

**FIRST AMENDMENT TO MEMORANDUM OF AGREEMENT
FOR THE INTERIM PROVISION OF WATER TO THE 15-MILE REACH
OF THE COLORADO RIVER ORIGINALLY ENTERED INTO BY THE
CITY AND COUNTY OF DENVER, THE COLORADO WATER
CONSERVATION BOARD AND THE U.S. FISH AND WILDLIFE SERVICE
ON APRIL 17, 2000**

THIS AMENDMENT is made and entered into among the City and County of Denver, acting by and through its Board of Water Commissioners (Denver Water), the Colorado Water Conservation Board (CWCB), and the U.S. Fish and Wildlife Service (Service).

WHEREAS, the parties entered into a Memorandum of Agreement for the Interim Provision of Water to the 15-Mile Reach of the Colorado River ("Agreement"), which became effective July 1, 2000; and

WHEREAS, the parties wish to extend the Agreement for additional time.

NOW, THEREFORE, the parties agree as follows:

1. Section 2.F.1 of the Agreement shall be amended to extend the termination date of the Agreement to July 1, 2013, or until a permanent source for the 5,412.5 acre feet is developed, or until the Programmatic Biological Opinion is no longer in effect, whichever occurs earlier. The term of the Agreement may be extended upon mutual written agreement of the parties for up to two (2) additional years.

Except as specifically amended in this Amendment, the Agreement shall remain in full force and effect. This Amendment shall become effective upon execution by Denver Water.

**THE CITY AND COUNTY OF DENVER
acting by and through its
BOARD OF WATER COMMISSIONERS**


James S. Lochhead, CEO/Manager Date 7/14/10
President

