

AGREEMENT AMONG  
THE UNITED STATES OF AMERICA, THROUGH THE  
DEPARTMENT OF THE INTERIOR,  
BUREAU OF RECLAMATION,  
THE CENTRAL ARIZONA WATER CONSERVATION DISTRICT,  
THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA,  
DENVER WATER, AND  
THE SOUTHERN NEVADA WATER AUTHORITY,  
FOR A PILOT PROGRAM FOR FUNDING THE CREATION OF COLORADO RIVER  
SYSTEM WATER THROUGH VOLUNTARY WATER CONSERVATION AND  
REDUCTIONS IN USE

1. PREAMBLE: THIS AMENDMENT NO. 1 (“Amendment”) is entered into this 2<sup>th</sup> day of August, 2015 (“Effective Date”), by and between the UNITED STATES OF AMERICA (“United States”), represented by the Secretary of the Interior (“Secretary”) acting through the officials executing this Agreement, the CENTRAL ARIZONA WATER CONSERVATION DISTRICT, a multi-county water conservation district duly organized and existing under the laws of the State of Arizona (“CAWCD”), the METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA, a regional public water district duly organized under California law (“MWD”), the CITY AND COUNTY OF DENVER, acting by and through its BOARD OF WATER COMMISSIONERS, a municipal corporation and political subdivision of the State of Colorado (“Denver Water” or “DW”), and the SOUTHERN NEVADA WATER AUTHORITY, a political subdivision of the State of Nevada (“SNWA”), each being referred to individually as “Party” and collectively as the “Parties”, and pursuant to the Act of Congress approved June 17, 1902 (32 Stat. 388), designated the Reclamation Act, and acts amendatory thereof or supplementary thereto, the Act of March 4, 1921 referred to as the Contributed Funds Act (41 Stat. 1404, 43 U.S.C. § 395), the Act of January 12, 1927 (44 Stat. 957, 43 U.S.C. § 397a), the

Act of December 21, 1928 (45 Stat. 1057), designated the Boulder Canyon Project Act, the Act of April 11, 1956 (70 Stat. 105), designated the Colorado River Storage Project Act; the Act of September 30, 1968 (82 Stat. 885), designated the Colorado River Basin Project Act, the Act of June 24, 1974 (88 Stat. 266), designated the Colorado River Basin Salinity Control Act, as amended, the Act of March 30, 2009 (123 Stat. 991), known as the Omnibus Public Land Management Act, and consistent with Section 206 of Title II of Division D of the Consolidated and Further Continuing Appropriations Act, 2015 (Public Law 113-235).

2. RECITALS:

2.1 WHEREAS, on July 30, 2014, the Parties entered into Agreement No. 14-XX-30-W0574 for a Pilot Program for Funding the Creation of Colorado River System Water Through Voluntary Water Conservation and Reductions in Use (“the 2014 Funding Agreement”);

2.2 WHEREAS, under the 2014 Funding Agreement Reclamation committed to making available up to \$3 million within its existing authorities and available funding for system conservation efforts pursuant to the Pilot Program; and

2.3 WHEREAS, the Parties desire, pursuant to Federal Reclamation law, to amend the 2014 Funding Agreement to increase Reclamation’s funding of the Pilot Program from up to \$3 million to up to \$6 million.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the Parties agree as follows:

3. PURPOSE OF AMENDMENT: The purpose of this Amendment is to provide additional funding by the United States for the Pilot Program.

4. AMENDMENT OF AGREEMENT NO. 14-XX-30-W0574:

4.1 The third sentence in Section 5.6 Unanimity Required. of the 2014 Funding Agreement (12<sup>th</sup> line) is hereby amended to read as follows:

“The Parties shall make no more than \$11.25 million of the funds made available pursuant to this Agreement for proposed System Conservation projects with Entitlement Holders.”

4.2 Section 6.1 of the 2014 Funding Agreement is hereby amended to read as follows:

“6.1 United States. The United States, through Reclamation, will provide up to \$6 million in funding towards the total Pilot Program costs. Provided, however, that if additional Federal funding becomes available through grants as authorized by Congress, such money can be added to this Agreement without requiring additional contributions from the Local Funding Agencies or amendment of this Agreement.”


5. OTHER PROVISIONS UNAFFECTED: Except as expressly modified by this Amendment, all other provisions of Agreement No. 14-XX-30-W0574 remain in full force and effect.


6. COUNTERPARTS: This Amendment may be executed in counterparts, each of which shall be an original and all of which, together, shall constitute only one Amendment.

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment on the day and year first written above.

Approved as to legal sufficiency:

**THE UNITED STATES OF AMERICA**

By: 

By:   
Terrance J. Fulp  
Lower Colorado Regional Director  
Bureau of Reclamation

By: \_\_\_\_\_  
Brent Rhees, P.E.  
Upper Colorado Regional Director  
Bureau of Reclamation

Approved as to legal sufficiency:

**THE UNITED STATES OF AMERICA**

By: \_\_\_\_\_

By: \_\_\_\_\_

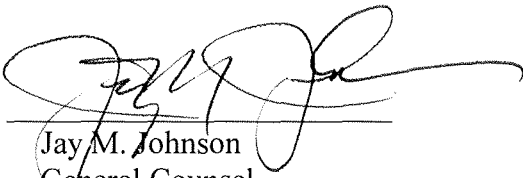
Terrance J. Fulp  
Lower Colorado Regional Director  
Bureau of Reclamation


By:  \_\_\_\_\_

Brent Rhees, P.E.  
Upper Colorado Regional Director  
Bureau of Reclamation

Approved as to form:

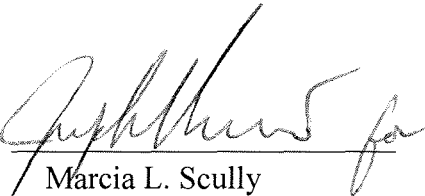
**CENTRAL ARIZONA WATER  
CONSERVATION DISTRICT**

By:   
Jay M. Johnson  
General Counsel

By:   
Theodore "Ted" C. Cooke  
Interim General Manager

Approved as to form:

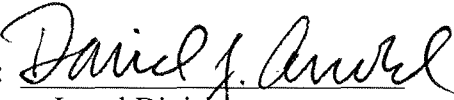
**THE METROPOLITAN WATER  
DISTRICT OF SOUTHERN  
CALIFORNIA**

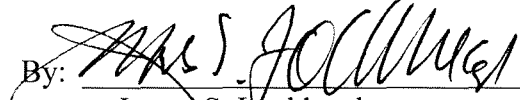
By:   
\_\_\_\_\_  
Marcia L. Scully  
General Counsel

By:   
\_\_\_\_\_  
Jeffrey Kightlinger  
General Manager

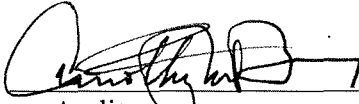
Attest:

**CITY AND COUNTY OF DENVER,  
acting by and through its  
BOARD OF WATER  
COMMISSIONERS**

By:   
Legal Division

By:   
James S. Lochhead  
CEO/Manager


**REGISTERED AND  
COUNTERSIGNED:  
CITY AND COUNTY OF DENVER**

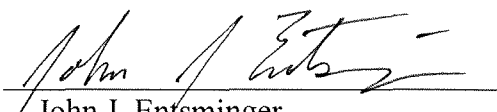
By:   
Auditor



Approved as to form:

**SOUTHERN NEVADA WATER  
AUTHORITY**

By:   
\_\_\_\_\_  
Gregory J. Walch  
General Counsel

By:   
\_\_\_\_\_  
John J. Entsminger  
General Manager