

**THIRD AMENDMENT TO THE
AGREEMENT BETWEEN the INDIAN WELLS VALLEY
GROUNDWATER AUTHORITY
and the BOARD OF REGENTS of the NEVADA SYSTEM OF HIGHER
EDUCATION on behalf of the DESERT RESEARCH INSTITUTE**

Whereas, the **INDIAN WELLS VALLEY GROUNDWATER AUTHORITY** (hereinafter “Authority”) and the **BOARD OF REGENTS of the NEVADA SYSTEM OF HIGHER EDUCATION on behalf of the DESERT RESEARCH INSTITUTE** (hereinafter “DRI”) entered into an agreement on May 23, 2018 (“Agreement”) whereby DRI would assist the Authority in using DRI’s groundwater model to support the Authority’s work on its Groundwater Sustainability Plan (“GSP”). The Authority and DRI are sometimes hereinafter collectively called the “Parties.”

Whereas, the Parties entered an Amendment to the Agreement on November 15, 2018 regarding the Brackish Water Resource Feasibility Study.

Whereas, the Parties entered a Second Amendment to the Agreement on June 19, 2019 regarding additional modeling and work to support the Groundwater Sustainability Plan.

Whereas, the Authority now wishes to have DRI provide a time extension to June 30, 2021 for performing modeling and analysis work for the Brackish Water Resource Feasibility Study.

Whereas, Section 3 of the Agreement specifies the consideration under the Agreement.

Whereas, Section 3(b) of the Agreement states that “If the scope of work described under this Agreement expands, [Authority] shall initiate an amendment to include added scope and funding that is mutually agreed upon by DRI and [Authority]. All work will be authorized on a Task and associated Budget basis.”

Whereas, the Parties now desire to amend the Agreement to include a time extension for performance. There will be no change to scope or funding.

The Parties, based upon mutual consideration, hereby agree as follows:

1. DRI shall extend the contract completion date to June 30, 2021.
2. The Authority’s Water Resources Manager (“WRM”) has the sole authority to coordinate DRI’s tasks related to its work under this Amendment/Agreement.
3. All other provisions of the Agreement shall remain in full force and effect.
4. This modification shall be effective immediately upon execution by the Parties.

Dated this 15th day of October 2020.

**THE BOARD OF REGENTS OF THE
NEVADA SYSTEM OF HIGHER
EDUCATION ON BEHALF OF THE
DESERT RESEARCH INSTITUTE**

By: *Diane Samuel*

Diane Samuel
Director of Sponsored Projects

**INDIAN WELLS VALLEY
GROUNDWATER AUTHORITY**

By: *Mick Gleason*

Mick Gleason, Chairman
Board of Directors