

**NEW MEXICO ENVIRONMENT DEPARTMENT  
CONSTRUCTION PROGRAMS BUREAU  
CLEAN WATER STATE REVOLVING FUND (CWSRF) PROGRAM**

**INTERIM LOAN AGREEMENT  
AMENDMENT No. 2**

Borrower Name: **Los Alamos County**

Loan No. **CWSRF 110**

The purpose of this Amendment No. 2 is to increase the loan principal amount by \$1,200,000 to \$26,200,000.

This Amendment No. 2 to the Interim Loan Agreement is made by the New Mexico Environment Department (NMED) and Los Alamos County (Borrower) (collectively the Parties). This Amendment becomes effective when executed by NMED.

The Borrower has enacted Ordinance Number 720 and Amended Ordinance No. 733 which authorizes execution of the Agreement and all Amendments; authorizes the Borrower to accept loan funds from NMED; and irrevocably pledges the Joint Utility System Revenues for the repayment of this Amendment No. 2, the Agreement, and Note.

**Loan Terms:**

NMED and the Borrower entered into an Agreement on September 7, 2022, and Amendment No. 1 on March 10, 2023. It has become necessary to make changes to the Agreement which expires on September 7, 2024. Increasing the principal amount will allow for the completion of this project. All conditions of the Agreement not identified in this Amendment No. 2 remain the same.

The Parties mutually agree to the following Agreement changes:

**SECTION III. LOAN AMOUNT:**

NMED agrees to increase the loan principal amount to the Borrower in the amount of: **One Million Two Hundred Thousand Dollars and Zero Cents (\$1,200,000.00) for a total loan amount of: Twenty-Six Million Two Hundred Thousand Dollars and Zero Cents (\$26,200,000.00)** (Loan Amount) at the interest rate of 0.1% annually upon the terms and conditions set forth in the Interim Loan Agreement and the Interim Promissory Note.

Provided the Borrower complies with the Construction Conditions and the Loan Subsidy Grant Requirements, the loan principal amount will be available until September 7, 2024.

**SECTION IV. PROJECT CONDITIONS/Sub-section A:**

Upon execution of this Agreement, the Borrower shall adhere to completing construction by September 7, 2024, and to expeditiously initiate and achieve Project Completion.

**THE PARTIES AGREE** that this Amendment No. 2 becomes effective upon execution by NMED Secretary. By executing this Amendment No. 2, the undersigned represents authorization to act on behalf of the Borrower.

BY: \_\_\_\_\_  
Signature of duly authorized Borrower Official  
**Los Alamos County**

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

**Issued and administered by:**

New Mexico Environment Department  
Wastewater Facility Construction Loan Program  
Clean Water State Revolving Loan Fund

BY: \_\_\_\_\_  
Judith L. Kahl, P.E., Bureau Chief, Constructions Programs Bureau  
Signed pursuant to February 19, 2024, Secretary of Environment Delegation Order