

DOC # 0763391  
05/11/2010 01:23 PM Deputy: KE

**OFFICIAL RECORD**

Requested By:

DC/COMMUNITY DEVELOPMENT

Assessor's Parcel Number: N/A

Date: MAY 11, 2010

Recording Requested By:

Douglas County - NV  
Karen Ellison - Recorder  
Page: 1 Of 5 Fee: 0.00  
BK-0510 PG- 1793 RPTT: 0.00



Name: LYNDA TEGLIA, COMMUNITY DEVELOPMENT

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

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

Real Property Transfer Tax: \$ N/A

AGREEMENT AMENDMENT #2010.108

(Title of Document)

FILED

NO. 2010.108

Amendment No. 3 to  
Highway Agreement No. PR439-07-063

2010 MAY 10 AM 9:33

This Amendment is made and entered into this 19th day of April, 2010, between TED THIRAN the State of Nevada, Department of Transportation, hereinafter referred to as the DEPARTMENT, and Douglas County, P.O. Box 218, Minden, Nevada, 89423, hereinafter called the COUNTY. BY [Signature]

WITNESSETH:

WHEREAS, on July 12, 2007, the parties entered into Agreement No. PR439-07-063 to delegate authority to the County to design, advertise, award, and manage construction of sidewalk and curb ramps along Lake Parkway West and East near U.S. 50 in Stateline; and

WHEREAS, this amendment reduces the project limits and extends the agreement termination date for the PROJECT; and

WHEREAS, the parties hereto desire to make certain amendments to Agreement No. PR439-07-063.

NOW, THEREFORE, the parties agree as follows:

- A. Witnesseth, the 4<sup>th</sup> Paragraph, is amended by deleting it in its entirety and inserting in its place: "WHEREAS, this Agreement is intended to delegate authority to the COUNTY to design, advertise, award, and manage construction of sidewalk and curb ramps along Lake Parkway East as outlined in the Project Scope attached hereto and incorporated herein as Attachment A-1, hereinafter called the PROJECT; and"
- B. Article II, Paragraph 1, is amended by deleting it in its entirety and inserting in its place: "To perform or have performed by consultant forces; (a) the design of the PROJECT (including the development of plans, specifications and estimates); (b) the completion of the NEPA documentation in conformance with 23 C.F.R. § 771; (c) the acquisition of environmental permits and clearances; and (d) the advertisement, award and construction management of the PROJECT, as outlined in Attachment A-1, in accordance with Federal, State and local laws, regulations, ordinances and policies, including but not limited to those listed in the FHWA "Contract Administration Core Curriculum Participant's Manual and Reference Guide" at <http://www.fhwa.dot.gov/programadmin/contracts/coretoc.cfm>, incorporated herein by reference. The PROJECT shall be designed and constructed in accordance with COUNTY standards. The PROJECT shall be operated and maintained in accordance with applicable Federal, State and local laws, regulations, ordinances and policies."
- C. Article III, Paragraph 1, is amended by deleting it in its entirety and inserting in its place: "The term of this Agreement shall be from the date first written above through and including December 31, 2011, or until the construction of all improvements contemplated herein have been completed and accepted by the DEPARTMENT, save and except the responsibility for maintenance as specified herein."
- D. Attachment A is amended by removing it in its entirety and replacing it with the attached Attachment A-1.

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E. All of the other provisions of Agreement No. PR439-07-063 dated July 12, 2007, as amended by Amendment No. 1 dated November 12, 2008, and Amendment No. 2 dated December 8, 2009, shall remain in full force and effect as if set forth herein.

IN WITNESS WHEREOF, the above named parties have hereunto set their hands and executed this Amendment the date first written above.

DOUGLAS COUNTY  
*Mike Olson*  
Mike Olson  
Chairman, Board of Commissioners

State of Nevada, acting by and through its  
DEPARTMENT OF TRANSPORTATION  
*Stacy Markham*  
Director

Attest:  
*Ted Thran*  
Ted Thran  
Clerk Treasurer

Approved as to Legality and Form:  
*John Miles*  
Deputy Attorney General

BY *J. Swanson*, Clerk to the Board  
Approved as to Form:

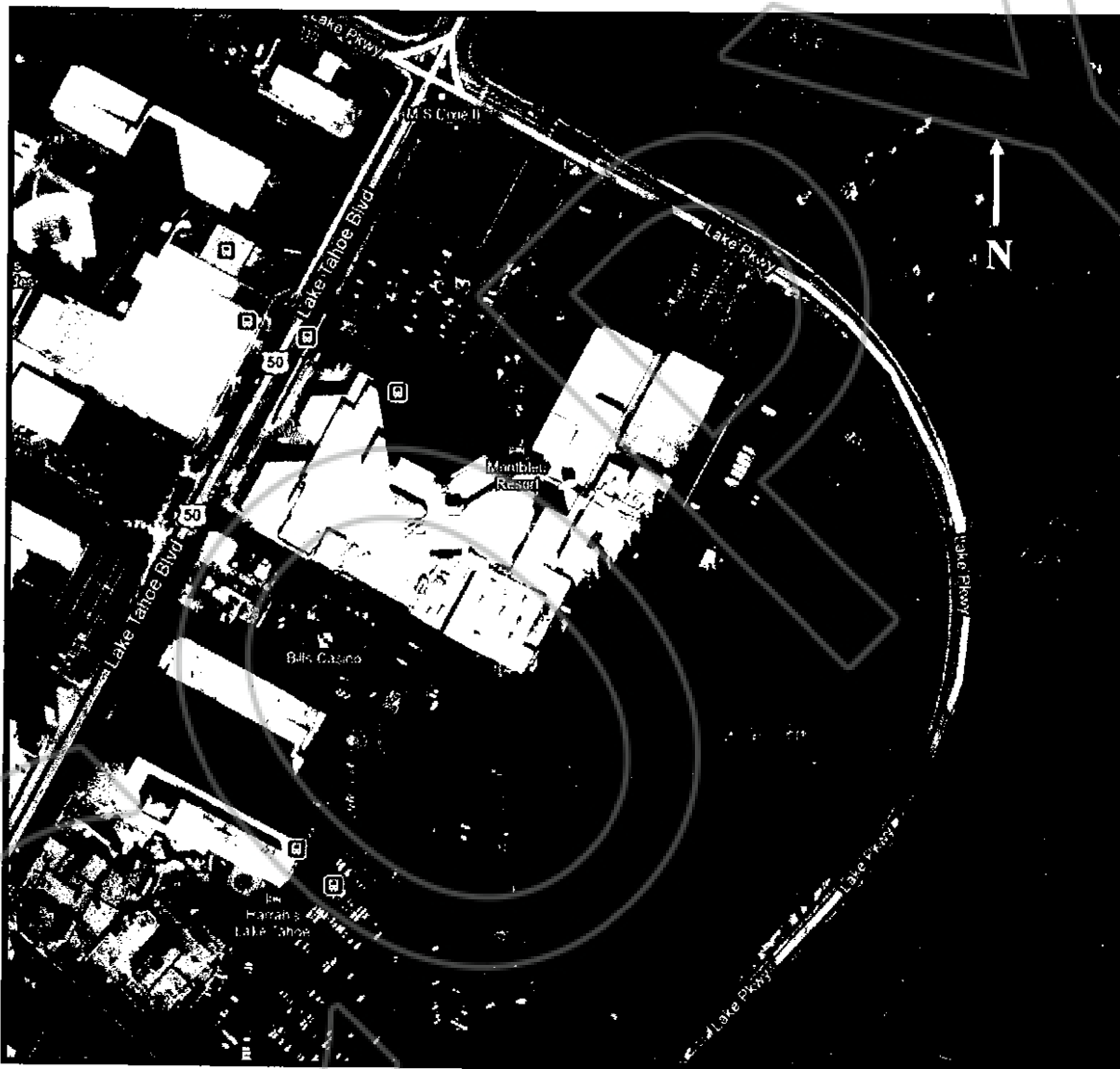
*Joe Ward*  
Joe Ward  
Chief Deputy District Attorney



**Attachment A-1**

**SCOPE OF WORK  
LAKE PARKWAY ENHANCEMENT PROJECT**

The project consists of constructing sidewalk and curb ramps along Lake Parkway East near U.S. Highway 50 in Stateline. The project limits are from U.S. 50 to the Nevada/California state line (approx. 3,300 feet), as shown below.



COPY

**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: May 10, 2010

[Signature] Clerk of the [Signature] Judicial District Court of the State of Nevada, in and for the County of Douglas.

By [Signature] Deputy