

JEPA Amendment No. 7

**AMENDMENT NO. 7
TO
AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT
BETWEEN THE
DEPARTMENT OF WATER RESOURCES, STATE OF CALIFORNIA
AND THE
AUTHORITY**

This Amendment No. 7 to the October 26, 2018, Amended and Restated Joint Exercise of Powers Agreement Between the Department of Water Resources of the State of California (“DWR”), as previously amended, and the Delta Conveyance Design and Construction Joint Powers Authority (“Authority”) is entered into and effective as of the last date set forth on a signature page hereto.

RECITALS

WHEREAS, in May 2018 DWR and the Authority (collectively “the Parties”) entered into a Joint Exercise of Powers Agreement and in October 2018 into an Amended and Restated Joint Exercise of Powers Agreement, whereby the Authority agreed to manage the design and construction of California WaterFix under DWR’s ultimate control and oversight;

WHEREAS, the State subsequently set a new water policy for California and on May 2, 2019, DWR withdrew its approval of the California WaterFix project;

WHEREAS, the parties entered into that Amendment No. 1 to the Amended and Restated Joint Exercise of Powers Agreement (“Amendment No. 1”) to outline the initial planning and engineering services that the Authority will provide to DWR during its consideration of a different potential Delta conveyance project;

JEPA Amendment No. 7

WHEREAS, the parties entered into those further Amendments No. 2-6 to the Amended and Restated Joint Exercise of Powers Agreement (collectively, the “Agreement”) to make certain changes;

WHEREAS, Government Code section 6504 permits parties to a joint exercise of powers agreement to contribute funds, personnel and services, subject to repayment as set forth in such agreement; and

WHEREAS, consistent with Section 6504 and applicable law, the parties desire to further amend the Agreement to extend the reimbursement date of the Initial DWR Contribution, as defined in the Agreement.

NOW THEREFORE, in consideration of the mutual covenants contained in the Agreement and this Amendment No. 7, the parties hereby agree to amend the Agreement as follows.

AMENDMENT

- A. The reimbursement date for the Initial DWR Contribution set forth in paragraph A of Amendment No. 5 is hereby changed to January 10, 2025.

Except as hereby amended, the Agreement shall remain in full force and effect.

(Remainder of page intentionally left blank)

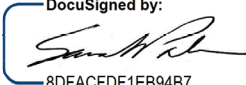
JEPA Amendment No. 7

IN WITNESS WHEREOF, the parties have hereunto affixed their names as of the day and year hereinafter written.

**STATE OF CALIFORNIA
DEPARTMENT OF WATER
RESOURCES**

**DESIGN AND CONSTRUCTION
AUTHORITY**

By: *Karla Nemeth*
Title: Director
Date: 12/23/2022

By: 
Title: Board President
Date: 12/22/2022

Approved as to legal form and consistency

Approved as to legal form and consistency

By: *Thomas Gibson* 12/23/2022
General Counsel

By:  12/20/2022
General Counsel