

OFFICIAL RECORD  
Requested By:  
DC/COMMUNITY DEVELOPMENT

Douglas County - NV  
Werner Christen - Recorder

Page: 1 Of 4 Fee: 0.00  
BK-0307 EG- 8941 RPTT: 0.00



Assessor's Parcel Number: N/A

Date: MARCH 27, 2007

Recording Requested By:

Name: LYNDA TEGLIA, COMMUNITY DEVELOPMENT

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Real Property Transfer Tax: \$ N/A

\_\_\_\_\_

AGREEMENT #2007.042  
(Title of Document)

FILED

2007.042

2007 MAR 27 PM 2: 24

**AGREEMENT**

This agreement is made and entered into between Douglas County, State of Nevada, a political subdivision of the State of Nevada, (County), and the Nevada Tahoe Conservation District (NTCD), a political subdivision of the State of Nevada.

CLERK  
BY *[Signature]*

**RECITALS**

1. The County and NTCD are public agencies under NRS 277.100 and NRS 548.340 respectively, and public agencies may contract with any other public agencies to perform, under NRS 277.180, NRS 548.360 and NRS 548.380, any governmental service, activity or undertaking that a contracting agency is authorized to perform. Each is authorized to designate matching funds for use in matching U. S. Forest Service grants for the health, safety and welfare of the citizens of the County or District.

2. NTCD desires to use County-spent State money as matching funds for NTCD's environmental monitoring grant with the U.S. Forest Service Lake Tahoe Basin Management Group (USFS) (grant # 06-DG-11051900-028) in the amount of \$181,000. The funds must be used within a set time period or be lost for use in grant matching. The County is unable to use the funds for a match. Both the County and the NTCD mutually agree that the use of matching funds would benefit the general public.

**AGREEMENT**

In consideration of the mutual promises contained in this agreement the parties agree as follows:

1. The County has spent at least \$181,000 in nonfederal State funds on the Oliver Park/Kahle Drive Water Quality Improvement Project between July 1, 2006 and December 31, 2006 (see Attachment A - Spreadsheet summary.) That money has not been used for a grant match for any other federal funding. The County agrees that the District may use \$181,000 spent on the project for matching funds for the NTCD's environmental monitoring grant with the U.S. Forest Service Lake Tahoe Basin Management Group (USFS) (grant # 06-DG-11051900-028).

2. The County will not be responsible for any costs connected to the use of these



matching funds or with the monitoring program and the parties agree that no liability will transfer to the County.

3. This agreement will become effective only after it has been ratified by official action of the governing bodies of the each party.

4. Each respective party agrees to indemnify and hold harmless the other party, to the extent provided by law, including, but not limited to, NRS chapter 41, from and against any liability arising out of the performance of the agreement proximately caused by any act or omission of its own officers, agents, and employees.

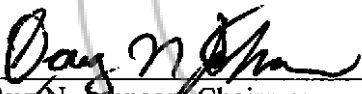
5. The laws of the State of Nevada apply in interpreting and construing this agreement.

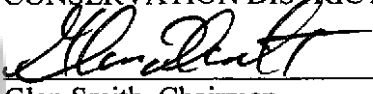
6. This agreement constitutes the full and final agreement between the parties and will not be modified except in writing and signed by both parties.

7. This agreement may not be assigned except by writing signed by both parties.

DOUGLAS COUNTY

NEVADA TAHOE  
CONSERVATION DISTRICT

  
\_\_\_\_\_  
Doug N. Johnson, Chairman  
Douglas County Board of Commissioners

  
\_\_\_\_\_  
Glen Smith, Chairman  
Board of Supervisors

Approved as to Content:

  
\_\_\_\_\_  
Director, Community Development

Approved as to form:

N/A  
\_\_\_\_\_  
District Attorney

Attest:


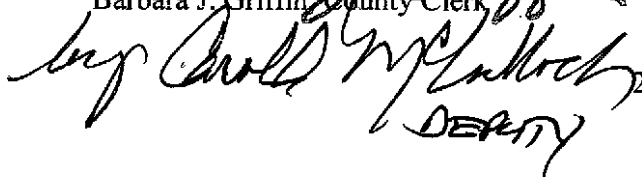
  
\_\_\_\_\_  
Barbara J. Griffin, County Clerk  
  
DEPUTY

EXHIBIT A					
OLIVER PARK/KAHLE DRIVE WATER QUALITY IMPROVEMENT PROJECT					
BILLED INVOICES					
FOR WORK PERFORMED JULY 1, 2006 THROUGH DECEMBER 31, 2006					
Vendor	Invoice Number	Period Covered	Date Billed	Date Paid	Amount
V & C Construction	8	08/01/06-08/31/06	08/31/06	09/22/06	\$ 86,450.00
V & C Construction	9	09/01/06-10/15/06	10/16/06	11/03/06	117,380.10
V & C Construction	10	10/16/06-11/15/06	11/15/06	12/15/06	249,893.70
V & C Construction	11	11/16/06-12/31/06	01/08/07	01/26/07	131,668.43
Pezonella Associates	9060014	07/30/06-09/02/06	09/13/06	10/06/06	1,731.00
Pezonella Associates	10060133	09/03/06-09/30/06	10/17/06	11/03/06	1,343.30
Pezonella Associates	11060013	10/01/06-10/28/06	11/09/06	12/01/06	938.60
JWA Consulting Engineers	20	09/01/06-09/30/06	10/09/06	11/03/06	2,684.99
JWA Consulting Engineers	21	10/01/06-10/31/06	11/20/06	12/22/06	3,142.45
JWA Consulting Engineers	22	12/01/06-12/31/06	01/08/07	01/26/07	748.39
Total Billed Invoices					595,980.96
Designated Match for Lake Village Drive W.Q.I.P.					(300,000.00)
NTCD Matching Fund Request					(181,000.00)
Unobligated Balance					\$ 114,980.96

SEAL

**CERTIFIED COPY**

The document to which this certificate is attached is a full, true and correct copy of the original on file and on record in my office.

DATE: March 27, 2007  
 Clerk of the Judicial District Court  
 of the State of Nevada, in and for the County of Douglas.

By Carol A. M. [Signature] Deputy



BK- 0307  
 PG- 8944