

STATE OF CALIFORNIA  
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY  
STATE WATER RESOURCES CONTROL BOARD

**DECISION 2014-0002**

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In the Matter of Failure to File a Statement of Water Diversion and Use by

**LAURA GREGORY LEA**

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**SETTLEMENT DECISION**

BY THE DELTA WATERMASTER:

**1.0 INTRODUCTION**

This matter comes before the Delta Watermaster of the State Water Resources Control Board (State Water Board) following the issuance of an Administrative Civil Liability (ACL) Order to Laura Gregory Lea (Laura Scheidegger), the owner of the subject statement of water diversion and use. In accordance with this Decision, the State Water Board's Delta Watermaster and Laura Scheidegger have agreed to settle this matter in lieu of proceeding to a hearing. The issuance of a settlement decision pursuant to a settlement agreement is authorized under Government Code section 11415.60. The settlement is approved.

**2.0 BACKGROUND**

Laura Scheidegger is owner of the Statement of Diversion and Use S023694 regarding the diversion of water in the Delta.

On May 27, 2014, the Delta Watermaster issued an ACL Complaint against Laura Scheidegger for failure to file the required triennial Supplemental Statement of Water Diversion and Use (Supplemental Statement) for the diversion of water by the noticed deadline.

Laura Scheidegger failed to respond by the noticed deadline. On July 2, 2014, 35 days after the Delta Watermaster issued an ACL Complaint, the Delta Watermaster issued an ACL Order approving the ACL Complaint against Laura Scheidegger for failure to file the required Supplemental Statement.

On July 11, 2014, Laura Scheidegger timely filed the Supplemental Statement for S023694.

Laura Scheidegger and the Delta Watermaster agree to settle the matters identified in the ACL Complaint through this Decision in lieu of a hearing on said matter.

### **3.0 SETTLEMENT AGREEMENT**

Laura Scheidegger and the Delta Watermaster engaged in settlement discussions and reached an agreement on language that is mutually acceptable. The general terms of the settlement are as follows:

- (1) Laura Scheidegger shall file the necessary Supplemental Statement of Water Diversion and Use for S023694 by August 1, 2014, 30 days from the date of July 2, 2014, by accessing the Report management system at [www.waterboards.ca.gov/rms](http://www.waterboards.ca.gov/rms) using the User ID and Password included with the ACL Complaint. (The Supplemental Statement for S023694 has been received by the State Water Board as of July 11, 2014).
- (2) Laura Scheidegger shall remit to the State Water Board an ACL amount of \$3,000 to the State Water Board to be deposited into the Water Rights Fund pursuant to Water Code section 1054, et seq. The ACL amount shall be paid in three separate monthly payments of \$1,000 to the State Water Board by August 10, 2014, September 10, 2014, and October 10, 2014.
- (3) Laura Scheidegger waives her right to hearing and reconsideration of this matter.

### **SETTLEMENT DECISION**

**IIT IS HEREBY ORDERED THAT** the settlement agreement between Laura Scheidegger and the Delta Watermaster is approved and is incorporated by reference into this Decision.

Approval of the settlement agreement has been delegated to the Delta Watermaster by State Water Board Resolution 2012-0048, and approval shall not limit the authority of the Executive Director, Delta Watermaster, or the Deputy Director for Water Rights, as delegated, to initiate

any enforcement actions for the unauthorized diversion or use of water, for any future violations of the Water Code, or violation of the terms of the settlement agreement.

STATE WATER RESOURCES CONTROL BOARD



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Craig M. Wilson  
Delta Watermaster

Dated:

**JUL 17 2014**