THIRD AMENDMENT TO AGREEMENT REGARDING ADDITIONAL EXTRACTIONS FROM THE SAN BERNARDINO BASIN AREA

This Third Amendment to Agreement Regarding Additional Extractions From The San Bernardino Basin Area is entered into between the San Bernardino Valley Municipal Water District, hereinafter called "VALLEY DISTRICT," and Western Municipal Water District of Riverside County, hereinafter called "WESTERN."

RECITALS

On December 22, 1981, the parties hereto entered into an Agreement providing for additional extractions from the San Bernardino Basin Area by or on behalf of the City of Riverside upon the terms and conditions specified therein. Paragraph 8 of said Agreement provides that it may be amended with mutual consent of the parties in writing, and the parties desire to amend the said Agreement to provide for increased extractions for the calendar year 1988 only.

AGREEMENTS

NOW THEREFORE, IT IS AGREED by and between the parties hereto as follows:

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1. Additional Extractions by City of Riverside.

Pursuant to the provisions of Paragraph 8 of the Agreement Regarding Additional Extractions from the San Bernardino Basin Area dated December 22, 1981, entered into by the parties hereto, the limitation upon the annual quantity of additional extractions by or on behalf of the City of Riverside appearing in Paragraph 2 thereof, in the amount of 10,000 acrefeet, is hereby increased to 15,000 acre-feet for the calendar year 1988 only.

2. Entities Other Than Plaintiffs.

Any production during the calendar year 1988 which will cause extractions from the San Bernardino Basin Area for use by entities other than plaintiffs under the Western Judgment within San Bernardino County to exceed the annual amount of 167,238 acre-feet which can be produced without any replenishment obligation shall be counted as temporary additional water rather than production for which replenishment is required under Paragraph VI(c) of the Western Judgment. The replenishment obligations provided in Paragraph X of the Western Judgment shall not apply to the use of additional water, irrespective of its place of use, provided that no water may be exported from the Santa Ana River Watershed.

3. Other Terms and Conditions. All other terms and conditions of the said Agreement shall remain in effect. January 20, 1988. DATED: SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT WESTERN MUNICIPAL WATER DISTRICT OF RIVERSIDE COUNTY

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