



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, SACRAMENTO
CORPS OF ENGINEERS
1325 J STREET
SACRAMENTO, CALIFORNIA 95814-2922

DEPARTMENT OF THE ARMY PERMIT

Permittee: Sacramento Area Flood Control Agency
F.I. Hodgkins, Executive Director
926 J Street, Suite 424
Sacramento, California 95814

Permit Number: 199200719

Issuing Office: U.S. Army Engineer District, Sacramento
Corps of Engineers
1325 "J" Street
Sacramento, California 95814-2922

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

Project Description:

The discharges of dredged or fill material into waters of the United States associated with the following activities are authorized by this permit:

- a. Raising the levees along the Natomas East Main Drain (NEMDC) using top only and sliver fill techniques.
- b. Construction of a new 1000 cfs pump station on the NEMDC approximately 2600 north of Dry Creek.
- c. Replacing the existing Main Avenue Bridge with a new four-lane structure.
- d. Raising the levee, rebuilding the levee access road, and modifying the stoplog structures on Arcade Creek between the NEMDC and Marysville Boulevard.
- e. Enlarging existing levees, construction of a new levee segment and construction of a floodwall along Dry Creek between the NEMDC and Marysville/Rio Linda Boulevard.
- f. Extending the NEMDC north to Sankey Road.
- g. Constructing a stoplog structure, a retaining wall, and raising the existing levee along the Pleasant Grove Creek Canal.
- h. Raising the Natomas Cross Canal south levee between the Sacramento River and State Highway 99 along its existing alignment.

All work is to be completed in accordance with the attached plan(s).

Project Location:

The project is located in the City of Sacramento and Sacramento and Sutter Counties as shown on the attached location maps.

Permit Conditions

General Conditions:

1. The time limit for completing the work authorized ends on 31 March 1999. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached. *Extend to Dec 2001 / Tom Cavanaugh?*
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Special Conditions:

a. The Permittee shall fully implement all measures described in the Wetland Mitigation Plan for the Revised Natomas Area Flood Control Improvement Project, March 1994. The contents of this document are expressly incorporated into the terms of this permit except as otherwise modified by these Special Conditions. Permit Special Conditions shall supersede similar or conflicting conditions within this and other documents named within these special conditions.

Wetland mitigation acreage shall be 28.62 as described in the Wetland Mitigation Plan for the Revised Natomas Area Flood Control Improvement Project.

b. Construction of the compensatory mitigation areas shall commence concurrently with or in advance of the start of construction of the authorized activity and be complete within two years. The permittee shall notify the District Engineer of the start date and the completion date of mitigation construction in writing and no later than ten (10) calendar days after each date.

c. The following actions shall be taken prior to the start of construction of the authorized project.

1. Establishment of a long term funding mechanism intended to provide for maintenance and monitoring of mitigation areas.

2. Recordation of deed restrictions maintaining all preservation and mitigation areas as wetland preserve and wildlife habitat in perpetuity. Copies of the proposed deed restriction language shall be provided to the Corps of Engineers for approval prior to recordation.

3. Copies of the recorded documents shall be provided to the Corps of Engineers no later than 30 days prior to the start of construction of any of the activities authorized by this permit.

d. The permittee shall provide two complete sets of as-builts of the completed work within the mitigation areas to the Corps of Engineers. The as-builts shall indicate any changes made from the original plans in red ink. These as-builts shall be provided no later than 60 days after the completion of mitigation area wetland construction.

e. Monitoring of the vernal pool and freshwater marsh mitigation areas shall occur for five years or until the success criteria described in the Wetland Mitigation Plan for the Revised Natomas Area Flood Control Improvement Project are met, whichever is longer. This period shall commence upon completion of the construction of the mitigation wetlands. Additionally, continued success of the mitigation wetlands, without human intervention, must be demonstrated for three consecutive years, once the success criteria have been met. The mitigation will not be deemed successful until this criteria has been met. Monitoring reports shall be submitted annually to the Corps of Engineers, U.S. Environmental Protection Agency, U.S. Fish and Wildlife Service, and the CA Department of Fish and Game for the five year monitoring period, and for each additional year, if needed due to remediation to the mitigation program.

f. Monitoring of riparian mitigation areas shall occur for ten years or until the success criteria described in the incorporated documents describing the mitigation plan are met, whichever is greater. This period shall commence upon completion of the construction of the mitigation wetlands. Additionally continued success of the mitigation wetlands, without human intervention, must be demonstrated for three consecutive years once the success criteria have been met. The mitigation plan will not be deemed successful until this criteria has been met.

Monitoring reports shall be submitted annually for years one through six and for years eight, and ten of the monitoring period, and for each additional year if needed due to remediation to the mitigation areas.

An additional monitoring report shall be provided at the end of the three year period demonstrating continued success of the mitigation program without human intervention. The only exception to this last requirement shall be if the three year period occurs wholly within the ten year monitoring period, in which case the ten year report may be used to meet this requirement.

g. All pumps shall be screened in accordance with the requirements of the California Department of Fish and Game Code.

h. Documentation of all sites potentially eligible for listing in the National Register of Historic Places that would be affected by construction activities shall be accomplished in accordance with standards developed in consultation with the California State Historic Preservation Officer.

i. Prior to initiating any construction on the pump station north of Dry Creek, a Historic Property Treatment Plan (HPTP) shall be developed and approved in accordance with the Programmatic Agreement Among the Corps of Engineers, Bureau of Reclamation, California State Historic Preservation Officer, and the Advisory Council on Historic Preservation Regarding implementation of the American River Watershed Project.

j. Prior to initiating any construction on the pump station north of Dry Creek, the permittee shall develop a Natomas Basin Habitat Management Plan (Plan). This Plan shall provide the framework within which a mitigation program for the effects of development within the Natomas floodplain will proceed. The framework shall be incorporated into future planning processes by State, local, and Federal authorities as development reaches the appropriate planning stages. The plan shall: ensure that the development within the Natomas floodplain complies with applicable Federal, State and local laws and regulations, including the Endangered Species Act and the Clean Water Act; identify at a conceptual level, appropriate and practicable mitigation measures that may be contemplated under Federal, State, and local laws pertaining to future development; and describe the mechanism to be used for the long-term management and protection of any mitigation lands. The Plan shall be developed by the permittee in coordination with the on-going Corps of Engineers activities for the American River Watershed Investigation. The Plan, including its development, shall be coordinated with the Corps, the U.S. Fish and Wildlife Service, the Environmental Protection Agency, and other Federal, State, and local agencies having interest, expertise and jurisdiction over the Natomas floodplain.

The District Engineer will verify that the Final Plan is in compliance with this condition before work commences on the pump station. The final Plan shall be incorporated by reference as a condition of this permit. Enforcement of mitigation requirements of State and local land use agencies shall be the responsibility of the applicable State or local agency.

k. The applicant shall prepare and implement a plan for avoiding and minimizing construction related impacts to the giant garter snake. The plan shall be submitted to the Corps and Service for review and approval prior to the start of project construction.

l. The permit applicant shall not begin construction on the pumping station along the East Main Drain or otherwise complete the proposed project by providing 100-year flood protection for the lower American Basin until the Service first issues an incidental take permit and associated implementing agreement pursuant to Section 10(a)(1)(b) of the Act to the City and County of Sacramento, Sutter County and any other parties necessary to guarantee the successful implementation of a habitat conservation plan for the giant garter snake resident in the American Basin. This plan shall be compatible with and a component of the multispecies habitat management plan otherwise required by the Department of the Army as a condition of permit authorization.

m. The Biological Opinion from the U.S. Fish and Wildlife Service to the U.S. Army Corps of Engineers dated March 11, 1994 is expressly incorporated as a condition of this permit.

Further Information:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:

() Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).

(X) Section 404 of the Clean Water Act (33 U.S.C. 1344).

() Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).

2. Limits of this authorization.

- a. This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.
- b. This permit does not grant any property rights or exclusive privileges.
- c. This permit does not authorize any injury to the property or rights of others.
- d. This permit does not authorize interference with any existing or proposed Federal projects.

3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

- a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
- b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
- c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
- d. Design or construction deficiencies associated with the permitted work.
- e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reliance on Applicant's Data. The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.

5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant.

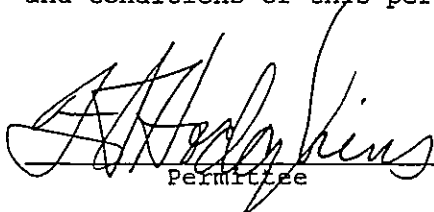
Circumstances that could require a reevaluation include, but are not limited to, the following:

- a. You fail to comply with the terms and conditions of this permit.
- b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 4 above).
- c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative

order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions. General Condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit. Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

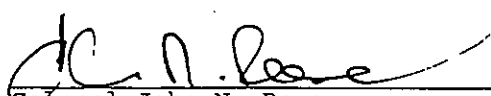


Permittee

3-30-94

Date

This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.



Colonel John N. Reese
District Engineer

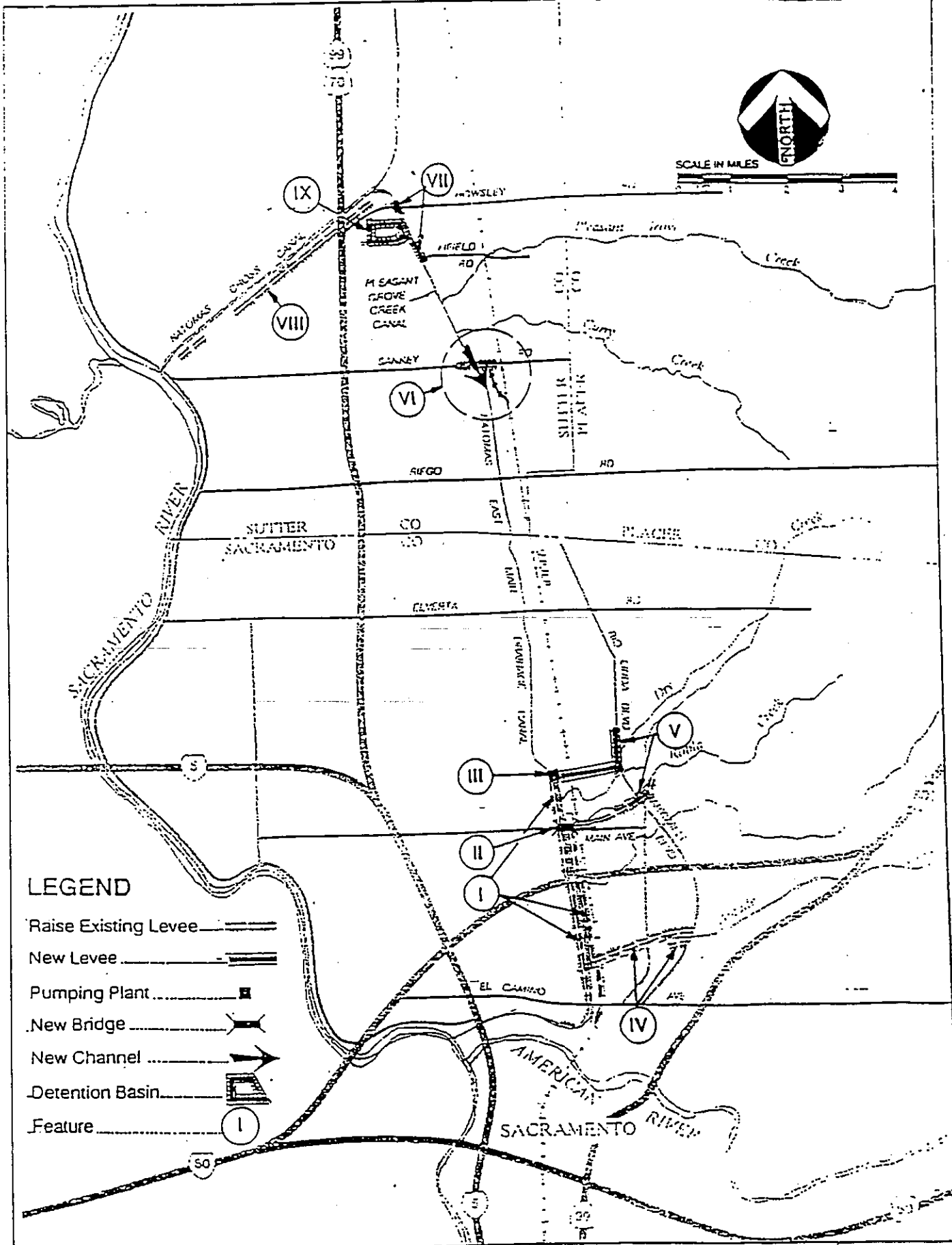
1 APR 1994

Date

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

Permittee

Date



LEGEND

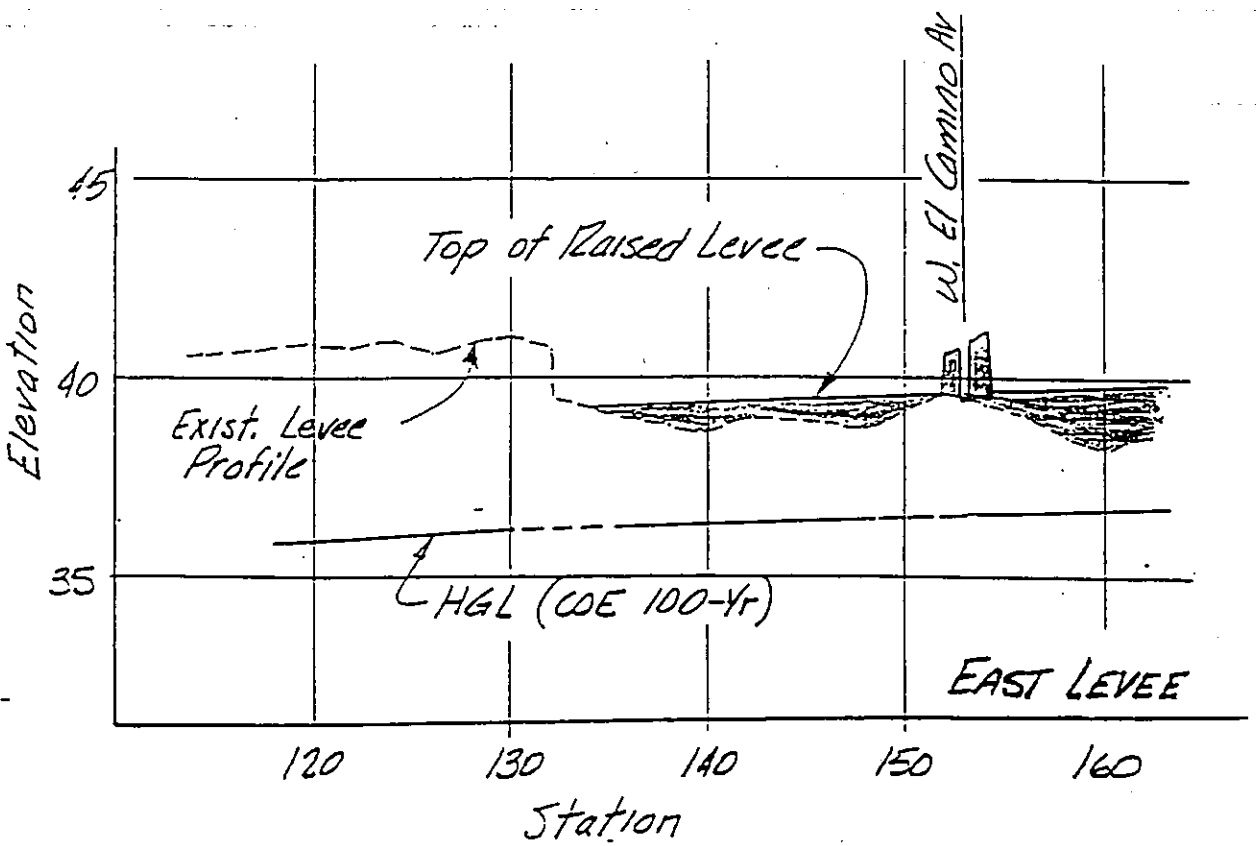
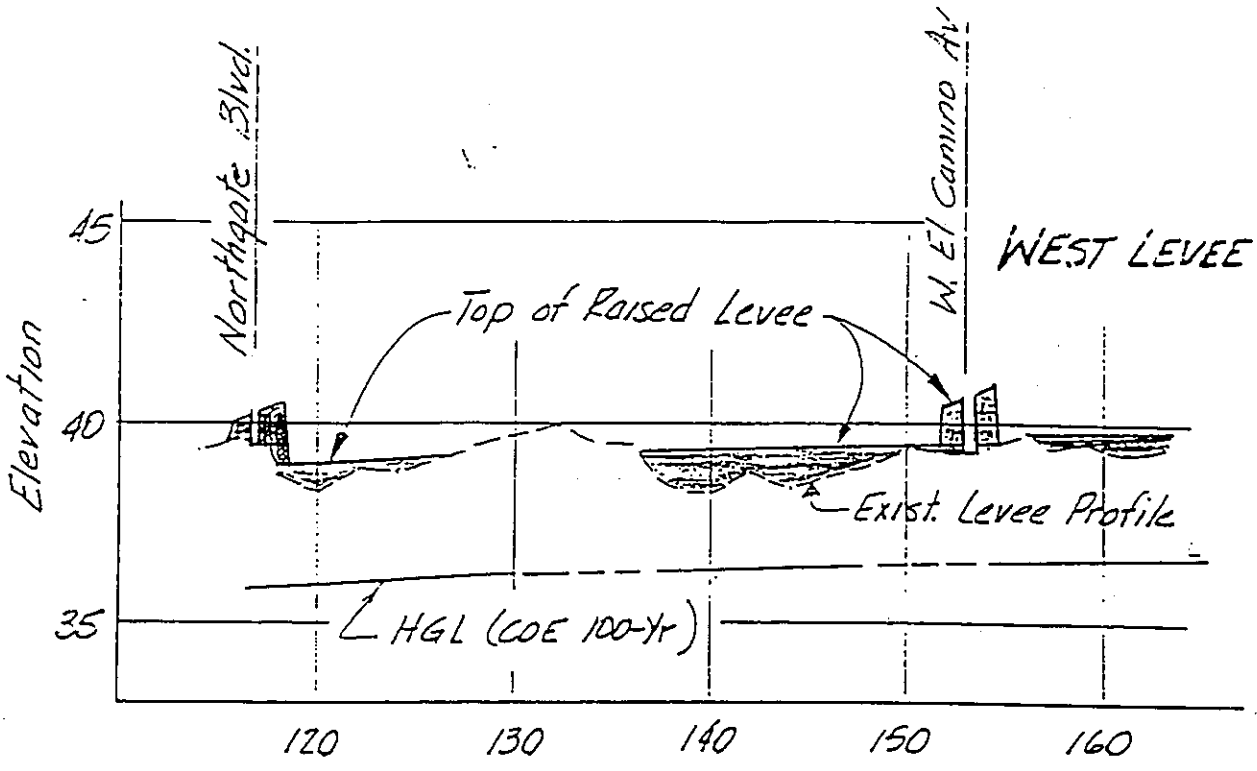
- Raise Existing Levee
- New Levee
- Pumping Plant
- New Bridge
- New Channel
- Detention Basin
- Feature

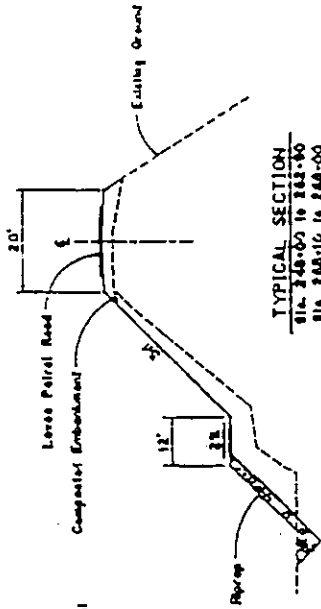
SAFCA LOCAL PROJECT

NATOMAS AREA FLOOD CONTROL IMPROVEMENTS / FEATURES

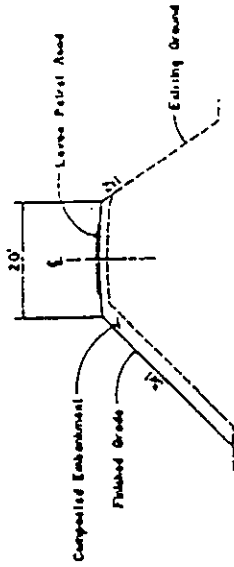
Figure

2

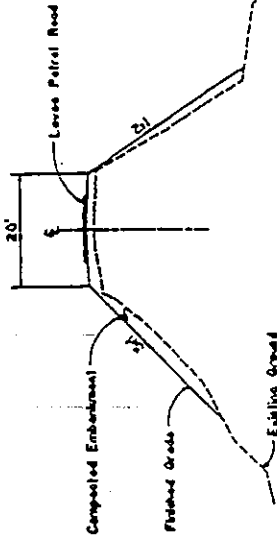




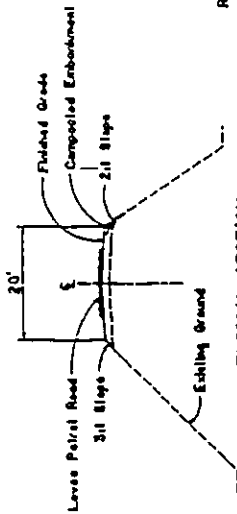
TYPICAL SECTION
Station 248+00 to 248+30
Sta. 248+10 to 248+00



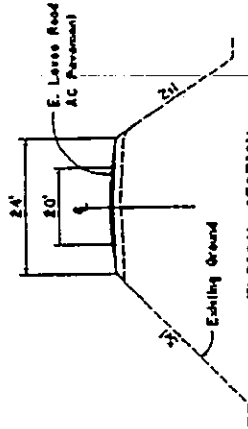
TYPICAL SECTION
Station 221+00 to 221+30
Station 179+00 to 221+30
Station 221+00 to 248+00
Station 248+00 to 294+10
Station 294+48 to 318+30



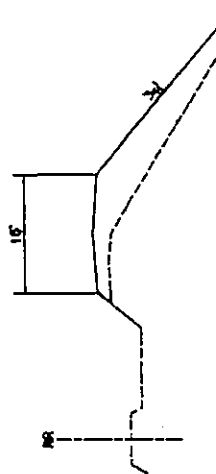
TYPICAL SECTION
Station 178+00 to 178+80



TYPICAL SECTION
Station 184+00 to 184+40



TYPICAL SECTION
Station 188+00 to 188+00



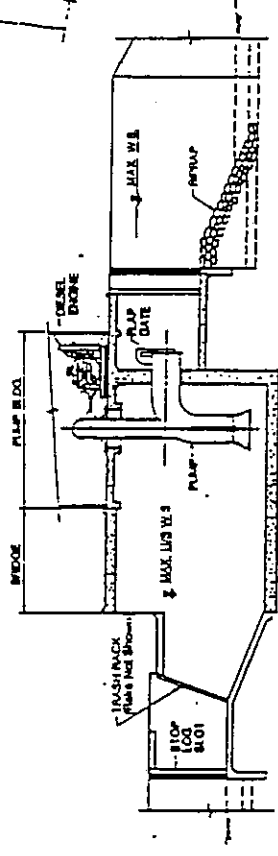
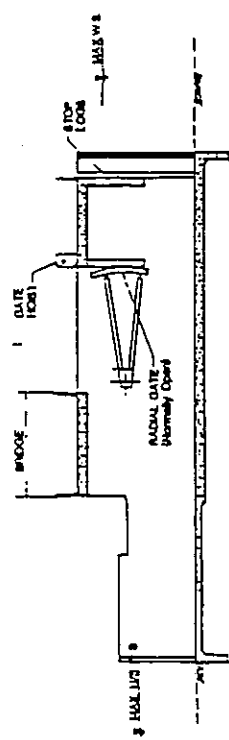
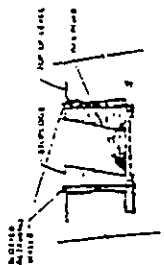
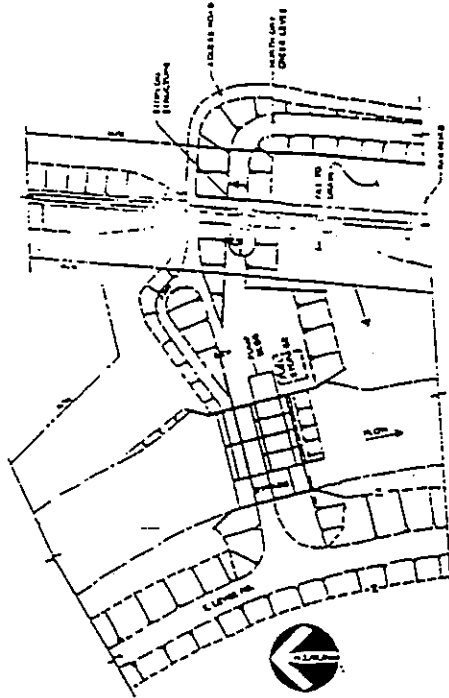
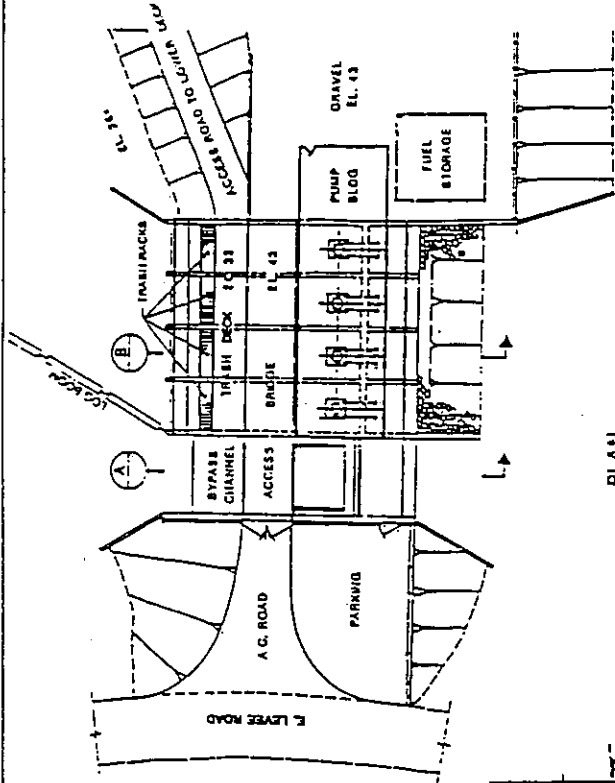
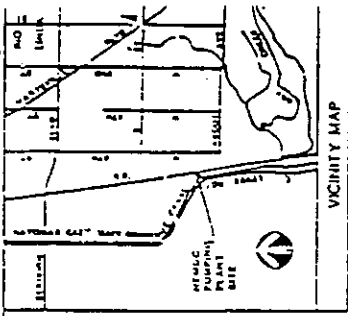
TYPICAL SECTION
Station 133+00 to 133+00

TYPICAL SECTION
Station 242+00 to 242+10

WEST LEVEE

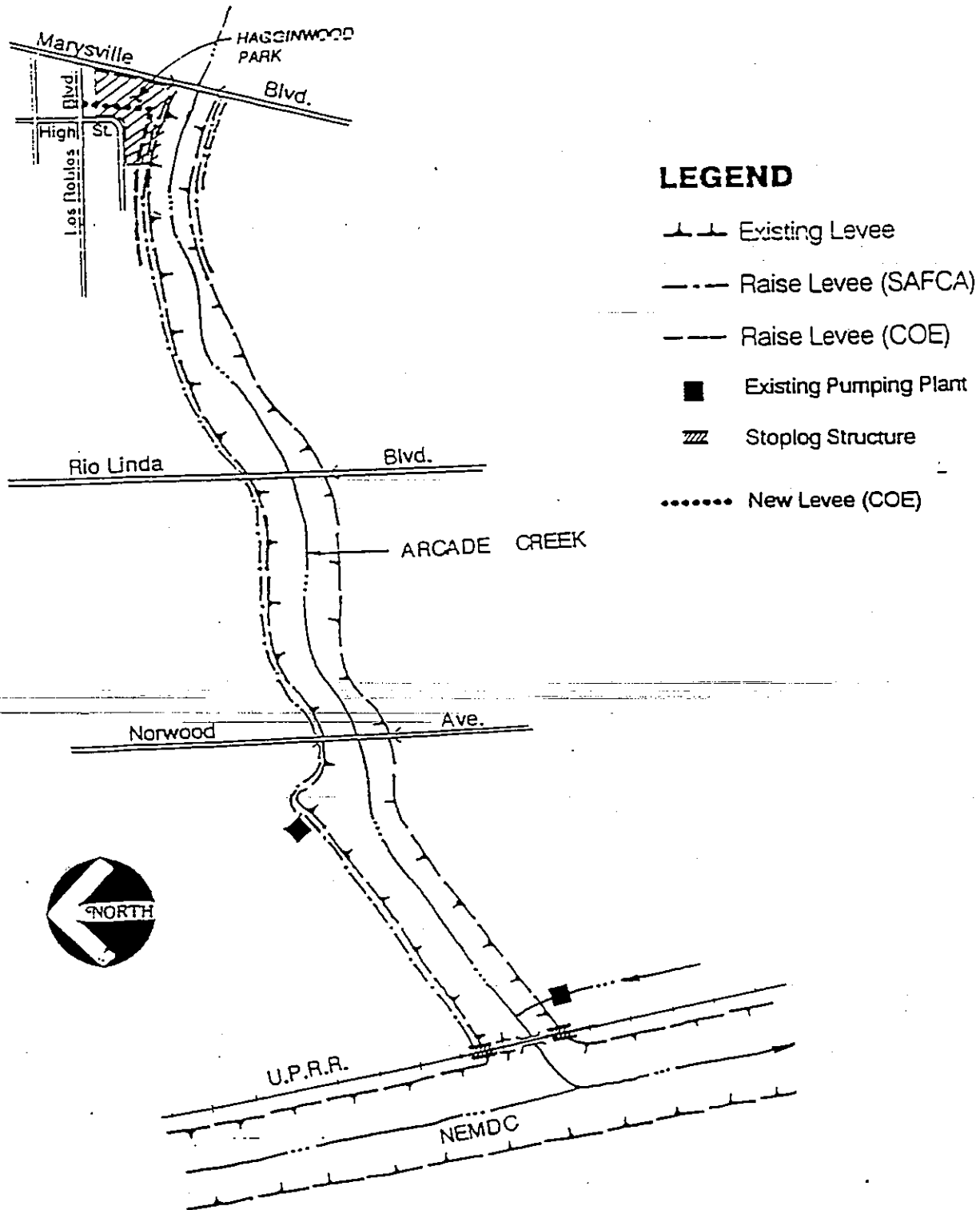
EAST LEVEE

Sacramento Area Flood Control Agency NEMDC Levee Project TYPICAL LEVEE CROSS SECTIONS		NOT TO SCALE SHEET NO. 4	
Prepared by Hydrological Engineering & Construction, Inc. 1000 Northgate Blvd. Sacramento, California 95833		DATE: 8-20-83	
REVISION NO. 1 2 3 4 5 6 7 8 9 10	DATE 8/20/83	BY J. L. JONES	CHECKED BY J. L. JONES
DESCRIPTION TYPICAL LEVEE CROSS SECTIONS			



NOTE: THE 200 CFS 3 PUMP GENERAL ARRANGEMENT IS SHOWN
1000 CFS ALTERNATIVE WOULD BE BASED ON A 3 OR
3 PUMP CONFIGURATION, REGARDING ADDITIONAL DAYS
AND PUMPS

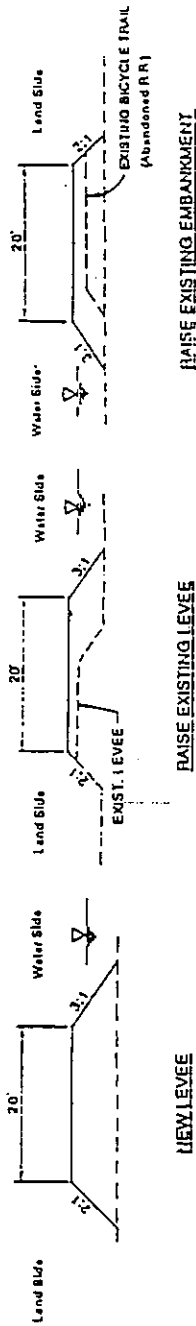
SAFCAL LOCAL PROJECT NEW MEMDC PUMPING PLANT and CONTROL STRUCTURE		AS SHOWN ABOVE	SHEET NO. 10
Prepared by: <i>[Signature]</i> Checked by: <i>[Signature]</i> Date:		Project No.:	Drawing No.:
DATE:	SCALE:	SHEET NO.:	TOTAL SHEETS:



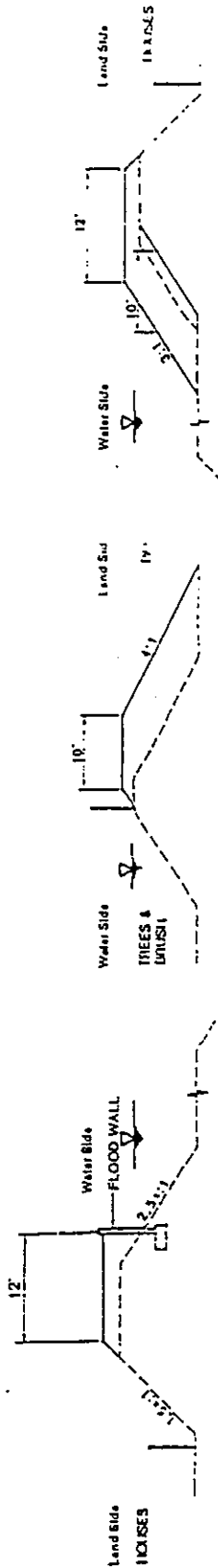
LEGEND

- Existing Levee
- - - Raise Levee (SAFCA)
- — — Raise Levee (COE)
- Existing Pumping Plant
- ▨ Stoplog Structure
- New Levee (COE)





TYPICAL SECTIONS - SOUTH DRY CREEK LEVEE



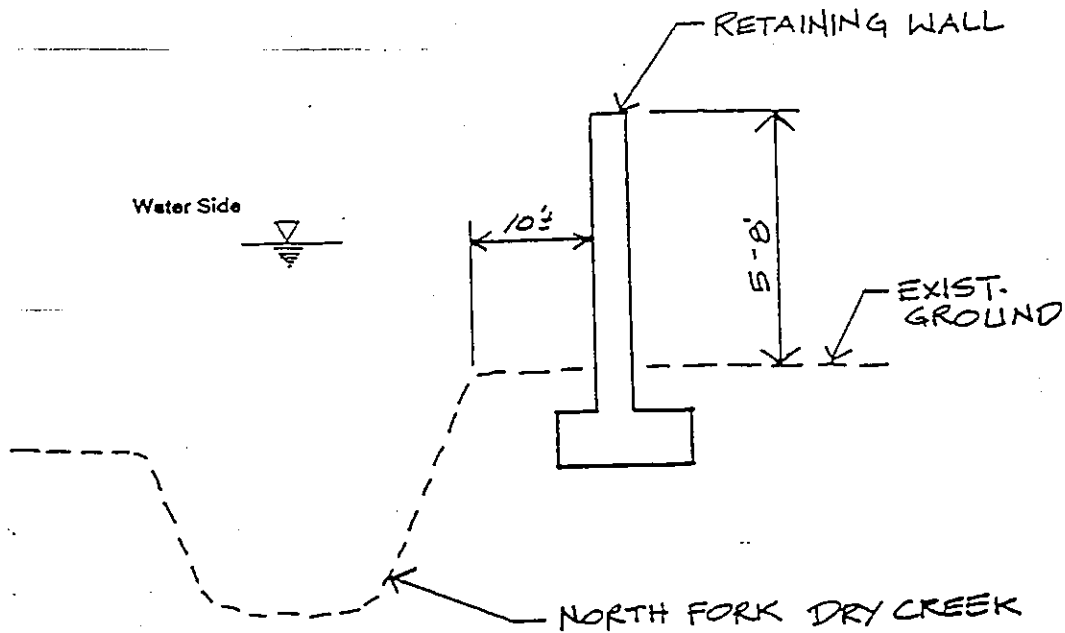
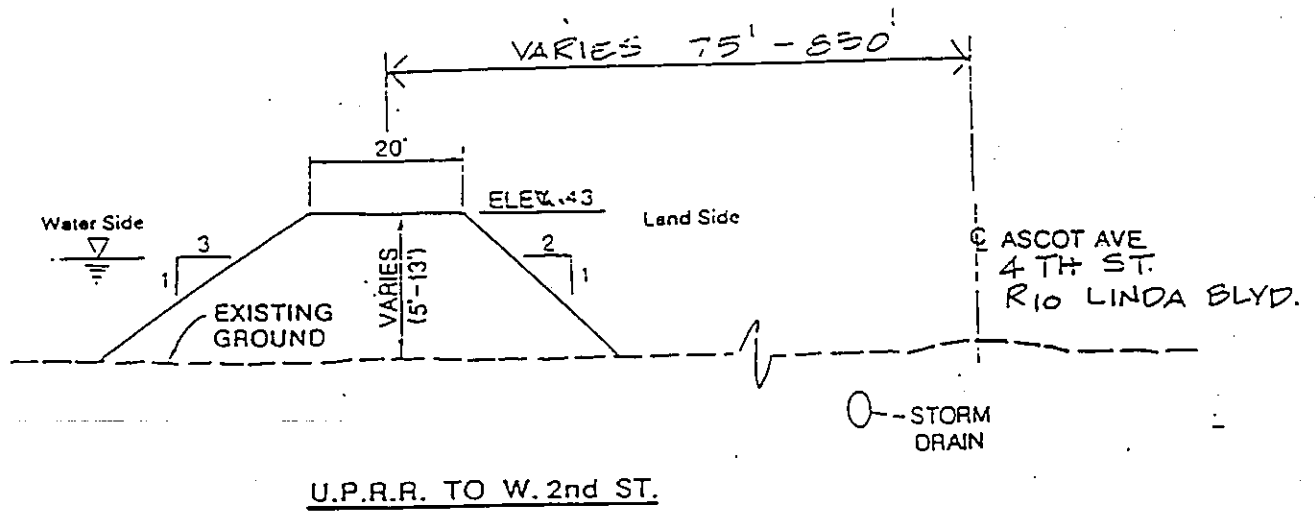
**TYPICAL SECTION
SOUTH ARCADE CREEK LEVEE**
Ely Linda Blvd. to Marysville Blvd.

**TYPICAL SECTION
ARCADE CREEK BERM**
North Bank/Laghiwood Park.
Elev: Location of the Fence,
Relative to the Berm, Varies.

**TYPICAL SECTION
NORTH ARCADE CREEK LEVEE**
Ely Linda Blvd. to Laghiwood Park

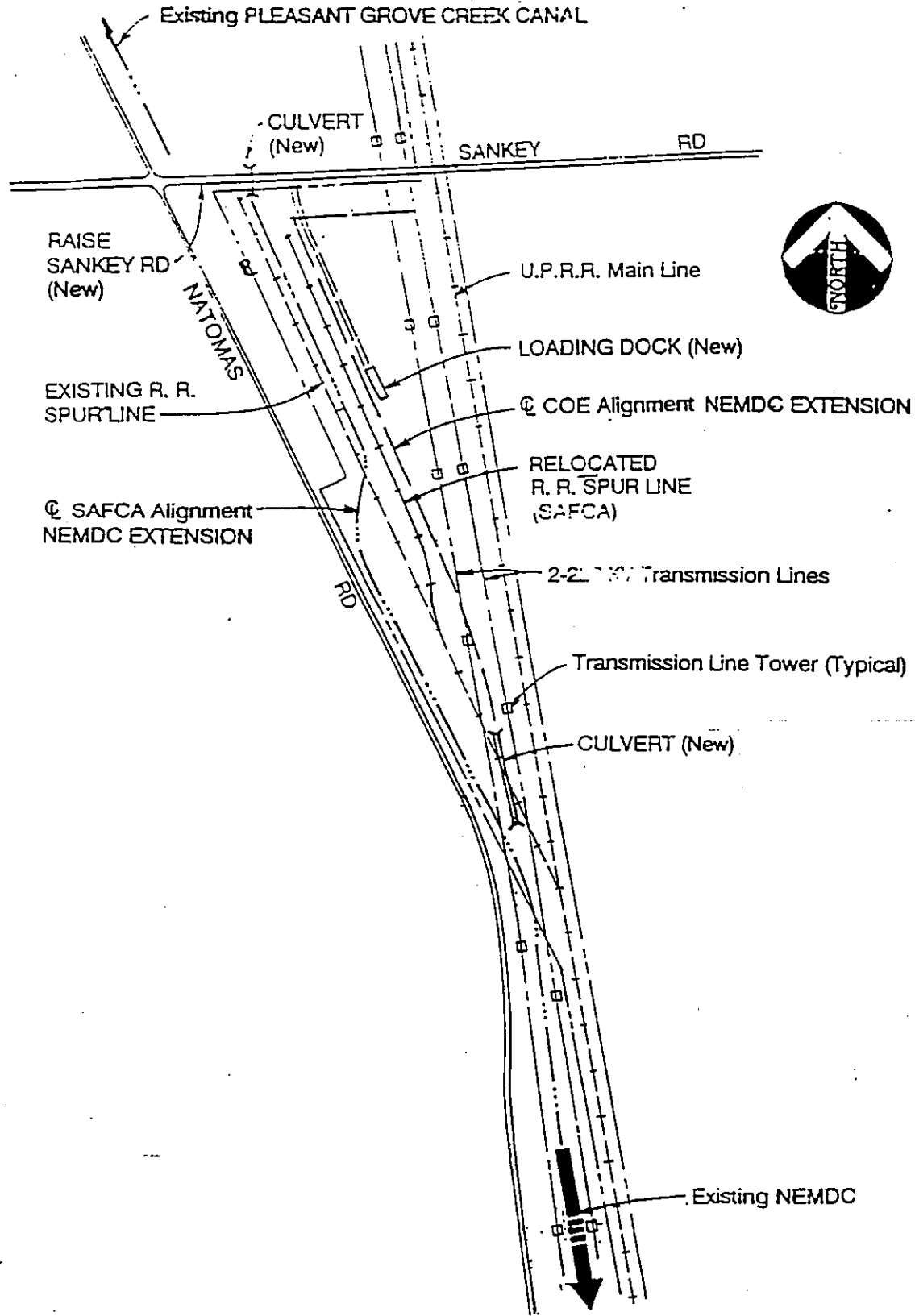
NOTE: Levee heights are based on prevailing 3 ft. of treatment.

PROJECT NO. 13	
SACFA LOCAL PROJECT DRY and ARCADE CREEK LEVEES TYPICAL SECTIONS	
DATE: 1992	
DRAWN BY: [Signature]	
CHECKED BY: [Signature]	
APPROVED BY: [Signature]	
SCALE: AS SHOWN	
SHEET NO. 13	



TYPICAL SECTION - DRY CREEK FLOOD WALL

STA. 73+20 TO 79+65
 STA. 85+00 TO 89+25

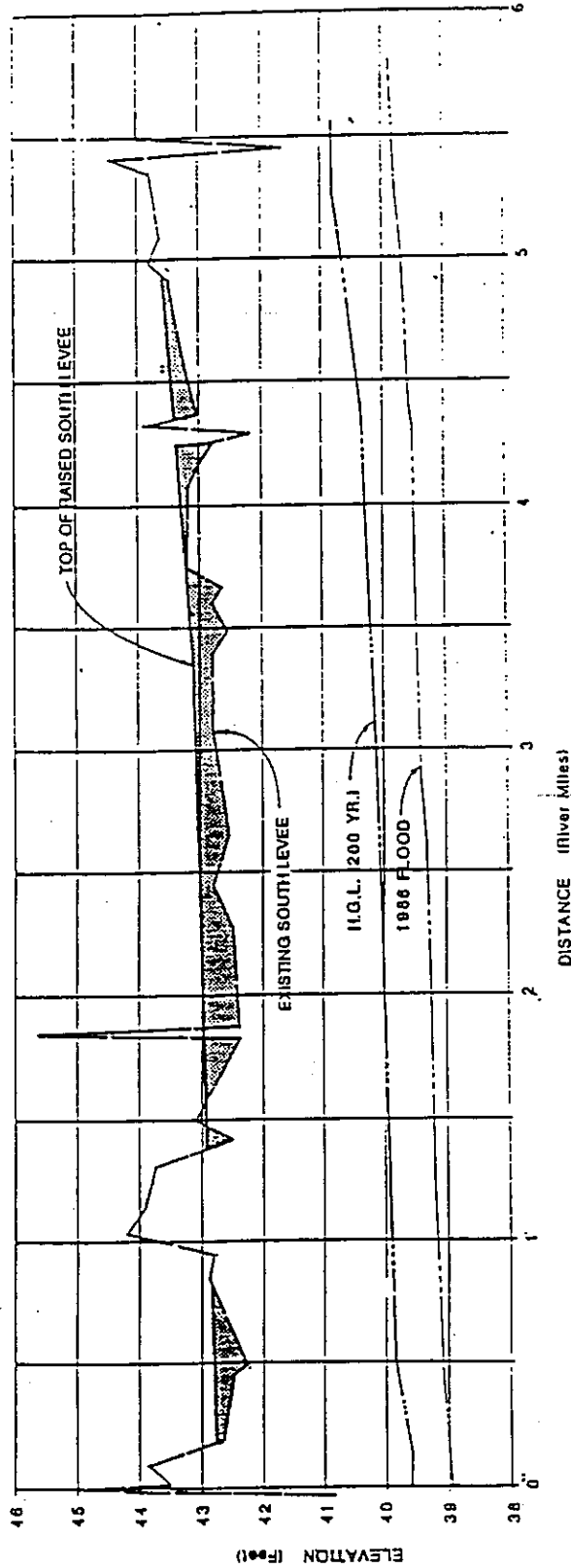


<p>Parsons Brinckerhoff 100 YEARS</p>	<p>SAFCA LOCAL PROJECT SCHMATIC SANKEY ROAD IMPROVEMENTS</p>	<p>Figure 13</p>
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SACRAMENTO RIVER

S/B HWY. 99
N/B HWY. 99

HOWSLEY ROAD



NOTE: Topography is based on Corps of Engineers information contained in the American River Watershed Investigation, Vol. 4d, Report, December 1991 and augmented by field surveys, conducted by Parsons Brinckerhoff December 1990.

H.G.L. (200 YR) is based on Parsons Brinckerhoff hydraulic analysis using COI adopted flow.

SHEET 21

SAFCA LOCAL PROJECT
NATOMAS CROSS CANAL
SOUTH LEVEE MODIFICATIONS

Parsons
Brinckerhoff



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, SACRAMENTO
CORPS OF ENGINEERS
1325 J STREET
SACRAMENTO, CALIFORNIA 95814-2922

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SAFCA

MAY 12 PM 4:22

May 5, 1995

Regulatory Branch (199200719)

F.I. Hodgkins, Executive Director
Sacramento Area Flood Control Agency
926 J Street, Suite 424
Sacramento, California 95814

Dear Mr. Hodgkins:

In response to your letter of April 19, 1995, we have modified Special Conditions i, j, and l of Department of the Army Permit number 199200719. These conditions have been modified as follows:

For purposes of these three conditions "complete construction" shall mean the placement of the embankment from the pump station east to the Union Pacific railroad tracks.

i. Prior to completing construction on the pump station north of Dry Creek, a Historic Property Treatment Plan (HPTP) shall be developed and approved in accordance with the Programmatic Agreement Among the Corps of Engineers, Bureau of Reclamation, California State Historic Preservation Officer, and the Advisory Council on Historic Preservation Regarding implementation of the American River Watershed Project.

j. Prior to completing construction on the pump station north of Dry Creek, the permittee shall develop a Natomas Basin Habitat Management Plan (Plan). This Plan shall provide the framework within which a mitigation program for the effects of development within the Natomas floodplain will proceed. The framework shall be incorporated into future planning processes by State, local, and Federal authorities as development reaches the appropriate planning stages. The plan shall: ensure that the development within the Natomas floodplain complies with applicable Federal, State and local laws and regulations, including the Endangered Species Act and the Clean Water Act; identify at a conceptual level, appropriate and practicable mitigation measures that may be contemplated under Federal, State, and local laws pertaining to future development; and describe the mechanism to be used for the long-term management and protection of any mitigation lands.

The Plan shall be developed by the permittee in coordination with the on-going Corps of Engineers activities for the American River Watershed Investigation. The Plan, including its development, shall be coordinated with the Corps, the U.S. Fish and Wildlife Service, the Environmental Protection Agency, and other Federal, State, and local agencies having interest, expertise and jurisdiction over the Natomas floodplain.

The District Engineer will verify that the Final Plan is in compliance with this condition before completing construction on the pump station. The final Plan shall be incorporated by reference as a condition of this permit. Enforcement of mitigation requirements of State and local land use agencies shall be the responsibility of the applicable State or local agency.

1. The permit applicant shall not complete construction on the pumping station along the East Main Drain or otherwise complete the proposed project by providing 100-year flood protection for the lower American Basin until the Service first issues an incidental take permit and associated implementing agreement pursuant to Section 10(a)(1)(b) of the Act to the City and County of Sacramento, Sutter County and any other parties necessary to guarantee the successful implementation of a habitat conservation plan for the giant garter snake resident in the American Basin. This plan shall be compatible with and a component of the multispecies habitat management plan otherwise required by the Department of the Army as a condition of permit authorization.

All other conditions of the permit remain in full force and effect.

If you have any questions, please write to Tom Cavanaugh, Room 1444, or telephone (916) 557-5261.

Sincerely,



John N. Reese
Colonel, Corps of Engineers
District Engineer

Copy Furnished:

U.S. Fish and Wildlife Service, Attn: Joel Medlin,
2800 Cottage Way, Room E-1803, Sacramento, California 95825
The Honorable Vic Fazio, Representative in Congress,
3rd District, California, 2113 Rayburn, Post Office Building,
Washington, D.C. 20515
The Honorable Robert T. Matsui, Representative in Congress,
5th District, California, 2311 Rayburn, Post Office Building,
Washington, D.C. 20515
The Honorable John T. Doolittle, Representative in Congress,
4th District, California, 2130 Professional Drive, Suite 190,
Roseville, California 95661
The Honorable Richard W. Pombo, Representative in Congress,
11th District, California, 1519 Longworth, House Office
Building, Washington, D.C. 20515
The Bohl Corporation, Attn: John A. Bohl, 1330 "Q" Street,
Sacramento, California 95814
Law Offices Of Gregory D. Thatch, Attn: Gregory D. Thatch,
1730 I Street, Suite 220, Sacramento, California 95814

01336

Special conditions to be added to Permit Number 199200719:

n. In order to mitigate for the direct fill of 1.75 acres of potential habitat of listed vernal pool crustaceans, the permit applicant shall, prior to initiating the fill, execute a surety bond in the amount of \$357,000 in favor of and in a form acceptable to the U.S. Fish and Wildlife Service (Service). The bond amount shall constitute consideration for the dedication of at least 3.5 credits within a Service-approved ecosystem preservation bank and at least 1.75 credits within a Service-approved vernal pool creation bank. The bond amount shall be payable to or upon the order of the Service as of February 1, 1996, unless, prior to that date, the permit applicant, the Service, and the Corps of Engineers mutually agree on an acceptable on-site mitigation alternative and the Service's Sacramento Office Field Supervisor, the Corps' Sacramento District Engineer, and the Sacramento Area Flood Control Agency's Executive Director jointly instruct the surety to void the bond and return the bond amount to the permit applicant.

o. In order to mitigate for the indirect effects of the project on 2.88 acres of ponded swale that the Service judges to be somewhat degraded habitat for listed vernal pool crustaceans, the permit applicant shall create at least 5.76 acres of similar habitat in a borrow site known as 71 on the west side of the Natomas East Main Drainage Canal. This habitat shall be provided with a minimum 250 foot buffer (unless otherwise approved by the Service) and preserved in perpetuity through conveyance of a conservation easement in favor of the California Department of Fish and Game with the Service as a third party beneficiary. The permit applicant shall, no later than November 1, 1995, develop in cooperation with the Service, approved guidelines for monitoring and managing this created wetland. These guidelines shall be formalized in an implementing agreement no later than November 1, 1995. In addition, to minimize any other indirect effects on adjacent vernal pools due to siltation from the project, all wetlands shall be staked and fenced during construction; hay-bale erosion control barriers shall be installed by October 1, 1995; and constructed levees shall be hydroseeded by November 7, 1995. → CAN'T DO

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of PAGES 3

To	Tim Washburn	From	Bill Becken
Dept./Agency	SAFCA	Phone #	
Fax #	440-8289	Fax #	
NBN 7540-01-317-7300		5000-101 GENERAL SERVICES ADMINISTRATION	

Tim,

These modification to your draft surety bond and permit conditions meet the needs of the Service.

Bill

SURETY BOND

WHEREAS, the U.S. Army Corps of Engineers (the "Corps"), pursuant to its authority under Section 404 of the Federal Clean Water Act, has issued a permit (Permit Number 199200719 attached as Exhibit A and referenced herein as the "Permit") to the Sacramento Area Flood Control Agency (the "Principal") to discharge fill material into the waters of the United States in connection with the Principal's project of flood control improvements around the Natomas basin and in the lower Dry and Arcade Creek watersheds; and

WHEREAS, special conditions "n" and "b" of the Permit require the Principal to mitigate for the direct and indirect impacts of the project on potential habitat of listed vernal pool crustaceans in the project area; and

WHEREAS, the Principal is required under special condition "n" to furnish a surety bond (the "Bond") to assure faithful performance of the Principal's obligations under special condition n.

NOW, THEREFORE, we, the Principal and _____, as surety (the "Surety"), are held and firmly bound unto the U.S. Fish and Wildlife Service (the "Service") in the sum of three hundred fifty-seven thousand dollars (\$357,000) lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our successors and assigns, jointly and severally, firmly by these presents.

The condition of this obligation is such that the principal amount of the Bond, plus interest, shall be paid to or upon the order of the Service on February 1, 1996, unless prior to that date, the Principal's Executive Director, the Service's Sacramento Office Field Supervisor, and the Corps' Sacramento District Engineer jointly issue written instructions to the Surety to void the Bond and pay the principal amount plus any interest accrued to the Principal.

The Surety hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Permit or to the work to be performed thereunder or the specifications accompanying the same shall in any way affect Surety's obligations on this bond.

Surety Bond
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IN WITNESS WHEREOF, this instrument has been duly executed by the Principal and Surety above named, on _____, 1995.

SACRAMENTO AREA FLOOD CONTROL AGENCY

Executive Director

[SURETY BANK]

Authorized Officer