

**THIRD AMENDMENT TO
MEMORANDUM OF AGREEMENT
BETWEEN
THE UNITED STATES ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT
AND THE NEVADA STATE HISTORIC PRESERVATION OFFICER
REGARDING
THE SOUTH EAST CONNECTOR PROJECT
WASHOE COUNTY, NEVADA**

WHEREAS, the Memorandum of Agreement (MOA) was executed on April 6, 2015; and

WHEREAS, the First Amendment to the MOA was executed on August 31, 2015; and

WHEREAS, the Second Amendment to the MOA was executed on February 4, 2016; and

WHEREAS, in a letter dated March 27, 2020 (Attachment 7), the Regional Transportation Commission (RTC), notified the U.S. Army Corps of Engineers, Sacramento District (USACE), that the restrictive covenants for 26Wa9528 cannot be filed at this time as a result of ongoing legal action. The USACE has therefore determined that the requirements of the MOA cannot be fulfilled prior to expiration of the MOA on April 6, 2020, pursuant to Stipulation XI.E.1; and

WHEREAS, the RTC has requested a two-year extension on the MOA; and

WHEREAS, the USACE, in consultation with the SHPO and the Tribes, have agreed to the request; and

WHEREAS, the USACE will send a copy of the executed amendment to the MOA to the ACHP; and

NOW THEREFORE, in accordance with Stipulation XI.C of the MOA, the USACE and the SHPO agree to amend the MOA as follows:

Amend Stipulation XI.E.1 so it reads as follows:

This MOA will be in effect following execution by the Signatories. This MOA will remain in effect until the USACE, in consultation with the SHPO, RTC, and the Tribes, determines that all the terms of this MOA have been satisfactorily fulfilled or until April 6, 2022, whichever comes first.

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SIGNATORY PARTIES:

UNITED STATES ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT

By:  _____ Date: 3 April 2020
Name: Michael S. Jewell
Title: Chief, Regulatory Division

NEVADA STATE HISTORIC PRESERVATION OFFICE

By: _____ Date: _____
Name: Rebecca Lynn Palmer
Title: State Historic Preservation Officer

INVITED SIGNATORY PARTY:

REGIONAL TRANSPORTATION COMMISSION

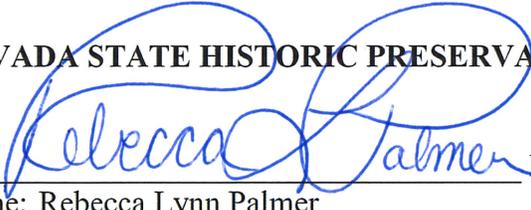
By: _____ Date: _____
Name: Amy Cummings
Title: Interim Executive Director

SIGNATORY PARTIES:

UNITED STATES ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT

By: _____ Date: _____
Name: Michael S. Jewell
Title: Chief, Regulatory Division

NEVADA STATE HISTORIC PRESERVATION OFFICE

By:  _____ Date: 04/03/20
Name: Rebecca Lynn Palmer
Title: State Historic Preservation Officer

INVITED SIGNATORY PARTY:

REGIONAL TRANSPORTATION COMMISSION

By: _____ Date: _____
Name: Amy Cummings
Title: Interim Executive Director

SIGNATORY PARTIES:

UNITED STATES ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT

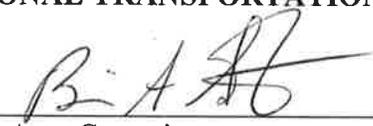
By: _____ Date: _____
Name: Michael S. Jewell
Title: Chief, Regulatory Division

NEVADA STATE HISTORIC PRESERVATION OFFICE

By: _____ Date: _____
Name: Rebecca Lynn Palmer
Title: State Historic Preservation Officer

INVITED SIGNATORY PARTY:

REGIONAL TRANSPORTATION COMMISSION

By:  _____ Date: 4/3/2020
Name: Amy Cummings
Title: Interim Executive Director

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CONCURRING PARTIES:

RENO-SPARKS INDIAN COLONY

By: _____ Date: _____
Name: Arlan D. Melendez
Title: Chairperson

PYRAMID LAKE PAIUTE TRIBE

By: _____ Date: _____
Name: Anthony Sampson
Title: Chairperson

WASHOE TRIBE OF NEVADA AND CALIFORNIA

By: _____ Date: _____
Name: Serrell Smokey
Title: Chairperson