

## EXHIBIT C

### Limited Construction of the Pojoaque Basin Regional Water System (PBRWS) Project

In accordance with section VI of the Agreement Pursuant to Section 611(g) of Title VI of the Claims Resolution Act of 2010 (Agreement), the parties agree the Bureau of Reclamation (“Reclamation”) will commence limited construction of the PBRWS pursuant to the terms contained herein. The provisions of this Exhibit C apply to the \$18.6 million of Federal and non-Federal funds described below in Section I and made available during fiscal year 2019.

#### I. Funding

Reclamation agrees to expend \$10 million towards the limited construction activities described in Section III (“construction activities”), and \$3 million towards non-contract costs, including design and project management. Pursuant to the Funding Agreement entered into between the United States and the State of New Mexico (“State”) on July 29, 2014, the State agrees to provide \$940,000.00 to Reclamation by December 31, 2019, for construction activities as described in Section III below, in addition to the \$1.66 million the State has already provided, for a total of \$2.6 million of State funds for construction activities. Pursuant to the terms of the Funding Agreement entered into between the United States and Santa Fe County (“County”) on April 2, 2018, the County agrees to provide \$3 million, in coordination with Reclamation, which may be satisfied by the County’s acquisition of the RKM Tank site and of easements on non-Pueblo lands required for the construction of the Regional Water System, or for construction of non-Federal project infrastructure, as determined by the County. If the County satisfies its \$3 million contribution through one or more land acquisitions, in whole or in part, it shall provide Reclamation with an assignment, deed, court order, or other document giving Reclamation the legal right to access and commence construction on the acquired property by December 31, 2020, which deadline may be extended by written agreement between Reclamation and the County.

#### II. Construction Agreements

Prior to Reclamation expending any funds provided in Section I for construction activities, Reclamation and each of the Pueblos will enter into separate construction agreements that authorize construction of the PBRWS on each of the Pueblos’ lands.

#### III. Limited Construction Activities

- A. Reclamation will expend the funds provided in Section I on the following construction activities:

1. Clearing, grubbing and grading work for collector wells ("CW") and the temporary access;
2. Caissons for CWs;
3. HDPE pipe from CWs towards the Mechanical/Electrical Building;
4. Duct bank from CWs towards the Mechanical/Electrical ("M/E") Building;
5. Access roads from M/E building to CWs; and
6. Site grading at the M/E building.

FINAL DRAFT