

OFFICE OF THE  
COLUSA COUNTY  
COUNSEL  
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May 29, 2018

Shelly Murphy, General Manager  
Colusa County Water District  
P.O. box 337  
Arbuckle, CA 95912

**Re: Detachment of County Parcel No. 018-160-046 and 018-250-011**

Dear Ms. Murphy:

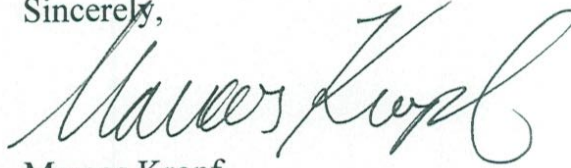
We represent the County of Colusa. This letter is in response to your letter dated April 17, 2018 to the County of Colusa Board of Supervisors regarding the proposed detachment of County parcels 018-160-046 and 018-250-011 ("Property"). Your letter asks the County to execute an agreement waving certain groundwater benefits or rights in our Property. The letter further threatens to impose a "District Base charge" or "benefit charge yet to be determined" against the Property if we do not waive our rights, even though we receive no water or benefit from the District.

As a preliminary matter, the County does not consent to the proposed detachment and we are unaware of any authorized consent to the detachment by the County Board of Supervisors. If you have any evidence to the contrary please provide it to us. Furthermore, we do not believe the County has ever been provided proper notice of the proposed detachment.

We also do not believe the District can impose a "District Base Rate charge" or so-called "benefit charge" against the County, a political subdivision of the State. We believe this charge would be particularly problematic in light of the fact that the County receives no water or benefit from the District. We are also troubled by the fact that under the terms of your letter the County would have to waive certain property rights to avoid what we believe to be an arbitrary and unsupported charge. To the extent you believe there is a legal basis for the charge and its amount, please provide us with that authority.

In sum, the County does not consent to the detachment, will not waive its rights, and does not consent to any proposed District Base Rate charge or other benefit charge. Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Marcos Kropf". The signature is fluid and cursive, with a large initial "M" and "K".

Marcos Kropf  
County Counsel

Copy: John Benoit, Executive Director  
LAFCo