STATE OF CALIFORNIA
THE RESOURCES AGENCY
DEPARTMENT OF WATER RESOURCES

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AMENDMENT NO. 1
TO THE APRIL 11, 1968 AGREEMENT BETWEEN
THE STATE OF CALIFORNIA
AND
THE CITY OF ANTIOCH

THIS AMENDMENT is made and entered into this _29th_ day of

October , 2013, between the Department of Water Resources of the State

of California (DWR), and the City of Antioch (City).

AGREEMENT

1. The 1968 Agreement between DWR and the City is amended as follows:

    Article 1 is amended to read in its entirety: "The term of this agreement
    shall begin on the first day of October 1968, and shall continue in effect
    until terminated by either party by written notice to the other party given at
    least 12 months prior to the effective date of such termination. The
    effective date of termination shall be the last day of a year (September 30)
    and no termination shall be effective prior to September 30, 2028."

    Article 3 is amended to read: "V is the total quantity of water in acre-feet
    introduced into the City's transmission facilities, including water diverted
    by the City and substitute water purchased by the City, for delivery within
    the City's service area, which shall be the most expansive of the Antioch
    City Boundary or Antioch Urban Growth Boundary or Antioch Sphere of
    Influence ("SOI") as shown on Exhibit "A" attached hereto and by this
    reference made a part hereof from 8:00 a.m. on December 9, to 8:00 a.m.
    on July 6."

    Article 4 is amended to read: "Such measurements will be made at such
    intervals as shall reasonably be necessary and as mutually agreed upon.
    DWR and the City have negotiated and agreed that such measurements
    will be made at slack current, which shall be deemed to occur two hours
    after daily higher high tide, effective January 1, 2013."

    Exhibit A is replaced with attached map "City of Antioch Boundary, SOI,
    and Urban Growth Boundary" as created by the Contra Costa County
    Community Development, GIS group on 7/13/2009.

2. The parties waive any and all claims either one may have against the other for past actions or activities arising out of this 1968 Agreement.

3. The existing Tolling Agreement, effective May 22, 2013, terminates upon the date of full execution of this Amendment.

4. All other provisions of the 1968 Agreement, except those modified by this Amendment, remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto, by their authorized representatives, have executed this Amendment No. 1 to the to the April 11, 1968 Agreement between the State of California and the City of Antioch, which Amendment becomes effective on the date first set forth above.

Approved as to legal form
and sufficiency

Chief Counsel
Department of Water Resources

Date __10/28/13__

Approved as to legal form
and sufficiency

Name __Lynn Tracy Nerland__

Title __City Attorney__

Date __10-22-13__

STATE OF CALIFORNIA
DEPARTMENT OF WATER
RESOURCES

Mark W. Cowin
Director

Date __10/29/13__

CITY OF ANTIOCH

Name

Title __City Manager__

Date __10-22-13__

Exhibit A

City of Antioch Boundary, SOI, and Urban Growth Boundary

Pittsburg

Loveridge Rd

W 4th St

Wilbur Ave

A St

Victory Hwy

State Hwy 4

Buchanan Rd

Somersville Rd

4

Oakley

James Donlon Blvd

Hillcrest Ave

Empire Ave

Antioch

Mesa Ridge Dr

Lone Tree Way

Deer Valley Rd

State Highway 4 Byp

Brentwood

Balfour Rd

Briones Valley Rd

Legend
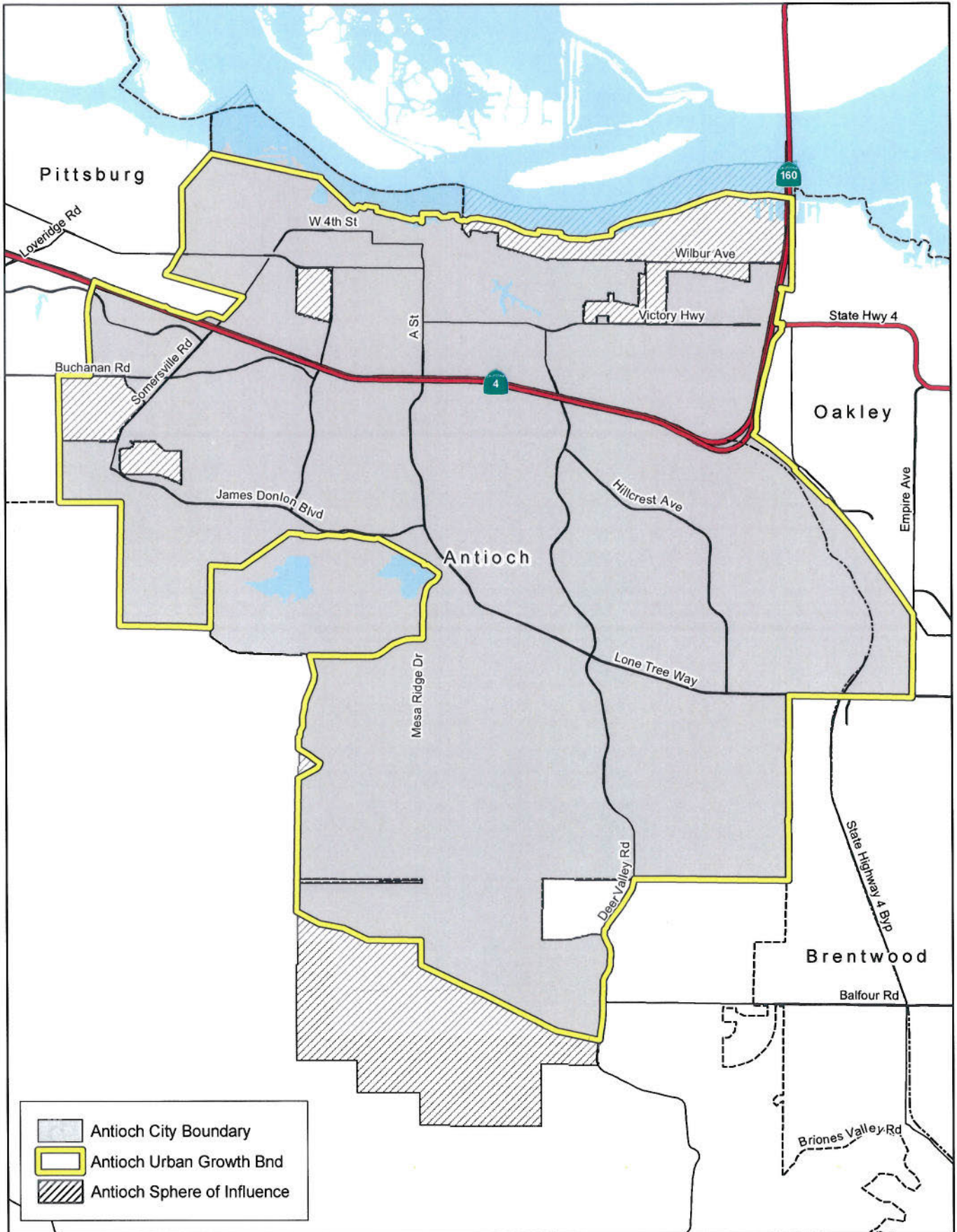
Antioch City Boundary

Antioch Urban Growth Bnd

Antioch Sphere of Influence

Map created 7/13/2009
by Contra Costa County Community Development, GIS Group
651 Pine Street, 4th Floor North Wing, Martinez, CA 94553-0095
37:59:48.455N 122:06:35.384W

This map was created by the Contra Costa County Community Development
Department with data from the Contra Costa County GIS Program. Some
base data, primarily City Limits, is derived from the CA State Board of Equalization's
tax rate areas. While obligated to use this data the County assumes no responsibility for
its accuracy. This map contains copyrighted information and may not be altered. It may be
reproduced in its current state if the source is cited. Users of this map agree to read and
accept the County of Contra Costa disclaimer of liability for geographic information.

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