



A G E N D A

Green River/Rock Springs/Sweetwater County Joint Powers Water Board

April 10, 2025

2:00 p.m.

Meeting Conducted Via Remote Access and Teleconference

Teleconference Phone No. **844-854-2222** Access Code: **791954**

1.	Call to Order	Chair
2.	Roll Call	Chair
3.	Approval of Agenda	Chair
4.	Approval of March 20, 2025 Regular Board Meeting Minutes	Chair
5.	Approval of February 2025 Financial Reports	Chair
6.	Presentation of March 2025 Water Sales and Usage Reports	Mr. Seppie
7.	Official Depositories of Public Funds	Mr. Seppie
8.	Conflict of Interest Statements	Mr. Seppie
9.	Presentation and Consideration of Resolution 25-04 Price Schedule for Wholesale Water Rates for FY2026	Mr. Seppie
10.	Presentation and Consideration of Amendment Two to Project Agreement GR-RS-SC-JPWB Pump Station	Mr. Seppie
11.	Operation and/or Project Updates	Mr. Seppie
12.	Public Comments	Chair

13.	Good of the Order – Time set aside for Board Members to offer Comments or observations without formal motions.	Chair
14.	Executive Session – <i>if needed</i>	Chair
15.	Next Meeting	Chair
16.	Adjournment	Chair

Attachments:

1. March 20, 2025 Regular Board Meeting Minutes
2. February 2025 Financial Reports
3. March 2025 Water Sales and Usage Reports
4. Note to Board-Official Depositories
5. Example-Conflict of Interest Statement
6. Example Resolution 25-04 Price Schedule for Wholesale Water Rates for FY2026
7. Amendment Two to Project Agreement GR-RS-SC-JPWB Pump Station



Meeting Minutes

Meeting Date: March 20,2025

Type of Meeting: Regular Board Meeting

1. **Call to Order**

The Joint Powers Water Board meeting was held by remote computer access, teleconference, and in the conference room at the Water Treatment Plant. Secretary/Treasurer Jason Palmer called the meeting to order at 3:00 p.m.

2. **Roll Call**

A quorum was present with Terry Leigh(SW Co), Aaron Reichl and Jason Palmer (GR), Robert Young and Richard Lee (RS) present. Ms. Sage Hilstad, Counsel for the Board, was in attendance. Staff attending were Bryan Seppie, General Manager, James Tardoni, Engineer, and Sara Richardson, Office Manager. Paul Kauchich, City of Rock Springs, Ron Wild, Rocky Mountain Power, and Nick Walrath, Trout Unlimited were also in attendance.

3. **Election of Officers**

Mr. Palmer opened the Chairman nominations.

Mr. Leigh nominated Mr. Young. The nomination was voted on and passed with no opposition. Mr. Palmer opened the floor for Vice-chair nominations. Mr. Reichl nominated Mr. Palmer for Vice-chair. The nomination was voted on and passed with no opposition.

The last position was Secretary/Treasurer, Mr. Leigh nominated Mr. Lee. The nomination was voted on and passed with no opposition.

Mr. Palmer turned the meeting over to Chairman Young.

4.. **Approval of Agenda**

Mr. Lee made a motion to approve the agenda. Mr. Leigh seconded the motion. The motion was voted on and passed.

5. **Approval of February 20, 2025 Regular Board Meeting Minutes**

Mr. Reichl made a motion to approve the February 20, 2025 Regular Board Meeting minutes. Mr. Palmer seconded the motion. The motion was voted on and passed with Mr. Lee and Mr. Leigh abstaining.

6. **Approval of January 2025 Financial Reports**

Mr. Reichl asked Mr. Seppie if there were any concerns with the reports. He said that a higher portion of the revenues for the year are received during the summer, while

the expenses continue throughout the year. There are a few line items that exceed the budgeted amount, but the bottom line appears fine.

Mr. Palmer made a motion to approve the January 2025 financial reports. Mr. Lee seconded the motion. The motion was voted on and passed with Chairman Young abstaining.

Mr. Wild from Rocky Mountain Power told the Board that they were anticipating a 10% rate increase.

7. **Presentation of February 2025 Water Sales and Usage Reports**

Mr. Seppie presented the February 2025 water sales and usage graph and tables, saying that February usage was consistent. Mr. Seppie expects spring usage to be lighter, especially April and May because of Simplot's planned maintenance outage.

8. **Presentation and Consideration of an Agreement to Extend Consent to Temporary Appropriation of Water**

Mr. Seppie said that as discussed during the last Board meeting there were two agreements for the Board to consider. The first is an extension of an existing agreement. The Board had previously provided consent to Trout Unlimited to obtain a permit to appropriate water to irrigate the riverbank stabilization project in Scotts Bottom. Trout Unlimited would like to continue this project. Ms. Hilstad and Mr. Walrath have worked together to draft this extension agreement.

Mr. Seppie reminded the Board of the water purchase agreements and the need for the temporary appropriation consent agreements.

This extension will be from June 1, 2025 to October 1, 2026.

Mr. Seppie then recommended that the Board approve the Agreement to Extend Consent to Temporary Appropriation of Water and allow him to execute.

Mr. Leigh made a motion to approve the Agreement to extend consent to temporary appropriation of water and allow Mr. Seppie to sign. Mr. Reichl seconded the motion. The motion was voted on and passed with Mr. Palmer abstaining.

9. **Presentation and Consideration of Consent to Temporary Appropriation of Water**

Mr. Seppie said that there was an additional water use that Trout Unlimited and the Green Belt Task Force would like to pursue. He then showed a map of the additional area they were looking to irrigate. Before Fontenelle Dam was installed any high river flows would have flooded these areas. Now that river flows are controlled, the area doesn't receive water and the trees suffer. The Green Belt Task Force would like to utilize the pumping system that Trout Unlimited installed to soak these areas and help the trees. This agreement is independent of the previous extension agreement by defining the separate area where the water will be used. This project will be for 2 years, 2025 and 2026. Mr. Seppie said that this agreement was also drafted for his signature.

There was discussion regarding water rights, Mr. Seppie stated that this would be a temporary right, much like a water right that a contractor would get for the construction of a project.

Ms. Hilstad pointed out a discrepancy that she would like to change in paragraph number 3., (changing 30 to 35 days). Mr. Seppie asked that the Board acknowledge this change.

Mr. Lee made a motion to accept the Consent to Temporary Appropriation of Water with the change mentioned by Ms. Hilstad and authorize Mr. Seppie to execute. Mr. Leigh seconded the motion. The motion was voted on and passed with Mr. Palmer abstaining.

10. Presentation and Consideration of an Amended Cooperative Agreement Between City of RS and JPWB

Mr. Seppie presented the amended cooperative agreement between the City of Rock Springs and the Joint Powers Water Board. The agreement relates to the Crossroad Pumpstation Project. Mr. Seppie gave a summary of the delays and cost increases that have occurred on the project. The Wyoming Water Development Commission Project Agreement is being amended to increase the grant to \$11,962,300 or 59.5% of the project costs. The City is responsible for all remaining project costs and would like a loan for those costs. Per the agreement, the JPWB will pursue a loan from the DWSRF program in the amount of \$9,000,000. The agreement defines the debt service repayment process by which the Board will pay the annual loan payments and then be reimbursed by the City of Rock Springs, just like previous DWSRF loans. The City of Rock Springs has adopted a Resolution approving the agreement and asking the JPWB apply for the DWSRF loan.

Mr. Kauchich addressed the Board, thanking them for supporting the agreement. Mr. Seppie recommended that the Board approve the Amended Cooperative Agreement.

Mr. Palmer made a motion to approve the Amended Agreement. Mr. Lee seconded the motion. The motion was voted on and passed.

11. Presentation and Consideration of Resolution 25-03 Authorizing Submission of an Application to SLIB

Mr. Seppie presented Resolution 25-03 Authorizing Submission of an Application to SLIB for a Drinking Water State Revolving Fund loan. The Resolution looks different than our normal template, because it is the template that came in the Loan Application. The completed application must be turned in by April 9th for consideration at the August 9th, 2025 SLIB meeting.

There was discussion regarding the cost to the Board for the application for loans. Mr. Seppie stated that there were some administrative costs but because the Board owns the system they are required to apply. Each funding agency has its own requirements, and the process may vary from project to project.

Mr. Leigh made a motion to approve Resolution 25-03 and authorize the Chairman to sign. Mr. Palmer seconded the motion. The motion was voted on and passed.

10. Operational and/or Project Updates

Mr. Seppie stated that the water treatment plant has been seeing higher turbidity levels due to early runoff. This year, staff had to thaw out the reservoir earlier than we ever have. The plant started "lifting the ice" in mid-February.

He had watched HB0117, the omnibus construction bill, closely because of the amendment to the Crossroads Pumpstation Project which passed through the bill unchanged. However, the cloud seeding project did not fare well. The project had been removed by the House, the Senate put it back in on the 3rd reading but with no state matching funds. The WWDC can proceed with seeding next year if they can find all the funding from non-state sources. WWDC will be reaching out to other states and existing contributors to make up the shortfall. Mr. Seppie anticipates that the Board will be approached to contribute more.

There was discussion regarding the existing studies and the science behind cloud seeding. The Board asked for more information prior to being asked to contribute more. The Board also needs to be able to help our rate payers understand the impact of curtailment.

The next item was a discussion on scheduling a budget workshop before the rate setting. Per the Water Purchase Agreements, rates must be adopted and sent to the customers by April 15th.

The last item was the current snowpack, Mr. Seppie showed a graph indicating snow water equivalent percentages throughout the Colorado River Basin. The Green River Basin and Flaming Gorge tributary areas look much better than areas below Wyoming. Of the 130 sites that report on the tributary areas feeding Lake Powell, the snowpack is below average at 94%.

11. **Public Comments**

Mr. Kauchich thanked the Board for their continued support.

12. **Good of the Order**

Mr. Leigh said he had caught part of the Cheyenne news last week regarding new super computers and their high-water usage. Mr. Seppie stated that the data centers are water intensive for cooling purposes.

Mr. Reichl said that the local state Representative Stacy Jones was very supportive of the cloud seeding while others were not.

13. **Executive Session**

Mr. Seppie said there was a need for an executive session to discuss land issues and asked that staff be included.

At 4:17 pm. Mr. Palmer made a motion to move into executive session. Mr. Leigh seconded the motion. The motion was voted on and passed.

At 4:47 p.m. Mr. Reichl made a motion to reconvene the regular meeting. Mr. Leigh seconded the motion. The motion was voted on and passed.

No action was taken.

14. **Next Meeting**

There will be a budget workshop on April 7, 2025 at 2:00 p.m. The next Regular Board Meeting will be held on April 10, 2025 at 2:00 p.m.

15. **Adjournment**

There being no further business, at 4:56 p.m. Mr. Reichl made a motion to adjourn the meeting. Mr. Lee seconded the motion. The motion was voted on and passed.

Approved

Approved

Board Member

Board Chairman

Joint Powers Water Board
Revenues & Expenditures Budget vs. Actual
July 2024 through February 2025

	Feb 25	Jul '24 - Feb 25	Budget	% of Budget
Ordinary Income/Expense				
Income				
4100 · Water Sales				
4110 · Water Sales - Simplot	130,724.99	1,038,968.71	1,450,394.00	71.63%
4120 · Water Sales - Rock Spring	172,785.52	2,807,007.02	3,631,067.00	77.31%
4122 · Water Sales - White Mountain	8,679.00	118,977.67	161,175.00	73.82%
4124 · Water Sales - Ten Mile	1,658.44	40,109.31	44,499.00	90.14%
4126 · Water Sales - Clearview	4,640.16	40,929.90	63,229.00	64.73%
4130 · Water Sales - Green River	39,767.90	1,156,873.08	1,440,088.00	80.33%
4132 · Water Sales - Jamestown	2,416.11	48,513.55	58,929.00	82.33%
Total 4100 · Water Sales	360,672.12	5,251,379.24	6,849,381.00	76.67%
4200 · Int Inc				
4265 · Int Income Uinta Bank	21.56	156,088.72	265,000.00	58.9%
4275 · Int Income RSNB	6,234.23	83,479.50	110,000.00	75.89%
4289 · Int Income Commerce Bank C/D	3,438.47	29,817.04	35,000.00	85.19%
4294 · Investment Income - Multi-Bank	3,986.56	52,081.47	59,000.00	88.27%
Total 4200 · Int Inc	13,680.82	321,466.73	469,000.00	68.54%
4400 · Other Income				
4420 · Miscellaneous Income	0.00	3,119.09	0.00	100.0%
4435 · SRF #029	0.00	62,530.49	64,147.00	97.48%
4455 · Crossroads RS & WWDC Reimburse	0.00	140,692.94	2,000,000.00	7.04%
4485 · 2007 SLIB Loan R/S #066	0.00	74,876.37	74,876.00	100.0%
4495 · Simplot Surcharge Revenue	0.00	139,939.14	131,882.00	106.11%
Total 4400 · Other Income	0.00	421,158.03	2,270,905.00	18.55%
4500 · Non-Operating Income				
4530 · Transfer From WTP Cap Res	0.00	109,498.58	370,000.00	29.59%
4531 · Transfer from Depreciation Res	53,800.00	120,618.13	1,788,000.00	6.75%
4535 · Transfer from Debt Reserve	0.00	1,622,124.27	1,661,462.00	97.63%
4540 · Transfer From Amelioration Fund	0.00	0.00	308,261.00	0.0%
Total 4500 · Non-Operating Income	53,800.00	1,852,240.98	4,127,723.00	44.87%
Total Income	428,152.94	7,846,244.98	13,717,009.00	57.2%
Gross Profit	428,152.94	7,846,244.98	13,717,009.00	57.2%
Expense				
5100 · Payroll, Taxes & Benefits				
5110 · Salaries & Wages - Regular	90,596.26	849,848.25	1,365,615.00	62.23%
5115 · Salaries & Wages - Overtime	29.00	2,157.33	8,500.00	25.38%
5116 · Salaries & Wages - On Call	0.00	0.00	1,000.00	0.0%
5117 · Sal. & Wages - Shift Diff.	376.00	4,000.76	9,000.00	44.45%
5119 · Sal. & Wages - Hol. Worked	0.00	13,030.08	15,000.00	86.87%
5120 · Social Security/Medicare	6,936.52	66,644.11	104,469.00	63.79%
5125 · Workers Comp.	0.00	6,813.59	15,245.00	44.69%
5131 · Employee Clothing Allowance	0.00	3,850.00	4,550.00	84.62%
5135 · Wyoming Retirement	16,801.71	161,671.83	254,277.00	63.58%
5137 · 457 Board Contributions	260.00	2,500.00	4,030.00	62.04%
5140 · Employee Health Insurance	59,307.45	212,231.23	394,656.00	53.78%
5141 · HSA Contributions	8,199.99	67,928.65	112,050.00	60.62%
5199 · Final Payout	0.00	1,380.00	15,000.00	9.2%
Total 5100 · Payroll, Taxes & Benefits	182,506.93	1,392,055.83	2,303,392.00	60.44%
6001 · O & M Expenses				
6025 · Debt Reserve	47,916.67	383,333.36	575,000.00	66.67%
6100 · Travel/Training-Staff	0.00	3,746.54	7,000.00	53.52%
6101 · Travel/Training Operators	0.00	1,415.56	5,000.00	28.31%
6102 · Travel/Training-Board	0.00	3,219.87	5,000.00	64.4%
6104 · Board Related Expense	0.00	331.50	500.00	66.3%
6105 · Community Affairs	0.00	627.73	1,000.00	62.77%
6106 · Drought Cont/Augmentation	0.00	0.00	5,000.00	0.0%
6107 · Water Resource Planning	0.00	2,900.00	15,000.00	19.33%
6110 · Dues/Subscriptions	0.00	1,296.00	5,000.00	25.92%

Joint Powers Water Board
Revenues & Expenditures Budget vs. Actual
July 2024 through February 2025

	Feb 25	Jul '24 - Feb 25	Budget	% of Budget
6112 · Professional Licensing Fees	0.00	345.00	250.00	138.0%
6113 · Meeting Lunches/Long Shift Meal	0.00	47.17	250.00	18.87%
6114 · Coffee/Water/Pop/Cups	27.16	161.92	500.00	32.38%
6115 · Postage/Shipping	16.17	2,073.97	4,500.00	46.09%
6116 · Cleaning/Janitorial Supplies	0.00	722.70	1,500.00	48.18%
6117 · Office Supplies	107.75	1,262.03	3,000.00	42.07%
6118 · Software	548.29	6,005.35	15,000.00	40.04%
6119 · Office Equipment	146.25	25,867.84	12,500.00	206.94%
6120 · Notices/Advertisements	288.00	708.20	2,500.00	28.33%
6125 · Telephone/Internet	879.04	7,202.49	13,000.00	55.4%
6130 · Janitorial/Garbage	1,032.02	7,794.24	12,000.00	64.95%
6135 · Bank Service Fees	20.00	180.00	500.00	36.0%
6136 · Investment Expenses	0.00	0.00	500.00	0.0%
6137 · Legal Fees	2,875.00	10,035.00	30,000.00	33.45%
6138 · Lease and Easements	0.00	0.00	500.00	0.0%
6140 · Other Professional Fees	1,725.00	44,085.00	55,000.00	80.16%
6141 · Design and Assessment Services	0.00	12,201.60	50,000.00	24.4%
6142 · SCADA Non Capitalized Equipment	0.00	3,364.22	25,000.00	13.46%
6143 · SCADA Integration and Support	0.00	49,421.68	50,000.00	98.84%
6145 · Insurance (D&O/Liab)	0.00	0.00	148,000.00	0.0%
6151 · Books and Reference Materials	0.00	0.00	500.00	0.0%
6152 · Supplies Mech/Elec/HVAC	1,092.11	11,041.05	25,000.00	44.16%
6153 · Supplies - Lab and Testing	0.00	2,799.35	8,500.00	32.93%
6154 · Supplies-Grounds/Reservoir	817.11	1,642.95	12,500.00	13.14%
6156 · Tools/Small Equipment	1,199.92	2,893.33	15,000.00	19.29%
6158 · Vehicle Costs/Fuel	467.07	13,438.05	25,000.00	53.75%
6159 · Rental Equipment	0.00	2,947.47	10,000.00	29.48%
6161 · Rehabilitation - Old Plant Site	0.00	0.00	5,000.00	0.0%
6162 · Site Maintenance	0.00	30,661.31	20,000.00	153.31%
6163 · Building Maintenance	11,628.56	24,168.47	40,000.00	60.42%
6164 · Process Maintenance	1,761.54	95,640.49	135,000.00	70.85%
6165 · Ponds & Tanks	0.00	2,842.88	20,000.00	14.21%
6168 · Outside Maintenance Contracts	9,439.72	74,265.32	155,000.00	47.91%
6170 · Electricity	63,342.25	750,405.45	1,030,000.00	72.86%
6172 · Gas (Heat)	15,800.09	50,549.85	143,000.00	35.35%
6173 · Garbage Collection	214.28	1,880.07	2,750.00	68.37%
6175 · Cathodic Protection Maintenance	0.00	0.00	15,000.00	0.0%
6177 · Water Testing	3,430.28	12,968.32	17,000.00	76.28%
6180 · Dedicated Fiber Lines	477.32	3,818.56	6,000.00	63.64%
6190 · Chemicals-Liquid Oxygen	23,875.62	238,745.84	393,000.00	60.75%
6192 · Chemicals-Other	0.00	0.00	3,500.00	0.0%
6193 · Chemicals - Ferric Sulfate	22,020.86	136,506.91	156,000.00	87.5%
6194 · Chemicals - Chlorine	0.00	37,695.00	58,500.00	64.44%
6195 · Chemicals - Polymer	0.00	43,740.90	67,000.00	65.29%
6197 · Employee Safety/Clothing	392.33	2,968.75	5,000.00	59.38%
6198 · Depreciation Reserve	72,916.67	583,333.36	875,000.00	66.67%
6198A · WTP Cap Imp Reserve (ML Assets)	35,416.67	283,333.36	425,000.00	66.67%
6198B · GAC & Caustic Reserve	4,166.67	33,333.36	50,000.00	66.67%
6198C · Trsfr Simplot Surcharge to RS C	0.00	139,939.14	131,882.00	106.11%
6198D · Water Resource Reserve	21,833.33	174,666.64	262,000.00	66.67%
6198E · Amelioration Reserve	25,000.00	200,000.00	300,000.00	66.67%
Total 6001 · O & M Expenses	370,873.75	3,524,575.15	5,455,132.00	64.61%
8100 · Debt Service				
8161 · DWSRF #044	0.00	1,243,605.70	1,282,943.00	96.93%
8162 · DWSRF #068	0.00	25,658.85	25,659.00	100.0%
8163 · DWSRF #136	0.00	352,859.72	352,860.00	100.0%
8165 · DWSRF # 029 RS	0.00	62,530.49	64,147.00	97.48%
8167 · SRF #66 Rock Springs	0.00	74,876.37	74,876.00	100.0%

Joint Powers Water Board
Revenues & Expenditures Budget vs. Actual
July 2024 through February 2025

	Feb 25	Jul '24 - Feb 25	Budget	% of Budget
Total 8100 · Debt Service	0.00	1,759,531.13	1,800,485.00	97.73%
9100 · Capital Improvements				
9100a · Mid-lived - WTP Capital Fund				
09-24-3 · M.L. Bldg/Heat/Mech Impr	0.00	5,977.87	0.00	100.0%
9-25-1 · ML Process Equip Replacement 25	0.00	103,520.71	165,000.00	62.74%
9-25-2 · ML Pumping/Storage 25	0.00	0.00	25,000.00	0.0%
9-25-3 · ML Bldg/Heating/Mech 25	0.00	0.00	145,000.00	0.0%
9-25-4 · ML Site/Grounds Impr 25	0.00	0.00	35,000.00	0.0%
Total 9100a · Mid-lived - WTP Capital Fund	0.00	109,498.58	370,000.00	29.59%
9100b · Long-lived Assets - Dep Fund				
9-25-12 · LL Pump/Store/Dist Imp 25	53,800.00	120,618.13	238,000.00	50.68%
9-25-14 · LL Old Water Plant Site 25	0.00	0.00	1,500,000.00	0.0%
9-25-15 · LL Analysis/Studies/Reports 25	0.00	0.00	50,000.00	0.0%
Total 9100b · Long-lived Assets - Dep Fund	53,800.00	120,618.13	1,788,000.00	6.75%
Total 9100 · Capital Improvements	53,800.00	230,116.71	2,158,000.00	10.66%
9111 · Crossroads PS	0.00	133,480.85	2,000,000.00	6.67%
Total Expense	607,180.68	7,039,759.67	13,717,009.00	51.32%
Net Ordinary Income	-179,027.74	806,485.31	0.00	100.0%
Other Income/Expense				
Other Income				
9500 · Unrealized gain(loss) on Invest	1,365.80	23,898.71	0.00	100.0%
Total Other Income	1,365.80	23,898.71	0.00	100.0%
Net Other Income	1,365.80	23,898.71	0.00	100.0%
Revenues over (under) expenditures	-177,661.94	830,384.02	0.00	100.0%

Joint Powers Water Board

Cash Balances

As of February 28, 2025

Feb 28, 25

Checking/Savings

10-000 · General Funds	
10-037 · RSNB Bank C/D	6,775.90
10-039 · R/S Nat'l Gen Funds	2,232,387.00
10-049 · Commerce Bank Money Market	1,497,535.86
10-053 · Uinta Bank CD	1,091,223.88
10-062 · Uinta Bank CD	1,173,614.62
10-063 · Uinta Bank CD	533,460.54
10-067 · Uinta Bank CD	1,078,704.25
10-068 · Uinta Bank CD	1,074,703.88
10-070 · Commerce Bank CD	1,091,259.00
10-080 · Multi-Bank Investments-at marke	1,991,653.18
10-099 · **** Allocated to Other Funds	-6,918,375.32
Total 10-000 · General Funds	<u>4,852,942.79</u>
10-300 · Cap Imp WTP - Total	
10-303 · **** Cap Imp WTP	1,106,838.35
Total 10-300 · Cap Imp WTP - Total	<u>1,106,838.35</u>
10-400 · WWDC Capital Impr	
10-064 · Uinta Bank CD WWDC	1,063,908.31
10-407 · Uinta - MM - WWDC	11,261.42
10-410 · **** WWDC Cap Imp	77,909.75
Total 10-400 · WWDC Capital Impr	<u>1,153,079.48</u>
10-425 · **** GAC/Caustic Reserve	770,896.28
10-430 · **** Unemployment Reserve	110,400.08
10-435 · **** Water Resource Reserve	274,666.60
10-450 · Depreciation Reserve	
10-455 · **** Depreciation Reserve	3,155,055.13
Total 10-450 · Depreciation Reserve	<u>3,155,055.13</u>
10-600 · Amelioration Fund - Total	
10-605 · **** Amelioration Fund	1,053,261.11
Total 10-600 · Amelioration Fund - Total	<u>1,053,261.11</u>
10-700 · **** Debt Funds - Total	369,348.02
10-900 · Misc	
10-911 · Rock Springs Cap Imp	186,866.30
10-911A · Uinta Bank CD RS Cap Imp	1,368,588.78
10-921 · Green River Cap Imp	16,191.32
10-921A · Uinta Bank GR Cap Imp CD	138,396.62
Total 10-900 · Misc	<u>1,710,043.02</u>
Total Checking/Savings	<u>14,556,530.86</u>

Joint Powers Water Board Transactions by Account

As of February 28, 2025

Type	Date	Num	Name	Memo	Paid Amount
10-000 - General Funds					
10-039 - 20-1105-8 R/S Nat'l Gen Funds					
Check	02/11/2025	14271	Ace Hardware	Maintenance & Office Supplies	-55.96
Check	02/11/2025	14272	Air Products & Chemicals Inc.	Liquid Oxygen & Tank Rental	-14,670.08
Check	02/11/2025	14273	American Equipment, Inc.	Building Maintenance	-2,441.30
Check	02/11/2025	14274	Battery Systems	Building Maintenance	-136.12
Check	02/11/2025	14275	Castle Cleaning Company	Janitorial Jan 2025	-650.00
Check	02/11/2025	14276	Century Link - Bus Svcs	Phone & Fiber Optics	-511.92
Check	02/11/2025	14277	CenturyLink	Phone	-97.07
Check	02/11/2025	14278	Codale Electric Supply, Inc.	Tools/Sm Equipment	-235.05
Check	02/11/2025	14279	Enbridge Gas	Feb 2025 Gas Heat	-15,800.09
Check	02/11/2025	14280	Green River Star	Ads/Notices	-288.00
Check	02/11/2025	14281	Hager Industries, LLC	LL Pump/Storage/Distribution	-53,800.00
Check	02/11/2025	14282	Linde Gas & Equipment Inc	Maintenance Supplies	-110.26
Check	02/11/2025	14283	MARC	Maintenance Supplies	-405.94
Check	02/11/2025	14284	Mountainland	Process Maintenance	-764.27
Check	02/11/2025	14285	RelaDyne West LLC	Process Maintenance	-808.15
Check	02/11/2025	14286	RingCentral Inc.	Phones	-394.65
Check	02/11/2025	14287	Rocky Mountain Power	Jan 2025 Electricity	-63,342.25
Check	02/11/2025	14288	Sage Hilstad Law, PC	Jan 2025 Legal Services	-2,875.00
Check	02/11/2025	14289	Sweetwater Technology Services Inc	SW OS Maint Contract, Office Equi	-6,798.31
Check	02/11/2025	14290	Winnelson Co.	Process Maintenance	-38.40
Check	02/13/2025	DD2858	Maintenance		-2,711.49
Check	02/13/2025	DD2859	Operator		-2,430.11
Check	02/13/2025	DD2860	Operator		-1,947.38
Check	02/13/2025	DD2861	Manager		-2,999.34
Check	02/13/2025	DD2862	Operator		-1,616.12
Check	02/13/2025	DD2863	Operator		-2,228.24
Check	02/13/2025	DD2864	Manager		-1,519.33
Check	02/13/2025	DD2865	Operator		-2,819.89
Check	02/13/2025	DD2867	Manager		-4,275.14

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03/31/25
Cash Basis

**Joint Powers Water Board
Transactions by Account
As of February 28, 2025**

Check	02/13/2025	DD2868	Manager		-3,545.99
Check	02/13/2025	DD2869	Operator		-1,974.16
Check	02/13/2025	DD2870	Operator		-2,035.21
Check	02/13/2025	DD2866	Operator		-2,797.90
Check	02/13/2025	eft	Credit Union	Withholdings	-410.00
Check	02/13/2025	eft	United States Treasury	83-0284899	-11,061.54
Check	02/13/2025	eft	HSABank	Feb 2025 Contributions	-8,449.99
Check	02/13/2025	14291	Great West Trust Company LLC	457 Contributions	-3,730.00
Check	02/13/2025	14292	NCPERS	Feb 2025 Life Ins Withholdings	-64.00
Deposit	02/13/2025	68713	Simplot Phosphates LLC		130,724.99
Deposit	02/14/2025	14639	White Mountain Water & Sewer District		8,679.00
Check	02/17/2025	14293	Airgas USA, LLC	Maintenance Supplies	-300.85
Check	02/17/2025	14294	US Bank	Jan 2025 Credit Card	-3,099.60
Deposit	02/17/2025	1440	Clearview Improvement & Service District		4,640.16
Deposit	02/17/2025	3866	Ten Mile Sewer & Water District		1,658.44
Deposit	02/18/2025	15825	Jamestown-Rio Vista Water		2,416.11
Deposit	02/19/2025	83596	City of Rock Springs		172,785.52
Deposit	02/22/2025	372213	City of Green River/Cust		39,767.90
Check	02/27/2025	DD2871	Maintenance		-2,711.48
Check	02/27/2025	DD2872	Operator		-2,459.34
Check	02/27/2025	DD2873	Operator		-1,972.93
Check	02/27/2025	DD2874	Operator		-688.77
Check	02/27/2025	DD2875	Manager		-3,015.35
Check	02/27/2025	DD2876	Operator		-1,612.42
Check	02/27/2025	DD2877	Operator		-2,221.36
Check	02/27/2025	DD2878	Manager		-1,715.32
Check	02/27/2025	DD2879	Operator		-2,790.34
Check	02/27/2025	DD2880	Operator		-2,797.89
Check	02/27/2025	DD2881	Manager		-4,291.15
Check	02/27/2025	DD2882	Manager		-3,545.99
Check	02/27/2025	DD2883	Operator		-2,010.02
Check	02/27/2025	DD2884	Operator		-2,061.36
Check	02/27/2025	eft	Credit Union	Withholdings	-410.00

Joint Powers Water Board Transactions by Account

As of February 28, 2025

Check	02/27/2025	eft	United States Treasury	83-0284899	-11,281.50
Check	02/27/2025	14295	Great West Trust Company LLC	457 Contributions	-3,730.00
Check	02/27/2025	14296	Ace Hardware	Maint, Safety, Blgs & Proc Maint	-966.09
Check	02/27/2025	14297	Air Products & Chemicals Inc.	Liquid Oxygen	-9,205.54
Check	02/27/2025	14298	Blue Cross Blue Shield of Wyoming	Feb & Mar 2025 Health Ins Premium	-59,254.62
Check	02/27/2025	14299	Bomgaars	Maintenance Supplies	-4.59
Check	02/27/2025	14300	Bookcliff Sales, Inc	Safety Equipment	-237.81
Check	02/27/2025	14301	Codale Electric Supply, Inc.	Tools/Sm Equip & Mldg Maint	-858.70
Check	02/27/2025	14302	Dearborn Life Insurance Co	Mar 2025 Life Ins Premium	-52.83
Check	02/27/2025	14303	Energy Laboratories	Water Testing	-3,057.00
Check	02/27/2025	14304	Linde Gas & Equipment Inc	Maintenance Supplies	-110.26
Check	02/27/2025	14305	Mountainland	Process & Maint Supplies	-70.67
Check	02/27/2025	14306	Napa Auto Parts Unlimited	Tools/Sm Equipment	-111.99
Check	02/27/2025	14307	Pioneer Gasket	Process Maintenance	-36.00
Check	02/27/2025	14308	SGS North America, Inc	Water Testing	-165.00
Check	02/27/2025	14309	Summit Accounting Services PC	Jan 2025 Accountant Service	-1,725.00
Check	02/27/2025	14310	Superior Industrial Supply	OS Contract Maintenance	-3,000.00
Check	02/27/2025	14311	Thatcher Company	Ferric Sulfate	-22,020.86
Check	02/27/2025	14312	Verizon Wireless	Cell Phones	-352.72
Check	02/27/2025	14313	Winnelson Co.	Bldg Maintenance	-7,643.96
Check	02/27/2025	14314	Wyoming Waste Services	Garbage Pickup	-214.28
General Journal	02/28/2025	2015.179	Deposit from Multi Bank	Interest	3,460.12
Check	02/28/2025			Service Charge	-20.00
Deposit	02/28/2025			Interest	6,234.23
Total 10-039 · 20-1105-8 R/S Nat'l Gen Funds					-12,295.77
10-049 · Commerce Bank Money Market					
Deposit	02/28/2025			Interest	3,438.47
Total 10-049 · Commerce Bank Money Market					3,438.47
10-080 · Multi-Bank Investments-at marke					
General Journal	02/28/2025	2015.179	To RSNB Account	Interest Paid	-3,460.12
General Journal	02/28/2025	2015.179			3,986.56
General Journal	02/28/2025	2015.179			1,365.80

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Joint Powers Water Board
Transactions by Account
As of February 28, 2025

Total 10-080 · Multi-Bank Investments-at marke		1,892.24
10-099 · **** Allocated to Other Funds		
General Journal 02/28/2025 2015.180	Record fund transfers per budget	-207,250.01
General Journal 02/28/2025 2015.181	To transfer fixed assets	53,800.00
Total 10-099 · **** Allocated to Other Funds		<u>-153,450.01</u>
Total 10-000 · General Funds		<u>-160,415.07</u>
TOTAL		<u>-160,415.07</u>

Joint Powers Water Board US Bank Card Charges

February 2025
Feb 25

Ordinary Income/Expense

Expense

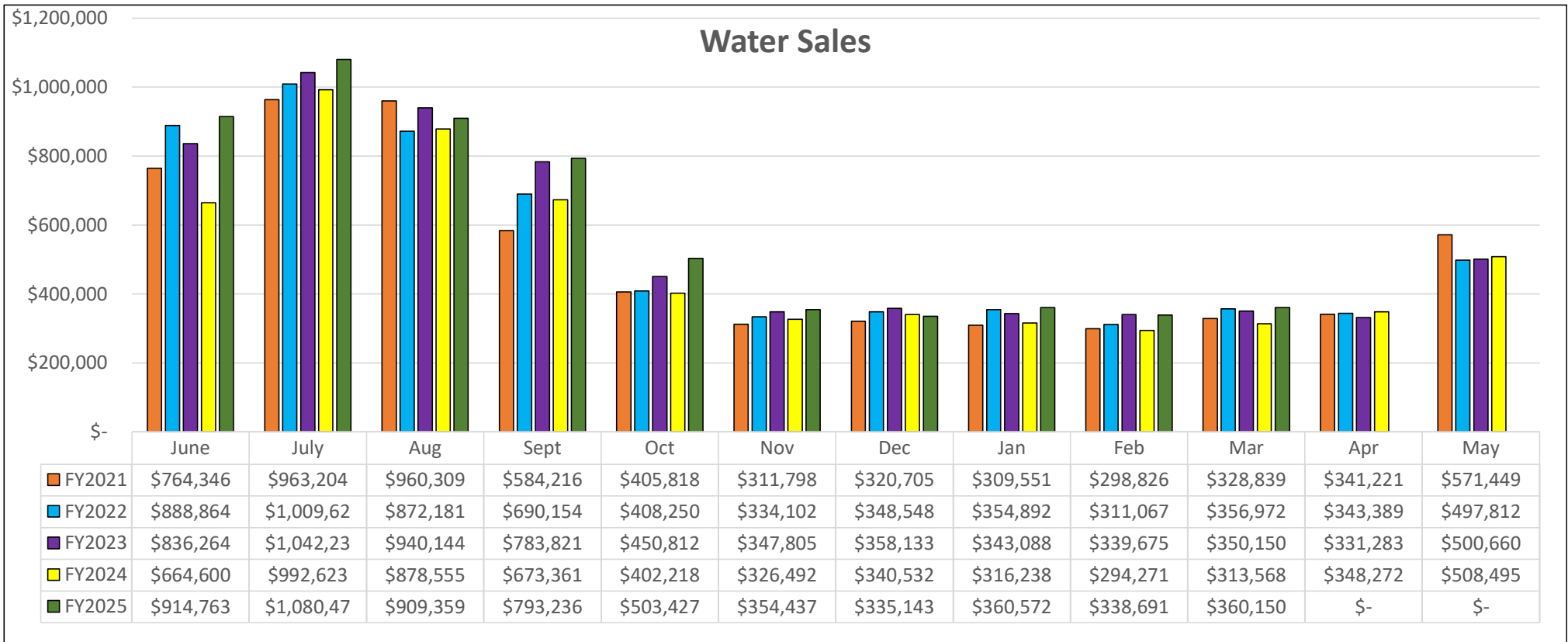
6001 · O & M Expenses

6114 · Coffee/Water/Pop/Cups	27.16
6115 · Postage/Shipping	16.17
6117 · Office Supplies	101.77
6118 · Software	335.95
6130 · Janitorial/Garbage	382.02
6152 · Supplies Mech/Elec/HVAC	10.60
6154 · Supplies-Grounds/Reservoir	817.11
6156 · Tools/Small Equipment	598.94
6158 · Vehicle Costs/Fuel	467.07
6177 · Water Testing	208.28
6197 · Employee Safety/Clothing	134.53

Total 6001 · O & M Expenses 3,099.60

Total Expense 3,099.60

Monthly Water Sales



2019-2020													
MG	Jul-19	Aug-19	Sep-19	Oct-19	Nov-19	Dec-19	Jan-20	Feb-20	Mar-20	Apr-20	May-20	Jun-20	Total
Rock Springs	301.893	290.598	195.583	96.264	85.043	89.037	91.676	86.425	87.348	96.773	221.449	255.337	1,897.426
Green River	158.791	153.008	109.649	39.694	33.236	31.337	36.014	34.746	32.855	39.639	124.03	123.911	916.910
Districts	24.241	23.216	17.921	10.116	9.436	8.752	9.571	9.476	10.588	11.714	22.133	21.294	178.458
Simplot	62.389	63.199	64.319	53.691	56.209	57.197	56.136	48.239	59.345	57.074	56.657	53.388	687.843
Total	547.314	530.021	387.472	199.765	183.924	186.323	193.397	178.886	190.136	205.2	424.269	453.93	3,680.637
2020-2021													
MG	Jul-20	Aug-20	Sep-20	Oct-20	Nov-20	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	Total
Rock Springs	314.545	315.705	192.766	119.760	85.174	86.087	83.492	78.236	93.449	93.172	172.316	294.149	1928.851
Green River	160.928	161.624	77.592	43.682	27.249	29.296	30.812	26.518	28.601	34.94	96.833	147.965	866.04
Districts	28.596	29.853	18.461	11.663	8.099	8.023	8.301	7.699	7.998	8.782	14.838	23.608	175.921
Simplot	60.03	55.497	50.749	59.219	58.513	60.871	55.615	59.185	58.710	59.775	50.57	54.302	683.036
Total	564.099	562.679	339.568	234.324	179.035	184.277	178.220	171.638	188.758	196.669	334.557	520.024	3653.848
2021-2022													
MG	Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Total
Rock Springs	307.484	251.950	202.253	105.622	86.314	86.984	89.962	80.090	90.068	92.687	152.594	260.608	1806.616
Green River	159.391	140.047	99.417	37.470	26.508	27.991	28.630	25.687	27.666	27.522	66.486	120.974	787.789
Districts	25.108	21.203	16.694	10.089	7.571	8.321	8.721	8.054	9.250	8.599	13.384	19.914	156.908
Simplot	64.031	67.441	60.461	68.116	60.151	65.085	64.514	54.401	65.859	56.817	40.114	57.565	724.555
Total	556.014	480.641	378.825	221.297	180.544	188.381	191.827	168.232	192.843	185.625	272.578	459.061	3475.868
2022-2023													
MG	Jul-22	Aug-22	Sep-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23	Total
Rock Springs	304.222	276.446	228.159	118.485	81.145	91.302	84.065	87.516	94.315	84.277	136.408	181.565	1767.905
Green River	154.028	133.057	101.885	39.774	27.033	24.454	23.568	26.869	28.060	27.748	67.982	98.418	752.876
Districts	25.76	25.960	18.855	11.584	8.383	8.703	9.504	8.737	9.399	9.053	12.132	14.781	162.851
Simplot	65.196	59.227	62.443	64.414	63.654	60.690	60.299	53.005	49.830	50.871	46.603	55.52	691.752
Total	549.206	494.690	411.342	234.257	180.215	185.149	177.436	176.127	181.604	171.949	263.125	350.284	3375.384
2023-2024													
MG	Jul-23	Aug-23	Sep-23	Oct-23	Nov-23	Dec-23	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24	Total
Rock Springs	282.704	243.954	184.103	95.645	73.371	77.062	72.543	68.161	69.753	82.836	135.51	251.487	1637.129
Green River	146.312	127.066	88.222	38.749	25.267	25.646	24.033	23.646	25.415	29.831	66.978	133.385	754.55
Districts	22.388	20.517	16.172	11.160	8.359	9.682	7.998	7.694	8.617	8.271	12.471	21.793	155.122
Simplot	57.846	58.998	55.668	58.325	57.688	59.306	54.892	49.036	54.537	55.095	44.971	62.533	668.895
Total	509.250	450.535	344.165	203.879	164.685	171.696	159.466	148.537	158.322	176.033	259.930	469.198	3215.696
2024-2025													
MG	Jul-24	Aug-24	Sep-24	Oct-24	Nov-24	Dec-24	Jan-25	Feb-25	Mar-25	Apr-25	May-25	Jun-25	Total
Rock Springs	293.914	229.831	198.657	117.784	69.827	76.569	80.185	74.821	76.655				1218.243
Green River	144.133	126.801	100.908	45.173	22.285	20.722	20.793	21.594	21.740				524.149
Districts	23.362	20.464	17.358	11.532	8.397	8.523	8.167	7.457	8.457				113.717
Simplot	56.776	59.673	62.969	64.480	66.631	52.307	60.666	55.844	62.878				542.224
Total	518.185	436.769	379.892	238.969	167.140	158.121	169.811	159.716	169.730	0.000	0.000	0.000	2398.333
Four Year Average													
Rock Springs	302.239	272.014	201.820	109.878	81.501	85.359	82.516	78.501	86.896	88.243	149.207	246.952	1785.125
Green River	155.165	140.449	91.779	39.919	26.514	26.847	26.761	25.680	27.436	30.010	74.570	125.186	790.314
Districts	25.463	24.383	17.546	11.124	8.103	8.682	8.631	8.046	8.816	8.676	13.206	20.024	162.701
Simplot	61.776	60.291	57.330	62.519	60.002	61.488	58.830	53.907	57.234	55.640	45.565	57.480	692.060
Total	544.642	497.136	368.475	223.439	176.120	182.376	176.737	166.134	180.382	182.569	282.548	449.642	3430.199
Percent of Four Year Average													
Rock Springs	97.25%	84.49%	98.43%	107.20%	85.68%	89.70%	97.18%	95.31%	88.21%	0.00%	0.00%	0.00%	68.24%
Green River	92.89%	90.28%	109.95%	113.16%	84.05%	77.19%	77.70%	84.09%	79.24%	0.00%	0.00%	0.00%	66.32%
Districts	91.75%	83.93%	98.93%	103.67%	103.63%	98.17%	94.62%	92.68%	95.93%	0.00%	0.00%	0.00%	69.89%
Simplot	91.91%	98.98%	109.84%	103.14%	111.05%	85.07%	103.12%	103.59%	109.86%	0.00%	0.00%	0.00%	78.35%
Total	95.14%	87.86%	103.10%	106.95%	94.90%	86.70%	96.08%	96.14%	94.09%	0.00%	0.00%	0.00%	69.92%



Note to the Board

Date: April 10, 2025

Subject: Official Depositories

From: Bryan Seppie/Sara Richardson

Each year the Board must identify the official depositories of public funds. JPWB currently has accounts at three (3) financial institutions that must be listed.

- Commerce Bank
- RSNB Bank
- Uinta Bank

These institutions have provided properly executed Applications for Deposit of Public Funds.

It is my recommendation that the Board approve these three financial institutions as official depositories.

Information only: Multi-Bank Securities handles investments up to the FDIC limit and thus are not required to be identified in the list above.



April <>, 2025

Governing Body
CITY OF GREEN RIVER WYOMING-
CITY OF ROCK SPRINGS WYOMING-
SWEETWATER COUNTY, STATE OF WYOMING
JOINT POWERS WATER BOARD
PO Box 1299
Green River WY 82935

Dear Joint Powers Water Board Members:

The undersigned is a public officer or public servant who invests public funds or has the authority to decide how public funds are invested on behalf of the City of Green River Wyoming – City of Rock Springs Wyoming – Sweetwater County State of Wyoming, Joint Powers Water Board (“the Board”). Pursuant to Wyoming Stat. § 6-5-118(a), I am hereby disclosing that, to the best of my knowledge, I either transact personal business with, have a financial interest in, or have received a pecuniary benefit from, the following entities or institutions that provide any services to the Board related to the investment of public funds:

Yes ___ No ___ Commerce Bank
Yes ___ No ___ RSNB Bank
Yes ___ No ___ Uinta Bank

I understand that for purposes of this provision, a pecuniary benefit includes benefits in the form of services including, but not limited to, transportation and lodging.

I am hereby disclosing any fiduciary obligations to any of the above-named entities as an officer or Director by stating below:

I serve as an Officer ___ or Director ___ of the _____

I request that submission of this letter be made a part of the record of proceeding for this meeting.

Very Truly Yours,

«First_Name» «Last_Name»
«Company_Name»



Board Resolution

Effective Date: April 10, 2025
Subject: Price Schedule for FY2026
Resolution No: 25-04

WHEREAS the City of Green River, Wyoming – City of Rock Springs, Wyoming, - Sweetwater County, State of Wyoming Joint Powers Water Board (hereinafter referred to as the “Board”), must and does annually establish and promulgate water usage charges and price schedules for the Cities of Green River Wyoming, and Rock Springs Wyoming, as well as other customers it serves.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the following be established and approved as the price for water to the respective cities for the fiscal year July 1, 2025 through June 30, 2026:

To the City of Green River, Wyoming: x.xxxx dollars per hundred cubic feet

To the City of Rock Springs, Wyoming: x.xxxx dollars per hundred cubic feet

BE IT FURTHER RESOLVED that the price of water to Jamestown Rio-Vista Water and Sewer District be established and approved at x.xxxx dollars per hundred cubic feet. Said price shall be charged throughout the fiscal year beginning on July 1, 2025, unless the Board revises the price pursuant to applicable contract provisions.

BE IT FURTHER RESOLVED THAT THE PRICE FOR WATER TO Clearview Improvement and Service District, Simplot Phosphates Limited Company, Ten Mile Water and Sewer District, and White Mountain Water and Sewer District be established and approved at x.xxxx dollars per hundred cubic feet. Said price shall be charged throughout the fiscal year beginning on July 1, 2025, unless the Board revises the price pursuant to applicable contract provisions.

For the Fiscal year during which this Price Schedule will be in effect, the Board is not establishing Six-Month Minimum Payments. Regarding the amount of each payment made by the Cities hereunder that will be deposited into capital improvement accounts, no portion of payments made will be so deposited.

DATED this 10th day of April 2025.

ATTEST:

Robert Young, Chairman

Rick Lee, Secretary/Treasurer

**AMENDMENT TWO TO PROJECT AGREEMENT
GR-RS-SC JPWB PUMP STATION 2019**

1. **Parties.** This Amendment is made and entered into by and between the State of Wyoming, acting by and through the WYOMING WATER DEVELOPMENT COMMISSION (COMMISSION), whose address is: 6920 Yellowtail Road, Cheyenne, WY 82002 and GREEN RIVER ROCK SPRINGS SWEETWATER COUNTY JOINT POWERS WATER BOARD, Sweetwater County Wyoming, a duly organized joint powers board existing under the laws of that state (SPONSOR), whose address is: GR/RS/SC Joint Powers Water Board PO BOX 1299 #3, Green River, WY 82935.
2. **Purpose of Amendment.** This Amendment shall constitute the second amendment to the Project Agreement between the COMMISSION and the SPONSOR. The purpose of this Amendment is to effectuate 2025 Wyo. Sess. Laws, modifying the PROJECT to increase the appropriation and extend the reversion date.

The original Project Agreement, dated July 18, 2019, was to authorize the design and construction of pumping facilities, transmission pipeline and appurtenances necessary to make the project function in the manner intended.

Amendment One, dated April 14, 2023, extended the original reversion date from July 1, 2024 to July 1, 2026.

3. **Term of the Amendment.** This Amendment shall commence upon the date the last required signature is affixed hereto (Effective Date), and shall remain in full force and effect through the term of this Project Agreement, as amended, unless terminated at an earlier date pursuant to the provisions of the Project Agreement, or pursuant to federal or state statute, rule or regulation.
4. **Amendments.**
 - A. **PROJECT Loan and Grant.** The PROJECT funding as set forth in Section 4.A. of the original Project Agreement is hereby amended to read as follows:
 - “4.A. A sum not to exceed ELEVEN MILLION NINE HUNDRED SIXTY-TWO THOUSAND THREE HUNDRED DOLLARS (\$11,962,300.00) shall be disbursed to the SPONSOR for the purpose of completing the aforementioned PROJECT. The funds are divided as follows:
 1. A grant to the SPONSOR of not more than ELEVEN MILLION NINE HUNDRED SIXTY-TWO THOUSAND THREE HUNDRED DOLLARS (\$11,962,300.00) or fifty-nine and five-tenths percent (59.5%) of the actual development costs, whichever is less.

- B. PROJECT Costs in Excess of Appropriation.** Section 4.A. or the second paragraph of Section 4.A. of the original Project Agreement is hereby amended to read as follows:

“4.A. If the COMMISSION approves and the SPONSOR elects to proceed, the SPONSOR shall, regardless of the expected cost of the PROJECT, complete the PROJECT and be responsible for all actual PROJECT costs in excess of ELEVEN MILLION NINE HUNDRED SIXTY-TWO THOUSAND THREE HUNDRED DOLLARS (\$11,962,300.00)”

- C. DISBURSEMENT Proportions.** The disbursement of funds as set forth in Section 4.K. of the original Project Agreement is hereby amended to read as follows:

“4.K. Fifty-nine and five-tenths percent (59.5%) of each eligible billing request received by the COMMISSION authorized under the terms of this Agreement must be paid from grant funds. Payments made by the COMMISSION shall be coordinated with the SPONSOR and other funding sources so that the final grant amount provided by the COMMISSION shall not exceed fifty-nine and Five-tenths percent (59.5%) of total eligible PROJECT costs. The SPONSOR is responsible for completing the PROJECT and providing any funding in excess of that available from the COMMISSION.”

- D. REVERSION of Unexpended Funds.** The reversion date for unexpended funds as set forth in Section 4.P. of the original Project Agreement is hereby amended to read as follows:

“4.P. The SPONSOR shall complete the PROJECT and 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, 2028, and shall have settled all claims and paid all PROJECT expenses by that date. The COMMISSION shall not pay any funds to the SPONSOR after the reversion date specified, and the SPONSOR shall be solely responsible for payment of any expenses incurred or claims received after said date.”

- E. MANAGEMENT of the Completed Project.** Section 4.Q. of the original Project Agreement is hereby amended to read as follows:

“4.Q. The grant is subject to the following conditions regarding management of the completed PROJECT, restrictions on the sale of water, and restrictions on the sale of the PROJECT:

1. Without prior written approval of the COMMISSION and either the State Engineer or Board of Control, there shall be no lease, sale, assignment or transfer of ownership of water from the PROJECT for purposes other than the SPONSOR's purpose defined in the authorizing legislation use as determined by the COMMISSION in its sole and absolute discretion. If such a transaction is approved, the SPONSOR shall receive forty and five-tenths percent (40.5%) of the revenues generated by the lease, sale, assignment, or transfer of ownership of water from the PROJECT for purposes other than the purpose defined in authorizing legislation use and the State of Wyoming shall receive fifty-nine and five-tenths percent (59.5%) of the revenues generated by the lease, sale, assignment or transfer of ownership of water from the PROJECT. If the SPONSOR has any pre-existing contracts or commitments for the sale of water which might apply to these conditions, the SPONSOR shall submit evidence of such commitments to the COMMISSION within ten (10) days of the execution of this Agreement for review and declaration of exemption.
2. There shall be no lease, sale, assignment or transfer of ownership of the PROJECT without prior written approval of the COMMISSION. If this condition is met, the SPONSOR shall receive forty and five-tenths percent (40.5%) and the State of Wyoming shall receive fifty-nine and five-tenths percent (59.5%) of the revenues generated by the lease, sale, assignment or transfer of ownership of the PROJECT. Before the SPONSOR may lease, sell, assign or transfer ownership of the PROJECT, the State of Wyoming shall be given a one (1) year first right of refusal option to purchase the SPONSOR's interest in the PROJECT for an amount equal to the principal, interest, maintenance and replacement costs incurred by the SPONSOR at the date the option is exercised.
3. The SPONSOR may purchase the position of the State of Wyoming, as described in subsections (1) and (2) of this Section, for the amount of the grant described in Section 4.A. of this Agreement plus the interest that would have accrued on the grant amount in the Water Development Account from the date the PROJECT was substantially completed as

defined by the COMMISSION. The State Auditor shall determine the interest that would have accrued on the grant amount.”

5. Special Provisions.

- A. Same Terms and Conditions.** With the exception of items explicitly delineated in this Amendment, all terms and conditions of the original Project Agreement between the COMMISSION and the SPONSOR, including but not limited to sovereign immunity, shall remain unchanged and in full force and effect.
- B. Counterparts.** This Agreement may be executed in counterparts. Each counterpart, when executed and delivered, shall be deemed an original and all counterparts together shall constitute one and the same Agreement.
- C. Return of Executed Amendment to Commission.** The SPONSOR shall not execute any agreements or incur any project costs that are covered under this Amendment until this Amendment is fully executed and returned to the COMMISSION.

6. General Provisions.

- A. Entirety of Agreement.** The original Project Agreement, consisting of eight (8) pages; Amendment One consisting of three (3) pages; and this Amendment Two, consisting of five (5) pages, represent the entire and integrated agreement between the parties and supersede all prior and contemporaneous negotiations, representations and agreements, whether written or oral.

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- 7. **Signatures.** The parties to this Amendment, through their duly authorized representatives, have executed this Amendment on the dates set out below, and certify that they have read, understood, and agreed to the terms and conditions of this Amendment.

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

WYOMING WATER DEVELOPMENT COMMISSION

Lee Craig
Chairman

3-19-25
Date

Demoypin
Secretary

3-19-25
Date

GR-RS-SC JPWB

Chairman

Date

Vise Chairman

Date

ATTORNEY GENERAL'S OFFICE: APPROVAL AS TO FORM

mp #246984
Megan Pope,
Senior Assistant Attorney General

3/6/25
Date