

October 15, 2004

Marcel Uzegbu
City of Oakland
250 Frank H. Ogawa Plaza, Suite 4314
Oakland, CA 94612-2032

Re: Leona Quarry Condition of Approval #37

Dear Marcel,

In accordance with COA #39 of the recorded Conditions of Approval for the Leona Quarry Project, I respectfully submit the Annual Compliance Report, due on October 15, 2004, in the form of the following documents:

- Conditions of Approval, with responses to each COA, dated 10-15-04
- Berlogar Annual Report, dated 10-14-04
- WRA Annual Report, dated 10-14-04
- Balance Hydrologics Final Improvement Plan Review, dated 10-14-04

The above documents will be forwarded via hard copy and electronically per your request. Additionally, a set of Berlogar weekly and supplemental reports as well as WRA's Biological weekly and supplemental reports is forwarded for your use as well.

Please call with any questions.

Sincerely,

David W. Chapman
Project Manager

DWC/eg