Irrigation and/or M&I
R. O. Draft 12/12-2005
Contract No.
14-06-200-3365A-IR9-B

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
Central Valley Project, California

INTERIM RENEWAL CONTRACT AMONG THE UNITED STATES AND PAJARO VALLEY WATER MANAGEMENT AGENCY, SANTA CLARA VALLEY WATER DISTRICT, AND WESTLANDS WATER DISTRICT DISTRIBUTION DISTRICT NO. 1 PROVIDING FOR PROJECT WATER SERVICE

THIS CONTRACT, made this _____ day of _____, 20____, in pursuance generally of the Act of June 17, 1902 (32 Stat. 388), and acts amendatory or supplementary thereto, including, but not limited to, the acts of August 26, 1937 (50 Stat. 844), as amended and supplemented, August 4, 1939 (53 Stat. 1187), as amended and supplemented, July 2, 1956 (70 Stat. 483), June 21, 1963 (77 Stat. 68), October 12, 1982 (96 Stat. 1263), as amended, and Title XXXIV of the Act of October 30, 1992 (106 Stat. 4706), all collectively hereinafter referred to as Federal Reclamation law, among the UNITED STATES OF AMERICA, hereinafter referred to as the United States, and PAJARO VALLEY WATER MANAGEMENT AGENCY, SANTA CLARA VALLEY WATER DISTRICT, AND WESTLANDS WATER DISTRICT DISTRIBUTION DISTRICT NO. 1, hereinafter referred to as the Contractors, public agencies of the State of California, duly organized, existing, and acting pursuant to the laws thereof;

WITNESSETH, That:

EXPLANATORY RECITALS

WHEREAS, the United States and the Contractors entered into an interim renewal contract identified as Contract No. 14-06-200-3365A-IR5-B, hereinafter referred to as the Interim

29 Renewal Contract, which provided for the continued water service to the Contractors following
30 expiration of Contract No. 14-06-200-3365A-B; and
31 WHEREAS, the United States and the Contractors have entered into successive
32 renewals of the Interim Renewal Contract, the most recent of which is Contract No. 14-06-200-
33 3365A-IR8-B, hereinafter referred to as the Existing Interim Renewal Contract, from March 1, 2004,
34 through February 28, 2006; and
35 WHEREAS, the United States and the Contractors have made significant progress in
36 their negotiations of a long-term renewal contract, believe that further negotiations on the long-term
37 renewal contract would be beneficial, and mutually commit to continue to negotiate to seek to reach
38 agreement, but anticipate that the environmental documentation necessary for execution of any long-
39 term renewal contract will be delayed until the summer of 2006 and may be delayed further for reasons
40 beyond the control of the parties; and
41 WHEREAS, the Contractors have requested a subsequent interim renewal contract
42 pursuant to Subdivision (b)(1) of Article 2 of the Interim Renewal Contract and Article 1 of the
43 Existing Interim Renewal Contract; and
44 WHEREAS, the United States has determined that the Contractors have to date
45 fulfilled all of its obligations under the Existing Interim Renewal Contract; and
46 WHEREAS, the United States is willing to renew the Existing Interim Renewal
47 Contract pursuant to the terms and conditions set forth below;
48 NOW, THEREFORE, in consideration of the mutual and dependent covenants herein
49 contained, it is hereby mutually agreed by the parties hereto as follows:

50 INCORPORATION AND REVISION OF EXISTING INTERIM RENEWAL CONTRACT

51 1. The terms and conditions of the Existing Interim Renewal Contract are hereby
52 incorporated by reference into this Contract with the same force and effect as if they were included in
53 full text with the exception of Article 1 thereof, which is revised as follows:

54 (a) The first sentence in Subdivision (a) of Article 1 of the Existing Interim
55 Renewal Contract is modified as follows: "This interim renewal contract shall be effective from
56 March 1, 2006, and shall remain in effect through February 28, 2007, and thereafter will be renewed as
57 described in Subdivision (a) of Article 2 of the Interim Renewal Contract if a long-term renewal contract
58 has not been executed with an effective commencement date of March 1, 2007."

59 (b) Subdivision (b) of Article 1 of the Existing Interim Renewal Contract is
60 amended by deleting the date "February 15, 2006," and replacing same with the date
61 "February 15, 2007."

62 (c) Subdivision (c) of Article 1 of the Existing Interim Renewal Contract is
63 amended by deleting the dates "February 1, 2006," "February 15, 2006," and "February 28, 2006," and
64 replacing same with the dates "February 1, 2007," "February 15, 2007," and "February 28, 2007,"
65 respectively.

IN WITNESS WHEREOF, the parties hereto have executed this Contract as of the day and year first above written.

UNITED STATES OF AMERICA

By: _____
Regional Director, Mid-Pacific Region
Bureau of Reclamation

(SEAL)

PAJARO VALLEY WATER
MANAGEMENT AGENCY

Attest:

_____
Secretary

By: _____
General Manager

(SEAL)

SANTA CLARA VALLEY WATER DISTRICT

Attest:

_____
Secretary

By: _____
General Manager

(SEAL)

WESTLANDS WATER DISTRICT
DISTRIBUTION DISTRICT NO. 1

Attest:

_____
Secretary

By: _____
President

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