

NOTICE OF INTENT TO APPEAR

Brannan-Andrus Levee Maintenance District; Reclamation District 407; Reclamation District 2067; Reclamation District 317; Reclamation District 551; Reclamation District 563; Reclamation District 150; Reclamation District 2098 plan to participate in the water right hearing regarding:

CALIFORNIA WATERFIX HEARING

California Department of Water Resources and U.S. Bureau of Reclamation
The Public Hearing scheduled to commence on Thursday, April 7, 2016

1) Check all that apply:

- I/we intend to participate in Part I of the hearing
- I/we intend to participate in Part II of the hearing

2) Check the applicable boxes below. Be sure to accurately describe your participation in the hearing. (Please refer to Enclosure D of the October 30, 2015 Notice of Petition, Public Hearing, and Pre-Hearing Conference (Hearing Notice) for descriptions of "parties" and "interested persons"):

- I/we intend to participate in the hearing as an interested person and present a policy statement only. Part I Part II
- I/we intend to participate in the hearing as a party by cross-examination and/or rebuttal only and may present an opening statement.
 Part I Part II
- Part I:** I/we plan to participate in Part I as a party and call the following witnesses to testify at the hearing. (Fill in the following table for Part I of the hearing only)

| NAME | SUBJECT OF PROPOSED TESTIMONY (Please indicate Application Number if Appropriate) | ESTIMATED LENGTH OF DIRECT TESTIMONY | EXPERT WITNESS (YES/NO) |
|--------------------------------|--|--------------------------------------|-------------------------|
| Walter Bourez MBK Engineers | Review and critique of hydrologic modeling supporting the BDCP/California WaterFix draft EIR/EIS | 30 minutes | Yes |
| Lee Bergfeld MBK Engineers | Review and critique of hydrologic modeling supporting the BDCP/California WaterFix draft EIR/EIS | 30 minutes | Yes |
| Dan Easton MBK Engineers | Review and critique of hydrologic modeling supporting the BDCP/California WaterFix draft EIR/EIS | 30 minutes | Yes |
| Gilbert Cosio MBK Engineers | Adverse Impacts on flood control facilities. | 30 minutes | Yes |
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(If more space is required, please add additional pages.)

- Part II:** I/we plan to participate in Part II as a party and will call witnesses to testify at the hearing. Please note that you will be required to submit a Supplemental Notice of Intent to Appear at a date to be determined for Part II of the hearing that lists your witnesses, subject of proposed testimony, etc.

3) Check if applicable:

- I/we have also protested the Petition in accordance with Water Code section 1703.2.

Note: If have protested the Petition, you must also fill out sections 1 and 2 of this form above and indicate your intent to appear at the hearing to present evidence in support of your protest. If you do not resolve your protest with the petitioners prior to the hearing, and then do not present a case supporting your protest at the hearing, your protest will be dismissed. It is not necessary to file a protest to participate in the hearing.

4) Fill in the following information of the Participant, Party, Attorney, or Other Representative:

Name: Kevin O'Brien/David Aladjem, Downey Brand LLP
Mailing Address: 621 Capitol Mall, 18th Floor, Sacramento, CA 95814
Phone Number: (916) 444-1000 Fax Number: (916) 444-2100
E-mail: kobrien@downeybrand.com; daladjem@downeybrand.com

Optional:

- I/we **decline** electronic service of hearing-related materials. If you are unable to accept electronic service for any reason, please contact the hearing team by Tuesday, January 5, 2016, at 916-319-0960 or by email at CWFhearing@waterboards.ca.gov.

Signature: Kevin M. O'Brien Date: 1/5/16

State of California
WORKING TOGETHER

2016 JAN -5 AM 11:05

OFFICE OF WATER RIGHTS
SACRAMENTO