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**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

The Consolidated Delta Smelt Cases

Lead Case:

1:09-cv-00407-LJO BAM

Member Cases:

1:09-cv-00422-LJO-GSA

1:09-cv-00631-LJO-DLB

1:09-cv-00892-LJO-DLB

PARTIALLY CONSOLIDATED WITH:

1:09-cv-00480-LJO-GSA

1:09-cv-01201-LJO JLT

**ORDER DIRECTING CLERK OF
COURT TO RETURN DEPOSITED
FUNDS**

13 During the course of a routine review of funds held in this Court's registry accounts, it has
14 come to the Court's attention that \$25,000.00 remains in the registry account for this case.
15 \$10,000.00 was deposited by the Metropolitan Water District of Southern California (Receipt
16 Number CAE10016300); \$5,000.00 by San Luis & Delta Mendota Water Authority (Receipt
17 Number CAE200017132); \$5,000.00 by the Kern County Water Agency (Receipt Number
18 CAE10016301; and \$5,000.00 from the Coalition for a Sustainable Delta (Receipt Number
19 CAE10016302) in connection with the issuance of a preliminary injunction order entered
20 September 2, 2011, Doc. 1015, and amended September 13, 2011, Doc. 1046. The preliminary
21 injunction dissolved of its own accord on December 31, 2011. *See* Doc. 1045 at 1. This case is
22 closed and all appeals are complete. Therefore, the Clerk of Court is ordered to return the above-
23 mentioned funds to the depositing parties, along with a proportional amount of the interest
24 accrued as set forth below:
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The funds deposited by the Metropolitan Water District of Southern California (\$10,000), along with forty percent (40%) of any accrued interest, shall be payable to:

Metropolitan Water District of Southern California
c/o William P. Sloan
Morrison & Foerster, LLP
425 Market Street
San Francisco, CA 94105

The funds deposited by San Luis & Delta Mendota Water Authority (\$5,000), along with twenty percent (20%) of any accrued interest, shall be payable to:

San Luis & Delta Mendota Water Authority
c/o Eileen Diepenbrock
Diepenbrock Elkin LLP
500 Capitol Mall, Ste. 2200
Sacramento, CA 95814

The funds deposited by the Kern County Water Agency (\$5,000), along with twenty percent (20%) of any accrued interest, shall be payable to:

Kern County Water Agency
c/o Paul S. Weiland
Nossaman LLP
18101 Von Karman Avenue, Ste. 1800
Irvine, CA 92612

The funds deposited by the Coalition for a Sustainable Delta (\$5,000), along with twenty percent (20%) of any accrued interest, shall be payable to:

Coalition for a Sustainable Delta
c/o Paul S. Weiland
Nossaman LLP
18101 Von Karman Avenue, Ste. 1800
Irvine, CA 92612

IT IS SO ORDERED
Dated: October 29, 2015

/s/ Lawrence J. O'Neill
United States District Judge