

RESOLUTION NO. 2008-05

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
SAN BENITO COUNTY WATER DISTRICT
SETTING FORTH ITS INTENTIONS REGARDING PERCOLATION OF
SAN FELIPE PROJECT WATER FOR WATER CONTRACT YEAR 2008-2009**

WHEREAS The Board of Directors of the San Benito County Water District hereby resolves as follows:

1. That Item 2 of Resolution 94-07 is suspended through February 28, 2009;
2. That percolation of San Felipe Water directly or through coordination with Zone 3 shall be limited to 180 acre feet of Irrigation water and 250 acre feet of M&I water (the amounts assumed in the development of the 2008-2009 Groundwater Rates) and that priority shall be given to delivery through the San Felipe Distribution System of customer contract quantities.
3. That San Felipe water shall only be used for in-stream or other artificial percolation in the following sub-basins or portions of sub-basins:

Tres Pinos and Hollister West, south of the Union Bridge
4. That any percolation of 2007 Irrigation and/or M & I Carry Over water shall be coordinated with San Felipe Distribution System deliveries to maximize the use of 2007 Irrigation and/or M & I Carry Over water for San Felipe Distribution System Deliveries.
5. That percolation of San Felipe Project Water (Zone 6) be coordinated with the percolation operations of the San Benito River System (Zone 3) to the mutual benefit of those zones.
6. That this Resolution shall be effective through February 28, 2009, at which time its provisions shall terminate.

PASSED AND ADOPTED by the San Benito County Water District Board
February 27, 2008, by the following vote:

AYES: DIRECTORS: Swanson, Bettencourt, Tobias and Flores
NOES: DIRECTORS: None
ABSENT: DIRECTORS: Perry

/s/Robert M. Swanson
Robert M. Swanson, President

ATTEST: /s/Shelley Giancola
Shelley Giancola
District Secretary