

COMMITTEE ON NATURAL RESOURCES

Disclosure Form

**As required by and provided for in House Rule XI, clause 2(g) and
the Rules of the Committee on Natural Resources**

**Testimony on H.R. 869 - To clarify the definition of flood control operations for the purposes of
the operation and maintenance of Project No. 2179 on the Lower Merced River.**

Subcommittee on National Parks, Forests and Public Lands

June 14, 2011

For Individuals:

1. Name:

2. Address:

3. Email Address:

4. Phone Number:

* * * * *

For Witnesses Representing Organizations:

1. Name: Bryan Kelly

2. Name of Organization(s) You are Representing at the Hearing: Merced Irrigation District

3. Business Address: 744 W. 20th Street, Merced, CA 95340

4. Business Email Address: [Information redacted for privacy]

5. Business Phone Number: 209-722-5761 [Information redacted for privacy]

Name/Organization: Bryan Kelly/Merced Irrigation District

Title/Date of Hearing: Testimony on H.R. 869 - To clarify the definition of flood control operations for the purposes of the operation and maintenance of Project No. 2179 on the Lower Merced River.

Subcommittee on National Parks, Forests and Public Lands, June 14, 2011

a. Any training or educational certificates, diplomas or degrees or other educational experiences that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

B.S., Civil Engineering, University of New Orleans, 1993

b. Any professional licenses, certifications, or affiliations held that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

Professional Civil Engineer: California, 2005

Professional Civil Engineer: Louisiana, 1998

c. Any employment, occupation, ownership in a firm or business, or work-related experiences that relate to your qualifications to testify on or knowledge of the subject matter of the hearing.

Merced Irrigation District

Senior Engineer, Water Resources, 2004 to 2010

Manager of Engineering, Water Resources 2010

Director of Government Affairs and Regulatory Compliance, Water, 2011 to Present

d. Any federal grants or contracts (including subgrants or subcontracts) from the *Department of the Interior* (*and/or other agencies invited*) that you have received in the current year and previous four years, including the source and the amount of each grant or contract.

None

e. A list of all lawsuits or petitions filed by you against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed.

None

f. Any other information you wish to convey that might aid the Members of the Committee to better understand the context of your testimony.

NA

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In addition, for witnesses representing organizations:

g. Any offices, elected positions, or representational capacity held in the organization(s) on whose behalf you are testifying.

None

h. Any federal grants or contracts (including subgrants or subcontracts) from the Department of the Interior (and /or other agencies invited) that were received in the current year and previous four years by the organization(s) you represent at this hearing, including the source and amount of each grant or contract for each of the organization(s).

USBR Grant: CALFED Water Use Efficiency Grant Program, Agreement No. R09AP20058, \$1,012,867.80

i. A list of all lawsuits or petitions filed by the organization(s) you represent at the hearing against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed for each of the organization(s).

Merced Irrigation District is a member of the San Joaquin River Group Association (SGRGA). The SJRGA has recently filed the following:

SJRGGA v. National Marine Fisheries Service et al., Case No. (after reassignment to Wanger) 1:11-CV-0725 OWW GSA, re 2011 fishing regulations. Filed under Magnuson-Stevens Fishery Management Conservation Act (16 U.S.C. section 1801 et seq.).

Merced Irrigation District, along with several other Irrigation/Water Districts, also joined the following:

Modesto Irr. Dist. et al. v. Evans, Case No. 1:06:CV-00453-OWW-DLB, re NMFS ESA Steelhead listing. Filed under the Endangered Species Act ("ESA") (as amended, 16 U.S.C. § 1531 et seq.) and the Administrative Procedure Act (5 U.S.C. § 551 et seq.)

j. A list of any countries from which the organization(s) you represent at the hearing have received foreign donations and the total amount of donations received from each country, for the current year and the previous four years, by each organization.

None

k. For tax-exempt organizations and non-profit organizations, copies of the three most recent public IRS Form 990s (including Form 990-PF, Form 990-N, and Form 990-EZ) for each of the organization(s) you represent at the hearing (not including any contributor names and addresses or any information withheld from public inspection by the Secretary of the Treasury under 26 U.S.C. 6104)).

NA