

1 UNITED STATES  
2 DEPARTMENT OF THE INTERIOR  
3 BUREAU OF RECLAMATION  
4 Central Valley Project, California

5 INTERIM RENEWAL CONTRACT AMONG THE UNITED STATES,  
6 THE DEPARTMENT OF WATER RESOURCES  
7 OF THE STATE OF CALIFORNIA,  
8 AND  
9 THE TRI-VALLEY WATER DISTRICT  
10 PROVIDING FOR PROJECT WATER SERVICE

11 THIS CONTRACT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2012,  
12 in pursuance generally of the Act of June 17, 1902 (32 Stat. 388), and acts amendatory or  
13 supplementary thereto, including, but not limited to, the acts of August 26, 1937 (50 Stat. 844),  
14 as amended and supplemented, August 4, 1939 (53 Stat. 1187), as amended and supplemented,  
15 July 2, 1956 (70 Stat. 483), June 21, 1963 (77 Stat. 68), October 12, 1982 (96 Stat. 1263), as  
16 amended, and Title XXXIV of the Act of October 30, 1992 (106 Stat. 4706), all collectively  
17 hereinafter referred to as Federal Reclamation law, among the UNITED STATES OF  
18 AMERICA, hereinafter referred to as the United States, DEPARTMENT OF WATER  
19 RESOURCES OF THE STATE OF CALIFORNIA, hereinafter referred to as DWR, and the  
20 TRI-VALLEY WATER DISTRICT, hereinafter referred to as the Contractor, a public agency of  
21 the State of California, duly organized, existing, and acting pursuant to the laws thereof;

22 WITNESSETH, That:

23 EXPLANATORY RECITALS

24 WHEREAS, the United States, DWR, and the Contractor entered into interim  
25 renewal Contract (long-form interim renewal contract) No. 14-06-200-8565A-IR1 which

26 provided for the continued water service to the Contractor following expiration of Contract  
27 No. 14-06-200-8565A; and

28 WHEREAS, the last long-form interim renewal contract between the United  
29 States, DWR, and the Contractor is Contract No. 14-06-200-8565A-IR5, hereinafter referred  
30 to as IR5; and

31 WHEREAS, the United States, DWR, and the Contractor have entered into  
32 successive renewals of IR5, the most recent of which is Contract No.  
33 14-06-200-8565A-IR13, hereinafter referred to as IR13, effective March 1, 2010, through  
34 February 29, 2012; and

35 WHEREAS, the United States, DWR, and the Contractor have made significant  
36 progress in their negotiations of a long-term renewal contract, believe that further negotiations on  
37 the long-term renewal contract would be beneficial, and mutually commit to continue to  
38 negotiate to seek to reach agreement, but anticipate that the environmental documentation  
39 necessary for execution of any long-term renewal contract may be delayed for reasons beyond  
40 the control of the parties; and

41 WHEREAS, the Contractor has requested a subsequent interim renewal contract  
42 pursuant to IR13; and

43 WHEREAS, the United States has determined that the Contractor has to date  
44 fulfilled all of its obligations under IR13; and

45 WHEREAS, the United States and DWR are willing to renew IR13 pursuant to  
46 the terms and conditions set forth below; and

47 NOW, THEREFORE, in consideration of the mutual and dependent covenants  
48 herein contained, it is hereby mutually agreed by the parties hereto as follows:

49 RENEWAL AND REVISION OF  
50 CONTRACT NO. 14-06-200-8565A-IR13

51 1. Except as specifically modified by this Contract, all provisions of IR13 are  
52 renewed with the same force and effect as if they were included in full text with the exception of  
53 Article 1 of IR13 thereof, which is revised as follows:

54 (a) The first sentence in subdivision (a) of Article 1 of IR13 is replaced with  
55 the following language: “This Contract shall be effective from March 1, 2012, and shall remain  
56 in effect through February 28, 2014, and thereafter will be renewed as described in Article 2 of  
57 IR5 if a long-term renewal contract has not been executed with an effective commencement date  
58 of March 1, 2014.”

59 (b) Subdivision (b) of Article 1 of IR13 is amended by deleting the date  
60 “February 15, 2012,” and replacing same with the date “February 15, 2014.”

61 (c) Subdivision (c) of Article 1 of IR13 is amended by deleting the dates  
62 “February 1, 2012”, “February 15, 2012”, and “February 29, 2012”, respectively, and  
63 replacing same with the dates “February 1, 2014”, “February 15, 2014”, and “February 28,  
64 2014”, respectively.

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

67                   UNITED STATES OF AMERICA

68                   By: \_\_\_\_\_  
69                                 Regional Director, Mid-Pacific Region  
70                                 Bureau of Reclamation

71     Approved as to Legal Form and                   DEPARTMENT OF WATER RESOURCES  
72     Sufficiency:   OF THE STATE OF CALIFORNIA

73     \_\_\_\_\_   By: \_\_\_\_\_  
74     Chief Counsel   Director  
75     Department of Water Resources                         Department of Water Resources

76     (SEAL)

77                   TRI-VALLEY WATER DISTRICT

78                   By: \_\_\_\_\_  
79                                 President, Board of Directors

80     Attest:

81     \_\_\_\_\_   Secretary  
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