

## **Exhibit B - Big Game Access Program (BGAP) 2012**

### **1) Eligible cover types and inspection process:**

- a) Upland grass or prairie habitat, consisting of short grass, sand-sage grassland, dense cholla cactus or yucca grasslands, greasewood-saltbush pastures; or cropland fields including Conservation Reserve Program (CRP) fields associated or adjacent to these habitat types; that serve as feeding and/or bedding areas for both pronghorn and deer.
- b) Riparian Land associated with river bottoms, creek bottoms or canals, that has sufficiently dense cover including cottonwood, willow, tamarisk, and/or other grass or weedy vegetation as to provide escape cover, bedding, and/or feed; or cropland fields associated with riparian land that have standing grain crops such as green wheat, milo or corn; or harvested cropland fields with sufficient remaining stubble and waste grain as to supply a source of food or attractant for deer.
- c) By applying for enrollment into the Big Game Access Program, the landowner agrees to allow CPW to visually inspect proposed properties solely for the purpose of determining habitat type and quality.
- d) CPW reserves the right to accept or reject each parcel individually, and will notify the landowner of acceptance into the program by **March 5, 2012**.

### **2) Documentation of participating landowners and properties:**

- a) A Landowner License Agreement must be completed by the landowner prior to acceptance into the Big Game Access Program.
- b) Each pasture/field enrolled must be documented by clearly identifying the property boundaries on a copy of a plat map which also shows land ownership. The plat map must also contain the legal description (Township, Section, Range, ¼ Section).
- c) Landowner License Agreements are not deemed effective nor properties deemed enrolled in the Big Game Access Program until approved by an authorized CPW representative in writing.
- d) Separate license agreements will not be executed for separate parcels owned by a single Landowner (even if the parcels are not contiguous).
- e) Completed landowner license agreements must be completed and submitted to CPW by **February 25, 2012**.

### **3) Signing properties:**

- a) CPW will provide and post signs on enrolled properties.
- b) Only CPW supplied signs are to be used.
- c) Signs will face out, and be posted in a manner that clearly identifies property boundaries.
  - i. All parcel borders will be posted at each corner and every 1,320 feet between corners at a minimum.
  - ii. Interior pasture/field boundaries without road frontage will be marked with one sign every 600 feet of the interior boundary.
  - iii. When a BGAP boundary adjoins a field with similar vegetation that is not enrolled in the program, with no boundary fence delineating the property line, signs should be placed at both corners and along the boundary every 300 feet to clearly identify the boundary.
  - iv. Irregularly shaped BGAP parcels without fences will be marked every 300 feet.
  - v. All Parking areas will be clearly identified with BGAP Parking Area Signs including interior access roads if applicable.
  - vi. Field roads, two track roads and other private roads not suitable for public use will be marked with "No Vehicles Beyond This Point" signs.
  - vii. Safety zone signs will be placed in a manner to clearly delineate no shooting zones within a Big Game Access Program parcel.
  - viii. Vegetation height, topography, and other site specific factors may require additional posting of BGAP access, boundary, parking, or safety zone signs.
- d) Proposed locations of all signs and interior roads open to travel should be indicated on map attached to the Landowner License Agreement.

- e) Existing 'No Hunting', 'No Trespassing', or other types of signs on enrolled parcels that are in direct conflict to BGAP property signs, or add to or create confusion amongst legal BGAP participants, will be removed by the landowner prior to **August 15, 2012**.
- f) Signs will be deemed properly posted if one of the following methods is used: Signs can be nailed to fence posts, or mounted on u-posts (provided by CPW). Other equally effective posting methods may be approved by the CPW authorized representative.
- g) Signs must be in place by **August 15, 2012**.

**4) Payment:**

- a) Payment for Riparian Lands (with a focus on Deer)
  - i. For any parcel larger than 160 acres      \$3.00/Acre      All Seasons
  - ii. Less than 160 acres may be included at the above rate
    - 1. **ONLY IF** parcels less than 160 acres adjoin other BGAP land or public land **and** is of sufficient quality.
- b) Payment for Upland (including prairie and CRP with a focus on pronghorn and including deer)
  - i. Minimum 2,500 acres      \$1.00/Acre      All Seasons and inclusion of deer
  - ii. Minimum 2500 acres      \$0.50/Acre      All Pronghorn Seasons Only
  - iii. Minimum 2500 acres      \$0.25/acre      Rifle Pronghorn Season Only
  - iv. Less than 2,500 acres may be included at the above rates
    - 1. **ONLY IF** parcels less than 2,500 acres adjoin other BGAP land or public land **and** is of sufficient quality
- c) Payment for Access (may be paid for both Riparian Land and Upland)
  - i. Access      \$500.00 Flat Fee
    - 1. This access fee will be paid if CPW contracts land into the BGAP program that
      - a. Allows **access only** to previously landlocked public lands or other BGAP lands which meets the minimum acreage in this program
      - b. **OR** allows an alternate access point when CPW deems there is a lack of sufficient access points to any given public or BGAP land that meets the criteria for this program.
- d) Landowner will invoice Colorado Parks and Wildlife after **Dec. 31, 2012** and before **January 15, 2013** for payment. CPW will pay landowners within **4 weeks of receipt of invoice**.

**5) Access Provisions:**

- a) Properties enrolled in the big game access program will be available for foot access only (no motorized vehicles) to all properly licensed Big Game hunters who have purchased a \$40 Big Game access program permit (stamp) and hold a valid deer or pronghorn license for the specific Game Management Unit in which the property lies.
- b) Access will be for big game (Pronghorn and/or Deer) hunting only. Access for hunting other species such as small game, elk, or for other purposes will be entirely at landowner discretion.
- c) Access will extend from the opening day of pronghorn season, **August 15, 2012, through December 31, 2012, or as posted for the established season**. Enforcement against hunters who do not possess all required licenses – to include a BGAP permit – will be the sole responsibility of CPW.
- d) Landowner access to these properties for non-hunting purposes shall not be deemed restricted in any way by this agreement. All persons will be required to purchase a \$40 big game access stamp and be otherwise properly licensed to hunt deer or pronghorn on enrolled parcels.
- e) Commercial hunting use of accepted parcels shall be limited to species other than pronghorn and or deer. Intentional commercial use of those species shall be grounds for denial of payments.

6) **Cover Requirements:**

- a) At the discretion of Colorado Parks and Wildlife, payments may be denied, in whole or in part, for any major disturbance of vegetation on enrolled properties as appropriate for the number of acres disturbed and date of disturbance. For example, payments may be reduced or denied in the event that the landowner conducts a large scale control burn during the hunting season on an enrolled parcel.
- b) The landowner will not be penalized for acts of God (such as hail, snow, wind, floods, etc.) that diminish cover value during, or prior to, the access period.