

SECOND AMENDMENT  
TO THE  
TRUCKEE RIVER WATER QUALITY SETTLEMENT AGREEMENT

WHEREAS, the parties to the Truckee River Water Settlement Agreement (Agreement) signed said agreement on October 10, 1996, for the purpose of establishing a water rights purchase program to acquire \$24,000,000 worth of Truckee River water rights by the governments of Reno, Sparks and Washoe County (RSW) and the U.S. Department of the Interior (DOI); and

WHEREAS, on December 23, 2001, the parties to the Agreement executed an Amendment extending the expiration date to October 10, 2011; and

WHEREAS, RSW and DOI have been diligently pursuing and making water rights purchases from willing sellers in Lyon, Churchill, Storey and Washoe counties; and

WHEREAS, the Amended Agreement provides that RSW and DOI shall provide \$12 million each (\$24 million total) for their purchases within fifteen years of the date the agreement was signed; and

WHEREAS, despite diligent efforts, RSW have not yet completed all their expenditures and purchases within the original time frame; and

WHEREAS, despite diligent efforts, DOI also has not yet completed all their expenditures and purchases of water rights; and

WHEREAS, the Agreement in paragraph 14 thereof specially allows for written modifications to the Agreement for extensions of time for the completion of the tasks described in sections 1, 2 and 7 ; and

WHEREAS, the parties to the Agreement believe it is in the best interest of said parties and of the Truckee River and Pyramid Lake to extend the time within which RSW and DOI may complete its expenditures and acquire additional water rights.

NOW, THEREFORE, the parties hereto do agree to amend the Agreement as follows:

1. Section 1a is amended by substituting the words "twenty (20) years" for the words "five (5) years" in the first line of said section 1a.
2. Section 1c is amended by substituting the words "twenty (20) years" for the words "five (5) years" in the first line of said section 1c.
3. Section 1c is further amended by substituting the words "twenty (20) year" for the words "five (5) year" in the 11<sup>th</sup> line of said section 1c.

4. Section 1c is further amended by substituting the word "twentieth" for the word "fifth" in the 13<sup>th</sup> line of said section 1c.

IN WITNESS WHEREOF, the parties hereto have executed and delivered this Amendment to the Agreement effective as of the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

**PYRAMID LAKE PAIUTE TRIBE OF INDIANS**

Attest: \_\_\_\_\_  
Tribal Secretary

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

**CITY OF RENO**

Attest: \_\_\_\_\_  
City Clerk

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

Approved as to form:

\_\_\_\_\_  
City Attorney

**CITY OF SPARKS**

Attest: \_\_\_\_\_  
City Clerk

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

Approved as to form:

\_\_\_\_\_  
City Attorney

**COUNTY OF WASHOE**

Attest: \_\_\_\_\_  
County Clerk

By: \_\_\_\_\_  
Chairman of the Board of  
County Commissioners

Approved as to form:

\_\_\_\_\_  
District Attorney

**NEVADA DIVISION OF ENVIRONMENTAL PROTECTION**

Approved as to form only:

By: \_\_\_\_\_  
Attorney General  
State of Nevada

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

**UNITED STATES DEPARTMENT OF JUSTICE**

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

Title: \_\_\_\_\_

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

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

Title: \_\_\_\_\_

**UNITED STATES DEPARTMENT OF THE INTERIOR**

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

Title: \_\_\_\_\_