)	88.34	88.41	88.48	88.55	88.62	88.70	88.79	2.22	12.02	12.04	12.06	12.08	
Fidelity PAS Account	3,583,001.31	3,597,976.03	3,647,641.14	3,706,584.31	3,755,099.36	3,795,744.38	3,925,482.00	3,842,056.58	3,870,476.89	3,869,690.14	3,897,319.61	3,882,908.03	
** Ending Market Value	3,583,089.65	3,598,064.44	3,647,729.62	3,706,672.86	3,755,187.98	3,795,833.08	3,925,570.79	3,842,058.80	3,870,488.91	3,869,702.18	3,897,331.67	3,882,920.11	
Money Market/Cash Equivalents	12.08	0.00%											
Short-Term Investment - Other	33,869.03	0.87%											
Fixed Income Mutual Funds	1,383,343.00	35.63%											
Equity Mutual Funds	2,465,696.00	63.50%											
Stocks	0.00	0.00%											
Bonds	0.00	0.00%											
06/30/2018 Market Value	3,882,920.11												

Land Conservation Endowment – Book Balance – Detail as of June 30, 2018

First line (Red arrow) – Land Conservation = LCIP Endowment

Last line (Blue arrow) – Non-LCIP account contribution - Interest income supports DNCR stewardship

Intervening lines (Green box) – NON-LCIP account contributions - Interest income supports CLS stewardship

Principal (Black arrow) = Initial stewardship endowment deposits

Income FY 2018		Book BALANCE June 1, 2017	Add: Deposits	Less: Disbursements	Basis for Interest & Gains/Losses Allocation	Int. Fees & Gains/Losses Allocated	Book BALANCE June 30, 2017
Principal	ACCOUNT NAME	3,017,090.36				22,460.24	
2,000,910.00	Land Conservation	7,134.78		\$0.00	3,017,090.36	\$19,466.19	\$3,036,556.55
5,000.00	Brooks Project	24,971.73		\$0.00	7,134.78	\$46.03	\$7,180.81
17,500.00	White Farm	29,781.20		\$0.00	24,971.73	\$161.12	\$25,132.85
20,900.00	Salmon Falls	14,113.94		\$0.00	29,781.20	\$192.15	\$29,973.35
10,000.00	TNC -Zito Tract	14,172.72		\$0.00	14,113.94	\$91.06	\$14,205.00
10,000.00	NH Motor Speedway	17,715.89		\$0.00	14,172.72	\$91.44	\$14,284.16
12,500.00	Philbrook Farm	17,715.88		\$0.00	17,715.89	\$114.30	\$17,830.19
12,500.00	Croftie Farm	15,188.04		\$0.00	17,715.88	\$114.30	\$17,830.18
12,000.00	Black Mountain CE	12,899.24		\$0.00	15,188.04	\$97.99	\$15,286.03
10,000.00	Bear Paw CE	27,540.38		\$0.00	12,899.24	\$83.23	\$12,982.47
20,000.00	Ashuelot CE	15,506.74		\$0.00	27,540.38	\$177.69	\$27,718.07
12,500.00	Milton Wildlife Management Area	14,322.98		\$0.00	15,506.74	\$100.05	\$15,606.79
12,000.00	Olson Easement	12,214.97		\$0.00	14,322.98	\$92.41	\$14,415.39
10,000.00	Brett Conservation Easement	12,202.97		\$0.00	12,214.97	\$78.81	\$12,283.78
15,000.00	Low Plains Natural Area	17,317.54		\$0.00	12,202.97	\$78.73	\$12,281.70
30,000.00	Torremeo Restriction	34,077.30		\$0.00	17,317.54	\$111.73	\$17,429.27
15,000.00	Carter CE	16,332.10		\$0.00	34,077.30	\$219.87	\$34,297.17
22,000.00	TNC-Green Hills	23,953.75		\$0.00	16,332.10	\$105.37	\$16,437.48
15,000.00	ABJEH Realty	16,532.65		\$0.00	23,953.75	\$154.55	\$24,108.30
20,000.00	Hinman Pond II	21,501.29		\$0.00	16,532.65	\$106.67	\$16,639.32
35,000.00	Stonehouse Forest Conservation Easement	35,668.20		\$0.00	21,501.29	\$138.73	\$21,640.02
62,000.00	Mahoesic Gateway - Success Pond Conserv	63,197.17		\$0.00	35,668.20	\$230.07	\$35,888.26
2,389,810.00		3,481,141.84	0.00	0.00	63,197.17	\$407.75	\$63,604.92
		3,481,141.84	0.00	0.00	3,481,141.84	22,460.24	3,503,602.08

New Hampshire Council on Resources and Development

NH Office of Strategic Initiatives
107 Pleasant Street, Johnson Hall
Concord, NH 03301
Phone: 603-271-2155
Fax: 603-271-2615



TDD Access: Relay NH
1-800-735-2964

DRAFT Minutes – September 21, 2018

MEMBERS PRESENT

Jared Chicoine, Chair, Director, NH Office of Strategic Initiatives
Tracey Boisvert, Designee, NH Department of Natural and Cultural Resources
Timothy Drew, Designee, NH Department of Environmental Services
Stephen McLocklin, Designee, NH Department of Administrative Services
William Ray, Designee, NH Housing Finance Authority
Glenn Normandeau, Executive Director, NH Fish and Game Department
Nadine Miller, non-voting member, NH Division of Historical Resources
Marta Modigliani, Designee, NH Department of Safety
Amy Clark, Department of Education

OTHERS PRESENT

Michael Klass, NH Office of Strategic Initiatives
Noah Hodgetts, NH Office of Strategic Initiatives
Will Guinn, NH Division of Forests and Lands
Clinton Savage, NH Bureau of Trails
Maggie Machinist, NH Division of Forests and Lands
Matt Leahy, Society for the Protection of New Hampshire Forests
Larry Gomes, NH OHRV Coalition
Gordon Landrigan, NH Department of Justice

I. ROLL CALL AND INTRODUCTIONS

The meeting was opened at 9:36 AM by Chairman Chicoine.

CORD members and others present introduced themselves.

II. LAND CONSERVATION INVESTMENT PROGRAM (LCIP)

- A.** Request by the Department of Natural and Cultural Resources to re-route approximately 750 linear feet of the West Side Road within the Nash Stream State Forest to a more environmentally appropriate location and to eliminate an erosion problem.

Maggie Machinist from DNCR Division of Forests and Lands provided a summary of the current state of the West Side Road within the Nash Stream State Forest. The road, which existed when DNCR acquired the property in 1988, is used for ATVs, snow mobiles, and trucks/vehicle access. This past summer DNCR discovered erosion adjacent to a culvert that was buried 30-40' down in depth with fill on top. The erosion has caused the fill to start migrating towards Nash Stream. As a result, DNCR has proposed relocating an approximate 750-foot section of the road away from Nash Stream, built into the bank. DNCR has brought the project to CORD because it is a multi-use ATV trail as well as a haul road. DNCR hopes to complete the road relocation this fall and then will remove the fill from the road's old location, and install water bars to prevent further sedimentation and erosion.

In response to questions from Mr. Ray, Ms. Machinist noted that the new road will be designed to accommodate logging trucks in the future and that all of the old fill will be salvaged, to the extent possible, or removed from the site.

In response to a question from Ms. Modigliani, Ms. Machinist stated that this was in the same area that CORD members previously toured.

In response to questions from Mr. Drew, Ms. Machinist stated that siltation from the fill may be reaching Nash Stream during severe storm events. The new road would be built into the bank using cut and fill in such a manner that will be more stable than the existing road.

In response to a question from Ms. Clark, Ms. Machinist stated that the new road will contain a new culvert and a small non-concrete headwall.

Mr. Klass reported that he received one comment regarding the project from the Division of Historical Resources, concurring with no conditions.

Chairman Chicoine provided another opportunity for agency comments and for public comment, but there was none.

MOTION: Executive Director Normendeau moved to recommend the relocation of the West Side Road in Nash Stream State Forest as requested. The motion was seconded by Mr. Ray. Mr. Drew mentioned that the culvert sizing should account for climate change and accept extreme flows. The council voted unanimously to approve the motion.

III. MINUTES

A. Approval of [July 12, 2018 draft minutes](#).

Mr. Klass commented that on the bottom of page two, Item III.B (Smart Growth Update), Chris Skoglund's name was misspelled.

MOTION: On a motion by Ms. Modigliani, seconded by Director Normendeau, the July 12, 2018 minutes with Mr. Klass's proposed amendment were approved unanimously by the council with Ms. Clark abstaining.

B. Approval of [August 31, 2018 draft minutes](#).

MOTION: On a motion by Mr. Drew, seconded by Mr. Ray, the August 31, 2018 minutes were approved unanimously by the council with Ms. Clark, Ms. Modigliani, and Director Normandeau abstaining.

IV. OTHER BUSINESS

A. Next Meeting

Chairman Chicoine reminded the Council that the next meeting will be held on November 8, 2018 at a location to be determined. As discussed at the July 12, 2018 CORD Meeting, the November 8th meeting will provide the opportunity for CORD to hear from the two agencies mentioned in the Lake Sunapee Public Boat Access Development Commission report, DNCR and Fish and Game.

V. MEETING ADJORNMENT

MOTION: With business completed, Mr. Ray moved to adjourn the meeting, which Ms. Clark seconded. The motion was approved unanimously by the Council.

Meeting adjourned at 9:51 AM

Reminder - 2018 Meeting Dates

January 11	March 8 (cancelled due to inclement weather)
May 10	July 12 (meeting to be held in NHDRA's Training Room)
August 31 (special meeting)	September 21
November 8	

MEMORANDUM OF UNDERSTANDING

**between
NH Fish and Game Department
and
NH Department of Resources and Economic Development, Bureau of Trails
and
NH Department of Resources and Economic Development, Division of Forests and Lands
for the purposes of
Monitoring, Maintaining and Enforcing Public OHRV Use
on
“West Side Trail” and “Kelsey Notch Pilot Trail”
in
Nash Stream Forest**

Pursuant to RSA 215-A:42, I (b), this interagency agreement (the MOA) is entered into, by and between, the New Hampshire Fish and Game Department, (NHF&G), and the New Hampshire Department of Resources and Economic Development (DRED) through the Bureau of Trails and the Division of Forests and Lands, for the purpose of managing public OHRV trails to be known as “Kelsey Notch Pilot Trail” and “West Side Trail”, as depicted on a map here attached as Exhibit A, upon state-owned land under the management of DRED, known as Nash Stream Forest.

Whereas, Nash Stream Forest was acquired by the State through the Land Conservation Investment Program and pursuant to RSA 162-C:6, the Council on Resources and Development is responsible for management and administration of lands acquired under the LCIP so as to preserve the natural beauty, landscape, rural character, natural resources, and high quality of life in New Hampshire, and

Whereas, Off Highway Recreational Vehicles to include All Terrain Vehicles (ATVs) and Utility Terrain Vehicles (UTVs) are rapidly becoming an outdoor recreational activity popular to the North Country economy of the State of New Hampshire, by adding much needed revenue opportunities to some North Country businesses, and

Whereas, pursuant to RSA 215-A:3, DRED - Bureau of Trails is responsible for the coordination between DRED - Division of Forests and Lands, NHF&G, and the Department of Transportation (NHDOT) with respect to matters pertaining to OHRVs and snowmobiles; including ATVs and UTV's, and

Whereas, pursuant to RSA 227-G:3(I)(c), the Director of Forests and Lands is responsible for the execution of all matters pertaining to the use of state reservations, except matters pertaining to the recreational development, administration, and maintenance, which shall be done in cooperation with the director of the DRED - Division of Parks and Recreation, with the approval of the Governor and Executive Council as required, and

Whereas, pursuant to RSA 215-A:16 and RSA 227-G:7, DRED Forest Rangers are recognized law enforcement officers with authority to enforce OHRV laws on public lands; and

Whereas, pursuant to RSA 215-A:32, the Executive Director of NHF&G is responsible for the adoption and implementation of rules and administrative procedures for public OHRV riding, necessary for the safety of riders and passengers and the protection of property, and

Whereas, pursuant to RSA 215:16, NHF&G is authorized to enforce OHRV laws within the state of NH;

Therefore, NHF&G and DRED (together the Parties), agree as follows:

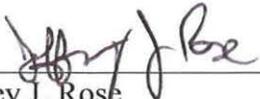
1. NHF&G will enforce state laws, primarily RSA 215-A, and DRED rules as they pertain to the operation of OHRVs.
2. DRED - Bureau of Forest Management, in collaboration with NHF&G, will enforce state laws, primarily RSA 215-A, and DRED rules as they pertain to the condition and maintenance of the trail per the agreement between DRED and the locally organized OHRV club (RSA 215-A.c), to ensure water quality laws are not violated. Such required agreement for West Side Trail between the DRED and North Country ATV Club being here attached as Exhibit B, and such required agreement for the Kelsey Notch Pilot Trail between DRED and Metallak ATV Club being here attached as Exhibit C.
3. DRED enforcement staff will enforce state laws, primarily RSA 215-A, and DRED rules as they pertain to operation of OHRVs, and protection of the property.
4. Once a year, by October 15th, the Parties will provide an enforcement report to the Nash Stream Forest Citizens Committee and to the Council on Resources and Development. The report shall include the number and type of violations and warnings, OHRV accidents, a statement of enforcement related concerns and successes, and any input on ways to promote better safety and education to the riders.
5. DRED Bureau of Trails, in concert with the local club noted in the MOA for the specific trail, will monitor and maintain the approved trails in a safe and environmentally responsible manner using best management practices as described in "Best Management Practices for Erosion Control during Trail Maintenance and Construction," or any successor publication.
6. Once a year, by October 15th, the following staff representing the Parties will provide an environmental compliance report (the Report) to the Nash Stream Forest Citizens Committee and to the Council on Resources and Development:
 - DRED Trails Bureau District #1 Supervisor, or designee
 - DRED Division of Forests and Lands North Region Forester, or designee
 - F&G Region 1 Wildlife Biologist, or designee

The Report shall include the dates of each inspection, photographs (particularly of stream crossings), a narrative of trail conditions as they relate to environmental resources, any water quality violations, and recommendations including a timeline for remediations or repair work necessary to bring the trails into compliance with water quality regulations.

7. The Parties will work with the local recognized clubs to provide safety education to the public, and the Parties will also provide technical guidance to the clubs on proper OHRV trail maintenance.
8. The Parties agree that each will work cooperatively to provide safe and environmentally responsible riding opportunities to these OHRV trails, and recognize that failing to properly maintain these trails to avoid water quality violations and/or damages to aquatic

resources and wildlife habitat could lead DRED and/or NHF&G to suspend the MOA in writing by 30 day notification to the other party until appropriate maintenance has been performed, or suspend indefinitely, depending on the severity of the damage.

1-3-17
Date



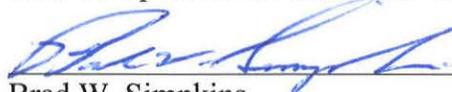
Jeffrey J. Rose
Commissioner
Department of Resources and Economic Development

1/5/2017
Date



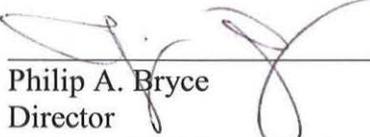
Glenn Normandeau
Executive Director
New Hampshire Fish and Game Department

1/3/17
Date



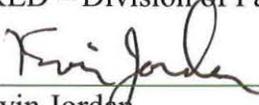
Brad W. Simpkins
Director
DRED – Division of Forests and Lands

1-3-17
Date



Philip A. Bryce
Director
DRED – Division of Parks and Recreation

1/5/17
Date



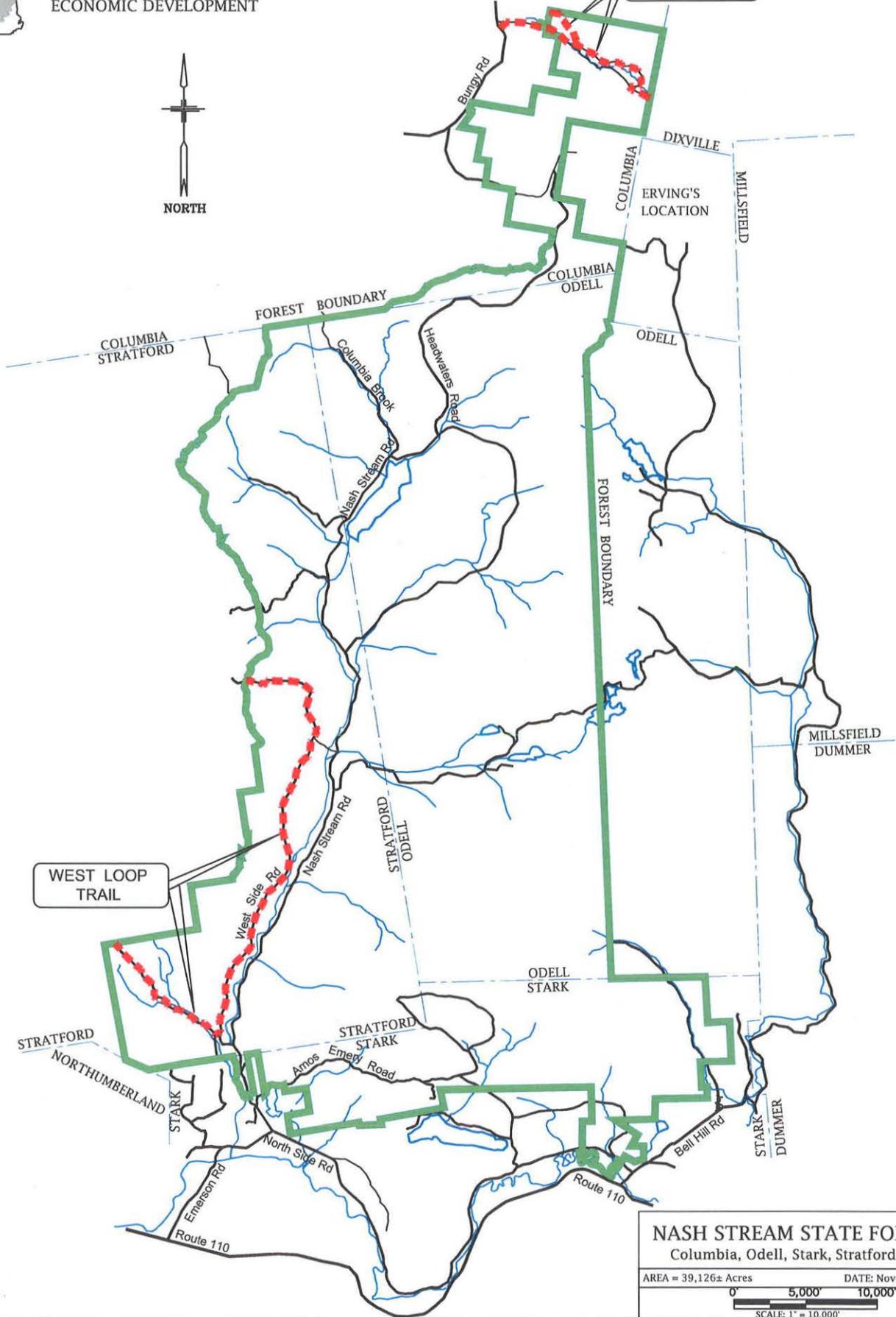
Kevin Jordan
Colonel
New Hampshire Fish and Game Department



STATE OF NEW HAMPSHIRE
DEPARTMENT OF RESOURCES &
ECONOMIC DEVELOPMENT

EXHIBIT A

KELSEY NOTCH
PILOT TRAIL



WEST LOOP
TRAIL

NASH STREAM STATE FOREST
Columbia, Odell, Stark, Stratford, NH

AREA = 39,126± Acres DATE: November 2016
0' 5,000' 10,000'
SCALE: 1" = 10,000'

MEMORANDUM OF AGREEMENTFor
ATV Trail
AT
NASH STREAM FOREST

Pursuant to New Hampshire RSA Chapter 215-A:3 "Off Highway Recreational Vehicles and Trails", and under the provisions of Res 8500 "Bureau Trail Use Rules", this Memorandum of Agreement ("MOA") is entered into this 11 day of July, 2016, between the **New Hampshire Department of Resources and Economic Development**, (the "STATE"), with a principle mailing address of P.O. Box 1856, Concord, NH 03302-1856 and the **North Country ATV Club**, (the "CLUB"), P.O. Box 161, Stratford, NH 03032, for the purpose of providing the opportunity for the public to operate all-terrain vehicles (ATVs) on state-owned property known as "Nash Stream Forest" (the "PROPERTY") in Stratford, NH, as prescribed below.

WHEREAS, Nash Stream Forest is the largest state-owned forestland in New Hampshire at 39,601 acres, and pursuant to the "Nash Stream Management Plan", is open to public use and managed for multiple uses and resource values including off-highway recreation vehicles (OHRVs);

WHEREAS, the Nash Stream Management Plan provided for an "ATV Use – West Side Connector Pilot Program" and the five (5) year trial period was successful and the advisory committee voted on January 25, 2007 to issue a 3 year agreement;

WHEREAS, Chapter 233-20 of the NH Laws of 2002 directs the Commissioner of the Department of Resources and Economic Development to move forward toward the establishment of an ATV connecting trail in Nash Stream Forest;

WHEREAS, the Division of Forests and Lands, pursuant to RSA 227-G, has the responsibility for the management of all state-owned forestlands, and to cooperate with the Division of Parks and Recreation in promoting recreational use of state-owned forestlands,;

WHEREAS, the Division of Parks and Recreation, pursuant to RSA 216-A:3, has the responsibility for recreation, development and management of state-owned parks and forests, and to cooperate with the Division of Forests and Lands in the joint promotion of forest recreation and forest management of state-owned forestlands;

WHEREAS, the United States of America holds a Conservation Easement on the Nash Stream Forest that assures perpetual public use and protection of the forest and provides for OHRV use on its roads and trails;

WHEREAS, the Division of Parks and Recreation, Bureau of Trails, pursuant to RSA 215-A, is responsible for establishing and administering ATV trails in cooperation with state and private interests for public benefit, administering funds for the development and maintenance of OHRV trails, and working with organized trail clubs in support of the activity; and

WHEREAS, the CLUB is a recognized non-profit group by the State of New Hampshire that provides designated ATV trails for its members and the public, and has a policy of closely watching and maintaining its trails to protect and preserve the landscape.

NOW THEREFORE, the parties hereto agree as follows:

- 1) The parties agree to work cooperatively in providing and maintaining, through environmentally sound action, a safe, functional, attractive and user-friendly ATV trail system (the "TRAIL") over existing ways known as "West Side Road", "Bordeau Trail" and "Andritz Trail", or relocated portions thereof, on the PROPERTY, as depicted on a plan entitled "Proposed ATV Trail – Nash Stream Forest" (the "PLAN"), attached as ATTACHMENT A.
- 2) The STATE hereby grants to the CLUB, in cooperation and coordination with the STATE, the exclusive rights to operate, manage and maintain, and to promote responsible public use of the TRAIL under a three (3) year term commencing from the effective date of this Agreement thru December 15, 2019, for the seasonal period of May 23rd after continuous snow cover has melted, until December 15th.
- 3) Throughout the PROGRAM, the CLUB agrees to work with the STATE to mitigate the impact of the TRAIL on natural resources and other uses of the PROPERTY.
- 4) Throughout the PROGRAM, the CLUB agrees to maintain the TRAIL in a litter-free condition and shall promptly dispose of all litter, trash and manmade debris in a proper manner.
- 5) The CLUB agrees to assist the STATE in the maintenance of the TRAIL for all matters relating to ATV use, including sign replacement and maintenance, routine structure inspection and repairs and may apply for Grant In Aid funds for other projects, as requested by the STATE. The CLUB agrees to conduct ATV use related maintenance using best management practices as described in "Best Management Practices for Erosion Control During Trail Maintenance and Construction" (State of New Hampshire, Department of Resources and Economic Development, Division of Parks and Recreation, Trails Bureau) or any successor standard. The STATE, and its agents, reserves the right to enter the PROPERTY with persons and equipment for purposes of maintaining the TRAIL. Through the Grant-In-Aid PROGRAM, maintenance activities by the CLUB shall include, but not be limited to, installation and replacement of bridges and culverts, rocks and stump removal, smoothing the trail surface, placement of gravel and natural fill, installation of broad based dips, water bars and ditches, removal of fallen trees and cutting back encroaching vegetation. All maintenance activities must be approved through a Trail Maintenance Work Plan (the "PLAN"), or the Grant-in-Aid projects. The TRAIL and any and all improvements shall remain the property of the STATE.
 - a. The CLUB and the STATE recognize that a portion of the TRAIL known as "West Side Road" is maintained by the STATE as a Class B Gravel Summer Road, under the Nash Stream Forest Management Plan. The CLUB shall not be responsible for the maintenance of West Side Road associated with the normal wear and tear of the Road due to non-ATV use.
 - b. The STATE agrees that the CLUB shall not be responsible for repairs to the TRAIL resulting from unexpected catastrophic events, natural or otherwise.

6) The STATE maintains the right to close the TRAIL when any of the following occur:

- weather conditions make the TRAIL unsuitable for ATV use;
- public safety is endangered due to TRAIL conditions;
- use of the TRAIL is resulting in degradation of surface waters;
- damage to the TRAIL may occur due to heavy rain, mud, or other condition;
- use of the Trail is resulting in unauthorized ATV use on the PROPERTY;
- any other reason that is insurmountable by the STATE and the CLUB, which would cause public safety or environmental concerns sufficient enough to close the TRAIL to ATV use; and
- loss of permission from abutters to cross their lands.
- no reasonable alternatives are available when trail use and forest management activities can not safely be accommodated on the developed roads .

8) If the STATE closes the TRAIL, the STATE shall meet with the CLUB immediately, in no case to exceed one (1) week, to discuss the reasons for closing the TRAIL and corrective action to be taken, provided such action is acceptable to the STATE.

9) The CLUB shall obtain all necessary federal, state and local permits and approvals for projects done by the CLUB, and remain in compliance with and abide by the terms of said permits and approvals, and all federal, state, and local laws and regulations regarding new construction, maintenance and supervision of use upon the Trail.

MONITORING TRAIL USE :

In cooperation and consultation with the STATE, the CLUB agrees to monitor ATV usage on the TRAIL, and communicate with other users of the TRAIL, to ensure that the special ecological conditions, as identified in the baseline documentation collected for the PROGRAM on file with the STATE, are not substantially diminished or degraded by ATV use and that ATV use is limited to the designated TRAIL and is done in compliance with then existing state laws, administrative rules and this Agreement. The STATE and the CLUB agree to meet at least twice annually, before May 23 and within one month of the annual closing date, and more often at the request of either party, to discuss ATV use issues that may develop and to consider management options.

The STATE, and its agents, reserves the right to access the TRAIL with persons and equipment to establish and maintain monitoring stations and study plots.

LIMITATION OF LIABILITY :

Nothing in the Memorandum of Agreement (MOA) shall be a basis for any liability on the part of the STATE with respect to personal injury or property damage sustained by any person. The STATE is entitled to the protections of RSA 508:14, RSA 212:34 and sovereign immunity. The club shall defend and indemnify and save the State of New Hampshire harmless for any liability, damage, loss, cost or expense caused by the Club for injury to persons or property arising out of, or incidental to, the use of the TRAIL as herein permitted.

COMPLIANCE WITH DEPARTMENTAL REGULATIONS AND POLICIES:

The use of ATVs on the PROPERTY shall be in accordance with New Hampshire laws and the STATE'S rules and regulations pertaining to such use. The term "ATV" is defined in section 215-A: 1.

NON-EXCLUSIVE USE:

The TRAIL shall be open to the public for ATV use as defined in RSA 215-A:1 and shall not be limited to use by members of the CLUB.

RESPONSIBILITIES OF THE CLUB:

Annually the PLAN shall be prepared with the assistance of the Trails Bureau and submitted by December 1st, to the STATE. The PLAN shall include, but not be limited, to the following:

- TRAIL monitoring reports (completed through the "Volunteer Trail Patrol Program" – see ATV Education Section below);
- TRAIL maintenance reports (completed through the "Volunteer Trail Patrol Program" – see ATV Education Section below);
- Record of the previous year's maintenance activities to include hours of volunteer work and maintenance costs – both state-grant funded and other funding source activities;
- Annual "Pilot Program Summary Report" summarizing the status of the PROGRAM to date; and
- Routine maintenance activities

The PLAN shall be reviewed and approved by the Division of Forests and Lands and the Bureau of Trails within thirty (30) days of submission. Issues, if any, rendering the PLAN unacceptable, shall be resolved by the STATE and the CLUB before the TRAIL may be opened for the approaching season. The CLUB shall work cooperatively with the STATE to do such things as are reasonably necessary and practicable (including the use of gates, barriers and appropriate official signs) to keep ATV use on the TRAIL and to restrict access by vehicles other than ATVs. Any proposed work to the TRAIL by the CLUB shall not be permitted until all environmental permits are secure and copies are submitted to the Trails Bureau.

RESPONSIBILITIES OF THE STATE :

Prior to the commencement of the PROGRAM, the TRAIL shall be adequately marked by the STATE in accordance with the "Trail Signing Handbook: Guidelines for Signing Snowmobile Trails" (State of New Hampshire, Department of Resources and Economic Development, Division of Parks and Recreation, Trails Bureau), or any successor standard, to indicate location of the TRAIL, to restrict ATV use to within the designated TRAIL corridor, and to restrict access by vehicles other than ATVs. All spur, side or connecting trails will be posted to indicate that ATV access and use thereon is prohibited.

ATV-USER EDUCATION:

The CLUB shall conduct ATV use education prescribed by the STATE known as the Volunteer Trail Patrol Program ("PATROL") on the TRAIL. The PATROL shall include continued monitoring of TRAIL use, abuse and interaction with users to assure compliance with the terms of the MOA and recording of routine TRAIL maintenance. The CLUB shall submit copies of "Trail Patrol Reports" to the Bureau of Trails. The CLUB shall provide the users with information regarding authorized riding areas and post necessary signs pertaining to protection of water quality and other environmental issues as the PROGRAM progresses.

AMMENDMENTS:

This AGREEMENT may be amended only in writing through mutual agreement by the STATE and the CLUB.

TRANSFERABILITY:

The CLUB, upon written approval from the STATE, may transfer its rights and responsibilities under this MOA to another qualified non-profit group if it is determined that the CLUB is no longer able or willing to abide by the terms and conditions of this MOA. In the event that this MOA is not transferred, the Commissioner of DRED shall make an assessment to determine whether to continue or not continue ATV use and TRAIL designation on the PROPERTY.

TERMINATION:

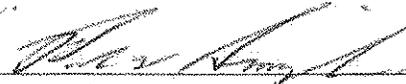
The STATE or the CLUB may terminate this agreement with a 30 day written notice to the other party, for any reason deemed appropriate by either party.

ATTACHMENTS:

Attachment A – Trail Plan

SIGNATURES:

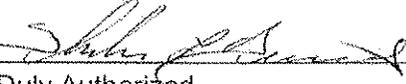
"STATE" – New Hampshire Department of Resources and Economic Development

By:  7/12/16
Brad W. Simpkins, Director
Division of Forests and Lands
Date

By:  7/12/16
Philip A. Bryce, Director
Division of Parks and Recreation
Date

By:  7/13/16
Jeffrey J. Rose, Commissioner
Date

"CLUB" – North Country ATV Club

By:  7-11-16
Duly Authorized
THEODORE L BURNS
TRAIL ADMINISTRATOR NCATV
Date

Approved as to form, substance and execution by the Office of the Attorney General:

7/14/16
Date


Brian W. Buonamono
Senior Assistant Attorney General

Notices

All notices pursuant to this MOA should be sent to the following parties:

Brad Simpkins, Interim Director Forests and Lands 172 Pembroke Road Concord, NH 03301	Margaret Machinist, North Region Forester Forests and Lands - North Region Headquarters 629B Main Street Lancaster, NH 03584-3612
Christopher Gamache, Chief Supervisor NH Bureau of Trails 172 Pembroke Road Concord, NH 03301	Ted Burns, Trails Administrator North Country ATV Club PO BOX 161 Stratford, NH 03032
Nash Stream Forest Citizen Advisory Committee C/O Forests and Lands PO BOX 1856 Concord, NH 03302-1856	

PILOT
MEMORANDUM OF AGREEMENT
For
ATV Trails
AT
NASH STREAM FOREST

Pursuant to New Hampshire RSA Chapter 215-A:3 "Off Highway Recreational Vehicles and Trails", and under the provisions of Res 8500 "Bureau Trail Use Rules", this Memorandum of Agreement ("the MOA") is entered into this ____ day of _____, 2017, between the **New Hampshire Department of Resources and Economic Development**, (the "STATE"), with a principle mailing address of P.O. Box 1856, Concord, NH 03302-1856 and the **Metallak ATV Club**, (the "CLUB"), P.O. Box 318, Colebrook, NH, 03576, for the purpose of providing the opportunity for the public to operate all-terrain vehicles (ATVs and UTV's for purposes of this agreement) on a portion of state-owned property known as "Nash Stream Forest" (the "PROPERTY") in Columbia NH, as prescribed below.

WHEREAS, Nash Stream Forest is the largest state-owned forestland in New Hampshire at 39,601 acres, and pursuant to the "Nash Stream Management Plan", is open to public use and managed for multiple uses and resource values including off-highway recreation vehicles (OHRVs) where approved; and

WHEREAS, on November 13, 2012 the Nash Stream Citizen Advisory Committee considered a proposal for ATV connector trails in the Kelsey Notch area of Nash Stream Forest and recommended approval of a "pilot" trail and agreement; and

WHEREAS, the Division of Forests and Lands, pursuant to RSA 227-G, has the responsibility for the management of all state-owned forestlands, and to cooperate with the Division of Parks and Recreation in promoting recreational use of state-owned forestlands; and

WHEREAS, the Division of Parks and Recreation, pursuant to RSA 216-A:3, has the responsibility for recreation, development and management of state-owned parks and forests, and to cooperate with the Division of Forests and Lands in the joint promotion of forest recreation and forest management of state-owned forestlands; and

WHEREAS, the United States of America holds a Conservation Easement on the Nash Stream Forest that provides for State-managed public use on its roads and trails; and

WHEREAS, the Division of Parks and Recreation, Bureau of Trails, pursuant to RSA 215-A, is responsible for establishing and administering ATV trails in cooperation with state and private interests for public benefit, administering funds for the development and maintenance of OHRV trails, and working with organized trail clubs in support of the activity; and

WHEREAS, the CLUB is a recognized non-profit group by the State of New Hampshire that secures rights to designated ATV trails for its members and the public, and has a policy of closely patrolling and maintaining its trails to protect and preserve the landscape;

NOW THEREFORE, the parties hereto agree as follows:

- 1) The parties agree to work cooperatively in providing and maintaining, through environmentally sound action, a safe, functional, attractive and user-friendly ATV trail corridors (the "TRAIL") over existing ways known as "Kelsey Notch Road Trail" and "Kelsey Notch Connection Trail", on the PROPERTY, as depicted on an attached plan.
- 2) The STATE hereby grants to the CLUB, in cooperation and coordination with the STATE, the exclusive rights to operate, manage and maintain, and to promote responsible public use of the TRAIL under a "pilot" three (3) year term commencing from the effective date of the MOA, thru December 15, 2020, for the seasonal period of May 23rd after continuous snow cover has melted, until December 15th. If abutting lands close earlier the trail shall close on that date.
- 3) Throughout the 3-year pilot term, the CLUB agrees to work with the STATE to mitigate the impact of the TRAIL on natural resources and other uses of the PROPERTY.
- 4) Throughout the 3-year pilot term, the CLUB agrees to maintain the TRAIL in a litter-free condition and shall promptly dispose of all litter, trash and manmade debris in a proper manner.
- 5) The CLUB agrees to assist the STATE in the maintenance of the TRAIL for all matters relating to ATV use, including sign replacement and maintenance, routine structure inspection and repairs and may apply for Grant-In-Aid funds for other projects, as requested by the STATE. The CLUB agrees to conduct ATV use related maintenance using best management practices as described in "Best Management Practices for Erosion Control During Trail Maintenance and Construction" (State of New Hampshire, Department of Resources and Economic Development, Division of Parks and Recreation, Trails Bureau) or any successor standard. The STATE, and its agents, reserves the right to enter the PROPERTY with persons and equipment for purposes of maintaining the TRAIL. Through the Grant-In-Aid PROGRAM, maintenance activities by the CLUB shall include, but not be limited to, installation and replacement of bridges and culverts, rocks and stump removal, smoothing the trail surface, placement of gravel and natural fill, installation of broad based dips, water bars and ditches, removal of fallen trees and cutting back encroaching vegetation. All maintenance activities must be approved through a Trail Maintenance Work Plan (the "PLAN"), or the Grant-in-Aid projects. The TRAIL and any and all improvements shall remain the property of the STATE.

The STATE agrees that the CLUB shall not be responsible for repairs to Kelsey Notch Road Trail or Kelsey Notch Connection Trail resulting from unexpected catastrophic events, natural or otherwise, but hereby agrees to work with the STATE to complete any such repairs.

- 6) The STATE reserves the right to close the TRAIL when any of the following occur:
 - weather conditions make the TRAIL unsuitable for ATV use;
 - public safety is endangered due to TRAIL conditions;
 - use of the TRAIL is resulting in degradation of surface waters;
 - damage to the TRAIL may occur due to heavy rain, mud, or other condition;
 - use of the Trail is resulting in unauthorized ATV use on the PROPERTY;
 - any other reason that is not immediately resolvable by the STATE and the CLUB;
 - loss of permission from abutters to cross their lands, thereby rendering the TRAIL inaccessible, and.
 - no reasonable alternatives are available when forest management activities require direct use of the TRAIL

- 8) In the event that the STATE must effect a planned closure of the TRAIL, the STATE shall give the CLUB no less than one (1) week notice prior to closure.
- 9) The CLUB shall obtain all necessary federal, state and local permits and approvals for projects done by the CLUB, and remain in compliance with and abide by the terms of said permits and approvals, and all federal, state, and local laws and regulations regarding new construction, maintenance and supervision of use upon the TRAIL.

MONITORING TRAIL USE :

In cooperation and consultation with the STATE, the CLUB agrees to monitor ATV usage on the TRAIL, and communicate with other users of the TRAIL, to promote public safety and reduce any possible negative environmental impact. The STATE and the CLUB agree to meet at least twice annually, before May 23 and within one month of the annual closing date, and more often at the request of either party, to discuss ATV use issues that may develop and to consider management options. The STATE, and its agents, reserves the right to access the TRAIL with persons and equipment at any time.

LIMITATION OF LIABILITY :

Nothing in the Memorandum of Agreement (MOA) shall be a basis for any liability on the part of the STATE with respect to personal injury or property damage sustained by any person. The STATE is entitled to the protections of RSA 508:14, RSA 212:34 and sovereign immunity. The Club shall defend and indemnify and save the State of New Hampshire harmless for any liability, damage, loss, cost or expense caused by the Club for injury to persons or property arising out of, or incidental to, the use of the TRAIL as herein permitted.

COMPLIANCE WITH DEPARTMENTAL REGULATIONS AND POLICIES:

The use of ATVs on the PROPERTY shall be in accordance with New Hampshire laws and the STATE'S rules and regulations pertaining to such use. For the purposes of this agreement the term ATV also includes UTVs. The term "ATV" and "UTV" are defined in RSA 215-A: 1.

NON-EXCLUSIVE USE:

The TRAIL shall be open to the public for ATV use as defined in RSA 215-A:1 and shall not be limited to use by members of the CLUB.

RESPONSIBILITIES OF THE CLUB:

Annually the PLAN shall be prepared with the assistance of the Trails Bureau and submitted by December 1st, to the STATE. The PLAN shall include, but not be limited, to the following:

- TRAIL monitoring reports
- TRAIL maintenance reports
- Record of the previous year's maintenance activities to include hours of volunteer work and maintenance costs – both state-grant funded and other funding source activities;
- Routine maintenance activities

The PLAN shall be reviewed and approved by the Division of Forests and Lands and the Bureau of Trails within thirty (30) days of submission. Issues, if any, rendering the PLAN unacceptable, shall be resolved by the STATE and the CLUB before the TRAIL may be opened for the approaching season. The CLUB shall work cooperatively with the STATE to do such things as are reasonably necessary and practicable (including the use of gates, barriers and appropriate official signs) to keep ATV use on the TRAIL and to restrict access by vehicles other than ATVs. Any proposed work to the TRAIL by the CLUB shall not be permitted until all environmental permits are secure and copies are submitted to the Trails Bureau.

RESPONSIBILITIES OF THE STATE :

In cooperation with the CLUB, the TRAIL shall be adequately marked by the STATE in accordance with the "Trail Signing Handbook: Guidelines for Signing OHRV Trails" (State of New Hampshire, Department of Resources and Economic Development, Division of Parks and Recreation, Trails Bureau), or any successor standard, to indicate location of the TRAIL, to restrict ATV use to within the designated TRAIL corridor, and to restrict access by vehicles other than ATVs. All spur, side or connecting trails will be posted to indicate that ATV access and use thereon is prohibited.

AMMENDMENTS:

The MOA may be amended only in writing through mutual agreement by the STATE and the CLUB.

TRANSFERABILITY:

The CLUB, upon written approval from the STATE, may transfer its rights and responsibilities under the MOA to another qualified non-profit group if it is determined that the CLUB is no longer able or willing to abide by the terms and conditions of this MOA. In the event that this MOA is not transferred, the Commissioner of DRED shall make an assessment to determine whether to continue or not continue ATV use and TRAIL designation on the PROPERTY.

TERMINATION:

The STATE or the CLUB may terminate the MOA with a 30-day written notice to the other party, for any reason deemed appropriate by either party.

DISPUTES:

Prior to the filing of any formal proceedings with respect to a dispute, the party believing itself aggrieved shall call for progressive management involvement in the dispute negotiation by written notice to the other party. The parties shall use all reasonable efforts to arrange personal meetings and/or telephone conferences as needed.

If the dispute is not resolved informally, disputes may be resolved by filing an action in the Merrimack County Superior Court.

This AGREEMENT is to be construed according to the Laws of the State of New Hampshire.

SIGNATURES:

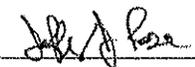
"STATE" – New Hampshire Department of Resources and Economic Development

By: 
Brad W. Simpkins, Director
Division of Forests and Lands

1/9/17
Date

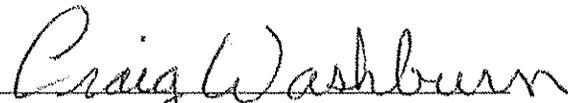
By: 
Philip A. Bryce, Director
Division of Parks and Recreation /

1-9-17
Date

By: 
Jeffrey J. Rose, Commissioner

1/9/17
Date

"CLUB" – Metallak ATV Club

By: 
Craig Washburn – President
Duly Authorized

1-5-17
Date

Approved as to form, substance and execution by the Office of the Attorney General:

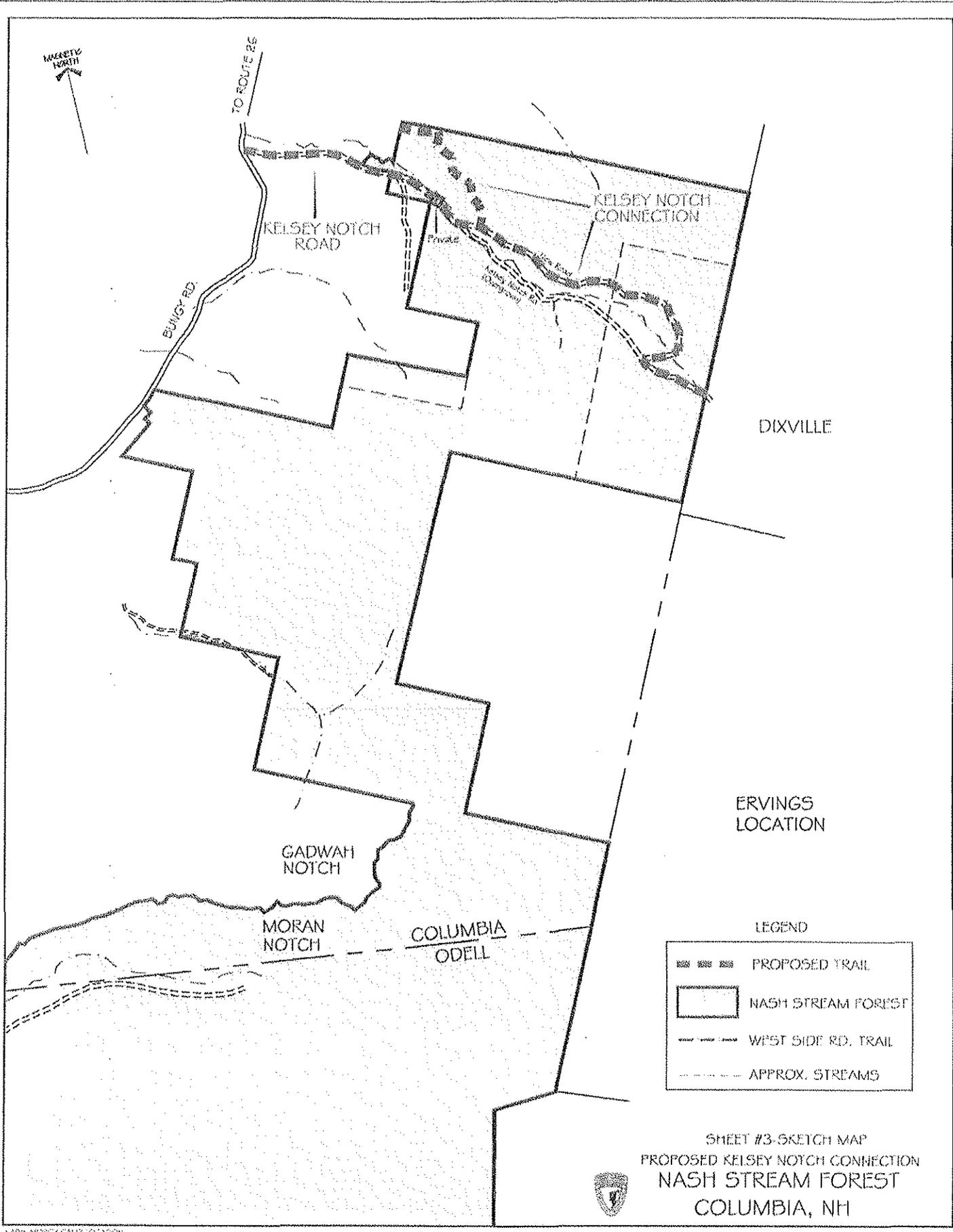
Date

Jeanine Girgenti
Assistant Attorney General

Notices

All notices pursuant to this MOA should be sent to the following parties;

Brad Simpkins, Director Forests and Lands 172 Pembroke Road Concord, NH 03302-1856	Margaret Machinist, North Region Forester Forests and Lands - North Region Headquarters 629B Main Street Lancaster, NH 03584-3612
Chris Gamache, Chief Supervisor NH Bureau of Trails 172 Pembroke Road Concord, NH 03302-1856	Craig Washburn, President Metallak ATV Club P.O. Box 318 Colebrook, NH, 03576
Nash Stream Forest Citizen Advisory Committee C/O Forests and Lands 172 Pembroke Road Concord, NH 03302-1856	Clint Savage, District 1 Supervisor NH Bureau of Trails 629B Main Street Lancaster, NH 03584-3612



LEGEND

	PROPOSED TRAIL
	NASH STREAM FOREST
	WEST SIDE RD. TRAIL
	APPROX. STREAMS

SHEET #3-SKETCH MAP
 PROPOSED KELSEY NOTCH CONNECTION
 NASH STREAM FOREST
 COLUMBIA, NH



NASH STREAM FOREST CAMP LOCATION

RECEIVED

JAN 09 2017

D.R.E.D.

Kelsey Notch Trail Environmental Compliance Report 2018

Date Reviewed: September 6, 2018 (Clint, Maggie and Chris Holt)
October 8, 2018

In attendance: Will Staats, Clint Savage, Conor Quinlan and Maggie Machinist

Overview- The Department of Natural and Cultural Resources is required to complete and submit an environmental compliance report to CORD annually. This report is a requirement of the conditional approval to keep the Kelsey Notch Trail open.

Recommendations from 2017

There were a few recommendations that were made to minimize erosion in 2017:

-Additional culverts should be added to the trail leading to Colebrook to minimized scouring in the ditch line.

-During the summer of 2018 rubber water diversion devices will be added to the truck road, where the previous water bars were removed for graveling purposes.

Findings-

September

Clint, Chris Holt and Maggie walked the trail on September 9, 2018 to check the trail for any issues. We walked the first section that goes toward the northwest toward Diamond Peaks. There was some erosion on the trail, but just surface erosion. The water didn't seem to be getting into any of the water courses. We located places where there should be additional culverts added. The bridge decking was beginning to be a problem. The decking was broken in some spots on the two bridges and the approaches to the bridges were starting to erode.



Figure 1, 2 and 3- Shows the broken boards on the bridges and the eroding approaches.



Figure 4 and 5- Shows some of the wear on the trail heading toward Colebrook.

We continued up the trail toward Kelsey Notch. The steep section of this trail had some significant humps, which were caused by use. We had a discussion about installing water diversion flaps in this hill last fall and they had plans to install them this fall. There were waterbars in the hill previously but they were removed when the trail was graveled last fall.

There was a significant washout in the ditch that was caused by water overwhelming the culvert. This washout was found in the early summer, but was unable to be fixed. Additional culverts will help to divert water sooner, so that the ditches carry less water for a shorter distance.

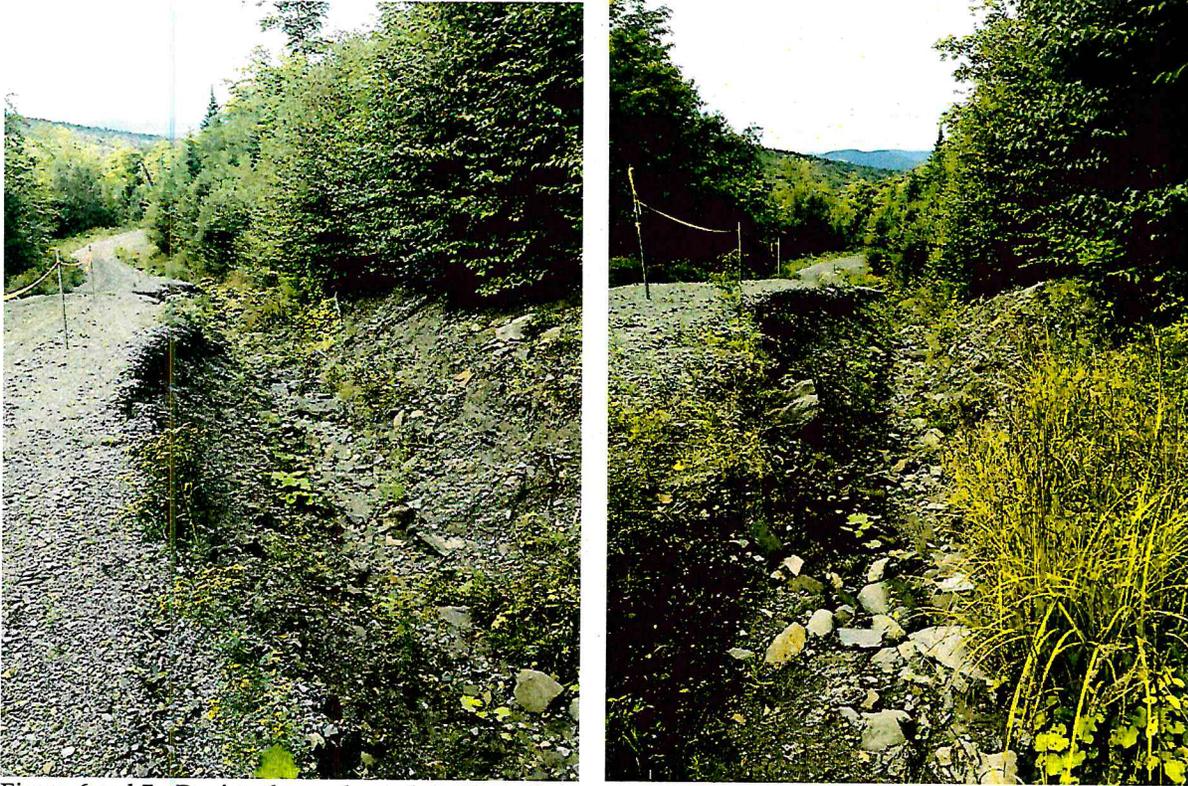


Figure 6 and 7- Depicts the washout along the trail.

The trail had seen a lot of wear and tear in the last few weeks, which had cause some damage to the trail and some erosion on the trail. None of the erosion appeared to be directly getting into the brooks. The Trails Bureau was planning on heading out in early October to fix these issues and continue with the graveling from last year.

October

On October 8, 2018 the Kelsey Notch trail was reviewed by the Trails Bureau District Supervisor-Clint Savage, Regional Wildlife Biologist- Will Staats, Regional Forester- Maggie Machinist and Forest Technician-Conor Quinlan as the official monitoring trip.

Section 1- The section of the trail that was monitored first was the trail that heads northwest toward Colebrook and Diamond Peaks. Five new culverts had been recently added as well as the trail shaped up. Installation of these new culverts was very good; they had good exits and headers. Most of the new culverts had already been seeded and mulched but there were 2 spots that needed additional mulch. The bridges still need to be re-decked and fascia boards should be added to eliminate silt from entering the brooks.

This section of the trail looked like it was in good condition following the repairs.

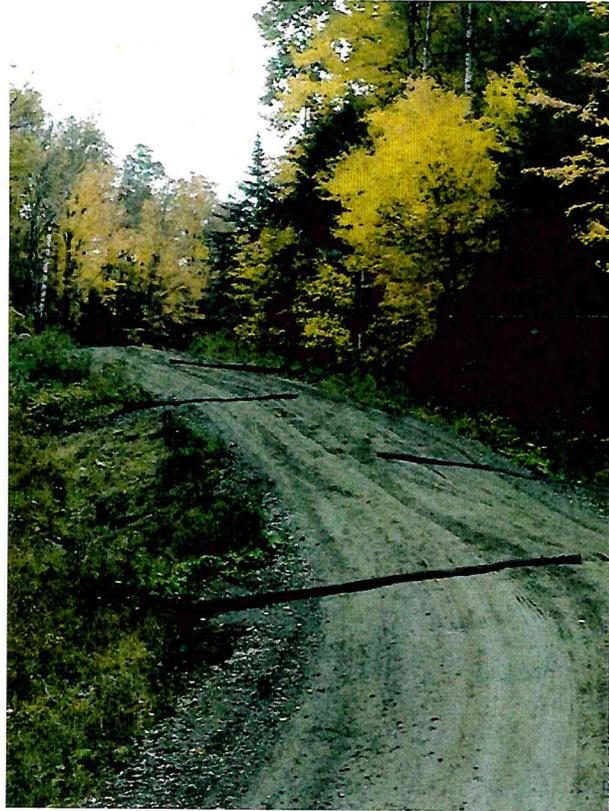


Figure 8 and 9- Picture on right shows the good exits of the newly installed culverts. Picture on left shows the rubber water diversion devices installed.

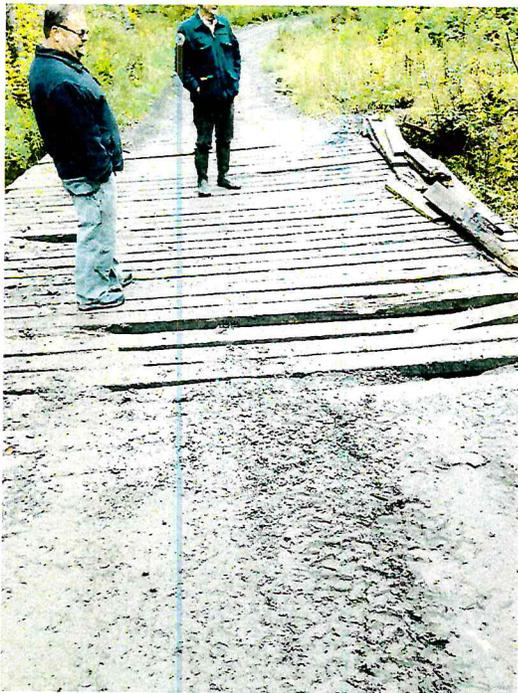


Figure 10- Depicts the repaired approach to the bridge, however, still shows the decking that needs replacing.

Section 2- Next we headed up toward Kelsey Notch and the boundary line. This main section had been re-shaped and water diversion devices (rubber flaps) had been installed on the main hill. The upper section of trail was currently being graveled while we were visiting. The significant washout that was previously noted from the last visit had been repaired and armored with rip-rap stone, which will help in the future. Four new culverts were added to this upper section above the washout.



Figure 11 and 12- Depicts the newly fixed and armored ditch where the washout was previously. Also shows a newly installed culvert.

All recommendations from last year were addressed this fall. There was a discussion about trying to get to some of the repairs before the end of the season; however, the Trails Bureau was concerned that funds wouldn't be available to complete repairs more than once a season.

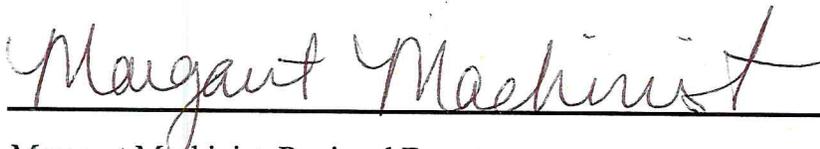
Recommendations-

There were a couple of recommendations that were made to continue to approve the trail:

- The bridges need to be re-decked to alleviate safety concerns
- Fascia boards should be added to the bridges to eliminate sediment getting into the brooks.

-There was a recommendation to seed two section on the lower trail; however, these sections have already been seeded since our visit.

Conclusion- The trail had just been re-shaped and graded from top to bottom, as well as graveled some of the upper sections, therefore the condition of the trail when we were there was very good. Based upon the multiple times staff visited these trails throughout the summer, there was significant use of the trail. There will always be a level of wear on these trails due to the nature of ATVs and the amount of traffic that this trail sees. Though there was minor erosion occurring on the surface of the trails it did not appear to be going into any brooks. The trail appears to be in compliance with expectations, however, it will be continued to be monitored next season. It would be beneficial to visit the trail earlier in the summer before annual maintenance is completed to see the level of use as well as a follow up after. The trail is closed for the season.



Margaret Machinist, Regional Forester

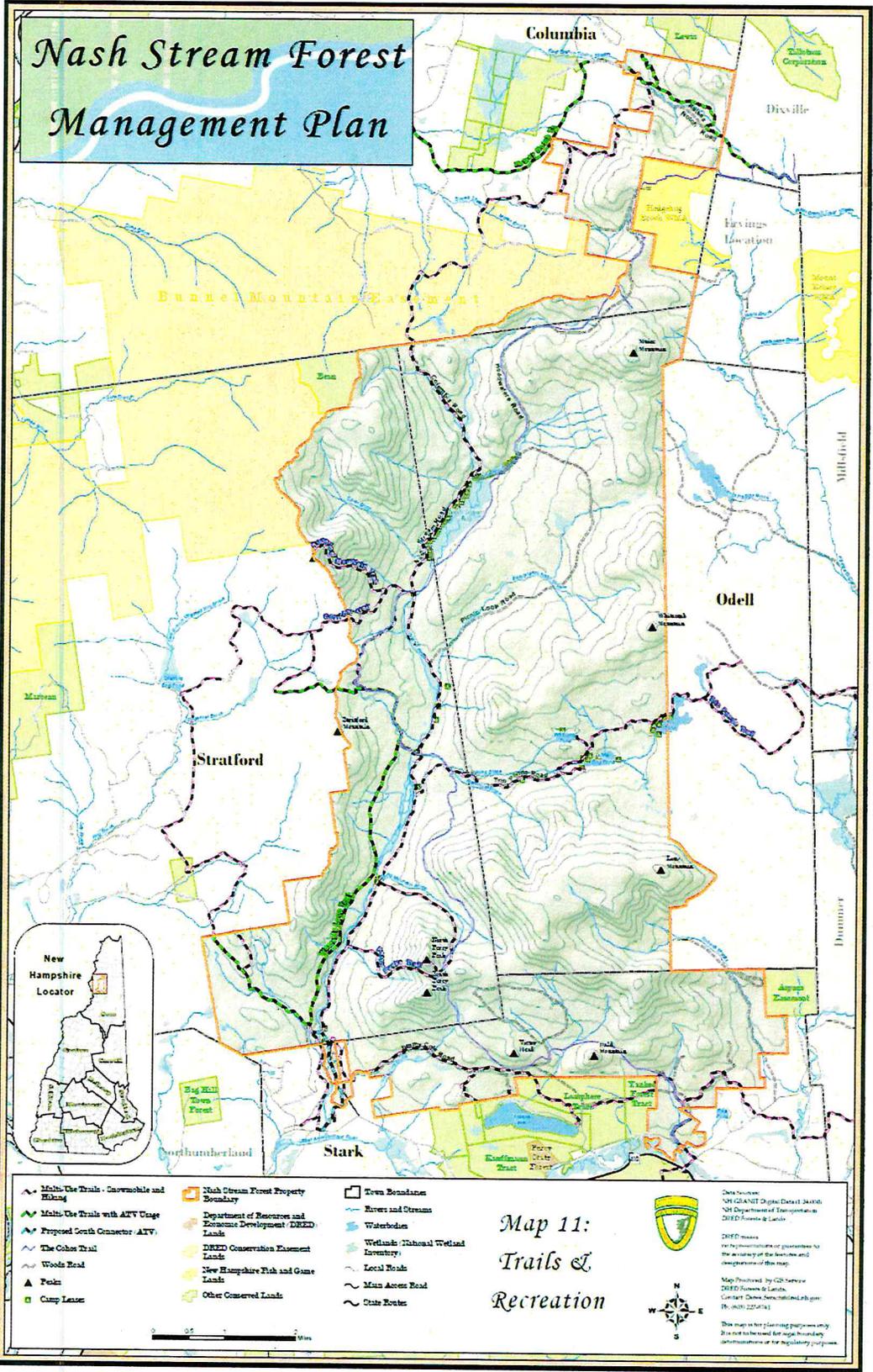


Clint Savage, Trails Bureau District Supervisor



Will Staats, Regional Wildlife Biologist

Nash Stream Forest Management Plan





STATE OF NEW HAMPSHIRE
DEPARTMENT of NATURAL and CULTURAL RESOURCES
DIVISION of FORESTS and LANDS
172 Pembroke Road Concord, New Hampshire 03301

603-271-2214
FAX: 603-271-6488

BRAD SIMPKINS
Director

October 26, 2018

To Whom it may Concern,

The Department of Natural and Cultural Resources, Division of Forests and Lands, Forest Protection Bureau patrolled Nash Stream Forest minimally during this past riding season. There were no documented enforcement actions taken during this time period by NH Forest Rangers. There appears to be little evidence of illegal/off trail riding on Nash Stream Forest and few if any complaints relayed to me.

Sincerely,

A handwritten signature in black ink, appearing to read "John Accardi".

Captain John Accardi
Northern Regional Forest Ranger
(603)788-4157 ext. 301



TDD ACCESS RELAY NH 1-800-735-2964

STATE OF NEW HAMPSHIRE
FISH AND GAME DEPARTMENT

Intra-Department Communication

TO: Nash Stream Forest Citizens Committee
Council on Resources and Development

FROM: Lt. Mark W. Ober, Jr.
District One Chief

DATE: October 9, 2018

SUBJECT: 2018 NASH STREAM ENFORCEMENT MEMO

OHRV enforcement actions in the Kelsey Notch Pilot Trail and West Side Trails of the Nash Stream Forest was sparse with little to report on. There was only one documented warning issued to a rider who was riding on a closed trail in May and no reported accidents or crashes on these trails throughout the riding season.

I personally conducted a patrol of the Kelsey Notch Pilot Trail in September and found it to be extremely bumpy and eroded. I could find no obvious signs of off-trail use and with the condition of the trail concluded that conducting speed enforcement would not be justified. No other law enforcement activity was relayed to me by the conservation officer whose assignment includes the Nash Stream Forest.



Lt. Mark W. Ober, Jr.
District One Chief



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Both sides challenge order in Gorham ATV trailhead lawsuit

By JOHN KOZIOL Union Leader Correspondent Oct 31, 2018



A pair of ATVs parked outside a restaurant in Gorham are signs of the economic benefits of the Ride The Wilds trail system in the North Country.

Union Leader File Photo

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CORD 11-8-18 68

NORTH HAVERHILL – The town of Gorham and the 13 residents who sued it and the state to close an ATV gateway on Route 2 are appealing a recent order handed down by Justice Lawrence MacLeod.

MacLeod's Oct. 16 order allows the residents' suit to proceed.

Both the trailhead and the ATV trail in question are on state land and they are the southern-most gateway to Ride the Wilds, a 1,000-mile long ATV trail system in Coos County.

The town, which filed its motion for reconsideration on Friday, wants MacLeod to dismiss the nuisance claim.

The residents are seeking a writ to require the town to enforce its zoning ordinance and remove the trailhead.

They also want a preliminary injunction to prevent the town and state from operating the trailhead in its present location and to allow the nuisance suit against the state "to proceed to trial free of any sovereign immunity claim ..."

The residents filed their lawsuit in March and the case was transferred from Coos County to Grafton County, where it was assigned to MacLeod. During a hearing in June, plaintiff Diane Holmes, who lives on Route 2, which is also known as Lancaster Road, told MacLeod: "The machines have taken away my ability to enjoy my home."

She said some ATVers operate after the evening curfew and that they also violate posted speed limits.

A trail off Ride The Wilds leads to Mount Jericho State Park in Berlin, which was built by the state to attract motorized recreation. The park annually holds an ATV rally that draws thousands of riders and spectators.

Because of Ride The Wilds' economic impact, several communities in Coos County, Berlin and Gorham among them, have enacted ordinances to let riders use municipal roads to access the Ride The Wilds system.

Other communities, such as Stark, however, sought unsuccessfully to ban the machines on town roads, citing noise, fumes, dust and loss of property value.

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