

RTC EXHIBIT 1-M

BRIAN SANDOVAL
Governor

STATE OF NEVADA

LEO DROZDOFF
Director

JASON KING, P.E.
State Engineer



DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES

901 South Stewart Street, Suite 2002
Carson City, Nevada 89701-5250
(775) 684-2800 • Fax (775) 684-2811

<http://water.nv.gov>

January 24, 2013

Received By: _____
JAN 29 2013
At RTC Engineering Department

Gath Oksol, P.E, Project Manager
Regional Transportation Commission
1105 Terminal Way
Reno, NV 89502

Re: RTC South East Connector Project, Phase I

Dear Mr.Oksol,

This office has received and completed reviewed of the proposed bridge over the Truckee River as part of the Regional Transportation Commission's South East Connector Project, Phase I; including response to comment, the U.S. Army Corps of Engineers Application and the preliminary 100% submittal drawings. The roadway bridge clear spanning the Truckee River is located within portions of Section 11 and 14 of T.19N. R.20 E. M.D.B.&M.

The Department of Conservation and Natural Resources, Division of Water Resources is the State agency responsible for operation and maintenance of the channel of the Truckee River from the Glendale Street Bridge to Wadsworth. This maintenance responsibility stems from an agreement with the U. S. Army Corps of Engineers as a result of the flood control work done in the mid 1950's and early 1960's. The Operation and Maintenance Manual for the Truckee River and Tributaries requires that a flow of 6,000 cfs be maintained within the bed and banks of the river between Reno and Wadsworth, Nevada.

Therefore, this letter hereby authorizes you to proceed with the proposed project subject to the following conditions:

This project does not in any way grant or infers any modification to the existing agreements between the State of Nevada and the U. S. Army Corps of Engineers.

The project is not to negatively impact the river and its banks upstream or downstream of the boundaries of lands controlled by the Cities of Sparks and Reno, State Lands, or others.

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That all sections of the river bank that are disturbed must be returned to their original or an approved condition to enhance the river bank upon project completion.

That all armoring, (i.e. rip-rap) including vegetation that is displaced, and not directly a part of the proposed project, must be replaced and/or returned to its original condition upon project completion.

That all construction debris must be removed from the river channel and that Best Management Practices must be utilized in conformance with Nevada Division of Environmental Protection requirements.

Any future impacts upstream or downstream as a result of this project will be the responsibility of the Regional Transportation Commission or their successor and, if necessary, the Regional Transportation Commission or their successor, must implement mitigation efforts or measures to relieve those impacts.

Upon completion of construction, the Engineer shall submit to the State Engineer a signed completion letter certifying that the project was constructed as per approved plans and specifications. Submittal is to occur within 30 days of the conclusion of the project and is to include a set of record drawings (as built) and a report that documents all monitoring requirements prior to and subsequent to construction activities, including photographs of the various projects sites near and along the Truckee River depicting the initial to final conditions. A site inspection by this office and the permittee will be required upon project completion.

The Nevada Division of Water Resources retains the right to enter upon the subject property to inspect and monitor said work as deemed necessary.

Nothing in this letter of authorization shall be construed to preclude the institution of any legal action or relieve the Regional Transportation Commission from any responsibilities, liabilities, or penalties established pursuant to any applicable Federal, State, Tribal, or local laws, regulations or ordinances.

Future work, reconstruction, or modification to the subject project or any channel maintenance work, channel clearing, snag and debris removal would be the subject of a separate request and approval.

This letter of authorization for encroachment expires December 31, 2013. If the project is not timely completed a request for an extension of time may be submitted that is to include the work done to date and the time frame for completion.

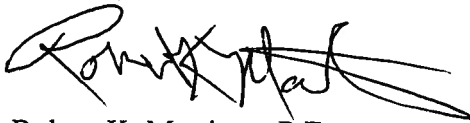
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If you have any questions regarding this letter of authorization, please contact the undersigned (775) 684-2844.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert K. Martinez", with a long, sweeping flourish extending to the right.

Robert K. Martinez, P.E.
Chief, Engineering and Dam Safety

cc: Nelson Stone, P.E., TY LIN International
Trina Magoon, P.E., Stantec Consulting
U. S. Army Corp of Engineers
Nevada Division of Environmental Protection
Nevada Division of State Lands