

DOC # 0778939
02/23/2011 10:22 AM Deputy: GB

OFFICIAL RECORD

Requested By:
DC/COMMUNITY DEVELOPMENT

Assessor's Parcel Number: N/A

Date: FEBRUARY 22, 2011

Recording Requested By:

Douglas County - NV
Karen Ellison - Recorder
Page: 1 of 5 Fee: 0.00
BK-0211 PG-4361 RPTT: 0.00



Name: JEANE COX, COMMUNITY DEVELOPMENT

Address: _____

City/State/Zip: _____

Real Property Transfer Tax: \$ N/A

AGREEMENT AMENDMENT #2011.036

(Title of Document)



**A Funding Agreement Amendment Between the State of Nevada
Acting By and Through Its Division of State Lands and the
Conservation and Resource Protection Grant Program
(Grantor)**

901 S. Stewart St, Suite 5003, Carson City, NV 89701

phone: (775) 684-2720

fax: (775) 684-2721

And

**Douglas County
(Grantee)**

P.O. Box 218, Minden, NV 89423

phone: (775) 782-6268

fax: (775) 782-6255

And

**The Nature Conservancy,
A District of Columbia non profit corporation
(Recipient)**

through its Nevada Field Office located at

One East First Street, Suite 1007, Reno, NV 89501

phone: (775) 322-4990

fax: (775) 322-5132

FOR THE PURPOSES OF restoring the River Fork Ranch wetlands;

WHEREAS, at the general election on November 5, 2002 Nevada's voters approved a conservation initiative generated by Assembly Bill 9, Statutes of Nevada, 17th Special Session of the 2001 Nevada State Legislature, Chapter 6, referred to as Question 1, and authorized the issuance of general obligation bonds in the face amount of \$200,000,000 to carry out this program; and

WHEREAS, the Nevada legislature authorized the State Land Registrar to establish a conservation and resource protection grant program and administer the issuance of general obligation bonds in the face amount of \$65,500,000; and

WHEREAS, \$10,000,000 of the above \$65,500,000 is allocated for grants to enhance and restore the Carson River corridor;

WHEREAS, the State Land Registrar has determined this project is both necessary and in the best interests of the State of Nevada;

NOW, THEREFORE, in consideration of the aforesaid premises, the parties mutually agree as follows:

FUNDING AGREEMENT AND MODIFICATION. The Nevada Division of State Lands (NDSL) Question 1 Funding Agreement, River Fork Ranch Wetlands Restoration DO-CR-05020, is hereby amended to include the following revisions to the project Budget and term date:

FUNDING AGREEMENT TERM. The Funding Agreement Term Ending Date shall be extended from December 31, 2010 to December 31, 2011.

FILED
2011 FEB 22 AM 11:52
2011.0226

Project Budget

River Fork Ranch Restoration

Question 1 Project Budget

| Project Task/Item | Funding Source | | | Subtotal |
|---|---------------------|---------------------|---------------|-----------------------|
| | Question 1 Request | Match, Cash | Match, Inkind | |
| Purchase of the Property | \$0.00 | \$0.00 | \$0.00 | \$1,530,000.00 |
| Conceptual Level Restoration | | | | |
| Planning | \$0.00 | \$60,000.00 | \$0.00 | \$60,000.00 |
| Required Assessments | \$0.00 | \$60,000.00 | \$0.00 | \$60,000.00 |
| Engineering Level Planning and Permitting | \$0.00 | \$150,000.00 | \$0.00 | \$150,000.00 |
| Earthwork/Materials | \$415,000.00 | \$625,000.00 | \$0.00 | \$1,040,000.00 |
| Re-Vegetation / Weed Control | \$0.00 | \$50,000.00 | \$0.00 | \$50,000.00 |
| Administrative Costs | \$25,000.00 | \$0.00 | \$0.00 | \$25,000.00 |
| Project Management | \$60,000.00 | \$0.00 | \$0.00 | \$60,000.00 |
| Subtotal | \$500,000.00 | \$945,000.00 | \$0.00 | \$1,530,000.00 |
| | | | | \$2,975,000.00 |

Percent of Total, Qualifying Costs

Total Match Percentage

Percentage Total (100?)

Total Match

Total Q1 Request

Total Qualifying Project Cost

34.60207612

65.39792388

100

\$945,000.00

\$500,000.00

\$1,445,000.00



Amended Project Budget Table:

River Fork Ranch Restoration
Question 1 Project Budget

| Project Task/Item | Funding Source | | | Subtotal |
|---|--------------------|--------------|----------------|----------------|
| | Question 1 Request | Match, Cash | Match, In-kind | |
| Purchase of the Property | \$0.00 | \$0.00 | \$0.00 | \$1,530,000.00 |
| Conceptual Level Restoration | \$0.00 | \$72,123.27 | \$0.00 | \$72,123.27 |
| Planning | \$0.00 | \$85,000.00 | \$0.00 | \$85,000.00 |
| Required Assessments | \$0.00 | \$132,000.00 | \$0.00 | \$132,000.00 |
| Engineering Level Planning and Permitting | \$415,000.00 | \$264,220.00 | \$270,780.00 | \$950,000.00 |
| Earthwork/ Materials | \$20,000.00 | \$120,876.73 | \$0.00 | \$140,876.73 |
| Re-Vegetation / Weed Control | \$5,000.00 | \$0.00 | \$0.00 | \$5,000.00 |
| Administrative Costs | \$60,000.00 | \$0.00 | \$0.00 | \$60,000.00 |
| Project Management | \$500,000.00 | \$674,220.00 | \$270,780.00 | \$2,975,000.00 |
| Subtotal | | | | |

| | Total Project Cost | Total Qualifying Project Cost |
|--------------------------------------|--------------------|-------------------------------|
| Percent of Total, Qualifying Costs | 18.73910035 | |
| Total Match Percentage | 65.39792388 | |
| Percentage Total (100?) | 100 | |
| Total Match | \$945,000.00 | |
| Total Q1 Request | \$500,000.00 | |
| Total Qualifying Project Cost | | \$1,445,000.00 |

Amended Q1 Awarded Budget Table: Re-Vegetation/ Weed Control shall be increased by \$20,000.00 to \$20,000.00. Administrative Costs shall be decreased by \$20,000.00 to \$5,000.00.

Amended Applicant Match Budget Table: Conceptual Level Restoration Planning shall be increased by \$12,123.27 to \$72,123.27. Required Assessments shall be increased by \$25,000.00 to \$85,000.00. Engineering Level Planning & Permitting shall be decreased by \$18,000.00 to \$132,000.00. Earthwork shall be decreased by \$90,000.00 to \$535,000.00. Re-Vegetation/ Weed Control shall be increased by \$70,876.73 to \$120,876.73.



This Funding Agreement Amendment constitutes the entire modification and is intended as a complete and exclusive statement of the promises, representations, negotiations, discussions, and other agreements that may have been made in connection with the modification hereof. This first Amendment to the original Funding Agreement shall not be binding upon the parties unless signed by the respective parties hereto.

No amendments or modifications to the Funding Agreement other than those expressed above are intended. All other provisions of the Funding Agreement shall remain binding as originally executed. The total grant award in the amount of \$500,000.00 and match in the amount of \$945,000.00 remain unchanged.

IN WITNESS WHEREOF, the parties hereto have caused this Funding Agreement to be signed and intend to be legally bound thereby.

James R. Lawrence
James R. Lawrence
Grantor Signature
1/27/11
Date

Administrator/State Lands Registrar
Grantor's Title

Michael A. Gil
Grantee Signature
2/17/11
Date

Chairman, Board of Commissioners
Grantee's Title

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: Feb 23 2011
[Signature] Clerk of the 9th Judicial District Court
of the State of Nevada, in and for the County of Douglas.
By [Signature] Deputy