

SRSC's Proposed Revisions to Article 3(c)(1)&(2)
(Redline/Strikeout of R.O. Draft 7/11-2002)

(c) Before April 1 and before the first day of each month thereafter when a revision is needed, the Contractor shall submit a written schedule to the Contracting Officer indicating the Contract Total to be diverted by the Contractor during each month under this Settlement Contract. The United States shall furnish water to the Contractor in accordance with the monthly operating schedule or any revisions thereof. However, the United States recognizes the need of the Contractor to change from time to time its monthly diversions of water from the quantities shown in Exhibit A; the Contractor may make such changes, provided:

(1) that for the quantity of Base Supply diverted ~~in October~~ in excess of the monthly quantity shown on Exhibit A ~~for October~~, the Contractor shall be charged a ~~rescheduling fee equal to 10% of sum of the storage operations and maintenance rate and the storage capital rate~~ components of the Project ratesetting policy.

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(2) ~~such changes that the Contractor is aware of in advance~~ shall be subject to the prior written approval of the Contracting Officer.

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(3) ~~that in no event shall the total quantity scheduled for diversion by the Contractor from the Sacramento River:~~

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(i) During the period April through October exceed the aggregate of the Contract Total for ~~that period~~ shown in Exhibit A or any revision thereof;

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(ii) During the period July through September exceed the aggregate of the Contract Total for ~~that period~~ shown in Exhibit A or any revision thereof.

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