

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE MIDDLE RIO GRANDE CONSERVANCY DISTRICT**

**ALLOWING FOR WATER DELIVERIES TO WATER BANK LESSEES FOR
WATER THAT HAS BEEN PREVIOUSLY SCHEDULED UP TO FIVE (5) DAYS
AFTER CURTAILMENT CONDITIONS ARE IN EFFECT**

M-05-13-13-129

WHEREAS, Revised Water Bank Rule No. 23, dated November 12, 2012, adopted by the Middle Rio Grande Conservancy District (the "MRGCD" or the "District") Board of Directors provides that water use under all Water Bank water leases, without exception, shall be automatically curtailed when natural flows in the river fall below the amount necessary to satisfy all irrigators and water allocated for storage in El Vado reservoir falls below a specified amount and when supplement water available to the District for use in a particular year is insufficient, as determined by District staff in accordance with an appendix attached to Revised Water Bank Rule No. 23; and,

WHEREAS, the Revised Water Bank Rule No. 23 does not require prior notice to Water Bank lessees before curtailment conditions take effect; and,

WHEREAS, certain Water Bank Lease Agreements in effect for the 2013 irrigation season require the District to provide at least five (5) days notice to lessees before curtailment begins; and,

WHEREAS, the Middle Rio Grande Conservancy District Board of Directors desires to resolve the discrepancy between the Revised Water Bank Rule No. 23 and the Water Bank Lease Agreement pertaining to advance notice of curtailment to Water Bank lessees during the 2013 irrigation season.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the terms of existing Water Bank leases during the 2013 irrigation season only, the District shall honor water deliveries to Water Bank lessees which have been scheduled by Water Bank lessees prior to the issuance of a curtailment order for up to five (5) days after curtailment conditions go into effect,

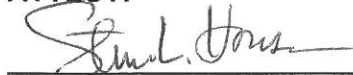
DATED AND RESOLVED THIS 13TH day of May, 2013

MIDDLE RIO GRANDE CONSERVANCY DISTRICT



Derrick J. Lente, Chairman of the Board

ATTEST:



Steven L. Houser, Secretary/Treasurer