

**FIRST AMENDMENT TO
AGREEMENT SUPPORTING FORMATION AND OPERATION OF
CENTRAL DELTA-MENDOTA REGION
MULTI-AGENCY GROUNDWATER SUSTAINABILITY AGENCY
IN THE CENTRAL DELTA-MENDOTA REGION**

1. RECITALS

A. The Eagle Field Water District; County of Fresno; Fresno Slough Water District; County of Merced; Mercy Springs Water District; Pacheco Water District; Panoche Water District; San Luis Water District; Santa Nella County Water District and Tranquillity Irrigation District (the “Parties”) have entered into that certain agreement made effective as of February 15, 2017 entitled, “Agreement Supporting Formation and Operation of The Central Delta-Mendota Region Multi-Agency Groundwater Sustainability Agency in the Central Delta-Mendota Region (the “Central DM Region Multi-Agency GSA Agreement” or “Agreement”).

B. The Oro Loma Water District was included in the Central DM Region Multi-Agency GSA Agreement and initially authorized execution of the Agreement, but subsequently rescinded that authorization and never executed the Agreement.

C. The Parties desire to amend the Agreement so that the Oro Loma Water District is not mentioned in the Central DM GSA Agreement; is omitted from any map of the area included within the boundaries of the Central DM Multi-Agency GSA; and is not assigned a Participation Percentage under Exhibit “C” to the Agreement so that the Participation Percentages are allocated only to the Parties who have executed the Agreement.

D. The Agreement authorizes Amendments in Section 19.1, Amendments, which provides: “This Agreement may only be amended in a writing signed by all the Parties hereto.”

E. Section 8.2(b)(3) of the Agreement requires that Amendments to the Agreement be submitted for approval by the Parties, as follows:

“(b) Approval by the a [sic] Party or the Parties shall be required for . . .

(3) Amendment of this Agreement, including but not limited to, for purposes of adding a new Party or the replacement of this Agreement with an alternative form of agreement.”

AMENDMENT

NOW, THEREFORE, in consideration of the true and correct facts recited above, the Parties agree as follows:

2. AMENDMENTS TO REMOVE PARTICIPATION BY ORO LOMA WATER DISTRICT.

2.1. Introductory Paragraph of Central DM Region GSA Agreement. The name “Oro Loma Water District” is omitted from the listing of agencies that have entered into this Agreement.

2.2. Section 2.3 of the Agreement Rescinded and Replaced: Section 2.3 is hereby replaced in its entirety with the following:

2.3 “Basin” or “Delta-Mendota Subbasin” or “ DM Subbasin” shall mean the Delta-Mendota Subbasin of the San Joaquin Valley Groundwater Basin, subbasin number 5-22.07, as identified in Bulletin 118 prepared by the DWR and depicted by the outer, rope-style boundary on EXHIBIT “A” to this Agreement.

2.3. Section 2.5 of the Agreement Rescinded and Replaced: Section 2.5 is hereby replaced in its entirety with the following:

2.5 “Central Delta-Mendota Region” or “Central DM Region” shall mean that portion of the Delta-Mendota Subbasin depicted in blue on EXHIBIT “A” with the geographical boundaries of the Parties to this Agreement indicated on the map attached hereto as EXHIBIT “B.”

2.4. Section 2.6 of the Agreement Rescinded and Replaced: Section 2.6 is hereby replaced in its entirety with the following:

2.6 “Central DM Region GSP” or “GSP” shall mean the Groundwater Sustainability Plan, as defined by Section 10721(k) of the Water Code for the Central DM Region as set forth in EXHIBITS “A” and “B” that the Parties intend, through this Central DM Region Multi-Agency GSA, to develop, adopt and implement under this Agreement, whether as a stand-alone GSP, or as the Central DM Region portion of a broader GSP for the DM Region that has been adopted by the Parties in conjunction with other GSA’s in the DM Subbasin.

2.5. Oro Loma Signature Block. The signature block for Oro Loma Water District is deleted from the Agreement.

2.6. EXHIBIT “A” Replaced. EXHIBIT “A,” to the Agreement is hereby replaced with the EXHIBIT “A” attached to this First Amendment.

2.7. EXHIBIT “B” Replaced. EXHIBIT “B,” to the Agreement is hereby replaced with the EXHIBIT “B” attached to this First Amendment.

2.8. EXHIBIT C, Participation Percentages Replaced. EXHIBIT “C,” Participation Percentages attached to the Agreement is hereby superseded and replaced by EXHIBIT “C” attached to this First Amendment, omitting Oro Loma Water District and reallocating participation percentages among the remaining Agreement Parties.

3. EFFECT OF FIRST AMENDMENT/MAJORITY APPROVAL REQUIRED

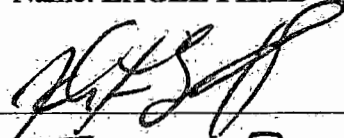
5.1 Amendment *Ab Initio*. This First Amendment is intended to modify the Agreement *ab initio* to remove any reference to participation by the Oro Loma Water District.

5.2 Modified Central DM Multi-Agency GSA Agreement. The terms of the Agreement as modified by this First Amendment remain in full force and effect.

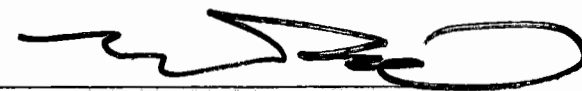
5.3 Majority Approval Required. This First Amendment shall become effective upon its execution by an authorized representative of a majority of the Parties.

PARTIES

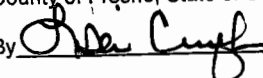
Agency Name: **EAGLE FIELD WATER DISTRICT**

By: 
Name: John F. Bennett
Title: Vice President
Date: 8/29/2017

Agency Name: **COUNTY OF FRESNO**

By: 
Name: Nathan Maggie
Title: Chairman Board of Supervisors
Date: January 29, 2019

ATTEST:
BERNICE E. SEIDEL
Clerk of the Board of Supervisors
County of Fresno, State of California

By:  Deputy

Agency Name: **FRESNO SLOUGH WATER DISTRICT**

By: _____
Name: _____
Title: _____
Date: _____

PARTIES

Agency Name: **EAGLE FIELD WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **COUNTY OF FRESNO**

By: Brig N Pacheco

Name: Brig N Pacheco

Title: Board of Supervisors

Date: 9-27-17

Agency Name: **FRESNO SLOUGH WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

PARTIES

Agency Name: **EAGLE FIELD WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **COUNTY OF FRESNO**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **FRESNO SLOUGH WATER DISTRICT**

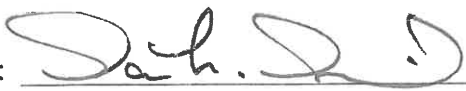
By:  _____

Name: Liz Reeves

Title: Manager

Date: 7-25-17

Agency Name: **COUNTY OF MERCED**

By: 

Name: Daron McDaniel

Title: Chairman

Date: **AUG 1 5 2017**

Agency Name: **MERCY SPRINGS WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **PACHECO WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **COUNTY OF MERCED**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **MERCY SPRINGS WATER DISTRICT**

By:  _____

Name: Michael Linneman

Title: President

Date: September 25, 2017

Agency Name: **PACHECO WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **COUNTY OF MERCED**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **MERCY SPRINGS WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **PACHECO WATER DISTRICT**


By:  _____

Name: Aaron Barcellos

Title: President

Date: 8/28/17

Agency Name: **PANOCHE WATER DISTRICT**

By: 
Name: John F. Bennett
Title: President
Date: 8/28/2017

Agency Name: **SAN LUIS WATER DISTRICT**

By: _____
Name: _____
Title: _____
Date: _____

Agency Name: **SANTA NELLA COUNTY WATER DISTRICT**

By: _____
Name: _____
Title: _____
Date: _____

Agency Name: **PANOCHÉ WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **SAN LUIS WATER DISTRICT**

By:  _____

Name: Lon M. Marten

Title: GENERAL MANAGER

Date: JULY 27, 2017

Agency Name: **SANTA NELLA COUNTY WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **PANOCHE WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **SAN LUIS WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **SANTA NELLA COUNTY WATER DISTRICT**

By: _____

Name: _____

Title: _____

Date: _____

Agency Name: **TRANQUILLITY IRRIGATION DISTRICT**

By: Danny M. Wade

Name: Danny M. Wade

Title: General Manager

Date: 07/25/17

EXHIBIT “C”
REVISED PARTICIPATION PERCENTAGES

Agency Name	Participation Percentage
Eagle Field Water District	6.0
Fresno County	13.5
Fresno Slough Water District	6.0
Merced County	9.5
Mercy Springs Water District	7.6
Pacheco Water District	7.1
Panoche Water District	15.7
San Luis Water District	20.0
Santa Nella County Water District	6.0
Tranquillity Irrigation District Member	8.6
	<hr/> 100%

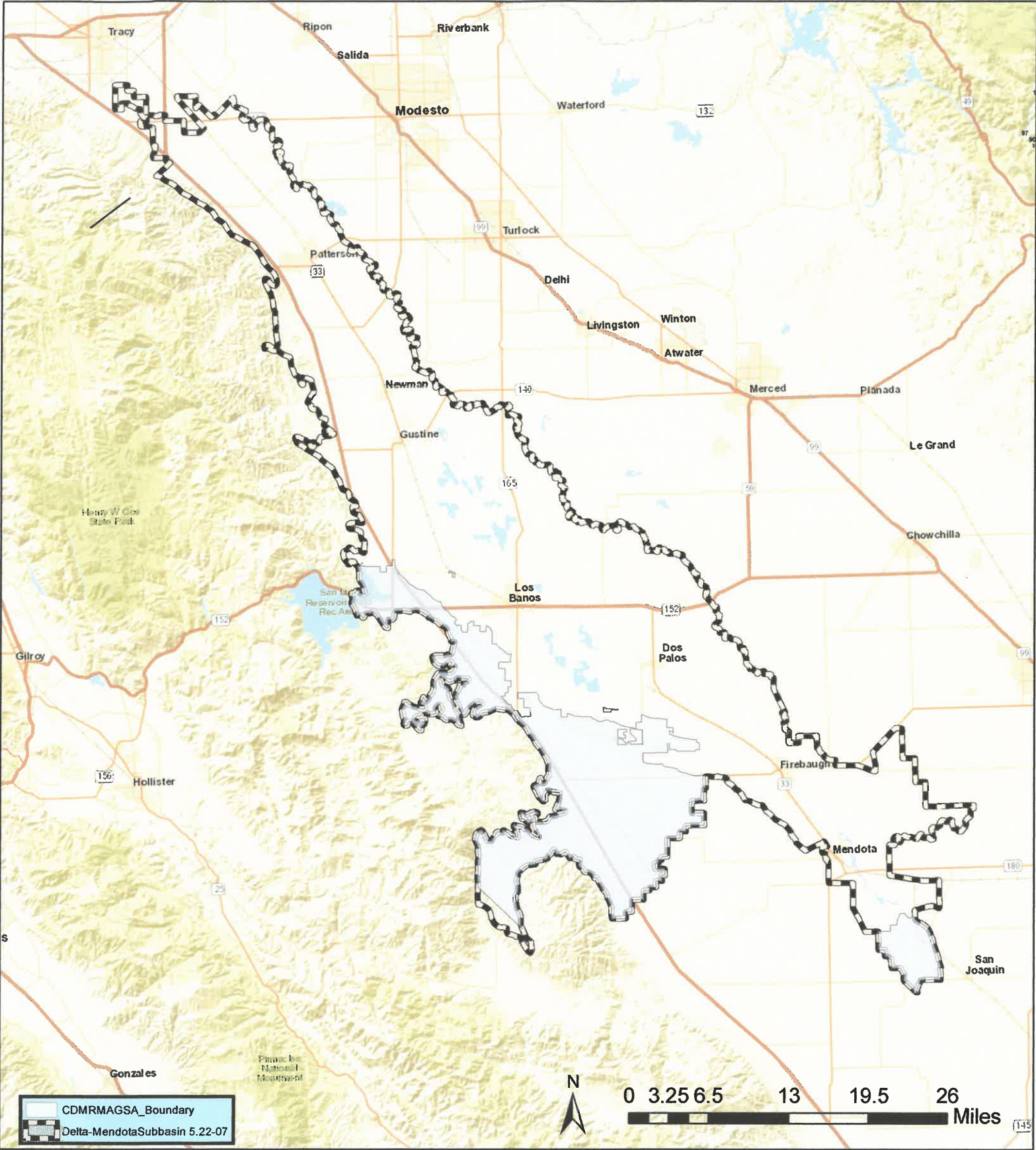


EXHIBIT "A"

Central Delta-Mendota Region

Multi-Agency GSA

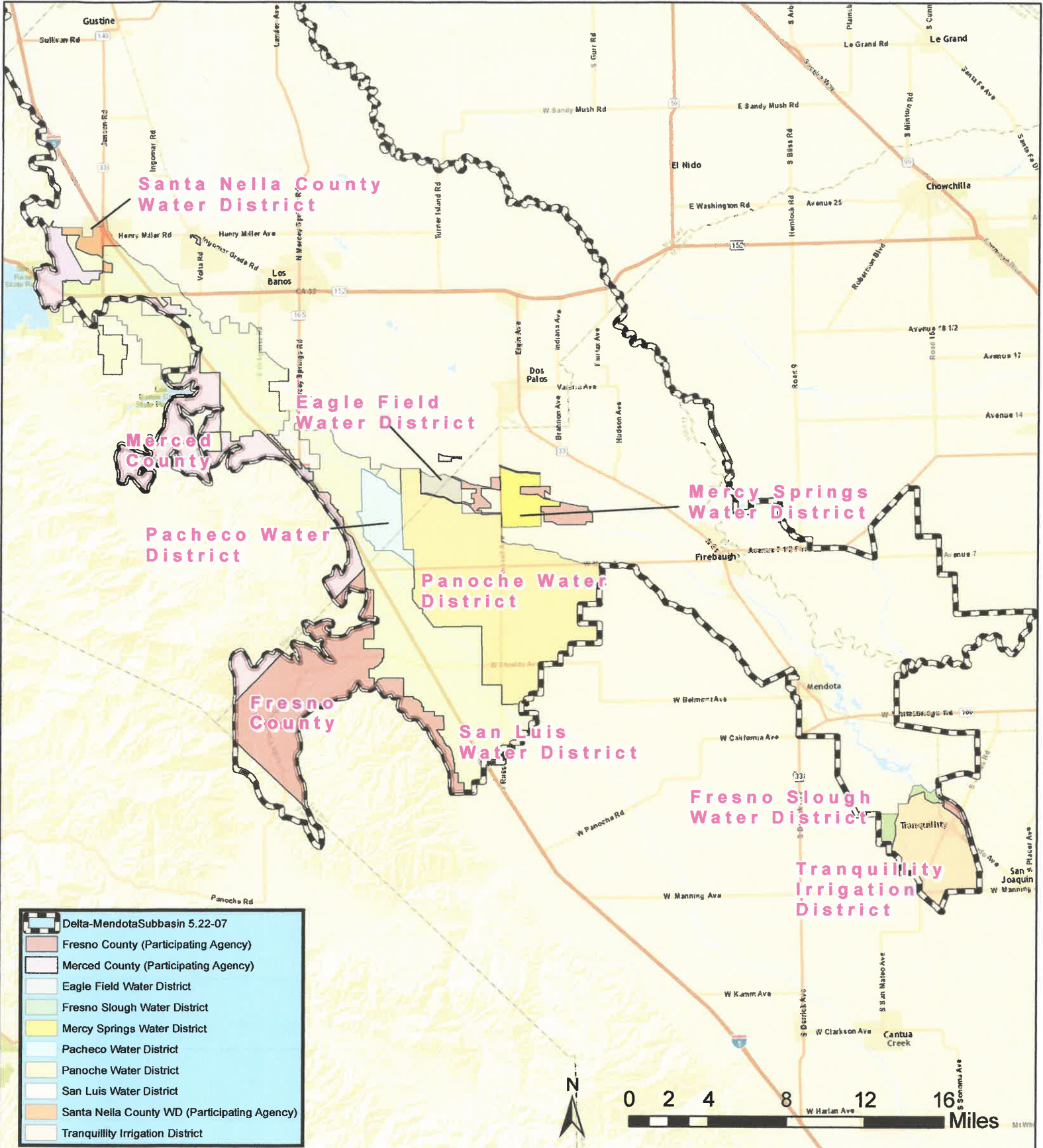


EXHIBIT "B"

Central Delta-Mendota Region GSA

Local Agency Boundaries