

MOA, eff. 2001Sep12

Bank consists of four parts:

- 1) Phase 1 26.8 acres
fee title to be transferred to DFG within 45 days of MOA execution (MOA, Sec IV-D, p 8)
GD recorded 2001Mar27¹
- 2) Phase 2 51 acres
fee title to be transferred to DFG within 45 days of Phase 2 implementation (MOA, Sec IV-D, p 8)
Phase 2 implementation didn't happen, and Burdell Tenancy in Common no longer holds title
- 3) Reserve Area 9 acres
Burdell to remain owner with option to later develop the property into access road to landfill OR transfer title to DFG
- 4) Cross-wind runway 45 acres
fee title to be donated to DFG at same time as Phase 1 (MOA, Sec IV-D, p 8)
GD recorded 2001Mar27¹

Total phase acreage: 131.8

Draft MOA amendment, 2002Apr15 (Was this amendment ever finalized/approved?)

Phase 1 - relocate 4000 feet east to DFG lands; new Phase 1 still 26.8 acres

Phase 2 - land no longer belongs to Burdell Tenancy in Common
(this Phase 2 is 48 acres - the original Phase 2 was 51 acres)

Reserve Area - still part of bank property as designated in original MOA; now part of DFG lands? (Amendment Exh A map indicates this)

Cross-wind runway - now part of DFG lands

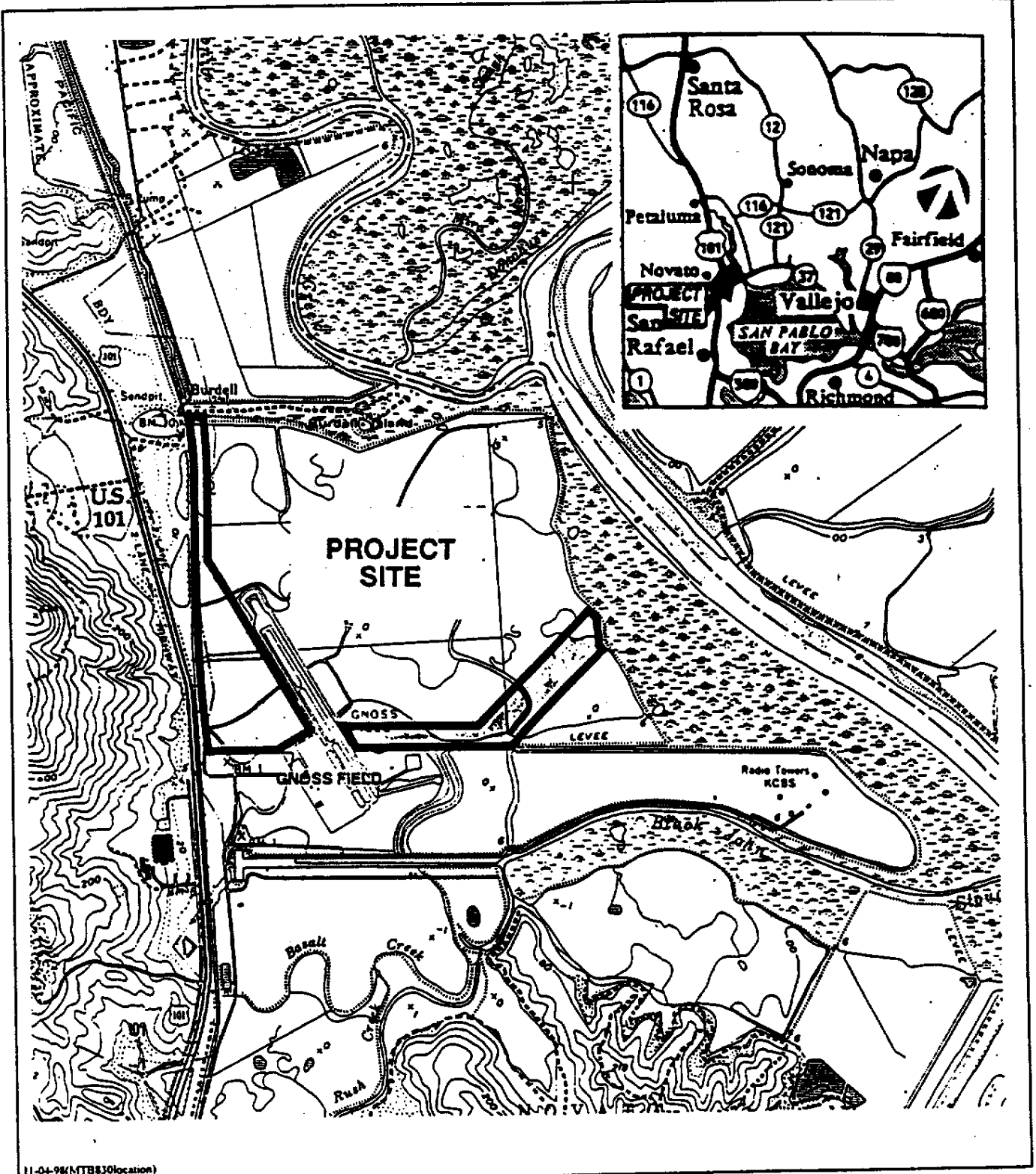
Berm (1.9 ac) to be removed and seasonal marsh created (berm overlaps cross-wind runway land)

¹ Unclear what the acreage is in the GD (specific acreage number not specified in GD documents). DFG Lands GIS polygon shapes (July 2004 coverage) indicate it's just Phase 1 and the cross-wind runway (26.8+45=71.8 ac). DFG-LFB property inventory record indicates 83.09 acres. Bank documents indicate 82.7 acres (26.8+45+9+1.9=82.7 ac).

Habitat acreages and types, credits

Original MOA (table on p 13)				Proposed Amendment (Exh C)		
	Habitat acreage	Habitat established	Credits	Habitat acreage	Habitat established	Credits
Phase 1	14.2	seasonal marsh	142	15.5	seasonal marsh	155
	1.3	riparian	13	0	---	0
Total:	15.5		155	15.5		155
Phase 2	22.1	seasonal marsh	221	0	---	0
	7.8	riparian	78	0	---	0
	2.6	marsh	26	0	---	0
Total:	32.5		325	0		0
Reserve Area	6.7	seasonal marsh	67	6.7	seasonal marsh	67
Berm	---	---	---	1.9	seasonal marsh	19
Total:	54.7		547	24.1		241 ²

² Letter (8/2/02) from Corps states the bank is authorized for 130 credits total.

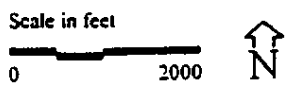


11-04-94(MTB830/location)

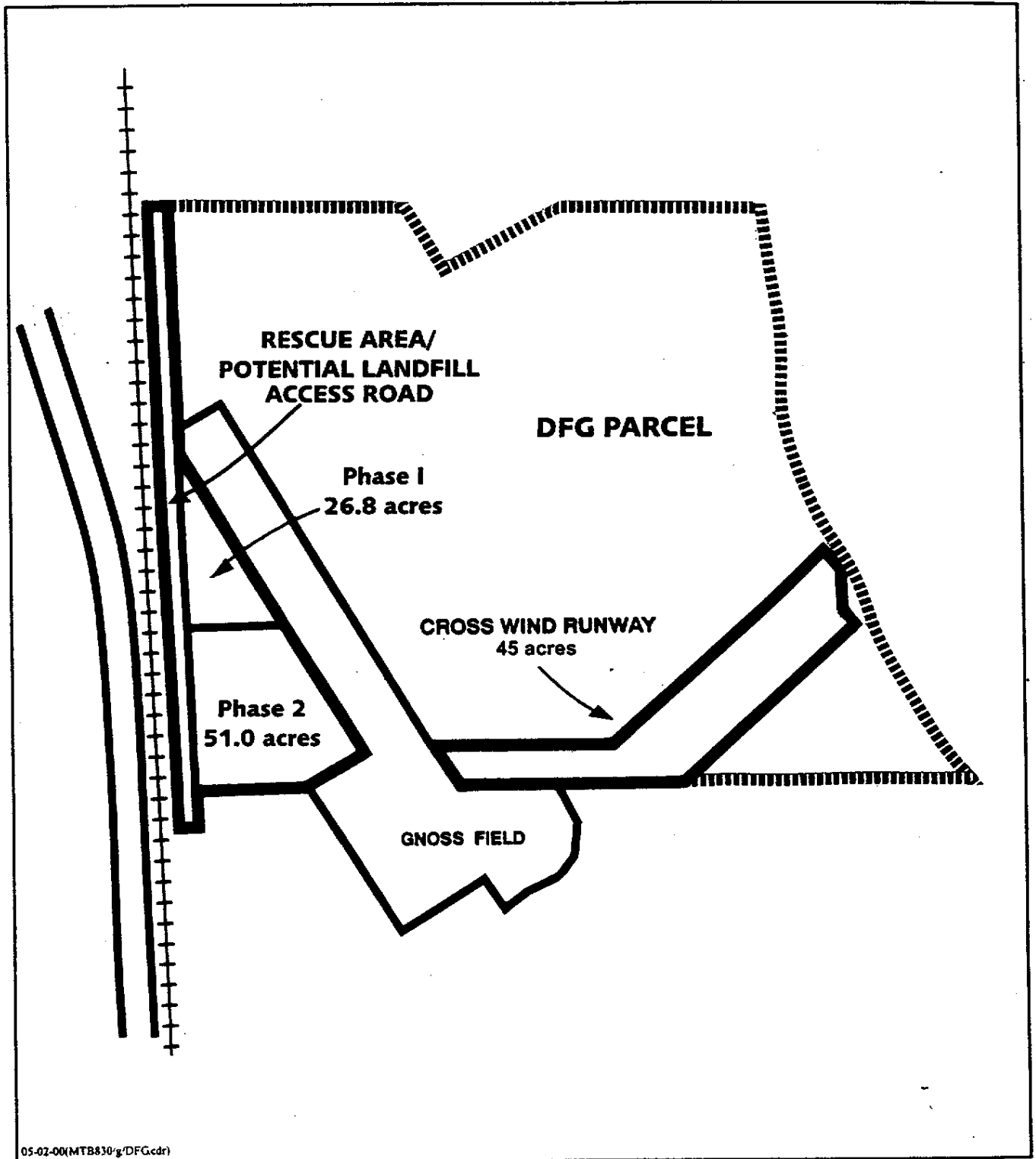
Purpose: Wetland Restoration and Enhancement
 Adjacent Property Owners:
 1 Redwood Landfill, Inc.
 2 Lynn Fleshman
 3 County of Marin
 4 State of California, Wildlife Conservation Board
 5 JHW Family Ltd. Ptns.
 6 Bortolussi

Proposed Wetland Conservation Bank
 Burdell Ranch Conservation Bank Location

Figure 1 of 3



Adjacent to:
 Petaluma River
 At: County of Marin
 Application by:
 Mount Burdell Enterprises/
 Burdell Ranch Partners Ltd.
 C/O Law offices of
 James McKellenney
 365 Bel Marin Keys Blvd Suite 100
 Novato, CA 94949



05-02-00(MTB830/g/DFGcdr)

Purpose: Wetland Restoration and Enhancement

Adjacent Property Owners:

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Proposed Wetland Conservation Bank

Burdell Ranch Conservation Bank Units

Figure 2 of 3



Adjacent to:

Petaluma River

At: County of Marin

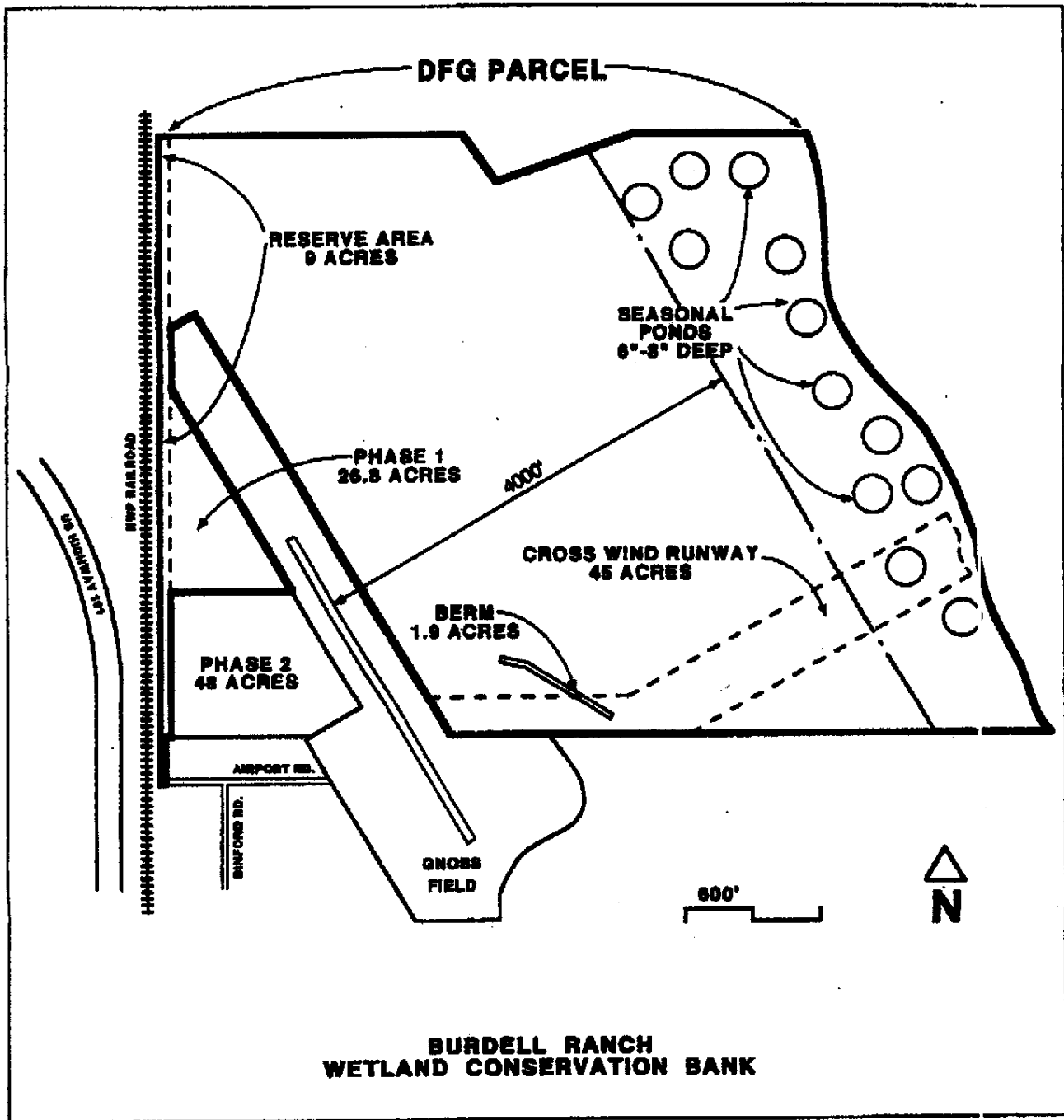
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**BURDELL RANCH
WETLAND CONSERVATION BANK**

Draft Amendment
EXHIBIT A