

**Amendment No. 1 to
Memorandum of Understanding**

Coordinated Parkway Planning
Among Counties along the
Santa Ana River Corridor

This Amendment No. 1 to Memorandum of Understanding (hereinafter "Amendment No. 1") is entered into as of _____ 2011,

BY AND AMONGST

AND

The County of Orange, a political subdivision of the State of California, hereinafter referred to as "ORANGE"

AND

The County of Riverside, a subdivision of the State of California, herein referred to as "RIVERSIDE";

AND

The County of San Bernardino, a subdivision of the State of California, herein referred to as "SAN BERNARDINO";

AND

The Santa Ana Watershed Project Authority, a recognized regional agency that has significant responsibility for the management of the Santa Ana River throughout the watershed, herein referred to as "SAWPA";

The Wildlands Conservancy, a private non-profit group that has been instrumental in the development of the Parkway to date and is uniquely positioned and capable of fostering good stewardship throughout the basin, herein referred to as "WILDLANDS";

ORANGE, RIVERSIDE, SAN BERNARDINO, SAWPA and WILDLANDS hereafter are collectively referred to as the "PARTIES" and individually as a "PARTY"

RECITALS

WHEREAS, certain lands within the counties of Orange, Riverside and San Bernardino form an expansive watershed which leads from the San Bernardino Mountains to the Pacific

1 Ocean along a river course known as the Santa Ana River;

2 **WHEREAS**, the Santa Ana River is a 110-mile-long river that serves the diverse needs of
3 the three counties and adjacent cities including flood control, water conservation, habitat
4 protection, education and recreation ;

5 **WHEREAS**, Orange, Riverside and San Bernardino Counties, along with several cities,
6 have separately adopted recreational plans, that include trails;

7 **WHEREAS**, these regional and local plans identify the Santa Ana River as an important
8 recreational corridor, and the PARTIES have identified the need to coordinate these activities
9 along the river to ensure consistency, facilitate planning, and share resources;

10 **WHEREAS**, on March 12, 1976, then Secretary of Interior Thomas Kleppe deemed
11 portions of the trail in Orange County and San Bernardino County as the Santa Ana River
12 National Recreational Trail #80 and #100, respectively, establishing for the first time, a national
13 trail along the Santa Ana River;

14 **WHEREAS**, on July 18, 2006, a Memorandum of Understanding (hereinafter
15 "AGREEMENT") was executed to establish a mechanism to facilitate planning, project
16 implementation, and reporting and accountability for the PARTIES as they endeavor to create a
17 recreational parkway along the Santa Ana River for a period of five years from the date of the
18 last signature signed on January 8, 2007; and

19 **WHEREAS**, it is necessary to extend the AGREEMENT for three (3) years to provide
20 additional time for the PARTIES to complete a recreational parkway along the Santa Ana River.

21 **NOW, THEREFORE, IT IS AGREED** by and between PARTIES to amend AGREEMENT
22 as follows:

- 23 1. Section 3 is deleted in its entirety.

1 2. Section 6 is deleted and replaced with:

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3 "The term of the AGREEMENT shall be eight (8) years from the date of the last
4 signature in time below unless otherwise terminated pursuant to Section 1 g. or by
5 mutual consent of all of the PARTIES to this AGREEMENT. All PARTIES have the
6 right to withdraw from this AGREEMENT. If so, the PARTY that wishes to withdraw
7 must give 120 days notice to the remaining PARTIES. In the event of a PARTY's
8 withdrawal, this AGREEMENT must be amended to reflect the change in
9 membership."

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11 3. Except as expressly set forth in this AMENDMENT No. 1, all other terms and
12 conditions of the AGREEMENT shall remain unchanged and in full force and effect.

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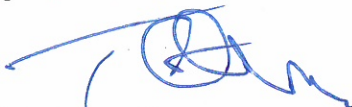
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2 **IN WITNESS WHEREOF**, each party hereto has executed this Amendment No. 1 to
3 AGREEMENT by a duly authorized representative as of the date set forth above.
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5 **Santa Ana Watershed Project Authority,**
6 **a Special District**

7 Date: _____

8 By  _____

9 Terry Catlin, Chair of the Board for the
10 Santa Ana Watershed Project Authority,
11 Riverside, California
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