

**From:** [Kelly\\_Kathy](mailto:Kelly_Kathy)  
**To:** ["sunshine@snugharbor.net"](mailto:sunshine@snugharbor.net)  
**Cc:** [Bill Wells; Workgroup\\_Comments@DeltaCouncil](mailto:Bill_Wells; Workgroup_Comments@DeltaCouncil)  
**Subject:** RE: Jones Tract levee failure on June 1, not June 3?  
**Date:** Wednesday, November 17, 2010 8:29:36 AM

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Hello Ms. Suard,

I followed up with the US Bureau of Reclamation, the operator of the Cross Channel Gates, on the operation of the gates prior to and after the levee breach at Jones Tract. According to them, the gates were opened on Friday 5/28/04 and closed Tuesday, 06/01/04 for the Memorial Day weekend recreational boat traffic. On June 3, 2004 the gates were opened as an emergency response action to the Upper Jones Tract levee break. The opening of the gates was to allow flow from the Sacramento River into the central Delta. This action was taken to help protect the central Delta from potential water quality degradation due to the levee failure potentially causing lower-quality water to be pulled into the Delta from the west. The entry in the log regarding when the Jones Tract levee breached appears to be an incorrect entry and subsequently removed.

I hope this sufficiently responds to your inquiry. Feel free to contact me for further clarification.

Sincerely,

Kathy Kelly

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**From:** [sunshine@snugharbor.net](mailto:sunshine@snugharbor.net) [mailto:[sunshine@snugharbor.net](mailto:sunshine@snugharbor.net)]  
**Sent:** Monday, November 15, 2010 9:27 AM  
**To:** Kelly, Kathy  
**Cc:** Bill Wells; [workgroups@deltacouncil.ca.gov](mailto:workgroups@deltacouncil.ca.gov)  
**Subject:** Jones Tract levee failure on June 1, not June 3?

Dear Ms. Kelly,

Per the instruction of Mr. Isenberg of the Delta Stewardship Council at the meeting over a week ago, I am contacting you regarding the conflicts of dates for the Jones Tract levee failure.

I am simply trying to understand why the USBR Delta Cross Channel gates historical operations log shows the DCC gates were closed on June 1, 2004 because of "Jones Tract levee failure", but the media and DWR report the levee failure as happening on June 3, 2004. And then I noticed that the original DCC historical operations log was later edited, removing the Jones Tract notation.

I was hoping you might help with an explanation of this conflict of dates. I am attaching a pdf showing the original and revised DCC historical operations log for reference.

Respectfully submitted,

Nicole S. Suard, Esq., Managing Member, Snug Harbor Resorts, LLC