

THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

RESOLUTION NO. 2010-02

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
UPDATING AND ORDERING LEVY OF ASSESSMENTS WITHIN THE LEVEE AND FLOOD CONTROL
FACILITIES ASSESSMENT DISTRICT FOR FISCAL YEAR 2010-2011**

WHEREAS, the Three Rivers Levee Improvement Authority ("Three Rivers") has installed and otherwise made substantial improvements to the flood control facilities along portions of the Feather and Yuba Rivers within Yuba County;

WHEREAS, Three River formed an assessment district — the Three Rivers Levee Improvement Authority Flood Control Facilities Assessment District (the "District") — in June 2009 to fund operation and maintenance of the improved facilities;

WHEREAS, the legal notices that were mailed to property owners in the District in March 2009 and the Three Rivers Levee and Flood Control Facilities Engineer's Report dated May 28, 2009 state that the assessment is subject to an annual adjustment based on the US Department of Labor Consumer Price Index (CPI-U) for the San Francisco Bay Area with the maximum annual adjustment not to exceed 4%;

WHEREAS, the US Department of Labor Consumer Price Index (CPI-U) for the San Francisco Bay Area December to December change for 2009 was 2.613%;

WHEREAS, Reclamation District No. 784 has submitted, and the Three Rivers Board of Directors has reviewed, a proposed annual budget for operation and maintenance of the improved levees for fiscal year 2010-11,

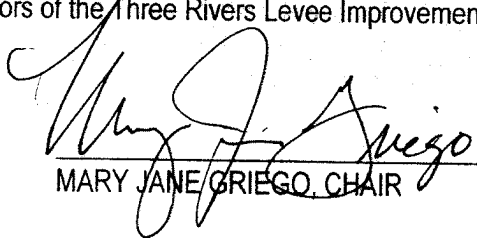
NOW, THEREFORE, BE IT RESOLVED THAT:

1. The above recitals are true and correct.
2. The Three Rivers Levee Improvement District Board of Directors finds that to meet the budgeting requirements for operation and maintenance of the flood control facilities for fiscal year 2010-11 there is a need to adjust the assessment to match the full 2009 CPI change of 2.613%. However, in light of severe economic impacts within the District, the Board has decided it would not be appropriate to make a CPI adjustment at this time. The 2.613% will be reserved, and the Board in its discretion may use it to adjust the maximum CPI increase for the next fiscal year (2011-12) as explained in the Engineer's Report (p. 37) and Section 10 of Resolution No. 2009-08.
3. Therefore, the assessments for fiscal year 2009-10 shall be levied at the rate of one hundred forty eight dollars and four cents (\$148.04) per single-family equivalent benefit unit for the South Zone, eleven dollars and thirty three cents (\$11.33) for the Central A Zone, thirty two dollars and sixteen cents (\$32.16) for the Central B Zone, and eleven dollars and twelve cents (\$11.12) for the East Zone, all as specified in

the Engineer's Report for fiscal year 2009-10 with estimated total annual assessment revenues as set forth in the Engineer's Report.

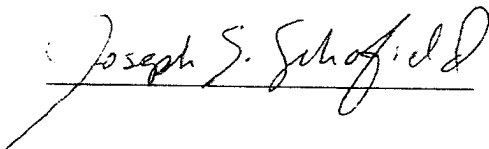
4. Three Rivers staff is directed to file or cause to be filed a certified copy of this Resolution with the Auditor/Controller of Yuba County (the "County Auditor/Controller"). Upon such filing, the County Auditor/Controller shall enter on the County tax roll opposite each lot or parcel of land in the District the amount of assessment thereupon as shown in the Engineer's Report and described in Section 3 of this Resolution. The benefit assessment shall be collected at the same time and in the same manner as County ad valorem taxes are collected and all laws providing for the collection and enforcement of County ad valorem taxes shall apply to the collection and enforcement of the assessments. After collection by the County Tax Collector, the net amount of the assessments, after deduction of any compensation due the County for collection, shall be paid to Three Rivers for the purposes of the District.

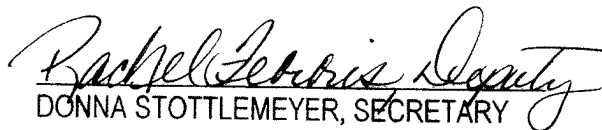
ADOPTED as a resolution of the Board of Directors of the Three Rivers Levee Improvement Authority at a regular meeting duly held on the 15th day of June 2010.


MARY JANE GRIEGO, CHAIR

APPROVED AS TO FORM:

ATTEST:

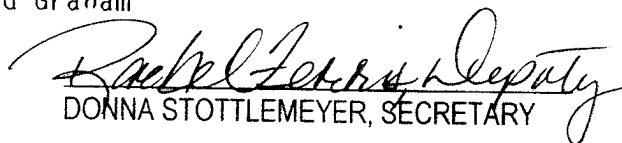

JOSEPH S. SCHOFIELD


DONNA STOTTEMEYER, SECRETARY

STATE OF CALIFORNIA)
COUNTY OF YUBA) ss
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY)

I, Donna Stottlemeyer, Secretary of the Board of Directors of Three Rivers Levee Improvement Authority, do hereby certify that the foregoing is a true and correct copy of Resolution No 10-02 adopted by the Board of Directors of the Three Rivers Levee Improvement Authority, Yuba County, California, at a regular meeting thereof, held on the 15th day of June 2010 by the following vote:

AYES: Directors Brown, Nicoletti and Griego
NOES:
ABSENT: Directors Crippen and Graham


DONNA STOTTEMEYER, SECRETARY