

**AMENDMENT FOUR TO PROJECT AGREEMENT
GILLETTE MADISON PIPELINE JOINT BONDING PROJECT**

1. Parties. This Amendment Four to Project Agreement is made and entered into by and between the State of Wyoming, acting by and through the WYOMING WATER DEVELOPMENT COMMISSION [COMMISSION] and CITY OF GILLETTE, Campbell County, Wyoming, a duly organized municipality existing under the laws of that state [SPONSOR].

2. Purpose of Amendment. This Amendment shall constitute the fourth amendment to the Project Agreement between the COMMISSION and the SPONSOR which became effective September 27, 2005. The purpose of this Amendment is to effectuate 2015 Wyo. Sess. Laws, Ch. 23, modifying the PROJECT by extending the reversion date.

This Project Agreement was amended by Amendment One to the Project Agreement, which became effective November 14, 2006 and modified the PROJECT by increasing the appropriation, changing the disbursement percentage of a portion of the appropriation, and extending the date unexpended funds revert to the water development account.

This Project Agreement was amended by Amendment Two to the Project Agreement, which became effective September 3, 2009 and modified the PROJECT by increasing the appropriation and extending the reversion date.

This Project Agreement was amended by Amendment Three to the Project Agreement, which became effective July 3, 2014 and modified the PROJECT by extending the reversion date.

3. Term of the Amendment. This Amendment shall commence immediately upon the last required signature being affixed hereto, and shall remain in full force and effect through the term of this Project Agreement.

4. Specific Changes.

a. Reversion of Unexpended Funds. The reversion date for unexpended funds as set forth in Section 4.R. of the Project Agreement is amended as follows:

4.R. The SPONSOR agrees that it will complete the PROJECT and that it shall be responsible for operation and maintenance of the PROJECT in accordance with accepted engineering practices. The SPONSOR shall be responsible for all costs, including labor, for all operation, maintenance and repairs. In addition, the SPONSOR shall complete the PROJECT no later than the reversion date of July 1, 2016 and shall have settled all claims and paid all PROJECT expenses by that date. No funds will be paid by the COMMISSION after the reversion date specified and the SPONSOR shall be solely responsible for payment of any expenses incurred or claims received after said date.


5. Same Terms and Conditions. With the exception of items explicitly delineated in this Amendment, all terms and conditions of the Project Agreement between the COMMISSION and the SPONSOR, including but not limited to sovereign immunity, and all prior amendments to the Project Agreement shall remain unchanged and in full force and effect, including Amendment One to the Project Agreement which became effective November 14, 2006, Amendment Two to the Project Agreement which became effective September 3, 2009 and Amendment Three to the Project Agreement which became effective July 3, 2014.

6. **Entirety of Agreement.** This Amendment Four, consisting of three (3) pages, Amendment Three consisting of three (3) pages, Amendment Two consisting of three (3) pages, Amendment One consisting of three (3) pages and the original Project Agreement, consisting of seven (7) pages, represent the entire and integrated agreement between the parties and supersede all prior negotiations, representations and agreements, whether written or oral.

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7. **Signatures.** IN WITNESS THEREOF, the parties to this Amendment through their duly authorized representatives have executed this Amendment, known as Amendment Four to the Project Agreement between the COMMISSION and the SPONSOR, on the days and dates set out below, and certify that they have read, understood, and agreed to the terms and conditions of this Amendment as set forth herein.

WYOMING WATER DEVELOPMENT COMMISSION



 Floyd Canfield, Chairman

5-8-15

 Date



 Nick J. Bettas, Secretary

05-08-15

 Date

ATTEST:



CITY OF GILLETTE


 Louise Carter-King, Mayor

 Date

ATTEST:

 Karlene Abelseth, Clerk

ATTORNEY GENERAL'S OFFICE APPROVAL AS TO FORM



 S. Jane Caton, Senior Assistant Attorney General

5-4-15

 Date

The Amendment date is the date of the last signature affixed to this page.