


From: Ben King bking@pacgoldag.com 
Subject: April 6 2023 Public Agenda Packet For GCID SOI/MSR Hearing
Date: April 3, 2023 at 8:58 AM
To: jcorona@countyofcolusa.com, j.benoit4@icloud.com
Cc: jbell@countyofcolusa.com, gponciano@cityofcolusa.com

BK

Good Morning Chair Corona and Executive Director Benoit,

I received the Agenda Packet for the April 6, 2023 Hearing on Friday and after reviewing the Agenda Packet I have the following requests:

1. Please include all the Attachments to my comments for the public record. I believe the attachments are material and are in the public interest and also my family's property right interest.
Some of the attachments are Maps and Excerpts from the History of Will S Green and Justus Rogers and illustrate the historical and ecological setting much of the Sphere of Influence of GCID. Also included was documentation of the ecological stress and destruction from the operation of the Dam at the south eastern portion of the Colusa National Wildlife Refuge.
2. I am also asking you to include the two attachments to my comments which include the August 12, 1920 Deed granting the easement to did the channel of the Colusa Basin Drain across the natural water way of the Colusa Trough which historically flowed across my family's property. The County of Colusa and State of California made specific covenants as consideration to dig the channel and I intent to take what actions that may be necessary to protect our family's property rights in these covenants that were granted in consideration of the Easement. Please take public notice that we are in the process of selling the impacted property and all of our family's property adjacent to the Easement and had the property listed for sale for approximately \$ 14.5 million in April 2021. We are still in this sale process and the outcome of the resolution relating to the operation of the Dam relate to and are material to the worth of our property. I ask that Supervisor Corona consult with County Counsel regarding the County's action on the GCID SOI/MSR and the operation of the Dam since it directly related to our property interest and the damages that we may suffer.
3. I ask that any comments of GCID be made part of the Public Record and be included in the Agenda Packet. I have attached a letter from the State Water Resources Control Board to me regarding a CalEPA Complaint I made last summer. I have never seen this letter before Friday when it was included in the Agenda Packet. I have asked Mr. Benoit about the custodia chain of the Letter on Friday and perhaps he can let us know where it was obtained from and by who. I have received an email notice from the State Water Resources Control Board saying that my complaint was closed but I did not know on what basis as it is stated in the Letter. You will see that I have a 30 day period to respond to the determination but there is NO DATE on the Letter. I would also ask that the signature be made public since it has been blacked out. Since the signatory is signing the Letter on behalf of the State I do not see any reasonable reason why the authorized person who signed the Letter does not have his signature made public in this LAFCo Hearing.
4. Finally, I believe that the Resolutions in the Agenda Packet make false statements of

Fact. I am assuming that GCID is operation the Dam it is my understanding the portion of the Dam in the channel and on the east side of the Dam is not owned by GCID nor within the boundary of GCID. The reservoir behind the dam is owned by the United States of America. I also question if the boundaries of GCID on the south side of the Colusa National Wildlife have materially changed since the last MSR/SOI was accepted by the Commission. I hope to have some more information of these changes in property ownership by tomorrow.

FYI – I have copied Mayor Ponciano as Vice Chair and Supervisor Bell as an officer of the County of Colusa.

Thank you for your time and consideration

Sincerely,

Ben King

