

AMENDMENT
TO
VICTOR VALLEY REGIONAL WASTEWATER
SERVICE AGREEMENT

THIS AMENDMENT TO THE VICTOR VALLEY REGIONAL WASTEWATER SERVICE AGREEMENT ("Amendment") is made and entered into as of August 1, 2005, by and between the VICTOR VALLEY WASTEWATER RECLAMATION AUTHORITY ("Agency"), the CITY OF VICTORVILLE ("Victorville"), the CITY OF HESPERIA ("Hesperia"), the TOWN OF APPLE VALLEY ("Apple Valley"), and the COUNTY OF SAN BERNARDINO SERVICE AREAS #42 (ORO GRANDE) AND #64 (SPRING VALLEY LAKE) ("County Service Areas"). Victorville, Hesperia, Apple Valley and the County Service Areas are sometimes collectively referred to as the "Members Entities".

RECITALS

WHEREAS, Agency and Member Entities are the current parties to that certain Victor Valley Regional Wastewater Service Agreement dated November 23, 1976 ("Agreement"), and;

WHEREAS, Agency and Member Entities desire to amend the Agreement to extend the term thereof as necessary for the financing of certain necessary capital improvements.

NOW, THEREFORE, in consideration of good and valuable consideration, the parties hereto agree as follows:

1. The definition of "Community" in the preamble to the Agreement is hereby revised to mean and refer to each of the Member Entities and the terms "Community" and "Member Entity" may be used interchangeably.

2. The definition of "Agency" in Section 1 of the Agreement is hereby revised to mean and refer to the Victor Valley Wastewater Reclamation Authority, a joint powers authority.

3. Section 4 of the Agreement is hereby deleted in its entirety and replaced with the following new Section 4:

"SECTION 4. TERM OF AGREEMENT: The term of this Agreement shall be perpetual, provided, however, that each Member Entity shall have the right to terminate this Agreement upon thirty (30) years written notice to Agency. Each Member Entity acknowledges and agrees that the foregoing notice period is reasonable and necessary to provide the Agency with an evergreen term of sufficient duration to facilitate the issuance of bonds used for improvement and expansion projects approved by the Agency."

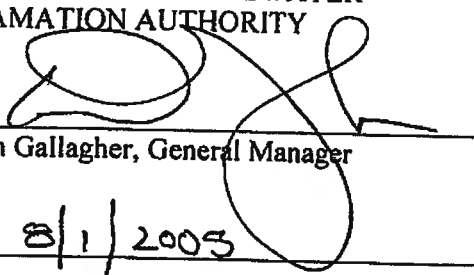
4. Except as specifically provided herein, the Agreement shall remain unmodified and in full force and effect.

IN WITNESS WHEREOF, this Amendment has been signed, sealed, and delivered by Agency and the Member Entities effective as of the date first above written.

[signature pages follow]

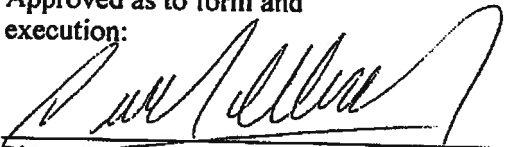
AGENCY SIGNATURE

VICTOR VALLEY WASTEWATER
RECLAMATION AUTHORITY

By: 
Dan Gallagher, General Manager

Date: 8/1/2005

Approved as to form and
execution:


Piero Dallarda of Best Best & Krieger LLP,
Counsel for Agency

Date: 12/19/05

VICTORVILLE SIGNATURE

CITY OF VICTORVILLE

By: Mike Rothschild

Date: 11-3-05


Approved as to form and
execution:

By: Cyle Berke

Date: 11/2/05

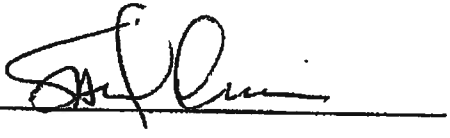
HESPERIA SIGNATURE

CITY OF HESPERIA

By: 

Date: 09/13/2005

Approved as to form and execution:

By: 

Date: 12-7-05

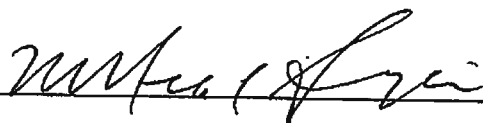
APPLE VALLEY SIGNATURE

TOWN OF APPLE VALLEY

By: 

Date: 12/14/05

Approved as to form and
execution:

By: 

Date: 12/14/05

Special Districts
Victor Valley Regional Wastewater Authority (VVRWA)
CSA 42 Oro Grande and CSA 64 Spring Valley Lake and the
Victor Valley Wastewater Reclamation Authority
Agreement No. 76-809 A-1

ACCEPTED


COUNTY OF SAN BERNARDINO



Bill Posamus
Chairman, Board of Supervisors

Date: JAN 31 2006

SIGNED AND CERTIFIED THAT A COPY OF
THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIRMAN OF THE BOARD
DENA M. SMITH,
Clerk of the Board of Supervisors
of the County of San Bernardino

By 

Date JAN 31 2006

