

Irrigation and M&I
Contract No. 14-06-200-8292A-IR17

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 COUNTY OF FRESNO
10 PROVIDING FOR PROJECT WATER SERVICE
11 FROM THE SAN LUIS UNIT AND DELTA DIVISION

12 THIS CONTRACT, made this 6th day of February, 2018,
13 in pursuance generally of the Act of June 17, 1902 (32 Stat. 388), and acts amendatory or
14 supplementary thereto, including, but not limited to, the Acts of August 26, 1937 (50 Stat. 844),
15 as amended and supplemented, August 4, 1939 (53 Stat. 1187), as amended and supplemented,
16 July 2, 1956 (70 Stat. 483), June 21, 1963 (77 Stat. 68), October 12, 1982 (96 Stat. 1263), as
17 amended, and Title XXXIV of the Act of October 30, 1992 (106 Stat. 4706), all collectively
18 hereinafter referred to as Federal Reclamation law, among the UNITED STATES OF
19 AMERICA, hereinafter referred to as the United States, the DEPARTMENT OF WATER
20 RESOURCES OF THE STATE OF CALIFORNIA, hereinafter referred to as DWR, and the
21 COUNTY OF FRESNO, hereinafter referred to as the Contractor, a political subdivision of the
22 State of California, duly organized, existing, and acting pursuant to the laws thereof;

23 WITNESSETH, That:

24 EXPLANATORY RECITALS

25 WHEREAS, the United States, DWR, and the Contractor entered into interim
26 renewal Contract (long-form interim renewal contract) No. 14-06-200-8292A-IR1 which

provided for the continued water service to the Contractor following expiration of Contract No. 14-06-200-8292A; and

WHEREAS, the last long-form interim renewal contract between the United States, DWR, and the Contractor is Contract No. 14-06-200-8292A-IR5, hereinafter referred to as IR5; and

WHEREAS, the United States, DWR, and the Contractor have entered into successive renewals of IR5, the most recent of which is Contract No. 14-06-200-8292A-IR16, hereinafter referred to as IR16, effective March 1, 2016, through February 28, 2018; and

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

WHEREAS, the Contractor has requested a subsequent interim renewal contract pursuant to IR16; and

WHEREAS, the United States has determined that the Contractor has to date fulfilled all of its obligations under IR16; and

WHEREAS, the United States and DWR are willing to renew IR16 pursuant to the terms and conditions set forth below;

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

RENEWAL AND REVISION OF
CONTRACT NO. 14-06-200-8292A-IR16

1. Except as specifically modified by this Contract, all provisions of IR16 are renewed with the same force and effect as if they were included in full text with the exception of Article 1 of IR16 thereof, which is revised as follows:

(a) The first sentence in subdivision (a) of Article 1 of IR4 is modified as follows: "This Contract shall be effective from March 1, 2018, and shall remain in effect through February 29, 2020, and thereafter will be renewed as described in Article 2 of IR1 if a long-term renewal contract has not been executed with an effective commencement date of March 1, 2020."

(b) Subdivision (b) of Article 1 of IR16 is amended by deleting the date "February 15, 2018," and replacing same with the date "February 15, 2020."

(c) Subdivision (c) of Article 1 of IR15 is amended by deleting the dates "February 1, 2018", "February 15, 2018", and "February 28, 2018", respectively, and replacing same with the dates "February 1, 2020", "February 15, 2020", and "February 29, 2020", respectively.

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

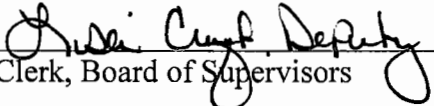
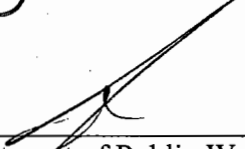
71 Approved as to Legal Form and
72 Sufficiency: DEPARTMENT OF WATER RESOURCES
OF THE STATE OF CALIFORNIA

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

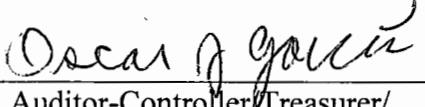
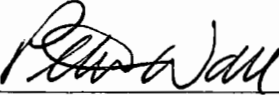
76 (SEAL)

77 COUNTY OF FRESNO

78 By: 
79 Chairman, Board of Supervisors
80 Attest:

81 By: 
82 Clerk, Board of Supervisors
83 By: 
Director, Department of Public Works and
Planning

84 Approved as to Accounting form: Approved as to Legal Form:

85 By: 
86 Auditor-Controller/Treasurer/
87 Tax Collector By: 
~~Chief Counsel~~ Deputy County Counsel

88 BUDGET UNIT NO. 9174
89 SUBCLASS. 16000
90 FUND 0830
91 ACCOUNT NO 7010