

Hidalgo County

RE: Mile 6 W Roadway Project (ROW CSJ: 0921-02-356) Parcels 14 and 21 (the "Parcels"); Hidalgo & Cameron Counties Irrigation District No. 9

Dear _____:

The purpose of this letter is to set forth the terms of an agreement between Hidalgo County (the "County") and Hidalgo and Cameron Counties Irrigation District No. 9 (the "District") relating to above referenced roadway project (the "Project").

The District acknowledges that part of the Project is the replacement of the District's existing irrigation siphons that run under Westgate/Mile 6 West (the "Existing Siphons") with new District pre-approved pipelines in the location shown on the plans for the Project (the "New Pipelines").

The County and the District agree that the Existing Siphons shall remain in service until such time as the New Pipelines are installed and operational, at which point (i) the District shall be deemed to have abandoned its rights to the Existing Siphons and (ii) the County shall have no further obligations or responsibilities with respect to the Existing Siphons. The County further agrees that the construction of the Project shall not result in the District being unable to move water from one side of Mile 6 West to the other through either the Existing Siphons or the New Pipelines except for a period of no less than twenty-four (24) hours at the point in time where the New Pipelines are being put into service, and then only on a date mutually agreeable to the County and the District.

To indicate the County's agreement to these terms, please execute as indicated below.

HIDALGO & CAMERON COUNTIES
IRRIGATION DISTRICT NO. 9

By: _____

ACCEPTED:

COUNTY OF HIDALGO

Richard F. Cortez
County Judge

ATTEST:

Arturo Guajardo, Jr. County Clerk