

RECLAMATION DISTRICT No. 551
PEARSON DISTRICT
P.O. BOX 123
WALNUT GROVE, CA. 95690 (916) 776-2544

May 14, 2012

Dr. Gerald Meral
Deputy Secretary
Natural Resources Agency
State of California
1416 Ninth Street, Suite 1311
Sacramento, CA 95814

Dear Dr. Meral,

This letter is to thank you for, and follow up on, the April 23, 2012 telephone call between you and Topper Van Loben Sels, President of the Board of Trustees of Reclamation District No. 551 (the District). That call itself was a follow-up to the technical meeting at MBK Engineers on February 8, 2012 at which you and District and Department of Water Resources representatives discussed potential impacts to the District from the Bay Delta Conservation Plan (BDCP).


Based on the April 23 call, the District now understands that the preferred location for the BDCP Intermediate Forebay is no longer within District boundaries. This change is manifestly for the greater public good, and is absolutely critical for the District. As we have discussed at length at meetings and in correspondence, the Forebay would cause a host of serious drainage, flood control and financial impacts to the District as well as cause devastating environmental, property, economic, and community impacts. Therefore, we respectfully request that your office notify us immediately if the District is once more being considered as the BDCP's preferred Forebay location. In that event, the District will be prepared to again engage vigorously on impact issues. If there a further meeting on locating the Forebay in the District is ultimately required, we will ensure it is attended by all the participants at the February 8, 2012 technical meeting as well as representatives of the River Delta Unified School District Board and an agronomist, an economist and other experts experienced in Delta issues.

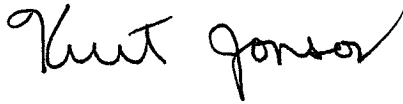
In the meantime, we understand that the design and location of the BDCP facilities are a bit of a moving target. Absent the Forebay, it is unclear what other BDCP facilities may still be proposed for location in the District. Our last briefing indicated that diversion intakes are not currently being proposed for location in the District. If the tunnel is to be aligned through the District, we will still need to address drainage, construction and possibly assessment and flood control issues as raised in the District's June 15 2012 letter to you and Secretary Laird and at the August 18, 2011 and February 8, 2012 meetings.

Thank you again for your ongoing attention to BDCP matters affecting our District.

Very truly yours,


Topper Van Loben Sels
President, Board of Trustees


Douglas Chan
Secretary, Board of Trustees


Kurt Jonson
Member, Board of Trustees

cc: Joseph Schofield, Downey Brand LLP
Gilbert Cosio, MBK Engineers