



United States Department of the Interior

FISH AND WILDLIFE SERVICE

P.O. Box 1306
Albuquerque, New Mexico 87103



In Reply Refer To:
R2/WSFR
TX E-143-HL-1

AUG 26 2011

Carter Smith, Executive Director
Texas Parks and Wildlife Department
4200 Smith School Road
Austin, Texas 78744

Attention: C. Craig Farquhar, Section 6 Grant Program Coordinator

Dear Mr. Smith:

The enclosed Application for Federal Assistance (AFA), TX E-143-HL-1, Cobb Cavern Habitat Conservation Plan Lands Acquisition, is conditionally approved for funding under the Endangered Species Grant Program (CFDA# 15.615). The purpose of this grant is for Texas Parks and Wildlife Department (the Department), as grantee, and Williamson County Conservation Foundation (the Foundation), as subgrantee, to acquire a conservation easement on approximately 67 acres of the Cobb Ranch in order to enhance the Northern Cobb Preserve. The proposed conservation easement will acquire a portion of Cobb Cavern, one of the 30 longest caves in Texas with the largest habitats known for endangered terrestrial karst invertebrates. This acquisition will protect and benefit habitat for the Bone Cave harvestman and Coffin Cave mold beetle which are endangered species. Title to this interest in real property will vest with the Foundation, as subgrantee. The effective date for this amendment is August 22, 2011. The grant agreement period is August 22, 2011 – August 21, 2014, with the approved cost share as follows:

Program Subaccount Code	5955	Approved Funding	%
State		\$ 376,875	25
Federal		\$ 1,130,625	75
Grant Total		\$ 1,507,500	

An AFA amendment will be required to add or delete a project; increase or decrease the Federal funds; increase the rate of Federal participation; change key personnel; and/or modify the agreement period.

This grant award is subject to the following conditions:

a. Reporting requirements:

1. Submit an Interim Federal Financial Report (SF 425) and an Interim Performance Report annually, 90 days after the 1-year anniversary of the end of the fourth full fiscal quarter after the effective date of the grant. The interim reports (financial and

performance) for this grant will be due annually no later than **December 29**. The first interim report will cover the period from **August 22, 2011 – September 30, 2012**. Subsequent interim reports will cover a 1-year period from the end date of the first interim report.

2. Submit a Final Federal Financial Report and a Final Performance Report, 90 days after the end of the grant period. Final reports (financial and performance) for this grant will be due no later than **November 19, 2014**.
3. Requests for an extension of report due date up to an additional 90 days must be submitted to, and received by, this office, before the report due date. If these reports are not received by the original or extended due date, the WSFR Program may:
 - 1) withhold cash payments; 2) deny the use of Federal funds and credit for the use of matching cash and in-kind contributions for all or part of the award; 3) suspend or terminate the award, partially or entirely; 4) withhold further awards for the grant program; and 5) pursue other legal remedies. The sanctions that the WSFR Program imposes will remain in effect until the required reports are received [(43CFR12.80(b)(1); 43CFR12.81(b)(3); U.S. Fish and Wildlife Service Manual Chapters 516 FW 1 & 516 FW 2; and U.S. Fish and Wildlife Service revised "Interim Guidance for Financial Status and Performance Reporting," May 12, 2009].
- b. U.S. Fish and Wildlife Service (Service) policy allows a maximum of a 3-year grant period for all Cooperative Endangered Species Conservation Section 6 funds. Requests for extension of the grant period beyond the 3-year limit will require the approval of the Director of the Service and should be coordinated with this office no later than 3 months before the grant is due to expire.
- c. The grant has been approved to include third party in-kind match. The in-kind match is subject to the provisions of 43 CFR, Part 12. In summary, the in-kind match must: 1) be documented in accordance with OMB requirements for each grant; 2) not be used to match any other grant; 3) be necessary and reasonable for accomplishment of grant objectives; 4) be allowable costs under provisions of 2 CFR Part 225; and 5) not be paid from other Federal funds unless specifically authorized by law or regulation.
- d. In accordance with 522 FW 16.5 pre-agreement costs specified in the grant documents are approved.
- e. Submission of a certified appraisal indicating the market value of the real property interest (i.e., fee simple, conservation easement in perpetuity, etc.) to be acquired including in-kind match properties, if applicable. The appraisal must not only conform to Uniform Standards of Professional Appraisal Practice (USPAP), but also conform to the Uniform Appraisal Standards for Federal Land Acquisition (UASFLA) as of December 2000 (available at www.usdoj.gov).
- f. Certified review of the appraisal, which also conforms to USPAP and UASFLA.
- g. Receipt of the notification to the landowner of just compensation for the property to be acquired (Example form enclosed).

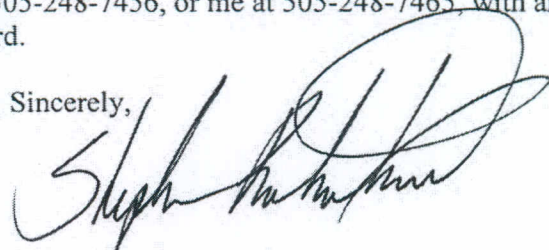
- h. Submission of the proposed conservation easement, which defines the restrictions and permitted uses and practices placed on the property, to the U.S. Fish and Wildlife Service (the Service) for review and approval.
- i. Receipt of a signed Cooperative Agreement between grantee and subgrantee. The agreement will have language which provides assurance that the lands or monies will revert to the Service in case of noncompliance by the subgrantee.
- j. Surveys, maps, and legal descriptions for all real property acquired including in-kind match properties.
- k. Title Vesting Evidence, such as a title insurance policy or a certificate from the Attorney General or other authorized State official, signifying that title is vested in the real property interest acquired by the grantee or subgrantee.
- l. As outlined in the Assurances – Construction Programs form (SF 424D), grantee and/or subgrantee will record the Federal interest in the real property acquired with Endangered Species Habitat Conservation Plan Land Acquisition Grant Program funded by the Secretary of the Interior. Grantee and/or subgrantee will also include a covenant in the recording instrument acquired in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.

This office will notify you in writing once the preliminary land conditions e. to j. have been met and final approval is granted for the property to be acquired. The final land conditions k. and l. can be met upon completion of this purchase. Final documents to be received by this office include the summary of the land costs which outlines the approved costs associated with this acquisition (copy enclosed), conservation easement (recorded instrument), and the settlement statement.

Acceptance of a Federal financial award carries with it the responsibility to be aware of and comply with the terms and conditions of the award, including those assurances submitted annually by your agency per <http://www.doi.gov/pam/financialassistance/award/index.html>. Acceptance is defined as the start of work, drawing down funds, or accepting the award via electronic means. Awards are based on the application and supporting documents as submitted to and approved by the WSFR Program.

Please contact Carlotta Ortiz, Grant Manager, at 505-248-7456, or me at 505-248-7465, with any questions or concerns about the terms of this award.

Sincerely,



Stephen M. Robertson
Chief, Wildlife and Sport Fish Restoration Program

Enclosures

cc: Assistant Regional Director, Ecological Services (Attn: Marty Tuegel), USFWS, R2

APPLICATION FOR
FEDERAL ASSISTANCE

JAN 18 2011

1. TYPE OF SUBMISSION: Application		2. DATE SUBMITTED 01/14/2011	Applicant Identifier
3. DATE RECEIVED BY STATE 01/10/2011		State Application Identifier	
4. DATE RECEIVED BY FEDERAL AGENCY		Federal Identifier TX E-143-HL-1	
5. APPLICANT INFORMATION			
Legal Name: TEXAS PARKS AND WILDLIFE DEPARTMENT		Organizational Unit: 20153-11-0123	
Organizational DUNS: 806782256		Department: TEXAS PARKS AND WILDLIFE DEPARTMENT	
Address: Street: 4200 SMITH SCHOOL ROAD		Division: WILDLIFE	
City: AUSTIN		Name and telephone number of person to be contacted on matters involving this application (give area code)	
County: TRAVIS		Prefix: Dr.	First Name: Charles
State: TEXAS		Middle Name: Craig	Last Name: Farquhar
Zip Code: 78744-3291		Suffix: NA	
Country: U.S.		Email: craig.farquhar@tpwd.state.tx.us	
6. EMPLOYER IDENTIFICATION NUMBER (EIN): 74-1680372		Phone Number (give area code) (512) 389-4933	Fax Number (give area code) (512) 389-8043
8. TYPE OF APPLICATION: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision If Revision, enter appropriate letter(s) in box(es) (See back of form for description of letters.)		7. TYPE OF APPLICANT: (See back of form for Application Types) A. State Other (specify)	
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 15-615		9. NAME OF FEDERAL AGENCY: U.S. Department of Interior, Fish and Wildlife Service	
12. AREAS AFFECTED BY PROJECT (Cities, Counties, States, etc.): Comal County		11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT: Cobb Cavern Habitat Conservation Plan Lands Acquisition clo	
13. PROPOSED PROJECT Start Date: 07/01/2011 Ending Date: 06/30/2014		14. CONGRESSIONAL DISTRICTS OF: a. Applicant 25 b. Project 21	
15. ESTIMATED FUNDING: a. Federal \$ 1,130,625.00 b. Applicant \$ c. State \$ 376,875.00 d. Local \$ e. Other \$ f. Program Income \$ g. TOTAL \$ 1,507,500.00		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS? a. Yes. <input checked="" type="checkbox"/> THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON DATE: 09/16/2008 b. No. <input type="checkbox"/> PROGRAM IS NOT COVERED BY E. O. 12372 <input type="checkbox"/> OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW	
18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.		17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? <input type="checkbox"/> Yes If "Yes" attach an explanation. <input checked="" type="checkbox"/> No	
a. Authorized Representative			
Prefix: Dr.	First Name: Charles	Middle Name: Craig	
Last Name: Farquhar		Suffix: NA	
b. Title: Endangered Species Grants Coordinator		c. Telephone Number (give area code) (512) 389-4933	
d. Signature of Authorized Representative		e. Date Signed	