in Subsection 8.3, and Ivins Irrigation shall receive a proportionate allocation based on its acre foot allocation set forth in Subsection 8.4.1. Supplemental Project Water can be supplied to the Shivwits Band, New Santa Clara, St. George Clara, and Ivins Irrigation as provided in Subsection 8.5 up to the full allocation volumes identified in Subsections 8.3 and 8.4.1.

8.5 Supplemental Project Water.

8.5.1 The groundwater rights of the Parties comprising Supplemental Project Water shall be part of the Santa Clara Project Water Right supply and the Supplemental Project Water shall be utilized as needed to satisfy the water demands set forth in Subsections 8.3 and 8.4 in Below Average Water Years.

8.5.2 The decision regarding the use of the Supplemental Project Water shall be made by the WCWCD, or any successor operator of the Santa Clara Project, in conjunction with the Parties entitled to receive Santa Clara Project Water and St. George. Only those Parties which receive Supplemental Project Water shall be obligated to pay the related operation, maintenance, repair, and replacement costs in accordance with Subsection 7.2 for that Supplemental Project Water.

8.5.3 If any Santa Clara Project water user chooses not to receive its full allocation of Supplemental Project Water in any Santa Clara Water Delivery Year, any other Santa Clara Project water user may elect to take delivery of such unused Supplemental Project Water, subject to the water right limitations in subsections 8.3 and 8.4, by filing a written request in that year with WCWCD, or any successor operator of the Santa Clara Project, and paying the associated OMR&R costs. The requests will be granted pro rata among those making the requests based on the available unused Supplemental Project Water supply.

8.5.4 St. George shall be solely responsible for payment of all costs associated with drilling and equipping the wells it uses to supply Supplemental Project Water. The operation, maintenance, repair, and replacement costs for the groundwater wells developed by St. George to provide 4.0 cfs of the Supplemental Project Water supply shall be allocated between St. George and the Parties entitled to Santa Clara Project Water based on quantities of water used by these