



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS  
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WASHINGTON, D.C. 20314-1000

CECW-PB

MAY 14 2008

MEMORANDUM FOR COMMANDER, South Pacific Division (CESPD-DE)

SUBJECT: Implementation Guidance for the Water Resources Development Act of 2007, Section 3017, Grayson-Murderers Creek, California, and Section 3038, Walnut Creek, California

1. Section 3017 and Section 3038 of WRDA 2007 direct the Secretary to provide credit for non-Federal work and to consider national ecosystem restoration benefits in determining the Federal interest in projects being carried out pursuant to Section 206 of WRDA 1996 for Grayson Creek/Murderer's Creek, California, and Walnut Creek, California, respectively. A copy of Section 3018 and Section 3038 is enclosed.
2. Although there is underway a GI-funded feasibility study for Grayson/Murderer's Creek and a general reevaluation for Lower Walnut Creek in the Walnut Creek watershed, there is no current Section 206 project for either location. Therefore, no further action is required for Section 3017 or Section 3038.

FOR THE COMMANDER:

Encl



STEVEN L. STOCKTON, P.E.  
Director of Civil Works

## LEGISLATIVE PROVISION

### SEC. 3017. GRAYSON CREEK/MURDERER'S CREEK, CALIFORNIA.

The project for aquatic ecosystem restoration, Grayson Creek/Murderer's Creek, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified—

- (1) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and
- (2) to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.

### SEC. 3038. WALNUT CREEK CHANNEL, CALIFORNIA.

The project for aquatic ecosystem restoration, Walnut Creek Channel, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified—

- (1) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and
- (2) to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.