

Use Code: 153 Authorization ID: HBE738 Contact Name: JONES OUTPOST HOLDING, LLC Expiration Date: 05/31/2028	FS-2700-4i (VER 07/20) OMB No. 0596-0082
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**U.S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE
SPECIAL USE PERMIT FOR OUTFITTING AND GUIDING
Authority: Federal Lands Recreation Enhancement Act, 16 U.S.C. 6802(h)
(Ref. FSH 2709.11, section 41.53)**

This permit authorizes priority use outfitting and guiding for 7 years.

JONES OUTPOST HOLDING, LLC of 58000 COWBOY WAY, PO BOX 1107 CLARK CO 80428, DBA STEAMBOAT LAKE OUTPOST, INC. 60880 COUNTY ROAD 129, CLARK, CO 80428 (hereinafter "the holder"), is hereby authorized to use and occupy National Forest System lands, subject to the terms and conditions of this permit, to provide outfitting and guiding services within the Hahns Peak Bears Ears Ranger District of the MEDICINE BOW-ROUTT NATIONAL FORESTS, described as Sec. 16, T. 10 N., R. 85 W., 6TH PRINCIPAL MERIDIAN and as shown on the map of the authorized area, attached as Appendix A. The above-described area shall be referred to as the "permit area."

The purpose of this permit is to authorize the following outfitting and guiding activities:

950 priority service days for guided ATV and UTV operations, as well as 300 priority service days for horseback riding, on portions of authorized NFS roads and trails as listed below and depicted in Appendix A: 411.2A - Placer Mine, 410 - Deep Creek, 490 - Royal Flush, 410.2B - Middle Deep Creek, 417 - Southern Cross, 417.1A - Blue Jay Mine, 409 - Farwell Mountain, 409.2B - Farwell Repeater, 418.1A - West Hahns Peak Spur A, 414 - Twin Saddle, 413 - Twin Mountain, 433 - Lost Dog, 500 - Red Park, 550 - Whiskey Park, 412 - Whiskey, 411 - Ward, 490.1A - Bowes, 500.1D - Little Red, 418 - West Hahns Peak, 44 - Stiletto, 1155 - Ellis Trail, 1101 - Wyoming Trail, 1101.A - Wyoming Trail. The county has authorized use of CR42.

800 priority use days for guided snowmobile trips restricted to routes as shown in Appendix A - Map. A minimum of 12" (inches) of snow cover underneath over snow vehicles with no evidence of resource damage is required in order to begin operating recreation outfit. Winter motorized recreation is prohibited on open surface water. This includes ponds, lakes, streams, beaver ponds etc.

Grooming of established routes installed by the Steamboat Lake Snow Club is only authorized with coordination and approval of the club. Grooming must meet the following regulations: Confine trail grooming to designated routes, do not begin trail grooming until eighteen inches (18") of snow has accumulated, cease trail grooming by May first (1st) each year, and grooming of designated routes should occur during daylight hours, as much as possible, and conclude by 7:30 pm.

0 assigned sites and no grazing permits on USFS.

This use will be exercised as described in the five-year operating plan.
The following appendices are attached to and made a part of this permit:

- APPENDIX A - Map of Authorized Area
- APPENDIX B - Five-year or annual Operating Plan
- APPENDIX C - Trip Itinerary

APPENDIX D - Estimated Fee Determination Sheet, approved annually

APPENDIX E - Actual Use Report Format, turn in 2 weeks after last trip

APPENDIX F - Authorized Officer's Outfitter and Guide Performance Evaluation Criteria

APPENDIX G – Standards for Operations

I. GENERAL TERMS

A. AUTHORITY. This permit is issued pursuant to Federal Lands Recreation Enhancement Act, 16 U.S.C. 6802(h), and 36 CFR Part 251, Subpart B, as amended, and is subject to their provisions.

B. AUTHORIZED OFFICER. The authorized officer is the Forest Supervisor or a subordinate officer with delegated authority.

C. TERM. This permit shall expire at midnight on 05/31/2028. Expiration of this permit shall not require notice, a decision document, or any environmental analysis or other documentation.

D. RENEWAL. This permit may be renewed upon expiration, provided the use is consistent with the applicable land management plan, applicable laws and regulations, and the terms of this permit and the holder has performed satisfactorily under this permit, as demonstrated by acceptable annual performance reviews. If the holder wants this permit to be renewed, the holder must notify the authorized officer in writing at least 6 months before this permit expires. The decision whether to issue a new permit to the holder is at the sole discretion of the Forest Service. The authorized officer may prescribe new terms and conditions when a new permit is issued.

E. AMENDMENT. This permit may be amended in whole or in part by the Forest Service when, at the discretion of the authorized officer, such action is deemed necessary or desirable to incorporate new terms that may be required by law, regulation, directive, the applicable forest land and resource management plan, or projects and activities implementing a land management plan pursuant to 36 CFR 218.

F. COMPLIANCE WITH LAWS, REGULATIONS, AND OTHER LEGAL REQUIREMENTS. In exercising the rights and privileges granted by this permit, the holder shall comply with all present and future federal laws and regulations and all present and future state, county, and municipal laws, regulations, and other legal requirements that apply to the permit area, to the extent they do not conflict with federal law, regulation, or policy. The Forest Service assumes no responsibility for enforcing laws, regulations, and other legal requirements that fall under the jurisdiction of other governmental entities.

G. NON-EXCLUSIVE USE. The use and occupancy authorized by this permit are not exclusive. The Forest Service reserves the right of access to the permit area, including a continuing right of physical entry to the permit area for inspection, monitoring, or any other purpose consistent with any right or obligation of the United States under any law or regulation. The Forest Service reserves the right to allow others to use the permit area in any way that is not inconsistent with the holder's rights and privileges under this permit, after consultation with all parties involved. Except for any restrictions that the holder and the authorized officer agree are necessary to protect the installation and operation of authorized temporary improvements, the lands and waters covered by this permit shall remain open to the public for all lawful purposes.

H. CHANGE IN CONTROL

1. Notification. The holder shall notify the authorized officer when a change in control of the business entity that holds this permit is planned.

(a) In the case of a corporation, control is an interest, beneficial or otherwise, of sufficient outstanding voting securities or capital of the business so as to permit the exercise of managerial authority over the

actions and operations of the corporation or election of a majority of the board of directors of the corporation.

(b) In the case of a partnership, limited partnership, joint venture, or individual entrepreneurship, control is a beneficial ownership of or interest in the entity or its capital so as to permit the exercise of managerial authority over the actions and operations of the entity.

(c) In other circumstances, control is any arrangement under which a third party has the ability to exercise management authority over the actions or operations of the business.

2. Termination. This permit is not transferable. Any change in control of the business entity as defined in clause I.H.1 shall cause this permit to terminate upon issuance of a new permit to another party for the use and occupancy authorized by this permit. The party who acquires control of the business entity must submit an application for a permit for the type of use and occupancy authorized by this permit. Issuance of a new permit to the party acquiring control shall be at the sole discretion of the authorized officer. The authorized officer shall determine that the applicant meets requirements under federal regulations.

I. LIMITATIONS. Nothing in this permit gives or implies permission to build or maintain any structure or facility or to conduct any activity, unless specifically provided for in this permit. Any use not specifically identified in this permit must be proposed in accordance with 36 CFR 251.54. Approval of such a proposal through issuance of a new permit or permit amendment is at the sole discretion of the authorized officer.

II. OPERATIONS

A. FIVE-YEAR OPERATING PLAN. The 5-year operating plan, which shall be attached to this permit as Appendix B, shall be submitted by the holder and approved by the authorized officer before the holder conducts any services authorized by this permit. The holder shall prepare, annually review, and revise as needed the 5-year operating plan by May 1, 2026, in consultation with the authorized officer. At a minimum, the five-year operating plan shall include (1) the season of use for authorized outfitting and guiding activities, including the start and stop date of operations; (2) limitations on use established by the Forest Service (including fire restrictions); (3) the fee calculation option to be used and a completed Estimated Fee Determination Sheet (appendix D); and (4) any of the following that are applicable: (a) a process for submitting trip itineraries (appendix C); (b) guidelines and limits for incidental grazing; (c) location and layout of assigned sites to be used for base, spike, and drop camps or other purposes; and (d) authorized temporary improvements on National Forest System lands, including a schedule for their construction and removal (e) identity and schedule for any inspections that the holder is required to conduct at the holder's expense.

B. ITINERARY. The holder shall submit an itinerary for each type of trip.

C. PERFORMANCE REVIEW AND EVALUATION. The holder's compliance with the terms and conditions of this permit and the five-year or annual operating plan is subject to annual performance review and evaluation by the authorized officer. The holder's performance will be documented using the Outfitter and Guide Performance Evaluation Criteria, Appendix F.

D. TEMPORARY IMPROVEMENTS. No permanent improvements may be constructed under this permit. Temporary improvements with negligible value, such as hitching posts, corrals, tent frames, and shelters, may be approved by the authorized officer in the five-year or annual operating plan. Plans and revisions to plans for design, development, and layout of temporary improvements must have prior written approval from the authorized officer.

E. PROHIBITION ON ASSIGNMENT OF USE. The holder may not assign all or part of the authorized use to others.

F. PERFORMANCE OF SUPPORT SERVICES. As a general rule, the holder shall conduct the day-to-day activities authorized by this permit. Activities that support the use authorized by this permit, such as food or shuttle services, may be conducted by a party other than the holder, but only with prior written approval from the authorized officer. The holder shall continue to be responsible for compliance with all the terms of this permit.

G. MAINTENANCE. The holder shall maintain authorized temporary improvements and the permit area to standards of repair, orderliness, neatness, sanitation, and safety acceptable to the authorized officer and consistent with other provisions of this authorization. The holder shall comply with inspection requirements deemed appropriate by the authorized officer.

H. SIGNS. Signs posted on National Forest System lands must have prior written approval of the authorized officer.

I. NONDISCRIMINATION

1. The holder and its employees shall not discriminate against any person on the basis of race, color, sex (in educational activities), national origin, age, or disability or by curtailing or refusing to furnish accommodations, facilities, services, or use privileges offered to the public generally. In addition, the holder and its employees shall comply with the provisions of Title VI of the Civil Rights Act of 1964 as amended, Section 504 of the Rehabilitation Act of 1973, as amended, Title IX of the Education Amendments Act of 1972, as amended, and the Age Discrimination Act of 1975, as amended.
2. The holder shall include and require compliance with the above nondiscrimination provisions in any third-party agreement made with respect to the operations authorized under this permit.
3. The Forest Service shall furnish signs setting forth this policy of nondiscrimination. These signs shall be conspicuously displayed at the public entrance to the premises and at other exterior or interior locations, as directed by the Forest Service.
4. The Forest Service shall have the right to enforce the foregoing nondiscrimination provisions by suit for specific performance or by any other available remedy under the laws of the United States or the State in which the violation occurs.

J. EQUAL ACCESS TO FEDERAL PROGRAMS. In addition to the above nondiscrimination policy, the holder agrees to ensure that its programs and activities are open to the general public on an equal basis and without regard to any non-merit factor.

K. SANITATION. The operation and maintenance of all sanitation and food service systems and facilities shall comply with applicable standards set by state and local health departments.

L. REFUSE DISPOSAL. The holder shall comply with all applicable federal, state, and local requirements related to disposal of any refuse resulting from the use and occupancy authorized by this permit.

M. REMOVAL AND PLANTING OF VEGETATION. This permit does not authorize the cutting of timber or other vegetation. Trees or shrubbery may be removed or destroyed only after the authorized officer has approved and marked what may be removed or destroyed. Timber cut or destroyed shall be paid for at current stumpage rates for similar timber in the MEDICINE BOW-ROUTT NATIONAL FORESTS. The Forest Service reserves the right to dispose of the merchantable timber to those other than the holder at no stumpage cost to the holder. Unmerchantable material shall be disposed of as directed by the authorized officer. Planting of trees, shrubs, and other plants in the permit area must have prior written approval from the authorized officer.

N. FAILURE TO EXERCISE AUTHORIZED PRIVILEGES. During the 5th year of operation and upon termination, the authorized officer shall review actual use and adjust the allocation of use to match the highest amount of actual use in 1 calendar year during the first 5 years of operation, plus 25 percent of that amount for holders with up to 1,000 service days or the equivalent in quotas or 15 percent of that amount for holders with more than 1,000 service days or the equivalent in quotas, provided that:

1. The combination of the highest amount of actual use in 1 calendar year and the additional 25 or 15 percent of use not exceed the amount of use allocated when the permit was issued; and
2. To ensure that 5 years of use are available for review as a basis for making the allocation adjustment, the authorized officer may adjust the review period to include a previous or an additional year of use based on a finding that extraordinary circumstances prevented a season of operation.

O. RESTRICTION OF MOTOR VEHICLE USE. Motor vehicle use shall be consistent with designations made under 36 CFR Part 212, Subpart B, unless specifically provided otherwise in the operating plan. Over-snow vehicle use shall be consistent with designations made under 36 CFR Part 212, Subpart C, unless specifically provided otherwise in the operating plan.

P. ADVERTISING. The holder shall not misrepresent in any way, either orally, in its circulars, brochures, advertising, and other materials, or on its website, signs, or letterheads, any aspect of the use authorized by this permit, including services provided by the holder, the status of this permit, or the area it covers. All of the holder's circulars, brochures, and advertising and its website regarding use of the permit area shall state that the permit area is located in the MEDICINE BOW-ROUTT NATIONAL FORESTS.

Q. NOXIOUS WEED/EXOTIC PLANT PREVENTION AND CONTROL. The holder shall be responsible for the prevention and control of noxious weeds and/or exotic plants arising from the authorized use. For purposes of this clause, noxious weeds and exotic plants include those species recognized as such by USFS. The holder shall follow prevention and control measures required by USFS. When determined to be necessary by the authorized officer, the holder shall develop a plan for noxious weed and exotic plant prevention and control. These plans must have prior written approval from the authorized officer and, upon approval, shall be attached to this permit as an appendix.

R. WEED-FREE HAY. The holder shall use only hay, grain, straw, pelletized feed, or mulch certified as noxious weed-free or noxious weed seed-free by a State Department of Agriculture or other authorized county official. The holder shall provide documentation of that certification to the authorized officer. **III. RIGHTS AND LIABILITIES**

A. LEGAL EFFECT OF THE PERMIT. This permit, which is revocable and terminable, is not a contract or a lease, but rather a federal license. The benefits and requirements conferred by this authorization are reviewable solely under the procedures set forth in 36 CFR Part 214, and 5 U.S.C. 704. This permit does not constitute a contract for purposes of the Contract Disputes Act, 41 U.S.C. 601. The permit is not real property, does not convey any interest in real property, and may not be used as collateral for a loan.

B. VALID EXISTING RIGHTS. This permit is subject to all valid existing rights. Valid existing rights include those derived under mining and mineral leasing laws of the United States. The United States is not liable to the holder for the exercise of any such right.

C. ABSENCE OF THIRD-PARTY BENEFICIARY RIGHTS. The parties to this permit do not intend to confer any rights on any third party as a beneficiary under this permit.

D. WATER RIGHTS. This permit does not confer any water rights on the holder. Water rights are not required by state law and may not be acquired to exercise the minor water uses authorized by this permit.

E. LOSS OF AUTHORIZED IMPROVEMENTS. If authorized temporary improvements in the permit area are destroyed or substantially damaged, the authorized officer shall conduct an analysis to determine whether the improvements can be safely occupied in the future and whether rebuilding should be allowed. If rebuilding is not allowed, the permit shall terminate.

F. HEALTH AND SAFETY. The holder shall address the health and safety of its employees, agents, and clients by having trained and qualified staff, utilizing properly maintained equipment, and providing supervision appropriate for the level of risk associated with the authorized activity. The holder shall avoid situations or conditions that cause or threaten to cause a hazard to public health or the safety of the holder's employees, agents, or clients. The holder shall as soon as practicable notify the authorized officer of all serious accidents that occur in connection with such activities. The Forest Service has no duty under the terms of this permit to inspect the permit area or operations and activities of the holder for hazardous conditions or compliance with health and safety standards.

G. ENVIRONMENTAL PROTECTION

1. For purposes of clause III.G and section V, "hazardous material" shall mean (a) any hazardous substance under section 101(14) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9601(14); (b) any pollutant or contaminant under section 101(33) of CERCLA, 42 U.S.C. 9601(33); (c) any petroleum product or its derivative, including fuel oil, and waste oils; and (d) any hazardous substance, extremely hazardous substance, toxic substance, hazardous waste, ignitable, reactive or corrosive materials, pollutant, contaminant, element, compound, mixture, solution or substance that may pose a present or potential hazard to human health or the environment under any applicable environmental laws.

2. The holder shall avoid damaging or contaminating the environment, including but not limited to the soil, vegetation (such as trees, shrubs, and grass), surface water, and groundwater, during the holder's use and occupancy of the permit area. Environmental damage includes but is not limited to all costs and damages associated with or resulting from the release or threatened release of a hazardous material occurring during or as a result of activities of the holder or the holder's heirs, assigns, agents, employees, contractors, or lessees on, or related to, the lands, property, and other interests covered by this permit. If the environment or any government property covered by this permit becomes damaged in connection with the holder's use and occupancy, the holder shall as soon as practicable repair the damage or replace the damaged items to the satisfaction of the authorized officer and at no expense to the United States.

3. The holder shall as soon as practicable, as completely as possible, and in compliance with all applicable laws and regulations abate any physical or mechanical procedure, activity, event, or condition existing or occurring in connection with the authorized use and occupancy during or after the term of this permit that causes or threatens to cause harm to the environment, including but not limited to areas of vegetation or timber, fish or other wildlife populations, their habitats, or any other natural resources.

K. INSURANCE. The holder shall furnish proof of insurance, such as a certificate of insurance, to the authorized officer prior to issuance of this permit and each year thereafter that this permit is in effect. The Forest Service reserves the right to review the insurance policy and require any changes needed to ensure adequate coverage of the United States in connection with the authorized use and occupancy. The holder shall send an authenticated copy of any insurance policy obtained pursuant to this clause to the authorized officer immediately upon issuance of the policy. Any insurance policies obtained by the holder pursuant to

this clause shall name the United States as an additional insured, and the additional insured provision shall provide for insurance coverage for the United States as required under this clause and to the extent of the full limits of insurance available to the holder. The holder shall give 30 days prior written notice to the authorized officer of cancellation of or any modification to the insurance policy. The certificate of insurance, the authenticated copy of the insurance policy, and written notice of cancellation or modification of insurance policies should be sent to USFS Hahns Peak Bears Ears, 925 Weiss Drive, Steamboat Springs, CO 80487. Minimum amounts of coverage and other insurance requirements are subject to change at the sole discretion of the authorized officer on the anniversary date of this permit.

1. Liability. The holder shall have in force liability insurance covering losses associated with the use and occupancy authorized by this permit arising from personal injury or death and third-party property damage in the minimum amount of \$ 500,000 as a combined single limit per occurrence.
2. Depending on the holder's operations, the Forest Service may require the holder to demonstrate the availability of funds to address any release or threatened release of hazardous materials that may occur in connection with the holder's use and occupancy. Any requirements imposed would be established on a case-by-case basis by the authorized officer based on the degree of environmental risk from the holder's operations. The use and storage of normal maintenance supplies in nominal amounts generally would not trigger financial assurance requirements.

IV. RESOURCE PROTECTION

A. COMPLIANCE WITH ENVIRONMENTAL LAWS. The holder shall in connection with the use and occupancy authorized by this permit comply with all applicable federal, state, and local environmental laws and regulations, including but not limited to those established pursuant to the Resource Conservation and Recovery Act, as amended, 42 U.S.C. 6901 et seq., the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251 et seq., the Oil Pollution Act, as amended, 33 U.S.C. 2701 et seq., the Clean Air Act, as amended, 42 U.S.C. 7401 et seq., CERCLA, as amended, 42 U.S.C. 9601 et seq., the Toxic Substances Control Act, as amended, 15 U.S.C. 2601 et seq., the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, 7 U.S.C. 136 et seq., and the Safe Drinking Water Act, as amended, 42 U.S.C. 300f et seq.

B. VANDALISM. The holder shall take reasonable measures to prevent and discourage vandalism and disorderly conduct and when necessary shall contact the appropriate law enforcement officer.

C. PESTICIDE USE

1. Authorized Officer Concurrence. Pesticides may not be used outside of buildings in the permit area to control pests, including undesirable woody and herbaceous vegetation (including aquatic plants), insects, birds, rodents, or fish without prior written concurrence of the authorized officer. Only those products registered or otherwise authorized by the U.S. Environmental Protection Agency and appropriate State authority for the specific purpose planned shall be authorized for use within areas on National Forest System lands.
2. Pesticide-Use Proposal. Requests for concurrence of any planned uses of pesticides shall be provided in advance using the Pesticide-Use Proposal (form FS-2100-2). Annually the holder shall, on the due date established by the authorized officer, submit requests for any new, or continued, pesticide usage. The Pesticide-Use Proposal shall cover a 12-month period of planned use. The Pesticide-Use Proposal shall be submitted at least 60 days in advance of pesticide application. Information essential for review shall be provided in the form specified. Exceptions to this schedule may be allowed, subject to emergency request and approval, only when unexpected outbreaks of pests require control measures which were not anticipated at the time a Pesticide-Use Proposal was submitted.
3. Labeling, Laws, and Regulations. Label instructions and all applicable laws and regulations shall be strictly followed in the application of pesticides and disposal of excess materials and containers. No pesticide waste,

excess materials, or containers shall be disposed of in any area administered by the Forest Service.

D. ARCHAEOLOGICAL AND PALEONTOLOGICAL DISCOVERIES. The holder shall immediately notify the authorized officer of any antiquities or other objects of historic or scientific interest, including but not limited to historic or prehistoric ruins, fossils, or artifacts discovered as the result of operations under this permit. The holder shall follow the applicable inadvertent discovery protocols for the undertaking provided in an agreement executed pursuant to section 106 of the National Historic Preservation Act, 54 U.S.C. 306108; if there are no such agreed-upon protocols, the holder shall leave such discoveries intact until consultation has occurred, as informed, if applicable, by any programmatic agreement with tribes. Protective and mitigation measures developed under this clause shall be the responsibility of the holder. However, the holder shall give the authorized officer written notice before implementing these measures and shall coordinate with the authorized officer for proximate and contextual discoveries extending beyond the permit area.

E. NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT (NAGPRA). In accordance with 25 U.S.C. 3002(d) and 43 CFR 10.4, if the holder inadvertently discovers human remains, funerary objects, sacred objects, or objects of cultural patrimony on National Forest System lands, the holder shall immediately cease work in the area of the discovery and shall make a reasonable effort to protect and secure the items. The holder shall follow the applicable NAGPRA protocols for the undertaking provided in the NAGPRA plan of action or the NAGPRA comprehensive agreement; if there are no such agreed-upon protocols, the holder shall as soon as practicable notify the authorized officer of the discovery and shall follow up with written confirmation of the discovery. The activity that resulted in the inadvertent discovery may not resume until 30 days after the forest archaeologist certifies receipt of the written confirmation, if resumption of the activity is otherwise lawful, or at any time if a binding written agreement has been executed between the Forest Service and the affiliated Indian tribes that adopts a recovery plan for the human remains and objects.

G. SURVEY AND MANAGE SPECIES AND THEIR HABITAT. The location of sites within the permit area occupied by survey and manage species or their habitat shall be shown on a map in an appendix to this permit and may be shown on the ground. The survey and manage species and survey and manage standards and guidelines were established in the 1994 Northwest Forest Plan amendments to all Forest Service land and resource management plans in western Oregon and Washington and northern California, as amended by the January 2001 Record of Decision (2001 ROD). The list of survey and manage species in the 2001 ROD has been amended and is subject to periodic amendment by the Forest Service. Per the 2001 ROD, before conducting habitat-disturbing activities in the permit area, the holder shall perform a survey and shall implement appropriate survey and manage standards and guidelines identified by the authorized officer to provide for a reasonable assurance of species persistence. Discovery by the holder or the Forest Service of other sites within the permit area containing survey and manage species or their habitat not shown on the map in the appendix shall be promptly reported to the other party and shall be added to the map.

H. CONSENT TO STORE HAZARDOUS MATERIALS. The holder shall not store any hazardous materials at the site without prior written approval from the authorized officer. This approval shall not be unreasonably withheld. If the authorized officer provides approval, this permit shall include, or in the case of approval provided after this permit is issued, shall be amended to include specific terms addressing the storage of hazardous materials, including the specific type of materials to be stored, the volume, the type of storage, and a spill plan. Such terms shall be proposed by the holder and are subject to approval by the authorized officer.

1. If the holder receives consent to store hazardous material, the holder shall identify to the Forest Service any hazardous material to be stored at the site. This identifying information shall be consistent with column (1) of the table of hazardous materials and special provisions given at 49 CFR 172.101 whenever the hazardous material appears in that table. For hazard communication purposes, the holder shall maintain Material Safety Data Sheets for any stored hazardous chemicals, consistent with 29 CFR 1910.1200(c) and (g). In addition, all hazardous materials stored by the holder shall be used, labeled, stored, transported, and disposed of in accordance with all applicable federal, state, and local laws and regulations.

2. The holder shall not release any hazardous material as defined in clause III.F. onto land or into rivers, streams, impoundments, or into natural or man-made channels leading thereto. All prudent and safe attempts must be made to contain any release of these materials. The authorized officer in charge may specify specific conditions that must be met, including conditions more stringent than federal, state, and local regulations, to prevent releases and protect natural resources.

3. If the holder uses or stores hazardous materials at the site, upon revocation or termination of this permit the holder shall provide the Forest Service with a report certified by a professional or professionals acceptable to the Forest Service that the permit area is uncontaminated by the presence of hazardous materials and that there has not been a release or discharge of hazardous materials upon the permit area, into surface water at or near the permit area, or into groundwater below the permit area during the term of the permit. If a release or discharge has occurred, the professional or professionals shall document and certify that the release or discharge has been fully remediated and that the permit area is in compliance with all applicable federal, state, and local laws and regulations.

I. CLEANUP AND REMEDIATION

1. The holder shall immediately notify all appropriate response authorities, including the National Response Center and the authorized officer, of any oil discharge or of the release of a hazardous substance at the site in an amount greater than or equal to its reportable quantity, in accordance with 33 CFR Part 153, Subpart B, and 40 CFR Part 302. For the purposes of this requirement, "oil" is as defined by section 311(a)(1) of the Clean Water Act, 33 U.S.C. 1321(a)(1). The holder shall immediately notify the authorized officer upon knowledge of any release or threatened release of any hazardous material at or in the vicinity of the permit area which may be harmful to public health or welfare or which may adversely affect natural resources under the management of the United States..

2. Except with respect to any federally permitted release as that term is defined under Section 101(10) of CERCLA, 42 U.S.C. 9601(10), the holder shall clean up or otherwise remediate any release, threat of release, or discharge of hazardous materials that occurs either on site or in connection with the holder's activities, whether or not those activities are authorized under this permit. The holder shall perform cleanup or remediation immediately upon discovery of the release, threat of release, or discharge of hazardous materials. The holder shall perform the cleanup or remediation to the satisfaction of the authorized officer and at no expense to the United States. Upon revocation or termination of this permit, the holder shall deliver the site to the Forest Service free and clear of contamination.

V. LAND USE FEE AND DEBT COLLECTION

A. LAND USE FEE. The holder shall pay to the USDA, Forest Service, an annual land use fee for the term of this permit based on the fair market value of the use and occupancy authorized by this permit. The annual land use fee shall include a commercial use fee and, if applicable, an assigned site fee and grazing fee, as enumerated in clauses V.B, V.C, and V.D. The minimum annual land use fee for the authorized use and occupancy shall be \$ 115.00. Estimates of service days, the number of assigned sites, and grazing use shall be determined from the five-year or annual operating plan. Estimated land use fees shall be calculated on an Estimated Fee Determination Sheet. The holder shall pay the annual land use fee in advance of the authorized use and occupancy, as provided in clause V.B. Payments due before commercial operations commence are not refundable. The Forest Service shall adjust and calculate land use fees authorized by this permit to comply with any new land use fee system based on market value that may be adopted by statute,

regulation or directive issued by the Chief after issuance of this permit.

1. Commercial Use Fee. The annual land use fee shall be determined in accordance with 3% of gross revenue.

(a) Definitions

(1) Adjusted Gross Revenue. Gross revenue and revenue additions less applicable exclusions.

(2) Gross Revenue. The total amount of receipts from the sale of goods or services provided by the holder or third party under the permit.

(3) Revenue Additions. The market value of the following items, which are added to gross revenue:

(a) The value of goods and services that are donated or the value of goods and services that are bartered in exchange for goods and services received that are directly related to the outfitted or guided trip; and

(b) The value of gratuities, which are goods, services, or privileges that are not available to the general public and that are donated or provided without charge to organizations; individuals; the holder's employees, owners, or officers; or immediate family members of the holder's employees, owners, or officers.

(4) Revenue Exclusions. The following are excluded from gross revenue:

(a) Revenue derived from goods or services sold on private land that are not related to outfitting and guiding operations conducted on National Forest System lands, such as souvenirs, telephone toll charges, and accident insurance sales.

(b) Amounts paid or payable to a State government licensing authority or recreation administering agency from sales of hunting or fishing licenses and recreation fee tickets.

(c) Revenue from the sale of operating equipment, rental equipment, capitalized assets, or other assets used in outfitting and guiding operations, such as horses, tack, watercraft, and rental skis and boots, which are sold periodically and replaced.

2. Assigned Site Fee. A fee shall be charged for the occupancy of National Forest System sites assigned to the holder. Assigned site fees shall not be prorated; the holder shall pay the full annual fee for each assigned site. No refunds or credits will be given for authorized but unused assigned sites. No assigned sites authorized.

3. Grazing Fee. A fee shall be charged for grazing livestock used in conjunction with the use and occupancy authorized by this permit. No refunds or credits will be given for authorized but unexercised grazing use.

B. PAYMENT SCHEDULE. The holder shall pay the annual estimated land use fee, including the fee for commercial use, assigned site fee, and grazing fee, in advance of the authorized use, as follows:

1. Single Payment. The holder shall pay the total annual estimated fee in advance when it is less than \$500.

2. Two Payments. The holder shall pay half the total annual estimated fee in advance and the remainder by mid-season when the total is equal to or greater than \$500, but less than \$2,500.

3. Three Payments. The holder shall pay one-third of the total annual estimated fee in advance and the remainder in two equal payments by mid-season when the total is \$2,500 or more.

4. Final Payment. The Forest Service shall reconcile annually the actual land use fee against land use fee payments made. The holder shall pay any additional fees owed for the past year's operation within 30 days of billing.

C. DOCUMENTATION OF REVENUE. The holder shall provide documentation of use and revenue for purposes of land use fee verification.

1. Actual Use Report. Within 30 days of completion of the holder's approved operating season, the holder shall submit to the authorized officer an actual use report in accordance with the format in Appendix E.

2. Income Statements. No later than 90 days after the close of the holder's fiscal year, the holder shall submit to the authorized officer a statement of income reporting the results of the holder's annual operations. The statement shall include gross revenue, the value of donated goods and services, the value of gratuities, the value and description of items excluded from gross revenue, and all adjustments, such as taxes deducted, and shall be broken down by permitted activities.

D. FEE PAYMENT ISSUES

1. Crediting of Payments. Payments shall be credited on the date received by the deposit facility, except that if a payment is received on a non-workday, the payment shall not be credited until the next workday.

2. Disputed Fees. Fees are due and payable by the due date. Disputed fees must be paid in full. Adjustments will be made if dictated by settlement terms or an appeal decision.

3. Late Payments

(a) Interest. Pursuant to 31 U.S.C. 3717 *et seq.*, interest shall be charged on any fee amount not paid within 30 days from the date it became due. The rate of interest assessed shall be the higher of the Prompt Payment Act rate or the rate of the current value of funds to the Treasury (i.e., the Treasury tax and loan account rate), as prescribed and published annually or quarterly by the Secretary of the Treasury in the Federal Register and the Treasury Fiscal Requirements Manual Bulletins. Interest on the principal shall accrue from the date the fee amount is due.

(b) Administrative Costs. If the account becomes delinquent, administrative costs to cover processing and handling the delinquency shall be assessed.

(c) Penalties. A penalty of 6% per annum shall be assessed on the total amount that is more than 90 days delinquent and shall accrue from the same date on which interest charges begin to accrue.

(d) Termination for Nonpayment. This permit shall terminate without the necessity of prior notice and opportunity to comply when any permit fee payment is 90 calendar days from the due date in arrears. The holder shall be responsible for the delinquent fees, as well as any other costs of restoring the site to its original condition, including hazardous waste cleanup.

4. Administrative Offset and Credit Reporting. Delinquent fees and other charges associated with the permit shall be subject to all rights and remedies afforded the United States pursuant to 31 U.S.C. 3711 *et seq.* and common law. Delinquencies are subject to any or all of the following:

(a) Administrative offset of payments due the holder from the Forest Service.

(b) If in excess of 60 days, referral to the United States Department of the Treasury for appropriate collection action as provided by 31 U.S.C. 3711(g)(1).

(c) Offset by the Secretary of the Treasury of any amount due the holder, as provided by 31 U.S.C. 3720 *et seq.*

(d) Disclosure to consumer or commercial credit reporting agencies.

E. ACCOUNTING RECORDS. The holder shall follow generally accepted accounting principles or another comprehensive basis of accounting, such as the cash, modified cash, or income tax basis of accounting, in recording financial transactions. The minimum acceptable accounting system shall include:

1. Systematic internal controls and separate recording of gross receipts from each type of business conducted under this permit, separate from any other commercial or personal activity. Receipts shall be recorded daily without reduction and, if possible, deposited into a bank account. Receipt entries shall be supported by documentation such as cash register tapes, sales invoices, reservation records, and cash accounts from other sources.

2. For permits with land use fees greater than \$10,000, when requested by the Forest Service, the holder at its own expense shall have its annual accounting records audited by an independent public accountant acceptable to the Forest Service.

F. ACCESS TO ACCOUNTING RECORDS. The holder shall make all of the accounting books and supporting records for the business activities authorized by this permit available for audit by the Forest Service or other federal agencies authorized to review Forest Service activities. The holder shall retain these records and make them available for review for five years after the end of the year they were generated, unless disposition is otherwise authorized by the Forest Service in writing.

VI. REVOCATION, SUSPENSION, AND TERMINATION

A. REVOCATION AND SUSPENSION. The authorized officer may revoke or suspend this permit in whole or in part:

1. For noncompliance with federal, state, or local laws and regulations;
2. For noncompliance with the terms of this permit;
3. For failure of the holder to exercise the privileges granted by this permit;
4. With the consent of the holder; or
5. At the discretion of the authorized officer, for specific and compelling reasons in the public interest.

B. REVOCATION BASED ON PERFORMANCE RATING. If the holder receives an annual rating of unacceptable based on deficiencies identified but uncorrected in a mid-season review and evaluation, the Forest Service shall revoke this permit or, if it is about to expire, shall allow it to terminate.

C. NOTICE AND OPPORTUNITY TO TAKE CORRECTIVE ACTION. Prior to revocation or suspension under clause VI.A. or VI.B, the authorized officer shall give the holder written notice of the grounds for the action to be taken. For purposes of revocation under clause VI.B, written notice must be given to the holder after a review and evaluation that if the identified deficiencies are not corrected, they will result in an annual rating of unacceptable, which in turn will result in revocation of the permit. Prior to revocation or suspension under clause VI.A.1, VI.2, or VI.3 or revocation under clause VI.B, the authorized officer also shall give the holder a reasonable opportunity to complete corrective action prescribed by the authorized officer. The period between the review and evaluation and the annual rating shall constitute adequate opportunity to take corrective action for purposes of revocation under clause VI.B.

D. IMMEDIATE SUSPENSION. The authorized officer may immediately suspend this permit in whole or in part when necessary to protect public health or safety or the environment. The suspension decision shall be in writing. The holder may request an on-site review with the authorized officer's supervisor of the adverse conditions prompting the suspension. The authorized officer's supervisor shall grant this request within 48 hours. Following the onsite review, the authorized officer's supervisor shall promptly affirm, modify, or cancel the suspension.

E. APPEALS AND REMEDIES. Written decisions by the authorized officer relating to administration of this permit, including annual ratings of probationary and unacceptable and revocation or suspension decisions, are subject to administrative appeal pursuant to 36 CFR Part 214, as amended. Revocation or suspension of this permit shall not give rise to any claim for damages by the holder against the Forest Service.

F. TERMINATION. This permit shall terminate when by its terms a fixed or agreed upon condition, event, or time occurs without any action by the authorized officer. Examples include but are not limited to expiration of the permit by its terms on a specified date and termination upon change of control of the business entity. Termination of this permit is not subject to administrative appeal and shall not give rise to any claim for damages by the holder against the Forest Service.

G. REMOVAL OF TEMPORARY IMPROVEMENTS. Upon revocation or termination of this permit, the holder shall remove within a reasonable time prescribed by the authorized officer all temporary improvements, except those owned by the United States, and shall restore the site. If the holder fails to remove all temporary improvements within the prescribed period, they shall become the property of the United States and may be sold, destroyed, or otherwise disposed of without any liability to the United States. However, the holder shall remain liable for all costs associated with their removal, including costs of sale and impoundment, cleanup, and restoration of the site.

VII. MISCELLANEOUS PROVISIONS

A. MEMBERS OF CONGRESS. No member of or delegate to Congress or resident commissioner shall benefit from this permit either directly or indirectly, except to the extent the authorized use provides a general benefit to a corporation.

B. CURRENT ADDRESSES. The holder and the Forest Service shall keep each other informed of current mailing addresses, including those necessary for payment of fees.

C. SUPERSEDED PERMIT. This permit supersedes a permit designated HAHNS PEAK ROADHOUSE, LLC and dated 05/31/2018.

D. SUPERIOR CLAUSES. In the event of any conflict between any of the preceding printed clauses and any subsequent clauses or any provisions in the appendices attached to this permit, the preceding printed clauses shall control.

THIS PERMIT IS ACCEPTED SUBJECT TO ALL ITS TERMS AND CONDITIONS.

BEFORE ANY PERMIT IS ISSUED TO AN ENTITY, DOCUMENTATION MUST BE PROVIDED TO THE AUTHORIZED OFFICER OF THE AUTHORITY OF THE SIGNATORY FOR THE ENTITY TO BIND IT TO THE TERMS AND CONDITIONS OF THE PERMIT.

ACCEPTED:

		<i>12/29/21</i>
JONES OUTPOST HOLDING, LLC DBA, STEAMBOAT LAKE OUTPOST, INC. General Manager Ben Simms	SIGNATURE	DATE

APPROVED:

_____	SIGNATURE	DATE
MICHAEL J. WOODBRIDGE DISTRICT RANGER		

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0082. The time required to complete this information collection is estimated to average 1 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, gender, religion, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410, or call toll free at (866) 632-9992 (voice). TDD users can contact USDA through local relay or the Federal relay at (800) 877-8339 (TDD) or (866) 377-8642 (relay voice). USDA is an equal opportunity provider and employer.

The Privacy Act of 1974 (5 U.S.C. 552a) and the Freedom of Information Act (5 U.S.C. 552) govern the confidentiality to be provided for information received by the Forest Service.

Appendix A: Authorized ATV/UTV Routes

Steamboat Lake Outpost - ATV/UTV RTE

Authorization ID: HBE738

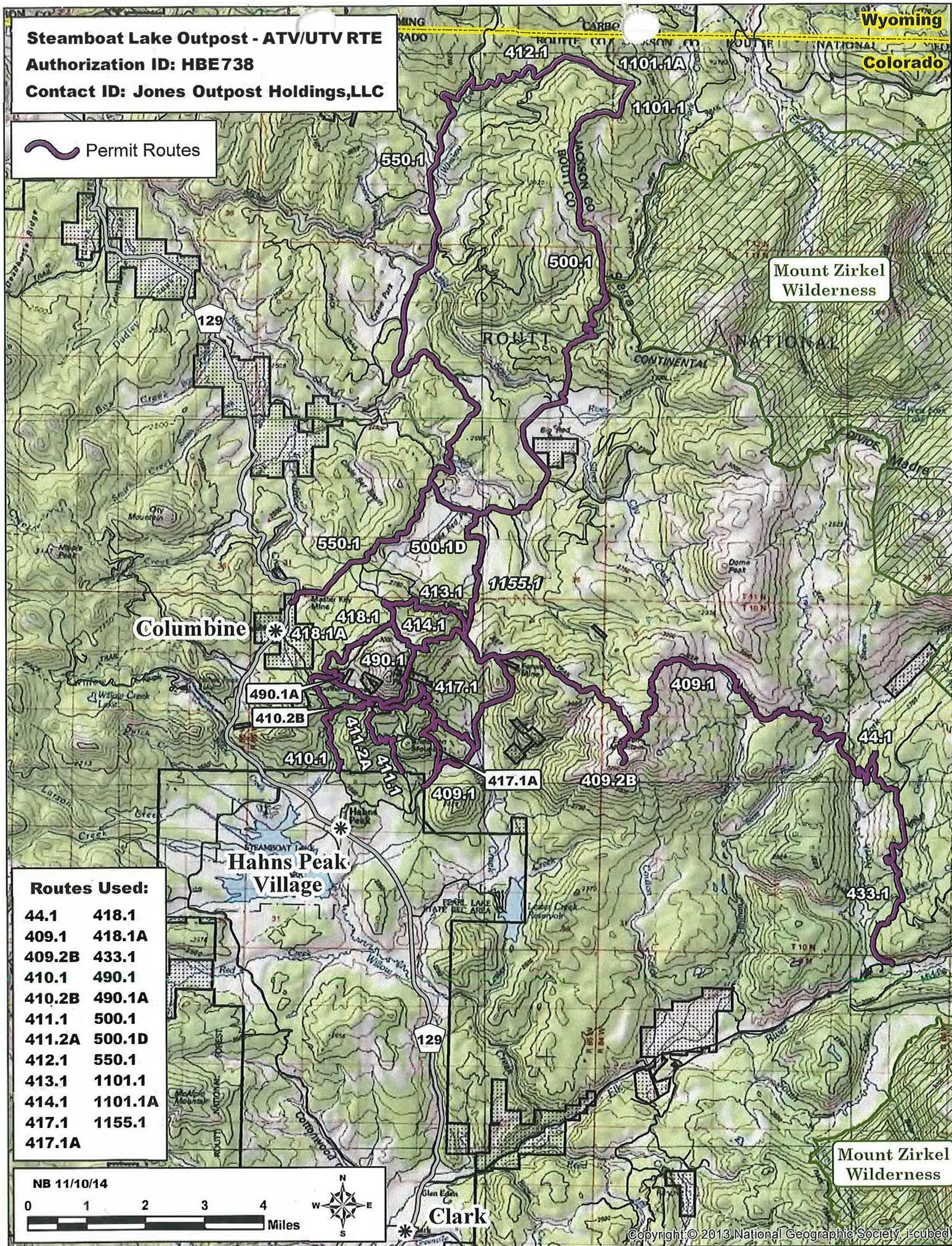
Contact ID: Jones Outpost Holdings, LLC

 Permit Routes

Routes Used:

- 44.1 418.1
- 409.1 418.1A
- 409.2B 433.1
- 410.1 490.1
- 410.2B 490.1A
- 411.1 500.1
- 411.2A 500.1D
- 412.1 550.1
- 413.1 1101.1
- 414.1 1101.1A
- 417.1 1155.1
- 417.1A

NB 11/10/14



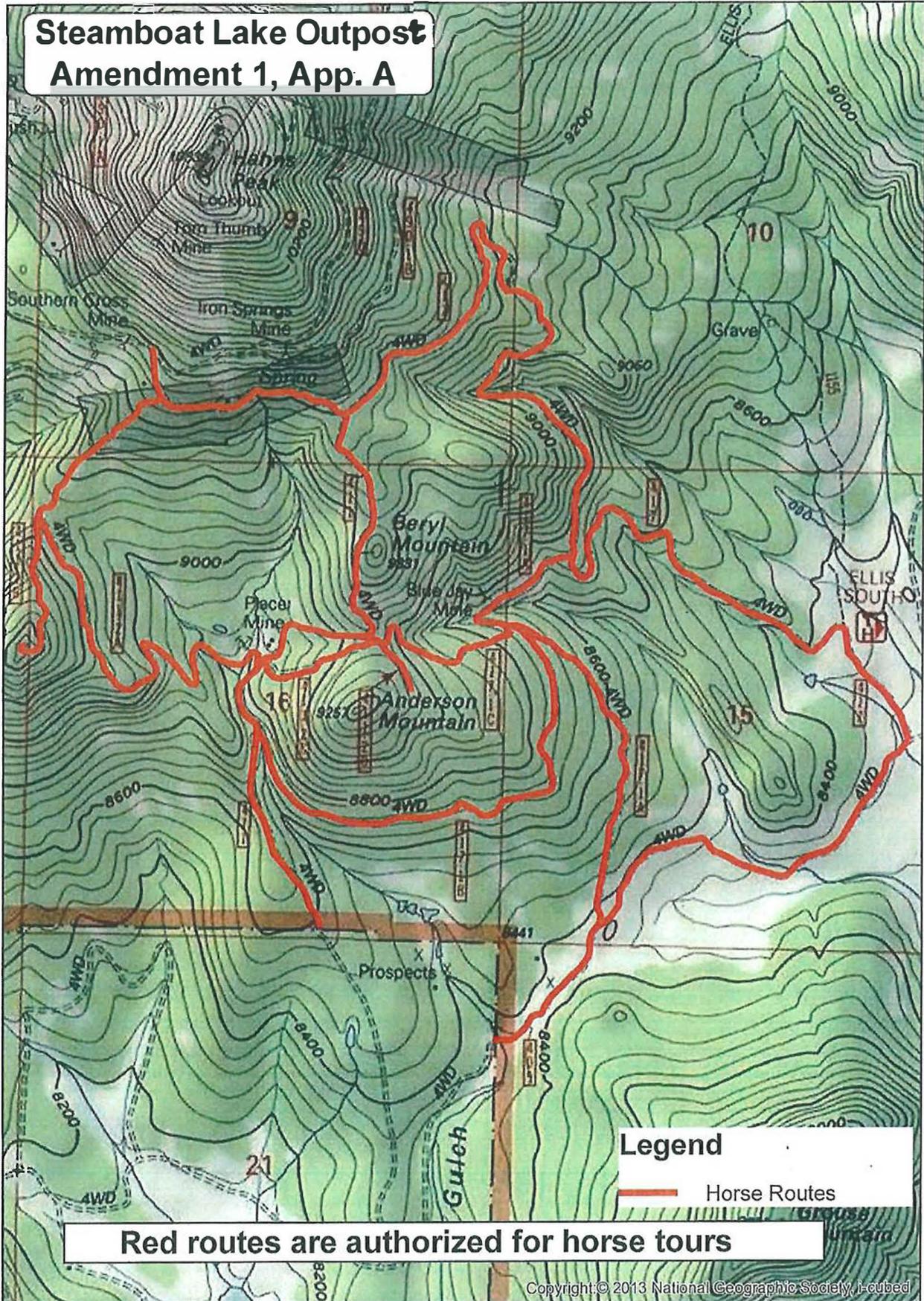
Wyoming
Colorado

Mount Zirkel
Wilderness

Mount Zirkel
Wilderness

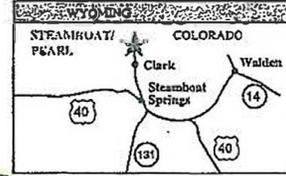
This amendment has been
reissued to HBE738
Steamboat Lake Outpost
Authorized Horse Routes

**Steamboat Lake Outpost
Amendment 1, App. A**



Colorado State Parks
STEAMBOAT LAKE AND PEARL LAKE STATE PARKS

LOCATION MAP



LEGEND

	Visitor Center
	Amphitheater
	Boat Ramp
	Camper Cabins
	Dam
	Dump Station
	Parking
	Wakeless Boating Zone
	Yurts
	Dirt Road
	Park Boundary



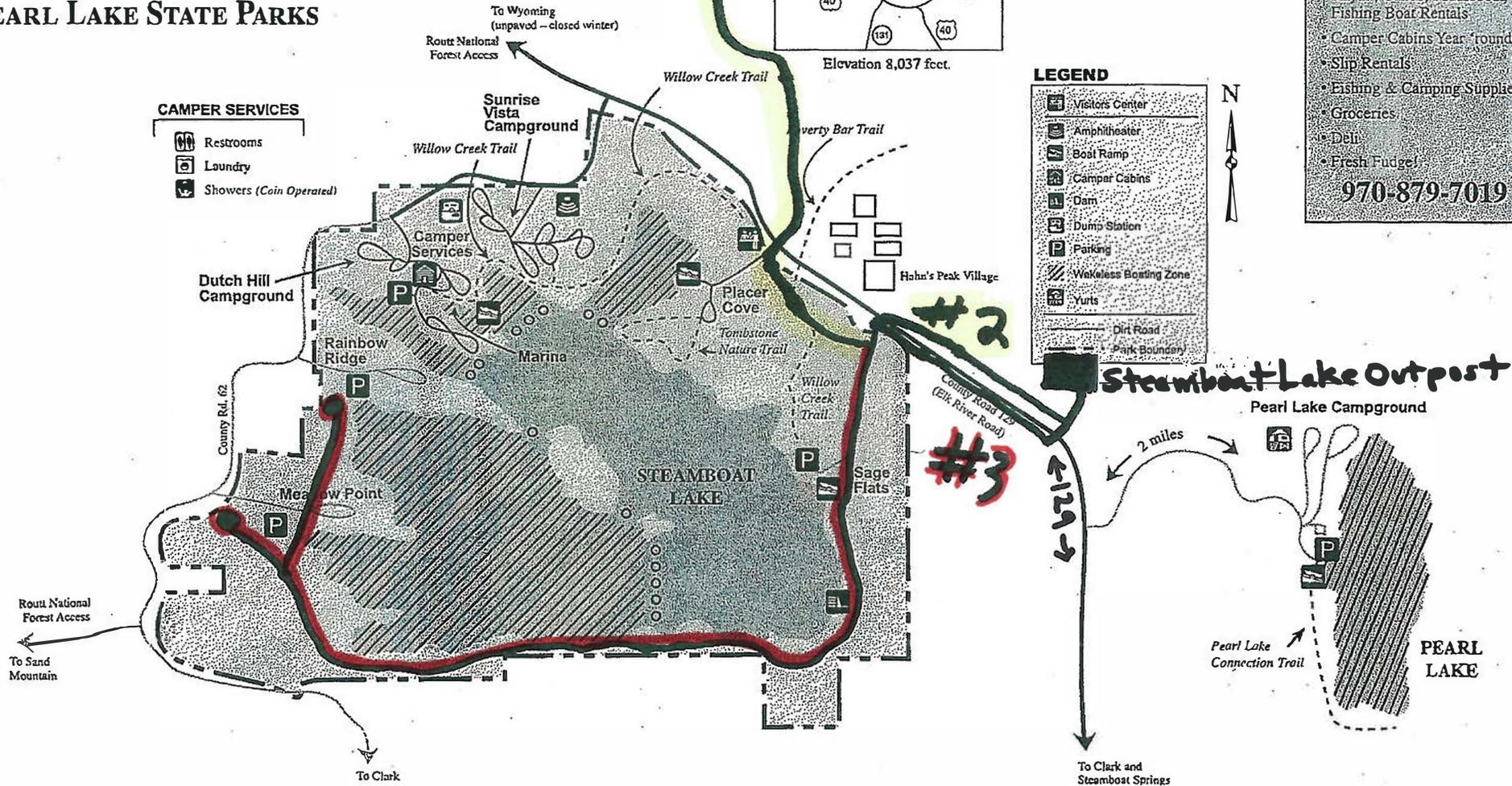
Visit the Steamboat Lake Marina for

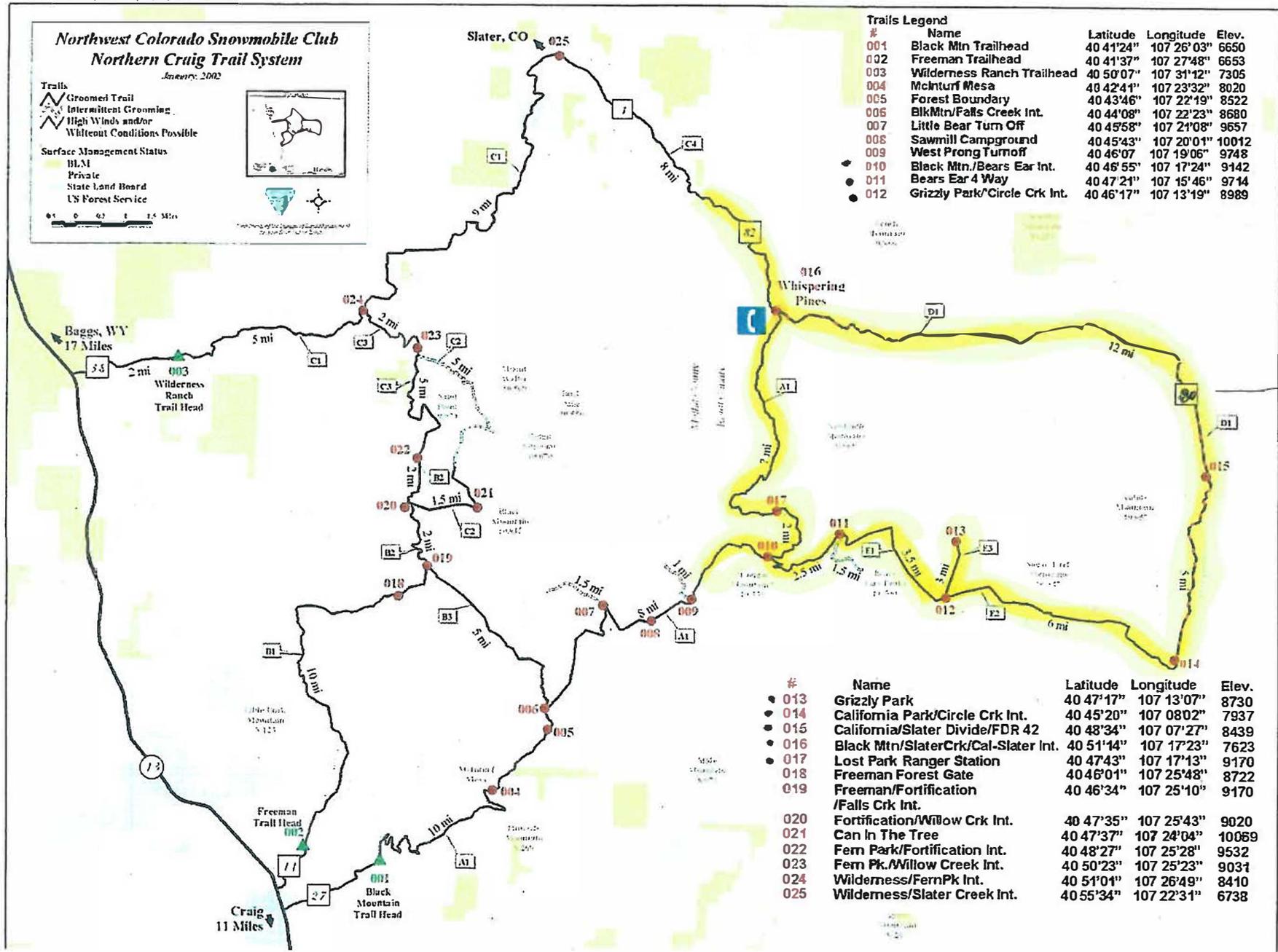
- Pontoon Boat Rentals
- Kayak, Canoe, Paddleboat, Fishing Boat Rentals
- Camper Cabins Year 'round
- Slip Rentals
- Fishing & Camping Supplies
- Groceries
- Deli
- Fresh Fudge!

970-879-7019

CAMPER SERVICES

- Restrooms
- Laundry
- Showers (Coin Operated)





Operating Plan for Guided and Rental trips for Steamboat Lake Outpost

1. Type of Operation: ATV, UTV, and Snowmobile establishment providing guided tours and rentals. We also offer guide operated Jeep tours on Forest Service Roads in Routt National Forest. Additionally, we offer guided horseback riding tours in the Routt National Forest.
2. Public Services Provided: We offer guided tours for all ability levels in Routt National Forest. We also offer equipment rentals for qualified clients. We complete preseason and emergency trail clearing of trees and other debris that impedes the use of the trails. We respond to emergencies both medical and mechanical and assist in the evacuation of clients and equipment if needed.
3. Type of clients: Clients must be 16 years old and possess a valid driver's license to operate ATVs, UTVs, or Snowmobiles. Clients renting the machines must be 21 years old. Children 4 and older may ride as a passenger.
4. Service to clients include: Providing safety gear, detailed instructions of how to operate the machine. For horseback rides, we require correct footwear and encourage the use of helmets. All guests are given an orientation and instructions on how to properly ride and control the horses. Guides lead clients on designated routes to ensure safety and correct navigation.
5. Client to guide ratio: A maximum of 1 guide to 8 guests.
6. Orientation/Training for guides: A multi-day training period upon arrival is required for all our guides. All guides are required to show a confident knowledge of all guided trails and routes, operation of machines, and basic maintenance. All guides must have Basic First Aid and CPR at a minimum. Safety and Medical training is ongoing throughout the season. All guides must show proficiency using a SPOT device.
7. Pre-trip Orientation: A review of all equipment used on the tour will be completed. All clients are encouraged to become familiar with the machines during as the tour accesses the NF through the easement. Upon entrance to the NF, each guest is checked, and the guide confirms that they are comfortable and understand all controls of the machine. Similar procedures are followed to ensure that our guests are comfortable and safe on their horse.
8. Activities, education, equipment: Local history, flora, and fauna. Photo stops. Machines and safety gear. Horses.
9. Duration: 2-hour, 4-hour, and 6-hour trips are offered.
10. Routes Used: 950 priority service days for guided ATV and UTV operations, as well as 300 priority service days for horseback riding, on portions of authorized NFS roads and trails as listed below and depicted in Appendix A: 411.2A - Placer Mine, 410 - Deep Creek, 490 - Royal Flush, 410.2B - Middle Deep Creek, 417 - Southern Cross, 417.1A - Blue Jay Mine, 409 - Farwell Mountain, 409.2B - Farwell Repeater, 418.1A - West Hahn's Peak Spur A, 414 - Twin Saddle, 413 - Twin Mountain, 433 - Lost Dog, 500 - Red Park, 550 - Whiskey Park, 412 - Whiskey, 411 - Ward, 490.1A - Bowes, 500.1D - Little Red, 418 - West Hahn's Peak, 44 - Stiletto, 1155 - Ellis Trail, 1101 - Wyoming Trail, 1101.A - Wyoming Trail. The county has authorized use of CR42.
11. All guided trips to the RNF enter through the private easement to the NE of SLO property except Snowmobile trips that access the Sand Mountain area which will use FSR 42.
12. Resource Protection Plan: We will abide by leave no trace principles. We will travel on designated routes and durable surfaces.
13. Safety Response Plan: All guides are required to carry a cell phone and SPOT messenger. All trips must be signed out with the intended plans for the trip. The response plan consists of receiving all pertinent information at the lodge. Assessing the best way to respond and clarifying

the emergency. We then send out a rescue team in groups of two. If a medical emergency occurs, we call 911 immediately to inform them of the incident. We will not transport injured parties to the hospital, but instead have the fire department do that.

14. Risk Management: To minimize emergencies, all guides will be trained in emotional intelligence. Guides will regularly check in on guests and cater to the lowest common denominator regarding skill and confidence. Guides will have the authority to alter or end a trip if they feel that a guest of the guide is in danger. Regular maintenance and inspections are done prior to each trip to minimize mechanical failures.
15. Permit use: ATV/UTV: June 15 - October 31. Snowmobile December 1 – April 15 (depending on conditions). Horses: June 15-October 31, December 1 - April 15.

Appendix C

Trip Itinerary

Trip itineraries are described in the operating plan and/or through proposed use requests.

Appendix D

Estimated Fee Determination Sheet

Estimated fees will be based off of the previous year's actual use unless otherwise communicated in writing by the holder.

APPENDIX E

OUTFITTER/GUIDE ACTUAL USE REPORT & FINAL FEE WORKSHEET

MEDICINE BOW-ROUTT NATIONAL FORESTS

YEAR: _____ PERMIT HOLDER: _____ DISTRICT: HAHNS PEAK/BEARS EARS RD

A	B	C	D	E	F	G	H	I	J	K	L	M	
TRIP ID	TYPE OF USE *	OPERATING AREA	DATES OF USE	# STAFF	# DAYS TRIP **	# GUESTS	TOTAL SERVICE DAYS F x G	DAILY RATE PER GUEST	TOTAL CHARGE PER GUEST	TOTAL TRIP REVENUE G x J	# STOCK	# HORSE DAYS PER TRIP F x L ***	
TOTAL								TOTAL				TOTAL	

*Refers to trip type (backpack; day hike; rock climb; pack trip; day ride; day-use fish; day-use hunt; base, spike or drop camp hunt, etc.)

**First and last days counted as full days. Any part of a day on the Forest counts as a Service Day.

***Not required for day-use activities. No grazing fees charged unless overnight grazing is allowed. Day-use activities do not allow such use.

Appropriate State Board Contacted (check one): YES Not Applicable

- () Colorado Office of Outfitter Registration
1525 Sherman Street, Room 130
Denver, CO 80203
(303) 894-7778

- () Wyoming State Board of Outfitters and Professional Guides
Wyoming Department of Commerce
1750 Westland Road
Cheyenne, WY 82002
(307) 777-5323 or (800) 264-0981

Permit Administrator Comments on Positive Aspects of Operation:

Prior performance deficiencies, if any, corrected:

Any performance rating resulting in a permit action, such as conversion from priority use to temporary use, or revocation, constitutes a decision which is subject to appeal pursuant to Secretary of Agriculture regulation 36 CFR 251, Subpart C. Any such appeal and a statement of reasons must be submitted within 45 days of the date of this rating to the Forest Service Official next higher to the authorized officer.

I have read and discussed the above evaluation and rating with the authorized officer. I understand that my signature below acknowledges receipt and review of the rating, not necessarily agreement.

Permit Holder _____ Date _____

District Ranger _____ Date _____

Outfitter/Guide Performance Evaluation

Medicine Bow-Routt National Forests

ACTIONS RELATED TO PERMIT ADMINISTRATION

Note: Points are assigned for each overall category (i.e. maximum point deduction for all of the ADMINISTRATIVE category is 10 points).

RATING CRITERIA

- 1 POINT – One item not fully met
- 3 POINTS – One item not met, or two items partially met
- 5 POINTS – Two items not met
- 10 POINTS – Three or more items not met

ADMINISTRATIVE (0-10 POINTS)

The following submitted on time, complete and readable.

- A) Application for temporary permits or renewal of priority permits.

- B) Operating Plan including safety and sanitation plan, special resource protection or operating needs/requirements.

- C) Guide/employee qualifications, first aid/CPR cards, required state licensing or registration, final fee option form, proposed trip itinerary.

- D) Accidents/fatalities reported to Forest Service as required.

POINTS ASSESSED: _____

COMMENTS:

INSURANCE (0-10 POINTS)

- A) Certificate of Insurance submitted on time.

- B) Received authenticated copy of insurance policy, notified of cancellation of insurance or changes in the policy within 30 days.

POINTS ASSESSED: _____

COMMENTS:

ADVERTISING/EEO/TITLE VI (0-10 POINTS)

A) Clear advertising including a non-discrimination statement on equal opportunity for all, status of the permit, and accommodations provided/services offered.

B) Advertising includes a statement that operations are under a MBR permit.

C) No evidence of discrimination by segregation or otherwise, against any person on the basis of color, race, or national origin by curtailing or refusing to furnish accommodation.

Signing provided of non-discrimination and conspicuously displayed at the public entrance to the premises or as directed by the Permit Administrator.

POINTS ASSESSED: _____

COMMENTS:

AUTHORIZED USE (0-10 POINTS)

A) Actual use submitted on time, non-use requested in writing at least 30 days in advance, additional use requested 30 Days in advance, percent of off-Forest use provided. Livestock use by animal days/location.

B) Provided the Forest Service with letters from landowners for permission to park on or cross-through to national forest system lands.

C) Documentation of off-forest use.

D) Changes in trip itinerary received 10 Days in advance.

POINTS ASSESSED: _____

COMMENTS:

ACCOUNTING/RECORDS/PAYMENT (0-10 POINTS)

A) All payments made on time.

B) All accounting books and supporting records relating to operation available for review for a period of five years after the end of the year involved.

POINTS ASSESSED: _____

COMMENTS:

Outfitter/Guide Performance Evaluation
Medicine Bow-Routt National Forests

FIELD OPERATIONS

Permit Holder _____

Type of Activity _____

Location _____

Inspection Date _____

Evaluation Year _____

RATING CRITERIA

- 1 POINT – One item not fully met
- 3 POINTS – One item not met, or two items partially met
- 5 POINTS – Two items not met
- 10 POINTS – Three or more items not met

SERVICE TO PUBLIC (0-10 POINTS)

- A) Rates, services and accommodations provided as represented.
- B) Holder shows courtesy to non-outfitted public.
- C) Operations properly coordinated with other landowners (state, private, other federal), if required.
- D) Clients received educational and interpretive information about area and its values.
- E) Forest Service regulations and applicable federal, state, and local laws are abided by.

POINTS ASSESSED: _____
COMMENTS

SAFETY (0-10 POINTS)

- A) Fully stocked emergency first aid kits available at all times.

B) Safety discussed with clients regarding type of environment/activities, fire/safety plan. Safe environment provided for clients and employees. (Radio/cell phones carried by guides, map of good/poor transmission areas at staging area - winter requirements only)

C) No evidence on-site of dangerous trees, hanging limbs or other dangerous conditions. Permission secured from the Permit Administrator to cut live vegetation for safety reasons.

D) Accident victims provided appropriate level of care.

E) Staff current with first aid and knowledgeable of safety procedures.

POINTS ASSESSED: _____

COMMENTS

ASSIGNED SITES (0-10 POINTS)

A) All camp locations adhered to as specified in permit.

B) Reserved sites not set up more than 7 days prior to the use activity; removed no later than 7 days after the use activity.

C) Site plan in place for all reserved sites. Site plan shows location of significant natural features and all temporary facilities including tents, toilets and stock control measures.

D) Unreserved site camp set-up does not exceed the period of scheduled use or 14 day stay limit. Unreserved camps removed when not occupied.

POINTS ASSESSED: _____

COMMENTS

CAMP DEVELOPMENT/SANITATION (0-10 POINTS)

A) All camp operations are a minimum of 200' from lakes, streams, trails and roads; below timberline, when possible; on flat dry areas; or as approved by the Permit Administrator.

B) All structures built or maintained as named in permit/operating plan. All temporary improvements maintained to acceptable standard. Sites will be no more than 200' in diameter unless otherwise approved.

C) Pit type or self contained toilets provided and located at least 200' from live water. Pits are filled with soil when excrement reaches a point 12" below ground level.

D) Signs erected or advertising devices are within the terms of the permit and maintained to presentable standards. Reserved sites posted with signs provided by the Forest Service per dates shown on sign. Sign locations approved on-the-ground by Permit Administrator.

E) When campsite is dismantled the area is left in a natural state; disturbed ground cover is restored/replaced; all natural material stacked out of site from passing visitors; all unnatural materials removed; firewood piles removed.

F) No caches unless authorized in writing.

POINTS ASSESSED: _____

COMMENTS

RESOURCE PROTECTION (0-10 POINTS)

A) Trails/areas in good condition, no sign of resource damage or unauthorized removal of trees or other natural features.

B) Precautions taken to prevent pollution of or deterioration of lands or waters, and comply with applicable State Federal and Local requirements for pollution abatement.

C) Trash/litter not accumulated; all refuse removed from area; no garbage buried. Appropriate disposal of human waste.

D) Compliance with fire regulations, Division of Wildlife regulations, and other applicable state and federal laws.

E) Travel routes not marked with signs, blazed trees, tape flagging, or any other artificial markers; no new unauthorized trails marked.

F) Leave No Trace practices followed.

G) Heritage Resources undisturbed and finds reported to Forest Service.

H) Fish and wildlife species undisturbed.

POINTS ASSESSED: _____

COMMENTS

CAMPFIRES/STOVES (0-5 POINTS)

POINTS AUTOMATICALLY DOUBLE WHEN FIRE ORDER IS IN EFFECT OR FIRE DANGER IS EXTREME.

- A) Campfires contained/located only in an area cleared to mineral soil; away from dead logs, snags, and roots, at least 10' away from trees/brush or low hanging limbs; use existing fire rings where possible; campfire size/number limited.
- B) Campfires completely extinguished before leaving.
- C) Stoves located a safe distance from tent walls; tent provided with a stove boot and screen/spark arrester provided on stove pipe.
- D) Axe/shovel available for fire protection purposes.
- E) Only wood and paper burned.
- F) Fire restrictions adhered to.
- E) Actively prevented, suppressed and/or reported forest fires.

POINTS ASSESSED: _____
COMMENTS

LIVESTOCK USE (0-10 POINTS)

- A) Pack and unriden stock led and controlled while using trails, except when unsafe due to conditions. Livestock not allowed to run at large
- B) Only dependable, sound and healthy animals given to clients to use. All equipment and stock provides for the comfort, safety and the needs of the clients.
- C) Livestock must be at least 200' from live water and riparian areas when highlined, picketed, corralled or fed; and kept at least 100' from camp. Livestock shall not tied directly to individual trees except for short periods of time.
- D) Livestock properly cared for and fed throughout the entire trip.
- E) Manure or unused feed routinely raked and spread to reduce odor, flies and unsightly conditions.
- F) Livestock management plan in place for each reserved campsite.
- G) No excess numbers of livestock.
- H) Dead livestock disposed as required by the Permit Administrator.

I) Only processed feed is allowed in Wilderness Areas (certified weed free hay is permitted in non-wilderness areas).

POINTS ASSESSED: _____

COMMENTS

WILDERNESS (0-10 POINTS)

- A) Activities in designated Wilderness are consistent with the 1964 Wilderness Act and conform to Forest Supervisor's Orders.
- B) Party size does not exceed 25 heads.
- C) Motorized or mechanized equipment is not used.
- D) Activities emphasize wilderness characteristics and outfitters pass on wilderness history, ethics and values to clients.
- E) Advertising represents the experience as primitive and unconfined recreation and prepares clients in advance for a "wilderness" experience.

POINTS ASSESSED: _____

COMMENTS

FISHING OPERATIONS

- A) All equipment, vehicles, boats and trailers washed thoroughly.
- B) All equipment disinfected with a 10% solution of bleach prior to entering a new body of water.
- C) Fish entrails disposed of properly.
- D) Fish and aquatic plants/animals are not transported from one body of water to another.
- E) Fishing starts upstream and moves downstream in a drainage.

POINTS ASSESSED: _____

COMMENTS