

**A RESOLUTION – EL MORILLO DRAIN
2008-04**

WHEREAS, the Act of September 19, 1966 (Public Law 89-584), authorized the Secretary of State, acting through the United States Commissioner, International Boundary and Water Commission, United States and Mexico, to conclude an agreement with Mexico for the construction, operation and maintenance by Mexico, under the supervision of the International Boundary and Water Commission, of a drainage conveyance canal through Mexican territory for the discharge of water of El Morillo and other drains in Mexico into the Gulf of Mexico; and,

WHEREAS, it was further provided in said Act that the costs of construction, operation and maintenance of the drainage conveyance canal shall be equally divided between the United States and Mexico, and that before concluding the agreement or agreements, the Secretary of State shall receive satisfactory assurances from private citizens or a responsible local group that they or it will pay to the United States Treasury one-half of the actual United States costs of such construction, operation and maintenance allocated under such agreement or agreements to the United States; and,

WHEREAS, the necessary assurances were originally given by the Lower Rio Grande Water Committee, Inc. by contract with the Federal Government No. IBM 67-104; agreement was concluded with Mexico and the drainage conveyance canal was constructed and put into operation in 1969; and,

WHEREAS, in 1972 Cameron, Hidalgo and Willacy Counties assumed the responsibility, by resolution, to pay one half (1/2) of the actual United States costs related to the El Morillo Drain; and,

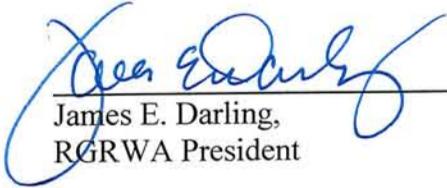
WHEREAS, since 1972 the Lower Rio Grande Water Committee, Inc. served as the single point of contact for communication with the IBWC and Cameron, Hidalgo, and Willacy Counties regarding compliance with the local financial obligations related to El Morillo Drain; and,

WHEREAS, on September 10, 2008 at a special meeting of the Lower Rio Grande Water Committee, Inc. Board of Directors, the Board unanimously approved transferring and assigning all responsibility of the El Morillo Drain to the Rio Grande Regional Water Authority; and,

WHEREAS, on September 16, 2008 at a regularly scheduled meeting of the Rio Grande Regional Water Authority Board of Directors, the Board unanimously approved accepting the transfer and/or assignment of all responsibility of the El Morillo Drain from the Lower Rio Grande Water Committee, Inc..

NOW, THEREFORE, BE IT RESOLVED by the Rio Grande Regional Water Authority (RGRWA) Board of Directors that the RGRWA, by this resolution, accepts all responsibility of El Morillo Drain as previously held by the Lower Rio Grande Water Committee, Inc. and further, the RGRWA agrees to enter into a contract with the United States International Boundary and Water Commission to assume afore stated responsibility for the El Morillo Drain.

This resolution was unanimously approved and adopted by the RGRWA Board of Directors this 21st day of October, 2008.



James E. Darling,
RGRWA President