EMERY GAP FIRE
COST SHARE AGREEMENT

The purpose of this Cost Share Agreement is to provide for a coordinated, cooperative fire suppression operation on this incident and to describe the cost share methodology.

1. Incident Name: Emery Gap  Origin Date 06/07/2018  Time 2000

2. Latitude 36 59 11 N  Longitude -103 56 22 W

3. Estimated Size 1034 Acres at the time of this Agreement.

4. Agency: EMNRD - Forestry Division  Fire Code 18-20900759X, NM-N2S-000378 (PNLU4L) 1502(P)

   Agency: CO Division of Fire Prevention and Control  Fire Code 18-20900759X, NM-N2S-000378 (PNLU4L) 1502(P)

5. This Agreement becomes effective on June 9, 2018 at 1600

   and remains in effect until 2400 on June 12, 2018.

6. Position  Name  Agency

   Incident Commander: Arlando Leyva  USFS

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

   DFPC
   EMNRD, Forestry Division

   Name: Joe LoBiondo  Name: Gilbert A. Romero

   Title: Fire Management Officer  Title: Incident Business Advisor

8. The following are not reimbursable:

   ● responsibility for tort claims or compensation for injury costs;
   ● non suppression rehabilitation costs are the responsibility of the Jurisdictional Agency;
   ● non-expendable property purchases (are the responsibility of the Agency making the purchase); and
   ● support costs (i.e. office dispatchers, warehouse workers, etc.), unless they are charging to an emergency code assigned to the incident.
9. Fire Suppression Costs up to $800,000 total incident cost will be divided between the Parties as described below:

1. The New Mexico EMNRD – Forestry Division will pay 50% of all costs associated with the Emery Gap Fire.
2. Colorado DFPC will pay 50% of all costs associated with the Emery Gap Fire.
3. Colorado DFPC will pay for all costs associated with the Multi-mission aircraft.
4. If total incident cost exceeds $800,000, both parties agree to reconvene and discuss possible cost share amendments.
5. All available fire documentation will be shared between both parties.

10. Billing Procedures:
Billing Procedures will be followed as outlined on pages 7 and 8 of the 2016 Colorado/New Mexico Annual Operating Plan between the State of Colorado DPS Division of Fire Prevention and Control and State of New Mexico Energy, Minerals and Natural Resources Department, Forestry Division.

Billing Addresses:

Colorado Division of Fire Prevention and Control
Bldg. 1049
5060 Campus Delivery
Fort Collins, CO 80523-5060

EMNRD Forestry Division
1220 South St. Francis Drive
Santa Fe, NM 87505

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

COLORADO DEPARTMENT of PUBLIC SAFETY
DIVISION OF FIRE PREVENTION AND CONTROL

By: [Signature] Date: 6/13/18

STATE of NEW MEXICO
ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT
FORESTRY DIVISION

By: [Signature] Date: 6/13/2018