

WATER WHEEL CAMP RECREATIONAL AREA, INC.

500 Riviera Drive
Blythe, California 92225
Telephone: (760) 413-4962

Clerk of the Board of Supervisors
ATTN: Claims Division
P.O. Box 1628
4080 Lemon Street -- First Floor
Riverside, California 92502-1628

Re: *Water Wheel Camp Recreational Area, Inc.'s Claim for Damages to Person and Property.*

TO WHOM THIS MAY CONCERN:

Enclosed is the Water Wheel form entitled "Claim for Damages to Person or Property" which we understand has been propounded by Riverside County for the purposes of submitting claims pursuant to government Code Section 945.6.

The facts speak for themselves. For years, Riverside County has permitted the Colorado River Indian Tribes ("CRIT") to assert tribal jurisdiction over lands within the State of California and the County of Riverside. For many years, Water Wheel Camp has contended that such claims were and are precluded by federal law. Water Wheel has been the subject of litigation in CRIT's Tribal Courts and has defended those claims to the extent permitted by federal law. Those defenses could not include challenges to CRIT's legally false claims that the Riverside County land occupied by Water Wheel were in both trust and reservation status, for Water Wheel otherwise would have been denied any access to federal courts under legal principles well-known to the Riverside County Office of County Counsel.

On April 12, 2010, a team of Water Wheel Representatives and colleagues -- including legal counsel from both the State of California and Washington, DC -- met with your Office of County Counsel to present comprehensive legal and factual documentation that the Water Wheel property is not within the CRIT Reservation.

Approximately 18 months prior to this meeting, CRIT received a letter from the California Governor's Legal Affairs Secretary stating the same independently-reached conclusion. (See Attachment A, Opinion Letter of September 12, 2008). We do not know whether the County Counsel knew of the September 12, 2008, opinion letter of the Legal Affairs Secretary -- apparently rejecting CRIT's request for an Indian Casino Compact negotiation pursuant to the Indian Gaming Regulatory Act, 25 U.S.C. §2701, *et seq.* -- but we know that the information was abjectly rejected by the County Counsel without any further consultation with us. Indeed, one of the few questions we were asked during the April 12 meeting came from Deputy County Counsel Katherine Lind. She asked whether Water Wheel would "indemnify the County" from legal action by CRIT if they agreed to prevent CRIT from unilaterally moving

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against Water Wheel without first presenting the reservation issue to California courts for consideration and decision.

Ms. Lind obviously advised the Board of Supervisors that Water Wheel's claims were without legal merit, for she so stated in an open meeting several months later. With that, she set in place the actions which led to CRIT's forcible removal of the corporation from the Water Wheel premises.

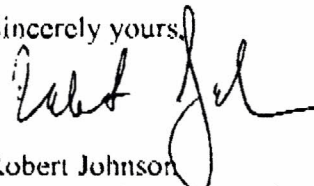
We don't know whether Ms. Lind was in actual possession of the Governor's letter, but it is very clear that she made no effort to determine whether there was such a legal position on the part of the State of California. Thus, either Ms. Lind knew and did not care or she did not know and did not care. In either case, her actions were reckless, negligent (at best) and directly led to the Water Wheel eviction without the state court order we were requesting a year ago. Neither of these conclusions is legal nor defensible. And no other conclusion is even imaginable.

With that, we demand that the County immediately direct the County Sheriff to forcibly remove CRIT from the Water Wheel property and restore occupancy to Water Wheel. While that action will mitigate our damages, it will only mitigate them and not remediate the harm that you already had caused, or allowed to happen.

If the County will move quickly to restore the property to Water Wheel's occupancy, we will consider that as a mitigation to some of the financial damage caused by the County's past conduct. However, we must insist that you immediately remit the sum of \$600,000 to Water Wheel to cover some of its past expenditures, that payment will defer our filing litigation and open the door to serious settlement discussions.

With this, you should have your attorneys contact us about (1) remitting the initial payment of \$600,000 and (2) opening serious settlement of the County legal errors which have directly cause Water Wheel to suffer enormous financial harm.

Sincerely yours,



Robert Johnson
President/Chief Executive Officer

COUNTY OF RIVERSIDE

CLAIM FOR DAMAGES TO PERSON OR PROPERTY



INSTRUCTIONS:

1. Read claim *thoroughly*.
2. Fill out claim as indicated; attach additional information if necessary.
3. This office needs the original completed claim form and clear readable copies of attachments (if any) if originals are not available.
4. This claim form *must* be signed.

OFFICE USE ONLY

DELIVER OR U.S. MAIL TO: CLERK OF THE BOARD OF SUPERVISORS
 ATTN: CLAIMS DIVISION
 P.O. BOX 1628, 4080 LEMON ST., 1ST FL.
 RIVERSIDE, CA. 92502-1628 (951) 955-1060

TIME STAMP HERE

1. FULL NAME OF CLAIMANT Water Wheel Camp Recreational Area, Inc.		8. WHY DO YOU CLAIM THE COUNTY IS RESPONSIBLE? The County allowed forcible self-help eviction from business premises by CRIT	
2. MAILING ADDRESS (STREET OR P.O. BOX) 500 Riveria Drive		employees - allowing CRIT to confiscate business and operate it as Tribal	
CITY Blytho,	STATE California	ZIP CODE 92225	enterprise.
HOME TELEPHONE ()	BUSINESS TELEPHONE (760) 413-4962		9. NAME(S) OF ANY COUNTY EMPLOYEES (AND THEIR DEPARTMENTS) INVOLVED IN INJURY OR DAMAGE (IF APPLICABLE): Riverside County Sheriff Department
3. WHEN DID DAMAGE OR INJURY OCCUR (PLEASE BE EXACT) Actual forcible removal occurred on 9/13/2010		NAME: Office of County Council	DEPARTMENT:
4. WHERE DID DAMAGE OR INJURY OCCUR? Water Wheel resort site in Riverside County.		NAME: Board of Supervisors	DEPARTMENT:
CITY 29630 US-95	CITY Blytho	STATE CA	ZIP CODE 92225
5. (a) DESCRIBE IN DETAIL HOW DAMAGE OR INJURY OCCURRED: CRIT forcibly evicted Water Wheel from its premises while County Sheriff		NAME: Robert Johnson	PHONE: (760) 413-4962
Deputies watched. On April 12, 2010, the Company presented evidence to County		ADDRESS:	
Council that its land is not part of the CRIT Reservation land. It was ignored.		NAME: Brandon Johnson	PHONE: (760) 413-4962
No court order was issued by California Courts confirming CRIT's		ADDRESS:	
right to evict Water Wheel.		NAME: Lt. Ray Wood, Deputy	PHONE: (951) 210-1064
		Riverside County Sheriff Dept.	
		ADDRESS:	
		11. LIST DAMAGES INCURRED TO DATE (attach copies of receipts or repair estimates)	
6. WERE POLICE OR PARAMEDICS CALLED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		Company has lost revenues to be proved, but exceeding	
7. IF PHYSICIAN/HOSPITAL WAS VISITED DUE TO INJURY, INCLUDE DATE OF FIRST VISIT AND PHYSICIAN'S NAME, ADDRESS AND PHONE NUMBER:		\$500,000.00. Also, Company has incurred legal fees/expenses	
DATE OF FIRST VISIT	PHYSICIAN'S/HOSPITAL'S NAME		
	exceeding \$750,000.00		
PHYSICIAN'S/HOSPITAL'S ADDRESS	PHONE:	TOTAL DAMAGES TO DATE	
		TOTAL ESTIMATED PROSPECTIVE DAMAGES	
		\$ 1,500,000.00 +	
		\$ 6,000,000.00 +	

THIS CLAIM MUST BE SIGNED TO BE VALID. NOTE: PRESENTATION OF A FALSE CLAIM IS A FELONY (PENAL CODE SECTION 72.)

WARNING:

- CLAIMS FOR DEATH, INJURY TO PERSON OR TO PERSONAL PROPERTY MUST BE FILED NOT LATER THAN SIX (6) MONTHS AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- ALL OTHER CLAIMS FOR DAMAGES MUST BE FILED NOT LATER THAN ONE (1) YEAR AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- SUBJECT TO CERTAIN EXCEPTIONS, YOU HAVE ONLY SIX (6) MONTHS FROM THE DATE OF THE WRITTEN NOTICE OF REJECTION OF YOUR CLAIM TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)
- IF WRITTEN NOTICE OF REJECTION OF YOUR CLAIM IS NOT GIVEN, YOU HAVE TWO (2) YEARS FROM ACCRUAL OF THE CAUSE OF ACTION TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)

12. CLAIMANT OR PERSON FILING ON BEHALF: 	13. PRINT OR TYPE NAME Robert Johnson, President Water Wheel Camp Recreational Area, Inc.
SIGNATURE	RELATIONSHIP TO CLAIMANT
	DATE March , 2011

RLVISLD: 6/30/2008