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COLORADO RIVER COMMISSION
OF NEVADA

August 25, 2014

**NOTICE AND AGENDA OF PUBLIC MEETING ON
PROPOSED ALLOCATION CRITERIA FOR MARKETING NEVADA'S SHARE OF
HOOVER SCHEDULE D ELECTRIC POWER**

The staff of the Colorado River Commission of Nevada will host three public meetings regarding the proposed allocation criteria for marketing Nevada's share of Hoover Schedule D electric power. No action will be taken by the Commission at this time.

September 11, 2014 - Pahrump, NV
9:00 a.m. – 11:00 a.m. PDT
Bob Rudd Community Center, Room B
150 North Highway 160
Pahrump, NV 89060

September 11, 2014 – Las Vegas, NV
2:00 p.m. – 4:00 p.m. PDT
Nevada Department of Transportation
Building B, Training Room
123 East Washington Avenue
Las Vegas, NV 89125

September 12, 2014 - Overton, NV
1:00 p.m. – 3:00 p.m. PDT
Moapa Valley Community Center
320 North Moapa Blvd
Overton, NV 89040

If you plan to attend, please register on-line at www.crchoovertime.com or RSVP to Carla Miguel at (702) 486-2692 at least five days before the meeting.

AGENDA

1. Welcome and Introduction
2. CRC Proposed Allocation Criteria, Allocation Process & Timeline
3. Questions & Comments

Members of the public who are disabled and require accommodations or assistance at this meeting are requested to notify the Colorado River Commission in writing or by calling (702) 486-2670 prior to the meeting.

IN ADDITION TO DIRECT MAILING TO INTERESTED PARTIES, THIS NOTICE HAS BEEN POSTED AT THE FOLLOWING LOCATIONS:

City of Las Vegas City Hall, 495 South Main Street, Las Vegas, NV

City of North Las Vegas City Hall, 2250 Las Vegas Boulevard North, North Las Vegas, NV

Clark County Government Center, 500 South Grand Central Parkway, Las Vegas, NV

State of Nevada Grant Sawyer Building, 555 East Washington Avenue, Las Vegas, NV

IN ADDITION, THIS NOTICE HAS BEEN FAXED FOR POSTING AT THE FOLLOWING LOCATIONS:

City of Boulder City Hall, 401 California Avenue, Boulder City, NV

City of Henderson City Hall, 240 Water Street, Henderson, NV

Esmeralda County, Courthouse, 233 Crook Avenue, Goldfield, NV

Eureka County, 10 South Main Street, Eureka, NV

Laughlin Chamber of Commerce, 1725 Casino Drive, Laughlin, NV

Laughlin Town Manager's Office, 101 Civic Way, Laughlin, NV

Lincoln County, 181 North Main Street, Pioche, NV

Mineral County, 105 South "A" Street, Hawthorne, NV

Nye County, 1520 East Basin Avenue, Pahrump, NV

White Pine County, Courthouse, 801 Clark Street, Ely, NV

Individuals may direct inquiries to obtain copies of the notice, agenda and supporting materials to Carla Miguel at (702) 486-2692. Materials may also be viewed at the Colorado River Commission's office: Grant Sawyer State Office Building, 555 E. Washington Avenue, Suite 3100, Las Vegas, NV 89101, and on the Colorado River Commission's Post 2017 Hoover Remarketing website, <http://www.crchoverallocation.com/>.

The notice and agenda is available on:

Colorado River Commission's website, <http://crc.nv.gov/>

Nevada Public Notice website, <https://notice.nv.gov>

I. Supplementary Information – Proposed Allocation Criteria for Marketing Nevada’s Share of Hoover Schedule D Electric Power

Federal hydroelectric power from the Boulder Canyon Project (Hoover Dam) is allocated under federal law to entities in southern California, Arizona and Nevada, and is further allocated within the State of Arizona through the Arizona Power Authority (APA) and the State of Nevada through the Colorado River Commission of Nevada (CRC). Hoover power is delivered to allottees in California, Arizona and Nevada under federal contracts with the Western Area Power Administration (Western). Under its current federal contract with Western, the State of Nevada through the CRC receives 377,000 Kilowatts (kW) of capacity and 1,057,989,000 kWh of Hoover power. This contract expires on September 30, 2017.

The State of Nevada receives its share of Hoover power and allocates it to users within the state through the CRC under state law (Nevada Revised Statute [NRS] 538.161, 538.171, 538.181, 704.787 and related regulations.) The CRC makes those allocations through a formal open and public allocation process and delivers Hoover power to users in Nevada under contracts entered into by the CRC on behalf of the State and approved by the Governor. The following entities have current contracts with the CRC for Hoover power.

American Pacific Corporation	Lincoln County Power District No. 1
Basic Water Company	Nevada Power Company
Lhoist North America Inc.	Overton Power District No. 5
Tronox LLC	Valley Electric Association
Titanium Metals Corporation	City of Boulder City
Southern Nevada Water Authority	

In anticipation of the expiration of the current Hoover contracts, the current federal Hoover contractors in Arizona, California, and Nevada jointly pursued an initiative to help assure the three states interests were reasonably protected beyond October 1, 2017. As a result of that initiative, Congress enacted the Hoover Power Allocation Act of 2011 (HPAA), which authorized Western to offer 50-year contracts (2017-2067) to existing federal Hoover power contractors at 95 percent of their current allocations under Schedules A and B, and authorizes allocation of the remaining 5 percent of Hoover power resources under Schedule D to “new allottees” which have not previously received Hoover power including Native American Tribes. Also, the HPAA authorized Western to directly allocate 69,000 kW of capacity and 151,013,000 kWh of energy within its defined marketing area in portions of Arizona, California, and Nevada; and established a process for allocation of an additional 11,510 kW of capacity and 25,113,000 kWh of energy within each state (Arizona, California, and Nevada). Western’s Schedule D contracts will become effective on October 1, 2017, and terminate on September 30, 2067. In Nevada, it is anticipated that most of Western’s Schedule D allocations will be implemented and contracted through the CRC.

In June 2012, Western began its administrative process to implement provisions of the HPAA and to conform its current power marketing criteria. In November 2012, Western issued its proposed marketing and allocation criteria followed by a series of public information and public comment forums and on December 30, 2013, Western finalized its marketing criteria and issued its call for applications. The CRC held a series of informational public workshops informing Nevada interested parties of the opportunity to apply for a federal allocation of Hoover Schedule D power from Western.

Applications were due to Western in March 2014. Western issued its proposed allocations on August 8, 2014, and plans to issue final allocations by December 2014. It is anticipated that Western will finalize its contracts with California entities, Boulder City, Nevada and the states of Arizona and Nevada by the end of 2016.

The CRC staff is now in the process of developing proposed criteria for the allocation of Hoover Schedule D power which consists of 11,510 kW of capacity and 25,113,000 kWh of energy. The CRC is seeking the views and comments of interested parties.

Pursuant to NRS 538.161, the CRC represents and acts for the State of Nevada in the negotiation and execution of contracts for the purchase of Hoover power *for the greatest possible benefit to this state*. In order to respond fully to this legislative mandate, the CRC is examining a possible range of options for allocating its Hoover Schedule D power in light of current public policy goals.

In making allocations, the CRC is proposing to take into consideration each proposed use of allocations of Hoover Schedule D power and how an applicant's use may provide the "greatest possible benefit to this state." The CRC will examine the effects its potential power allocations might have on the proposed public policy goals with the ultimate purpose of identifying those applicants which can create the greatest possible benefit to the State from an allocation of Hoover Schedule D power.

The CRC staff is developing its proposed Hoover Schedule D power allocation criteria and allocations through a public process, consisting of public meetings and hearing(s).

Phase 1 – Hoover Schedule D Allocation Criteria

Under Phase 1, the CRC Staff will develop a draft order setting forth proposed criteria for the CRC's allocation of power designated in Hoover Schedule D. To prepare the draft order, Staff will conduct public meetings on September 11 and September 12, 2014 to present and request oral and written comments on the draft allocation criteria and Application.

Persons wishing to comment on the draft allocation criteria and Application may appear at the scheduled public meeting or may address their comments, data, views, or arguments, in written form by September 17, 2014 to:

**Executive Director
Colorado River Commission of Nevada
555 E. Washington Avenue, Suite 3100
Las Vegas, NV 89101**

Following the public meetings, Staff will consider comments received and submit its draft allocation criteria and draft Application for Commission approval. A copy of the draft order will be provided to all interested persons and those who provided written and or oral comments at the public meeting, and will be posted on the CRC's website at www.crchoovertime.com. Staff anticipates possible action by the Commission on the draft allocation criteria in October 2014.

Phase 2 – Hoover Schedule D Allocation Process

Under Phase 2, the Commission will allocate Schedule D power to new allottees. Following Commission action under Phase I, CRC Staff will conduct a series of public meetings to present the approved allocation criteria and application procedure, and to answer questions and provide guidance on completing the Application. CRC Staff anticipates these meetings will be held in the days shortly after the Commission's decision in Phase I. The deadline for receipt of a completed Application will be included in the Public Meeting Notice for the Phase 2 public meetings and will be posted on the CRC's Hoover Allocation website at www.crchoovertime.com.

Upon receipt of applications, CRC Staff will review all applications, may contact individual applicants with clarification questions, and will prepare a draft order containing Staff's Hoover Schedule D power allocation recommendations for the Commission's consideration. A copy of the draft order will be provided to all applicants and posted on the CRC's website at www.crchoovertime.com. Comments on the draft order are invited and must be submitted to the CRC (addressed to the Executive Director at the address listed above) within 30 days after the Commission issues the draft order. The Notice issuing the draft order will contain details on how to submit comments.

Following the 30 day comment period, the Commission will conduct a hearing and issue a decision on the draft order containing the Hoover Schedule D power allocation(s). Decision options available to the Commission include adopting the draft order, modifying the draft order in whole or in part and adopting it as modified, or sending the draft order back to the CRC staff, with instructions, for further consideration.

Pursuant to statute, a notice of the Commission's allocation decision(s) will be published in the *Las Vegas Review-Journal* and *Reno Gazette-Journal* at least once a week for two weeks. In that notice, the Commission shall require any person desiring to make an objection to the Commission's allocation decision(s) to file a written objection within 10 calendar days after the date of the last publication of the notice. If any objection is filed, the Commission shall set a time and place for a hearing of the objection not more than 30 days after the date of the last publication of the notice.

Following allocation, CRC staff will offer contracts to applicant(s) granted an allocation by the Commission. In the event that an applicant offered an allocation of Hoover Schedule D power by the Commission fails to enter into a contract with the CRC within 90 days, the Commission will reallocate the amount of power offered to that applicant to other applicant(s) at the Commission's discretion using the criteria established in Phase 1.

Additionally, pursuant to the CRC's regulations, CRC staff will also offer a new contract to each of its current Schedule A and Schedule B contractors.

II. Proposed Allocation Criteria and General Eligibility Requirements for Schedule D Hoover Power

1. In making allocations, the Commission will consider how an Applicant's use of Hoover Schedule D power would support the following proposed public policy goals in the State of Nevada, which are in no particular order:
 - a. Economic development, (including but not limited to large, industrial, manufacturing or commercial businesses, and economic development zones),
 - b. Education, and
 - c. Support of state, local, and tribal governmental entities.
2. In support of public policy goals in Nevada, the Commission will consider the following factors, which are in no particular order:
 - a. In-state job creation (e.g. the number of new full time permanent employees, short term employees),
 - b. Exports of made-in-Nevada products,
 - c. New or expanded community or education programs,
 - d. New or increased tax revenues,
 - e. Reductions in expenses for governmental entities, and
 - f. Benefit economically disadvantaged areas.
3. In making allocations, the Commission will take into consideration whether the Applicant is a public entity, or a for-profit or non-profit private entity.

4. All Applicants will be subject to a creditworthiness review. In making allocations, all applicants will be evaluated based upon overall credit history and their ability to meet financial obligations.
5. Allocations will be made only to applicants that will be able to receive delivery of Hoover Schedule D power beginning on October 1, 2017 and have the necessary transmission and/or distribution arrangements in place by October 1, 2016.
6. In making allocations, the CRC will consider the Applicants' amount of federal hydropower from all federal hydroelectric dams that is currently being used to serve load or will be used to serve load after October 1, 2017, either directly or indirectly.
7. Allocations will be made only to new allottees that currently do not have an allocation of Hoover Schedule A or Schedule B power.
8. The Commission may base allocations on actual loads experienced in one of the calendar years 2011, 2012, or 2013, as designated by the Applicant. The Commission may use estimated load values if actual load data does not exist. The Commission will evaluate and may adjust unreasonable estimates during the allocation process. The CRC is available to assist Applicants in developing load estimates if necessary.
9. Allocations of power will be made in amounts determined solely by the Commission in its discretion pursuant to NRS 538.161, 538.171, 538.181, 704.787 and related regulations.

GENERAL ELIGIBILITY CRITERIA

The Commission will apply the following general eligibility criteria to Applicants seeking a Hoover Schedule D power allocation, pursuant to NRS 538.161, 538.171, 538.181, 704.787 and related regulations:

- 1) The Applicant must be an entity to which the Commission is authorized by law to sell electricity or provide transmission or distribution service.
- 2) The Applicant must be an entity which currently does not have an allocation of Hoover Schedule A or B power.
- 3) The Applicant must be able to receive energy directly or indirectly through its local utility, at a point of delivery authorized by the Commission. Authorized points of delivery currently include Amargosa Substation, Basic Substation, Boulder City Switchyard, Boulder City Tap, Clark Tie, Eastside Substation, Mead Substation, and Newport Substation.
- 4) The Applicant must have an annual peak load of at least 1 megawatt.

- 5) The Applicant must have load located within Western's defined marketing area (a map showing this marketing area is attached as Appendix "A").
- 6) An Applicant that is an electric utility must:
 - a. Maintain a power factor of at least 95 percent, or receive Hoover Schedule D power over the facilities of a utility that is able to maintain that power factor; and
 - b. Meet the requirements for integrated resource planning or a similar program, that apply to purchasers of Hoover Schedule D power.
- 7) An Applicant that is not an electric utility must:
 - a. Receive Hoover Schedule D power over the facilities of an electric utility that is able to maintain a power factor of at least 95 percent, or receive Hoover Schedule D power over the facilities of a utility that is able to maintain that power factor; and
 - b. Receive Hoover Schedule D power over the facilities of an electric utility that meets the requirements for integrated resource planning or a similar program that apply to purchasers of Hoover Schedule D power.

OTHER REQUIREMENTS AND CONDITIONS

- 1) The Applicant for an allocation of Hoover Schedule D power must sign a statement it understands that it will be subject to the following contract provisions if it accepts a contract with the CRC to receive Hoover Schedule D power commencing on October 1, 2017.
 - a. The Applicant must pay a proportionate share of this State's contribution to the cost of the Lower Colorado River Multi-Species Conservation Program.
 - b. The Applicant must participate through the CRC in the Boulder Canyon Project Implementation Agreement.
 - c. The Applicant must pay a pro rata share of Hoover Dam repayable advances required to be paid by Contractors who entered into contracts for the delivery of Hoover Schedule D power before October 1, 2017.
 - d. The Applicant must meet the requirements for integrated resource planning or a similar program, that apply to purchasers of Hoover Schedule D power, or receive power from the Commission over the facilities of an electric utility that meets the requirements for such program.
 - e. If located within Nevada Power Company's service territory, the Applicant must pay applicable fees, tariff rates and charges pursuant to NRS 704.787.

- f. The Applicant must pay a proportionate share of the debt service securities for Nevada Hoover Visitor Center and Airslot Debt which are applicable to all Nevada Contractors receiving Hoover power.
 - g. The Applicant may be required to make payments to a cash working capital fund, prepay for power purchased through the CRC, or provide collateral, or any combination thereof.
 - h. The Applicant must agree that it is subject to the jurisdiction of the courts of the State of Nevada or the courts of the United States of America for the ultimate resolution of any dispute which may arise under the contract and that any litigation addressing a dispute under the contract will be pursued only before those courts.
 - i. The Commission will determine the term of Nevada Hoover power contracts.
- 2) If an Applicant does not contract for allocated Hoover Schedule D Power within 90 days of being offered a contract from the CRC, the CRC will reallocate that Hoover Schedule D Power to other Applicant(s) at the Commission's discretion using the criteria established in Phase 1.
- 3) The Commission reserves the authority to grant waivers, for good cause, from any allocation criteria.

III. Application for Allocation of Hoover Schedule D Power

**Colorado River Commission of Nevada
Application for Allocation of Hoover Schedule D Power**

This form was created in Microsoft Word and a digital copy is available on the CRC's website: <http://www.crchoverallocation.com/>. If the form is opened in Microsoft Word, responses may be entered directly into the text boxes which will expand as needed to accept the text entered. Alternatively, additional pages for your responses may be attached by the Applicant. Applicants are requested to clearly identify on any attachments the Applicant's name and the related numbered item on the form.

1. Applicant Information. Please provide the following:

a. Applicant's (entity/organization requesting an allocation) name and address:

Applicant's Name	
Address	
City, State, Zip	

b. Person(s) representing Applicant:

Contact Person Title	
Address	
City, State, Zip	
Telephone	
Fax	
Email Address	

c. Type of entity/organization:

<input type="checkbox"/> Governmental Agency	<input type="checkbox"/> Public Utility District
<input type="checkbox"/> Corporation: Public <input type="checkbox"/> Private <input type="checkbox"/>	<input type="checkbox"/> Electric Utility
<input type="checkbox"/> Municipality	<input type="checkbox"/> Irrigation/Water District
<input type="checkbox"/> Native American Tribe	<input type="checkbox"/> Other, please specify

d. Parent entity/organization of Applicant, if any:

e. Name of the Applicant's member organizations, if any:

f. Applicable law under which the entity/organization was established or license to do business:

g. Describe the entity/organization that will interact with the Commission on contract and billing matters.

h. Provide the amount of annual Hoover Schedule D power the Applicant is requesting to be provided by the Commission.

<i>kilowatts</i>	<i>Kilowatt-hours</i>

2. Retail (End-Use) Applicant Data:

- a. If applicable, provide the type of service the Applicant provides and identify the type of customers currently served:

Type of service:						
Customer Type and Number						
	Type:	Type:	Type:	Type:	Type:	Type:
Number of customers						

- b. Provide the actual monthly maximum demand (kilowatts) and energy use (kilowatt-hours) experienced in one of the last three calendar years including calendar years 2011, 2012, or 2013. If the actual demand and energy data are not available, provide the estimated monthly demand and energy use and answer 3c:

Calendar Year ()						
	January	February	March	April	May	June
Demand (kilowatts)						
Energy (kilowatt-hours)						
	July	August	September	October	November	December
Demand (kilowatts)						
Energy (kilowatt-hours)						

- c. If the demand and energy data above is estimated, provide a description of the method and basis for this estimation in the space provided below:

- d. Identify any factors or conditions in the next five (5) years which may significantly change peak demands and energy use:

- e. Applicant's Resources (All). Please provide the following information:

- i. A list of current power supplies including power provided by a local utility, and the Applicant's own generation as well as purchases from others, including federal hydropower allocations if applicable. For each supply, provide the resource name, capacity supplied, and the resource's location.

- ii. If applicable, for each power supplier, provide a description and status of the power supply contract (including the termination date):

- iii. If applicable, for each power supplier, provide the types of power:

- Power supply is on a firm basis.
 Power supply is not on a firm basis. Please explain.

f. Transmission:

- i. **Points of delivery/location of energy delivery: If applicable, provide the requested point(s) of delivery on the Commission’s transmission system (or a third party’s transmission system) the voltage of service required, and the capacity desired.**

- ii. **Transmission arrangements:** Attach a letter from Applicant’s local utility indicating that transmission and/or other arrangements will be in place by October 1, 2016 for the delivery of Hoover Schedule D power beginning on October 1, 2017, unless the Applicant is located in Nevada Power Company’s service area.

- iii. **Provide a brief explanation of the Applicant’s ability to receive and use Hoover Schedule D power as of October 1, 2017.**

3. Electric Utility Applicant Data:

- a. **If applicable, provide the number and type of customers served (e.g., commercial, industrial, agricultural):**

Customer Type and Number				
	Commercial	Industrial	Agricultural	Other
Number of customers				
If not applicable, explain why:				

- b. **Provide the actual monthly maximum demand (kilowatts) and energy use (kilowatt-hours) experienced in one of the last three calendar years including calendar years 2011, 2012, or 2013:**

Calendar Year ()						
	January	February	March	April	May	June
Demand (kilowatts)						
Energy (kilowatt-hours)						
	July	August	September	October	November	December
Demand (kilowatts)						
Energy (kilowatt-hours)						

- c. **Applicant’s geographic service area (please attach a map of the service area and indicate the date prepared):**

- d. **Describe any factors or conditions which may significantly change peak demands or load duration or profile curves in the next five (5) years:**

e. Applicant's Resources. Please provide the following information:

- i. A list of current power supplies if applicable, including the Applicant's own generation as well as purchases from others, including federal hydropower allocations. For each supply, provide the resource name, capacity supplied, and the resource's location.

Power supplies (resource name, capacity & location):

- ii. For each power supplier, provide a description and status of the power supply contract (including the termination date)

- iii. For each power supplier, provide the types of power:

Power supply is on a firm basis.

Power supply is not on a firm basis. Please explain.

f. Transmission:

- i. **Points of delivery:** Provide the requested point(s) of delivery on the Commission's transmission system (or a third party's transmission system) the voltage of service required, and the capacity desired, if applicable.

- ii. **Transmission arrangements:** Have necessary transmission arrangements in place by October 1, 2016 and be able to receive delivery of Hoover Schedule D power beginning October 1, 2017. Include a brief description of the Applicant's transmission and distribution system including major inter-connections. Provide a single-line drawing of Applicant's system, if one is available.

- iii. Provide a brief explanation of the Applicant's ability to receive and use, or receive and distribute Hoover Schedule power as of October 1, 2017.

4. Attach a statement from the Applicant identifying what the Hoover Schedule D power will be used for.

Applicants should demonstrate how receipt of a Hoover Schedule D power allocation would provide the "greatest possible benefit to this state." For example, indicate how a receipt of a Hoover Schedule D power allocation would support the vision and goals of the state in areas such as economic development (including but not limited to large, industrial, manufacturing or commercial business, and economic development zones), education, and support of state, local or tribal governmental entities. Applicants should also quantify in-state job creation (new full time permanent employees and short term employees), exports of made-in-Nevada products, new or expanded community or education programs, new or increased tax revenue, reductions in expenses for governmental entities, and benefit to economically disadvantaged areas that would be realized from receipt of Schedule D power.

5. Creditworthiness:

- a) If publically traded, provide exchange and symbol:

b) Provide Dun and Bradstreet number:

c) Provide most recent bond and credit rating if available:

d) Attach a copy of all financial statements that have been issued within the last three (3) year period, audited if available.

e) Attach a list of least three credit references, including company name, address, contact name, email and phone number.

f) Attach a chart showing all equity interests, including corporate structure of the parent and subsidiary organization, if applicable.

g) If Applicant has a parent company, provide the above requested information for the parent company, and attach a signed statement by the parent company that the parent company is willing to provide a parental guarantee if required.

h) If applicable, does the Applicant have independent rate setting authority to raise rates to cover expenses? Please explain.

i) If applicable, does the Applicant have the taxing authority to cover expenses? Please explain.

j) The Applicant may provide any other information pertinent to its ability to meet its financial obligations.

6. **Other Information:**

The Applicant may provide any other information pertinent to the application.

7. **By signing this application, the Applicant acknowledges that if the Applicant accepts a contract with the Commission for Hoover Schedule D power commencing on October 1, 2017, the Applicant will be subject to, but not limited to, the following contract provisions:**

- a. The Applicant must pay a proportionate share of this State's contribution to the cost of the Lower Colorado River Multi-Species Conservation Program;
- b. The Applicant must participate through the CRC in the Boulder Canyon Project Implementation Agreement;
- c. The Applicant must pay a pro rata share of Hoover Dam repayable advances required to be paid by Contractors who entered into contracts for the delivery of Hoover Schedule D power before October 1, 2017;
- d. The Applicant must meet the requirements for integrated resource planning or a similar program, that apply to purchasers of Hoover Schedule D power, or receive power from the Commission over the facilities of an electric utility that meets the requirements for such program;
- e. If located within Nevada Power Company's service territory, the Applicant must pay applicable fees, tariff rates and charges pursuant to NRS 704.787;

- f. The Applicant must pay a proportionate share of the debt service securities for Nevada Hoover Visitor Center and Airstlot Debt which are applicable to all Nevada Contractors receiving Hoover power;
- g. The Applicant may be required to make payments to a cash working capital fund, prepay for power purchased through the CRC, or provide collateral, or any combination thereof; and,
- h. The Commission will determine the term of Nevada Hoover power contracts.
- i. The Applicant must agree that it is subject to the jurisdiction of the courts of the State of Nevada or the courts of the United States of America for the ultimate resolution of any dispute which may arise under the contract and that any litigation addressing a dispute under the contract will be pursued only before those courts.

8. Signature:

The Colorado River Commission of Nevada requires the signature and title of an appropriate official who is able to attest to the validity of the application and who is authorized to submit the request for an allocation.

By signing below, I certify the information which I have provided is true and correct to the best of my information, knowledge and belief.

Signature _____ Title _____

Applications may be addressed to the Executive Director and submitted:

- By email addressed to info@crchoverallocation.com,
- By fax to (702) 486-2695, or
- By personal delivery or U.S. Mail to the Commission's office, 555 E. Washington Avenue, Suite 3100, Las Vegas, NV 89101.

APPENDIX A

WESTERN AREA POWER ADMINISTRATION DEFINED MARKETING AREA

