

## **AGREEMENT FOR TRANSFER OF WATER**

THIS AGREEMENT FOR TRANSFER OF WATER (Agreement) is made and entered into this \_\_\_ day of December 2016, by and between the City of Fresno, a municipal corporation (Transferor) and the Dudley Ridge Water District, a California water district (Transferee).

### **RECITALS**

WHEREAS, the Transferor currently has 2016 Class 1 Central Valley Project (CVP) water impounded in San Luis Reservoir (Project Water) and desires to transfer 371 acre-feet of the Transferor's Project Water (Transferred Water) to the Transferee under the terms of this agreement; and

WHEREAS, the Transferee desires to receive the Transferred Water from the San Luis Reservoir for use in those portions of Transferee's service area within the CVP Place of Use; and

WHEREAS, the City desires to sell up to 371 acre-feet of Project Water to the Transferee; and

WHEREAS, Section 10 of the Transferor's contract 14-06-200-8901D (9D contract) with the U.S. Bureau of Reclamation (Bureau) provides that the Transferor and Transferee may arrange for delivery of such water to the Transferee, and provide notice of such arrangement to the Bureau so that it may deliver such water to the Transferee.

### **AGREEMENT**

NOW, THEREFORE, the Transferor and Transferee hereby agree as follows:

1. The Transferor does hereby notify the Bureau that pursuant to Section 10 of its 9D contract, Transferor is directing the Bureau to deliver 371 acre-feet of Transferor's Project Water to Transferee.
2. The Transferor shall pay the Bureau for water costs, including Restoration Fund charges, delivery costs, and carryover charges associated with the Transferred Water at the San Luis Reservoir.
3. The Bureau is hereby authorized to immediately deliver the Transferred Water to the Department of Water Resources (DWR) on behalf of the Transferee.
4. The Transferee may then schedule delivery of the Transferred Water with DWR anytime during 2017.
5. The Transferor and Transferee shall deliver a copy of this Agreement to the Bureau as notice of the parties' authorization for the transfer provided for by this Agreement.

[Signatures follow on next page]

IN WITNESS WHEREOF, the Transferor and the Transferee have executed this agreement on the day and year first hereinabove set forth.

CITY OF FRESNO,  
A California municipal corporation

DUDLEY RIDGE WATER DISTRICT, a  
California water district

By: \_\_\_\_\_  
Thomas C. Esqueda, Director  
Department of Public Utilities

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

Name: \_\_\_\_\_

ATTEST:  
YVONNE SPENCE, CMC  
City Clerk

Title: \_\_\_\_\_  
Dale K. Melville, Manager-Engineer

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

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

Name: \_\_\_\_\_

Title: \_\_\_\_\_  
Rick Besecker, Treasurer

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: \_\_\_\_\_  
Amanda B. Freeman                      Date  
Deputy City Attorney