



April 7, 2022

Jesus Cedeno
Associate Right-of-Way Agent
California Department of Water Resources
Real Estate Branch
(916) 902-7198
jesus.cedeno@water.ca.gov

Re: Meeting re: Resolution of Necessity in Connection with APN-057-170-010 (Plumb Orchard)

Dear Mr. Cedeno:

The Yolo Land Trust is in receipt of your March 24, 2022 letter regarding the upcoming meeting to consider adoption of the Resolution of Necessity in connection with DWR's interest in acquiring a flowage easement on property known as Plumb Orchard (APN 057-170-010). We are interested in participating in this meeting on April 20th as the conservation easement holder of this property. This Deed of Conservation Easement was recorded as Document Number 2008-0021606-00 in Yolo County on July 11, 2008.

I would like to direct you to specific provisions on Page 12, Paragraph 20 of this recorded easement that relate to eminent domain. These provisions outline the process for any eminent domain taking of fee title or a portion of the easement area including the appraisal methodology. Relevant provisions include the following:

"Grantor shall be paid by the condemnor for the easement-restricted value of the land and improvements at the time of condemnation, damages, and other compensation as applicable by law."

"Should this Conservation Easement be condemned or any portion of the Property, the balance of the Property shall remain subject to this Conservation Easement. In this event, all relevant related documents shall be updated and re-recorded by the Grantee to reflect the modified Property description which costs shall be paid by the condemnor."

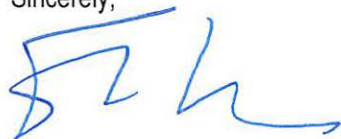
"The Property may not be taken by eminent domain or in lieu of eminent domain if the planned use is more than seven years in the future (California Code of Civil Procedure Section 1240.220)."

To comply with these specific terms of the Conservation Easement, DWR will need to provide YLT with an appraisal of the land covered in the flowage easement prepared in accordance with Paragraph 20 to assist us in reviewing the impact of the flowage easement on the conservation purpose. YLT would also need confirmation that the planned use of the flowage easement would be occurring within the next seven years.

Jesus Cedeno, DWR
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Please feel free to contact me via phone or email if you have any questions or need further information. YLT is available to meet with you to discuss the terms of the conservation easement.

Sincerely,



Elizabeth Heckles
Land Stewardship Director
lheckles@theyololandtrust.org

cc: Gretchen Montague, Farm Together, LLC
Holly Geneva Stout, Esq., California Water Commission