

**Lottiefox**

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**From:** "pamela05n" <pamela05n@peoplepc.com>  
**To:** <robertdwheeler@verizon.net>; <danishelen@earthlink.net>; <delross@verizon.net>; <stantoned11@mchsi.com>; <gwatts@parks.ca.gov>; <lottiefox@verizon.net>; <vickiglong@aol.com>; <robert.hewitt@ca.usda.gov>; <bikemanterry@verizon.net>  
**Sent:** Thursday, November 02, 2006 9:10 AM  
**Subject:** proposed agenda items

Got any others?

1) mitigation committee subjects:

mou for consultant

project reviews and approvals

mitigation contract template approval

2) ad hoc committee formation to investigate land use abuses presented in reference to the MSHCP and CEQA.

(Ida Martin and Denise Hill will present specific problems)

3) conference cost coverage: California Bioassessment 13th Annual Conference on Surface Water Monitoring

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PeoplePC Online

A better way to Internet

<http://www.peoplepc.com>



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**Sent:** Thursday, November 02, 2006 9:26 AM  
**Subject:** Re: proposed agenda items

Quinto do Lago and reorganization of Mitigation Committee (to place a Board member as Chair, if needed)

(contract template already approved - will not have the Step 2 contract template ready yet so that can be dropped from the agenda)

- > Got any others?
- > 1) mitigation committee subjects:
  - > mou for consultant
  - > project reviews and approvals
  - > mitigation contract template approval
- > 2) ad hoc committee formation to investigate land use abuses presented in reference to the MSHCP and CEQA.
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**Sent:** Friday, November 03, 2006 12:28 PM  
**Attach:** Mitigation Workshop[1].doc; EMARCD Board Agenda, Nov..- with Brown Act disclaimer[1].doc; Pam's Director's report.doc  
**Subject:** agenda, dir. report, mit. flyer

I've attached the flyer from RCRC D about the mitigation workshop coming up. Please tell me if you plan to attend.

gary, can you bring a few copies of the agenda for those that need one at the meeting.

Del, I put you down for a short explanation of the plans we have with Scott and the Bur. You'll see that under Watershed Comm.

see you next time,

Pam

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## DEL ROSS - ASSOCIATE DIRECTOR'S REPORT- OCTOBER- NOVEMBER 2006

### I- Summary.

EMARCD was well represented at a number of very important developments in the Santa Margarita Watershed. The San Diego Regional Water Quality Control Board is conducting a TMDL (water quality) study and the US Bureau of Reclamation (BuRec) is proceeding with an alternative TMDL program. Our input as stakeholders has been well received. Further, BuRec has resurrected the Santa Margarita Water Quality Management Group that will address water quality throughout the Watershed, and EMARCD is a major participant. We are also participating as stakeholders in the Rainbow Creek TMDL planning effort.

#### Other actions proceeding:

1. EPA Capacity Grant Application to establish Santa Margarita Watershed Council.- Bob Wheeler is following.
2. IRWMP (prop 50) This is the Regional watershed Plan dictated by prop 50 and the inclusion of EMARCD is essential to potential future funding- Del Ross has lined up support for several agencies and is preparing a proposal to San Diego Water Authority for our inclusion in their plan.
3. Watershed Committee is working with Mitigation Committee to find opportunities for restoration in the district. Del Ross is pursuing prospects working with NPDES reps at Temecula and Murrieta.

### II- Events

**Webcasts-** I "captured" a several webcasts from Izaak Walton League and EPA since September. Not yet ready to "publish" them. Dan promised to lend a hand. These can be used for "outreach" and for our own education. Most are 2 hours long and consist of "streaming" audio and slide presentations. Here is the list to date:

- IDDE (Illicit Discharges) Sept. 12
- Brownfields Funding Sept 19
- TMDL 3<sup>rd</sup> Party Review Sept 21
- Volunteer Monitoring Oct 11
- Pharmaceuticals in stormwater Oct 24
- Stormwater- construction BMPs Dec 6

#### Meetings and other events

- Water Reuse – Inland Valley Oct 20- Great presentation- show how difficult is to reroute water lines to use reclaimed water at an energy producing utility
- Bureau Reclamation Meeting on watershed planning November 15- initial Meeting for reinstated Santa Margarita Water Quality Management Group
- NPDES TAC committee at Riverside Flood Control Nov 15- got support from Flood Control for our application for IRWMP
- CASQA- Ontario Quarterly Meeting.- Nov 16- very good meeting- major stormwater agency and City and County MS4



- Mitigation Workshop @ RCRCRD Nov 30- great info- cooperation with other RCDs

### **III Outreach to Regulators and other Agencies**

- Mitigation- Contacted Murrieta NPDES, Temecula NPDES and Riverside Flood Control re potential for Mitigation re \$280,000
  - Temecula has a project for flood control at Santiago & John Warner. Possible chance to create a restoration project.
  - Murrieta has a two projects project
  - Not ready to bring to EMARCD
- Pollution Prevention
  - Temecula- working with stormwater permit persons to get clarifiers specified at auto body shop at Via Montezuma and Murrieta Creek
  - Temecula compliance- Temecula will site a storage facility for runoff into creek- resulted for observation by Del Ross at Temecula Creek



MSHC Crittrea area  
• Home with Red tile roof  
• Washout on highway

"Washout"  
Impacts from grading & use

Blue line  
• Hwy 79  
• Scenic area of Hwy









PRESCOTT'S TRACK



TEMUCULA  
CREEK

HWY 79  
↙





MARK PRESCOTT TRACK





KEN ALLEN TRACK



Pam, Bob and Dan,

As you can see from the attachment, we're literally under attack here at the foot of the Agua Tibia Wilderness Area. This kind of use is EXACTLY the kind of thing that Dominguez, our neighbor will latch onto and support, if he fails in his attempts to build out his 280 acres of prime open space adjoining the Cleveland.

I need your help. Pam, could you ask your planning group that meets with Supervisor Jeff Stone, once a month to consider adding this issue to your agenda, if its not already there.

Now, for the good news. Soon I'll be able to forward you a batch of county documents that show that the Dominguez 120 acre piece that he purchased a year or so ago from the Weiberg family heirs and upon which the grandfather had built, totally without permits, a log cabin back in the 30's and which burned to the ground in the big fire of 1989 and was never rebuilt, is covered by a Riverside County General Plan which zones if for permanent open space and conservation. I'm trying to determine when that General Plan was adopted, but my guess is that it goes back a number of years. This proves what we have been trying to tell the county when they made their classification error of not including the parcel in the MSHCP. As you will recall, this is the parcel which lies ENTIRELY within not only the Cleveland boundary, but also completely within the Agua Tibia. Nobody who was processing Dominguez' application at the county (nor Dominguez apparently) knew that the the General Plan had this status for the parcel. The county planner involved, has now notified Dominquez of the zoning and that any attempt to remove the parcel from the open space designation would necessitate a full EIR (probable cost: \$200,000). When I get the full email together on that I need your group and Dan Silver's group to join with me, TNC, etc. in protesting, BY LETTER and IN PERSON any attempt to get the zone change + a renewed request to the county to go back and correct the MSHCP cell map. Bob, who runs TNC in our area now? Dominguez (or an investor-partner) paid about \$400,000 cash for this parcel.

Your, Bob's and Dan's a priori thoughts on what else we should be doing NOW with respect to this GP issue?

Thanks,

Larry Ulvestad





Cushman & Wakefield of  
California, Inc.  
1920 Main St.  
Suite 600  
Irvine, CA 92614  
(949) 474 4004 Tel  
(949) 474 0405 Fax  
www.cushwake.com

October 30, 2006

Dripping Springs Ranch Investments LLC  
1921 Catalina  
Laguna Beach, CA 92651

RE: NOTICE OF SOLICITATION  
LAND REQUIREMENT FOR VEHICLE TESTING FACILITY  
ASSESSOR'S PARCEL #917-150-007

Dear Owner:

Cushman & Wakefield has been authorized by our client, a major automotive services company, to contact you regarding your 80-acre land parcel (referenced above) located in Riverside County. Our client is seeking a 50 to 100-acre parcel to establish a world-class vehicle research and testing facility consisting of an open-road testing track. Your land parcel has been identified by our selection committee as suitable land for their intended use.

In the event you should be interested in discussing a potential ground lease (long-term) or sale of your parcel, you are invited to contact our office prior to November 30, 2006, with your desired offering terms (pursuant to the attached Notice of Solicitation).

We would like to include your land parcel submittal for our evaluation prior to this deadline. Upon obtaining all of the necessary approvals, we are prepared to close a transaction in a timely manner.

We look forward to your response.

Sincerely,

CUSHMAN & WAKEFIELD OF CALIFORNIA, INC.

Donald W. Yahn  
(949) 930-9251  
don.yahn@cushwake.com

Brett Swartzbaugh  
(949) 930-9217  
brett.swartzbaugh@cushwake.com

DWY/ljb

Attachment





**NOTICE OF SOLICITATION**  
**REPLY DEADLINE: NOVEMBER 30, 2006**

Cushman & Wakefield represents a major automotive services company seeking to lease or purchase open land in the vicinity of Riverside County. Our client desires to establish a world-class vehicle research and testing facility consisting of an open-road testing track. Unimproved sites between 50 to 100 acres shall be considered in our evaluation. Our selection committee has determined, based on initial observation, that your parcel known as Assessor's Parcel Number 917-150-007 could be suitable for our client's intended use. As such, we would like to invite you to reply to our Notice of Solicitation with the following information for our consideration:

1. Location of subject parcel.
2. Gross acreage of site and/or willingness to divide.
3. Approximate dimensions of site.
4. Parcel/plat and/or topographical maps.
5. Vesting information and address of principal owner.
6. Zoning and permitted uses/municipal authority
7. Current land use.
8. Prior use of land, if known.
9. Infrastructure/utilities and improvements (if any).
10. Any known encumbrances or easements.
11. Requested sales price and/or lease cost per acre.
12. Acknowledgment of commission agreement with Cushman & Wakefield.

Our deadline for this invitation is **November 30, 2006**, during which time we will evaluate all submittals received and proceed to select our final candidate sites. We will respond to the selected parties by January 15, 2007.

The property finalist will be notified and required to sign a Confidentiality Agreement and a memorandum outlining the Essential Terms and Conditions for the purchase or ground lease of the subject property.

On behalf of our client, we appreciate your consideration of this invitation. Should you require any additional information, please direct any inquiries to:

**Donald W. Yahn**  
(949) 930-9251  
don.yahn@cushwake.com

**Brett Swartzbaugh**  
(949) 930-9217  
brett.swartzbaugh@cushwake.com

**CUSHMAN & WAKEFIELD OF CALIFORNIA, INC.**  
1920 Main Street, Suite 600  
Irvine, CA 92614  
(949) 474-4004 (Main)  
(949) 757-2872 (Fax)





# LIVE OAK ASSOCIATES, INC.

an Ecological Consulting Firm

Item 6.2.C

November 8, 2006

Pam Nelson

**Subject: Engagement Letter for the Elsinore-Murrieta-Anza Resource Conservation District**

Dear Ms. Nelson:

This letter is intended to establish a working relationship between the Elsinore-Murrieta-Anza Resource Conservation District (EMARCD) and Live Oak Associates, Inc. (LOA). LOA proposes to provide ecological consulting services to EMARCD on a project-by-project basis. EMARCD is a public agency charged with providing stewardship oversight to natural areas within their district (approximately 505,000 acres). Their *Mission Statement* explicitly "promotes conservation practices of natural resources..." and as such they have positioned themselves to acquire conservation easements on appropriate lands that require sound stewardship.

Therefore, the primary objective of this letter is to pre-approve LOA to provide EMARCD with the necessary ecological services to advise EMARCD if easements they are being offered appear sufficiently unencumbered and the endowments being proposed with these easements provide for the necessary oversight required by law and sound stewardship.

Thus, LOA proposes to conduct due-diligence evaluations for specific projects to assist EMARCD with their evaluations. LOA would be providing the district with our assessment and opinions as to the efficacy of any specific easement and in no way represents the district's opinion or concerns. The relationship is therefore between the appropriate liaison of EMARCD (or the entire board) and LOA. Any contact that LOA has with any potential client will occur only after authorized by the board or its agent (e.g., Mitigation Committee).

Nothing in this engagement letter guarantees LOA with a specific project, it merely establishes the right of the district or its agent to request LOA's services to evaluate a specific easement. Each project assigned LOA will be billed on a time-and-materials not-to-exceed cost basis. Our time will be billed at our standard billing rate (rate sheet attached). Presently, the district is requesting a \$5,000 non-refundable fee from applicants before they take on review of an easement to pay for the due-diligence evaluation. A contract will be entered into for each easement that the district requests LOA's services on, which will be based on a not-to-exceed



cost and will contain an explicit agreed upon schedule. Work would commencement when approved by the district.

Thank you for the opportunity of providing you with these important services. If you have any questions regarding this MOU please contact me at your earliest convenience.

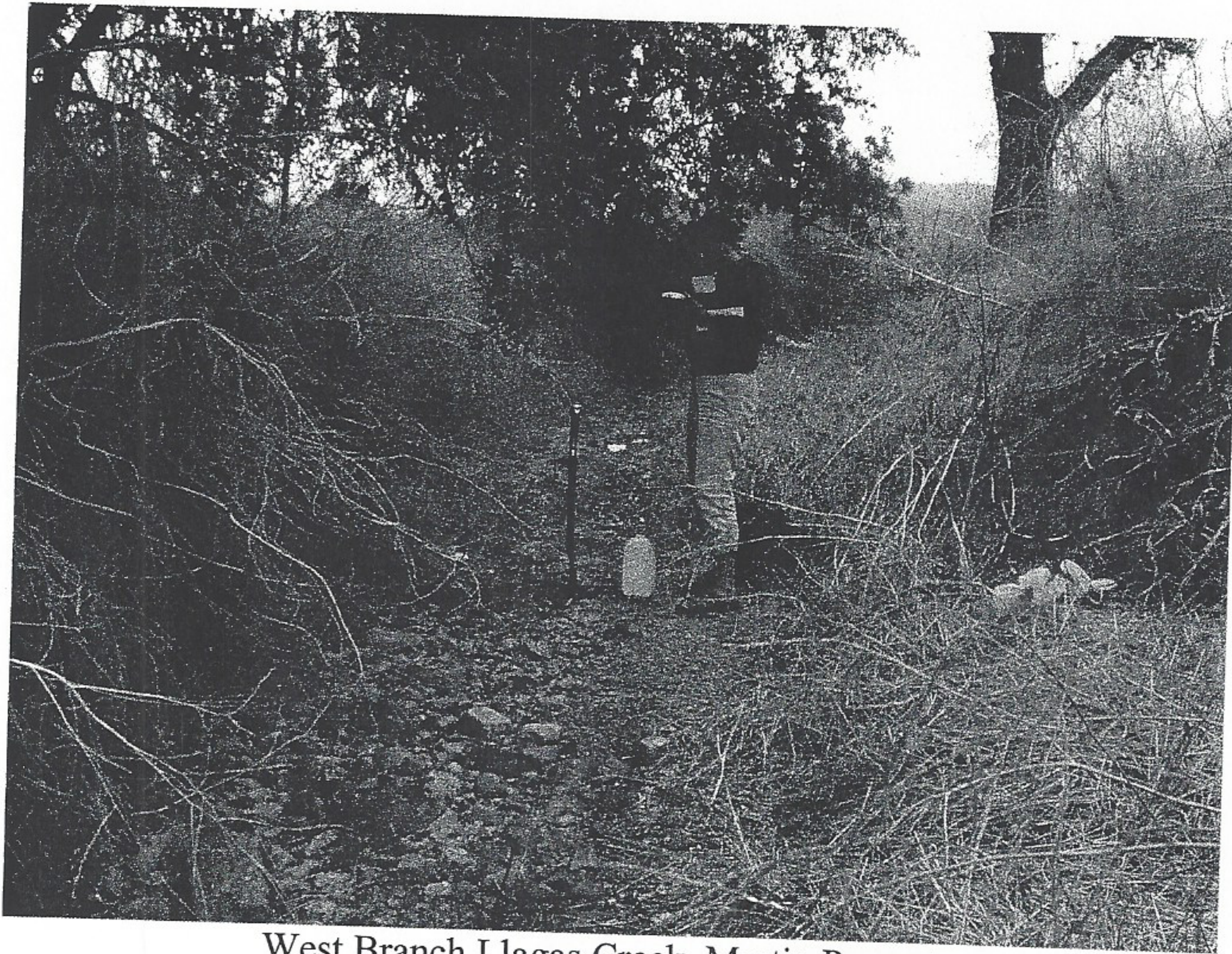
Sincerely,

A handwritten signature in black ink, appearing to be 'A. Hopkins', with a horizontal line extending to the right.

Rick A. Hopkins, Ph.D.,  
Principal and Senior Conservation Biologist



APPENDIX A: SITE PHOTOS



West Branch Llagas Creek, Martin Property



West Branch Llagas Creek, Martin Property



## HOURLY RATES AND OTHER MISCELLANEOUS FEES

### Hourly Rates\*

David Hartesveldt, Principal and Senior Botanist/Wetland Scientist	\$150
Rick Hopkins, Principal and Senior Conservation Biologist/Ecologist	\$150
Melissa Denena, Director of Ecological Services/Staff Ecologist	\$120
Mark Jennings, Senior Associate Ecologist and Herpetologist	\$120
Raymond White, Senior Associate Ecologist and Entomologist	\$115
Susan Townsend, Senior Associate Conservation Biologist	\$115
Mike Kutilek, Senior Associate Ecologist and Conservation Biologist	\$115
Tom Haney, Director of Cartography/GIS	\$105
Austin Pearson, Senior Project Manager/Staff Ecologist	\$105
Pamela Peterson, Project Manager/Botanist/Wetland Scientist	\$100
Michele Korpos, Project Manager/Staff Ecologist	\$ 95
Brett Dickson, Landscape Ecologist/Conservation Biologist	\$ 95
Brad McCrae, Landscape Ecologist/Conservation Biologist	\$ 95
Wendy Fisher, Project Manager/Staff Ecologist	\$ 95
Davinna Ohlson, Assistant Project Manager/Staff Ecologist	\$ 85
Brian Williams, Staff Ecologist	\$ 85
Neal Kramer, Staff Ecologist	\$ 75
Jeff Gurule, Staff Ecologist	\$ 70
Arren Mendezona, Staff Ecologist	\$ 70
Field Assistant	\$ 65
Support Staff	\$ 60

\*Expert testimony is twice the hourly rate.

### Miscellaneous Fees

Travel	\$0.445/mile
Per Diem (lodging and meals)	Cost
Service Fee on Direct Expenses	10%
Service Fee on Sub-contractors	20%
GPS use daily fee	\$45/day
Database one-time fee	



**Lottiefox**

---

**From:** "Michele Korpos" <mkorpos@loainc.com>  
**To:** <pam.emarcd@yahoo.com>; <stantoned11@mchsi.com>; <rogerdwheeler@verizon.net>; <lottiefox@verizon.net>; <larry@longmachine.com>; <gwatts@parks.ca.gov>; <bikemanterry@verizon.net>  
**Cc:** "Rick Hopkins" <rhopkins@loainc.com>  
**Sent:** Thursday, November 09, 2006 1:05 PM  
**Attach:** EMA RCD engagment letter.doc; Rate Sheet Nov 3 2006.doc  
**Subject:** Letter of Engagement

Greetings

Rick Hopkins asked me to forward the attached Letter of Engagement and LOA's rate sheet. Please call Rick at 408.281.5885 if you have any questions or concerns.

Be well,

Michele Korpos  
Project Manager/  
Wildlife Ecologist

Live Oak Associates, Inc.  
6830 Via Del Oro, Suite 205  
San Jose, CA 95119

408.281.5881 (office)  
408.921.4019 (cell)  
408.224.1411 (fax)





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November 8, 2006

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## **Director's Report: Pam Nelson**

- 1) **Point X Planning Commission-(Nov. 1):** Point X has been denied their appeal for any permitting procedure. There are reports they are moving out. It has been a "long-haul" by the Reed Valley residents, but with the direction of Erin Carroll they succeeded!
- 2) **San Jacinto RCD Board Meeting-10/26:** It was postponed due to the fire. We will attend the next one when we find out the date.
  - explanation of MOUs --what are the projects in our district, how can we keep more informed and possibly participate? What will happen to the projects that Jim Gilmore is managing, since he is ill? Will this affect projects in our district?
  - what do they see are the problems with the proposed watershed boundary that we submitted to Lafco?
  - will they be participating in the RC&D soon? We need more representation from the RCDs.
- 3) **Attended the annual Desert Protective Council (DPC) in Anza Borrego State Park** (Nov. 4th) We toured the new Palentology Lab and observed the education program they have to outreach by video telecast to schools. The RCD can help make contacts with schools and this program. They have fabulous 5<sup>th</sup> grade camp programs that we can help promote. The DPC has funded lots of this work and has helped acquire desert parcels for protection. They are interested in networking with groups to protect lands from OHV damage.



**Lottiefox**

**From:** "ROBERT WHEELER" <robertdwheeler@verizon.net>  
**To:** "Vicki Long" <VickiGLong@AOL.com>; "Robert D. Wheeler" <robertdwheeler@verizon.net>; "Pam Nelson" <pamela05n@peoplepc.com>; "Gary Watts" <gwatts@parks.ca.gov>; "Ed Stanton" <estanton@cnlm.org>; "Del Ross" <delross@verizon.net>; "Dan Matrisciano" <danishelen@earthlink.net>; "Charolette Fox" <lottiefox@verizon.net>; "Bob Hewitt" <Robert.Hewitt@ca.usda.gov>  
**Sent:** Thursday, November 09, 2006 11:53 AM  
**Attach:** TemeculaAutoTestingTrack.pdf  
**Subject:** Fw: We're Under Attack + Some Good News

-----Original Message-----

**From:** Larry Ulvestad  
**Date:** 11/09/06 11:39:38  
**To:** 'Nelson, Pam'; 'Dr. Robert D. Wheeler'; 'Dan Silver'  
**Cc:** 'Rick Fitch'; 'Peter Collisson'; 'Kenneth M. Kaplan, Esq.'; 'Susan M. Trager'  
**Subject:** We're Under Attack + Some Good News

Pam, Bob and Dan,

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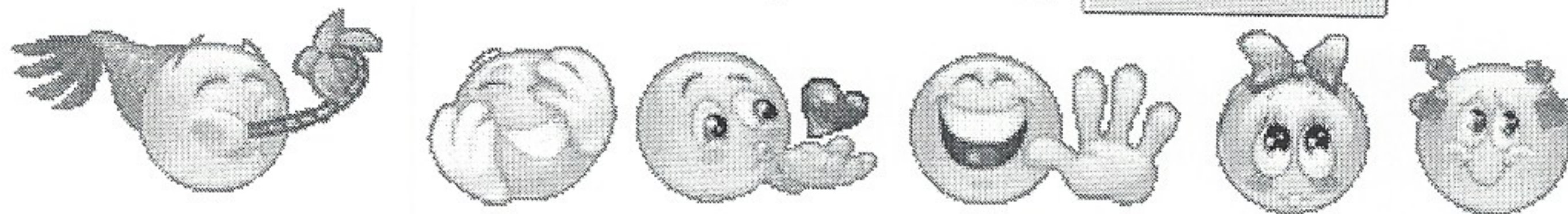
Your, Bob's and Dan's a priori thoughts on what else we should be doing NOW with respect to this GP issue?

Thanks,

Larry Ulvestad



FREE Emoticons for your email – by IncrediMail! [Click Here!](#)







Cushman & Wakefield of  
California, Inc.  
1920 Main St.  
Suite 600  
Irvine, CA 92614  
(949) 474 4004 Tel  
(949) 474 0405 Fax  
www.cushwake.com

October 30, 2006

Dripping Springs Ranch Investments LLC  
1921 Catalina  
Laguna Beach, CA 92651

**RE: NOTICE OF SOLICITATION  
LAND REQUIREMENT FOR VEHICLE TESTING FACILITY  
ASSESSOR'S PARCEL #917-150-007**

Dear Owner:

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11. Requested sales price and/or lease cost per acre.
12. Acknowledgment of commission agreement with Cushman & Wakefield.

Our deadline for this invitation is **November 30, 2006**, during which time we will evaluate all submittals received and proceed to select our final candidate sites. We will respond to the selected parties by January 15, 2007.

The property finalist will be notified and required to sign a Confidentiality Agreement and a memorandum outlining the Essential Terms and Conditions for the purchase or ground lease of the subject property.

On behalf of our client, we appreciate your consideration of this invitation. Should you require any additional information, please direct any inquiries to:

**Donald W. Yahn**  
(949) 930-9251  
don.yahn@cushwake.com

**Brett Swartzbaugh**  
(949) 930-9217  
brett.swartzbaugh@cushwake.com

**CUSHMAN & WAKEFIELD OF CALIFORNIA, INC.**  
1920 Main Street, Suite 600  
Irvine, CA 92614  
(949) 474-4004 (Main)  
(949) 757-2872 (Fax)



**Lottiefox**

---

**From:** "pamela05n" <pamela05n@peoplepc.com>  
**To:** <hifire@earthlink.net>; <atmckibben@adelphia.net>; <gcpiem@earthlink.net>;  
 <Euphilotes@aol.com>; <Jan.Giguere@fire.ca.gov>; <donna.wrede@cox.net>;  
 <innerworks1@aol.com>; <carllove4@yahoo.com>; <ginny.short@email.ucr.edu>;  
 <dave.heilig@usda.ca.gov>; <shortelectric@yahoo.com>; <awlong00@yahoo.com>;  
 <gwatts@parks.ca.gov>; <delross@verizon.net>; <delross@juno.com>; <vickiglong@aol.com>;  
 <robertdwheeler@verizon.net>; <danishelen@earthlink.net>; <caramel3@earthlink.net>;  
 <lottiefox@verizon.net>; <anthonymann@verizon.net>; <heathcliff3321@msn.com>;  
 <stantoned11@mchsi.com>; <robert.hewitt@ca.usda.gov>; <bikemanterry@verizon.net>;  
 <firstwaterlady@verizon.net>; <goldbar21@verizon.net>; <hillinc@earthlink.net>;  
 <pedro.torres@ca.usda.gov>; <shauli@pollybutte.net>; <altonolsen@hotmail.com>;  
 <adpackler@ieee.org>; <armadaranch@earthlink.net>; <tomanja5@mtpalomar.net>;  
 <coyotejack7@aol.com>; <chapding@cox.net>; <farmrik@aol.com>;  
 <vmvanderlaan@earthlink.net>; <dfourdranch@msn.com>; <shortelectric@yahoo.com>;  
 <goldbar21@verizon.net>; <hillinc@earthlink.net>; <terry501@earthlink.net>;  
 <altonolsen@hotmail.com>; <adpackler@ieee.org>; <den9140@aol.com>;  
 <heathcliff3321@msn.com>; <brocknau@aol.com>; <coyotejack7@aol.com>;  
 <ulvestadl@cox.net>; <dfourdranch@msn.com>; <rebaak@aol.com>; <lamb@rcrcd.com>  
**Sent:** Friday, November 03, 2006 1:09 PM  
**Attach:** Dear Pam bono's bill.doc  
**Subject:** wilderness bill WITH CONT. INFO

Congresswoman Mary Bono stuck her neck out for the environment and proposed a Wilderness Bill for SW Riverside County. It sets aside a few small areas and rivers, but it can help our watershed, air, soils and wildlife. It could encourage more of the same in other areas. As you know, we are rapidly losing natural areas by housing, off-roading and roads. This designation (Wilderness) does not effect private lands, only public already set aside lands like National Forests or BLM. It doesn't change the current use---you can still use the roads, hunt or horseback--whatever is there now. Please thank her for her efforts. I've attached the contact info.

Thanks, Pam

---

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Dear Pam,

It was nice seeing you again -- this time in your "natural habitat" in southern CA -- at Rep. Bono's press conference.

I wanted to drop you a line because since the event, we've heard that Congresswoman Bono is getting a lot of heat from some off-road vehicle users for her support for wilderness. To respond to this criticism in a positive way and let the congresswoman know how much we appreciate her efforts, we're working to get thank you notes from all those who attended the press event -- and other local wilderness supporters as well.

Would you be willing to send or fax a brief, personal note thanking Rep. Bono for introducing the California Desert and Mountain Heritage Act? Even just a few lines is fine, just enough to let her know that we're with her, and are looking forward to working with her to pass this important conservation measure for our community.

Here is her contact information:

The Honorable Mary Bono  
707 E. Tahquitz Canyon Way, Suite #9  
Palm Springs, CA 92262  
Local Fax: (760) 320-0596  
DC office Fax: (202) 225-2961

Please let me know if this is something you can help with, if you haven't already.

Thanks so much!

Jen



**Lottiefox**

**From:** "DEL ROSS" <delross@verizon.net>  
**To:** "pamela05n" <pamela05n@peoplepc.com>  
**Cc:** "Ed Stanton" <stantoned11@mchsi.com>; "Robert Wheeler" <robertdwheeler@verizon.net>;  
 "Scott Thomas" <scottt@stetsonengineers.com>  
**Sent:** Friday, November 03, 2006 12:48 PM  
**Subject:** Re: exciting news

Re Scott's Memo- It's good to have another pair of eyes looking at it. I have informally contacted all NPDES Flood Control Committee members at last meeting (October 26) - that includes discussions with Aldo Licitra (Temecula), Farida Naceem (Murrieta) and Jason Uhley (Flood Control). I will email them all again and attached Scott's memo. I will also include Bob Hewett and Jeff Brandt. I also informed members of two other water committees. You might contact PSA and Alan Long and Riverside County Planning.

What we need now are specific projects where money can be spent for restoration. I need to talk to Bill Steele about supporting our request to San Diego Water Authority about IWMP. I think informal discussions are in order.

Del Ross

----- Original Message -----

**From:** pamela05n  
**To:** robertdwheeler@verizon.net ; danishelen@earthlink.net ; delross@verizon.net ; stantoned11@mchsi.com ; gwatts@parks.ca.gov ; lottiefox@verizon.net ; vickiglong@aol.com ; robert.hewitt@ca.usda.gov ; bikemanterry@verizon.net  
**Sent:** Friday, November 03, 2006 11:15 AM  
**Subject:** exciting news

The watershed committee needs to meet and make a proposal to Bill steele. this is great news. We have lots of flexibility and combining a project with the Bureau would be fabulous.  
 Del, can you see when Scott is back in town? We can meet before that or if it's soon, at the same time.  
 Pam

---

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<http://www.peoplepc.com>



**Lottiefox**

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**From:** "Diane Evans" <devans@ieep.com>  
**To:** "Charolette Fox" <Lottiefox@verizon.net>  
**Sent:** Monday, November 13, 2006 12:37 PM  
**Subject:** Upcoming EPA Brownfields Workshop



SAVE THE DATE \* \* \* TUESDAY NOVEMBER 14 \* \* \* 9 AM TO 12 NOON  
BROWNFIELDS FUNDING WORKSHOP TO BE HELD IN SAN BERNARDINO COUNTY

The U.S. Environmental Protection Agency (EPA) Region 9 Brownfields Team is hosting a series of free workshops to assist communities interested in obtaining grant funds to address their local brownfields sites. A workshop will be held in San Bernardino County on November 14 which will detail the EPA Brownfields grant program, as well as the State Contaminated Orphan Site Cleanup Subaccount (OSCA).

EPA Brownfields Grants provide funding to return contaminated (or potentially contaminated) properties to a productive use. Assessment and cleanup funds are made available to public and non-profit entities for the purpose of rejuvenating brownfields sites throughout our communities.

The Contamination Orphan Site Cleanup Subaccount (OSCA) Program is a new financial assistance program run by the State Water Board. The OSCA Program provides financial assistance to eligible applicants for the cleanup of brownfields sites contaminated by leaking petroleum underground storage tanks where there is no financially responsible party.

The workshops are intended to help applicants prepare competitive grant proposals by focusing on the basic elements of the two programs, the process for submitting grant proposals and the required proposal elements. Representatives from the US EPA and the State Water Board will be present to answer questions about both funding opportunities.

**LOCATION:**

Celebration Hall at Victoria Gardens Cultural Center  
12505 Cultural Center Drive  
Rancho Cucamonga, CA 91739

If you have questions regarding this event, please contact Deirdre Nurre of EPA's San Francisco Office, at 415.947.4290, or Amber Perry of EPA's US-Mexico Border Office at 619.235.4773.

We look forward to seeing you there!

Deirdre Nurre  
US EPA Waste Programs WST-4  
75 Hawthorne Street  
San Francisco CA 94105



(415) 947-4290

\*\*\*\*\*

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\*\*\*\*\*



**Lottiefox**

**From:** <witchywoman@earthlink.net>  
**Sent:** Thursday, November 02, 2006 8:58 AM  
**Subject:** FW: Nctimes-Eastman: Pala buys organic citrus grove; surround neighboring Pauna casino (EHL loses out)(may effect proposed extension of Cole Grade Road)

Karen

[witchywoman@earthlink.net](mailto:witchywoman@earthlink.net)

**Sent:** 11/1/2006 3:19:33 PM

**Subject:** Nctimes-Eastman: Pala buys organic citrus grove; surround neighboring Pauna casino (EHL loses out)(may effect proposed extension of Cole Grade Road)

**Wednesday, November 1, 2006**

Last modified Tuesday, October 31, 2006 10:41 PM PS

Pala buys organic citrus grove; surrounds neighboring Pauma casino

By: QUINN EASTMAN - Staff Writer

**PAUMA VALLEY** - A recent \$27 million land deal in Pauma Valley can be seen both as a way of preserving an organic citrus orchard and a move in a chess game between rival casinos.

In October, the Pala Band of Mission Indians bought more than 1,800 acres previously owned and farmed by the Roberts family, according to county documents. About 200 acres are citrus orchards and the rest of the rugged undeveloped land north of Highway 76 extends toward Palomar Mountain and borders the Cleveland National Forest.

Pala Tribal Chairman Robert Smith said Tuesday that the land was bought mainly to preserve it and use for mitigation - to offset, under California environmental law, construction projects Pala may want to perform elsewhere in San Diego County.

However, the Pala purchase appears to surround Casino Pauma and comes between the casino and a proposed extension of Cole Grade Road, which county planning documents say could be a way to make access to the casino from Highway 76 safer.

Smith rejected the idea that the purchase was connected to casino rivalry and pointed out the Pala already owns extensive avocado groves in the area.

The Pala tribe operates a thriving casino resort with 2,250 slot machines and a 500-room hotel several miles west on Highway 76.

In June, the Pauma band announced a deal with Connecticut gaming giant Foxwoods Development Co. to expand their casino into a major resort, about the size of Pala's.

Betty Roberts, whose family bought the land in 1959 and started organic farming in 1996, said Pala representatives told her they would continue to grow oranges and she is working with



them to continue the farm's organic certification.

County officials said the Pala tribe has not sent them any proposals to change the farm's land use.

Still, the land's hefty \$27 million price tag has both residents and representatives of a regional conservation group scratching their heads.

Although the sale was listed as "terms not disclosed," the underlying documents are considered public information, according to the county assessor/recorder's office. The sale was first reported by The San Diego Transcript last week.

Michael Beck, San Diego director of the Endangered Habitats League, confirmed that the league had been interested in a conservation sale but lost out, limited by available funding.

"We were working with the Roberts family for a couple years," he said. "It's a very valuable property, both biologically and strategically."

State and federal wildlife officials have identified Pauma Creek, which runs through the property, as a place where the health of the threatened species of steelhead trout could be restored. Native trout have previously been found in the creek, Beck said.

The proposed Cole Grade Road extension is part of the county's General Plan 2020 update, said Joe Chisholm, chairman of the Pala-Pauma Sponsor Group, which makes land-use recommendations for the area to the county.

The extension would lie south of the Roberts property. However, he and other residents have said that the intersection of Highway 76 and Pauma Reservation Road is unsafe and that the casino needs better highway access, especially if the casino is going to expand.

"It doesn't work now, and all they have is a tent," Chisholm said.

Pauma tribal Chairman Chris Devers declined comment on the effects of Pala's purchase.

"We're still looking at it," he said last week.

Bruce McDonald, a Foxwoods spokesman, said that it was too early to discern the impact of the purchase on Pauma's plans, but his firm is still planning to break ground at the end of 2007.

Expansion plans will be submitted to San Diego County under the terms of Pauma's compact with the state of California, McDonald said.

-- Contact staff writer Quinn Eastman at (760) 740-5412 or [qeastman@nctimes.com](mailto:qeastman@nctimes.com).



**Lottiefox**

**From:** "DEL ROSS" <delross@verizon.net>  
**To:** "Charolette Fox" <lottiefox@verizon.net>; "Dan Matrisciano" <danishelen@earthlink.net>; "Ed Stanton" <stantoned11@mchsi.com>; "Gary Watts" <gwatts@parks.ca.gov>; "Robert Wheeler" <robertdwheeler@verizon.net>; "Terry Whittington" <bikemanterry@verizon.net>; "Vicki Long" <VickiGLong@AOL.com>  
**Cc:** "Aldo Licitra" <licitra@cityoftemecula.org>; "Bob Hewitt" <Robert.Hewitt@ca.usda.gov>  
**Sent:** Wednesday, October 25, 2006 11:46 AM  
**Attach:** FINAL SETTLEMENT AGMT.pdf; envl2897- Johnson v. State Water Resources Control Board (Cal. Aopp. 4th Dist. 2004).pdf  
**Subject:** Fw: Settlement

Attached is the proposed final settlement agreement between San Diego Regional Water Quality Board and Johnson / Vail Lake. It will be finalized by the Board at the next meeting. The agreement basically says both parties walk away - no fine- no payment - no potential SEP restoration money for us. The original fine was for \$422,000 for violations of stormwater permits.

The agreement is the follow-up to the case in Superior Court (2004) where Johnson won his case. According to my source at R9WQCB, the Attorney General felt the case was not strong enough to risk losing at Appellate Court and thence- setting a precedent.

If you would like particulars of the case, please read the attached case. Johnson graded w/o stormwater permit- trying to use an agricultural permit instead (issued by Riverside Ag Commissioner). R9WQCB saw through the ruse and fined him big time in 2002. R9WQCB apparently plans no further action.

Let's keep up the vigilance on Vail Lake/ Ranch!!!  
 Del Ross

----- Original Message -----

**From:** "Lori Costa" <LCosta@waterboards.ca.gov>  
**To:** <delross@verizon.net>  
**Cc:** "Vinty Siev" <vsiev@waterboards.ca.gov>  
**Sent:** Monday, October 23, 2006 11:02 AM  
**Subject:** Re: Settlement

Attached is the settlement agreement.

Lori Costa  
 Executive Assistant  
 San Diego Regional Water Quality Control Board  
 (858) 467-2357

>>> "DEL ROSS" <delross@verizon.net> 10/23/2006 10:40 AM >>>  
 I cannot find a reference to a "settlement" of the Johnson Vale Lake Order



2002-027 on your website. The links you sent only pointed to the Order itself, not the lawsuit, nor the settlement. Review of the actual settlement is important to us. Please help.

Del Ross  
EMARCD

----- Original Message -----

From: "Vinty Siev" <vsiev@waterboards.ca.gov>

To: <delross@verizon.net>

Sent: Monday, October 23, 2006 8:52 AM

Subject: Re: Settlement

Sorry the second link is bad since I mistyped it. The first link should take you right to the settlement agreement. Here is the correct second link:

<http://www.waterboards.ca.gov/sandiego/orders/orders-02.html>

Vinty Siev  
LAN Administrator Assistant, Region 9  
Phone: (858) 467-2705  
[vsiev@waterboards.ca.gov](mailto:vsiev@waterboards.ca.gov)

>>> "DEL ROSS" <delross@verizon.net> 10/22/2006 8:55 AM >>>

Vinty Siev  
LAN Administrator Assistant, Region 9  
Phone: (858) 467-2705  
[vsiev@waterboards.ca.gov](mailto:vsiev@waterboards.ca.gov)

In your notice of Oct 20, you included a notice of a settlement between the Regional Board and Mr. Johnson of Vail Ranch. The downloadable reference said there were more details on the Regional Board's website.

I couldn't find the reference on the site. Can you point me to it. Any more details?

Del Ross, P.E.  
Assoc Director Water Quality  
Elsinore- Murrieta- Anza Resource Conservation District (EMARCD)  
Tel: (951) 652-9052



**Lottiefox**

---

**From:** "DEL ROSS" <delross@verizon.net>  
**To:** "McPherson, Sheri" <Sheri.McPherson@sdcounty.ca.gov>  
**Cc:** "Charolette Fox" <lottiefox@verizon.net>; "Pam Nelson" <pamela05n@peoplepc.com>  
**Sent:** Wednesday, October 25, 2006 2:48 PM  
**Subject:** Integrated Regional Water Management Plan

Sheri- The EMARCD has participated in each of the stakeholder meetings for the Integrated water management plan. We are pleased that our views and those of other stakeholders were considered. The meetings were very informative and well hosted.

We are concerned that the Upper Santa Margarita Watershed was not on the list of areas to be included in the plan.

I would appreciate your response as our Board meeting is tomorrow evening, and we will need to make a more formal response if we are not included.

Thanks,

Del Ross, P.E.  
Chair Watershed Committee  
Elsinore - Murrieta - Anza Resource Conservation District  
(EMARCD)  
Del Tell: (951) 652-9052 Cell: (951) 551-7468

cc: Pam Nelson, President EMARCD  
cc: Charlotte Fox Secretary



**Lottiefox**

**From:** "DEL ROSS" <delross@verizon.net>  
**To:** "Charolette Fox" <lottiefox@verizon.net>; "Dan Matrisciano" <danishelen@earthlink.net>; "Ed Stanton" <stantoned11@mchsi.com>; "Gary Watts" <gwatts@parks.ca.gov>; "Robert Wheeler" <robertdwheeler@verizon.net>; "Terry Whittington" <bikemanterry@verizon.net>; "Vicki Long" <VickiGLong@AOL.com>  
**Sent:** Thursday, December 07, 2006 11:49 AM  
**Subject:** Notes re IRWMP watershed meeting discussion

Date: 12/7/06  
 Memo To EMARCD  
 From: Del Ross  
 Re: Notes re IRWMP

1 Prop 50 Chapter 8 is the origin of funding for Integrated Regional Watershed Management Plans (IRWMP) funding and the guideline for the preparation of IRWMP

Directs all watershed jurisdictions to prepare an intensive and comprehensive plan- re regional watershed management plan that integrates water supplies, wastewater, habitat, and stormwater and water quality

Administered jointly by Cal Dept Water Resources and Dept Water Quality Control Boards

Our watershed (upper Santa Margarita) is part of San Diego Regional watershed

Updating of IRWMPs are being done throughout California under Prop 50 with deadlines for completion in 2007

San Diego County Water Authority (SDCWA) and San Diego County Public Works are the plan preparers for San Diego watershed (Note- R9WQCB not in lead role)

EMARCD has attended two stakeholder's meetings put on by SDCWA

#### 2. Basic issues for EMARCD

The Upper Santa Margarita Watershed was not included in SDCWA- their response- not enough time- need to send them a letter

consequences- will be left out of funding opportunities, i.e. Prop 94 just passed by voters

limited voice "at the table" in water issues

We need research and contacts for support

#### 3. Prop 50 Grant applications

Prop 50 Planning Grants

Rancho California Water District \$575,000 cost match

San Jacinto Watershed Council \$287,000 cost match

Western Municipal Water District \$189,000 cost match

#### Prop 50 Implementation Grants- step 1

San Diego County Water Authority \$50 million Grant request

Santa Ana Watershed Project Authority (SAWPA) \$50 million Grant request

#### 4. Contacts made

Robertus- R9WQCB met at CASQ- very receptive Contact Rogers @ Pendleton

Steele- BuREC- very receptive- willing to give support letter

Riverside Flood Control- met with Jason Uhley- Very receptive- would give support letter- said that they got money with San Jacinto Watershed Council w/o IRWMP

RCRCD- at Mitigation meeting- SAWA or SAWPA

Followup now

San Diego Water Authority

Rancho Cal Water

Western Water

SAWPA- have sent out RFP for Update of their Watershed Plan

#### 5. Followup now

San Diego Water Authority

Rancho Cal Water

Western Water

SAWPA- have sent out RFP for Update of their Watershed Plan

Del Ross

12/7/2006



**Lottiefox**

**From:** "pamela05n" <pamela05n@peoplepc.com>  
**To:** <robertdwheeler@verizon.net>; <lottiefox@verizon.net>; <bikemanterry@verizon.net>; <gwatts@parks.ca.gov>  
**Sent:** Sunday, December 10, 2006 7:47 PM  
**Subject:** agenda

*1) 50,000 1600 permit w/ mod flexibility  
2) easement w/ no fencing  
50-55,000 1 acre of restoration / Los Alamitos Bridge*

agenda items so far:

mitigation projects and policies:

in lieu funds, 2 projects to accept if become available

in lieu funds policy developed so that committee can accept and sign without waiting for board to meet

conservation easements, how, why and if to accept  
\$280,000 fund from RWQ: possible uses

Newsletter: New Year publication would be the annual report. Everyone would submit activities and accomplishments to Charolette (if she would be willing).

New Year Workshop: go over 5 year strategic plan and make an annual work plan

Lafo boundary

Cahuilla Res. tour

Anymore?

---

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**Lottiefox**

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**From:** "pamela05n" <pamela05n@peoplepc.com>  
**To:** <gwatts@parks.ca.gov>; <lottiefox@verizon.net>; <danishelen@earthlink.net>;  
<robertdwheeler@verizon.net>; <delross@verizon.net>; <vickiglong@aol.com>;  
<delross@juno.com>; <bikemanterry@verizon.net>  
**Sent:** Wednesday, December 13, 2006 10:06 PM  
**Subject:** conservation easements

I had a good chat with Jeff Brandt (fish&game) today. After asking him why and how we would take conservation easements without money (individual owners property), he explained he can label upcoming in lieu money for the purpose of conservation, habitat and acquisition. We could use this to create a fund and have money available for monitoring these properties. There is about \$50,000 coming to us for approval in the next 2 weeks. There is another that would be about the same amount, but earmarked for riparian restoration as is the \$30,000 we have in the bank. We are able to use \$.22 on the dollar as we spend the restoration money for overhead.

He said the individual conservation easements should be in locations we call placemarkers, sites we find valuable for our goals.

See you tomorrow,

Pam

---

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A better way to Internet  
<http://www.peoplepc.com>



**Lottiefox**

**From:** "Jeff Brandt" <JBrandt@dfg.ca.gov>  
**To:** "pamela05n" <pamela05n@peoplepc.com>  
**Cc:** <vickiglong@aol.com>; "Jeff Brandt" <JBrandt@dfg.ca.gov>; <danishelen@earthlink.net>; <stantoned11@mchsi.com>; "Shelli Lamb" <lamb@rcrcd.com>; "del" <delross@verizon.net>; <lottiefox@verizon.net>; <robertdwheeler@verizon.net>  
**Sent:** Tuesday, December 12, 2006 3:46 PM  
**Subject:** EMA-RCD conservation easements

Afternoon Pam.

The EMA-RCD must, repeat, must, plan for overhead, incidental costs, and contingencies, within the budgeting for habitat restoration and conservation.

Note: The EMA-RCD is a political subdivision of the State--and is subject to auditing requirements and Public Records Act Requests. Be prepared to explain the methods used to track your projects and the associated costs, and report annually to your resource agency partners.

Other than rough project estimating, I can't guide you on the true costs--the EMA-RCD needs to develop and fine tune their actual costs and budgeting requirements. This will take several years and several projects--so be conservative and err on the side of "too much reserves".

You don't need to re-create the wheel--please check with Shelli Lamb of the RC-RCD for guidance on costs and budgets. Remember--in perpetuity is a long time--it is fair and prudent to ask for a premium for long term projects with potential unforeseen conditions.

All of the potential mitigation funding sent your way by DFG can be used for habitat monitoring, enhancement, restoration, and conservation.

The funds received to date can be used for exotic and invasive plant removal, native plantings, monitoring, and conservation. The EMA-RCD does not have to do all the work--some of it can be sub-contracted.

Other line items include: disposal costs; plants; survey of conservation easements; protective fencing and/or signage; legal costs of recording conservation easements; Phase One Environmental Site Assessments (ESAs); title searches; and land acquisition.

I will work with you on the projects to come to ensure the phrase "Arundo removal" is replaced with "exotic or invasive plant removal", and that each funding allotment you receive is clearly defined.

I appreciate the steps you are taking--and look forward to your annual reports.

Thanks Jeff

>>> pamela05n <pamela05n@peoplepc.com> 12/12/2006 11:19 AM >>>  
 More questions, Jeff,



- 1) What are developer credits and how can they be used?
- 2) Can we take 10% (\$.10 on each dollar spent) to make an endowment each time we spend the \$\$ on restoration so a fund can be started to monitor the conservation easement. we need to know if the easement will require restoration at some point in time and that would be done by the monitoring.
- 3) We have \$30,000 for riparian restoration. For every dollar spent on the physical process of restoration, can use \$.22 for overhead, as was mentioned by Shelli?
- 4) Will we be getting in lieu funds from Sam of Teracor (arundo credits) and Shay at Dodson?
- 5) It sounds like you said we can substitute the word "invasives" for arundo, at this point.

Thanks,  
Pam

-----Original Message-----

>From: Jeff Brandt <JBrandt@dfg.ca.gov>  
 >Sent: Dec 11, 2006 1:15 PM  
 >To: pamela05n <pamela05n@peoplepc.com>  
 >Cc: vickiglong@aol.com, Jeff Brandt <JBrandt@dfg.ca.gov>, danishelen@earthlink.net, stantoned11@mchsi.com, Shelli Lamb <lamb@rcrcd.com>, robertdwheeler@verizon.net  
 >Subject: EMA-RCD conservation easements  
 >  
 >Pamela--  
 >  
 >The most important issue is to link the type of mitigation to the >appropriate streambed agreement.  
 >  
 >So--if a streambed agreement produces 0.5 acres of habitat restoration  
 >work--the EMA-RCD needs to track the 0.5 acres of habitat restoration >work and all of the associated costs. If another streambed agreement >allows for more work (say 1 acre of habitat restoration, 0.5 acres of >habitat creation, and Conservation in perpetuity) and you want to do >some of the work on an area that the EMA-RCD holds a conservation >easement--the funds can be used on different sites--but the EMA-RCD MUST  
 >track the funds and the work and report to DFG annually.  
 >  
 >In short--the EMA-RCD can use funds for habitat restoration, creation, >and conservation on multiple sites--as long as the EMA-RCD tracks the >type of work, costs associated, and the streambed agreement #s.  
 >  
 >If the EMA-RCD doesn't have sites to work on--the EMA-RCD can't use the >funds. You have already received funds for restoration--and you need to >secure the work sites. The EMA-RCD needs to identify the types of >exotic plants to remove from riparian habitat--and "arundo mitigation"



>is a general term for restoration involving arundo donax. For the time  
 >being--we can interpret arundo to mean "invasive". I don't have a  
 >problem with removing invasive plants with the funding we have sent so  
 >far. By July 2007, we need to have the types of work set up by the  
 >EMA-RCD.  
 >  
 >For the costs of running the programs--please check in with Shelli  
 >Lamb--I can't guide you on your overhead and other costs--we need  
 >Shelli's expertise. If you want to use the RC-RCD costs for several  
 >years and then fine tune the costs to your district--that is fine  
 with  
 >me.  
 >  
 >Thank you, Jeff  
 >  
 >Jeff Brandt  
 >Department of Fish and Game  
 >3602 Inland Empire Blvd., Suite C-220  
 >Ontario, CA 91764  
 >  
 >Phone: (909) 987-7161  
 >Fax: (909) 481-2945  
 >Email: [JBrandt@dfg.ca.gov](mailto:JBrandt@dfg.ca.gov)  
 >  
 >>>> pamela05n <[pamela05n@peoplepc.com](mailto:pamela05n@peoplepc.com)> 12/10/2006 7:34 PM >>>  
 >Hi, Jeff,  
 >Our mitigation committee met last night and I went over the  
 >conservation easements(DeAndero and Kincaid) and the in lieu funds,  
 >possible(Shay and sam). The committee still said "why" and "how" to the  
 >conservation easements. There would be no money to monitor, restore  
 and  
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 >\$30,000 is for riparian restoration, the \$60,000 is for arundo  
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 >This way we would have a little bit for photos, reports, compliance  
 >activities. Vicki pointed out that you had mentioned "developer  
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 > We would also have 22% taken for overhead costs when we would do a  
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 >shelli indicated that that is how they work.  
 >Also, Sam (Teracor) has arundo credits, can these be used for other  
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 >and others?  
 >I hope you can give me your answers to the above since our board  
 >meeting is on Thurs.



>Thanks,  
>Pam Nelson  
>EMARCD  
>(951) 767-2324

>  
>

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**Lottiefox**

**From:** "pamela05n" <pamela05n@peoplepc.com>  
**To:** "Jeff Brandt" <JBrandt@dfg.ca.gov>  
**Cc:** <vickiglong@aol.com>; <danishelen@earthlink.net>; <stantoned11@mchsi.com>; "Shelli Lamb" <lamb@rcrcd.com>; <robertdwheeler@verizon.net>; <lottiefox@verizon.net>; "del" <delross@verizon.net>  
**Sent:** Tuesday, December 12, 2006 11:19 AM  
**Subject:** Re: EMA-RCD conservation easements

More questions, Jeff,

- 1) What are developer credits and how can they be used?
- 2) Can we take 10% (\$.10 on each dollar spent) to make an endowment each time we spend the \$\$ on restoration so a fund can be started to monitor the conservation easement. we need to know if the easement will require restoration at some point in time and that would be done by the monitoring.
- 3) We have \$30,000 for riparian restoration. For every dollar spent on the physical process of restoration, can use \$.22 for overhead, as was mentioned by Shelli?
- 4) Will we be getting in lieu funds from Sam of Teracor (arundo credits) and Shay at Dodson?
- 5) It sounds like you said we can substitute the word "invasives" for arundo, at this point.

Thanks,  
Pam

-----Original Message-----

>From: Jeff Brandt <JBrandt@dfg.ca.gov>  
>Sent: Dec 11, 2006 1:15 PM  
>To: pamela05n <pamela05n@peoplepc.com>  
>Cc: vickiglong@aol.com, Jeff Brandt <JBrandt@dfg.ca.gov>, danishelen@earthlink.net, stantoned11@mchsi.com, Shelli Lamb <lamb@rcrcd.com>, robertdwheeler@verizon.net  
>Subject: EMA-RCD conservation easements  
>  
>Pamela--  
>  
>The most important issue is to link the type of mitigation to the  
>appropriate streambed agreement.  
>  
>So--if a streambed agreement produces 0.5 acres of habitat restoration  
>work--the EMA-RCD needs to track the 0.5 acres of habitat restoration  
>work and all of the associated costs. If another streambed agreement  
>allows for more work (say 1 acre of habitat restoration, 0.5 acres of  
>habitat creation, and Conservation in perpetuity) and you want to do  
>some of the work on an area that the EMA-RCD holds a conservation  
>easement--the funds can be used on different sites--but the EMA-RCD MUST  
>track the funds and the work and report to DFG annually.  
>  
>In short--the EMA-RCD can use funds for habitat restoration, creation,  
>and conservation on multiple sites--as long as the EMA-RCD tracks the  
>type of work, costs associated, and the streambed agreement #s.  
>  
>If the EMA-RCD doesn't have sites to work on--the EMA-RCD can't use the  
>funds. You have already received funds for restoration--and you need to  
>secure the work sites. The EMA-RCD needs to identify the types of  
>exotic plants to remove from riparian habitat--and "arundo mitigation"  
>is a general term for restoration involving arundo donax. For the time



>being--we can interpret arundo to mean "invasive". I don't have a  
>problem with removing invasive plants with the funding we have sent so  
>far. By July 2007, we need to have the types of work set up by the  
>EMA-RCD.

>  
>For the costs of running the programs--please check in with Shelli  
>Lamb--I can't guide you on your overhead and other costs--we need  
>Shelli's expertise. If you want to use the RC-RCD costs for several  
>years and then fine tune the costs to your district--that is fine with  
>me.

>  
>Thank you, Jeff

>  
>Jeff Brandt  
>Department of Fish and Game  
>3602 Inland Empire Blvd., Suite C-220  
>Ontario, CA 91764

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>Phone: (909) 987-7161  
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## MEMORANDUM

8354 Makiki Drive • Diamondhead, Mississippi • 39525  
2171 E. Francisco Blvd., Suite K • San Rafael, California • 94901  
TEL: (228) 342-0239 FAX: (415) 457-1638 e-mail: ScottT@stetsonengineers.com

TO: Pam Nelson, Elsinore-Murietta-Anza Resource Conservation District  
DATE: Oct 31, 2006  
FROM: Scott Thomas  
JOB NO:  
RE: RESTORATION FUNDS DESIGNATED FOR WARM SPRINGS CREEK

Pam,

I spoke with Debbie Woodward of the Regional Board regarding how the subject funds can be used. She referred me to Jimmy Smith, the Region 9 Northern Watersheds Coordinator (858-467-2732), who stated that:

1. The funds should be used in a physical project having “on-the-ground impact”, as opposed to a planning effort.
2. The funds should not be used as matching funds. I pressed for further clarification, and he said that you should not use the funds to match other State funding – that would mean you were matching State money with State money, neglecting the requirement to provide local money. I asked him if it would be permissible to do a physical project and use this expenditure to attract other sorts of matching funds (Federal), and he said that would likely be OK, but he would want to see what you are proposing.
3. I asked if you could use the funds to restore another creek if land ownership issues or other factors made Warm Springs Creek unfeasible. He said yes, as long as it is located close by. This would be something that he would want to approve.
4. He stated that if the project includes invasive species control, the Regional Board is stressing a systematic, rather than localized, approach. In other words, they want parties to start high in a



watershed and work toward the ocean. The way I interpret this, if your project is mostly about invasives control, you need to do it systematically. If you are doing a site restoration that includes some on-site invasives control, that is another matter, and you can probably do so in a limited way (it's hard to imagine a restoration project that would not address nuisance species on site as part of the project).

5. I asked if you could use the funds to buy land or easements, and he said yes.

6. I asked if the funds could support a long term endowment for land preservation, and he said yes. I think you would need to couple this with a physical project, but you might be able to do this alone.

I hope this assists you and the RCD in exploring your options regarding use of the restoration funds. I recommend that you discuss with your watershed committee and Board, then go to Bill Steele of USBR with a fleshed out proposal. I can assist with your presentation to him.

Alternatively, if you want to discuss the potential of matching funds with him first, I can help with that, too.

Stetson Engineers is interested in working with you on this initiative. We have experience in restoring wetlands and riparian habitats. When the time comes to move forward with your project, please keep us in mind.

Scott Thomas, Ph.D.

Senior Scientist



**Lottiefox**

---

**From:** "pamela05n" <pamela05n@peoplepc.com>  
**To:** <robertdwheeler@verizon.net>; <danishelen@earthlink.net>; <delross@verizon.net>;  
<stantoned11@mchsi.com>; <gwatts@parks.ca.gov>; <lottiefox@verizon.net>;  
<vickiglong@aol.com>; <robert.hewitt@ca.usda.gov>; <bikemanterry@verizon.net>  
**Sent:** Friday, November 03, 2006 11:15 AM  
**Attach:** Memo on restoration funding (Thomas) 10-31-06[1].doc; Memo on restoration funding.doc  
**Subject:** exciting news

The watershed committee needs to meet and make a proposal to Bill steele. this is great news. We have lots of flexibility and combining a project with the Bureau would be fabulous.

Del, can you see when Scott is back in town? We can meet before that or if it's soon, at the same time.

Pam

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