

**STATE OF ARKANSAS
ARKANSAS DEPARTMENT OF PARKS AND TOURISM
OUTDOOR RECREATION GRANTS PROGRAM**

STATEMENT OF AGREEMENT No. 2

Project No. A-10536-08-CG

The State of Arkansas, represented by the Executive Director, Arkansas Department of Parks and Tourism and the Applicant named above (hereinafter referred to as the Applicant) mutually agree to perform this agreement in accordance with the Land and Water Conservation Fund Act of 1965, 78 Stat. 897 (1964), and with the terms, promises, conditions, plans, specifications, estimates, procedures, project proposals, maps, and assurances attached hereto and hereby made a part hereof.

The State of Arkansas hereby promises, in consideration of the promises by the Applicant herein, to obligate to the Applicant the amount of money referred to above, and to tender to the Applicant that portion of the obligation which is required to pay the State of Arkansas share of the costs of the above project stage, based upon the above percentage of assistance, and also based upon receipt of those funds from Act 729 of 1987. The Applicant hereby promises, in consideration of the promises made by the State of Arkansas herein, to execute the project or project stage described above in accordance with the terms of this agreement.

The participant may not deviate from the scope of the project without the concurrence of the Arkansas Department of Parks and Tourism Executive Director. When one of the conditions in the agreement changes, such as change in the project scope, a revised estimate of costs, a deletion or additions of items, or a need to extend the project period, the participant will submit in writing a formal request to the Executive Director for its approval.

The following special project terms and conditions were added to this agreement before it was signed by the parties hereto:

(1) Historic Properties Preservation Act of 1966 (80 Stat. 915 16 U.S.C. 470), Executive Order 11593 (Protection and Enhancement of the Cultural Environment); (2) Uniform Relocation Assistance and Real Property Acquisition Policies (41 CFR 114-50) P. L. 91-646; (3) National Environmental Policy Act of 1969 (Public Law 91-190); (4) OMB Circular A-95; (5) Architectural Barriers Act of 1968 (P. L. 90-480); (6) Executive Order 12088 (Pollution Control); (7) Executive Order 1198 as amended (Floodplain Management); (8) OMB Circular A-102 (9) Executive Order 11246 as amended (Equal Employment Opportunity) 41 CFR Part 60; (10) Copeland "Anti-Kickback" Act (18 U.S.C. 874) DOL (29 CFR, Part 3); (11) Clean Air Act of 1970 (Construction Contract Amounts in Excess of \$100,000.00); (12) Nondiscrimination on the Basis of Handicap Section 504 Rehabilitation Act of 1973, DOJ (43 CFR Part 17).

The Applicant agrees to comply with the requirements of the Arkansas Department of Parks and Tourism regulations by immediately erecting a project sign and by burying or relocating underground overhead lines at all development and acquisition project sites.

The applicant agrees to be responsible for operation and maintenance of said park in perpetuity.

The undersigned Applicant of the State of Arkansas does hereby agree and accept the same responsibility and obligations as set out in the herein described project and to the same extent and in the same manner, including all requirements, as does the State of Arkansas. The undersigned Applicant of the State of Arkansas further understands, agrees, and accepts that this project is not effective until this project agreement has been duly executed by the State of Arkansas and the said Applicant is notified accordingly; and no work shall be initiated and/or undertaken by said Applicant on the herein described project until it has received said notification by the State.

In witness whereof, the parties have executed this agreement as of the date entered below.

THE STATE OF ARKANSAS

By _____
Executive Director
Arkansas Department of Parks & Tourism

Date _____