

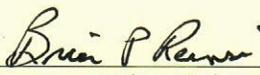
RURAL MUNICIPALITY OF CANA NO. 214

BYLAW NO. 6/2023

**A BYLAW TO AMEND BYLAW 4/2022 THE KAPOSVAR
AGREEMENT BYLAW**

The Council of the Rural Municipality of Cana No. 214 in the Province of Saskatchewan enacts as follows:

1. That Bylaw No. 4/2022 The Kaposvar Agreement Bylaw be amended by inserting the following into Exhibit "A" below Section 3:
 - a) The R.M. of Cana No. 214 agrees to allow the R.M. of Grayson No. 184 Council and/or staff to maintain the 6 (six) culverts located on Range Road 2063 in the R.M. of Cana No. 214 to assure accurate flow of water. Said culverts are identified on the map attached to this agreement as Schedule "A".



Reeve – Brian Reinson



Administrator – Marj Beatty

Read a third time and adopted this
15th day of December, 2023



KAPOSVAR AGREEMENT

This agreement made in Duplicate this 17 day of ~~November~~, 2023

BETWEEN:

THE RURAL MUNICIPALITY OF GRAYSON NO. 184
In the Province of Saskatchewan
(hereinafter referred to as "Grayson")

Of the First Part

-AND-

THE RURAL MUNICIPALITY OF CANA NO. 214
In the Province of Saskatchewan
(hereinafter referred to as "Cana")

Of the Second Part

WHEREAS Grayson and Cana are the joint owners of lands described in Schedule "A" hereto, hereinafter referred to as "the project"; and

WHEREAS the project consists of an earth fill dam, reservoir and appurtenant structures, on record with Water Security Agency as WR 6745 - Kaposvar West Project; and

WHEREAS Grayson and Cana have applied to Water Security Agency for an Approval to Operate Works and right to use surface water for the project, for flood control and other (domestic) purposes; and

WHEREAS Grayson and Cana desire to specify the operational and maintenance responsibilities of each party;

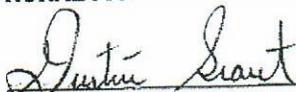
NOW THEREFORE, this Agreement witnesseth that in consideration of the mutual covenants and agreements herein contained, the above parties agree to the following:

1. This Agreement shall be subject in every respect to the provisions of *The Water Security Agency Act* of the Province of Saskatchewan.
2. Operation of the project and the costs of such operations are to be the responsibility of Grayson as per the established operating plan.
3. Repairs to the project and the costs of such repairs are to be the responsibility of Grayson.
 - a) The R.M. of Cana No. 214 agrees to allow the R.M. of Grayson No. 184 Council and/or staff to maintain the 6 (six) culverts located on Range Road 2063 in the R.M. of Cana No. 214 to assure accurate flow of water. Said culverts are identified on the map attached to this agreement as Schedule "A".
4. Stop logs will be installed in the concrete stop log bay, to a maximum elevation of 211.0 feet (assumed datum) as shown on Plan 6745-9 on file with Water Security Agency.
5. Normal operation will see the summer water level in the reservoir maintained by the elevation of the bottom of the concrete stop log bay situated in the emergency spillway, for other (domestic) purposes.

6. If an above normal runoff event is forecast, the operations committee shall consider operation of the riparian gate to completely de-water the reservoir area prior to the occurrence of the event in order to make use of the entire storage area of the reservoir for flood control purposes. Near the completion of the event, the riparian gate shall be closed in order to retain sufficient water to maintain the reservoir for other (domestic) purposes, and as described in Clause 5 (above).
7. Neither party may assign or transfer their rights or obligations under this agreement without the consent of the other, which shall not be unreasonably withheld.
8. This agreement shall amend the original agreement signed by the parties on August 10, 2022.

IN WITNESS WHEREOF, the parties have executed this agreement as of the day and year first above written.

RURAL MUNICIPALITY OF GRAYSON NO. 184


Reeve


Administrator



RURAL MUNICIPALITY OF CANA NO. 214


Reeve


Administrator



Schedule "A"
Culverts - Range Road 2063



BPR