

RESOLUTION NO. 83-35

WHEREAS, the City of Lodi, California now purchases capacity and energy from the Western Area Power Administration pursuant to Contract No. DE-MS65-82WP59015, which power is delivered to Lodi, California by Pacific Gas and Electric Company pursuant to Contract No. 2948A, and

WHEREAS, the City of Lodi, California also has purchased energy generated by the Turlock Irrigation District, and

WHEREAS, Pacific Gas and Electric Company desires, and the City of Lodi, California agrees, that it is desirable to amend the power supply agreement between the City of Lodi, California and PGandE to specifically recognize Western Power and TID Energy deliveries, and

WHEREAS, Pacific Gas and Electric Company has forwarded to the City of Lodi, California an executed copy of a proposed amendment to recognize the Western and TID deliveries,

NOW, THEREFORE, BE IT RESOLVED that the City of Lodi, California execute the contract amendments prepared by Pacific Gas and Electric Company and executed on PGandE's behalf by Mr. J. M. Stearns, with the express limitation that the City of Lodi, California is not agreeing that the method of accounting for Western Power set forth in the amendment is either dictated by Contract No. 2948A or would be just or reasonable under all operating conditions, and

BE IT FURTHER RESOLVED, that copies of such executed amendments be forwarded to Miller, Balis & O'Neil, P.C., Washington, D.C. 20005 for retransmittal to PGandE, with instruction that a written acknowledgement be obtained from PGandE that by executing said amendments the City of Lodi, California is reserving its right to

renegotiate the Western Power accounting provisions should changed
operating circumstances render them unreasonable.

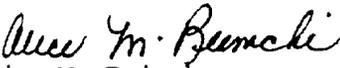
Dated: May 4, 1983

I hereby certify that Resolution No. 83-35 was passed
and adopted by the City Council of the City of Lodi in a
meeting held May 4, 1983 by the following vote:

Ayes: Council Members - Pinkerton, Murphy, Snider, and
Olson (Mayor)

Noes: Council Members - None

Absent: Council Members - Reid


Alice M. Reinche

City Clerk