

# Outdoor Heritage Fund Grant Application

The purpose of the North Dakota Outdoor Heritage Fund is to provide funding to state agencies, tribal governments, political subdivisions, and nonprofit organizations to:

**Directive A.** Provide access to private and public lands for sportsmen, including projects that create fish and wildlife habitat and provide access for sportsmen;

**Directive B.** Improve, maintain, and restore water quality, soil conditions, plant diversity, animal systems and to support other practices of stewardship to enhance farming and ranching;

**Directive C.** Develop, enhance, conserve, and restore wildlife and fish habitat on private and public lands; and

**Directive D.** Conserve natural areas for recreation through the establishment and development of parks and other recreation areas.

## Exemptions

Outdoor Heritage Fund grants may not be used to finance the following:

- A. Litigation;
- B. Lobbying activities;
- C. Any activity that would interfere, disrupt, or prevent activities associated with surface coal mining operations; sand, gravel, or scoria extraction activities; oil and gas operations; or other energy facility or infrastructure development;
- D. The acquisition of land or to encumber any land for a term longer than twenty years; or
- E. Projects outside this state or projects that are beyond the scope of defined activities that fulfill the purposes of Chapter 54-17.8 of the North Dakota Century Code.

## Application Deadline

Applications for the first grant round cycle are due on **December 2, 2013 at 5:00 p.m. CST.** All information, including attachments, must be submitted by that date. See instructions below for submission information.

## Instructions

It is our intent to have this form available on line. However, until that on-line form is available we are asking that you submit your application as a Word document. Please download this Word document (available on the Industrial Commission/Outdoor Heritage Fund Program website at <http://www.nd.gov/ndic/outdoor-infopage.htm> ) to your computer and provide the information as requested. You are not limited to the spacing provided except in those instances where there is a limit on the number of words. After completing the application, save it and attach it to an e-mail and send it to [outdoorheritage@nd.gov](mailto:outdoorheritage@nd.gov) .Then submit the Word document as noted in the following paragraph.

Attachments in support of your application may be sent by mail to North Dakota Industrial Commission, ATTN: Outdoor Heritage Fund Program, State Capitol – Fourteenth Floor, 600 East Boulevard Ave. Dept. 405, Bismarck, ND 58505 or by e-mail to [outdoorheritage@nd.gov](mailto:outdoorheritage@nd.gov) . The application and all attachments must be received or postmarked by the application deadline. You will be sent a confirmation by e-mail of receipt of your application.

You may submit your application at any time prior to the application deadline. Early submission is appreciated and encouraged to allow adequate time to review your application and ensure that all required information has been included. Incomplete applications may not be considered for funding. Any item noted with an \* is required.

**Oral Presentation.** Please note that you will be given an opportunity to make a ten-minute Oral Presentation at a meeting of the Outdoor Heritage Fund Advisory Board tentatively scheduled for the week of January 13, 2014. These presentations are strongly encouraged.

**Open Record.** Please note that your application and any attachments will be open records as defined by law and will be posted on the Industrial Commission/Outdoor Heritage Fund website.

Name of Organization \* **NORTH DAKOTA PARKS AND RECREATION DEPARTMENT**

Federal Tax ID# \***45-043324**

Contact Person/Title \* **Jesse Hanson, Planning Division Manager**

Address \* **1600 East Century Avenue, Suite 3**

City \* **Bismarck**

State \* **North Dakota**

Zip Code \* **58503**

E-mail Address \* **jehanson@nd.gov**

Web Site Address: **www.parkrec.com**

Phone \* **(701) 328-5374**

Fax # (if available) **(701) 328-5363**

List names of co-applicants if this is a joint proposal

- **No co-applicants are part of this proposal**

**MAJOR Directive:**

Choose only one response

**Directive A.** Provide access to private and public lands for sportsmen, including projects that create fish and wildlife habitat and provide access for sportsmen;

**Directive B.** Improve, maintain, and restore water quality, soil conditions, plant diversity, animal systems and to support other practices of stewardship to enhance farming and ranching;

**Directive C.** Develop, enhance, conserve, and restore wildlife and fish habitat on private and public lands; and

**Directive D.** Conserve natural areas for recreation through the establishment and development of parks and other recreation areas.

**Additional Directive:**

**Directive A.** Provide access to private and public lands for sportsmen, including projects that create fish and wildlife habitat and provide access for sportsmen;

**Directive B.** Improve, maintain, and restore water quality, soil conditions, plant diversity, animal systems and to support other practices of stewardship to enhance farming and ranching;

**Directive C.** Develop, enhance, conserve, and restore wildlife and fish habitat on private and public lands; and

**Directive D.** Conserve natural areas for recreation through the establishment and development of parks and other recreation areas.

**Type of organization:**

**State Agency**

Political Subdivision

Tribal Entity

Tax-exempt, nonprofit corporation, as described in United States Internal Revenue Code (26 U.S.C. § 501 (c))

**Project Name**

# **RECREATIONAL TRAIL RECONSTRUCTION IN RESPONSE TO MINERAL DEVELOPMENT AT LITTLE MISSOURI STATE PARK**

**Abstract/Executive Summary.** An Executive Summary of the project stating its objectives, expected results, duration, total project costs and participants.\*

The project will construct 6 miles of new multi-use recreation trails at Little Missouri State Park. Mineral development by Conoco Phillips Oil on private lands leased to the North Dakota Parks and Recreation Department (NDPRD) will require direct displacement of 4 miles of existing trails. Access roads, pad, tank batteries and pumping systems are developments which will disrupt these trails. Re building trails which make logical connections to the remaining trail system, will require 6 miles of new trail to be built. The attached map shows the oil development corridor, trails disrupted by the development and proposed new trail routes. *(see the attached trail map showing impact areas)*

Conoco Phillips Oil (CPO) has met with NDPRD to discuss CPO's future plans for mineral developments on lands NDPRD leases for trails. In 2013, CPO provided a map detailing locations where mineral development would be take place. NDPRD has determined what existing trails will be directly lost due to upcoming mineral developments which started in 2013. NDPRD has identified routes for new trails which move users away from the developments, provide the best scenic vistas and make logical connections back to the rest of the park's trail system.

Located 18 miles north of Killdeer, ND, Little Missouri State Park encompasses 5,633 acres. Unique among state parks, NDPRD leases 4,333 acres from 3 private landowners which makes up the majority of the land in the park. The remaining 1,300 acres is owned by NDPRD. This successful private landowner/NDPRD partnership has been in place since 1970. During that time, thousands of equestrian users, hikers, school and church groups and university level field trips have visited and enjoyed the scenic and natural beauty of Little Missouri State Park. Badlands Trail Rides, a horse trail ride concession business, along with cabin and camping facilities owned and operated by Twila and Tom Benz operates at the park. Providing access into the scenic badlands on horseback with a ND ranching family personal touch, Benz' trail ride customers come from the region, nation and internationally. Badlands Trail Rides depend on the soon to be displaced trails for use on their trail rides. Reestablishment of the recreation trails is necessary for the Benz' family business as well as the general public use of this beautiful recreation resource.

**Conoco Phillips Oil will be supporting the relocation of trails by providing 50% of the relocation costs along with support the company is providing on other opportunities at the park. CPO has committed to limiting oil drilling and road building activities to the “off season” to reduce intrusions on the public use of the area during peak seasons.**

**Conoco Phillips, the Benz family and NDPRD share a commitment to the continued public use and enjoyment of Little Missouri State Park and will demonstrate how mineral development can occur without seriously impacting public use of the area. The successful re development of trail lost by mineral development is a key component of the continual public use of this state park.**

**Amount of Grant request - \$77,006.00**

**Total Project Costs - \$154,012.00**

(Note that in-kind and indirect costs can be used for matching funds)

**Amount of Matching Funds \$77,006.00**

If applicable

**Matching funds will be a cash (\$77,006)**

**Source(s) of Matching Funds**

- **Conoco Phillips Oil Corp. is providing the \$75,000 cash matching funds.**
- **ND Parks and Recreation is providing the \$ 2,006.00**

**Certifications \***

**XX** I certify that this application has been made with the support of the governing body and chief executive of my organization.

**XX** I certify that if awarded grant funding none of the funding will be used for any of the exemptions noted on Page 1 of this application.

**Narrative**

**Organization Information – Briefly summarize your organization’s history, mission, current programs and activities. \***

Include an overview of your organizational structure, including board, staff and volunteer involvement. (no more than 300 words)

**State Parks in North Dakota were first established in 1907 when President Theodore Roosevelt deeded over “old” Fort Abraham Lincoln to the State of North Dakota. Fort Abraham Lincoln State Park was officially established shortly thereafter under the management of the State Historical Society of North Dakota. . In 1965 the North Dakota Parks and Recreation Department was formed independently from the State Historical Society. NDPRD currently operates a system of 13 state parks, 6 Recreation Areas and 7 Natural Areas across the state. NDPRD’s philosophy is guided by our mission statement; “The Department will provide and enhance outdoor recreation opportunities through diverse parks and programs that conserve the state’s natural diversity”. Along with administering several land resource areas NDPRD also provides Off Road Vehicle and Snowmobile safety and trails programs, Outdoor recreational grant programs and natural resource management through the State Nature Preserves Act. Over one million visitors per year enjoy North Dakota State Parks, natural and recreation areas.**

**NDPRD as a state agency, has an agency director, appointed by the Governor of North Dakota. NDPRD has full time staff and an additional 200 part time staff are employed in state parks during annual peak visitation periods.**

**Over 1 million people visit North Dakota state parks annually. In recent years, visitation to ND state parks is no the rise as more people are enjoying the great ND outdoors and the variety of recreational opportunities afforded through the agencies programs and services.**

**Purpose of Grant – Describe the proposed project identifying how the project will meet the specific directive(s) of the Outdoor Heritage Fund Program \***

Identify project goals, strategies and benefits and your timetable for implementation. Include information about the need for the project and whether there is urgency for funding. Please indicate if this is a new project or if it is replacing funding that is no longer available to your organization. Identify any innovative features or processes of your project.

- **Little Missouri State Park is known is the upper Midwest region as a destination place for horseback riders, hikers, school and college field trips. The disruption of the park trail system is a significant concern for NDPRD and Conoco Phillips Oil. Redevelopment of the trail system to make it “whole” again appropriately fits in Directive D of the Outdoor Heritage Grant.**
- **The goal of this project is to replace recreational trails located on routes either already used or soon to be used for oil development at Little Missouri State Park.**
- **Equally as important, the goal used in the moving of trails is to situate new trails using natural terrain so trail users are able to enjoy the scenic views and only periodically close to the oil developments.**
- **Conoco Phillips started the first phase of their developments into land leased by NDPRD in September 2013. This first industry development has eliminated directly 1 mile of existing trail and compromised access to trail linked to the lost trail due to the scope of oil road**

construction. It is important for re construction of trails start in the spring of 2014 to avoid loss of park user's access to park trails.

- NDPRD intends to design new trails using "sustainable trail design" and the intent is to situate new trails in areas where users sight lines do not include the mineral developments as much as possible.
- Conoco Phillips is in full support of this process and has become a funding partner in the relocation of recreation trails at Little Missouri State Park.

**Management of Project – Provide a description of how the you will manage and oversee the project to ensure it is carried out on schedule and in a manner that best ensures its objectives will be met.\***

Include a brief background and work experience for those managing the project.

- Planning staff employed by ND Parks and Recreation Department are trained and have several years' experience with design, layout, bid and construction supervision of both non-motorized and motorized recreation trail development in ND State Parks and State Recreation Areas. Over the past 10 years, several miles of trails in Little Missouri State Park have been designed by Department staff who also have supervised trail construction contractors. Supervision of contractors is an everyday process for planning division staff.
- The Department has started preliminary planning for the trail routes using proposed oil road/pads and tank maps provided by Conoco Phillips in order to expedite project development should grant funding be awarded.

**Evaluation – Describe your plan to document progress and results. \***

How will you tell if the project is successful? Please be specific on the methods you will utilize to measure success. Note that regular reporting, final evaluation and expenditure reports will be required for every grant awarded.

- Mineral development on private land leased to ND Parks and Recreation for trail development will segment recreation trails through the construction of access roads, well pads and tank batteries. The success of this grant project will be measured by the completion of new trails which seamlessly connect to the main trail system.
- We will measure success by the ability of trail users to enjoy the majestic beauty of the Little Missouri badlands at the state park without being adversely impacted by the oil well developments. Department staff will ask the public for trail evaluations and input on sign locations and mapping of the new trails.
- Success will be measured by NDPRD's approach to design and build the trails using "sustainable" trail design. To achieve sustainable trail

**design, trail grades, side slopes, back slopes all are designed to limit erosion, providing a long lasting trail which is safe for trail users.**

- **The private land owners NDPRD leases property from use the recreation trails for routes into the backcountry to check or gather cattle, check fences and water sources. NDPRD staff will meet with the landowners prior to construction of the trails to obtain their feedback on proposed routes. Successful completion of the trail system will be measured by the landowner's ability to use the trails for their ranch work.**

## **Financial Information**

**ATTACHMENT: Project Budget – Using the standard project budget format that is available on the website at <http://www.nd.gov/ndic/outdoor-infopage.htm> , please include a detailed total project budget that specifically outlines all the funds you are requesting.\***

The project budget should identify all matching funds, funding sources and indicate whether the matching funds are in the form of cash or in-kind services. As noted on the standard project budget format, certain values have been identified for in-kind services. Please utilize these values in identifying your matching funds. **NOTE: No indirect costs will be funded.**

**XX** I certify that a project budget will be sent to the Commission\*

**Sustainability – Indicate how the project will be funded or sustained in future years. \***

Include information on the sustainability of this project after all the funding from the Outdoor Heritage Fund has been expended and whether the sustainability will be in the form of ongoing management or additional funding from a different source.

- **The ND Parks and Recreation Department has an ongoing trail and facility maintenance program at Little Missouri State Park. Trails constructed using Outdoor Heritage grant funds will be monitored and maintained to the safe standards already in place on all other trails at Little Missouri State Park. ND Parks and Recreation Department has performed trail maintenance and repair work at Little Missouri State park for the 40+ years of the park's existence using either in house staff or contracting the repair/maintenance work out. This approach to sustaining trails will be used on trails developed through this grant.**
- **Design standards currently used by the ND Parks and Recreation Department incorporates a “sustainable” trail design which includes**

**national trail standards that significantly reduces erosional factors and reduces the amount of time/funds needed for annual maintenance.**

**Partial Funding – Indicate how the project will be affected if less funding is available than that requested. \***

- **If partial funding is available, implementing sections of new trails to replace those displaced by oil development will be delayed until funding is in place. Delaying development of alternative trails will result in a fragmented trail system and potentially lead to the public using oil roads to connect to completed trail. Using oil roads is not a safe alternative to lack of replacement trails nor will the public be likely to have a positive trail experience using roads versus trails; NDPRD prefers to avoid that scenario.**

## **Scoring of Grants**

All applications will be scored by the Outdoor Heritage Fund Advisory Board after your ten-minute oral presentation. The ranking sheet(s) that will be used by the Board is available on the website at <http://www.nd.gov/ndic/outdoor-infopage.htm> .

## **Awarding of Grants**

All decisions on requests will be reported to applicants no later than 30 days after Industrial Commission consideration. Applicants whose proposals have been approved will receive a contract outlining the terms and conditions of the grant. Please note the appropriate sample contract for your organization on the website at <http://www.nd.gov/ndic/outdoor-infopage.htm> that set forth the general provisions that will be included in any contract issued by the North Dakota Industrial Commission. Please indicate if you can meet all the provisions of the sample contract. If there are provisions in that contract that your organization is unable to meet, please indicate below what those provisions would be. \*

## **Responsibility of Recipient**

The recipient of any grant from the Industrial Commission must use the funds awarded for the specific purpose described in the grant application and in accordance with the contract. The recipient cannot use any of the funds for the purposes stated under Exemptions on the first page of this application.

If you have any questions about the application or have trouble submitting the application, please contact Karlene Fine at 701-328-3722 or [kfine@nd.gov](mailto:kfine@nd.gov)

## Budget Standard Form

Please use the table below to provide a detailed total project budget that specifically outlines all the funds you are requesting and if there are any matching funds being utilized to fund this project. Please note if the matching funds are in the form of cash, indirect costs or in-kind services. The budget should identify all other committed funding sources and the amount of funding from each source. Match can come from any source (i.e. private sources, State and Federal funding, Tribal funding, etc.) Note match funding is not required but an application will be scored higher if match funding is provided. (See Scoring Form.)

Please feel free to add columns and rows as needed. Please include narrative to fully explain the proposed budget.

Note that NO INDIRECT COSTS will be funded from the Outdoor Heritage Fund.

Project Expense	OHF Request	Applicant's Match Share (Cash)	Applicant's Match Share (In-Kind)	Applicant's Match Share (Indirect)	Other Project Sponsor's Share
Trail Construction (item #1 + 1b)	\$73,656.00	\$ 73,656.00	\$	\$	\$
(item 1b) mobilization/contingency	\$ 1,500.00.00	\$ 1,500.00	\$	\$	\$
4 culverts (item 2a)	\$ 400.00	\$ 400.00	\$	\$	\$
Item 2b trail markers	\$ 250.00	\$ 250.00	\$	\$	\$
Item 2c low area crossing	\$ 600.00	\$ 600.00	\$	\$	\$
Item 2d design	\$ 600.00	\$ 600.00	\$	\$	\$
<b>Total Project Costs</b>	<b>\$77,006.00</b>	<b>\$77,006</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>

Item #1: Trail construction – 6 miles (31,680 l.f. @ \$4.65 per lineal foot) = \$147,312.00.  
 Item #1b: Mobilization/contingency – (\$3,000.00)

item 2a: Installation of 4 each – 10" X 8' reinforced plastic culverts on trails @ \$200/culvert installed  
 item 2b: 20 count 4" X 4" X 6' green treated trail marker posts/ beveled top installed.  
 Item 2c: low area armored crossing / flat rock installed on grade – total of 2 areas @ \$600 per site  
 Item 2d: design – 2 NDPRD staff – 80 hrs total @ \$15/hour

In-kind services used to match the request for Outdoor Heritage Fund dollars shall be valued as follows:

- Labor costs                      \$15.00 an hour
- Land costs                        Average rent costs for the county as shown in the most recent



NOV 25 2013

November 22, 2013

Mr. Mark Zimmerman, Director  
ND Parks and Recreation Department  
1600 East Century Avenue, Suite 3  
Bismarck, ND 58503

Mr. Zimmerman:

ConocoPhillips Company is sending this letter in support of the ND Parks and Recreation Department's grant request to the North Dakota Outdoor Heritage Fund Grant for recreation trail development at Little Missouri State Park. ConocoPhillips is excited to continue the successful partnership with ND Parks and Recreation at Little Missouri State Park and will contribute 50% (not to exceed \$75,000) of the total project estimated cost (\$150,000) toward re-location of recreation trails at Little Missouri State Park.

Our company is committed to ensuring public access and enjoyment of this jewel of a state park through this partnership with your agency and we look forward to the successful completion of this trail project.

Sincerely,

A handwritten signature in cursive script that reads "Greg Ashdown".

Greg Ashdown  
Williston Basin Operations Manager

cc: Jesse Hanson  
cc: Vicki Westby

November 18<sup>th</sup>, 2013

Matt Kramlich, Badlands Trail Riders President

206 2<sup>nd</sup> St. NE

Hettinger, ND 58639

Phone: 701-567-6487

NOV 22 2013

Dear North Dakota Parks and Recreation Department,

On behalf of the Badlands Trail Riders club, I wanted to express our support for the efforts of the ND Parks and Recreation Department in applying for grant money from the Outdoor Heritage Fund to allow for trails to be rerouted and updated within the Little Missouri State Park as the impact of oil and energy exploration continues to grow. Our organization has used the park for decades and it continues to be a favorite among our members. We meet there annually for the extended Labor Day weekend. This has become a tradition for many of us that spreads across multiple family generations.

The impact of oil and gas exploration within the park is a topic of concern for the club. Continued cooperation between private land owners, ND Parks and Rec, and park users is essential in preserving the heritage of the Little Missouri State Park. Moving some trails and grooming others will be necessary to keep those relationships strong and minimize the impact to the great experience we are all accustomed to when we ride horse at the Little Missouri State Park.

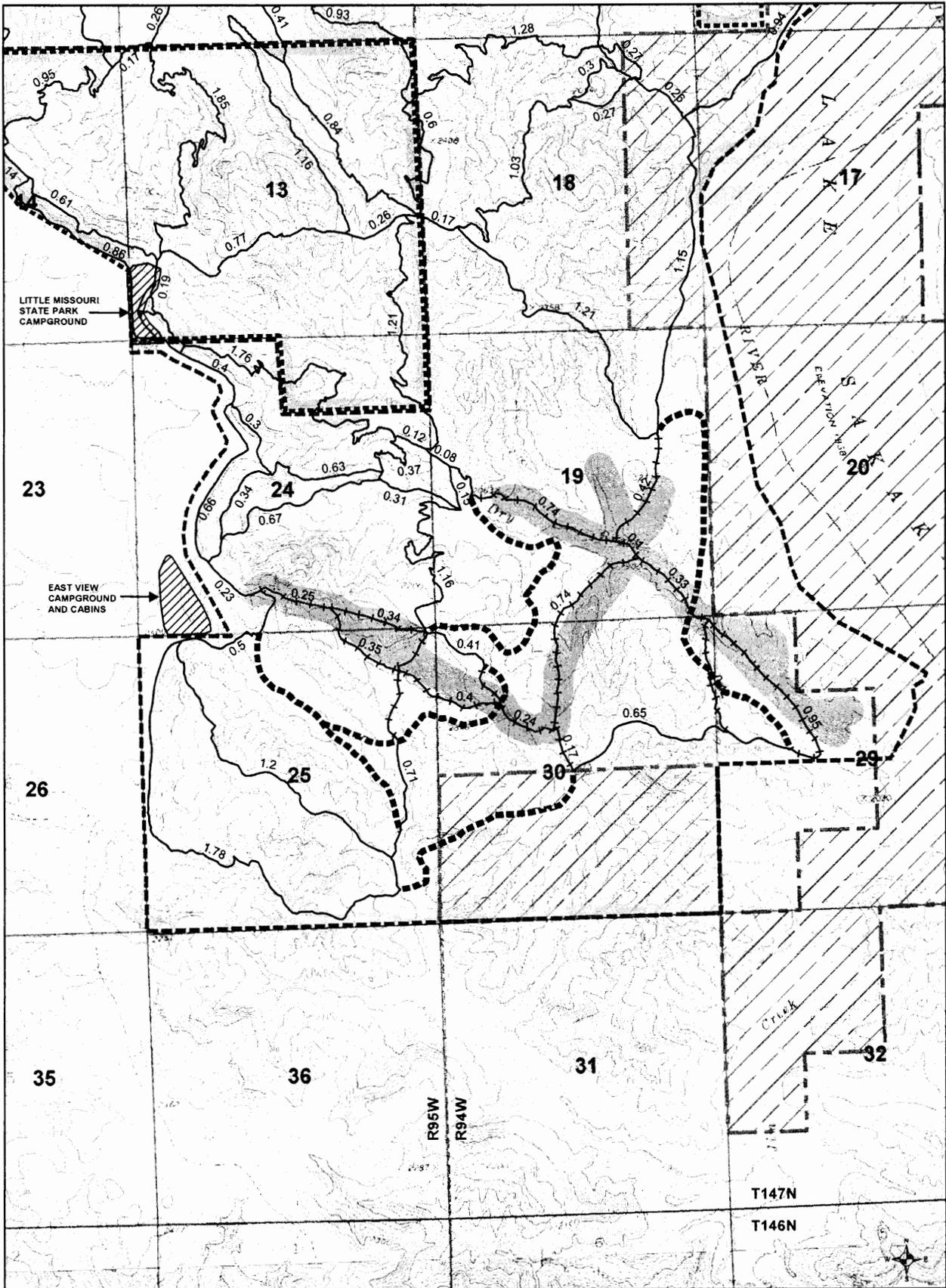
In Closing, The Badlands Trail Riders strongly supports the North Dakota Parks and Recreation Department in their efforts to receive a grant to help ensure the Little Missouri State Park can make trail changes that preserves the experience for park users.

Sincerely,

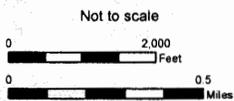
A handwritten signature in cursive script that reads "Matthew Kramlich".

Matthew Kramlich, President

Badlands Trail Riders



**Little Missouri State Park**



- Trail
- Oil Development Corridor
- Proposed Replacement Trail
- Displaced Trails

- Private and Federal Lands Leased by LMSP
- Little Missouri State Park
- Federal Lands - Lake Sakakawea