

November 24, 2008

***VIA E-MAIL AND FIRST CLASS U.S. MAIL***

Ms. Kara Lamb  
U.S. Bureau of Reclamation  
Eastern Colorado Area Office  
11056 W. County Road 18E  
Loveland, CO 80537-9711  
e-mail: [klamb@gp.usbr.gov](mailto:klamb@gp.usbr.gov)

**Re: SIR, SDS EIS**

Dear Ms. Lamb:

On June 13, 2008, The Banning Lewis Ranch Company, LLC (“BLR”), submitted an extensive comment letter in this proceeding, expressing BLR’s strong overall support for the Southern Delivery System (“SDS”), while at the same time expressing equally strong concerns about the puzzling and largely unexamined inclusion of a proposed reservoir at Jimmy Camp Creek (“JCC Reservoir”) as part of SDS, which Reclamation treated in the Draft Environmental Impact Statement (“DEIS”) in a most confusing, inconsistent and incomplete way.

In these supplemental comments, BLR supports the Supplemental Information Report (“SIR”) in that the Participants have prepared additional water quality analysis, and have modified the Proposed Action by replacing the previously proposed Jimmy Camp Creek Reservoir with the newly proposed Upper Williams Creek Reservoir. Thus, as presently set forth in the SIR, BLR strongly supports the new Proposed Action and applauds Reclamation for these important improvements.

If the new Proposed Action is not approved and implemented, then BLR’s earlier expressed concerns related to the JCC Reservoir will continue. Other comments filed in this proceeding, including particularly those from the U.S. Army Corps of Engineers (the “Corps”) and the Environmental Protection Agency (“EPA”), have confirmed and amplified BLR’s concerns related to the JCC Reservoir and BLR hereby incorporates the entirety of those comments by reference. Moreover, should Reclamation depart from its present Proposed Action as articulated in the SIR, BLR believes Reclamation would be required to present the stakeholders and the public at large with another comment period to address any such changes. BLR reserves the right to elaborate upon

its concerns with any alternative that includes the JCC Reservoir in more detail at that juncture.

BLR appreciates the opportunity to provide these additional comments and recommendations for this proceeding. This letter should be viewed principally as BLR's strong support for the new Proposed Action and secondarily as an opportunity to re-iterate BLR's concerns related to the any alternative that includes the JCC Reservoir.

Sincerely yours,

/s/ Rebecca Wilcox Dow

/s/ Andrew C. Emrich

Rebecca Wilcox Dow  
Andrew C. Emrich  
Holland & Hart <sup>LLP</sup>  
Counsel for The Banning Lewis Ranch Company, LLC