



Exhibit 5

NOTICE of RECEIPT of Water Distribution System Application

Today's Date: _____
Date WDS Application Received: _____ Appl. # _____
System/Applicant Name: _____
APN: _____
Address/Location: _____

Dear Sir or Madam:

As a Neighboring Well owner of a Well located on the parcel referenced above, this notice is written to inform you that an Application to create or amend a Water Distribution System (WDS) has been submitted to the Monterey Peninsula Water Management District (MPWMD or District). This application package includes a Well test and impact assessment to determine whether or not your Well would be adversely affected by the proposal. District rules require denial if an existing system (Well) would be adversely affected.

**** See over for website links to MPWMD Rules and other information ****

Pursuant to MPWMD Rule 21-A, the applicant previously communicated with you about the option to have your Well monitored during the test. The Application, including monitoring test results (if requested), is a public record and is available for inspection, with the exception of certain protected Well data.

**** See over for MPWMD staff contact if you wish to inspect the application ****

MPWMD consultants and staff will review the Application within 30 days of receipt to confirm if the Well assessment analysis is adequate and whether the application is complete or not. A "complete" determination is a technical review and is not a permit decision, which involves additional analysis. In the future, you will receive notice from MPWMD when a WDS Permit decision is made by staff.

The determination that the application is complete is an "Appealable Decision." **You have the right to appeal within 21 days of the date of the "complete" determination**, pursuant to MPWMD Rule 70, if you believe the staff assessment is incorrect. The appeal must be based on substantive evidence and not conjecture. A valid appeal will be heard by the MPWMD Board of Directors within 30-60 days. The appeals form is posted on the MPWMD website at: <http://www.mpwmd.dst.ca.us/wdd/forms/Application%20for%20Appeal%20Revised%2020110623.pdf>

Check the "Appealable Decisions" list on the MPWMD website to see if a "complete" application determination has been made for the subject application at: <http://www.mpwmd.dst.ca.us/wdd/Appeals/appeals.htm>

To save resources, you will not receive a mailed notice of the "complete" determination.

**** See over for MPWMD staff contacts if you wish e-mail notification of the "complete application" determination ****

MPWMD Staff Contact:

Please contact **Henrietta Stern** at henri@mpwmd.net or **831/658-5621** if you have questions on the subject WDS Application or Appeals process. Please e-mail this staff person if you wish to be notified by e-mail when the “complete” application determination is made, the WDS Permit decision is made, or if you have other questions.

MPWMD Website Links:

For comprehensive information on MPWMD procedures and requirements for water Wells, please visit the MPWMD website at: <http://www.mpwmd.dst.ca.us/pae/wds/wds.htm>. The protocol for notifying Neighboring Well owners as part of the WDS Permit process is Memorandum #7 on this webpage.

The MPWMD Rules & Regulations are updated regularly. For the most recent version, it is best to visit the MPWMD homepage at: <http://www.mpwmd.dst.ca.us/> Then click on “Rules and Regulations.” Then select the desired rule, such as Rule 21-A (WDS Applications), Rule 22 (WDS Permit Process) or Rule 70 (Appeals).

Ordinance No. 150 is on the website at: <http://www.mpwmd.dst.ca.us/ordinances/ordinances.htm> . Select “Ordinance No. 150.”

The “Appealable Decisions” list is on the website at: <http://www.mpwmd.dst.ca.us/wdd/Appeals/appeals.htm>

The Appeals Form to challenge an MPWMD staff decision is on the website at: <http://www.mpwmd.dst.ca.us/wdd/forms/Application%20for%20Appeal%20Revised%2020110623.pdf>