

MANUALLY SIGNED COPY

SUPPLEMENTAL WATERSHED PLAN AGREEMENT NO. II

Between the

Upper Elm-Red Soil and Water Conservation District
Local Organization

Farmers Creek Watershed Authority
Local Organization

Montague County Commissioners Court
Local Organization

(hereinafter referred to as the Sponsoring Local Organization)

State of Texas

and the

Soil Conservation Service
United States Department of Agriculture
(hereinafter referred to as the Service)

Whereas, the Watershed Plan Agreement for the Farmers Creek Watershed, State of Texas, executed by the Sponsoring Local Organization named therein and the Service, became effective on the 1st day of April 1969; and

Whereas, the Supplemental Watershed Plan Agreement No. I executed by the Sponsoring Local Organization named herein, and the Service became effective on the 10th day of September 1971; and

Whereas, in order to complete the overall resource development program and to control critical sediment source areas for Farmers Creek watershed, it has become necessary to modify the agreement to include critical area treatment measures; and

Whereas, there has been developed through the cooperative efforts of the local organization and the Service, a mutually satisfactory plan for critical area treatment on the Farmers Creek watershed, which supplement is annexed to and made a part of this agreement; and

Whereas, the supplement describes the watershed problems and sets forth a plan for works of improvement, the kinds and quantities of measures to be installed, the estimated cost, cost-sharing arrangements, maintenance and other responsibilities of those participating in the project;

Now, therefore, in view of the foregoing consideration, the local organization and the Secretary of Agriculture, through the Service, hereby agree on the supplement, and further agree that the works of improvement as set forth in said supplement will be installed, operated and maintained substantially in accordance with the terms, conditions, and stipulations provided therein.

1. Paragraph numbered 3 in modified by adding the following:

The percentages of installation cost of the critical area treatment measures to be paid by the Sponsors and by the Service are as follows:

<u>Works of Improvement</u>	<u>Sponsors</u> (percent)	<u>Service</u> (percent)	<u>Estimated Installation Cost</u> (dollars)
Critical area treatment	20	80	852,600

The Sponsoring Local Organization and the Service further agree to all other terms, conditions, and stipulations of said watershed plan agreement not modified herein.

Upper Elm-Red
Soil and Water Conservation District

Local Organization

Box 340, Gainesville, TX 76240
Address Zip Code

By J. H. Bayer

Title Chairman

Date November 20, 1978

The signing of this agreement was authorized by a resolution of the governing body of the Upper Elm-Red Soil and Water Conservation District adopted at a meeting held on November 20, 1978 Local Organization

[Signature]
Secretary, Local Organization

805 Lamberth Rd, Sherman, Tex 75090
Address Zip Code

November 20, 1978
Date

Farmers Creek Watershed Authority
Local Organization

P.O. Box 150, Abbeville, Tx 76255
Address Zip Code

By [Signature]

Title President

Date 12/15/78

The signing of this agreement was authorized by a resolution of the governing body of the Farmers Creek Watershed Authority adopted at a meeting held on December 5, 1978 Local Organization

[Signature]
Secretary, Local Organization

100 HILLCREST, Abbeville, TX 76255
Address Zip Code

12-5-78
Date

Montague County Commissioners Court
Local Organization

Montague, Texas 76251
Address Zip Code

By [Signature]

Title County Judge

Date Dec. 11, 1978

The signing of this agreement was authorized by a resolution of the governing body of the Montague County Commissioners Court adopted at a meeting held on December 11, 1978 Local Organization

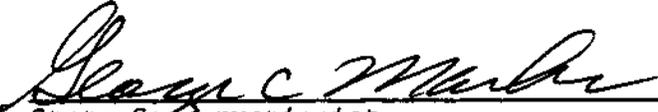
[Signature]
Secretary, Local Organization

P.O. Box 122, Montague, Tx 76251
Address Zip Code

Dec. 11, 1978
Date

Soil Conservation Service
United States Department of Agriculture

Approved by:



State Conservationist

DEC 14 1978

Date

SUPPLEMENTAL
WATERSHED PLAN NO. II

FARMERS CREEK WATERSHED
Montague County, Texas

September 1978

PURPOSE OF THE SUPPLEMENTAL PLAN

The purpose of this supplemental watershed plan for the Farmers Creek watershed is to provide a method to treat critical sediment source areas in the watershed not now provided for in the plan.

The original plan, as supplemented, provided watershed protection and flood prevention funds for accelerated technical assistance to help landowners of the watershed to plan and apply land treatment measures and provided for the installation of a system of 10 floodwater retarding structures, 26 debris basins, and 11.8 miles of channel work. The accelerated land treatment assistance, 8 floodwater retarding structures and 21 debris basins have been completed.

There now exist in the watershed critical sediment source areas which need to be stabilized to reduce erosion and sedimentation, protect structural measures and improve environmental conditions.

The purpose of this supplement is to provide for the use of Public Law 566 funds on a cost-share basis to install land treatment measures to control and stabilize critical sediment source areas.

WATERSHED PROBLEMS

Although many of the structural measures and all of the accelerated land treatment measures have been installed, there still remain areas which yield large amounts of sediment. Erosion from critical areas is a problem and critical area treatment is especially important in providing additional cover that will reduce the rate of sediment laden runoff. This sediment contributes to the filling of downstream reservoirs, pollutes streams and rivers reducing both quality of water and capacity to carry water, damage roads and bridges and provides deposition to downstream flood plains and adversely affects the overall quality of our rural environment.

WORKS OF IMPROVEMENT TO BE INSTALLED

The works of improvement to be installed consist of land treatment measures necessary to stabilize critical sediment source areas on about 1,740 acres. These measures may include practices such as clearing, shaping, preparation for vegetation, mulching, fertilizing, vegetating, fencing and construction of appurtenant grade stabilizing structures such as pipe drops, drop inlets, formless concrete chutes, diversions and dams. Vegetation will include plants such as trees, shrubs, vines, grasses, and legumes as appropriate for the site.

EXPLANATION OF INSTALLATION COSTS

The total estimated cost of installing the planned measures covered by this supplement is \$1,032,600, of which \$852,600 is for construction (stabilization) cost and \$180,000 is for technical assistance. Of the \$852,600 cost for construction 80 percent, or \$682,080, will be Public Law 566 cost and 20 percent, or \$170,520 will be local cost.

BENEFITS FROM WORKS OF IMPROVEMENT

These land treatment measures when efficiently applied to the critical areas and properly maintained will be effective in the prevention of the deterioration of the watershed. Valuable soil that is irreplaceable will be protected and further loss of a resource will be prevented. The productivity and monetary value of adjoining areas will be maintained or enhanced by the healing of these critical areas. Benefits will accrue from protection of land and improvements which otherwise would be damaged through the extension of gully systems. Society as a whole will benefit through the prevention of destruction of an irreplaceable resource. Sediment being delivered to downstream reservoirs, flood plains, and streams will be reduced.

Vegetative treatment of these areas will provide additional habitat, cover, protection, and breeding places for wildlife. This in turn can help to maintain the ecological balance of nature.

Treatment of the exposed areas will improve the appearance and enhance the beauty of the terrain for the air and land travelers by minimizing or eliminating the visual impact of raw eroding areas.

Economic conditions will be improved by maintaining the productivity of the area and making it possible for owners and operators to continue with economic units on fewer acres. The community will benefit because the tax base will be maintained and strengthened so that tax supported community services can be financed.

INSTALLATION AND FINANCING

Critical area stabilization measures will be planned and installed through cooperation of landowners and operators with their soil and water conservation district. These are measures that are to be applied to active gullies and badly eroded areas and the treatment costs are outside the financial capabilities of landowners and operators with technical and financial assistance available. These measures will be installed with technical and financial assistance from PL-566 funds.

Critical area treatment will be a part of agreed-to conservation practices included in new or revised conservation plans for each affected operating unit. These conservation plans will include an installation schedule; requirements for operation, maintenance and replacement; provision for access by the Service and the district or its agent to inspect installation and operation and maintenance; and signatures by the district and owner or operator. These plans will serve as the operation and maintenance agreement. The conservation district will provide the leadership and coordination. The Service will provide technical assistance through the conservation district for preparation of the conservation plan, installation plans, standards and specifications, and for layout and inspection of construction.

Installation of critical area treatment will be by the average cost method.

Immediately before installation, the cooperator and the Service will enter into a long-term agreement (5 to 10 years). The agreement will provide for installing the critical area treatment on the cooperator's operating unit in accordance with a conservation plan of operations and installation schedule. The agreement will include the cost-share rate, the work covered by the agreement, technical assistance for installation, duration of agreement, inspection and related subjects. The cooperator involved may install the treatment using his own labor and equipment or employ the services of vendors and contractors to install the measure. Landrights are provided by the cooperator through the district agreement.

The Service will share 80 percent of the cost of installing critical area treatment. This cost sharing will be based on actual cost not to exceed average cost for shaping and grading or average cost when the cooperator uses his own labor and equipment. The practice will be installed on an average cost basis unless the agreement specifies that practices, or components of a practice will be on an actual cost not to exceed the average cost. Average costs are determined from actual costs for similar work recently installed in the general area.

Upon completion of a practice or component of a practice by a vendor or contractor, the cooperator will provide the Service with records to show actual cost of the work. The Service will take steps necessary to ensure that cost records of work that the cooperator has performed by vendors and contractors are suitable to base a claim to the Service for the PL-566 share of the costs.

OPERATION AND MAINTENANCE

The critical area stabilization measures will be maintained by the landowners, county commissioners, or other groups responsible for the land on which the work is being installed. Based on technical recommendation by the Service, an operation and maintenance agreement will be entered into by the conservation district and the landowner concerned.

Provisions will be made for free access of District, State, and Federal representatives to inspect all critical area stabilization measures at any reasonable time during the period of operation and maintenance responsibilities specified in the conservation plan of operations.

Operation and maintenance inspections for critical area stabilization measures will be made by the Service employee responsible for operation and maintenance inspection and the sponsors on an annual basis for the first 5 years, or after the occurrence of any unusual conditions that might adversely affect these measures.

TABLE 1 - ESTIMATED INSTALLATION COST
Farmers Creek Watershed, Texas

Installation Cost Item	:Unit :	Estimated Cost (Dollars) 1/			
		: PL 566 :		: Other :	
		: Funds :		: Nonfederal :	
		: Number :		: Nonfederal :	
		: Nonfederal:	: Land :	: Land :	: TOTAL

LAND TREATMENT-GOING PROGRAM

Land Areas 2/	Acres to be Protected				
Cropland	209	-		7,067	7,067
Grassland	9,170	-		189,334	189,334
Technical Assistance	XXX	XXX	-	29,030	29,030
SUBTOTAL				225,431	225,431

LAND TREATMENT-ACCELERATED

Land Areas 2/	Acres to be Protected				
Cropland	261	-		8,846	8,846
Grassland	11,478	-		236,998	236,998

Critical Area Stabilization	Acres				
	1,740		682,080	170,520	852,600
Technical Assistance	XXX	XXX	216,339	-	216,339
SUBTOTAL			898,419	416,364	1,314,783
TOTAL LAND TREATMENT	XXX	XXX	898,419	641,795	1,540,214
STRUCTURAL MEASURES					
Floodwater Retarding Structures	No. 10		1,885,140	69,400	1,954,540
Channel Work N 3/	Mi. 11.8		270,200	80,000	350,200
Debris Basins	No. 26		1,234,231	20,490	1,254,721
SUBTOTAL Structural Cost			3,389,571	169,890	3,559,461

PROJECT ADMINISTRATION

Construction Inspection			271,165	-	271,165
Other			271,165	8,200	279,365
Relocation Assistance					
Advisory Services					
SUBTOTAL -Administration for Nonstructural and Structural Measures			542,330	8,200	550,530

TOTAL PROJECTS COSTS 4/			4,830,320	594,454	5,424,774
TOTAL ALL COSTS			4,830,320	819,885	5,650,205

1/ Price base: 1978 for Critical Area Stabilization, DB 109.123,124,125,126 & FRS1,7,10. Actual cost for other measures.

2/ Includes only areas estimated to be adequately protected during the project installation period. Treatment will be applied throughout the watershed, and dollar amounts apply to total land areas, not just to adequately protected areas.

3/ Type of channel before project: (N)-an unmodified, well defined natural channel or stream.

4/ Excludes going program Land Treatment