

ORIGINAL

Contract No. 1-07-60-W0689
Amendment No. 1

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Colorado-Big Thompson Project, Colorado

CONTRACT AMENDMENT BETWEEN THE UNITED STATES AND
SPRING CREEK RANCHERS ASSOCIATION, INC., COLORADO
FOR WATER SERVICE FROM GREEN MOUNTAIN RESERVOIR

THIS CONTRACT AMENDMENT, made this 21st day of December, 2009, pursuant to the Act of June 17, 1902 (32 Stat. 388), and acts amendatory thereof and supplementary thereto, and particularly the Act of August 9, 1937 (50 Stat. 564, 595), and the Act of August 4, 1939 (53 Stat. 1187), as amended and supplemented, is between the UNITED STATES OF AMERICA, acting through the Bureau of Reclamation, hereinafter referred to as the "United States," represented by the Contracting Officer executing this amendment, and SPRING CREEK RANCHERS ASSOCIATION, INC., COLORADO, hereinafter referred to as the "Contractor."

WITNESSETH:

WHEREAS, the following preliminary statements are made in explanation:

EXPLANATORY RECITALS

1. The parties hereto have entered into Contract No. 1-07-60-W0689, dated June 14, 1991, hereinafter called the existing contract.
2. The parties hereto mutually agree to recognize the revised name of the Contractor and update the service area and the number of units served in the existing contract.

NOW THEREFORE, in consideration of the mutual covenants and stipulations herein contained, it is mutually agreed by and between the parties hereto as follows to amend the existing contract as provided below:

1. The Contractor and the United States agree to amend the following areas in the existing contract to correct the name of the Contractor from Spring Creek Homeowners Association to Spring Creek Ranchers Association, Inc.:

a.) Change the contract to reflect the name change by deleting 'Homeowners Association' and inserting 'Ranchers Association, Inc.' in the following areas: i) the title page; ii) page one at the heading of the existing contract; iii) page one in the opening preamble; sub article 6.a.; and sub article 10.

2. The Contractor and the United States agree to amend the existing contract by superseding and replacing Exhibit B ENVIRONMENTAL COMPLIANCE to reflect that the number of residences referenced in Exhibit B change from seven (7) to fourteen (14) and the service area to include Sections 5, 6, 7, and 8.

a.) Delete Exhibit B ENVIRONMENTAL COMPLIANCE in the existing contract and replace it with the attached Exhibit B ENVIRONMENTAL COMPLIANCE, which will be made a part of the existing contract.

EXISTING CONTRACT TO REMAIN IN FORCE

3. Except as provided herein, the existing contract shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 to the contract the day and year first above written.

THE UNITED STATES OF AMERICA

For

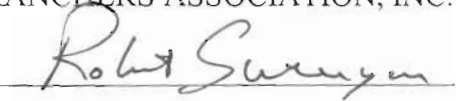
By



Regional Director
Bureau of Reclamation
Great Plains Region

SPRING CREEK RANCHERS ASSOCIATION, INC.

By:



Title

President

(CORPORATE SEAL)

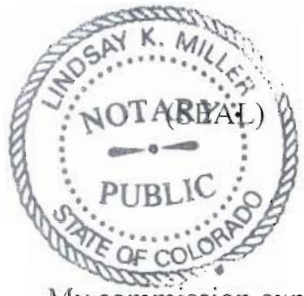
ACKNOWLEDGEMENT

STATE OF)
) ss.
COUNTY OF)

On December 1st, 2009, before me, Lindsay K. Miller
_____ appeared Robert Swenson_____

the person(s) whose name(s) (is)(are) subscribed to the within instrument
and known to me to have executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the
day and year in this acknowledgment first above written.



Lindsay K. Miller

Notary Public

My commission expires:

My Commission Expires: 07/24/2011
S12 Briggs
Erie, CO 80516

EXHIBIT B

ENVIRONMENTAL COMPLIANCE

1. The site specific National Environmental Policy Act (NEPA) compliance for water service pursuant to this contract and amendment with Spring Creek Ranchers Association, Inc. was evaluated and documented by Categorical Exclusion Checklist (CEC) No. E-400-91-09. This CEC is for a well diversion located in the NE1/4, SE1/4, of sec. 7, T. 2S, R. 80 W., 6th P.M., with diversion rates up to 50 gallons per minute serving 14 residences year round with up to 15 feet of water annually. The water service pursuant to this contract and amendment will be used in the service area of the Spring Creek Ranchers Association, Inc. in parts of Sections 5, 6, 7, and 8, T 2S, R 80 W, 6th P.M. Summit County. Water released from Green Mountain reservoir pursuant to this contract and amendment shall be for replacement of out of priority depletions to senior water rights.