AGREEMENT

This AGREEMENT is made and entered into this 14th day of August , 2018, by and between the LINDSAY-STRATHMORE IRRIGATION DISTRICT, hereinafter called the Seller, and COUNTY OF TULARE, hereinafter called the Purchaser.

WITNESSETH:

THAT WHEREAS, the Purchaser desires, on behalf of Strathmore Public Utility District, to obtain from Seller, a portion of Seller's 2018-2019 water supply under its contract with the U.S. Bureau of Reclamation (USBR) for Central Valley Project water; and

WHEREAS, the Seller desires to sell and deliver the same to Purchaser.

NOW, THEREFORE, the parties hereto agree as follows:

1. The Seller does hereby assign, transfer, sell and authorize the USBR to deliver to Purchaser from Seller's 2018-2019 supply, up to 500 acre-feet of water belonging to it to the Purchaser, for Strathmore PUD, to be delivered before February 28, 2019, as scheduled by Strathmore PUD.

2. Strathmore PUD agrees to pay the Seller directly for up to 500 acre-feet, payment to be made within 45 days of invoice receipt. In addition, Strathmore PUD agrees to pay all charges related to acquisition, delivery, pumping and administration and will hold harmless, defend and indemnify Tulare County from any cost or expenses claims, actions, damages or losses of any kind, including death, related to this transaction.

3. Delivery of water shall be out of Millerton Reservoir. Specific delivery dates shall be such as Strathmore PUD and the USBR may determine and agree upon except as otherwise herein specified or as may be mutually further agreed upon by Strathmore PUD, the USBR and the County.

4. This Agreement shall constitute an authorization of said USBR to deliver the amounts of water hereinabove agreed upon.

IN WITNESS HEREOF, the parties hereto have hereunto set their hands the day and year first above written.

By: _____
Lindsay-Strathmore ID

By: _____
Strathmore PUD

By: _____
County of Tulare

By: _____
Chairman, Board of Supervisors
Tulare County

Approved as to Form:

By: _____   2018/235
Deputy County Counsel   7/30/2018

TULARE COUNTY AGREEMENT NO. 28779