

The Service has determined that OMR flows be no more negative than -5,000 cfs on a 14-day average (no more negative than -6,250 cfs on a 5-day average), as allowed under the RPA.

The Service's determination is based the Smelt Working Group (SWG) recommendation made on April 12, 2010. The SWG recommended OMR flows of no more negative than -5,000 cfs. The Working Group agreed that the level of risk to larval delta smelt was low, given that no salvage of larvae have occurred so far this year and the latest survey data suggest that the greatest densities of delta smelt are in the Sacramento River and outside the influence of the pumps.

The juvenile protective phase of the biological opinion (RPA Component 2; Action 3 in Attachment B) is in effect. This action will continue until June 30 or when the 3-day mean water temperature at Clifton Court Forebay reaches 25<sup>0</sup>C, whichever occurs earlier.

Larval sampling is ongoing at the CVP and SWP facilities. No longfin or delta smelt larvae have thus far been salvaged this season.

**Note: The Working Group will continue to monitor salvage, survey data, and hydrological conditions but will not reconvene until May 10, unless warranted or requested. This determination remains in effect until May 10, 2010 unless new information suggests a change is warranted.**