



COLORADO

Colorado Water
Conservation Board

Department of Natural Resources²⁵

TIME FOR PERFORMANCE EXTENSION AGREEMENT

January 11, 2022

Windy Gap Firming Project Water Activity Enterprise

Attn: Jeff Drager

220 Water Ave.

Berthoud, Colorado 80513

jdrager@northernwater.org

Re: Windy Gap Firming Project-Chimney Hollow Reservoir

Dear Mr. Drager:

This letter is in response to your request for a time extension for CWCB Loan Contract Number CT20121-2039 per the terms of Paragraph 2.B of the original contract and the condition listed in Appendix 1, *Project Summary*, Paragraph 7, *Conditions*. Specifically, the following language:

"If during the Project one-year period, the Borrower has issued a WGFP financing in the form of senior lien indebtedness, then the Time of Performance shall be adjusted as necessary to cover the expected complete construction duration."

Since you have met this condition by issuing a WGFP Financing in the form of senior lien indebtedness, you have requested that the end date for Project performance, as stated on the cover page of the original contract and in Appendix 1, Section 11, of the Original Loan Contract, be extended an additional five years from the final end date of February 3, 2022, to February 3, 2027. By signing below, Windy Gap Firming Project Water Activity Enterprise and CWCB acknowledge that the time for performance shall be amended to a Project end date of February 3, 2027.

Please sign and scan this letter to Peg Mason, Contracts Manager at peg.mason@state.co.us. Once signed by our Section Chief, the extension is approved. I will then send a scanned copy back to you, for your records.

Windy Gap Firming Project Water Activity Enterprise


Signature

Name: JEFF DRAGER
Title: DIRECTOR OF ENGINEERING
Date: JAN. 31, 2022

State of Colorado, Department of Natural Resources,
Colorado Water Conservation Board

By: 
Kirk Russell, P.E., Section Chief, Finance Section
Date: 2/1/2022

Attest:


Signature
Name: JONATHAN HERNANDEZ
Title: PROJECT ANALYST
Date: 1/31/2022