

Appendix 1019

**WATER: NEVADA
CONTRACT OF JANUARY 3, 1944**

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

**BOULDER CANYON PROJECT
ARIZONA-CALIFORNIA-NEVADA**

SUPPLEMENTAL CONTRACT FOR DELIVERY OF WATER

1. THIS SUPPLEMENTAL CONTRACT made this 3rd day of January nineteen hundred forty-four, pursuant to the Act of Congress approved June 17, 1902 (32 Stat. 388), and acts amendatory thereof or supplementary thereto, all of which acts are commonly known and referred to as the Reclamation Law, and particularly pursuant to the Act of Congress approved December 21, 1928 (45 Stat. 1057), designated the Boulder Canyon Project Act, and acts amendatory thereof or supplementary thereto, between THE UNITED STATES OF AMERICA (hereinafter referred to as "United States"), acting for this purpose by Harold L. Ickes, Secretary of the Interior (hereinafter styled "Secretary"), and STATE OF NEVADA, a body politic and corporate, and its Colorado River Commission (said Commission acting in the name of the State, but as principal in its own behalf as well as in behalf of the State; the term State as used in this supplemental contract being deemed to be both the State of Nevada and its Colorado River Commission), acting in pursuance of an act of the Legislature of the State of Nevada, entitled "An Act creating a commission to be known as the Colorado river commission of Nevada, defining its powers and duties, and making an appropriation for the expenses thereof, and repealing all acts and parts of acts in conflict with this act," approved March 20, 1935 (Chapter 71, Stats. of Nevada, 1935);

Witnesseth:

EXPLANATORY RECITALS

2. Whereas, under date of March 30, 1942, the parties hereto entered into a contract providing, among other things, for the delivery of water to the State each year, from storage in Lake Mead, subject to the availability thereof for use in Nevada under the provisions of

the Colorado River Compact and the Boulder Canyon Project Act, so much water as may be necessary to supply the State a total quantity not to exceed One Hundred Thousand (100,000) acre-feet each calendar year, and it is now desired to amend said contract so as to provide for the delivery each calendar year of not to exceed an additional 200,000 acre-feet of water to the State;

3. Now, therefore, in consideration of the mutual covenants herein contained, the parties hereto agree as follows, to wit:

DELIVERY OF WATER BY THE UNITED STATES

4. Article 5 (a) of the aforesaid contract of date March 30, 1942, is hereby amended to read as follows:

"Subject to the availability thereof for use in Nevada under the provisions of the Colorado River Compact and the Boulder Canyon Project Act, the United States shall, from storage in Lake Mead, deliver to the State each year at a point or points to be selected by the State and approved by the Secretary, so much water, including all other waters diverted for use within the State of Nevada from the Colorado River system, as may be necessary to supply the State a total quantity not to exceed Three Hundred Thousand (300,000) acre-feet each calendar year. Said water may be used only within the State of Nevada, exclusively for irrigation, household, stock, municipal, mining, milling, industrial, and other like purposes, but shall not be used for the generation of electric power."

MODIFICATION OF PRIOR CONTRACT

5. Except as expressly herein amended, the aforesaid contract of date March 30, 1942, shall be and remain in full force and effect.

EFFECTIVE DATE OF SUPPLEMENTAL CONTRACT

6. This supplemental contract shall be of full force and effect immediately upon its execution for and on behalf of the United States.

OFFICIALS NOT TO BENEFIT

7. No Member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this contract or to any benefit that may arise herefrom, but this restriction shall not be construed to extend to this contract if made with a corporation or company for its general benefit.

In witness whereof, the parties hereto have caused this supplemental contract to be executed the day and year first above written.

THE UNITED STATES OF AMERICA,
By /s/ HAROLD L. ICKES,
Secretary of the Interior.

STATE OF NEVADA, acting by and through its
Colorado River Commission,
By /s/ E. P. CARVILLE, *Chairman.*

Attest:
/s/ ALFRED MERRITT SMITH, *Secretary.*

COLORADO RIVER COMMISSION OF NEVADA,
By /s/ E. P. CARVILLE, *Chairman.*

Attest:
/s/ ALFRED MERRITT SMITH, *Secretary.*

Ratified and approved this 3rd day of January 1944:

/s/ E. P. CARVILLE,
Governor of the State of Nevada.

Attest:
/s/ MALCOLM McEACHIN,
Secretary of State.

Approved as to form:

/s/ ALAN BIBLE,
Attorney General of Nevada.