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May 23, 2022

Board of Trustees  
Town of Fraser  
P.O. Box 370  
Fraser, Colorado 80442

Re: Exchange Study – Consolidated Wastewater Treatment Plant

Dear Board:

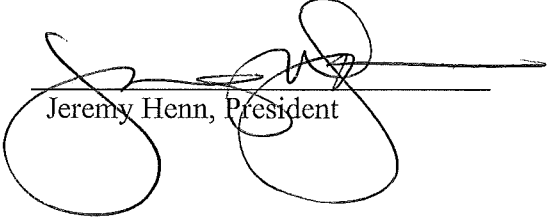
On behalf of the Board of Directors of the Grand County Water and Sanitation District No. 1 (the “District”), I write to confirm the agreement between the District and the Town of Fraser (“Fraser”) concerning a study of the potential impacts of exchanges of water rights on the wastewater treatment plant (“WWTP”) jointly owned by Fraser, the District, and Winter Park Ranch Water and Sanitation District (“WPR”).

Specifically, the District and Fraser jointly agree to retain a qualified water rights engineering firm to conduct a comprehensive analysis of the impacts of all decreed (absolute and conditional) exchanges and exchanges proposed in a water rights application that have the potential to dewater Fraser River flows at the WWTP’s permitted discharge point. The District and Fraser will jointly propose to the Joint Facility Operating Committee (“JFOC”) of the WWTP that this study be undertaken as a project of the JFOC and paid for as an Operation and Maintenance cost (“O&M Cost”) of the WWTP. However, if the JFOC does not agree to such payment, the District and Fraser will otherwise share equally for study costs incurred in excess of their existing proportionate responsibility for O&M Costs.

Following completion of the study, the JFOC, or the District and Fraser, shall consider a common strategy and approach to developing minimum flow targets at the WWTP discharge point, and steps to implement such a strategy with other local stakeholders, including without limitation, WPR and other water users upstream of the WWTP discharge point. The parties may also consider appropriate actions to reasonably address impacts, if any, to the cost of wastewater treatment at the WWTP by dilution or otherwise.

Please confirm your agreement to the terms set forth above by signature of a duly authorized person in the space provided below

Very truly yours,



Jeremy Henn, President

TOWN OF FRASER

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_