license, environmental compliance, and all other applicable federal, State, and local requirements necessary to construct the St. George Water Reuse Project and deliver the Shivwits Reuse Water to the Point of Delivery; and (d) St. George has issued its notice of intent to award the bid for the Project's construction. Within 30 days from the date St. George provides written notice to the Shivwits Band and the United States demonstrating that the terms of this subsection 5.3 have been satisfied, the Shivwits Band and the United States shall deliver payment to St. George of the $5.5 million required for the Shivwits Band's proportionate share of the design, permitting, engineering, and construction of the St. George Water Reuse Project.

5.4 Upon payment by the Shivwits Band and the United States to St. George of the $5.5 million for the purposes identified in Section 5.3 of this Agreement: (a) St. George shall be obligated to deliver the Shivwits Reuse Water to the Band in accordance with this Agreement; and (b) the Shivwits Band and the United States shall have no further obligation for the design, permitting, engineering, and construction costs necessary for St. George to deliver the Shivwits Reuse Water to the Shivwits Band in accordance with this Agreement.

5.5 At the Shivwits Band's request and expense, St. George shall add a maximum of seven (7) active, metered service taps to allow for release of the Shivwits Reuse Water from the St. George Water Reuse Project pipeline at such points as specified by the Shivwits Band before it reaches the Point of Delivery.

6.0 PROJECT OPERATION AND MAINTENANCE.

6.1 St. George shall be solely responsible for the operation, maintenance, repair, and replacement of the St. George Water Reuse Project.

6.2 St. George and the Shivwits Band each shall pay for their proportionate share of the operation, maintenance, repair, and replacement costs of the St. George Water Reuse Project. The present value of the Shivwits Band's proportionate share in perpetuity of the operation, maintenance, repair, and replacement costs of the St. George Water Reuse Project is $9.5 million. Subject to the availability of funds appropriated by Congress and deposited in the Shivwits Band