

ATTACHMENT C

Attorney Certification

(The Applicant's attorney shall answer the following questions regarding this proposal and where indicated, shall cite statutory authority or other references.)

- Is the Applicant a political subdivision of the State of California? Yes No

Citation: California Water Code Appendix Sections 37-1

- Does the Applicant have legal authority to enter into a Funding Agreement with the State of California? Yes No

Citation: California Water Code Appendix Sections 37-2, 37-30

- What steps are required by law for the Applicant to sign a Funding Agreement with the State?

Authorization by the District's Board of Trustees

Citation: California Water Code Appendix Sections 37-2

- What is the statutory authority under which the Applicant may obtain funds for the purpose, amount, and duration requested?

Citation: California Water Code Appendix Sections 37-2, 27-22, 37-30

- What is the statutory authority under which the Applicant was formed and is authorized to operate?

Citation: American River Flood Control District Act, Water Code Appendix Chapter 37

- Is the Applicant required to hold an election before entering into a funding contract with the State? Yes No

Citation: California Water Code Appendix Sections 37-2, 37-22, 37-30

- Will an agreement between the Applicant and the State be subject to review and approval by other governmental agencies? Yes No

Identify all such agencies:

N/A

Citation: California Water Code Appendix Sections 37-2, 37-30

- Describe any pending litigation that impacts the financial condition of the Applicant or the operation of flood management facilities. If none is pending, so state.
None pending.

- Does the Applicant have legal authority and jurisdiction to implement a flood control program? Yes No

Citation: California Water Code Appendix Sections 37-2, 37-22, 37-30

I certify that I am a duly qualified and licensed attorney in California representing the Applicant Agency and that I have answered the questions on this page and the preceding page to the best of my knowledge.

By _____ Date _____
(Signature of Applicant Agency's Attorney)

Rebecca Smith, Attorney, Downey Brand

(Printed Name of Applicant Agency's Attorney and Title)

(Bar No.)

American River Flood Control District

(Name of Applicant Agency)