

## ASSIGNMENT OF CONTRACT

FOR VALUE RECEIVED, \_\_\_\_\_ (Assignor) hereby assigns, transfers and sets over to \_\_\_\_\_ (Assignee) all rights, title and interest held by the Assignor in and to the following described contract:

**Water Supply Contract with Colorado River Water Conservation District, acting by and through its Colorado River Water Projects Enterprise (“River District”) (CW \_\_\_\_\_), dated \_\_\_\_\_.**

The Assignee hereby assumes and agrees to pay and perform all the remaining and executor obligations of the Assignor under the Contract and to comply with all terms of the Contract.

The Assignee is a \_\_\_\_\_ [describe relationship, *i.e.*: individual, company, corporation, limited liability company, municipality, governmental entity, homeowners association, etc.] that will serve the property originally represented to the River District to be served with the Contracted Water. The Assignee hereby agrees that the Contracted Water shall be used in accordance with the terms of the Contract, the River District’s Water Marketing Policy, as it may change from time to time, and in accordance with applicable law and all decrees related to the Contracted Water, including but not limited to Case No. \_\_\_\_\_, Water Division \_\_\_\_.

The Assignor warrants and represents that said Contract is in full force and effect and is fully assignable. The Assignor warrants that it has full right and authority to transfer said Contract and that the contract rights herein transferred are free of lien, encumbrance or adverse claim. The Assignor further warrants that the Contract is without modification, and remains on the terms contained.

This Assignment shall be binding upon and inure to the benefit of the parties, their successors and assigns.

[If Assignee is an individual as opposed to a corporate entity: Assignee, pursuant to C.R.S. § 24-76.5-103, must provide an executed affidavit, attached hereto as Exhibit A, verifying Assignee’s lawful presence in the United States and a photocopy of Assignee’s valid driver’s license or other proof of lawful presence in the United States. (NOTE: if individual cannot provide a driver’s license or other proof, individual must provide a request for waiver--Page 2 of the affidavit). The River District, in its sole discretion, reserves the right to request additional proof of Assignee’s lawful presence in the United States.]

Pursuant to paragraph \_\_\_\_ of the Contract, the new name, address, and telephone number for notices shall be:

with copy to:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

[Pre 4/20/06 contracts:] The contract price will remain as stated in the original Contract because the water will continue to serve the property originally represented to the River District to be served with the contracted water because [*describe either relationship that applies:*] the assignment is made simply to reflect a change in name of the Contractor; [or:] the assignment is from Contractor to an entity that acquired a 100% interest in Contractor.

[Pre 4/20/06 contracts that do not meet above criteria and *all* 4/20/06 and subsequent contracts:] The contract price is charged at the current price as determined by the River District Board at the time of the assignment. Paragraph 3.a. of the Contract, entitled "Contractor's Payments" is amended to read:

- a. In addition to the assignment fee already paid by Contractor, Contractor shall pay to the River District prior to the River District's consent to this Assignment the total sum of \$\_\_\_\_\_, being \$\_\_\_\_\_ for each acre foot of \_\_\_\_\_ acre feet of Contracted Water for the Project Year (July \_\_\_\_\_ through June \_\_\_\_\_). Thereafter, the River District shall provide Contractor an annual invoice for the Contracted Water, and Contractor shall pay the invoice within thirty (30) days of receipt. The price for each type of water will be reviewed and set annually by the Enterprise's Board of Directors (which decision normally will be made prior to March 1 each year). Any annual increase in the contract price shall not exceed the then-current published Consumer Price Index (CPI) plus New Growth Index (NGI).

This Assignment is conditioned upon the consent thereto by the River District. This Assignment shall be deemed effective upon the date of execution of a Consent of Assignment by the River District.

ASSIGNOR:

Date: \_\_\_\_\_

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

ASSIGNEE:

\_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**CONSENT OF ASSIGNMENT**

The Colorado River Water Conservation District, acting by and through its Colorado River Water Projects Enterprise, as a party to Water Supply Contract (CW \_\_\_\_\_), dated \_\_\_\_\_, hereby consents to the assignment of the rights and obligations of \_\_\_\_\_ (Assignor) under said Contract to \_\_\_\_\_ (Assignee), subject to the terms and conditions stated above in the Assignment of Contract.

COLORADO RIVER WATER CONSERVATION  
DISTRICT, acting by and through its Colorado  
River Water Projects Enterprise

Date: \_\_\_\_\_

By: \_\_\_\_\_

R. Eric Kuhn, Secretary/General Manager

ATTEST:

\_\_\_\_\_  
Dan Birch, Deputy General Manager/Asst. Sec.



EXHIBIT A  
TO  
\_\_\_\_\_

## AFFIDAVIT - RESTRICTIONS ON PUBLIC BENEFITS

### PRIMARY APPLICANT

I, \_\_\_\_\_, swear or affirm under penalty of perjury under the laws of the State of Colorado that **(check one)**:

- 1.  I am a United States citizen.
- 2.  I am not a United States citizen, but I am a Permanent Resident of the United States.
- 3.  I am not a United States citizen, but I am lawfully present in the United States pursuant to Federal law.

If you are not a United States citizen, enter your Alien Registration Number.

- A# \_\_\_\_\_

### SPOUSE, IF MARRIED

I, \_\_\_\_\_, swear or affirm under penalty of perjury under the laws of the State of Colorado that **(check one)**:

- 1.  I am a United States citizen.
- 2.  I am not a United States citizen, but I am a Permanent Resident of the United States.
- 3.  I am not a United States citizen, but I am lawfully present in the United States pursuant to Federal law.

If you are not a United States citizen, enter your Alien Registration Number.

- A# \_\_\_\_\_

I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, fictitious, or fraudulent statement or representation in this sworn affidavit is punishable under the criminal laws of Colorado as perjury in the second degree under Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.

Primary Applicant Signature	Date
Spouse Signature	Date



## REQUEST FOR WAIVER - RESTRICTIONS ON PUBLIC BENEFITS

APPLICANT				
Current Name - Last	First	Middle		
Full Maiden Name, if applicable				
Birth Date	Gender	Social Security Number		
Current Residence Address - Street	City	State	ZIP Code	
U. S. Citizen? Yes <input type="checkbox"/> No <input type="checkbox"/>		If No, Lawfully Present? Yes <input type="checkbox"/> No <input type="checkbox"/>		
Applicant's Signature				Date
Form(s) of Identification				
<b>IF AN APPLICANT IS UNABLE TO PRODUCE THE DOCUMENTATION NECESSARY TO OBTAIN A COLORADO DRIVER'S LICENSE OR IDENTIFICATION CARD, THE APPLICANT SHALL PROVIDE ANY AVAILABLE DOCUMENTS THAT VERIFY NAME AND PROOF OF LAWFUL PRESENCE.</b>				
REPRESENTATIVE DESIGNATION (IF APPLICABLE)				
<b>APPLICANTS LACKING SUFFICIENT MENTAL OR PHYSICAL ABILITY TO EITHER SIGN THIS FORM OR APPEAR IN PERSON TO SUBMIT THE FORM MAY ACT THROUGH A DESIGNATED REPRESENTATIVE.</b>				
DESIGNATED REPRESENTATIVE				
Name - Last	First	Middle		
Form(s) of Identification		Identification Number		
Applicant's specific reason for needing a designated representative				
_____				
_____				
APPLICANT'S DESIGNATED REPRESENTATIVE MUST SIGN BELOW				
Signature				Date

**THIS FORM AND ALL SUPPORTING DOCUMENTATION MUST BE PRESENTED IN PERSON AT ONE OF THE FOLLOWING DRIVER'S LICENSE OFFICES:**

Alamosa	Craig	Hot Sulphur Springs	Meeker	Steamboat Springs
Denver (Athmar)	Delta	Grand Junction	Montrose	Sterling
Aurora	Durango	Greeley	Northglenn	Trinidad
Boulder	Ft. Collins	Gunnison	Parker	Walsenburg
Canon City	Ft. Morgan	La Junta	Pueblo	
Colorado Springs	Frisco	Lamar	Rangely	
Cortez	Glenwood Springs	Longmont	Salida	