

**FORTH AMENDMENT TO AGREEMENT BETWEEN THE LAKE COUNTY
SANITATION DISTRICT AND THE CITY OF LAKEPORT MUNICIPAL SEWER
DISTRICT**

This Third Amendment made and entered into this ___ day of _____, 2026 modifies that Agreement dated September 12, 1995 by and between the City of Lakeport Municipal Sewer District (CLMSD) and the Lake County Sanitation District (LACOSAN) regarding mutually provided sewer services for the North Lakeport area and the unincorporated South Lakeport area.

RECITALS

WHEREAS, the parties hereto have previously entered into an Agreement dated September 12, 1995 for the purposes of providing mutual sewage treatment and disposal services (the “Agreement”); and

WHEREAS, the Agreement was subsequently modified by Amendment No. 1 to adjust the boundary of lands served by LACOSAN to include those lands depicted in Exhibit “G” attached to said Amendment No. 1;

WHEREAS, the Agreement was thereafter modified by Amendment No. 2, dated June 5, 2001, to provide terms of repayment for a loan provided by the State Water Resources Control Board to finance the construction of certain facility expansion improvements known as the Basin 2000 Project;

WHEREAS, Amendment No. 2 also extended the term of the Agreement to be twenty-five (25) years from the date of execution of said Amendment No. 2;

WHEREAS, Amendment No. 3 added sewage flows from one parcel in the Big Valley Rancheria;

WHEREAS, the parties now find it necessary and desirable to extend the term of the Agreement for an additional calendar year.

NOW, THEREFORE, it is mutually agreed by the parties hereto that the Agreement is amended as follows:

AMENDMENT

1. **Recitals.** The Recitals set forth above are true and correct and are incorporated herein by this reference.
2. **Amendment.** Section III.2 of the Agreement is hereby amended to state as follows:
The term of this Agreement shall expire on June 5, 2027 unless extended by written agreement of the parties.
3. **Integration.** Except as specifically modified by this Amendment No. 4, the terms of the Agreement, Amendment No. 1, Amendment No. 2 and Amendment No. 3 shall

remain in full force and effect. To the extent there is any conflict between this Amendment No. 4 and the Agreement, Amendment No. 1, Amendment No. 2, and/or Amendment No. 3 the terms and provisions of this Amendment No. 4 shall control. This Amendment No. 4, the Agreement, Amendment No. 1, Amendment No. 2, and Amendment No. 3 including any exhibits attached thereto, integrate all the terms and conditions of the parties' agreement and supersede all negotiations with respect hereto.

4. **Severability.** If any provision of this Amendment No. 4 is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in anyway.

[Signature page to follow.]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 3 on the day and year first above written.

City of Lakeport Municipal Sewer District
(CLMSD)

Lake County Sanitation District
(LACOSAN)

By: _____
Its: Chair, Board of Directors

By: _____
Its: Chair, Board of Directors

Attest:

Attest:

By: _____
Its: Clerk of the Board of Directors

By: _____
Its: Clerk of the Board of Directors

Approved as to form:

Approved as to form:

By: _____
Its: City Attorney

Joseph Wankmueller
By: Joseph Wankmueller
Its: Deputy County Counsel