

LIMITED JOINT POWERS AGREEMENT

THIS AGREEMENT is made this ____ day of June, 2011, by and between the following entities:

1. Clay County, MN;
2. Moorhead, MN;
3. Cass County, ND;
4. Fargo, ND;
5. Cass County Joint Water Resource District;
6. Buffalo Red River Watershed District;

[hereinafter, the foregoing entities shall be referred to as a “party”, “member” or “member entity” and collectively as the “parties”, “members” or “member entities” to this Limited Joint Powers Agreement].

RECITALS

A. The Red River of the North and its tributaries, including the Sheyenne River, the Wild Rice River in North Dakota, the Maple River, the Rush River, and the Buffalo River, frequently flood during spring runoff and substantial summer rain events. As a result of the frequent flooding, communities in Cass County, ND and Clay County, MN suffer damages to their infrastructure, and residents within Cass County and Clay County, including, but not limited to, the cities of Fargo, Moorhead, Horace and Harwood and within the jurisdictions of the Cass County Joint Water Resource District in North Dakota