

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LAHONTAN REGION
MEETING OF MARCH 9-10, 2016
SOUTH LAKE TAHOE**

ITEM 6
PUBLIC HEARING – CONSIDERATION OF AN ADMINISTRATIVE CIVIL LIABILITY ORDER FOR SHEILA M. MINER FOR VIOLATING A CEASE AND DESIST ORDER, SPALDING TRACT SUBDIVISION, LASSEN COUNTY

CHRONOLOGY	
September, 1984	Lahontan Water Board adopted a Basin Plan amendment incorporating waste discharge prohibitions for the Eagle Lake basin, which become effective September 14, 1989.
May 10, 1991	Lahontan Water Board adopted an original set of Cease and Desist Orders for Spalding Tract property owners who have onsite wastewater disposal systems.
October 22, 2007	The District’s community sewer system became operational, allowing for an available method for the Spalding Tract subdivision property owners to comply with the Basin Plan prohibition.
Sept. 5,6,7,8, 2013	Lahontan Water Board’s subcontracted process server attempted to serve a proposed Cease and Desist Order (CDO) to Ms. Sheila M. Miner. The process server was unsuccessful in serving Ms. Miner despite multiple attempts.
January 14, 2015	Lahontan Water Board adopted and subsequently successfully served Ms. Sheila Miner with a CDO that required Sheila M. Miner to comply with the Basin Plan prohibition by July 14, 2015.
August 4, 2015	The Lahontan Water Board Assistant Executive Officer issued a Notice of Violation (NOV) to Sheila M. Miner, alleging Ms. Miner has not complied with the January 2015 CDO.
December 11, 2015	The Lahontan Water Board Assistant Executive Officer issued an Administrative Civil Liability (ACL) Complaint to Sheila M. Miner, alleging Ms. Miner has not complied with the January 2015 CDO. The Complaint proposed an ACL of \$1,975 for the alleged violations.

BACKGROUND
<p>This is a new item before the Board. Ms. Miner was required by CDO No. R6T-2015-0002 to either connect her wastewater disposal system to the District’s community sewer system or abandon the onsite wastewater disposal system in accordance with Lassen County regulations. Ms. Miner allegedly did not comply with CDO requirements and was issued ACL Complaint No. R6T-2015-0058 on December 11, 2015.</p>

ISSUES

Should the Lahontan Water Board affirm the ACL of \$1,975 in the proposed ACL Order (Enclosure 1); adopt an administrative liability for some other amount; decline to adopt some or all of the proposed ACL Order; or refer the matter to the California Attorney General?

DISCUSSION

In September 1984, the Lahontan Water Board amended the *Water Quality Control Plan for the Lahontan Region* (Basin Plan) to prohibit the discharge of waste containing nutrients from the Spalding Tract to groundwaters and surface waters of the Eagle Lake basin. All such discharges were to cease after September 14, 1989. The Basin Plan prohibition states:

The discharge of waste from the Spaulding [sic] Tract or Stones- Bengard subdivisions with other than a zero discharge of nutrients to any surface waters or ground waters in the Eagle Lake basin is prohibited after September 14, 1989.

The Lahontan Water Board has, in prior orders, taken the position that onsite wastewater disposal systems (e.g., septic tank/leachfield systems, outhouse – unless to a holding tank) discharge waste that contains nutrients to the ground. Additionally, the Lahontan Water Board has made findings that use of such disposal systems results in the transport of nutrients to the groundwater in violation of the above- referenced Basin Plan prohibition and that the presence of such disposal systems on properties within the Spalding Tract subdivision constitutes, at a minimum, a threatened discharge in violation of the Basin Plan prohibition.

In 1991, the Lahontan Water Board adopted CDO's for most Spalding Tract property owners requiring them to comply with the Basin Plan prohibition by ceasing their wastewater discharges to onsite wastewater disposal systems within a specified time period. The compliance schedule was based, in part, on the Eagle Lake Community Services District constructing and operating a community wastewater system. The Orders also contained a contingency compliance schedule to address the scenario where the community wastewater system was not completed by the anticipated date.

The Spalding Community Services District (District) constructed a community wastewater system that became operational in October 2007. This wastewater system is a readily available method for Spalding Tract property owners to comply with the Basin Plan prohibition.

Many Spalding Tract property owners complied within two years of the District's system becoming operational. On June 10, 2009, the Lahontan Water Board rescinded the majority of the CDOs adopted in 1991, in response to the majority of Spalding Tract property owners coming into compliance with the above-referenced Basin Plan prohibition. However, a number of Spalding Tract property owners

continued to violate the Basin Plan prohibition, and on January 14, 2015, the Lahontan Water Board adopted a new CDO for Ms. Miner. The new CDO reflected current ownership and established a new compliance schedule, requiring Ms. Miner to comply with the Basin Plan prohibition by July 14, 2015. Ms. Miner could comply with the Basin Plan prohibition by submitting documentation that she had either connected her onsite wastewater disposal system to the District's system, or documentation that she had properly abandoned her onsite wastewater disposal system pursuant to Lassen County regulations.

The Lahontan Water Board has not received a response from Ms. Miner about the CDO. Consequently, the Prosecution Team issued an NOV on August 4, 2015. Because of no response to the NOV, the Prosecution Team issued on December 11, 2015, an ACL Complaint to Ms. Miner. (see Enclosure 2 for the ACL Complaint)

The Lahontan Water Board's Advisory Team issued Hearing Procedures (see Enclosure 3) on December 11, 2015, to describe the processes and information requirements in preparation of the Lahontan Water Board's scheduled public hearing for this item in March 2016. The Advisory Team included the Hearing Procedures with the Prosecution Team's process service package for its ACL Complaint. Ms. Miner was served the ACL Complaint and Hearing Procedures on December 13, 2015.

In the ACL Complaint, the Lahontan Water Board Prosecution Team alleges that Ms. Miner has continued to violate the Cease and Desist Order adopted in 2015. The Prosecution Team alleges that Ms. Miner failed to either connect her onsite wastewater disposal system to the District's system or failed to properly abandon her onsite wastewater disposal systems pursuant to Lassen County regulations.

If the Lahontan Water Board determines that Ms. Miner violated the Cease and Desist Order adopted in 2015, and that a civil liability is appropriate, the civil liability amount is determined by using the appropriate provisions of Section VI of the State Water Board Enforcement Policy.

Based on the calculations and rationale set forth in the Prosecution Team's materials, the Prosecution Team recommends a liability for Ms. Sheila M. Miner of \$1,975.

PUBLIC OUTREACH/INPUT

The Water Board's Prosecution Team posted the ACL Complaint and Hearing Procedures on the Water Board's enforcement public webpage on December 11, 2015: http://www.waterboards.ca.gov/lahontan/water_issues/programs/enforcement/miner_acl.shtml

No public comment has been received; note that public comment was not specifically requested for this item.

The Water Board has not received any material from Ms. Miner in response to either the ACL Complaint or the Hearing Procedures.

PRESENTERS

The public hearing on this enforcement action will follow this order of presenters:

1. Water Board's Prosecution Team
2. Ms. Sheila M. Miner
3. Interested stakeholders

RECOMMENDATION

The Lahontan Water Board Advisory Team will make a recommendation on the proposed ACL Order at the close of the hearing.

ENCLOSURE	ITEM	BATES NUMBER
1	Proposed ACL Order	6-7
2	ACL Complaint	6-39
3	Hearing Procedures	6-161
4	Prosecution Team's Transmittal of Written Material	6-173

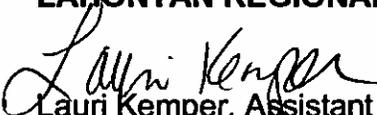
ENCLOSURE 1

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Lahontan Regional Water Quality Control Board

MEMORANDUM

TO: Sue Genera, Executive Assistant
LAHONTAN REGIONAL WATER QUALITY CONTROL BOARD

FROM: 
Lauri Kemper, Assistant Executive Officer
LAHONTAN REGIONAL WATER QUALITY CONTROL BOARD

DATE: February 16, 2016

RE: **SPALDING TRACT – MINER ACL HEARING: PROSECUTION TEAM'S PROPOSED ADMINISTRATIVE CIVIL LIABILITY ORDER FOR SHEILA M. MINER, SPALDING TRACT SUBDIVISION, EAGLE LAKE, LASSEN COUNTY APN 077-332-42-11**

Attached is the California Regional Water Quality Control Board, Lahontan Region (Water Board) Prosecution Team's Proposed Administrative Civil Liability Order for Spalding Tract property owner, Sheila M. Miner. Also attached is Proof of Service documenting that Ms. Miner was successfully served Administrative Civil Liability Complaint No. R6T-2015-0058 and the Water Board's Hearing Procedures for this matter on December 13, 2015. Copies of the Proposed Order are also being provided to Ms. Miner, Kim Niemeyer, State Water Resources Control Board Office of Chief Counsel, and interested parties. Please include the Proposed Order in the March 9-10, 2016 meeting agenda package for the Water Board members' consideration.

Attachments: 1. Administrative Civil Liability Order No. R6T-2016-(Proposed), Miner
2. Proof of Service for Sheila M. Miner, Administrative Civil Liability Order No. R6T-2015-0058

Cc: Sheila M. Miner
Chris Gallagher, General Manager/Spalding Community Services District
Virginia Bruce/Spalding Community Services District
Doug Ames, Director/Lassen County Environmental Health Department
Dan Schlueter, Assessor/Lassen County Assessor's Office
Madalene Ransom/State Water Resources Control Board

David Boyers/State Water Resources Control Board, Office of Enforcement

Vanessa Young/State Water Resources Control Board, Office of Enforcement

Kim Niemeyer/State Water Resources Control Board, Office of Chief Council

ATTACHMENT 1

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**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LAHONTAN REGION**

ADMINISTRATIVE CIVIL LIABILITY ORDER NO. R6T-2016-(PROPOSED)

**IN THE MATTER OF
SHEILA M. MINER FOR VIOLATION OF CEASE AND DESIST ORDER
NO. R6T-2015-0002, SPALDING TRACT SUBDIVISION,
LASSEN COUNTY APN NO. 077-332-42-11**

Lassen County_____

The California Regional Water Quality Control Board, Lahontan Region (Water Board) hereby finds that Sheila M. Miner has violated Water Board Cease and Desist Order (CDO) No. R6T-2015-0002. The Water Board specifically finds:

BACKGROUND

1. Sheila M. Miner (Discharger) owns Lassen County Assessor Parcel No. (APN) 077-332-42-11 in the Spalding Tract subdivision located on the west shore of Eagle Lake, approximately 20 miles northwest of Susanville, California.
2. Based upon Lassen County records and/or Spalding Community Services District (District) records, the Discharger owns and/or operates an onsite wastewater disposal system located at the above-referenced parcel. The Discharger's onsite wastewater disposal system permits waste containing nutrients to be discharged, and/or threatens a discharge of waste containing nutrients, to waters within the Eagle Lake basin.

CHRONOLOGY OF EVENTS

3. In September 1984, pursuant to Water Code section 13243, the Water Board amended the *Water Quality Control Plan for the Lahontan Region* (Basin Plan) to prohibit the discharge of waste containing nutrients from the Spalding Tract subdivision to surface waters and groundwater of the Eagle Lake basin after September 14, 1989.
4. The Water Board issued Spalding Tract property owners, including Ms. Miner, a Cease and Desist Order in 1991 (CDO No. 6-91-591) providing notice to property owners of the requirement to cease discharges.
5. On October 22, 2007, the District's community sewer system (system) became operational. As a result, there is now an available method for the Spalding Tract subdivision property owners to comply with the above-referenced Basin Plan prohibition.

6. In September 2013, the Water Board attempted to issue a Cease and Desist Order with an updated compliance schedule to Ms. Miner; however, staff was unsuccessful due to Ms. Miner's avoidance of process service.
7. On January 14, 2015, the Water Board adopted and successfully served Ms. Miner CDO No. R6T-2015-0002 for Lassen County APN No. 077-332-42-11, rescinding CDO No. 6-91-591 and establishing a new time schedule for the Discharger to comply with the Basin Plan prohibitions referenced in Finding 3, above.
8. CDO No. R6T-2015-0002 required the Discharger, by July 14, 2015, to either (1) connect her onsite wastewater disposal system to the District's community sewer system, or (2) properly abandon the onsite wastewater disposal system in accordance with Lassen County regulations. Upon completing one of the two activities, the Discharger is required to submit to the Water Board documentation of compliance with the above-referenced Basin Plan prohibition.
9. The Discharger failed to comply with CDO No. R6T-2015-0002, and on August 4, 2015, the Water Board's Prosecution Team issued the Discharger a Notice of Violation citing the ongoing violation.
10. On December 11, 2015, the Assistant Executive Officer issued Complaint No. R6T-2015-0058. The Complaint alleged that the Discharger has violated the requirements of CDO No. R6T-2015-0002 and recommended that the Water Board assess the Discharger an administrative civil liability of **\$1,975**.
11. Ms. Miner was served Complaint No. R6T-2015-0058 and the Water Board's Hearing Procedures on December 13, 2015.
12. On March 10, 2016, in South Lake Tahoe, California, after notice to the Discharger and all other affected persons and the public, the Water Board conducted a public hearing at which evidence was received to consider this Order, and the Discharger and/or her representative(s) had the opportunity to be heard and to contest the allegations in the Complaint.

REGULATORY CONSIDERATIONS

13. The Water Board adopted the *Water Quality Control Plan for the Lahontan Region* (Basin Plan) pursuant to Water Code section 13243. The Basin Plan contains the following prohibition:

"The discharge of waste from the Spaulding [sic] Tract or Stones-Bengard subdivisions with other than a zero discharge of nutrients to any surface waters or ground waters in the Eagle Lake basin is prohibited after September 14, 1989. (Basin Plan, Chapter 4, *Implementation*, Unit/Area-Specific prohibitions for the Eagle Drainage Hydrologic Area at p. 4.1-4.)

14. On January 14, 2015, the Water Board adopted CDO No. R6T-2015-0002, enforcing the above-referenced Basin Plan prohibition.

VIOLATIONS

15. The Discharger violated CDO No. R6T-2015-0002 by failing to satisfy the requirement to comply with the above-referenced Basin Plan prohibition by July 14, 2015. A review of District records and Water Board records shows the Discharger did not (1) connect her onsite wastewater disposal system to the District's system, or (2) properly abandon the onsite wastewater disposal system in accordance with Lassen County regulations. This violation subjects the Discharger to liability pursuant to Water Code section 13350, subdivision (a).

CALCULATION OF ADMINISTRATIVE CIVIL LIABILITY

16. Pursuant to Water Code section 13350, subdivision (e), civil liability may be imposed administratively on a daily basis in an amount not to exceed five thousand dollars (\$5,000) for each day in which the violation occurs.
17. Pursuant to Water Code section 13327, in determining the amount of civil liability, the Water Board is required to consider the nature, circumstance, extent, and gravity of the violation or violations, whether the discharge is susceptible to cleanup or abatement, the degree of toxicity of the discharge, and, with respect to the violator, the ability to pay, the effect on ability to continue business, any voluntary cleanup efforts undertaken, any prior history of violations, the degree of culpability, economic benefit or savings, if any, resulting from the violation, and other matters as justice may require.
18. On November 17, 2009, the State Water Resources Control Board (State Water Board) adopted Resolution No. 2009-0083 amending the Water Quality Enforcement Policy (Enforcement Policy). The Enforcement Policy was approved by the Office of Administrative Law and became effective on May 20, 2010. The Enforcement Policy establishes a methodology for assessing administrative civil liability. The use of this methodology addresses the factors that are required to be considered when imposing a civil liability as outlined in Water Code section 13327. The entire Enforcement Policy can be found at:
http://www.waterboards.ca.gov/water_issues/programs/enforcement/docs/enf_policy_final111709.pdf
19. **Maximum Administrative Civil Liability:** Pursuant to Water Code section 13350, subdivision (e)(1), the total maximum administrative civil liability that may be imposed for the violation in this Order is **\$395,000**.
20. **Minimum Administrative Civil Liability:** Pursuant to Water Code section 13350, subdivision (e)(1)(B), the minimum administrative civil liability that must be imposed

for the violation in this Order is **\$7,900**, unless the Water Board makes express findings pursuant to Water Code section 13350, subdivision (f).

21. Water Code section 13350, subdivision (f) states that:

“A regional board shall not administratively impose civil liability in accordance with paragraph (1) of subdivision (e) in an amount less than the minimum amount specified, unless the regional board makes express findings setting forth the reasons for its action based upon the specific factors required to be considered pursuant to Section 13327.”

Water Code section 13327 allows for “other factors as justice may require.” The Water Board finds that the minimum statutory liability of \$7,900 is an amount excessive in light of the violations alleged herein and in relation to the cost savings associated with the non-compliance from those violations. Step 7 of Attachment A of the penalty methodology identifies specific factors under Water Code section 13327 that the Water Board considered in determining the liability amount.

On balance, in light of the considerations outlined in Step 7 of Attachment A, the Water Board finds that a lower penalty, less than the minimum amount cited in Finding No. 20, is appropriate.

22. The Enforcement Policy requires that:

“The adjusted Total Base Liability shall be at least 10 percent higher than the Economic Benefit Amount so that liabilities are not construed as the cost of doing business and that the assessed liability provides a meaningful deterrent to future violations.”

Revised economic benefit values are reflected in the discussion of economic benefit in Attachment A of this Order. The greater of the two economic benefit values plus ten percent is \$169.40, which is less than the administrative civil liability of \$1,975. The administrative civil liability of \$1,975 satisfies the Enforcement Policy’s economic benefit requirement.

23. **Administrative Civil Liability Determination:** The Water Board has applied the Enforcement Policy’s administrative civil liability methodology (Attachment A) and considered each of the Water Code section 13327 factors based upon information in the record, including testimonies at the public hearing and information described in greater detail in the Complaint and its attachments. The Water Board hereby finds that civil liability should be imposed administratively on the Discharger in the amount of **\$1,975**.

GENERAL

24. This Order only resolves liability that the Discharger incurred for violations specifically alleged in the Complaint. This Order does not relieve the Discharger of liability for any violations not alleged in the Complaint. The Water Board retains the authority to assess additional civil liabilities for violations of applicable laws or orders for which civil liabilities have not yet been assessed, or for violations that may subsequently occur.
25. Issuance of this Order is an enforcement action and is, therefore, exempt from the California Environmental Quality Act (Pub. Resources Code sections 21000 et seq.), pursuant to California Code of Regulations (CCR), title 14, section 15321, subdivision (a)(2).
26. Any person aggrieved by this action of the Water Board may petition the State Water Board to review the action in accordance with Water Code section 13320 and CCR, title 23, section 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing will be provided upon request, and may be found on the Internet at:
http://www.waterboards.ca.gov/public_notices/petitions/water_quality.

IT IS HEREBY ORDERED THAT:

1. Administrative civil liability is imposed upon the Discharger in the amount of **\$1,975**.
2. The Discharger shall submit payment with a cashier's check or money order in the full amount of **\$1,975** payable to the State Water Resources Control Board's Waste Discharge Permit Fund within 30 days of the date this Order is adopted.
3. Should the Discharger fail to make the specified payment to the State Water Resources Control Board's Waste Discharge Permit Fund within the time limit specified in this Order, the Water Board may enforce this Order by applying for a judgment pursuant to Water Code section 13328. The Water Board's Executive Officer is hereby authorized to pursue a judgment pursuant to Water Code section 13328 if the criterion specified in this paragraph is satisfied.

I, Patty Z. Kouyoumdjian, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Lahontan Region on March 10, 2016.

Patty Z. Kouyoumdjian
Executive Officer

Attachment A: Administrative Civil Liability Methodology

PROPOSED

ATTACHMENT A

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ATTACHMENT A

ADMINISTRATIVE CIVIL LIABILITY METHODOLOGY

The Complaint alleges that Sheila M. Miner (Discharger) failed to comply with Cease and Desist Order No. R6T-2015-0002, issued by the Lahontan Regional Water Quality Control Board (Water Board), which required the Discharger by July 14, 2015, to either connect her onsite wastewater disposal system to the Spalding Community Services District's (District) community sewer system or to properly abandon it in accordance with Lassen County regulations. For the purpose of applying the Enforcement Policy's administrative civil liability methodology, the alleged violation is a non-discharge violation. Because the Complaint only alleges a non-discharge violation, Step Nos. 1 and 2 of the Enforcement Policy's administrative civil liability methodology are not addressed.

Step 3: Initial Liability Determination

The per-day factor for the violation is **0.55**. This factor is determined by a matrix analysis based upon the Potential for Harm and the Deviation from Applicable Requirements.

- a. The Potential for Harm for the violation is determined to be **moderate**. The Discharger's failure to connect her onsite wastewater disposal system to the District's sewer system or to properly abandon it allows waste containing nutrients to be discharged to the groundwater of the Eagle Lake basin. Such discharges, should they occur, can introduce nutrients, such as nitrogen and phosphorus, to the groundwater, which flows into Eagle Lake. Nitrogen and phosphorus can increase algal growth and the rate of eutrophication in Eagle Lake, a closed-basin lake. Increased eutrophication can adversely affect the habitat for the Eagle Lake trout, and other aquatic and terrestrial organisms supported by Eagle Lake. Increased algal growth also has the potential to adversely affect the public's water contact recreation (e.g., wading, swimming, water skiing) and non-contact water recreation (e.g., aesthetic enjoyment) of Eagle Lake.

To prevent these types of adverse impacts to Eagle Lake's beneficial uses, the Water Board amended its *Water Quality Control Plan for the Lahontan Region* (Basin Plan) in September 1984, to prohibit the discharge of waste containing nutrients to the surface waters and groundwater of the Eagle Lake basin beginning September 14, 1989. The Water Board's Cease and Desist Order issued to the Discharger enforces that Basin Plan prohibition. At a minimum, the Discharger's onsite wastewater disposal system presents a threatened discharge of waste containing nutrients that can reasonably be expected to adversely affect Eagle Lake's cold freshwater habitat (COLD), water contact recreation (REC-1), non-contact water recreation (REC-2), and sport fishing (COMM) beneficial uses. It is also reasonable to expect that such impacts are reversible upon ceasing such waste discharges.

Waste discharges from onsite wastewater disposal systems in the Spalding Tract subdivision can also introduce bacteria into the groundwater, which is the local water

supply. Many Spalding Tract subdivision property owners have private wells, and past studies have shown that bacteria levels increase in those private wells when nearby onsite wastewater disposal systems are being used. Bacteria contained in domestic wastewater can adversely affect human health when consumed. Such conditions represent an adverse impact to the Eagle Lake groundwater basin's municipal and domestic supply (MUN) beneficial use. This impact can reasonably be expected to occur when waste discharges from onsite wastewater disposal systems occur. Fortunately, past studies have also shown that this impact is relatively short term in nature when the waste discharge ceases. Therefore, violating the Cease and Desist Order presents a **moderate** threat to beneficial uses that will likely attenuate without acute or chronic effects, once the Discharger has complied with the Cease and Desist Order.

- b. The Deviation from Applicable Requirements to abandon or connect the septic system is **major**. The reason for the **major** designation is that Water Board staff notified the Discharger of her failure to comply with the Cease and Desist Order's July 14, 2015 compliance date in an August 4, 2015 Notice of Violation (NOV). The 2015 construction season has past, and to date, the Discharger has still failed to comply.
- c. There are 79 days of violation for the period beginning July 15, 2015 and ending October 1, 2015, the date of drafting Administrative Civil Liability Complaint No. R6T-2015-0058. The statutory maximum amount per day per violation is \$5,000. Therefore, 79 days of violation at the statutory maximum per day of \$5,000, yields a maximum initial liability of **\$395,000** (79 days x \$5,000/day). Applying the Potential for Harm per-day factor of 0.55 from Table 3, and the statutory maximum liability amount for each day of violation, yields an initial liability of **\$217,250** (0.55 x 79 days of violation x \$5,000 per day).

Step 4: Adjustment Factors

The Enforcement Policy allows for multi-day violations to be consolidated provided specific criteria are satisfied. The Enforcement Policy also describes three factors related to the violator's conduct that should be considered for modification of the initial liability amount: the violator's culpability; the violator's efforts to clean up or cooperate with regulatory authorities after the violation; and the violator's compliance history. After each of these factors is considered for the violations alleged, the applicable factor should be multiplied by the proposed amount for each violation to determine the revised amount for that violation.

a. Multiple Day Violations

The Enforcement Policy provides that, for violations lasting more than 30 days, the Water Board may adjust the per-day basis for civil liability if certain findings are made, and if the adjusted per-day basis is no less than the per-day economic benefit, if any, resulting from the violation.

The Discharger has failed to comply with her Cease and Desist Order for at least 79 days. The continuance of these violations does not result in an economic benefit that

can be measured on a daily basis. The economic benefit is the delayed cost of having the onsite wastewater disposal system either connected to the District's community sewer system or properly abandoned. Therefore, an adjustment can be made.

The Water Board Prosecution Team (Prosecution Team) recommends applying the alternative approach to civil liability calculation provided by the Enforcement Policy. Using this approach, the calculation of days of violation will include the first day of violation, plus one additional day of violation for each five-day period up to the 30th day of violation, and thereafter, one additional day of violation for each 30-day period. Using this approach, the total number of days is revised to 8 days of violation.

This results in a Revised Initial Liability Amount as follows:

$$\text{Revised Initial Liability} = (0.55) \times (8 \text{ days of violation}) \times (\$5,000) = \mathbf{\$22,000}$$

b. Adjustment for Culpability

For culpability, the Enforcement Policy suggests an adjustment resulting in a multiplier between 0.5 to 1.5, with the lower multiplier for accidental incidents, and the higher multiplier for intentional or negligent behavior. In this case, a Culpability multiplier of **1.5** has been selected for the reasons described below.

Ms. Miner has been aware of the requirements since 1991 when the Water Board issued Cease and Desist Order No. 6-91-591. Beginning in October 2007, Spalding Tract property owners had a readily available means to comply with the Basin Plan prohibition by connecting to the community wastewater disposal system installed by Spalding Community Services District. However, Ms. Miner did not take action to comply at this time. Now, after more than seven years, the Water Board Prosecution Team reminded Ms. Miner once again to connect or properly abandon the wastewater disposal system when it issued Cease and Desist No. R6T-2015-0002 in January 2015.

Since issuing the 2015 Cease and Desist Order, as with the 1991 Cease and Desist Order, the Prosecution Team has not received any communications from Ms. Miner. The lack of communication by Ms. Miner has made it necessary for Water Board staff to use a process server to confirm receipt of critical Water Board communications, as certified mail has been routinely returned as unclaimed. Even after successfully serving the 2015 Cease and Desist Order upon Ms. Miner personally via process service, she has not contacted staff nor made any inquiry regarding how to comply, nor provided any information regarding financial or other hardship that may be preventing her from complying. After providing approximately one-half of a construction season to comply with her 2015 Cease and Desist Order, the Prosecution Team issued an August 4, 2015 Notice of Violation via process service, notifying Ms. Miner that the time to comply with her Cease and Desist Order's requirements without additional enforcement action was running out. In spite of the Prosecution Team's efforts to allow ample time to comply before issuing an administrative civil liability complaint, the Discharger has not contacted the

Prosecution Team nor provided any documentation of hardship or other information related to her failure to comply, nor has she shown any intent to comply. Rather, her active avoidance of process service (associated with proposed 2013 Cease and Desist Order), refusal of certified mail, and inaction suggest Ms. Miner purposefully chose to ignore the requirements in the Water Board's Cease and Desist Order. Circumstances of this nature warrant a greater multiplier for culpability. Therefore, the Prosecution Team recommends assigning a value of 1.5 for Culpability, as values of 1.4 or greater have been reserved for situations where there is evidence of willful or intentional conduct.

c. Adjustment for Cleanup and Cooperation

For cleanup and cooperation, the Enforcement Policy suggests an adjustment resulting in a multiplier between 0.75 and 1.5. A lower multiplier is appropriate for situations where there is a high degree of cleanup and/or cooperation and a higher multiplier is appropriate for situations where cleanup and/or cooperation is minimal or absent. In this case, a Cleanup and Cooperation multiplier of **1.5** has been selected for the reasons described below.

In this case, cooperation is not only absent but Ms. Miner has refused receipt of Water Board letters and has intentionally evaded process servers hired by the Water Board to deliver Water Board communications. The Water Board has gone through great lengths and has spent Water Board time and money to serve the 2015 Cease and Desist Order and related Notice of Violation. Apart from Ms. Miner obstructing receipt of Water Board communications, Ms. Miner has refused to comply by connecting or properly abandoning the onsite wastewater disposal system. A value of 1.5 for Cleanup and Cooperation is appropriate.

d. Adjustment for History of Violations

The Enforcement Policy suggests that where there is a history of repeat violations, a **minimum** multiplier of 1.1 should be used for this factor. In this case, a multiplier of **1.0** has been selected based upon the absence of prior violations of Cease and Desist Order No. R6T-2015-0002. A review of the California Integrated Water Quality System (CIWQS) and Water Board files shows that the violation represents the first set of violations of Cease and Desist Order No. R6T-2015-0002. Therefore, a multiplier of 1.0 is appropriate, and no adjustment to the above liability amount should be made in response to this factor.

Step 5: Determination of Total Base Liability Amount

The Total Base Liability for the violation is **\$49,500.00**. The Total Base Liability for the violation is determined by multiplying the Revised Initial Liability by the multipliers associated with each of the Adjustment Factors discussed above.

Total Base Liability = (Revised Initial Liability) X (Culpability) X (Cleanup/Cooperation) X (History of Violations) = (\$22,000) X (1.5) X (1.5) X (1.0) = **\$49,500.00**.

Step 6: Ability to Pay and Ability to Continue Business

The Enforcement Policy provides that if the Water Board has sufficient financial information to assess the violator's ability to pay the Total Base Liability, or to assess the effect of the Total Base Liability on the violator's ability to continue in business, then the Total Base Liability amount may be adjusted downward.

The Prosecution Team conducted a preliminary asset search of publicly available information. Based upon review of Lassen County Assessor's Office online records and a ParcelQuest web search (Attachment L), the Prosecution Team finds that the Discharger has the ability to pay the proposed liability because she owns the parcels located in Lassen County and listed, below.

Assessor's Parcel No.	County	Property Address	Use Type	Mailing Address	Assessed Total Value	Assessment Year
077-332-42	Lassen	687360 Maple Way	Residential	POB 270822 Susanville, CA	\$23,018	2015
103-112-14	Lassen	645 N Weatherlow St	SF Residential	POB 270822 Susanville, CA	\$20,521	2015
103-231-05	Lassen	1106 Mark St	SF Residential	POB 270822 Susanville, CA	\$56,180	2015
105-263-02	Lassen	125 Alexander Ave	SF Residential	POB 270822 Susanville, CA	\$48,486	2015
139-160-40	Lassen		Vacant	POB 270822 Susanville, CA	\$6,515	2015
139-160-41	Lassen		Vacant	POB 270822 Susanville, CA	\$2,599	2015
139-160-42	Lassen		Vacant	POB 270822 Susanville, CA	\$2,599	2015
139-160-51	Lassen	446445 Spruce Ave	Vacant	POB 270822 Susanville, CA	\$3,906	2015
139-160-52	Lassen	446555 Spruce Ave	Vacant	POB 270822 Susanville, CA	\$3,906	2015
141-110-06	Lassen	Doyle CA 96109	Vacant	POB 270822 Susanville, CA	\$2,963	2015
141-120-12	Lassen		Vacant	POB 270822 Susanville, CA	\$3,170	2015
				TOTAL	\$173,863	

The Water Board has satisfied the initial burden of producing substantial evidence demonstrating the Discharger's ability to pay the proposed liability. During the period provided to submit evidence for a scheduled Water Board hearing, the Discharger may rebut the Prosecution Team's findings and submit documentation to support the assertion of an inability to pay.

Without additional information provided by the Discharger, based on this initial assessment of information, it appears the Discharger does have assets to pay the Total Base Liability determined in Step 5. This initial assessment does not consider Ms.

Miner's total assets and liabilities, including other properties owned outside of Lassen County, income from any rental properties or the amount of outstanding mortgages, if any. Included with the issuance of this Complaint is a document titled, "Financial Documentation Fact Sheet" that specifies the type of information Ms. Miner can provide to rebut the Prosecution Team's assertion that Ms. Miner has the ability to pay the liability determined in Step 5.

Step 7: Other Factors as Justice May Require

The Enforcement Policy provides that if the Water Board believes the amount determined using the above factors is inappropriate, the liability amount may be adjusted under the provision for "other factors as justice may require," if express findings are made.

a. Adjustments for Other Factors as Justice May Require

The Prosecution Team has exercised its discretion in deciding whether to pursue administrative civil liability for violating Cease and Desist Order No. R6T-2015-0002. Doing so is consistent with the Water Board's primary interest to achieve compliance.

The Prosecution Team has determined that the Total Base Liability of \$49,500 as calculated in Step 5, in addition to the minimum statutory liability calculated in Step 9, are excessive in light of the violations alleged herein, and in relation to the cost savings associated with the non-compliance from those violations as well as past Water Board actions in similar enforcement cases. Below are specific factors under Water Code section 13327 that the Prosecution Team considered in determining the proposed liability amount.

- i. **Reducing the days of violation:** The Prosecution Team considered calculating the administrative civil liability based on a reduced number of days of violation. Using a start date of August 4, 2015, the date of the Notice of Violation where staff reminded the Discharger that her property was out of compliance, is consistent with the approach the Prosecution Team used in two similar ACL Complaints issued in 2013. Doing so would reduce the days of violations to 58 days (August 4, 2015 – October 1, 2015). Using 58 days of violation would result in a minimum liability of **\$5,800**, based upon the statutory minimum liability of \$100 per day of violation. Even considering the reduction of the minimum liability based on reducing the days of violation, the Prosecution Team believes this alternative liability amount of \$5,800 is excessive.
- ii. **Other Considerations:** In determining the proposed liability amount, the Prosecution Team considered the following specific factors.
 - a) **Economic Benefit:** As detailed in Step 8, below, the cost savings of non-compliance is \$30 for abandonment or \$154 for connection. While the Enforcement Policy requires the recovery of at least economic benefit plus ten percent, a penalty of either \$33 or \$169.40 is not sufficient to deter non-compliance or create a level playing field among the regulated community. On

the other hand, the Prosecution Team acknowledges the statutory minimum liability amount of \$7,900 is well in excess of the economic benefit of non-compliance.

- b) **Consistency with Similar ACLs:** Administrative civil liability complaints were issued to property owners of the nearby Stones-Bengard subdivision in 1997 for failing either to connect their onsite wastewater disposal systems to the Stones-Bengard community sewer system or to properly abandon them. In the Stones-Bengard cases, the Water Board issued administrative civil liability complaints proposing liability be imposed in the amount of **\$6,500** per non-compliant property. This was the minimum liability that could be imposed for violating cleanup and abatement orders that had been issued 65 days prior to issuing the administrative civil liability complaints. The cleanup and abatement orders had been issued after the Stones-Bengard property owners had been violating their cease and desist orders issued in 1991 for several years. ACL Orders were subsequently issued for this amount.

In 2012 and 2014, the Water Board issued ACL Orders to ten Spalding Tract property owners in amounts ranging from \$106 up to \$1,749 per non-compliant property. The liability amounts imposed were, at least in part, related to the length of time it took the property owners to achieve compliance. These property owners paid their fines in full, and their properties were brought into compliance with the Basin Plan prohibition.

In light of these past enforcement cases (Stones-Bengard and Spalding Tract), which brought about compliance while imposing penalty amounts less than the \$7,900 statutory minimum for this case, the Prosecution Team believes a lower penalty more in line with these past enforcement actions is appropriate to achieve compliance while providing a sufficient level of deterrence, and is not an unreasonably punitive action. Because compliance was achieved in each of these cases, we believe a similar approach in this case is reasonable, and therefore applied it to determine the proposed liability amount discussed below.

- iii. **Proposed Liability Amount:** Water Code section 13350(f) provides that the Water Board may impose civil liability in an amount less than the minimum amount specified where express findings setting forth the reasons for its action based on the specific factors required in Water Code section 13327.

For the reasons specified above, which are based on the specific factors outlined in Water Code section 13327, the Prosecution Team recommends imposing an administrative civil liability in the amount of **\$1,975**. The Prosecution Team believes this amount provides a fair penalty or consequence for the alleged violation as well as a meaningful deterrent against future violations. This amount and approach are consistent with that applied in the last two Spalding Tract ACL Complaints issued in 2013.

b. Staff Costs

The Water Board has suspended the practice of adding staff cost into administrative civil liabilities based upon the California State Auditor's findings stated in its 2012-120 Audit Report. Specifically, one of the findings in the Audit Report is that staffing costs in penalty actions for water quality certification violations are, "generally not supported and are inaccurate because of inflated cost rates." (California State Auditor Report 2012-120 State Water Resources Control Board, *It Should Ensure a More Consistent Administration of Water Quality Certification Program*, June 2013). This enforcement action does not involve violations of a 401 Water Quality Certification, as was the focus in Audit Report 2012-120. However, staff believes the justification in the Audit Report still applies to this enforcement action where the staff cost rate has yet to be revised to reflect actual staff salaries and overhead cost for each program. In an abundance of caution, the Water Board, in consultation with the State Water Resources Control Board, has suspended adding staff cost into administrative civil liabilities until the issues identified by the State Auditor can be addressed.

Step 8: Economic Benefit

The Enforcement Policy requires that the economic benefit of noncompliance be estimated for any violation. The economic benefit of noncompliance is any savings or monetary gain derived from the act or omission that constitutes the violation.

The Discharger has realized an economic benefit of noncompliance by failing to either connect or abandon the septic system as required by Cease and Desist Order No. R6T-2015-0002. In order to estimate the economic benefit of noncompliance, Water Board staff previously subpoenaed cost records from contractors who have abandoned individual onsite wastewater disposal systems or connected them to the District's system in the Spalding Tract subdivision. Based upon the subpoenaed data received, the average costs to connect a septic tank to the community wastewater system or to properly abandon a septic system at that time were \$4,210 and \$836, respectively. Since property owners are ultimately required to either connect or abandon their septic tanks, the economic benefit of noncompliance is realized by delaying the connection or abandonment of the system, and thereby delaying expenditure of the cost necessary to do so. In the meantime, the unspent compliance money has been available for other activities. The benefit of noncompliance is estimated by calculating the time value of the delay, net of taxes and considering inflation using U.S. Environmental Protection Agency's BEN model¹. The economic benefit of noncompliance of delaying septic tank

¹ USEPA developed the BEN model to calculate the economic benefit a violator derives from delaying and/or avoiding compliance with environmental statutes. Funds not spent on environmental compliance are available for other profit-making activities or, alternatively, a defendant avoids the costs associated with obtaining additional funds for environmental compliance. BEN calculates the economic benefits gained from delaying and avoiding required environmental expenditures such as capital investments, one-time non-depreciable expenditures, and annual operation and maintenance costs.

BEN uses standard financial cash flow and net present value analysis techniques based on generally accepted financial principles. First, BEN calculates the costs of complying on time and of complying late adjusted for inflation and tax deductibility. To compare the on time and delayed compliance costs in a common measure, BEN calculates the present value of both streams of costs, or "cash flows," as of the date of initial noncompliance. BEN

connection beyond July 14, 2015 is an estimated \$154, and the economic benefit of noncompliance of delaying septic tank abandonment beyond July 14, 2015 is an estimated \$30 (Exhibit 1). These estimates use the Employment Cost Index (ECI) for inflation and assume a penalty payment date of March 10, 2016.

Step 9: Maximum and Minimum Liability Amounts

The maximum liability amount the Water Board may assess for the above-referenced violations pursuant to Water Code section 13350, subdivision (e)(1), is \$5,000 per day of violation. Therefore, the maximum liability the Water Board may assess for 79 days of violation (elapsed time since the date of compliance in the Cease and Desist Order) is **\$395,000**.

The minimum liability amount provided in Water Code section 13350, subdivision (e)(1)(B) is \$100 per day. Therefore, the minimum liability the Water Board must assess for 79 days of violation is **\$7,900**, unless specific findings are made supporting a reduction.

The Enforcement Policy also requires that:

The adjusted Total Base Liability shall be at least 10 percent higher than the Economic Benefit Amount so that liabilities are not construed as the cost of doing business and that the assessed liability provides a meaningful deterrent to future violations.

The economic benefit amount plus ten percent is **\$33.00** for septic tank abandonment and **\$169.40** for connection to the District's system. The Total Base Liability and the Proposed Liability amount, below, are greater than either of these amounts.

Step 10: Final Liability Amount

The Total Proposed Liability Amount is **\$1,975.00** based upon the considerations discussed in detail, above.

derives these values by discounting the annual cash flows at an average of the cost of capital throughout this time period. BEN can then subtract the delayed-case present value from the on-time-case present value to determine the initial economic benefit as of the noncompliance date. Finally, BEN compounds this initial economic benefit forward to the compliance date if compliance ultimately occurred, or the penalty payment date if compliance still has not occurred or the compliance action was a recurring annual action.

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EXHIBIT 1

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Sheila Miner

Compliance Action The actions required to have prevented the violation.	One-Time Nondepreciable Expenditure			Annual Cost		Non-Compliance Date	If complied, enter Compliance Date	Cost Index for Inflation	Benefit of Non-compliance
	Amount	Date ¹	Delayed? ²	Amount	Date ¹				
Alternative 1: Properly abandon septic system	\$836	1/1/2010	y			7/15/2015		ECI	\$30
Alternative 2: Connect septic system to sewer	\$4,210	1/1/2010	y			7/15/2015		ECI	\$154
Totals	N/A ³								N/A ³

Date of run: 2/11/2016 9:33

Penalty Payment Date: 3/10/2016 Hearing Date: 3/10/2016

Income Tax Schedule: For-Profit

Source: USEPA BEN Model: Version 5.5.0 Status:

Analyst: MM Ransom

¹ This is the Date of the cost estimate. When was the cost estimate made?

² Enter "y" if delayed, and "n" if avoided.

³ The total does not exist here because the discharger can do either Alternative 1 or Alternative 2.

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ATTACHMENT 2

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LAHONTAN REGIONAL WATER QUALITY CONTROL BOARD 2501 Lake Tahoe Boulevard South Lake Tahoe, California 96150 ATTORNEY FOR (Name):				
In the Matter of: Sheila M. Miner, Spalding Tract Subdivision, Lassen County APN 077-332-42-11				
PROOF OF SERVICE	HEARING DATE:	TIME:	DEPT/DIV.:	CASE NUMBER: N/A

1. At the time of service I was at least 18 years of age and not a party to this action, and I served copies of the (specify document(s): **ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R6T-2015-0058; [BLANK] WAIVER FORM FOR ADMINISTRATIVE CIVIL LIABILITY COMPLAINT; FINANCIAL DOCUMENTATION FACT SHEET; HEARING PROCEDURES; COVER LETTER ADDRESSED TO SHEILA M. MINER dated December 11, 2015**

2. a. Party served: **Sheila M. Miner**
 b. Person served: **Same as party in item 2a.**
 c. Address: **645 North Weatherlow Street
 Susanville, California 96130**

3. I served the party in item 2
 a. by personally delivering the copies (1) on (date): **12/13/2015**
 (2) at (time): **02:48 p.m.**

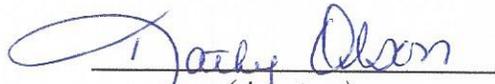
4. Person serving (name, address, and telephone No.):

Kathy Olson
Ace Attorney Service, Inc.
 P.O. Box 1075
 Susanville, California 96130
 (530) 310-1551

Fee for service: \$
 Registered California process server.
 (1) Employee or independent contractor.
 (2) Registration No.: **PS16**
 (3) County: **LASSEN**

5. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **December 17, 2015**


 (signature)

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ENCLOSURE 2

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Lahontan Regional Water Quality Control Board

December 11, 2015

Sheila M. Miner
P.O. Box 270822
Susanville, CA 96127

CERTIFIED MAIL 7009 0820 0001 6638 8666

Sheila M. Miner
645 North Weatherlow Street
Susanville, CA 96130

CERTIFIED MAIL 7009 0820 0001 6638 8673

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R6T-2015-0058 FOR SHEILA M. MINER, SPALDING TRACT SUBDIVISION, LASSEN COUNTY APN 077-332-42-11

Enclosed please find Administrative Civil Liability Complaint No. R6T-2015-0058 issued pursuant to California Water Code section 13323, alleging violations by Sheila M. Miner (Discharger) of Cease and Desist Order No. R6T-2015-0002. The Complaint alleges that the Discharger failed to either (1) connect her onsite wastewater disposal system to the Spalding Community Services District's community sewer system, or (2) properly abandon the onsite wastewater disposal system in accordance with Lassen County regulations by July 14, 2015. The Complaint proposes that the Regional Water Quality Control Board, Lahontan Region (Water Board) assess an administrative civil liability against the Discharger in the amount of **\$1,975** pursuant to California Water Code section 13350.

Also enclosed is a Waiver of Hearing form for this matter. Should the Discharger choose to waive her right to a hearing, an authorized agent must sign the enclosed Waiver of Hearing form and return it with full payment to the Water Board's South Lake Tahoe office by **5:00 p.m. on February 9, 2016**. In addition to payment of the liability amount, the Discharger will still be required, under Cease and Desist Order No. R6T-2015-0002, to connect or abandon her onsite wastewater disposal system on the property.

If the Water Board does not receive the waiver and full payment of the liability by this date and time, the matter will be heard before the Water Board or a Hearing Panel (Hearing Panel) on **March 9-10, 2016**. At the hearing, the Water Board will consider whether to impose administrative civil liability (as proposed in the Complaint or for a different amount, either higher or lower than proposed, but not to exceed the maximum liability provided for by law), decline the administrative civil liability, or refer the matter to the Attorney General for judicial enforcement.

KIMBERLY COX, CHAIR | PATTY Z. KOUYOUMDJIAN, EXECUTIVE OFFICER

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Public hearing procedures for this matter are also enclosed. The public hearing procedures identify the type of information that must be submitted in preparation for the public hearing, identify the hearing participants, and explain how the public hearing will proceed.

The Discharger has an opportunity prior to the hearing to submit, among other information, financial information documenting her ability or inability to pay the liability amount specified in the Complaint, or to document a financial or other hardship that may have prevented compliance with Cease and Desist Order No. R6T-2015-0002. The enclosed Financial Documentation Fact Sheet identifies the types of financial documents the Discharger should provide to demonstrate or support a financial hardship claim.

An agenda containing the date, time, and location of the public hearing will be mailed to the Discharger at least 10 days prior to the hearing date. If you have any questions regarding this matter, please contact Lisa Scorable Engineering Geologist, at (530) 542-5452 (lisa.scorable@waterboards.ca.gov), or Cathe Pool, Senior Water Resources Control Engineer, at (530) 542-5460 (catherine.pool@waterboards.ca.gov).



Lauri Kemper, P.E.
Assistant Executive Officer

Enclosures: 1. Administrative Civil Liability Complaint No. R6T-2015-0058
2. Waiver of Hearing Form
3. Financial Documentation Fact Sheet
4. Public Hearing Procedures

cc (w/enclosure): Regional Board Members
Patty Z. Kouyoumdjian, Executive Officer, Lahontan RWQCB
Kim Niemeyer, Staff Counsel, SWRCB, Office of Chief Counsel
Vanessa Young, Staff Counsel, SWRCB, Office of Enforcement
David Boyers, Assistant Chief Counsel, SWRCB, Office of Enforcement
Barbara Neal, SWRCB, Office of Enforcement
Chris Gallagher, General Manager, Spalding Community Services District
Virginia Bruce, Spalding Community Services District
Doug Ames, Director, Lassen County Environmental Health Department
Daniel Schlueter, Assessor, Lassen County Assessor
Cathe Pool, Senior Water Resources Control Engineer, RWQCB
Lisa Scorable, Engineering Geologist, RWQCB

ENCLOSURE 1

**STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
LAHONTAN REGION**

In the Matter of)	
Sheila M. Miner,)	COMPLAINT NO. R6T-2015-0058
Spalding Tract Subdivision,)	FOR
Lassen County APN 077-332-42-11)	ADMINISTRATIVE CIVIL LIABILITY

SHEILA M. MINER IS HEREBY GIVEN NOTICE THAT:

1. As a result of failing to either (1) connect her onsite wastewater disposal system to the Spalding Tract Community Services District's (District) community sewer system, or (2) properly abandon the onsite wastewater disposal system in accordance with Lassen County regulations, Sheila M. Miner (Discharger) is alleged to have violated Cease and Desist Order (CDO) No. R6T-2015-0002. The Regional Water Quality Control Board, Lahontan Region (Water Board) may impose administrative civil liabilities pursuant to Water Code section 13350 for such violations. This Administrative Civil Liability Complaint (Complaint) is issued under authority of Water Code section 13323.
2. Unless waived, a hearing on this Complaint will be held before the Water Board March 9-10, 2016, at 971 Silver Dollar Avenue, South Lake Tahoe, California. At the hearing, the Water Board will consider whether to affirm, reject, or modify (either increase or decrease) the proposed civil liability up to the maximum penalty provided for by law, or refer the matter to the Attorney General's Office for recovery of judicial liability. The Discharger or her representative will have an opportunity to be heard and to contest the allegations in this Complaint and the imposition of civil liability. An agenda for the meeting will be available at http://www.waterboards.ca.gov/lahontan/board_info/agenda/ not less than 10 days before the hearing date.
3. The Discharger can waive her right to a hearing to contest the allegations contained in this Complaint by submitting a signed waiver and paying the civil liability in full or by taking other actions as described in the attached waiver form.

ALLEGATIONS

4. The Discharger owns Assessor Parcel No. 077-332-42-11 in the Spalding Tract subdivision located on the west shore of Eagle Lake, approximately 20 miles northwest of Susanville, California (Attachment A, Vicinity Map).
5. Based upon a review of Lassen County records, the Discharger owns and/or operates an onsite wastewater disposal system located at the above-referenced parcel. The existence of an onsite wastewater disposal system that has not been properly abandoned at this location permits waste containing nutrients to be

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discharged, and/or threatens a discharge of waste containing nutrients, to waters within the Eagle Lake Basin.

6. In September 1984, pursuant to Water Code section 13243, the Water Board amended the *Water Quality Control Plan for the Lahontan Region* (Basin Plan) to prohibit the discharge of sewage to onsite wastewater disposal systems in the Spalding Tract after September 14, 1989. In pertinent part, the Basin Plan prohibition states:

The discharge of waste from the Spaulding [sic] or Stones-Bengard subdivisions with other than a zero discharge of nutrients to any surface waters or ground waters in the Eagle Lake basin is prohibited after September 14, 1989. (Basin Plan, Chapter 4, *Implementation*, Unit/Area-Specific Prohibitions for the Eagle Drainage Hydrologic Area at p. 4.1-4.)

7. Water Board staff issued Spalding Tract property owners, including Ms. Miner, a Cease and Desist Order in 1991 (CDO No. 6-91-591) providing notice to property owners of the requirement to cease discharges.
8. On October 22, 2007, the District's community sewer system (system) became operational, allowing for an available method for the Spalding Tract subdivision property owners to comply with the Basin Plan prohibition cited above.
9. In September 2013, the Water Board attempted to issue a Cease and Desist Order to Ms. Miner, however staff was unsuccessful due to her resistance/active avoidance of process service (Attachment B).
10. On January 14, 2015, the Water Board adopted and successfully served Ms. Miner CDO No. R6T-2015-0002 (Attachment C) for Lassen County APN No. 077-332-42-11 to establish a time schedule for the Discharger to comply with the Basin Plan prohibition cited in Finding 6, above.
11. Cease and Desist Order No. R6T-2015-0002 required the Discharger, by July 14, 2015, to either (1) connect her onsite wastewater disposal system to the District's community sewer system, or (2) properly abandon the onsite wastewater disposal system in accordance with Lassen County regulations. Upon completing one of the two activities, the Discharger was required to submit documentation of compliance with the Basin Plan prohibition cited in Finding 6, above, to the Water Board.
12. The Discharger failed to comply with CDO No. R6T-2015-0002 and on August 4, 2015, the Water Board's Prosecution Team (Prosecution Team) issued the Discharger a Notice of Violation (Attachment D) citing the ongoing violation.
13. The August 4, 2015 Notice of Violation informed the Discharger of the Prosecution Team's intent to issue a Complaint in October 2015. The Notice of Violation also informed the Discharger that the Water Board would consider the recommended liability specified by the Complaint during its January 2016 meeting.

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14. Based upon a review of the District's records (Attachment E), as of the date of drafting this Complaint, October 1, 2015, the Discharger has not connected her onsite wastewater disposal system to the District's community sewer system, and the Water Board has not received documentation from the Discharger and/or from Lassen County that the Discharger properly abandoned the onsite wastewater disposal system. Therefore, the Discharger is continuing to violate CDO No. R6T-2015-0002.
15. As of the date of drafting this Complaint, October 1, 2015, the Discharger has been in violation of CDO No. R6T-2015-0002 for 79 days.

**WATER CODE SECTION UPON WHICH ADMINISTRATIVE CIVIL LIABILITY IS
BEING ASSESSED FOR THE ALLEGED VIOLATIONS**

16. Pursuant to Water Code section 13350, subdivision (a), any person who violates any cease and desist order issued by a regional board, is subject to administrative civil liability.
17. Pursuant to Water Code section 13350, subdivision (e), civil liability may be imposed administratively on a daily basis in an amount not to exceed five thousand dollars (\$5,000) for each day in which the violation occurs.

FACTORS CONSIDERED IN DETERMINING ADMINISTRATIVE CIVIL LIABILITY

18. Pursuant to Water Code section 13327, in determining the amount of civil liability, the Water Board is required to take into account the nature, circumstance, extent, and gravity of the violation or violations, whether the discharge is susceptible to cleanup or abatement, the degree of toxicity of the discharge, and, with respect to the violator, the ability to pay, the effect on ability to continue business, any voluntary cleanup efforts undertaken, any prior history of violations, the degree of culpability, economic benefit or savings, if any, resulting from the violation, and other matters as justice may require.
19. On November 17, 2009, the State Water Resources Control Board (State Water Board) adopted Resolution No. 2009-0083 amending the Water Quality Enforcement Policy (Enforcement Policy). The Enforcement Policy was approved by the Office of Administrative Law and became effective on May 20, 2010. The Enforcement Policy establishes a methodology for assessing administrative civil liability. The use of this methodology addresses the factors that are required to be considered when imposing a civil liability as outlined in Water Code section 13327. The entire Enforcement Policy can be found at:

http://www.waterboards.ca.gov/water_issues/programs/enforcement/docs/enf_policy_final111709.pdf
20. The required factors have been considered for the violations alleged herein using the methodology in the Enforcement Policy, as explained in detail in Attachment F, which is attached hereto and incorporated herein by this reference.

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MAXIMUM ADMINISTRATIVE CIVIL LIABILITY

21. Pursuant to Water Code section 13350, subdivision (e), the total maximum administrative civil liability that may be imposed for the violations alleged in this Complaint is **\$395,000**, as described in Attachments F and G, which are attached hereto and incorporated herein by this reference.

PROPOSED ADMINISTRATIVE CIVIL LIABILITY

22. Based on consideration of the above facts, the applicable law, and after applying the administrative civil liability methodology as described in Attachments F and G, the Assistant Executive Officer of the Water Board proposes that civil liability be imposed administratively on the Discharger in the amount of **\$1,975.00**.
23. This is an action to enforce the laws and regulations administered by the Water Board. The method of compliance with this enforcement action consists entirely of payment of an administrative penalty. As such, the Water Board finds that issuance of this Complaint is not considered subject to the provisions of the California Environmental Quality Act as it will not result in a direct or reasonably foreseeable indirect physical change in the environment and is not considered a "project" (Public Resources Code 21065, 21080(a); 15060(c)(2),(3); 15378(a), title 14, of the California Code of Regulations).
24. Notwithstanding the issuance of this Complaint, the Water Board retains the authority to assess additional civil liability for violations of the requirements of CDO No. R6T-2015-0002 for which liability has not yet been assessed or for violations that may occur subsequent to the issuance of this Complaint.


Lauri Kemper
Assistant Executive Officer

December 11, 2015
Date

Attachments:

- A. Vicinity Map
- B. Documentation of Attempts to Process Serve 2013 CDO
- C. January 21, 2015 Adopted Cease and Desist Order No. R6T-2015-0002
- D. August 4, 2015 Notice of Violation
- E. District Records – Wastewater System Connections List
- F. Administrative Civil Liability Methodology
- G. Administrative Civil Liability Methodology Spreadsheet
- H. Economic Benefit of Non-Compliance
- I. Contractor Cost Data
- J. Excerpt from *Report on the Water Quality Status of Eagle Lake with Consideration of Possible Eutrophication Changes, April, 1981* (Title Page, Table of Contents, Pgs. 1-2, and 54-57)
- K. Excerpt from *Response to Petition: Adopted Cease and Desist Orders for the Property Owners of the Stones-Bengard Subdivision and Spalding Tract, Eagle Lake Basin, Lassen County, October 31, 1992* (Transmittal Memorandum and Pgs. 1-4)
- L. Lassen County Assessor Property Value Documentation

ATTACHMENT A



SPALDING TRACT

SUSANVILLE

ATTACHMENT B

LAHONTAN REGIONAL WATER QUALITY CONTROL BOARD 2501 Lake Tahoe Boulevard South Lake Tahoe, California 96150 ATTORNEY FOR (Name):				
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD LAHONTAN REGION				
In Re: Sheila M. Miner Cease and Desist Order No. R6T-2013-(PROPOSED) Spalding Tract Subdivison, APN 077-332-42-11 Eagle Lake Basin, Lassen County				
PROOF OF DELIVERY	HEARING DATE:	TIME:	DEPT/DIV.:	Certified Mail No. 7009 0820 0001 6638 9458

1. At the time of service I was at least 18 years of age and not a party to this action, and I served copies of the (specify document(s): **CEASE AND DESIST ORDER NO. R6T-2013-(PROPOSED) LETTER ADDRESSED TO SHEILA M. MINER** dated August 27, 2013

2. a. Party served: **MINER, SHEILA M.**
 b. Person served: **By posting at the residence of Sheila M. Miner**
 c. Address: **645 North Weatherlow Street**
Susanville, California 96130

3. I served the party in item 2
 By posting at the residence of Sheila M. Miner

(1) on (date): **09/08/2013**
 (2) at (time): **03:38 p.m.**

4. Person serving (name, address, and telephone No.):

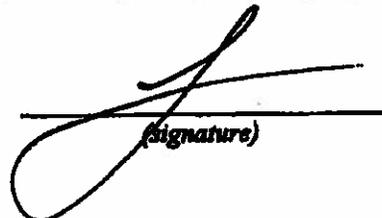
John Abbott
Ace Attorney Service, Inc.
901 F Street, Suite 150
Sacramento, California 95814
(916) 447-4000

Fee for service: \$

Registered California process server.
 (1) Employee or independent contractor.
 (2) Registration No.: **PS12**
 (3) County: **LASSEN**

5. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **September 9, 2013**


 (signature)

#1030095G

PROOF OF DELIVERY

ATTORNEY OR PARTY WITHOUT ATTORNEY: California Regional Water Quality Control Board Lahontal Region 2501 Lake Tahoe Boulevard South Lake tahoe, CA 96150 TELEPHONE NO.: (530) 542-5400 ATTORNEY FOR:	FOR COURT USE ONLY
COURT OF CALIFORNIA, COUNTY OF LASSEN	
PLAINTIFF: Lahontan Regional Water Quality Control Board DEFENDANT: Estate of Eugene Likens, C/O Lannen County Public Guardian, Shelia Miner, Miller Custom Works, Dennis J. Cooley or John D. Urban	CASE NUMBER: R6T-2013-(PROPOSED)
DECLARATION OF DUE DILIGENCE	Ref. No. or File No.: 10300095

1. I, John Abbott, am at least 18 years of age and not a party to (his action.

2. Documents to be served:

Cease and Desist Order No. R6T-2013-(Proposed), Letter addressed to Shelia M. Miner dated 8/278/2013

3. Party to be served:

Shelia M. Miner, 645 North Weatherlow Street, Susanville, CA 96130

4. Details of diligence:

09/08/2013 3:58 pm Attempted service at 645 North Weatherlow Street, Susanville, CA 96130, car in driveway, no answer at residence. Her red pickup has been there on some attempts and not on others, indicating it is being driven. I could see a light was on through one of the windows on the north side of the house. I knocked several times, progressively harder when there was no response. I called her by name through the door and asked to come out and get the papers I had for her, with no response. I could not hear any movement inside. Since the front door has weeds growing in front of the door I don't believe the front door is in use. I posted the papers to the windshield of the truck.

09/07/2013 1:20 pm Attempted Service 645 North Weatherlow Street, Susanville, CA 96130 The red pickup was not at the location.

09/06/2013 1:41 pm Attempted service at 645 North Weatherlow Street, Susanville, CA 96130, redish Toyota pickup CA 6T30318 in driveway, no answer at residence

09/05/2013 1:45 pm Attempted service at 1106 Mark Street, Susanville, CA 96130, gate locked, there is a motorhome behind the residence, but it is not visible enough to see if it is in use.

09/05/2013 1:35 pm Attempted Service 645 North Weatherlow Street, Susanville, CA 96130 Attempt Service: No answer at door, no vehicle at location.

5. Person attesting to dilligence:

Name: John Abbott
Firm: Ace Messenger & Attorney Service, Inc. SAC
Address: 901 F Street, Suite 150, Sacramento, CA 95814
Telephone number: (916) 447-4000
I am a registered California process server: independent contractor
Registration No.: Lassen PS 12
County: Lassen County, California

PLAINTIFF: Lahontan Regional Water Quality Control Board DEFENDANT: Estate of Eugene Likens, C/O Lannen County Public Guardian, Shelia Miner, Miller Custom Works, Dennis J. Cooley or John D. Urban	CASE NUMBER: R6T-2013- (PROPOSED)
---	---

6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 9/13/2013

John Abbott
(PRINTED NAME)

(Signature)

ATTACHMENT C

Lahontan Regional Water Quality Control Board

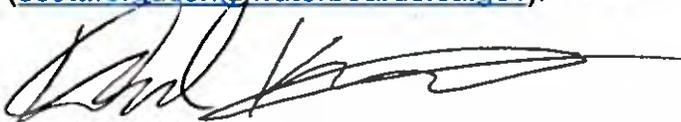
January 21, 2015

TO INTERESTED PARTIES:

ADOPTED CEASE AND DESIST ORDER NO. R6T-2015-0002

REQUIRING SHEILA M. MINER, APN NO. 077-332-42-11, TO CEASE AND DESIST FROM DISCHARGING OR THREATENING TO DISCHARGE WASTE IN VIOLATION OF A DISCHARGE PROHIBITION SPECIFIED BY THE *WATER QUALITY CONTROL PLAN FOR THE LAHONTAN REGION, SPALDING TRACT SUBDIVISION, EAGLE LAKE BASIN, LASSEN COUNTY*

The enclosed Order was adopted on January 14, 2015, at the Water Board Meeting in South Lake Tahoe, CA. If you have any questions please contact Lisa Scorable, Engineering Geologist, at (530) 542-5452 (lisa.scorable@waterboards.ca.gov), or Scott Ferguson, Supervising Water Resources Control Engineer, at (530) 542-5432 (scott.ferguson@waterboards.ca.gov).



Daryl Kambitsch
Office Technician

Enclosure

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LAHONTAN REGION

CEASE AND DESIST ORDER NO. R6T-2015-0002

**REQUIRING SHEILA M. MINER TO CEASE AND DESIST FROM DISCHARGING OR
THREATENING TO DISCHARGE WASTE IN VIOLATION OF A
DISCHARGE PROHIBITION SPECIFIED BY THE
WATER QUALITY CONTROL PLAN FOR THE LAHONTAN REGION;
SPALDING TRACT SUBDIVISION,
EAGLE LAKE BASIN**

_____ Lassen County _____

The California Regional Water Quality Control Board, Lahontan Region (Water Board) finds:

1. Sheila M. Miner (hereafter “Discharger”) owns Assessor Parcel No. 077-332-42-11 in the Spalding Tract subdivision located on the west shore of Eagle Lake, approximately 20 miles northwest of Susanville, California. See Attachment A – Vicinity Map, which is made a part of this Order.
2. The Discharger owns and operates an onsite wastewater disposal system located at the above-referenced parcel. The existence of an onsite wastewater disposal system that has not been properly abandoned at this location permits waste containing nutrients to be discharged, and/or threatens a discharge of waste containing nutrients, to waters within the Eagle Lake Basin.
3. In September 1984, the Water Board amended the *Water Quality Control Plan for the Lahontan Region* (Basin Plan) to incorporate the following waste discharge prohibition.

“The discharge of waste from the Spaulding [sic] or Stones-Bengard subdivisions with other than a zero discharge of nutrients to any surface waters or ground waters in the Eagle Lake basin is prohibited after September 14, 1989.” (Basin Plan, Chapter 4, *Implementation*, Unit/Area-Specific Prohibitions for the Eagle Drainage Hydrologic Area at p. 4.1-4.)

This prohibition essentially prohibits the discharge of sewage to individual onsite waste disposal systems in the Spalding Tract subdivision after September 14, 1989.

4. In 1991, the Water Board issued Cease and Desist Orders (1991 Cease and Desist Orders) to Spalding Tract property owners requiring property owners to cease and desist from discharging wastes in violation of the Basin Plan prohibition. The Discharger and parcel number identified in Finding No. 1, above, are currently named in an active 1991 Cease and Desist Order (Cease and Desist Order No. 6-91-591).
5. The Water Board did not pursue enforcement of the Cease and Desist Orders issued in 1991 because there was no readily available means by which the Spalding Tract property owners could comply with the Basin Plan prohibition.
6. On October 22, 2007, the Spalding Community Services District (District) community wastewater system (system) became operational. As a result, there is now an available method for the Spalding Tract property owners to comply with the Basin Plan prohibition.
7. In October 2009, September 2011, and again in November 2013, the Water Board adopted Cease and Desist Orders for dischargers who continued to discharge or threaten to discharge waste in violation of the Basin Plan prohibition. Cease and Desist Orders were only adopted for dischargers where the Water Board provided evidence that: (1) an onsite wastewater disposal system was present on the discharger's property, (2) the onsite wastewater disposal system had not been connected to the District's system or properly abandoned, and 3) the discharger received proper notification of the proposed Cease and Desist Order. The Cease and Desist Orders required dischargers to comply by either connecting their onsite wastewater disposal system to the District's system or properly abandoning it.
8. Water Board staff has continued its investigation of onsite wastewater disposal systems in the Spalding Tract that are not in compliance with the Basin Plan. There are additional property owners that have yet to comply with the Basin Plan prohibition and did not receive a Cease and Desist Order in 2009, 2011, or 2013. The Discharger identified in Finding No. 1, above, is such a property owner.
9. Lassen County records (excerpts pertaining to the onsite wastewater disposal system on the property are in Attachment B of this Order) provide evidence that the Discharger has an onsite wastewater disposal system located on the parcel referenced in Finding No. 1, above. Additionally, District records (Attachment C of this Order) indicate that the Discharger has not connected her onsite wastewater disposal system to the District system. The Water Board also has not received any written documentation from Lassen County verifying that the Discharger has properly abandoned her onsite wastewater disposal system. Therefore, the Water Board finds that, at a minimum, the Discharger is threatening to discharge waste containing nutrients in violation of the Basin Plan prohibition described in Finding No. 3, above.

10. Water Code section 13301 states, in part:

“When a Regional Board finds that a discharge of waste is taking place, or threatening to take place, in violation of requirements or discharge prohibitions prescribed by the regional board or the state board, the [regional] board may issue an order to cease and desist and direct that those persons not complying with the requirements or discharge prohibitions (a) comply forthwith, (b) comply in accordance with a time schedule set by the [regional] board, or (c) in the event of a threatened violation, take appropriate remedial or preventive action.”

11. As noted in Finding No. 9, above, the Discharger, at a minimum, is threatening to discharge waste in violation of the Basin Plan prohibition described in Finding No. 3, above. Therefore, the Water Board is authorized to issue a Cease and Desist Order for the threatened discharge pursuant to Water Code section 13301.

12. The Water Board is issuing Cease and Desist Orders to all Spalding Tract property owners that: (1) have an onsite wastewater disposal system, (2) have either failed to connect their onsite wastewater disposal system to the District’s system or properly abandon it, and (3) have not received a Cease and Desist Order in 2009, 2011, or 2013. Sheila M. Miner is such a property owner as identified in Finding Nos. 8 and 9, above. This Cease and Desist Order recognizes the availability of the District’s system as a means of compliance, and establishes a new schedule for complying with the Basin Plan prohibition described in Finding No. 3, above.

13. As noted in Finding No. 4, above, the Discharger and parcel number identified in Finding No. 1, above, are also named in Cease and Desist Order No. 6-91-591. This Order rescinds Cease and Desist Order No. 6-91-591, even though the Discharger has not complied with it. The purpose of rescinding Cease and Desist Order No. 6-91-591 and issuing a new one is to establish a new compliance schedule, as the Water Board has done for all other Spalding Tract property owners previously issued CDOs in 1991.

14. Water Code section 13267, subdivision (b) states:

“In conducting an investigation specified in subdivision (a), the regional board may require that any person who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge waste within its region, or any citizen or domiciliary, or political agency or entity of this state who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge, waste outside of its region that could affect the quality of the waters within its region shall furnish, under penalty of perjury, technical or monitoring program reports which the regional board requires. The burden, including costs, of these reports shall bear a

reasonable relationship to the need for the report and the benefits to be obtained from the reports. In requiring these reports, the regional board shall provide the person with a written explanation with regard to the need for the reports, and shall identify the evidence that supports requiring that person to provide the reports.”

15. The technical reports required by this Order are necessary to ensure and verify compliance with the discharge prohibition described in Finding No. 3, above, and with this Cease and Desist Order, as well as to ensure protection of waters of the state, and to protect public health. The burden, including costs, of the reports required by this Order bear a reasonable relationship to the need for the reports and the benefits to be obtained therefrom.
16. The Water Board notified the Discharger and interested persons of its intent to consider adoption of this Cease and Desist Order, and provided an opportunity to submit written comments and appear at a public hearing. The Water Board, in a public hearing, heard and considered all comments.
17. Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Public Resources Code, section 21000, et seq.), in accordance with section 15321, subdivision (a)(2), title 14, California Code of Regulations.
18. Any person aggrieved by this action of the Regional Water Board may petition the State Water Resources Control Board (State Water Board) to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must *receive* the petition by 5:00 p.m., 30 days after the date of this Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the Internet at:
http://www.waterboards.ca.gov/public_notices/petitions/water_quality
or will be provided upon request.

THEREFORE, IT IS HEREBY ORDERED that, pursuant to Water Code sections 13301 and 13267, the Discharger shall cease and desist from discharging waste or threatening to discharge waste, in violation of the Basin Plan prohibition and shall comply with the other provisions of this Order:

1. Cease and Desist Order No. 6-91-591 is hereby rescinded.
2. By **June 30, 2015**, the Discharger must complete one of the following:
 - a. Connect the onsite wastewater disposal system on the Discharger’s property, Lassen County Assessor Parcel No. 077-332-42-11, to the District’s system.

- b. Properly abandon the onsite wastewater disposal system on the Discharger's property, Lassen County Assessor Parcel No. 077-332-42-11.
 - c. Provide a technical report (form included as Attachment D of this Order) documenting that the Discharger's property does not have an onsite wastewater disposal system (e.g., septic tank/leachfield system, outhouse, privy). The report must include all information necessary to assist the Water Board in verifying the parcel number, street address, and the exact location of the Discharger's property, and any improvements to-date on the property. The Discharger must provide written consent to allow Water Board staff to enter the Discharger's property for the purpose of verifying the absence of onsite wastewater disposal systems. If the Discharger wishes to be present during the inspection, the Discharger is requested to provide their contact information or the contact information of the person they wish to be present during the inspection. Contact information must include: name, mailing address, physical address of Spalding Tract property, phone number(s), and email address, if any. A copy of the technical report must also be submitted to the District and Lassen County Environmental Health Department.
3. By **July 14, 2015**, the Discharger must complete one of the following:
 - a. If the Discharger connects her onsite wastewater disposal system to the District's system, the Discharger must submit to the District a written request to include the Discharger's property on the list of properties connected to the District's system. The Water Board must be copied on the written request.
 - b. If the Discharger abandons her onsite waste disposal system, the Discharger must submit to the Lassen County Environmental Health Department (County) a written request for the County to inspect the Discharger's property to verify that the onsite waste disposal system has been properly abandoned. The Water Board must be copied on the written request and be provided with the County's "Certification of Abandonment".
4. The information discussed in paragraphs 2.c., 3.a., and 3.b., above, is required pursuant to Water Code section 13267 (see Attachment E – Water Code section 13267 Fact Sheet), and is necessary to ensure that the person to whom this Order is issued has taken appropriate action to cease the discharge, and/or threatened discharge, of waste in violation of the Basin Plan prohibition.

Failure to comply with the terms or conditions of this Cease and Desist Order will result in additional enforcement action, which may include the imposition of administrative civil liability pursuant to Water Code sections 13350 and/or 13268, or referral to the Attorney General of the State of California for such legal action as she may deem appropriate.

I, Patty Z. Kouyoumdjian, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Lahontan Region on January 14, 2015.

Patty Z. Kouyoumdjian

PATTY Z. KOUYOUMDJIAN
EXECUTIVE OFFICER

Attachment A: Vicinity Map

Attachment B: Lassen County Records for APN 077-332-42-11

Attachment C: District Records – System Connections List

Attachment D: Technical Report Form – No Onsite Waste Disposal Certification

Attachment E: Water Code section 13267 Fact Sheet

Attachment A
Vicinity Map



SPALDING TRACT

SUSANVILLE

Attachment B
Lassen County Records for 077-332-42-11

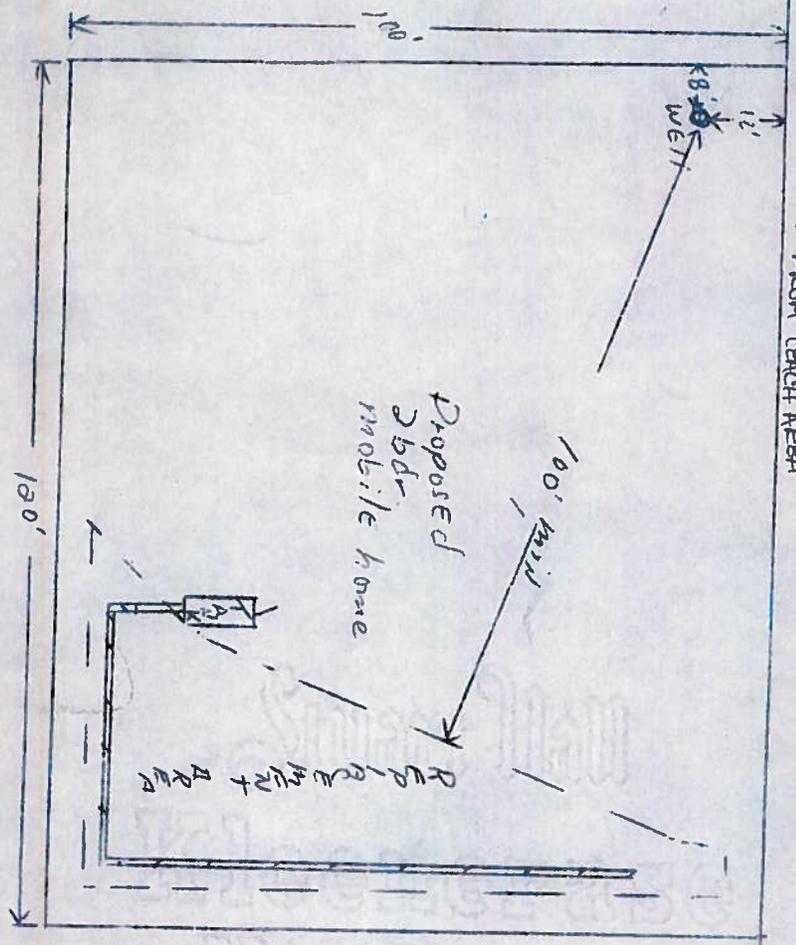
Shirley Miner
 Spalding Tract
 Blk 55 Lots 54, 55, 56, 57 (4 Lot Area)

1000 gallon tank
 180' x 12,000 Sq Ft. site
 Leach Live-3
 MINER

Off Property
 Well 35'
 MORE THAN 100'
 FROM LEACH AREA

Maple Way

GARY M. MUELLER CO.
 82 PALMETTO WAY
 SPALDING TRACT
 SUBDIVISION, CA 96130
 (916) 823-4197



APPROVED
 LASSEN COUNTY
 HEALTH DEPARTMENT
 DATE 5/8/81 INITIALS *W.D.*

STANDARD
 NOTE ON COUVERS
 COPY

PERCOLATION TEST PROCEDURE

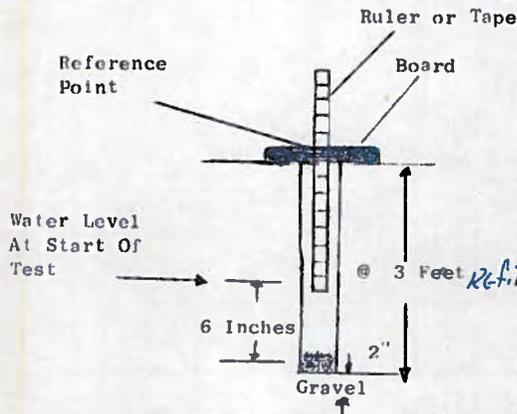
Sheila Miner

The object in conducting percolation tests of soil in which a drainfield or seepage pit is to be installed, is to determine the length of time required for the soil to absorb one inch of water when the ground has been saturated. The information obtained from these tests, together with a knowledge of the approximate amount and type of sewage to be discharged, makes it possible to determine the size of the drainfield necessary for a trouble free system.

Holes approximately 4 to 6 inches in diameter have been found to be the most convenient. However, this diameter is not critical and, particularly in very loose soils, it may be easier to dig larger holes. Sides of the holes should be vertical and the depth should be approximately that of the proposed drainfield (36"). The holes (2 or more) should be approximately 30 feet apart and in the area where the drainfield will be installed.

1. The sides should be roughed up to eliminate packing caused by the shovel or post hole digger, which would reduce the percolation rate. Two inches of fine gravel should be placed in the hole to prevent bottom scoring.
2. Fill the hole with clear water, being careful to avoid washing down the sides of the hole. By refilling if necessary, keep at least 24 inches of water in the hole for at least 24 hours. After the above saturation, start with 6 inches of water above the gravel (add water if necessary) and begin the measurements.
3. Select a reference point from which to measure (a board laid across the mouth of the hole is satisfactory) and measure the distance from the reference point to the level of the water. Enter the time and distance measured on the chart below.
4. Repeat the measurement at the end of 30 minutes. Continue making measurements at 30 minute intervals for 4 hours.
5. If the water level drops too low for further readings, refill to the 6 inch level at the end of a 30 minute period, measure, and proceed as before.
6. If the hole consistently drains in less than 30 minutes, make readings at 10 minute intervals for 1 hour.

The California State Housing Law requires that the proposed installation will absorb a quantity of clear water in a twenty-four (24) hour period equal to at least five (5) times the liquid capacity of the septic tank.



PERCOLATION TESTS RESULTS			
HOLE #1		HOLE #2	
Time	Depth To 40 1/2 Water	Time	Depth To 37" Water
9:00	34 1/2	9:00	29 1/2
9:30	37	9:30	31
10:00	39	10:00	32 1/2
10:30	34 1/2	10:30	33 1/2
11:00	36 1/2	11:00	34 1/2
11:30	37 1/2	11:30	35 1/2
12:00	38 1/2	12:00	36 1/2
12:30	40 1/2	12:30	Dry

I hereby certify that the above percolation tests were done in accordance with the instructions and the results recorded here are true and correct. *Gary Russell*

INSPECTION REQUESTS

DATE 7/31/81 DAY _____

NAME SHILBA KUNBER

LOCATION ~~10320~~ MAPLE ST.
SPALDING

BLOCK 55 - LOTS 54-57

CITY _____

BLDG# _____ ELECT# _____ PL# _____

TYPE SEPTIC TANK

OUTCOME APPROVED FOR USE

COMMENTS ARJ: 077-332-42

INSPECTOR R. LINDA

Attachment C
District Records – System Connections List

Attachment C - Spalding Tract Community Services District Wastewater Connections List, 10-1-2014

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
09/10/09	Abrams, Shirley H 1992 Rev TR	687-725 Spruce Way	077-193-32
04/03/08	Adams Family Trust	Laurel Way	077-343-17
08/01/08	Adams Family Trust Agreement	687-285 Juniper	077-354-25
06/09/08	Aguiano, Jose R ETAL	Magnolia Way	077-334-13
06/04/08	Allen, Glen & Ida Rev. Trust	686-730 Catalpa Way	077-374-19
07/31/08	Alvarez Charles R.	688-100 Ivy Way	077-221-16
08/06/08	Aman, Lisa Marie	503-555 Mahogany Way	077-301-23
05/21/09	American Legion Eagle Lake Post 162	687-935 Spruce Way	077-193-34
11/02/07	Anderson, Christopher J./J.A	687-815 Cedar Way	077-283-24
04/14/08	Anderson, Dale A& Virginia A Revoc. Trust	687-590 Hazel Way	077-331-30
03/18/08	Anderson, James L/Sheerri A CP	Hazel/Maple	077-211-19
05/30/08	Anderson, Lee A Faye Z. JT.	686-855 Acorn Way	077-392-14
05/08/08	Armstrong Family Trust	687-450 Magnolia Way	077-334-21
09/24/08	Armstrong Living Trust	687-384 Sycamore	077-311-45
04/22/08	Armstrong, Dale A.& Myrna A.	688-050 Sycamore	077-241-20
06/11/08	Armstrong, Robert T/Mabel E	688-035 Laurel Way	077-223-21
05/16/08	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/Tank 1	077-182-09
11/16/11	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/Tank 2	077-182-09
05/24/13	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/Tank 3	077-192-39
04/30/09	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/Tank 4	077-181-12
11/02/07	Arons, Gerald J/Louise C	502-630 Mahogany Way	077-234-36
09/03/09	Artinian, Perry Exemption TR	502-475 The Strand	077-151-23
10/24/07	Atteberry David Ned & Vera Louse Jt.	686-930 Cherry Way	077-371-19
04/17/08	Atteberry, Harley/Lawanda	686-765 Fir Way	077-383-39
07/29/09	Aubrey, Randall D/Valerie JDVA	686-795 Bamboo Way	077-393-23
10/06/08	Baer, Ronald L & Scott-Baer, Daleen E	Juniper Way	077-231-26
11/13/09	Bailey Trust ETAL	Laurel Way	077-234-10,22,07
12/08/08	Bailey, Irene	687-725 Hazel Way	077-234-41
09/05/08	Baker, Joseph A. & Donna G.	686-905 Sycamore Way	077-402-14
02/12/08	Baker, Joseph A. & Donna G. JT.	686-905 Sycamore Way	077-402-23
05/09/08	Baker, Victor O./ Marguerite J.	687-010 Hollywood Way	077-363-18
03/31/08	Ballard, Richard H & Bobbie L	687-760 Laurel Way	077-233-56
02/19/10	Barker, Jeffrey	Bamboo Way	077-394-20
12/02/08	Barnes Family Trust Agreement	687-870 Juniper Way	077-232-33
06/02/08	Barnett Stephen R. & Joann W.	687-100 Bamboo Way	077-397-31
04/08/08	Barris, Patrick H/Gloria J.T.	Walnut Way	077-171-35
10/07/08	Barrows, Donald A/Barrows, Linda K TC	687-115 Cherry Way	077-388-23
08/12/08	Bateson, Clarence Owen/Susan Elizabeth	687-560 Fir Way	077-292-09
08/05/08	Bechhold Family Trust	The Strand/Hollywood Way	077-241-11
08/26/13	Beck Ronald N. & Gwen M JT.	687-565 Cedar Way	077-294-13
04/15/08	Beck Ronald N. & Gwen M JT.	686-840 Redwood Way	077-401-20
05/19/08	Beckett Family Living Trust	686-755 Catalpa Way	077-373-18
09/16/08	Beckett Family Living Trust	686-775 Catalpa Way	077-373-21
09/25/08	Beckett Family Living Trust	686-830 Catalpa Way	077-374-27
07/10/08	Beckman, Ronald G/Natalie J JT	687-100 Delwood Way	077-386-12
10/09/08	Belingeri Dennis D. & Stacy & Ziegler Paul M. JT.	688-090 Linden Way	077-223-24
06/12/09	Bell, Max K/Lynn D JT	686-755 Chestnut Way	077-371-08
06/18/08	Bemus Joseph M.& Susan C. CP.	686-855 Catalpa Way	077-373-20
10/14/08	Bennett, Thomas Lee/Bennett, Robin Rae	686-825 Sycamore Way	077-402-20
07/09/08	Bergthold, Robert D/Terri HW	687-840 Almond Way	077-174-27
08/12/08	Betts, F Gregory/Doris B Family Trust	Walnut Way	077-161-22
08/27/09	Bilsborough, Craig/Linda JT	686-885 Fir Way	077-383-35
07/17/09	Birkes Charles W. Marilyn	687-475 Juniper Way	077-322-04
05/18/09	Birlem, Richard/Salena JT	688-125 Juniper Way	077-221-17
12/22/09	Bishow, Raymond L.	Hickory Way	077-254-28
12/04/09	Bixby, William D/Ann R CPRS	687-825 Linden Way	077-232-41
03/27/08	Blackwell, Glenn R/Jeanette JR	687-130 Linden Way	077-342-16
10/29/08	Bloom, Kenneth D/Janis ETAL	687-285 Hickory	077-352-17
04/23/12	Bobbitt, Galen/Monique ETAL	687-354 Juniper Way	077-354-24

Attachment C - Spalding Tract Community Services District Wastewater Connections List, 10-1-2014

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
04/30/09	Boggs, Michael L/Christie Ann JT	Laurel Way	077-224-26
06/11/08	Bollmann Richard M & Jacque A. JT.	686-835 Delwood Way	077-381-17
07/06/08	Boucher Family Trust	687-745 Tulip Way	077-194-42
07/21/08	Bowman, Joe E ETAL	687-740 Lakeview Dr.	077-274-31
09/18/08	Boyles, Valton	688-040 Manzanita Way	077-141-15
10/06/08	Brazil, Joseph Souza/Velma Lee Living Trust	687-675 Orchard Way	077-214-28
06/06/08	Brazil, Larry E	387-920 Hollywood Way	077-312-06
07/21/08	Bresin Family Revocable Living Trust	Chinquepin Way	077-204-06
06/03/09	Brewster, George & Cheryl Family Trust	Pinon/Sycamore	077-362-32
07/03/08	Bricker Living Trust	687-005 Catalpa Way	077-377-16
08/13/08	Bricker Living Trust	687-015 Catalpa Way	077-377-15
07/10/08	Briggs Living Trust	687-465 Hazel Way	077-324-32
05/13/08	Brines Family Trust	687-990 Almond Way	077-151-15
06/27/08	Brochon Martial Henry & Delilia Ann JT.	Redwood Way	077-273-33
11/06/07	Brown, Robert G.	503-155 Mahogany Way	077-304-56
06/06/08	Bruce Family Trust	687-015 Ivy Way	077-353-28
06/26/09	Buechler, Vigil D Revocable Trust	68-805 Magnolia Way	077-216-04
07/28/08	Bullock, Arnold E/Bullock Viola J TR	687-995 Hemlock Way	077-242-24
09/09/13	Buonarati, Craig & Connie	687-775 Lakeview	077-273-29
12/01/09	Burkirk, Jeffery O/Margaret A JT	Chestnut Way	077-371-06
03/04/08	Burleson, Vicki L	687-150 Hickory Way	077-353-23
04/08/08	Bush, Angelina L	687-020 Cedar Way	077-377-08
09/05/08	Bush, James, K/Debra M JT	688-120 Hemlock Way	077-243-09
06/05/09	Butler, Pamela Lynn	Chestnut Way	077-376-17
04/12/10	Cady, Douglas & Lisa JT	687-630 Hazel Way	077-331-41
09/18/09	Cal, Family Living Trust	Lakeview Dr.	077-362-36
02/15/08	Callison Living Trust	Cedar Way	077-283-15
04/24/08	Campbell, Stuart B & Paula S	530-225 The Strand	077-241-26
07/10/09	Caron, Jean A. & Yvonne N. HWCP	687-590 Sycamore Way	077-311-40
06/25/08	Carrell, Robert G & Melcena Family Trust Etal	687-305 Spalding RD.	077-303-37
11/13/09	Carver, Kenneth/Strongman, Linda	687-205 Hazel Way	077-324-50
08/22/09	Castaneda, David & Donna JT	686-720 Delwood Way	077-382-09
08/21/09	Chan Family Trust	684-745 Orchard Way	077-214-18
01/15/10	Chandler, Diane	687-600 Redwood Way	077-303-27
10/25/07	Chappel, Sherry	687-875 Linden Way	077-232-31
05/01/08	Chatterley, Robert E & Bertha A. JT	687-320 Hazel Way	077-331-52
09/23/09	Cheng, Rovina Y	687-290 Juniper Way	077-322-12
07/06/11	Chuck, Mitchell/EKT Properties	687-995 Redwood Way	077-262-13
05/28/08	Clark, Donald L/Gina M JT	687-805 Sycamore Way	077-274-30
02/17/10	Clark, Mark L & Reatha Pauline JT	Tamarack Way	077-173-35
08/20/09	Clark, William Jacob	Tulip Way	077-161-18
07/01/14	Clayton, William & Lana	687-705 Ivy Way	077-354-14/20
04/10/08	Clayton, Robert James	687-015 Redwood Way	077-378-22
09/08/08	Claytor, Ronald/Kathryn TC	688-000 Lakeview Dr.	077-264-19
03/05/08	Clement, Lee Ann (former Solis)	387-320 Hemlock Way	077-313-17
08/25/08	Clough Family Tr.	682-920 Juniper Way	077-232-44
01/29/09	Clowers, Herbert F ETAL	Larch Way/The Strand	077-132-18
08/31/09	Coffey, Kenneth W/Dorothy J	686-850 Delwood Way	077-382-13
03/26/08	Coleman, Stephanie M ETAL	687-795 Chinquepin Way	077-213-05
09/22/08	Colgan Family Trust	Sycamore Way	077-363-19
07/02/09	Congdon, Michael R/Debra S	688-020 Ridge Way	077-152-02
07/11/11	Contreras, Robert SR. & Cyndi L.JT.	Juniper Way	077-232-42
12/12/07	Cook Family Trust	688-085 Hickory Way	077-243-23
12/09/08	Cook, Richard W JR/Donna J CPS	Hickory Way	077-244-23
09/27/13	Cooley, Dennis J/Urban, John	687-765 Walnut Way	077-171-29
12/31/07	Corey, Clifford & Jeanne CPRS	687-440 Hemlock Way	077-313-18
09/11/08	Councilman Family Trust	Hollywood Way	077-252-25

Attachment C - Spalding Tract Community Services District Wastewater Connections List, 10-1-2014

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
06/25/10	Crete, Joseph C & Terri JT	Acorn Way	077-393-14
08/16/08	Crowe, Paul L. & Arlene M. TR	687-890 Ivy way	077-231-32
10/30/13	Cunha, Nancy L.	6333 Matterhorn Drive	077-191-20
08/26/08	Culjis, Lana S	686-975 Chestnut Way	077-375-19
09/21/09	Cunnington, Roger	Walnut Way	077-171-36
08/17/09	Cunnington, Roger ETAL	Hazel Way	077-331-40
03/24/08	Cunnington, Ronald & Lloy CP	688-085 Tulip Way	077-184-19
06/11/08	Curley, Richard D/Judith A CP	686-785 Cypress Way	077-394-11
06/18/08	Curran, David M. & Carol L. JT	688-060 Hemlock Way	077-243-22
04/20/09	Curry, Richard A/Michelle J	503-400 Madrone Way	077-374-23
04/20/09	Curry, Richard A/Michelle J	Fir Way	077-383-37
12/06/07	Dallimore, Rosaline & Richard P. WHCP	688-025 Mimosa Way	077-142-19
04/18/08	Davey Roland A & Rose Marie	689-110 Spalding Rd.	077-362-38
07/16/09	Davis, G L or J A	688/145 Laurel Way	077-223-27
08/03/09	Davis, G L/J A Rev Liv TR	Tulip Way	077-171-27
10/07/09	Davis, Patricia Candis	Laurel Way	077-223-23
06/30/11	Davis, Robert & Annitta JT	687-770 Hollywood Way	077-252-04
05/15/09	Dawson, Gray/Julie CPRS	688-000 Tulip Way	077-161-03
02/28/08	Deaver, Howard R/Brown Carol S JT	687-280 Magnolia Way	077-334-01
07/01/08	Degli-Esposti, Robert F & Deanna J Fam Revo Liv	687-800 Hickory Way	077-254-26
04/20/09	Dempsey, Tom	387-760 Walnut Way	077-172-23
12/13/07	Denny Leland J & Santos, Linda Ann JT	687-710 hemlock Way	077-253-34
04/15/09	Denny, Lowell G & Denny, Christian P. JT	687-635 Hazel Way	077-324--46
05/21/08	Dettloff, Susan E & Michael D CP	687-010 Cedar Way	077-377-11
05/14/08	Devine, Robert William/Doreen Anne HWJT	Hollywood/Madrone	077-411-20
04/18/08	Diefenderfer Family Trust	Lilac Way	077-153-21
06/11/09	Dietrich, Bonnie K	520-687 Sycamore Way	077-311-06
06/19/08	Dingess, Terry L/Ernestine S JT	687-0145 Hickory Way	077-352-30
04/14/08	DiPonti, Robert & Dolores M PMB 166 Suite 7	687-580 Maple Way	077-332-56
05/20/09	Dittmar, Donald D/Carolyn Y	687-775 Maple Way	077-211-17
10/09/08	Doll Revocable Inter Vivos TR	Spalding/Pinion	077-362-33
08/27/08	Donnell, Avis C Living Trust	687-560 Ivy Way	077-231-35
05/01/08	Doss, L.A./Linda JT	688-000 Hickory Way	077-244-32
09/19/08	Doty, Dennis W & Flynn-Doty, Diana HW	687-155 Hickory Way	077-353-24
11/02/07	Dowdy, Russell	Cedar Way	077-271-18
09/15/08	Dreiss Family Trust	687-105 Fir Way	077-387-10
06/02/08	Drew, James E/Henderson, Karen	688-090 Oak Way	077-132-20
08/03/08	Driggs Family Trust	Acorn Way	077-395-26
07/02/08	Duchi, Angelo A.& S. Ronda	Hazel Way/The Strand	077-224-27
08/13/08	Dunlap Angela K & Walsmith George JA	687-880 Hazel Way	077-215-11
11/19/07	Eagle Lake Community Church	687-905 Lakeview Dr.	077-273-41
07/01/09	Eakin, Janice L	686-730 Hickory Way	077-413-15
06/12/09	Ehn, Charles M & Mayme A.	688-085 Hemlock way	077-242-12
09/12/08	Eldred Family Trust	686-925 Acacia Way	077-391-19
08/01/08	Ellasces, Frank K Sr/Michell D Vaughn JT ETAL	Cedar Way	077-373-23
06/04/08	Elvin, Henry J/Mary M TR	Bamboo Way	077-394-17
07/16/08	Erlewine, Edward F & Mary I 1992 Rev Family	688-090 Redwood Way	077-263-14
10/16/08	Estes, Kenneth P/Mary L JT	Magnolia Way	077-216-10
06/01/12	Estes, Kenneth P/Mary L. JT	687-810 Linden Way	077-233-47
08/30/11	Evans, Dave M.	530-135 Pinon Way	077-351-28
10/24/07	Evans, Ronald R & Janet L. JT	687-750 Hickory Way	077-254-32
03/14/08	Fagundes, John P/Laurie M	503-555 Madrone	077-381-13
11/27/07	Fahringer, Pearline	687-945 Tulip Way	077-194-44
07/03/09	Farley, Fred E	687-010 Delwood Way	077-386-19
09/11/08	Farmer, Jerrel H. & Farmer, Maude M Rev.	686-125 Delwood Way	077-381-07
10/14/08	Farris Family Trust 1998 Rev. TR	Bamboo Way	077-397-28
10/27/08	Farris, Gloria C.	Cherry Way	077-282-09

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DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
07/01/08	Fauvelle, Mark D.	686-850 Cedar Way	077-373-19
07/13/09	Feist, Robert J	Hickory Way	077-253-36
08/07/09	Feist, Robert J	687-915 Laurel Way	077-233-38
06/11/09	Fenner, Theodore R/Anita B JT	Sycamore	077-264-17
07/18/08	Ferrier, William T/Laurette K JT	687-990 Ivy Way	077-221-18
12/19/07	Field, Shirley L Family Trust	Acorn Way	077-396-18
04/09/08	Field, Shirley L Family Trust	Acorn Way	077-396-17
03/05/08	Fies, William J JR. Trust Agreement	Hickory Way	077-244-30
03/24/08	Fischer, Charles B. & Janet A. Trust	Tulip Way	077-194-29
04/23/09	Fiske, Willard A/Deanna M	Catalpa Way/The Strand	077-262-07
05/02/08	Flandreau, Claude-Anne 2005 TR	687-245 Sycamore Way	077-362-35
06/06/08	Flannagan, James S. TR	686-925 Madrone Way	077-351-23
11/14/07	Fortier, Gerald & Tracy JT	687-900 Tamarack Way	077-174-18
04/07/10	Fouk, Benjamin L	Linden Way	077-222-21
10/03/08	Fredenburg, Kenneth D	687-800 Hazel Way	077-211-15
10/26/07	Frey, Heinz Robert & Lieselotte JT	688-040 Lakeview Dr	077-264-07
08/28/09	Gaines, Theodore 1996 Trust	The Strand	077-221-06
11/26/07	Gallagher Family TR	687-980 Linden Way	077-223-28
10/25/07	Garcia Family Trust	686-995 Chestnut	077-375-10
05/26/09	Garcia, Larry Michael Sherre A HWJT	688-035 Hollywood Way	077-241-23
05/26/09	Garcia, Larry Michael/Sherre A	Hollywood Way	077-241-24
10/02/09	Gardner, Jane E	688-100 Linden Way	077-223-25
12/11/07	Garland, John M.& Regina K. JT	687-820 Ivy Way	077-231-27
08/05/09	Gates, Donald F/Charlene	Chestnut/Cherry	077-293-12
11/13/09	Geer, Glen	Laurel Way	077-233-53
05/27/09	George, Byron W/Beverly A	Sycamore Way	077-251-46
11/02/07	Glenden, Jack Terrence/Helen Lathe Family Trust	687-600 Cedar Way	077-301-19
04/24/08	Glenn, James H. Irrevocable Trust	687-960 Sycamore	077-241-22
05/07/08	Glenn, Leon H.	688-030 Sycamore Way	077-241-25
06/09/14	GMAC	687-560 Catalpa Way	077-302-16
09/09/11	Goddard, Philip W	687-950 Cedar Way	077-261-08
04/07/08	Godde, Lawrence A. & Godde, Geraldine D	Lakeview Dr.	077-273-39
09/12/08	Golden Gary/Erma E Trust	686-125 Almond Way	077-164-20
04/21/08	Gomez, Joe I & Olivia ETAL	687-315 Hazel Way	077-324-47
05/08/09	Goodenow, Rev Robert/Susan Mae CPRS	Juniper Way	077-221-24
05/01/09	Goodwin, Stephen D/Susan E JT	686-975 Spalding Rd	077-361-27
04/21/08	Goyette, Vern & Porrasi, Cecilia TC	077-232-23 Linden Way	077-232-23
05/14/08	Grajczyk, Gary R. & E. Louise	687-320 Hollywood Way	077-312-26
04/27/09	Graton, Diane Alan/Kari Michelle	687-305 Laurel Way	077-323-33
06/09/08	Gregorius, Benedict & Sheila Francine JT	687-985 Chinquepin Way	077-217-10
05/09/08	Grout, George/Zona JT	688-105 Hazel Way	077-224-11
05/28/08	Haddox, Caroline ETAL	687-740 Walnut Way	077-172-25
06/03/08	Hague Donald & Edith E HW/Hague, Montana May	686-810 Acorn Way	077-393-25
11/12/09	Haines, Cidne J. ETAL	Hemlock Way	077-351-03
09/05/08	Hallas, Charles/Rosalie Living Trust	688-125 Hickory Way	077-243-24
07/18/08	Handy Thomas & Linda	686-730 Acorn Way	077-393-12
07/16/08	Harper Family Trust	Chestnut Way	077-371-10
11/21/07	Harrison, Richard K/Julie A	Linden Way	077-233-46
08/26/08	Harvey Family Trust	687-930 Hazel Way	077-215-12
04/25/09	Hasty, Clarence/Virginia Revoc Liv Tr	687-775 Orchard Way	077-214-29
08/23/11	Hasty, Clarence/Virginia Revoc Liv Tr	Laurel/Palm	077-344-15
04/29/08	Healy, Thomas & Delores Etal %Robert, OB	687-640 Linden Way	077-323-36
06/18/08	Helmer, Nason James/Gail Ann Rev TR	686-800 Chestnut Way	077-372-20
03/18/08	Hembree, Stephanie L	Maple Way	077-212-15
08/28/08	Henrickson, Joseph G III/Marilyn HWJT	687-025 Spalding Rd.	077-361-19
08/20/08	Henrickson, Joseph G III/Marilyn JT	503-475 Madrone Way	077-373-13
05/02/08	Henson John E & Evelyn A Trust	503-150 Pinion Way	077-304-52

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DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
10/25/07	Herfi, David Lee & Cynthia Louise JT	Lakeview Dr.	077-274-20
04/20/09	Heritage Land Co	Redwood Way	077-262-18
07/22/09	Heritage Land Co	Elm Way	077-383-20
07/23/09	Heritage Land Co	Elm Way	077-383-31
08/12/09	Heritage Land Co	686-920 Spalding Rd.	077-362-28
04/21/10	Heritage Land Co	Acacia Way	077-392-19
04/22/08	Herrbach, Clarence E/Herrbach, Rae B	686-760 Sycamore Way	077-403-20
08/21/09	Herrick Family Trust	687-595 Hazel Way	077-324-45
04/09/08	Hiehle, Dustin L & Georgia JT	687-005 Cedar Way	077-376-24
05/27/09	Hindbaugh, Ronald P.Earline M JT	687-945 Sycamore Way	077-274-18
05/28/09	Hindbaugh, Ronald P.Earline M JT	687-900 Sycamore Way	077-251-34
06/01/09	Hindbaugh, Ronald P.Earline M JT	687-490 Sycamore Way	077-311-41
09/26/08	Hindersheid, Dave/Cecelia	687-755 Juniper Way	077-231-23
07/28/08	Holland, Paul Reginald/Flor Rev Liv Trust	Strand/Willow/Walnut	077-162-05,06,07
04/02/08	Hopwood, Kenneth/Jayne H ETAL All AS JT	686-950 Sycamore Way	077-363-15
04/07/08	Hosking Robert R/Margaret	687-040 Cedar Way	077-377-09
05/15/08	House, David J/Chrisandra M CPS	687-765 Orchard Way	077-214-17
10/01/08	House, James/Diana JT(Vista Reverse 8 LLC)	688-045 Redwood Way	077-262-14
06/04/09	House, Jesse P/Dolores M House TR	Hollywood/Madrone/Sycamore	077-363-29
08/21/08	Howes James W. & Elizabeth	687-670 Catalpa Way	077-272-01
06/03/08	Hunter, John L & Dorothy A JT	687-505 Hollywood Way	077-311-37
04/09/08	Illia Family Trust	687-300 Sycamore	077-311-23
06/25/08	Ito, Douglas Y ETAL	Hickory Way	077-353-27
04/14/08	Jackson Family Trust	686-920 Redwood Way	007-401-05
09/23/08	James Timothy & Louise JT.	687-065 Acorn Way	077-395-16
03/31/08	James, Daniel L. & Diane L. JT	687-350 Hazel Way	077-331-43
10/19/11	Jamison, Dwight M & Carol L	687-780 Orchard Way	077-191-29
09/29/08	Jarvis Family Trust	686-760 Chestnut Way	077-372-19
10/22/09	Jeffrey, James	686-990 Catalpa Way	077-378-24
05/28/09	Jennings, Robert H/Pamela A	Hazel Way	077-224-23
06/09/08	Jessop, Merl & Sondra L. Etal	Chinquepin Way	077-214-23
06/09/08	Jessop, Merl & Sondra L. Etal	Chinquepin Way	077-214-26
06/09/08	Jessop, Merl K. & Sondra L. JT.	Chinquepin Way	077-214-15
06/02/08	Johnson, John E. & Darlene M.	687-815 Hazel Way	077-234-40
09/18/09	Johnston Family Trust ETAL	687-045 Hickory Way	077-352-19
06/18/08	Jones, James E.	876-715 Hollywood Way	077-251-20
04/24/08	Jones, Jerry Lee/Marsha S Fam TR	687-995 Sycamore Way	077-264-18
11/06/07	Jordon Norbert & Ruth E JT	687-705 Spruce Way	077-193-19
05/01/09	K C Investments	686-945 Cedar Way	077-376-22
08/25/08	Kaiser , Bruce & Voorheis , Thelma JT	Hollywood Way	077-242-18
05/09/08	Keehn, Thomas J (Monroe new owner)	687-110 Tulip Way	077-184-20
06/19/08	Keller, Nelda Ray Revocable Living Trust	687-585 Hollywood Way	007-311-44
04/22/08	Kelley Family Trust C/O Ian Kelley Trustee	688-005 Ivy Way	077-244-31
06/06/08	Kelly , Paul D. & Deborah K. JT.	Laurel Way	007-234-39
08/21/09	Kelly Family Trust	Ridge Way	077-151-24
06/02/08	Kerr Living Trust	686-800 Bamboo Way	077-394-16
06/26/09	Killingsworth, Gregory J/Lynn M JT	688-005 Lilac Way	077-152-19
02/26/08	Kimbal ,Dana S & Quilici, Janet K. JT	687-000 Acorn Way	077-396-08
11/02/07	Kimura, Roy Michio & Kimura, Anne Tr.	687-608 Ivy Way	077-231-31
04/15/08	Kinder, Stanley K	Linden Way	077-222-20
06/23/08	King, Douglas G/Taura D	Willow Way	077-162-14
09/05/08	King, Douglas G/Taura D	Hollywood Way	077-251-42
08/15/08	King, Robert	686-835 Hollywood Way	077-403-18
12/03/09	Kish, Leonore M.	Chinquepin Way	077-204-15
06/18/08	Kneeland, Paul J	686-990 Hickory Way	077-353-11
07/03/09	Knifong Lester D. & Lodellee Revocable Living Trust	687-155 Hickory Way	077-352-31
09/17/08	Koch Living Trust	687-280 Hickory Way	077-353-20

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10/21/09	Koch, Linda C Revo Live TR	Chestnut Way	077-283-16
06/02/08	Koehly, Joseph & Mercedes	687-240 Laurel Way	077-344-14
04/24/08	Kolbet, Richard N/Knapp Lucille	687-855 Catalpa Way	077-271-23
10/14/13	Koski, Garnet Arthur Jr. Trust	687-085 Fir Way	077-387-20
09/12/08	Kottke Family Trust	687-950 Catalpa Way	077-272-42
05/01/08	Krupp Family Revocable Trust	687-710 Sycamore	077-251-39
10/23/07	Kvidera, Michael C. & Marilyn Living Trust	686-985 Redwood Way	077-378-23
12/17/09	Larimore, Harry A/Beatrice A JT	686-915 Cypress Way	077-397-33
04/04/08	Larson Larry Lee/Hazel M CP	687-975 Sycamore Way	077-362-30
07/28/09	Lashmet, Harry T	688-040 Laurel Way	077-224-25
07/29/09	Lashmet, Harry T	Laurel Way	077-224-24
11/01/07	Lavarias , Jim B. & Vera A. CP	688-020 Juniper Way	077-222-17
05/01/09	Lawrence, John Paul/Lee Davis McGlenn	Elm Way	077-387-18
09/09/08	Lawson Family 1997 Trust	Linden Way	077-323-40
11/29/07	Lay Gene W.& Merle A. CRPS	Acorn Way	077-393-17
06/03/08	Lay Gene W.& Merle A. JT	686-875 Acacia Way	077-391-17
11/05/10	Lee, Irwin/Riva	687-875 Willow Way	077-172-24
08/08/08	Lemon , Earl L. & Evelyn L. Trust	688-040 Hollywood Way	077-242-25
08/04/08	Lemon Grant L. & Kenny, Lenore M HW	687-960 Hemlock Way	077-243-26
04/22/09	Leonard, William R Jr/Cynthia A HWJT	688-160 Juniper Way	077-222-13
07/04/08	Leonard, William R/Cynthia A JT	686-955 Spalding Rd.	077-361-24
08/07/09	Leonard, William R/Cynthia A JT	687-245 Linden Way	077-342-11
06/23/08	Leonhardt, Larry/Priscilla CPRS	68-730 Chestnut Way	077-372-18
04/16/09	LeRoy, Doreene	687-630 Maple Way	077-332-45
04/20/09	LeRoy, John David	686-925 Spalding Rd.	077-401-04
09/08/11	Lewis, William Joe & Lewis, David Gene	Poplar/Palmetto	077-192-29
05/28/08	Liggett, Raymond E	686-885 Bamboo Way	077-393-21
12/28/11	Lindenberg Living Trust	687-710 Linden Way	077-233-54
04/09/08	Long Lloyd E. & Inez M & David & Susan JT	Hollywood Way	077-241-19
05/28/08	Longe Gary, Alan & Virginia Jt	687-740 Catalpa Way	077-272-25
06/26/09	Loy, Regina M-Original Dt of hook-up - 9/08	687-730 Catalpa Way	077-272-41
09/18/08	Luchetti 2002 Family Trust	686-825 Catalpa Way	077-373-11
09/09/08	Lunardi, Joseph I/Doris R Rev Int Sur TR	686-950 Fir Way	077-388-15
07/16/08	Machado Manual R. Rose M JT	688-050 Redwood Way	077-263-09
10/08/09	Macias, Raymond/Marjorie A	687-910 Walnut Way	077-172-16
06/18/08	MacKay, William E/Terry E	Hemlock Way	077-252-26
11/11/08	Madden, Roy P/Dannette A JT	686-725 Elm Way	077-382-07
06/06/08	Magioncalda Frank Etal	687-665 Hemlock Way	077-252-29
04/29/09	Marcillac, George E 2005 TR	Tulip Way	077-194-12
05/21/09	Margetts, Gene H/Diane L JT	The Strand/Olive	077-133-05
12/11/07	Marlatt Daniel & Mardel JT.	Hazel Way	077-234-13
07/06/08	Marquis, Trina J/Sheldon, Brian K JT	687-905 Catalpa Way	077-271-22
08/20/10	Martinelli, Mike/Paula & Schmitt Family Trust	Tamarack Way	077-173-16
06/26/09	Martinus, Paul W Family Trust ETAL	Hemlock Way	077-253-24
11/29/07	Marzorini Ray E. Tanya L	687-805 Maple Way	077-215-09
08/12/08	Marzorini Ray E. Tanya L	687-788 Ivy Way	077-231-34
06/25/08	Marzorini, Ray E & Tanya CP	687-840 Spruce Way	077-194-28
06/13/11	Masterson Family Trust ETAL	687-740 Tamarack Way	077-173-30
08/17/09	Matassa Family Trust	Cherry Way	077-371-12
09/16/09	Matthias, Paul L/Donna JT	Walnut Way	277-161-20
04/07/08	McCabe William H. Danny TC	Sycamore Way	077-362-11
08/27/08	McDaniel, Harvey & Gloria Family Trust	687-810 Juniper Way	077-232-27
10/09/08	McEachern, James A/Carol M	Bamboo Way	077-396-11
05/21/09	McGrew, William/Esther	Lakeview Dr.	077-304-63
08/14/09	McKean, Robert E	686-880 Cypress Way	077-381-20
05/21/08	Mckenzie, Ralph & Laura B JT	Acacia Way	077-392-17
09/22/09	McMillen, Tanya L/Jerry L	687-785 Ivy Way	077-254-29

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07/20/09	McNamara, Kenneth J Sr/Diane M JT	687-270 Ivy Way	077-321-11
08/06/09	Medlyn, Robert/Julie	687-655 Chestnut Ave	077-293-13
07/11/08	Mellor, Brian S/Linda K JT	687-695 Orchard Way	077-214-27
05/10/10	Menard, Carole	687-635 Hollywood Way	077-311-12
12/12/07	Mendes Jonnie. Jr. & Birtie	687-660 Hemlock Way	077-253-20
06/06/08	Menzies Richard L & Charlene J.	686-835 Sycamore Way	077-402-17
04/17/08	Merkel Family Trust	687-615 Maple Way	077-331-49
10/08/08	Merrill Family Bypass Trust	Linden Way	077-233-31
04/10/10	Merritt, Robert L & Joan L (Travis)	Cypress Way	077-394-15
09/05/08	Michel Robert H.	686-895 Acorn Way	077-392-16
04/24/08	Middendorf, Thomas M/Mary E	687-829 Catalpa Way	077-271-24
11/19/08	Miller 2001 Revocable Trust	687-910 Tulip Way	077-171-32
11/19/08	Miller Family 2001 Rev Trust	687-890 Tulip Way	077-171-33
11/08/07	Miller, Arnold D. & Geraldine	687-500 Spalding Rd.	077-304-60
05/07/08	Miller, Michael H/Sue JT(New Owner Ruden)	687-070 Hollywood Way	077-363-23
08/08/08	Milliken, Ronald J/Zelma Mae Family Trust	688-110 Hollywood Way	077-242-10
10/23/07	Mingham Brain & Jane Family Trust	687-840 Tamarack Way	077-174-06
05/01/08	Mingham Family Trust	687-850 Willow Way	077-173-36
05/07/08	Mingham Family Trust	687-800 Willow Way	077-173-25
08/06/09	Mircetich, John/Jane JT	687-865 Laurel Way	077-233-55
07/30/08	Monahan, Daniel D	687-100 Hemlock Way	077-352-22
02/28/08	Montgomery Chester G & Lawanda J Jt	688-040 Hemlock Way	077-243-25
05/07/08	Montgomery David Mary R JT	687-120 Hollywood Way	077-351-24
10/23/07	Monticelli John F. Jeannie Mar	687-105 Acacia Way	077-391-04
08/28/08	Moore, Robert E. Flossie F.	687-800 Juniper Way	077-232-29
10/25/07	Morales, Lloyd	686-735 Acacia Way	077-391-13
06/09/08	Moreno, Ruben L	687-605 Magnolia way	077-332-48
05/13/08	Morgan Frances Pearl & Robert L Jt.	687-950 Spruce Way	077-194-43
07/23/08	Morris, Norman R. & Verna J CP.	687-915 Hazel Hay	077-234-42
06/27/08	Morrow, John C/S Delphine	686-860 Catalpa Way	077-374-22
11/07/13	Mueller, Gary & Malinda	687-935 Walnut Way	077-161-21
09/11/13	Mueller, Gary & Malinda	502-350 Mahogany Way	077-192-31
03/17/08	Muller France F. & Nellie JT	687-400 Sycamore Way	077-311-30
05/07/10	Muller, Thomas J & Roberta L	Cypress Way	077-381-16
10/30/09	Muse, Frank/Kathie	The Strand/Spruce	077-184-25
10/10/13	Myers, Jeffrey	687-210 Linden Way	077-343-19
07/28/08	Narramore, Gregory W/Joanne A JT	686-975 Hollywood Way	077-363-27
06/07/12	Naylor, Mitchell Greig/Ginger JT	686-750 Redwood Way	077-401-11
09/30/09	Neely, Tom Becky/Neely, Darin/Yvette	Sycamore Way	077-304-57
05/09/08	Neil, Gerald E/Janet E JT	687-675 Chinquapin Way	077-213-14
07/09/08	Neil, Gerald E/Janet E JT	Catalpa Way	077-271-07
07/08/09	Neil, Gerald E/Janet E JT	Olive Way	077-134-02
08/22/12	Neil, Gerald E/Janet E JT	688-100 Myrtle Way	077-143-10
08/03/12	Neil, Gerald E/Janet E JT	687-765 Redwood Way	077-272-43
05/05/10	Neil, Gerald E/Janet E JT	The Strand/Oak Way	077-132-21
06/27/12	Neil, Gerald E/Janet E JT	687-145 Spalding Road	077-361-23
06/27/12	Neil, Gerald E/Janet E JT	688-080 Olive Way	077-133-10
08/07/09	Neil, Gerald E/Janet E JT(New Owner Keehn)	Maple Way	077-212-16
10/07/08	Neil, Gerald E/Janet E JT(New Owner Schmidt)	Catalpa Way	077-261-11
07/10/09	Nelson, John A/ Nancy L Revoc & Nelson Family 2002	Hollywood Way	077-251-27
11/26/07	Nelson, Kenneth A/Rhonda L J.T.	687-835 Cedar Way	077-283-18
06/18/09	Neville Donald O. & Jeanette C. 1994 Trust	688-065 Laurel Way	077-223-26
11/26/07	Newman, James Edgar/Newman, James Bruce	687-480 Spalding Rd.	077-304-61
11/30/07	Niles Family Trust %Niles, Ralph & Rita	Tamarack Way	077-164-16
08/12/08	Norris Family Trust % Norris Betty E. Trust	Hemlock Way	077-253-25
04/21/08	Novey, Joanne M/Lisa Marie JT	688-100 Oak Way	077-131-16

Attachment C - Spalding Tract Community Services District Wastewater Connections List, 10-1-2014

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
07/02/08	Noxon, Timothy E/Maribeth	687-835 Redwood Way	077-272-22
05/14/08	Nunes Family Trust	Hollywood Way	077-312-22
10/15/07	Odle, Curtis I/Denise C	687-550 Hollywood Way	077-312-33
06/24/08	Oliver Jerald A	Sycamore Way	077-403-15
05/10/10	Oliver, Jeffery W/Lena	Hemlock Way	077-411-18
06/01/10	Oliver, Jeffrey W & Lena D JT	Hemlock Way	077-411-19
08/21/08	Oliver, Phillip H & Ilean C. & James R. & Col.	Redwood Way	077-303-29
08/25/08	Olson Family Trust	687-905 Redwood Way	077-272-38
10/31/07	Osborn, Daniel D/Suzanne M	503-220 Mahogany Way	077-273-22
07/28/08	Panart, Augustine D Z/Panart Paula F TR	Juniper Way	077-321-12
11/02/07	Parker 1995 Family Trust	Delwood Way	077-381-11
09/28/08	Parker, Rex A/Denise A JT	686-830 Delwood Way	077-382-17
09/04/08	Parker, Rex a/Katherine Trust	686-830 Elm Way	077-383-38
10/23/09	Parker, Theodore/Patricia	686-725 Fir Way	077-383-40
10/23/09	Parker, Theodore/Patricia	686-835 Elm Way	077-382-15
09/11/08	Pastorino, Norman F./House, Monica J.T.	686-735 Lakeview Dr	077-401-07
09/03/08	Patrick Fam TR	688-105 Linden Way	077-222-22
10/09/08	Patrick, Michael B	687-980 Mimosa Way	077-143-08
07/10/08	Pavese Family Trust	687-020 Delwood Way	077-386-21
03/27/08	Pearson, James C/Sandra L	Cherry/Mahogany	077-281-01
03/27/08	Pearson, James S/Sandra L Fmly TR	Chestnut/Strand	077-283-13
05/28/08	Peay Family Trust	688-085 Ivy Way	077-244-33
09/08/08	Pennington, David/Suzanne JT	687-940 Willow Way	077-173-17
11/23/07	Pindar, Lynn/Pindar, Lynnette	Lilac Way	077-153-14
07/04/08	Popperwell, W Trust	Madrone/Catalpa	077-377-19
04/29/08	Portz Family Revocable Trust	687-675 Hazel Way	077-234-37
03/03/08	Potter Caroleen C	503-025 Madrone Way	077-413-14
08/06/08	Potter, R. Craig/Jessie A	687-890 Hollywood	077-252-22
02/20/08	Potter, Timothy J/Lorene L	Redwood Way	077-272-46
11/18/09	Pratt, William H/Marjorie L TC ETAL	687-305 Hollywood Way	077-311-33
04/09/08	Purcell, A.W./Norma E	687-105 Acorn Way	077-395-17
04/29/08	Rabo, Ronald R/Shirley E J.T.	687-607 Maple Way	077-331-48
10/28/09	Ramos, Daniel J/Kathryn S	687-740 Palmetto	077-192-38
09/27/08	Rasnic, John L	687-285 Linden Way	077-322-10
08/11/08	Ray Family Trust	686-790 Hollywood Way	077-411-17
09/08/08	Rebideaux, Randy L/Laurene J JT	686-925 Cherry Way	077-384-11
10/15/12	Robinson, Gary L (Hotel)	502-925 The Strand	077-200-02
10/15/12	Robinson, Gary L (Hotel)	502-925 The Strand	077-200-02
10/16/12	Robinson, Gary L Restaurant)	502-845 The Strand	077-200-03
10/16/12	Robinson, Gary L Restaurant)	502-845 The Strand	077-200-03
04/10/08	Rodas, Joseph m/H. Leota J.T.	687-785 Juniper Way	077-231-24
07/28/09	Rogers, Michael W.	687-120 Linden Way	077-343-20
08/18/08	Rohner, Alvin Thomas/Kay Louise Trust	687-000 Elm Way	077-387-17
09/05/08	Rohner, Alvin Thomas/Kay Louise Trust	686-950 Delwood Way	077-386-18
06/15/09	Rohner, Alvin/Kay (New Owner Wilcox)	686-900 Acorn Way	077-393-15
05/12/09	Rohner, Kay L Revocable Trust	686-925 Elm Way	077-382-19
05/18/09	Rohner, Kay L Revocable Trust	687-005 Delwood Way	077-385-17
04/07/10	Roloff, Scott & Lilibeth	686-990 Chestnut Way	077-376-14
06/11/08	Rose, Ernest W/Nancy L J.T.	686-880 Bamboo Way	077-394-13
04/14/08	Rose, William N./Carol Leah	687-550 Lakeview Dr.	077-304-62
07/09/08	Rosselott Living Trust	687-805 Linden Way	077-232-38
10/01/09	Rounsaville, Joseph W/Etta Mae Trust	687-580 Cherry Way	077-293-11
06/09/10	Rudluff, Caroline M Trust c/o Patricia Rudluff-Jennings	Maple Way	077-201-04
06/09/10	Rudluff, Caroline M Trust c/o Patricia Rudluff-Jennings	Almond Way	077-174-17
06/15/09	Rynerson, Roger Clinton	687-785 Ivy Way	077-334-16
11/16/07	Sain, David P	687-200 Hickory Way	077-353-26
07/18/08	Saulisberry TTEE Fam TR/Saulisberry 1992 Fam	687-770 Maple Way	077-212-20

Attachment C - Spalding Tract Community Services District Wastewater Connections List, 10-1-2014

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
04/12/12	Schmidt, Kenneth	687-015 Acacia Way	077-391-07
06/07/12	Schmidt, Kenneth	Acacia Way	077-391-06/05
10/24/07	Schmidt, Marlene	687-785 Hickory Way	077-253-30
07/12/08	Schofield, Robert E/Schofield, Ryan E JT	687-765 Chiquopin Way	077-213-16
07/27/10	Schumacher, Armin/Bock Christina JT	687-185 Spalding Rd.	077-361-22
12/12/07	Scott, Vicky I (New Owner Pensco Trust)	680-470 Hollywood Way	077-312-31
05/19/09	Seaters, Marion Kathleen	687-365 Maple Way	077-331-50
10/28/09	Sebastiani, Piero ETAL Revocable Trust	Redwood Way	077-273-36
10/28/09	Sebastiani, Piero ETAL Revocable Trust	Lakeview Dr.	077-273-37
10/06/08	Seifert, Kenneth J/Frances B CP	686-865 Redwood Way	077-374-25
04/21/09	Shafer, Paul W/Virginia S.	687-630 Sycamore Way	077-311-19
08/22/08	Shaffer, Datha/Shaffer/Sandra J JT	687-900 Linden Way	077-233-39
09/22/08	Shanks, Clarence M/C Lillian Living Trust	687-850 Hollywood Way	077-252-33
08/08/08	Shult, Edward H/Margaret F	688-030 Willow Way	077-163-15
06/02/08	Sibley William Robert & Joan Frances JT	Madrone/Bamboo	077-397-27
03/01/08	Sickles, Myron A/Elaine C	687-295 Maple Way	077-331-26
03/16/10	Siders, Kathryn D	687-670 Cedar Way	077-271-20
09/05/09	Sievers, William/Jeanette	687-155 Ivy Way	077-353-25
03/09/09	Silva, Eugene D	687-530 Hollywood Way	077-312-14
05/15/08	Simon, Paul R/Morene L TR	687-780 Tamarack Way	077-174-31
04/01/08	Simon, Robert M/Rita M	687-020 Juniper Way	077-341-07
09/09/08	Smalley, Robert J Jr/Smalley Marla J. Trust	687-015 Elm Way	077-386-17
04/17/08	Smith Living Trust %Smith, Lowell & Joyce	687-595 Maple Way	077-331-47
10/06/08	Smith Stanley B & Martin, Sally	686-995 Elm Way	077-386-16
07/29/08	Smith, Brenda Jean/Janus, Mary Kathleen	687-095 Delwood Way	077-385-10
09/03/09	Smith, Darlene N ETAL	Willow Way	077-172-01
08/05/08	Smith, Daryl E/Margie J/Smith, Robert J JT	687-020 Cypress Way	077-385-16
06/09/08	Smith, Gregg S/Ordile, Tara Leisa TC	Bamboo Way	077-396-10
12/03/09	Smith, John/Alice 1995 Liv Tr	Hickory Way	077-253-27
09/12/08	Smith, Robert J	688-995 Bamboo	077-396-12
07/28/08	Smith, Thomas Lee/Paula Kay Joint Living Trust	686-985 Cypress Way	077-397-17
09/02/08	Smith, Vicky L/Smith, Robert J JT	687-090 Cypress Way	077-385-11
06/13/08	Snearly, Bonnie J	687-980 Cedar Way	077-271-12
04/28/08	Snyder, James V/Lorretta C	686-955 Cherry Way	077-388-20
02/15/08	Snyder, Norman E/Fleckenstein Trudy	687-815 Chestnut Way	077-282-06
06/24/08	Soderlund, William T/Joann A JR	686-990 Cherry Way	077-375-06
11/05/07	Solis, Raymond R/Kristy P CP	680-970 Cherry Way	077-375-12
10/05/11	Soohodolsky Family Trust	687-710 Spruce Way	077-194-41
11/19/07	Sorensen, Lynn Richard/Janice Rae HWJT	Hemlock Way	077-313-10
09/05/08	Sorenson, Keld/Jeanne Trust	501-955 The Strand	077-143-12
06/04/09	Southern Sierra Const P/S Plan	687-305 Hazel Way	077-324-33
03/01/08	Spalding CSD	502-907 Mahogany Way	077-320-05
10/23/07	Spalding Marina	The Strand	077-030-04
09/05/08	Spediacci, Clifford K/Shirley A JT	687-690 Juniper Way	077-232-48
09/25/08	Spencer, Reubennette 1987 TR	687-540 Linden Way	077-323-44
05/21/08	Stanley, Vernon F/Theda TR	Magnolia Way/Division Way	077-217-03
05/21/08	Stanley, Vernon F/Theda TR	Magnolia Way	077-217-05
05/21/08	Stanley, Vernon F/Theda TR	687-885 Chiquopin Way	077-217-06
09/21/09	Stebbins, Loretta	687-925 Linden Way	077-232-43
12/03/07	Steffens, John R/Barbara/Fogal, Russell E/Th	687-300 Laurel Way	077-324-34
10/29/08	Steinocher, Daniel G/Linda L JT	687-830 Cedar Way	077-271-14
09/27/13	Steinocher, Daniel G/Linda L JT	687-920 Hickory Way	077-254-27
12/19/07	Stelzriede, Michael/Cathryn C JT	Ridge Way	077-151-22
11/08/07	Stent, Bob/Sandra JR/Weddell, Jeanette R.	Spalding Rd.	077-303-33
05/28/08	Stephens Family Trust	Tamarack Way	077-163-16
03/18/10	Stimmell, James B.	686-770 Cypress Way	007-381-14
09/15/08	Stout, Clarence&Audrey	Maple Way	077-282-14

Attachment C - Spalding Tract Community Services District Wastewater Connections List, 10-1-2014

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
12/12/07	Strickland, Robert & David JT	688-030 Tulip Way	077-161-14
04/18/08	Suchan, Alex/Lois	686-820 Fir Way	077-384-14
06/02/08	Sullivan Family Revoc Trust	687-990 Walnut Way	077-162-17
04/29/08	Sullivan, William A/Joanne M J.T.	387-290 Maple Way	077-332--49
05/31/12	Sutton, Dennis J/ETAL Deborah L JT	Catalpa Way	077-271-19
08/25/09	Swager, William A & Patricia A CPRS	387-150 Hemlock Way	077-352-24
10/20/08	Taylor, James R/Shirley L JT	Delwood Way	077-386-20
10/16/09	Taylor, Robert S. Rev Living TR	687-025 Catalpa Way	077-377-17
09/04/08	Tetrault Family 2000 Trust	Juniper/Linden	077-322-14
05/21/08	Thomas, Theodore J/Diana M CPRS	688-085 Larch Way	077-132-15
10/29/09	Thomas, Trevor P.Lauretta R	687-075 Hemlock	077-351-21
07/14/08	Thompson Family Trust ETAL	688-030 Tupelo Way	077-142-16
05/10/10	Tobin, Louis J/Peacock, Betsy A HWJT	687-700 Orchard Way	077-191-27
05/01/08	Todd, Clifford E Jr	Maple Way	077-331-51
11/02/07	Todd, Dennis/Andrea	Cedar Way	077-271-15
04/22/08	Togni, Arnold/Dolly TR	698-105 Ivy Way	077-221-15
07/23/08	Togni, Arnold/Dolly TR	688-105 Ivy Way	077-244-29
06/11/08	Tomasini Family Trust	687-895 Hollywood Way	077-251-33
03/15/08	Torchin, Ali Chan B & Reinelde M	687-430 Hollywood Way	077-312-32
05/14/09	Tracy, Richard T/Sheri L JT	Hollywood/Hemlock	077-351-04
07/18/08	Traver, Jess S III/Frances D JT	Laurel Way	077-323-46
04/03/08	Turek, Raymond W/Lois M JT	687-040 Cherry Way	077-375-14
03/06/08	Turner, Lucy D	686-835 Cherry Way	077-384-17
09/21/11	Valine, Adelia Michelle	367-370 Spalding Road	077-304-65
04/02/08	Van Tassel Fam Trust	687-130 Spalding Rd.	077-362-37
05/15/08	Vaughn, Lee/Leni A HW/Calilan, James D JT	687-625 Spalding Rd.	077-303-30
07/13/09	Velez, S., Sanchez, A. C./I. Garat JR ETAL	Hollywood Way	077-403-27
07/21/08	Verrengia Family Trust	687-585 Cherry Way	077-292-07
06/12/09	Vineyard Living Trust	687-745 Lakeview Dr.	077-273-27
07/31/09	Walker, Evan J/Walker Jerry K TC	Juniper/Ivy/Pinion	077-354-26
07/16/09	Walker, Rebecca	686-760 Catalpa Way	077-374-02
08/27/09	Walker, Rudolph Soyka/Rebecca JT	686-760 Catalpa Way	077-274-26
09/29/09	Walker, Rudolph Soyka/Rebecca JT	503-150 Mahogany Way	077-274-25
10/09/09	Walsh, Paul C/Janice A JT	Almond Way	077-151-21
09/12/09	Walsh, Paul Clark ETAL	688-025 Almond Way	077-151-18
10/23/07	Walton Family Trust	688-010 Tamarack Way	077-164-22
11/07/07	Ward, Carlos V/Grace G 1996 Revoc Living Trust Agree	687-635 Sycamore Way	077-304-54
07/01/08	Ward, Carlos V/Grace G Rev Liv TR	Madrone Way	077-378-28
07/03/08	Ward, Carlos V/Grace G Revocable Living Trust	686-955 Redwood Way	077-378-27
04/15/08	Ward, Kenneth V/Lorna JT	Sycamore Way	077-304-55
12/03/07	Watson, William J Jr./Sonjo M CP	687-055 Cedar Way	077-376-23
12/06/07	Watts, James C/Lorene J JT	503-155 Madrone Way	077-411-16
05/09/08	Watts, James C/Lorene T JT	688-125 Spruce Way	077-183-16
11/14/07	Weaver Family Trust	687-915 Ivy Way	077-254-24
04/18/09	Webb Living Tr	Chestnut Way	077-294-14
04/22/09	Webb Living Trust	687-745 Maple Way	077-211-16
08/27/09	Weisinger, Brian J/Patricia L JT	687-295 Magnolia	077-332-36
10/20/08	Wells Trust	689-905 Hemlock Way	077-252-34
07/30/09	Wells Trust	687-170 Linden Way	077-343-21
06/18/09	Westfall Living Trust ETAL	Cedar/Madrone	077-373-14
05/28/08	Westlake, Gary R ETAL	Cedar Way	077-283-22
11/19/07	White, C.W./Joyce M JT	687-760 Lakeview Dr.	077-274-28
08/15/08	White, Earl Richard Jr/Karron S JT	686-840 Sycamore Way	077-403-19
05/19/08	White, Frank R 1991 Trust	501-275 The Strand	077-133-07
11/02/07	Whitmer, Rudy/Louise	687-775 Cedar Way	077-283-23
05/28/08	Wilder, Arvenna	687-700 Ivy Way	077-231-03
11/14/07	Williams Family Trust	686-950 Spalding Rd.	077-362-14

Attachment C - Spalding Tract Community Services District Wastewater Connections List, 10-1-2014

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
04/28/08	Williams, Cal R/Catherine S	687-020 Fir Way	077-388-12
06/11/09	Williams, Cal R/Catherine S	687-060 Acacia Way	077-395-20
10/01/09	Williams, Richard L & Patricia C. HWJT	687-700 Laurel Way	077-234-43
08/31/09	Williams, Robert N	Delwood Way	077-381-19
12/13/07	Williams, Robert V/Viola Mae	687-445 Hemlock Way	077-312-28
08/31/09	Williams, Robert V/Viola Mae	686-770 Delwood Way	077-382-16
08/17/09	Williams, Robert/Blackwell, Viola Mae	Hazel Way	077-324-43
08/17/09	Williams, Robert/Blackwell, Viola Mae	Chestnut/Madrone	077-376-20
09/22/08	Williams, Robert/Blackwell, Viola(new owners)	Hemlock Way	077-313-08
09/18/09	Williamson Larry R	687-565 Catalpa Way	077-301-25
10/28/09	Williford, George Calvin Trust	686-785 Fir Way	077-383-36
05/06/09	Wilms, Dale/Linda CP	687-920 Lakeview Dr.	077-274-16
07/22/09	Wilson, Donald Dean Liv TR	Redwood Way	077-272-27
08/20/08	Wilson, Jack Trust	687-625 Catalpa Way	077-302-19
09/22/09	Wilson, Kenneth/Valeri E	686-830 Hemlock Way	077-412-17
08/20/08	Wilson, Rollans B	503-435 Mahogany Way	077-302-18
06/11/08	Winingar Family 1983 Trust	686-830 Elm Way	077-383-34
06/01/09	Witt, Richard E/Nola A JT	687-740 Orchard Way	077-191-24
05/14/08	Wong, Fay/Bonnie E/Taber, Edward/Judy	Lakeview Dr.	077-273-35
08/22/08	Woodward, Robert/Maria 1989 Trust	687-700 Hickory Way	077-254-21
06/23/08	Yee, Gary R/Michael G	686-785 Hemlock Way	077-412-22
06/24/08	Yee, Michael Gregg	686-785 Hickory Way	077-412-21
11/06/07	Yolo, Duke/Terri JT ETAL C/O Cristine, Barry R.	Acorn Way	077-393-16
07/24/09	Young Family Trust	688-010 Hickory Way	077-244-22
07/23/08	Young, Vera L	688-055 Lakeview Rd.	077-263-10
10/27/08	Younie, Leslie I Jr/Sheri M ETAL TC	687-045 Redwood Way	077-378-20
08/07/08	Yuill, Edward G/Deborah L HW	Tupelo Way	077-141-14
08/07/09	Yuill, Edward G/Deborah L HW	Tupelo Way	077-142-13
05/18/10	Zuccato, Michael W/Linda J Rev Trust	687-650 Cherry Way	077-293-10
12/02/08	Zunino, Michael A/Sheree A Family Trust	Lilac Way	077-152-23

Attachment D
Technical Report Form – No Onsite Waste Disposal Certification

Technical Report Form No On-site Waste Disposal Certification

Property Owner Name (print)	
Assessor's Parcel Number	
Street Address	

Please list any improvements to the above-listed property, including but not limited to, any structures, wells, utilities, or septic tanks located on the property. Use additional paper if necessary.

Improvements:

For the purpose of verifying the absence of on-site waste disposal systems, the Discharger must provide written consent to allow Water Board staff to enter the Discharger's property. Please complete the following sections.

Permission to allow inspection.

I, _____(print property owner's name), do hereby provide consent to allow Water Board staff to enter my property for the purpose of verifying the absence of on-site waste disposal systems.
--

Would you like to be present during the inspection?

I, _____ (print property owner's name),
<input type="checkbox"/> Would like to be present during the inspection
<input type="checkbox"/> Would like someone other than myself to be present during the inspection
<input type="checkbox"/> Do not wish to be present during the inspection

If you would like to be present during the inspection, provide your contact information or the contact information of the person you wish to be present during the inspection.

Name of person to be present	
Phone number	
Mailing address	
Cell phone number (if available)	
E-Mail Address (if available)	

I hereby certify that the above information is true and correct. I understand that failure to provide complete and accurate information may result in the imposition of administrative or judicial civil liability.

Signature

Date

Attachment E
Water Code Section 13267 Fact Sheet

**Fact Sheet – Requirements for Submitting Technical Reports
Under Section 13267 of the California Water Code**

October 8, 2008

What does it mean when the regional water board requires a technical report?

Section 13267¹ of the California Water Code provides that "...the regional board may require that any person who has discharged, discharges, or who is suspected of having discharged...waste that could affect the quality of waters...shall furnish, under penalty of perjury, technical or monitoring program reports which the regional board requires".

This requirement for a technical report seems to mean that I am guilty of something, or at least responsible for cleaning something up. What if that is not so?

Providing the required information in a technical report is not an admission of guilt or responsibility. However, the information provided can be used by the regional water board to clarify whether a given party has responsibility.

Are there limits to what the regional water board can ask for?

Yes. The information required must relate to an actual or suspected discharge of waste, and the burden of compliance must bear a reasonable relationship to the need for the report and the benefits obtained. The regional water board is required to explain the reasons for its request.

What if I can provide the information, but not by the date specified?

A time extension can be given for good cause. Your request should be submitted in writing, giving reasons. A request for a time extension should be made as soon as it is apparent that additional time will be needed and preferably before the due date for the information.

Are there penalties if I don't comply?

Depending on the situation, the regional water board can impose a fine of up to \$1,000 per day, and a court can impose fines of up to \$25,000 per day as well as criminal penalties. A person who submits false information is guilty of a misdemeanor and may be fined as well.

What if I disagree with the 13267 requirement and the regional water board staff will not change the requirement and/or date to comply?

Any person aggrieved by this action of the Regional Water Board may petition the State Water Board to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must *receive* the petition by 5:00 p.m., 30 days after the date of the Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the Internet at:

http://www.waterboards.ca.gov/public_notices/petitions/water_quality or will be provided upon request.

Claim of Copyright or other Protection

Any and all reports and other documents submitted to the Regional Board pursuant to this request will need to be copied for some or all of the following reasons: 1) normal internal use of the document, including staff copies, record copies, copies for Board members and agenda packets, 2) any further proceedings of the Regional Board and the State Water Resources Control Board, 3) any court proceeding that may involve the document, and 4) any copies requested by members of the public pursuant to the Public Records Act or other legal proceeding.

If the discharger or its contractor claims any copyright or other protection, the submittal must include a notice, and the notice will accompany all documents copied for the reasons stated above. If copyright protection for a submitted document is claimed, failure to expressly grant permission for the copying stated above will render the document unusable for the Regional Board's purposes, and will result in the document being returned to the discharger as if the task had not been completed.

If I have more questions, who do I ask?

Requirements for technical reports normally indicate the name, telephone number, and email address of the regional water board staff person involved at the end of the letter.

¹ All code sections referenced herein can be found by going to www.leginfo.ca.gov. Copies of the regulations cited are available from the Regional Board upon request.

ATTACHMENT D

Lahontan Regional Water Quality Control Board

August 4, 2015

CERTIFIED MAIL: 7009 0820 0001 6638 8581

Sheila M. Miner
P.O. Box 270822
Susanville, CA 96127

Violation of Cease and Desist Order)
No. R6T-2015-0002) **NOTICE OF VIOLATION**
Spalding Tract Subdivision, APN 077-332-42-11)
Eagle Lake Basin, Lassen County)

This letter serves as notice of the California Regional Water Quality Control Board, Lahontan Region (Water Board) staff's intent to issue you an Administrative Civil Liability (ACL) Complaint (fine) for violation of the above-referenced Cease and Desist Order (CDO). Therefore, this matter requires your immediate attention.

BACKGROUND

On January 14, 2015, the Water Board adopted and issued to you CDO No. R6T-2015-0002 for Lassen County Assessor's Parcel No. (APN) 077-332-42-11. The CDO was issued for discharging or threatening to discharge waste containing nutrients to waters within the Eagle Lake Basin. Specifically, discharges from your onsite wastewater disposal system (septic system) cannot discharge waste containing nutrients (e.g., nitrogen, phosphorus) to the groundwater in the Eagle Lake Basin. Such discharges violate a waste discharge prohibition specified by the Water Board's *Water Quality Control Plan for the Lahontan Region (Basin Plan)*.

The CDO requires you to cease such waste discharges and threatened discharges by either connecting your onsite wastewater disposal system to the Spalding Community Services District's (District) community wastewater system or by properly abandoning it in accordance with Lassen County Health Department requirements. One of these actions was to be completed by July 14, 2015.

To date, you have failed to comply with the CDO requirements. You and several other owners, out of over 600 Spalding Tract properties, have yet to comply with your Cease and Desist Order and/or the above-referenced Basin Plan prohibition. The District's community sewer system has been available for connection since late October 2007. You have now had over seven complete construction seasons to comply.

NOTICE OF FORTHCOMING ADMINISTRATIVE CIVIL LIABILITY COMPLAINT

If you do not take immediate actions to comply as described below, Water Board staff will issue you an Administrative Civil Liability (ACL) Complaint in October 2015. The ACL Complaint will propose a fine of up to \$5,000 for each day since the July 14, 2015 compliance date in the CDO

KIMBERLY COX, CHAIR | PATTY Z. KOUYOUMDJIAN, EXECUTIVE OFFICER

2501 So. Lake Tahoe, CA 96150 | 14440 Civic Dr., Ste. 200, Victorville, CA 92392
e-mail Lahontan@waterboards.ca.gov | website www.waterboards.ca.gov/lahontan

in which you did not either: 1) connect your onsite wastewater disposal system to the Spalding Community Services District's community wastewater disposal system; or
2) properly abandon the septic system in accordance with Lassen County Health Department requirements.

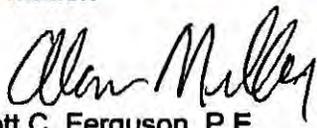
Once an ACL Complaint is issued, you will have an opportunity to contest the ACL Complaint during a Water Board public hearing tentatively scheduled to occur in January 2016. Immediately following the public hearing, the Water Board will take one of the following actions: (1) impose the recommended liability amount, (2) impose an alternative liability amount, (3) reject the proposed liability, or (4) refer the matter to the Attorney General for additional enforcement action.

The Water Board has already imposed administrative civil liabilities against nine Spalding Tract property owners who failed to comply with their Cease and Desist Order requirements. Eight of the nine property owners have since complied with their Cease and Desist Order requirements and paid their fines. The ninth owner sold his property, was ordered by the Water Board to pay a fine, and has done so. Enforcement actions may take into consideration your response to this notification as outlined above.

RESPONDING TO THIS NOTICE OF VIOLATION

For every day that you remain out of compliance with the CDO, you are subject to a fine of up to \$5,000 per day of violation. To stop accruing additional days of violation you must immediately comply with the CDO by either: 1) connecting your onsite wastewater disposal system to the Spalding Community Services District's community wastewater disposal system; or 2) properly abandoning it in accordance with Lassen County Health Department requirements, and notifying the Water Board in writing of your actions, and when they were accomplished.

Water Board staff's primary goal is compliance. We hope you will choose compliance with your CDO rather than face further enforcement action. We strongly encourage you to contact Lisa Scorable at Lisa.Scoralle@waterboards.ca.gov (530) 542-5452 or Catherine Pool at Catherine.Pool@waterboards.ca.gov (530) 542-5460 if you have any questions regarding this matter.

for 
Scott C. Ferguson, P.E.
Supervising Water Resource Control Engineer

Attachment: Cease and Desist Order No. R6T-2015-0002

cc: Chris Gallagher, General Manager, Spalding Community Services District
Virginia Bruce, Spalding Community Services District
Doug Ames, Interim Director, Lassen County Environmental Health Department
Daniel Schlueter, Lassen County Assessor's Office
Vanessa Young, State Water Resources Control Board, Office of Enforcement

ATTACHMENT E

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
09/10/09	Abrams, Shirley H 1992 Rev TR	687-725 Spruce Way	077-193-32
04/03/08	Adams Family Trust	Laurel Way	077-343-17
08/01/08	Adams Family Trust Agreement	687-285 Juniper	077-354-25
06/09/08	Aguiano, Jose R ETAL	Magnolia Way	077-334-13
06/04/08	Allen, Glen & Ida Rev. Trust	686-730 Catalpa Way	077-374-19
07/31/08	Alvarez Charles R.	688-100 Ivy Way	077-221-16
08/06/08	Aman, Lisa Marie	503-555 Mahogany Way	077-301-23
05/21/09	American Legion Eagle Lake Post 162	687-935 Spruce Way	077-193-34
11/02/07	Anderson, Christopher J./J.A	687-815 Cedar Way	077-283-24
04/14/08	Anderson, Dale A& Virginia A Revoc. Trust	687-590 Hazel Way	077-331-30
03/18/08	Anderson, James L/Sharri A CP	Hazel/Maple	077-211-19
05/30/08	Anderson, Lee A Faye Z. JT.	686-855 Acorn Way	077-392-14
05/08/08	Armstrong Family Trust	687-450 Magnolia Way	077-334-21
09/24/08	Armstrong Living Trust	687-384 Sycamore	077-311-45
04/22/08	Armstrong, Dale A. & Myrna A.	688-050 Sycamore	077-241-20
06/11/08	Armstrong, Robert T/Mabel E	688-035 Laurel Way	077-223-21
05/16/08	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/ Tank 1	077-182-09
11/16/11	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/ Tank 2	077-182-09
05/24/13	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/ Tank 3	077-192-39
04/30/09	Arnold, Michael Wayne/Katherine Diane Rev TR	RV Park-The Strand/ Tank 4	077-181-12
11/02/07	Arons, Gerald J/Louise C	502-630 Mahogany Way	077-234-36
09/03/09	Artinian, Perry Exemption TR	502-475 The Strand	077-151-23
10/24/07	Atteberry David Ned & Vera Louse Jt.	686-930 Cherry Way	077-371-19
04/17/08	Atteberry, Harley/Lawanda	686-765 Fir Way	077-383-39
07/29/09	Aubrey, Randall D/Valerie JDVA	686-795 Bamboo Way	077-393-23
10/06/08	Baer, Ronald L & Scott-Baer, Daleen E	Juniper Way	077-231-26
11/13/09	Bailey Trust ETAL	Laurel Way	077-234-10,22,07
12/08/08	Bailey, Irene	687-725 Hazel Way	077-234-41
09/05/08	Baker, Joseph A. & Donna G.	686-905 Sycamore Way	077-402-14
02/12/08	Baker, Joseph A. & Donna G. JT.	686-905 Sycamore Way	077-402-23
05/09/08	Baker, Victor O./ Marguerite J.	687-010 Hollywood Way	077-363-18
03/31/08	Ballard, Richard H & Bobbie L	687-760 Laurel Way	077-233-56
02/19/10	Barker, Jeffrey	Bamboo Way	077-394-20
12/02/08	Barnes Family Trust Agreement	687-870 Juniper Way	077-232-33
06/02/08	Barnett Stephen R. & Joann W.	687-100 Bamboo Way	077-397-31
04/08/08	Barris, Patrick H/Gloria J.T.	Walnut Way	077-171-35
10/07/08	Barrows, Donald A/Barrows, Linda K TC	687-115 Cherry Way	077-388-23
08/12/08	Bateson, Clarence Owen/Susan Elizabeth	687-560 Fir Way	077-292-09
08/05/08	Bechhold Family Trust	The Strand/Hollywood Way	077-241-11
08/26/13	Beck Ronald N. & Gwen M JT.	687-565 Cedar Way	077-294-13
04/15/08	Beck Ronald N. & Gwen M JT.	686-840 Redwood Way	077-401-20
05/19/08	Beckett Family Living Trust	686-755 Catalpa Way	077-373-18
09/16/08	Beckett Family Living Trust	686-775 Catalpa Way	077-373-21
09/25/08	Beckett Family Living Trust	686-830 Catalpa Way	077-374-27
07/10/08	Beckman, Ronald G/Natalie J JT	687-100 Delwood Way	077-386-12
10/09/08	Belingeri Dennis D. & Stacy & Ziegler Paul M. JT.	688-090 Linden Way	077-223-24
06/12/09	Bell, Max K/Lynn D JT	686-755 Chestnut Way	077-371-08
06/18/08	Bemus Joseph M.& Susan C. CP.	686-855 Catalpa Way	077-373-20
10/14/08	Bennett, Thomas Lee/Bennett, Robin Rae	686-825 Sycamore Way	077-402-20

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
07/09/08	Bergthold, Robert D/Terri HW	687-840 Almond Way	077-174-27
08/12/08	Betts, F Gregory/Doris B Family Trust	Walnut Way	077-161-22
08/27/09	Bilsborough, Craig/Linda JT	686-885 Fir Way	077-383-35
07/17/09	Birkes Charles W. Marilyn	687-475 Juniper Way	077-322-04
05/18/09	Birlem, Richard/Salena JT	688-125 Juniper Way	077-221-17
12/22/09	Bishow, Raymond L.	Hickory Way	077-254-28
12/04/09	Bixby, William D/Ann R CPRS	687-825 Linden Way	077-232-41
03/27/08	Blackwell, Glenn R/Jeanette JR	687-130 Linden Way	077-342-16
10/29/08	Bloom, Kenneth D/Janis ETAL	687-285 Hickory	077-352-17
04/23/12	Bobbitt, Galen/Monique ETAL	687-354 Juniper Way	077-354-24
04/30/09	Boggs, Michael L/Christie Ann JT	Laurel Way	077-224-26
06/11/08	Bollmann Richard M & Jacque A. JT.	686-835 Delwood Way	077-381-17
07/06/08	Boucher Family Trust	687-745 Tulip Way	077-194-42
07/21/08	Bowman, Joe E ETAL	687-740 Lakeview Dr.	077-274-31
09/18/08	Boyles, Valton	688-040 Manzanita Way	077-141-15
10/06/08	Brazil, Joseph Souza/Velma Lee Living Trust	687-675 Orchard Way	077-214-28
06/06/08	Brazil, Larry E	387-920 Hollywood Way	077-312-06
07/21/08	Bresin Family Revocable Living Trust	Chinquopin Way	077-204-06
06/03/09	Brewster, George & Cheryl Family Trust	Pinon/Sycamore	077-362-32
07/03/08	Bricker Living Trust	687-005 Catalpa Way	077-377-16
08/13/08	Bricker Living Trust	687-015 Catalpa Way	077-377-15
07/10/08	Briggs Living Trust	687-465 Hazel Way	077-324-32
05/13/08	Brines Family Trust	687-990 Almond Way	077-151-15
06/27/08	Brochon Martial Henry & Delilia Ann JT.	Redwood Way	077-273-33
11/06/07	Brown, Robert G.	503-155 Mahogany Way	077-304-56
06/06/08	Bruce Family Trust	687-015 Ivy Way	077-353-28
06/26/09	Buechler, Vigil D Revocable Trust	68-805 Magnolia Way	077-216-04
07/28/08	Bullock, Arnold E/Bullock Viola J TR	687-995 Hemlock Way	077-242-24
09/09/13	Buonarati, Craig & Connie	687-775 Lakeview	077-273-29
12/01/09	Burkirk, Jeffery O/Margaret A JT	Chestnut Way	077-371-06
03/04/08	Burleson, Vicki L	687-150 Hickory Way	077-353-23
04/08/08	Bush, Angelina L	687-020 Cedar Way	077-377-08
09/05/08	Bush, James, K/Debra M JT	688-120 Hemlock Way	077-243-09
06/05/09	Butler, Pamela Lynn	Chestnut Way	077-376-17
04/12/10	Cady, Douglas & Lisa JT	687-630 Hazel Way	077-331-41
01/06/15	Cal Family Trust	Lakeview Drive	077-273-40
09/18/09	Cal, Family Living Trust	Lakeview Dr.	077-362-36
02/15/08	Callison Living Trust	Cedar Way	077-283-15
04/24/08	Campbell, Stuart B & Paula S	530-225 The Strand	077-241-26
07/10/09	Caron, Jean A.& Yvonne N. HWCP	687-590 Sycamore Way	077-311-40
06/25/08	Carrell, Robert G & Melcena Family Trust Etal	687-305 Spalding RD.	077-303-37
11/13/09	Carver, Kenneth/Strongman, Linda	687-205 Hazel Way	077-324-50
08/22/09	Castaneda, David & Donna JT	686-720 Delwood Way	077-382-09
08/21/09	Chan Family Trust	684-745 Orchard Way	077-214-18
01/15/10	Chandler, Diane	687-600 Redwood Way	077-303-27
10/25/07	Chappel, Sherry	687-875 Linden Way	077-232-31
05/01/08	Chatterley, Robert E & Bertha A. JT	687-320 Hazel Way	077-331-52
09/23/09	Cheng, Rovina Y	687-290 Juniper Way	077-322-12
07/06/11	Chuck, Mitchell/EKT Properties	687-995 Redwood Way	077-262-13

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
05/28/08	Clark, Donald L/Gina M JT	687-805 Sycamore Way	077-274-30
02/17/10	Clark, Mark L & Reatha Pauline JT	Tamarack Way	077-173-35
08/20/09	Clark, William Jacob	Tulip Way	077-161-18
04/10/08	Clayton, Robert James	687-015 Redwood Way	077-378-22
07/01/14	Clayton, William & Lana	687-705 Ivy Way	077-354-14/20
09/08/08	Claytor, Ronald/Kathryn TC	688-000 Lakeview Dr.	077-264-19
03/05/08	Clement, Lee Ann (former Solis)	387-320 Hemlock Way	077-313-17
08/25/08	Clough Family Tr.	682-920 Juniper Way	077-232-44
01/29/09	Clowers, Herbert F ETAL	Larch Way/The Strand	077-132-18
08/31/09	Coffey, Kenneth W/Dorothy J	686-850 Delwood Way	077-382-13
03/26/08	Coleman, Stephanie M ETAL	687-795 Chinquepin Way	077-213-05
09/22/08	Colgan Family Trust	Sycamore Way	077-363-19
07/02/09	Congdon, Michael R/Debra S	688-020 Ridge Way	077-152-02
07/11/11	Contreras, Robert SR.& Cyndi L.JT.	Juniper Way	077-232-42
12/12/07	Cook Family Trust	688-085 Hickory Way	077-243-23
12/09/08	Cook, Richard W JR/Donna J CPS	Hickory Way	077-244-23
09/27/13	Cooley, Dennis J/Urban, John	687-765 Walnut Way	077-171-29
12/31/07	Corey, Clifford & Jeanne CPRS	687-440 Hemlock Way	077-313-18
09/11/08	Councilman Family Trust	Hollywood Way	077-252-25
06/25/10	Crete, Joseph C & Terri JT	Acorn Way	077-393-14
08/16/08	Crowe, Paul L. & Arlene M. TR	687-890 Ivy way	077-231-32
08/26/08	Culjis, Lana S	686-975 Chestnut Way	077-375-19
10/30/13	Cunha, Nancy L.	6333 Matterhorn Drive	077-191-20
09/21/09	Cunnington, Roger	Walnut Way	077-171-36
08/17/09	Cunnington, Roger ETAL	Hazel Way	077-331-40
03/24/08	Cunnington, Ronald & Lloy CP	688-085 Tulip Way	077-184-19
06/11/08	Curley, Richard D/Judith A CP	686-785 Cypress Way	077-394-11
06/18/08	Curran, David M. & Carol L. JT	688-060 Hemlock Way	077-243-22
04/20/09	Curry, Richard A/Michelle J	503-400 Madrone Way	077-374-23
04/20/09	Curry, Richard A/Michelle J	Fir Way	077-383-37
12/06/07	Dallimore, Rosaline & Richard P. WHCP	688-025 Mimosa Way	077-142-19
04/18/08	Davey Roland A & Rose Marie	689-110 Spalding Rd.	077-362-38
07/16/09	Davis, G L or J A	688/145 Laurel Way	077-223-27
08/03/09	Davis, G L/J A Rev Liv TR	Tulip Way	077-171-27
10/07/09	Davis, Patricia Candis	Laurel Way	077-223-23
06/30/11	Davis, Robert & Annitta JT	687-770 Hollywood Way	077-252-04
05/15/09	Dawson, Gray/Julie CPRS	688-000 Tulip Way	077-161-03
02/28/08	Deaver, Howard R/Brown Carol S JT	687-280 Magnolia Way	077-334-01
07/01/08	Degli-Esposti, Robert F & Deanna J Fam Revo Liv	687-800 Hickory Way	077-254-26
04/20/09	Dempsey, Tom	387-760 Walnut Way	077-172-23
12/13/07	Denny Leland J & Santos, Linda Ann JT	687-710 hemlock Way	077-253-34
04/15/09	Denny, Lowell G & Denny, Christian P. JT	687-635 Hazel Way	077-324--46
05/21/08	Dettloff, Susan E & Michael D CP	687-010 Cedar Way	077-377-11
05/14/08	Devine, Robert William/Doreen Anne HWJT	Hollywood/Madrone	077-411-20
04/18/08	Diefenderfer Family Trust	Lilac Way	077-153-21
06/11/09	Dietrich, Bonnie K	520-687 Sycamore Way	077-311-06
06/19/08	Dingess, Terry L/Ernestine S JT	687-0145 Hickory Way	077-352-30
04/14/08	DiPonti,Robert & Dolores M PMB 166 Suite 7	687-580 Maple Way	077-332-56
05/20/09	Dittmar, Donald D/Carolyn Y	687-775 Maple Way	077-211-17

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
10/09/08	Doll Revocable Inter Vivos TR	Spalding/Pinion	077-362-33
08/27/08	Donnell, Avis C Living Trust	687-560 Ivy Way	077-231-35
05/01/08	Doss, L.A./Linda JT	688-000 Hickory Way	077-244-32
09/19/08	Doty, Dennis W & Flynn-Doty, Diana HW	687-155 Hickory Way	077-353-24
11/02/07	Dowdy, Russell	Cedar Way	077-271-18
09/15/08	Dreiss Family Trust	687-105 Fir Way	077-387-10
06/02/08	Drew, James E/Henderson, Karen	688-090 Oak Way	077-132-20
08/03/08	Driggs Family Trust	Acorn Way	077-395-26
07/02/08	Duchi, Angelo A. & S. Ronda	Hazel Way/The Strand	077-224-27
08/13/08	Dunlap Angela K & Walsmith George JA	687-880 Hazel Way	077-215-11
11/19/07	Eagle Lake Community Church	687-905 Lakeview Dr.	077-273-41
07/01/09	Eakin, Janice L	686-730 Hickory Way	077-413-15
06/12/09	Ehn, Charles M & Mayme A.	688-085 Hemlock way	077-242-12
09/12/08	Eldred Family Trust	686-925 Acacia Way	077-391-19
08/01/08	Ellasces, Frank K Sr/Michell D Vaughn JT ETAL	Cedar Way	077-373-23
06/04/08	Elvin, Henry J/Mary M TR	Bamboo Way	077-394-17
07/16/08	Erlewine, Edward F & Mary I 1992 Rev Family	688-090 Redwood Way	077-263-14
10/16/08	Estes, Kenneth P/Mary L JT	Magnolia Way	077-216-10
06/01/12	Estes, Kenneth P/Mary L. JT	687-810 Linden Way	077-233-47
08/30/11	Evans, Dave M.	530-135 Pinon Way	077-351-28
10/24/07	Evans, Ronald R & Janet L. JT	687-750 Hickory Way	077-254-32
03/14/08	Fagundes, John P/Laurie M	503-555 Madrone	077-381-13
11/27/07	Fahringer, Pearline	687-945 Tulip Way	077-194-44
07/03/09	Farley, Fred E	687-010 Delwood Way	077-386-19
09/11/08	Farmer, Jerrel H. & Farmer, Maude M Rev.	686-125 Delwood Way	077-381-07
10/14/08	Farris Family Trust 1998 Rev. TR	Bamboo Way	077-397-28
10/27/08	Farris, Gloria C.	Cherry Way	077-282-09
07/01/08	Fauvelle, Mark D.	686-850 Cedar Way	077-373-19
07/13/09	Feist, Robert J	Hickory Way	077-253-36
08/07/09	Feist, Robert J	687-915 Laurel Way	077-233-38
06/11/09	Fenner, Theodore R/Anita B JT	Sycamore	077-264-17
07/18/08	Ferrier, William T/Laurette K JT	687-990 Ivy Way	077-221-18
12/19/07	Field, Shirley L Family Trust	Acorn Way	077-396-18
04/09/08	Field, Shirley L Family Trust	Acorn Way	077-396-17
03/05/08	Fies, William J JR. Trust Agreement	Hickory Way	077-244-30
03/24/08	Fischer, Charles B. & Janet A. Trust	Tulip Way	077-194-29
04/23/09	Fiske, Willard A/Deanna M	Catalpa Way/The Strand	077-262-07
05/02/08	Flandreau, Claude-Anne 2005 TR	687-245 Sycamore Way	077-362-35
06/06/08	Flannagan, James S. TR	686-925 Madrone Way	077-351-23
11/14/07	Fortier, Gerald & Tracy JT	687-900 Tamarack Way	077-174-18
04/07/10	Fouk, Benjamin L	Linden Way	077-222-21
10/03/08	Fredenburg, Kenneth D	687-800 Hazel Way	077-211-15
10/26/07	Frey, Heinz Robert & Lieselotte JT	688-040 Lakeview Dr	077-264-07
08/28/09	Gaines, Theodore 1996 Trust	The Strand	077-221-06
11/26/07	Gallagher Family TR	687-980 Linden Way	077-223-28
10/25/07	Garcia Family Trust	686-995 Chestnut	077-375-10
05/26/09	Garcia, Larry Michael Sherre A HWJT	688-035 Hollywood Way	077-241-23
05/26/09	Garcia, Larry Michael/Sherre A	Hollywood Way	077-241-24
10/02/09	Gardner, Jane E	688-100 Linden Way	077-223-25

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
12/11/07	Garland, John M.& Regina K. JT	687-820 Ivy Way	077-231-27
08/05/09	Gates, Donald F/Charlene	Chestnut/Cherry	077-293-12
11/13/09	Geer, Glen	Laurel Way	077-233-53
05/27/09	George, Byron W/Beverly A	Sycamore Way	077-251-46
11/02/07	Glenden, Jack Terrence/Helen Lathe Family Trust	687-600 Cedar Way	077-301-19
04/24/08	Glenn, James H. Irrevocable Trust	687-960 Sycamore	077-241-22
05/07/08	Glenn, Leon H.	688-030 Sycamore Way	077-241-25
06/09/14	GMAC	687-560 Catalpa Way	077-302-16
09/09/11	Goddard, Philip W	687-950 Cedar Way	077-261-08
04/07/08	Godde, Lawrence A. & Godde, Geraldine D	Lakeview Dr.	077-273-39
09/12/08	Golden Gary/Erma E Trust	686-125 Almond Way	077-164-20
04/21/08	Gomez, Joe I & Olivia ETAL	687-315 Hazel Way	077-324-47
05/08/09	Goodenow, Rev Robert/Susan Mae CPRS	Juniper Way	077-221-24
05/01/09	Goodwin, Stephen D/Susan E JT	686-975 Spalding Rd	077-361-27
04/21/08	Goyette, Vern & Porrasi, Cecilia TC	077-232-23 Linden Way	077-232-23
05/14/08	Grajczyk, Gary R. & E. Louise	687-320 Hollywood Way	077-312-26
04/27/09	Graton, Diane Alan/Kari Michelle	687-305 Laurel Way	077-323-33
06/09/08	Gregorius, Benedict & Sheila Francine JT	687-985 Chinquepin Way	077-217-10
05/09/08	Grout, George/Zona JT	688-105 Hazel Way	077-224-11
05/28/08	Haddox, Caroline ETAL	687-740 Walnut Way	077-172-25
06/03/08	Hague Donald & Edith E HW/Hague, Montana May	686-810 Acorn Way	077-393-25
11/12/09	Haines, Cidne J. ETAL	Hemlock Way	077-351-03
09/05/08	Hallas, Charles/Rosalie Living Trust	688-125 Hickory Way	077-243-24
07/18/08	Handy Thomas & Linda	686-730 Acorn Way	077-393-12
07/16/08	Harper Family Trust	Chestnut Way	077-371-10
11/21/07	Harrison, Richard K/Julie A	Linden Way	077-233-46
08/26/08	Harvey Family Trust	687-930 Hazel Way	077-215-12
04/25/09	Hasty, Clarence/Virginia Revoc Liv Tr	687-775 Orchard Way	077-214-29
08/23/11	Hasty, Clarence/Virginia Revoc Liv Tr	Laurel/Palm	077-344-15
04/29/08	Healy, Thomas & Delores Etal %Robert, OB	687-640 Linden Way	077-323-36
06/18/08	Helmer, Nason James/Gail Ann Rev TR	686-800 Chestnut Way	077-372-20
03/18/08	Hembree, Stephanie L	Maple Way	077-212-15
08/28/08	Henrickson, Joseph G III/Marilyn HWJT	687-025 Spalding Rd.	077-361-19
08/20/08	Henrickson, Joseph G III/Marilyn JT	503-475 Madrone Way	077-373-13
05/02/08	Henson John E & Evelyn A Trust	503-150 Pinion Way	077-304-52
10/25/07	Herfi, David Lee & Cynthia Louise JT	Lakeview Dr.	077-274-20
04/20/09	Heritage Land Co	Redwood Way	077-262-18
07/22/09	Heritage Land Co	Elm Way	077-383-20
07/23/09	Heritage Land Co	Elm Way	077-383-31
08/12/09	Heritage Land Co	686-920 Spalding Rd.	077-362-28
04/21/10	Heritage Land Co	Acacia Way	077-392-19
04/22/08	Herrbach, Clarence E/Herrbach, Rae B	686-760 Sycamore Way	077-403-20
08/21/09	Herrick Family Trust	687-595 Hazel Way	077-324-45
04/09/08	Hiehle, Dustin L & Georgia JT	687-005 Cedar Way	077-376-24
05/27/09	Hindbaugh, Ronald P.Earline M JT	687-945 Sycamore Way	077-274-18
05/28/09	Hindbaugh, Ronald P.Earline M JT	687-900 Sycamore Way	077-251-34
06/01/09	Hindbaugh, Ronald P.Earline M JT	687-490 Sycamore Way	077-311-41
09/26/08	Hindersheid, Dave/Cecelia	687-755 Juniper Way	077-231-23
07/28/08	Holland, Paul Reginald/Flor Rev Liv Trust	Strand/Willow/Walnut	077-162-05,06,07

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
04/02/08	Hopwood, Kenneth/Jayne H ETAL All AS JT	686-950 Sycamore Way	077-363-15
04/07/08	Hosking Robert R/Margaret	687-040 Cedar Way	077-377-09
05/15/08	House, David J/Chrisandra M CPS	687-765 Orchard Way	077-214-17
10/01/08	House, James/Diana JT(Vista Reverse 8 LLC)	688-045 Redwood Way	077-262-14
06/04/09	House, Jesse P/Dolores M House TR	Hollywood/Madrone/Sycamore	077-363-29
08/21/08	Howes James W. & Elizabeth	687-670 Catalpa Way	077-272-01
06/03/08	Hunter, John L & Dorothy A JT	687-505 Hollywood Way	077-311-37
04/09/08	Illia Family Trust	687-300 Sycamore	077-311-23
06/25/08	Ito, Douglas Y ETAL	Hickory Way	077-353-27
04/14/08	Jackson Family Trust	686-920 Redwood Way	007-401-05
09/23/08	James Timothy & Louise JT.	687-065 Acorn Way	077-395-16
03/31/08	James, Daniel L. & Diane L. JT	687-350 Hazel Way	077-331-43
10/19/11	Jamison, Dwight M & Carol L	687-780 Orchard Way	077-191-29
09/29/08	Jarvis Family Trust	686-760 Chestnut Way	077-372-19
10/22/09	Jeffrey, James	686-990 Catalpa Way	077-378-24
05/28/09	Jennings, Robert H/Pamela A	Hazel Way	077-224-23
05/11/15	Jensen, James L & Nancy L	687-955 Hickory Way	077-253-37
06/09/08	Jessop, Merl & Sondra L. Etal	Chinquelin Way	077-214-23
06/09/08	Jessop, Merl & Sondra L. Etal	Chinquelin Way	077-214-26
06/09/08	Jessop, Merl K.& Sondra L. JT.	Chinquelin Way	077-214-15
06/02/08	Johnson, John E. & Darlene M.	687-815 Hazel Way	077-234-40
09/18/09	Johnston Family Trust ETAL	687-045 Hickory Way	077-352-19
06/18/08	Jones, James E.	876-715 Hollywood Way	077-251-20
04/24/08	Jones, Jerry Lee/Marsha S Fam TR	687-995 Sycamore Way	077-264-18
11/06/07	Jordon Norbert & Ruth E JT	687-705 Spruce Way	077-193-19
05/01/09	K C Investments	686-945 Cedar Way	077-376-22
08/25/08	Kaiser , Bruce & Voorheis , Thelma JT	Hollywood Way	077-242-18
05/09/08	Keehn, Thomas J (Monroe new owner)	687-110 Tulip Way	077-184-20
06/19/08	Keller, Nelda Ray Revocable Living Trust	687-585 Hollywood Way	007-311-44
04/22/08	Kelley Family Trust C/O Ian Kelley Trustee	688-005 Ivy Way	077-244-31
06/06/08	Kelly , Paul D. & Deborah K. JT.	Laurel Way	007-234-39
08/21/09	Kelly Family Trust	Ridge Way	077-151-24
06/02/08	Kerr Living Trust	686-800 Bamboo Way	077-394-16
06/26/09	Killingsworth, Gregory J/Lynn M JT	688-005 Lilac Way	077-152-19
02/26/08	Kimbal ,Dana S & Quilici, Janet K. JT	687-000 Acorn Way	077-396-08
11/02/07	Kimura, Roy Michio & Kimura, Anne Tr.	687-608 Ivy Way	077-231-31
04/15/08	Kinder, Stanley K	Linden Way	077-222-20
06/23/08	King, Douglas G/Taura D	Willow Way	077-162-14
09/05/08	King, Douglas G/Taura D	Hollywood Way	077-251-42
08/15/08	King, Robert	686-835 Hollywood Way	077-403-18
12/03/09	Kish, Leonore M.	Chinquelin Way	077-204-15
06/18/08	Kneeland, Paul J	686-990 Hickory Way	077-353-11
07/03/09	Knifong Lester D. & Lodellee Revocable Living Trust	687-155 Hickory Way	077-352-31
09/17/08	Koch Living Trust	687-280 Hickory Way	077-353-20
10/21/09	Koch, Linda C Revo Live TR	Chestnut Way	077-283-16
06/02/08	Koehly, Joseph & Mercedes	687-240 Laurel Way	077-344-14
04/24/08	Kolbet, Richard N/Knapp Lucille	687-855 Catalpa Way	077-271-23
10/14/13	Koski, Garnet Arthur Jr. Trust	687-085 Fir Way	077-387-20
09/12/08	Kottke Family Trust	687-950 Catalpa Way	077-272-42

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
05/01/08	Krupp Family Revocable Trust	687-710 Sycamore	077-251-39
10/23/07	Kvidera, Michael C. & Marilyn Living Trust	686-985 Redwood Way	077-378-23
12/17/09	Larimore, Harry A/Beatrice A JT	686-915 Cypress Way	077-397-33
04/04/08	Larson Larry Lee/Hazel M CP	687-975 Sycamore Way	077-362-30
07/28/09	Lashmet, Harry T	688-040 Laurel Way	077-224-25
07/29/09	Lashmet, Harry T	Laurel Way	077-224-24
11/01/07	Lavarias , Jim B. & Vera A. CP	688-020 Juniper Way	077-222-17
05/01/09	Lawrence, John Paul/Lee Davis McGlenn	Elm Way	077-387-18
09/09/08	Lawson Family 1997 Trust	Linden Way	077-323-40
11/29/07	Lay Gene W.& Merle A. CRPS	Acorn Way	077-393-17
06/03/08	Lay Gene W.& Merle A. JT	686-875 Acacia Way	077-391-17
11/05/10	Lee, Irwin/Riva	687-875 Willow Way	077-172-24
08/08/08	Lemon , Earl L. & Evelyn L. Trust	688-040 Hollywood Way	077-242-25
08/04/08	Lemon Grant L. & Kenny, Lenore M HW	687-960 Hemlock Way	077-243-26
04/22/09	Leonard, William R Jr/Cynthia A HWJT	688-160 Juniper Way	077-222-13
07/04/08	Leonard, William R/Cynthia A JT	686-955 Spalding Rd.	077-361-24
08/07/09	Leonard, William R/Cynthia A JT	687-245 Linden Way	077-342-11
06/23/08	Leonhardt, Larry/Priscilla CPRS	68-730 Chestnut Way	077-372-18
04/16/09	LeRoy, Doreene	687-630 Maple Way	077-332-45
04/20/09	LeRoy, John David	686-925 Spalding Rd.	077-401-04
09/08/11	Lewis, William Joe & Lewis, David Gene	Poplar/Palmetto	077-192-29
05/28/08	Liggett, Raymond E	686-885 Bamboo Way	077-393-21
12/28/11	Lindenberg Living Trust	687-710 Linden Way	077-233-54
04/09/08	Long Lloyd E. & Inez M & David & Susan JT	Hollywood Way	077-241-19
05/28/08	Longe Gary, Alan & Virginia Jt	687-740 Catalpa Way	077-272-25
06/26/09	Loy, Regina M-Original Dt of hook-up - 9/08	687-730 Catalpa Way	077-272-41
09/18/08	Luchetti 2002 Family Trust	686-825 Catalpa Way	077-373-11
09/09/08	Lunardi, Joseph I/Doris R Rev Int Sur TR	686-950 Fir Way	077-388-15
07/16/08	Machado Manual R. Rose M JT	688-050 Redwood Way	077-263-09
10/08/09	Macias, Raymond/Marjorie A	687-910 Walnut Way	077-172-16
06/18/08	MacKay, William E/Terry E	Hemlock Way	077-252-26
11/11/08	Madden, Roy P/Dannette A JT	686-725 Elm Way	077-382-07
06/06/08	Magioncalda Frank Etal	687-665 Hemlock Way	077-252-29
04/29/09	Marcillac, George E 2005 TR	Tulip Way	077-194-12
05/21/09	Margetts, Gene H/Diane L JT	The Strand/Olive	077-133-05
12/11/07	Marlatt Daniel & Mardel JT.	Hazel Way	077-234-13
07/06/08	Marquis, Trina J/Sheldon, Brian K JT	687-905 Catalpa Way	077-271-22
08/20/10	Martinelli, Mike/Paula & Schmitt Family Trust	Tamarack Way	077-173-16
06/26/09	Martinus, Paul W Family Trust ETAL	Hemlock Way	077-253-24
11/29/07	Marzorini Ray E. Tanya L	687-805 Maple Way	077-215-09
08/12/08	Marzorini Ray E. Tanya L	687-788 Ivy Way	077-231-34
06/25/08	Marzorini, Ray E & Tanya CP	687-840 Spruce Way	077-194-28
06/13/11	Masterson Family Trust ETAL	687-740 Tamarack Way	077-173-30
08/17/09	Matassa Family Trust	Cherry Way	077-371-12
09/16/09	Matthias, Paul L/Donna JT	Walnut Way	277-161-20
04/07/08	McCabe William H. Danny TC	Sycamore Way	077-362-11
08/27/08	McDaniel, Harvey & Gloria Family Trust	687-810 Juniper Way	077-232-27
10/09/08	McEachern, James A/Carol M	Bamboo Way	077-396-11
05/21/09	McGrew, William/Esther	Lakeview Dr.	077-304-63

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
08/14/09	McKean, Robert E	686-880 Cypress Way	077-381-20
05/21/08	Mckenzie, Ralph & Laura B JT	Acacia Way	077-392-17
09/22/09	McMillen, Tanya L/Jerry L	687-785 Ivy Way	077-254-29
07/20/09	McNamara, Kenneth J Sr/Diane M JT	687-270 Ivy Way	077-321-11
08/06/09	Medlyn, Robert/Julie	687-655 Chestnut Ave	077-293-13
07/11/08	Mellor, Brian S/Linda K JT	687-695 Orchard Way	077-214-27
05/10/10	Menard, Carole	687-635 Hollywood Way	077-311-12
12/12/07	Mendes Jonnie. Jr. & Birtie	687-660 Hemlock Way	077-253-20
06/06/08	Menzies Richard L & Charlene J.	686-835 Sycamore Way	077-402-17
04/17/08	Merkel Family Trust	687-615 Maple Way	077-331-49
10/08/08	Merrill Family Bypass Trust	Linden Way	077-233-31
04/10/10	Merritt, Robert L & Joan L (Travis)	Cypress Way	077-394-15
09/05/08	Michel Robert H.	686-895 Acorn Way	077-392-16
04/24/08	Middendorf, Thomas M/Mary E	687-829 Catalpa Way	077-271-24
11/19/08	Miller 2001 Revocable Trust	687-910 Tulip Way	077-171-32
11/19/08	Miller Family 2001 Rev Trust	687-890 Tulip Way	077-171-33
11/08/07	Miller, Arnold D. & Geraldine	687-500 Spalding Rd.	077-304-60
05/07/08	Miller, Michael H/Sue JT (New Owner Ruden)	687-070 Hollywood Way	077-363-23
08/08/08	Milliken, Ronald J/Zelma Mae Family Trust	688-110 Hollywood Way	077-242-10
10/23/07	Mingham Brain & Jane Family Trust	687-840 Tamarack Way	077-174-06
05/01/08	Mingham Family Trust	687-850 Willow Way	077-173-36
05/07/08	Mingham Family Trust	687-800 Willow Way	077-173-25
08/06/09	Mircetich, John/Jane JT	687-865 Laurel Way	077-233-55
07/30/08	Monahan, Daniel D	687-100 Hemlock Way	077-352-22
02/28/08	Montgomery Chester G & Lawanda J Jt	688-040 Hemlock Way	077-243-25
05/07/08	Montgomery David Mary R JT	687-120 Hollywood Way	077-351-24
10/23/07	Monticelli John F. Jeannie Mar	687-105 Acacia Way	077-391-04
08/28/08	Moore, Robert E. Flossie F.	687-800 Juniper Way	077-232-29
10/25/07	Morales, Lloyd	686-735 Acacia Way	077-391-13
06/09/08	Moreno, Ruben L	687-605 Magnolia way	077-332-48
05/13/08	Morgan Frances Pearl & Robert L Jt.	687-950 Spruce Way	077-194-43
07/23/08	Morris, Norman R. & Verna J CP.	687-915 Hazel Hay	077-234-42
06/27/08	Morrow, John C/S Delphine	686-860 Catalpa Way	077-374-22
11/07/13	Mueller, Gary & Malinda	687-935 Walnut Way	077-161-21
09/11/13	Mueller, Gary & Malinda	502-350 Mahogany Way	077-192-31
03/17/08	Muller France F. & Nellie JT	687-400 Sycamore Way	077-311-30
05/07/10	Muller, Thomas J & Roberta L	Cypress Way	077-381-16
10/30/09	Muse, Frank/Kathie	The Strand/Spruce	077-184-25
10/10/13	Myers, Jeffrey	687-210 Linden Way	077-343-19
07/28/08	Narramore, Gregory W/Joanne A JT	686-975 Hollywood Way	077-363-27
06/07/12	Naylor, Mitchell Greig/Ginger JT	686-750 Redwood Way	077-401-11
09/30/09	Neely, Tom Becky/Neely, Darin/Yvette	Sycamore Way	077-304-57
05/09/08	Neil, Gerald E/Janet E JT	687-675 Chinquapin Way	077-213-14
07/09/08	Neil, Gerald E/Janet E JT	Catalpa Way	077-271-07
07/08/09	Neil, Gerald E/Janet E JT	Olive Way	077-134-02
08/22/12	Neil, Gerald E/Janet E JT	688-100 Myrtle Way	077-143-10
08/03/12	Neil, Gerald E/Janet E JT	687-765 Redwood Way	077-272-43
05/05/10	Neil, Gerald E/Janet E JT	The Strand/Oak Way	077-132-21
06/27/12	Neil, Gerald E/Janet E JT	687-145 Spalding Road	077-361-23

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DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
06/27/12	Neil, Gerald E/Janet E JT	688-080 Olive Way	077-133-10
08/07/09	Neil, Gerald E/Janet E JT(New Owner Keehn)	Maple Way	077-212-16
10/07/08	Neil, Gerald E/Janet E JT(New Owner Schmidt)	Catalpa Way	077-261-11
07/10/09	Nelson, John A/ Nancy L Revoc & Nelson Family 2002	Hollywood Way	077-251-27
11/26/07	Nelson, Kenneth A/Rhonda L J.T.	687-835 Cedar Way	077-283-18
06/18/09	Neville Donald O. & Jeanette C. 1994 Trust	688-065 Laurel Way	077-223-26
11/26/07	Newman, James Edgar/Newman, James Bruce	687-480 Spalding Rd.	077-304-61
11/30/07	Niles Family Trust %Niles, Ralph & Rita	Tamarack Way	077-164-16
08/12/08	Norris Family Trust % Norris Betty E. Trust	Hemlock Way	077-253-25
04/21/08	Novey, Joanne M/Lisa Marie JT	688-100 Oak Way	077-131-16
07/02/08	Noxon, Timothy E/Maribeth	687-835 Redwood Way	077-272-22
05/14/08	Nunes Family Trust	Hollywood Way	077-312-22
10/15/07	Odle, Curtis I/Denise C	687-550 Hollywood Way	077-312-33
06/24/08	Oliver Jerald A	Sycamore Way	077-403-15
05/10/10	Oliver, Jeffery W/Lena	Hemlock Way	077-411-18
06/01/10	Oliver, Jeffrey W & Lena D JT	Hemlock Way	077-411-19
08/21/08	Oliver, Phillip H & Ilean C. & James R. & Col.	Redwood Way	077-303-29
08/25/08	Olson Family Trust	687-905 Redwood Way	077-272-38
10/31/07	Osborn, Daniel D/Suzanne M	503-220 Mahogany Way	077-273-22
07/28/08	Panart, Augustine D Z/Panart Paula F TR	Juniper Way	077-321-12
11/02/07	Parker 1995 Family Trust	Delwood Way	077-381-11
09/28/08	Parker, Rex A/Denise A JT	686-830 Delwood Way	077-382-17
09/04/08	Parker, Rex a/Katherine Trust	686-830 Elm Way	077-383-38
10/23/09	Parker, Theodore/Patricia	686-725 Fir Way	077-383-40
10/23/09	Parker, Theodore/Patricia	686-835 Elm Way	077-382-15
09/11/08	Pastorino, Norman F./House, Monica J.T.	686-735 Lakeview Dr	077-401-07
09/03/08	Patrick Fam TR	688-105 Linden Way	077-222-22
10/09/08	Patrick, Michael B	687-980 Mimosa Way	077-143-08
07/10/08	Pavese Family Trust	687-020 Delwood Way	077-386-21
03/27/08	Pearson, James C/Sandra L	Cherry/Mahogany	077-281-01
03/27/08	Pearson, James S/Sandra L Fmly TR	Chestnut/Strand	077-283-13
05/28/08	Peay Family Trust	688-085 Ivy Way	077-244-33
09/08/08	Pennington, David/Suzanne JT	687-940 Willow Way	077-173-17
11/23/07	Pindar, Lynn/Pindar, Lynnette	Lilac Way	077-153-14
07/04/08	Popperwell, W Trust	Madrone/Catalpa	077-377-19
04/29/08	Portz Family Revocable Trust	687-675 Hazel Way	077-234-37
03/03/08	Potter Caroleen C	503-025 Madrone Way	077-413-14
08/06/08	Potter, R. Craig/Jessie A	687-890 Hollywood	077-252-22
02/20/08	Potter, Timothy J/Lorene L	Redwood Way	077-272-46
11/18/09	Pratt, William H/Marjorie L TC ETAL	687-305 Hollywood Way	077-311-33
04/09/08	Purcell, A.W./Norma E	687-105 Acorn Way	077-395-17
04/29/08	Rabo, Ronald R/Shirley E J.T.	687-607 Maple Way	077-331-48
10/28/09	Ramos, Daniel J/Kathryn S	687-740 Palmetto	077-192-38
09/27/08	Rasnic, John L	687-285 Linden Way	077-322-10
08/11/08	Ray Family Trust	686-790 Hollywood Way	077-411-17
09/08/08	Rebideaux, Randy L/Laurene J JT	686-925 Cherry Way	077-384-11
10/15/12	Robinson, Gary L (Hotel)	502-925 The Strand	077-200-02
10/15/12	Robinson, Gary L (Hotel)	502-925 The Strand	077-200-02
10/16/12	Robinson, Gary L Restaurant)	502-845 The Strand	077-200-03

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DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
10/16/12	Robinson, Gary L Restaurant)	502-845 The Strand	077-200-03
04/10/08	Rodas, Joseph m/H. Leota J.T.	687-785 Juniper Way	077-231-24
07/28/09	Rogers, Michael W.	687-120 Linden Way	077-343-20
08/18/08	Rohner, Alvin Thomas/Kay Louise Trust	687-000 Elm Way	077-387-17
09/05/08	Rohner, Alvin Thomas/Kay Louise Trust	686-950 Delwood Way	077-386-18
06/15/09	Rohner, Alvin/Kay (New Owner Wilcox)	686-900 Acorn Way	077-393-15
05/12/09	Rohner, Kay L Revocable Trust	686-925 Elm Way	077-382-19
05/18/09	Rohner, Kay L Revocable Trust	687-005 Delwood Way	077-385-17
04/07/10	Roloff, Scott & Lilibeth	686-990 Chestnut Way	077-376-14
06/11/08	Rose, Ernest W/Nancy L J.T.	686-880 Bamboo Way	077-394-13
04/14/08	Rose, William N./Carol Leah	687-550 Lakeview Dr.	077-304-62
07/09/08	Rosselott Living Trust	687-805 Linden Way	077-232-38
10/01/09	Rounsaville, Joseph W/Etta Mae Trust	687-580 Cherry Way	077-293-11
06/09/10	Rudluff, Caroline M Trust c/o Patricia Rudluff-Jennings	Maple Way	077-201-04
06/09/10	Rudluff, Caroline M Trust c/o Patricia Rudluff-Jennings	Almond Way	077-174-17
06/15/09	Rynerson, Roger Clinton	687-785 Ivy Way	077-334-16
11/16/07	Sain, David P	687-200 Hickory Way	077-353-26
07/18/08	Saulisberry TTEE Fam TR/Saulisberry 1992 Fam	687-770 Maple Way	077-212-20
04/12/12	Schmidt, Kenneth	687-015 Acacia Way	077-391-07
06/07/12	Schmidt, Kenneth	Acacia Way	077-391-06/05
10/24/07	Schmidt, Marlene	687-785 Hickory Way	077-253-30
07/12/08	Schofield, Robert E/Schofield, Ryan E JT	687-765 Chinquepin Way	077-213-16
07/27/10	Schumacher, Armin/Bock Christina JT	687-185 Spalding Rd.	077-361-22
12/12/07	Scott, Vicky I(New Owner Pensco Trust)	680-470 Hollywood Way	077-312-31
05/19/09	Seaters, Marion Kathleen	687-365 Maple Way	077-331-50
10/28/09	Sebastiani, Piero ETAL Revocable Trust	Redwood Way	077-273-36
10/28/09	Sebastiani, Piero ETAL Revocable Trust	Lakeview Dr.	077-273-37
10/06/08	Seifert, Kenneth J/Frances B CP	686-865 Redwood Way	077-374-25
04/21/09	Shafer, Paul W/Virginia S.	687-630 Sycamore Way	077-311-19
08/22/08	Shaffer, Datha/Shaffer/Sandra J JT	687-900 Linden Way	077-233-39
09/22/08	Shanks, Clarence M/C Lillian Living Trust	687-850 Hollywood Way	077-252-33
08/08/08	Shult, Edward H/Margaret F	688-030 Willow Way	077-163-15
06/02/08	Sibley William Robert & Joan Frances JT	Madrone/Bamboo	077-397-27
03/01/08	Sickles, Myron A/Elaine C	687-295 Maple Way	077-331-26
03/16/10	Siders, Kathryn D	687-670 Cedar Way	077-271-20
09/05/09	Sievers, William/Jeanette	687-155 Ivy Way	077-353-25
03/09/09	Silva, Eugene D	687-530 Hollywood Way	077-312-14
05/15/08	Simon, Paul R/Morene L TR	687-780 Tamarack Way	077-174-31
04/01/08	Simon, Robert M/Rita M	687-020 Juniper Way	077-341-07
09/09/08	Smalley, Robert J Jr/Smalley Marla J. Trust	687-015 Elm Way	077-386-17
04/17/08	Smith Living Trust %Smith, Lowell & Joyce	687-595 Maple Way	077-331-47
10/06/08	Smith Stanley B & Martin, Sally	686-995 Elm Way	077-386-16
07/29/08	Smith, Brenda Jean/Janus, Mary Kathleen	687-095 Delwood Way	077-385-10
09/03/09	Smith, Darlene N ETAL	Willow Way	077-172-01
08/05/08	Smith, Daryl E/Margie J/Smith, Robert J JT	687-020 Cypress Way	077-385-16
06/09/08	Smith, Gregg S/Ordile, Tara Leisa TC	Bamboo Way	077-396-10
12/03/09	Smith, John/Alice 1995 Liv Tr	Hickory Way	077-253-27
09/12/08	Smith, Robert J	688-995 Bamboo	077-396-12
07/28/08	Smith, Thomas Lee/Paula Kay Joint Living Trust	686-985 Cypress Way	077-397-17

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
09/02/08	Smith, Vicky L/Smith, Robert J JT	687-090 Cypress Way	077-385-11
06/13/08	Sneary, Bonnie J	687-980 Cedar Way	077-271-12
04/28/08	Snyder, James V/Lorretta C	686-955 Cherry Way	077-388-20
02/15/08	Snyder, Norman E/Fleckenstein Trudy	687-815 Chestnut Way	077-282-06
06/24/08	Soderlund, William T/Joann A JR	686-990 Cherry Way	077-375-06
11/05/07	Solis, Raymond R/Kristy P CP	680-970 Cherry Way	077-375-12
10/05/11	Soohodolsky Family Trust	687-710 Spruce Way	077-194-41
11/19/07	Sorensen, Lynn Richard/Janice Rae HWJT	Hemlock Way	077-313-10
09/05/08	Sorenson, Keld/Jeanne Trust	501-955 The Strand	077-143-12
06/04/09	Southern Sierra Const P/S Plan	687-305 Hazel Way	077-324-33
03/01/08	Spalding CSD	502-907 Mahogany Way	077-320-05
10/23/07	Spalding Marina	The Strand	077-030-04
09/05/08	Spediacci, Clifford K/Shirley A JT	687-690 Juniper Way	077-232-48
09/25/08	Spencer, Reubennette 1987 TR	687-540 Linden Way	077-323-44
05/21/08	Stanley, Vernon F/Theda TR	Magnolia Way/Division Way	077-217-03
05/21/08	Stanley, Vernon F/Theda TR	Magnolia Way	077-217-05
05/21/08	Stanley, Vernon F/Theda TR	687-885 Chinquepin Way	077-217-06
09/21/09	Stebbins, Loretta	687-925 Linden Way	077-232-43
12/03/07	Steffens, John R/Barbara/Fogal, Russell E/Th	687-300 Laurel Way	077-324-34
10/29/08	Steinocher, Daniel G/Linda L JT	687-830 Cedar Way	077-271-14
09/27/13	Steinocher, Daniel G/Linda L JT	687-920 Hickory Way	077-254-27
12/19/07	Stelzriede, Michael/Cathryn C JT	Ridge Way	077-151-22
11/08/07	Stent, Bob/Sandra JR/Weddell, Jeanette R.	Spalding Rd.	077-303-33
05/28/08	Stephens Family Trust	Tamarack Way	077-163-16
03/18/10	Stimmell, James B.	686-770 Cypress Way	007-381-14
09/15/08	Stout, Clarence&Audrey	Maple Way	077-282-14
12/12/07	Strickland, Robert & David JT	688-030 Tulip Way	077-161-14
04/18/08	Suchan, Alex/Lois	686-820 Fir Way	077-384-14
06/02/08	Sullivan Family Revoc Trust	687-990 Walnut Way	077-162-17
04/29/08	Sullivan, William A/Joanne M J.T.	387-290 Maple Way	077-332-49
05/31/12	Sutton, Dennis J/ETAL Deborah L JT	Catalpa Way	077-271-19
08/25/09	Swager, William A & Patricia A CPRS	387-150 Hemlock Way	077-352-24
10/20/08	Taylor, James R/Shirley L JT	Delwood Way	077-386-20
10/16/09	Taylor, Robert S. Rev Living TR	687-025 Catalpa Way	077-377-17
09/04/08	Tetrault Family 2000 Trust	Juniper/Linden	077-322-14
05/21/08	Thomas, Theodore J/Diana M CPRS	688-085 Larch Way	077-132-15
10/29/09	Thomas, Trevor P.Lauretta R	687-075 Hemlock	077-351-21
07/14/08	Thompson Family Trust ETAL	688-030 Tupelo Way	077-142-16
05/10/10	Tobin, Louis J/Peacock, Betsy A HWJT	687-700 Orchard Way	077-191-27
05/01/08	Todd, Clifford E Jr	Maple Way	077-331-51
11/02/07	Todd, Dennis/Andrea	Cedar Way	077-271-15
04/22/08	Togni, Arnold/Dolly TR	698-105 Ivy Way	077-221-15
07/23/08	Togni, Arnold/Dolly TR	688-105 Ivy Way	077-244-29
06/11/08	Tomasini Family Trust	687-895 Hollywood Way	077-251-33
03/15/08	Torchin, Ali Chan B & Reinelde M	687-430 Hollywood Way	077-312-32
05/14/09	Tracy, Richard T/Sheri L JT	Hollywood/Hemlock	077-351-04
07/18/08	Traver, Jess S III/Frances D JT	Laurel Way	077-323-46
04/03/08	Turek, Raymond W/Lois M JT	687-040 Cherry Way	077-375-14
03/06/08	Turner, Lucy D	686-835 Cherry Way	077-384-17

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
09/21/11	Valine, Adelia Michelle	367-370 Spalding Road	077-304-65
04/02/08	Van Tassel Fam Trust	687-130 Spalding Rd.	077-362-37
05/15/08	Vaughn, Lee/Leni A HW/Calilan, James D JT	687-625 Spalding Rd.	077-303-30
07/13/09	Velez, S., Sanchez, A. C./I. Garat JR ETAL	Hollywood Way	077-403-27
07/21/08	Verrengia Family Trust	687-585 Cherry Way	077-292-07
06/12/09	Vineyard Living Trust	687-745 Lakeview Dr.	077-273-27
07/31/09	Walker, Evan J/Walker Jerry K TC	Juniper/Ivy/Pinion	077-354-26
07/16/09	Walker, Rebecca	686-760 Catalpa Way	077-374-02
08/27/09	Walker, Rudolph Soyka/Rebecca JT	686-760 Catalpa Way	077-274-26
09/29/09	Walker, Rudolph Soyka/Rebecca JT	503-150 Mahogany Way	077-274-25
10/09/09	Walsh, Paul C/Janice A JT	Almond Way	077-151-21
09/12/09	Walsh, Paul Clark ETAL	688-025 Almond Way	077-151-18
10/23/07	Walton Family Trust	688-010 Tamarack Way	077-164-22
11/07/07	Ward, Carlos V/Grace G 1996 Revoc Living Trust Agree	687-635 Sycamore Way	077-304-54
07/01/08	Ward, Carlos V/Grace G Rev Liv TR	Madrone Way	077-378-28
07/03/08	Ward, Carlos V/Grace G Revocable Living Trust	686-955 Redwood Way	077-378-27
04/15/08	Ward, Kenneth V/Lorna JT	Sycamore Way	077-304-55
12/03/07	Watson, William J Jr./Sonjo M CP	687-055 Cedar Way	077-376-23
12/06/07	Watts, James C/Lorene J JT	503-155 Madrone Way	077-411-16
05/09/08	Watts, James C/Lorene T JT	688-125 Spruce Way	077-183-16
11/14/07	Weaver Family Trust	687-915 Ivy Way	077-254-24
04/18/09	Webb Living Tr	Chestnut Way	077-294-14
04/22/09	Webb Living Trust	687-745 Maple Way	077-211-16
08/27/09	Weisinger, Brian J/Patricia L JT	687-295 Magnolia	077-332-36
10/20/08	Wells Trust	689-905 Hemlock Way	077-252-34
07/30/09	Wells Trust	687-170 Linden Way	077-343-21
06/18/09	Westfall Living Trust ETAL	Cedar/Madrone	077-373-14
05/28/08	Westlake, Gary R ETAL	Cedar Way	077-283-22
11/19/07	White, C.W./Joyce M JT	687-760 Lakeview Dr.	077-274-28
08/15/08	White, Earl Richard Jr/Karron S JT	686-840 Sycamore Way	077-403-19
05/19/08	White, Frank R 1991 Trust	501-275 The Strand	077-133-07
11/02/07	Whitmer, Rudy/Louise	687-775 Cedar Way	077-283-23
05/28/08	Wilder, Arvenna	687-700 Ivy Way	077-231-03
11/14/07	Williams Family Trust	686-950 Spalding Rd.	077-362-14
04/28/08	Williams, Cal R/Catherine S	687-020 Fir Way	077-388-12
06/11/09	Williams, Cal R/Catherine S	687-060 Acacia Way	077-395-20
10/01/09	Williams, Richard L & Patricia C. HWJT	687-700 Laurel Way	077-234-43
08/31/09	Williams, Robert N	Delwood Way	077-381-19
12/13/07	Williams, Robert V/Viola Mae	687-445 Hemlock Way	077-312-28
08/31/09	Williams, Robert V/Viola Mae	686-770 Delwood Way	077-382-16
08/17/09	Williams, Robert/Blackwell, Viola Mae	Hazel Way	077-324-43
08/17/09	Williams, Robert/Blackwell, Viola Mae	Chestnut/Madrone	077-376-20
09/22/08	Williams, Robert/Blackwell, Viola(new owners)	Hemlock Way	077-313-08
09/18/09	Williamson Larry R	687-565 Catalpa Way	077-301-25
10/28/09	Williford, George Calvin Trust	686-785 Fir Way	077-383-36
05/06/09	Wilms, Dale/Linda CP	687-920 Lakeview Dr.	077-274-16
07/22/09	Wilson, Donald Dean Liv TR	Redwood Way	077-272-27
08/20/08	Wilson, Jack Trust	687-625 Catalpa Way	077-302-19
09/22/09	Wilson, Kenneth/Valeri E	686-830 Hemlock Way	077-412-17

Attachment E - Spalding Tract District Connections List, 9-18-2015

DATE OF HOOKUP	Spalding Residents Connected to the District Disposal System APPLICANT NAME	SERVICE ADDRESS	APN#
08/20/08	Wilson, Rollans B	503-435 Mahogany Way	077-302-18
06/11/08	Winingar Family 1983 Trust	686-830 Elm Way	077-383-34
06/01/09	Witt, Richard E/Nola A JT	687-740 Orchard Way	077-191-24
05/14/08	Wong, Fay/Bonnie E/Taber, Edward/Judy	Lakeview Dr.	077-273-35
08/22/08	Woodward, Robert/Maria 1989 Trust	687-700 Hickory Way	077-254-21
06/23/08	Yee, Gary R/Michael G	686-785 Hemlock Way	077-412-22
06/24/08	Yee, Michael Gregg	686-785 Hickory Way	077-412-21
11/06/07	Yolo, Duke/Terri JT ETAL C/O Cristine, Barry R.	Acorn Way	077-393-16
07/24/09	Young Family Trust	688-010 Hickory Way	077-244-22
07/23/08	Young, Vera L	688-055 Lakeview Rd.	077-263-10
10/27/08	Younie, Leslie I Jr/Sheri M ETAL TC	687-045 Redwood Way	077-378-20
08/07/08	Yuill, Edward G/Deborah L HW	Tupelo Way	077-141-14
08/07/09	Yuill, Edward G/Deborah L HW	Tupelo Way	077-142-13
05/18/10	Zuccato, Michael W/Linda J Rev Trust	687-650 Cherry Way	077-293-10
12/02/08	Zunino, Michael A/Sheree A Family Trust	Lilac Way	077-152-23

ATTACHMENT F

ATTACHMENT F

ADMINISTRATIVE CIVIL LIABILITY METHODOLOGY

The Complaint alleges that Sheila M. Miner (Discharger) failed to comply with Cease and Desist Order No. R6T-2015-0002, issued by the Lahontan Regional Water Quality Control Board (Water Board), which required the Discharger by July 14, 2015, to either connect her onsite wastewater disposal system to the Spalding Community Services District's (District) community sewer system or to properly abandon it in accordance with Lassen County regulations. For the purpose of applying the Enforcement Policy's administrative civil liability methodology, the alleged violation is a non-discharge violation. Because the Complaint only alleges a non-discharge violation, Step Nos. 1 and 2 of the Enforcement Policy's administrative civil liability methodology are not addressed.

Step 3: Initial Liability Determination

The per-day factor for the violation is **0.55**. This factor is determined by a matrix analysis based upon the Potential for Harm and the Deviation from Applicable Requirements.

- a. The Potential for Harm for the violation is determined to be **moderate**. The Discharger's failure to connect her onsite wastewater disposal system to the District's sewer system or to properly abandon it allows waste containing nutrients to be discharged to the groundwater of the Eagle Lake basin. Such discharges, should they occur, can introduce nutrients, such as nitrogen and phosphorus, to the groundwater, which flows into Eagle Lake. Nitrogen and phosphorus can increase algal growth and the rate of eutrophication in Eagle Lake, a closed-basin lake. Increased eutrophication can adversely affect the habitat for the Eagle Lake trout, and other aquatic and terrestrial organisms supported by Eagle Lake. Increased algal growth also has the potential to adversely affect the public's water contact recreation (e.g., wading, swimming, water skiing) and non-contact water recreation (e.g., aesthetic enjoyment) of Eagle Lake.

To prevent these types of adverse impacts to Eagle Lake's beneficial uses, the Water Board amended its *Water Quality Control Plan for the Lahontan Region* (Basin Plan) in September 1984, to prohibit the discharge of waste containing nutrients to the surface waters and groundwater of the Eagle Lake basin beginning September 14, 1989. The Water Board's Cease and Desist Order issued to the Discharger enforces that Basin Plan prohibition. At a minimum, the Discharger's onsite wastewater disposal system presents a threatened discharge of waste containing nutrients that can reasonably be expected to adversely affect Eagle Lake's cold freshwater habitat (COLD), water contact recreation (REC-1), non-contact water recreation (REC-2), and sport fishing (COMM) beneficial uses. It is also reasonable to expect that such impacts are reversible upon ceasing such waste discharges.

Waste discharges from onsite wastewater disposal systems in the Spalding Tract subdivision can also introduce bacteria into the groundwater, which is the local water

supply. Many Spalding Tract subdivision property owners have private wells, and past studies have shown that bacteria levels increase in those private wells when nearby onsite wastewater disposal systems are being used. Bacteria contained in domestic wastewater can adversely affect human health when consumed. Such conditions represent an adverse impact to the Eagle Lake groundwater basin's municipal and domestic supply (MUN) beneficial use. This impact can reasonably be expected to occur when waste discharges from onsite wastewater disposal systems occur. Fortunately, past studies have also shown that this impact is relatively short term in nature when the waste discharge ceases. Therefore, violating the Cease and Desist Order presents a **moderate** threat to beneficial uses that will likely attenuate without acute or chronic effects, once the Discharger has complied with the Cease and Desist Order.

- b. The Deviation from Applicable Requirements to abandon or connect the septic system is **major**. The reason for the **major** designation is that Water Board staff notified the Discharger of her failure to comply with the Cease and Desist Order's July 14, 2015 compliance date in an August 4, 2015 Notice of Violation (NOV). The 2015 construction season has past, and to date, the Discharger has still failed to comply.
- c. There are 79 days of violation for the period beginning July 15, 2015 and ending October 1, 2015, the date of drafting Administrative Civil Liability Complaint No. R6T-2015-0058. The statutory maximum amount per day per violation is \$5,000. Therefore, 79 days of violation at the statutory maximum per day of \$5,000, yields a maximum initial liability of **\$395,000** (79 days x \$5,000/day). Applying the Potential for Harm per-day factor of 0.55 from Table 3, and the statutory maximum liability amount for each day of violation, yields an initial liability of **\$217,250** (0.55 x 79 days of violation x \$5,000 per day).

Step 4: Adjustment Factors

The Enforcement Policy allows for multi-day violations to be consolidated provided specific criteria are satisfied. The Enforcement Policy also describes three factors related to the violator's conduct that should be considered for modification of the initial liability amount: the violator's culpability; the violator's efforts to clean up or cooperate with regulatory authorities after the violation; and the violator's compliance history. After each of these factors is considered for the violations alleged, the applicable factor should be multiplied by the proposed amount for each violation to determine the revised amount for that violation.

a. Multiple Day Violations

The Enforcement Policy provides that, for violations lasting more than 30 days, the Water Board may adjust the per-day basis for civil liability if certain findings are made, and if the adjusted per-day basis is no less than the per-day economic benefit, if any, resulting from the violation.

The Discharger has failed to comply with her Cease and Desist Order for at least 79 days. The continuance of these violations does not result in an economic benefit that

can be measured on a daily basis. The economic benefit is the delayed cost of having the onsite wastewater disposal system either connected to the District's community sewer system or properly abandoned. Therefore, an adjustment can be made.

The Water Board Prosecution Team (Prosecution Team) recommends applying the alternative approach to civil liability calculation provided by the Enforcement Policy. Using this approach, the calculation of days of violation will include the first day of violation, plus one additional day of violation for each five-day period up to the 30th day of violation, and thereafter, one additional day of violation for each 30-day period. Using this approach, the total number of days is revised to 8 days of violation.

This results in a Revised Initial Liability Amount as follows:

$$\text{Revised Initial Liability} = (0.55) \times (8 \text{ days of violation}) \times (\$5,000) = \mathbf{\$22,000}$$

b. Adjustment for Culpability

For culpability, the Enforcement Policy suggests an adjustment resulting in a multiplier between 0.5 to 1.5, with the lower multiplier for accidental incidents, and the higher multiplier for intentional or negligent behavior. In this case, a Culpability multiplier of **1.5** has been selected for the reasons described below.

Ms. Miner has been aware of the requirements since 1991 when the Water Board issued Cease and Desist Order No. 6-91-591. Beginning in October 2007, Spalding Tract property owners had a readily available means to comply with the Basin Plan prohibition by connecting to the community wastewater disposal system installed by Spalding Community Services District. However, Ms. Miner did not take action to comply at this time. Now, after more than seven years, the Water Board Prosecution Team reminded Ms. Miner once again to connect or properly abandon the wastewater disposal system when it issued Cease and Desist No. R6T-2015-0002 in January 2015.

Since issuing the 2015 Cease and Desist Order, as with the 1991 Cease and Desist Order, the Prosecution Team has not received any communications from Ms. Miner. The lack of communication by Ms. Miner has made it necessary for Water Board staff to use a process server to confirm receipt of critical Water Board communications, as certified mail has been routinely returned as unclaimed. Even after successfully serving the 2015 Cease and Desist Order upon Ms. Miner personally via process service, she has not contacted staff nor made any inquiry regarding how to comply, nor provided any information regarding financial or other hardship that may be preventing her from complying. After providing approximately one-half of a construction season to comply with her 2015 Cease and Desist Order, the Prosecution Team issued an August 4, 2015 Notice of Violation via process service, notifying Ms. Miner that the time to comply with her Cease and Desist Order's requirements without additional enforcement action was running out. In spite of the Prosecution Team's efforts to allow ample time to comply before issuing an administrative civil liability complaint, the Discharger has not contacted the

Prosecution Team nor provided any documentation of hardship or other information related to her failure to comply, nor has she shown any intent to comply. Rather, her active avoidance of process service (associated with proposed 2013 Cease and Desist Order), refusal of certified mail, and inaction suggest Ms. Miner purposefully chose to ignore the requirements in the Water Board's Cease and Desist Order. Circumstances of this nature warrant a greater multiplier for culpability. Therefore, the Prosecution Team recommends assigning a value of 1.5 for Culpability, as values of 1.4 or greater have been reserved for situations where there is evidence of willful or intentional conduct.

c. Adjustment for Cleanup and Cooperation

For cleanup and cooperation, the Enforcement Policy suggests an adjustment resulting in a multiplier between 0.75 and 1.5. A lower multiplier is appropriate for situations where there is a high degree of cleanup and/or cooperation and a higher multiplier is appropriate for situations where cleanup and/or cooperation is minimal or absent. In this case, a Cleanup and Cooperation multiplier of **1.5** has been selected for the reasons described below.

In this case, cooperation is not only absent but Ms. Miner has refused receipt of Water Board letters and has intentionally evaded process servers hired by the Water Board to deliver Water Board communications. The Water Board has gone through great lengths and has spent Water Board time and money to serve the 2015 Cease and Desist Order and related Notice of Violation. Apart from Ms. Miner obstructing receipt of Water Board communications, Ms. Miner has refused to comply by connecting or properly abandoning the onsite wastewater disposal system. A value of 1.5 for Cleanup and Cooperation is appropriate.

d. Adjustment for History of Violations

The Enforcement Policy suggests that where there is a history of repeat violations, a **minimum** multiplier of 1.1 should be used for this factor. In this case, a multiplier of **1.0** has been selected based upon the absence of prior violations of Cease and Desist Order No. R6T-2015-0002. A review of the California Integrated Water Quality System (CIWQS) and Water Board files shows that the violation represents the first set of violations of Cease and Desist Order No. R6T-2015-0002. Therefore, a multiplier of 1.0 is appropriate, and no adjustment to the above liability amount should be made in response to this factor.

Step 5: Determination of Total Base Liability Amount

The Total Base Liability for the violation is **\$49,500.00**. The Total Base Liability for the violation is determined by multiplying the Revised Initial Liability by the multipliers associated with each of the Adjustment Factors discussed above.

Total Base Liability = (Revised Initial Liability) X (Culpability) X (Cleanup/Cooperation) X (History of Violations) = (\$22,000) X (1.5) X (1.5) X (1.0) = **\$49,500.00**.

Step 6: Ability to Pay and Ability to Continue Business

The Enforcement Policy provides that if the Water Board has sufficient financial information to assess the violator's ability to pay the Total Base Liability, or to assess the effect of the Total Base Liability on the violator's ability to continue in business, then the Total Base Liability amount may be adjusted downward.

The Prosecution Team conducted a preliminary asset search of publicly available information. Based upon review of Lassen County Assessor's Office online records and a ParcelQuest web search (Attachment L), the Prosecution Team finds that the Discharger has the ability to pay the proposed liability because she owns the parcels located in Lassen County and listed, below.

Assessor's Parcel No.	County	Property Address	Use Type	Mailing Address	Assessed Total Value	Assessment Year
077-332-42	Lassen	687360 Maple Way	Residential	POB 270822 Susanville, CA	\$23,018	2015
103-112-14	Lassen	645 N Weatherlow St	SF Residential	POB 270822 Susanville, CA	\$20,521	2015
103-231-05	Lassen	1106 Mark St	SF Residential	POB 270822 Susanville, CA	\$56,180	2015
105-263-02	Lassen	125 Alexander Ave	SF Residential	POB 270822 Susanville, CA	\$48,486	2015
139-160-40	Lassen		Vacant	POB 270822 Susanville, CA	\$6,515	2015
139-160-41	Lassen		Vacant	POB 270822 Susanville, CA	\$2,599	2015
139-160-42	Lassen		Vacant	POB 270822 Susanville, CA	\$2,599	2015
139-160-51	Lassen	446445 Spruce Ave	Vacant	POB 270822 Susanville, CA	\$3,906	2015
139-160-52	Lassen	446555 Spruce Ave	Vacant	POB 270822 Susanville, CA	\$3,906	2015
141-110-06	Lassen	Doyle CA 96109	Vacant	POB 270822 Susanville, CA	\$2,963	2015
141-120-12	Lassen		Vacant	POB 270822 Susanville, CA	\$3,170	2015
				TOTAL	\$173,863	

The Water Board has satisfied the initial burden of producing substantial evidence demonstrating the Discharger's ability to pay the proposed liability. During the period provided to submit evidence for a scheduled Water Board hearing, the Discharger may rebut the Prosecution Team's findings and submit documentation to support the assertion of an inability to pay.

Without additional information provided by the Discharger, based on this initial assessment of information, it appears the Discharger does have assets to pay the Total Base Liability determined in Step 5. This initial assessment does not consider Ms.

Miner's total assets and liabilities, including other properties owned outside of Lassen County, income from any rental properties or the amount of outstanding mortgages, if any. Included with the issuance of this Complaint is a document titled, "Financial Documentation Fact Sheet" that specifies the type of information Ms. Miner can provide to rebut the Prosecution Team's assertion that Ms. Miner has the ability to pay the liability determined in Step 5.

Step 7: Other Factors as Justice May Require

The Enforcement Policy provides that if the Water Board believes the amount determined using the above factors is inappropriate, the liability amount may be adjusted under the provision for "other factors as justice may require," if express findings are made.

a. Adjustments for Other Factors as Justice May Require

The Prosecution Team has exercised its discretion in deciding whether to pursue administrative civil liability for violating Cease and Desist Order No. R6T-2015-0002. Doing so is consistent with the Water Board's primary interest to achieve compliance.

The Prosecution Team has determined that the Total Base Liability of \$49,500 as calculated in Step 5, in addition to the minimum statutory liability calculated in Step 9, are excessive in light of the violations alleged herein, and in relation to the cost savings associated with the non-compliance from those violations as well as past Water Board actions in similar enforcement cases. Below are specific factors under Water Code section 13327 that the Prosecution Team considered in determining the proposed liability amount.

- i. **Reducing the days of violation:** The Prosecution Team considered calculating the administrative civil liability based on a reduced number of days of violation. Using a start date of August 4, 2015, the date of the Notice of Violation where staff reminded the Discharger that her property was out of compliance, is consistent with the approach the Prosecution Team used in two similar ACL Complaints issued in 2013. Doing so would reduce the days of violations to 58 days (August 4, 2015 – October 1, 2015). Using 58 days of violation would result in a minimum liability of **\$5,800**, based upon the statutory minimum liability of \$100 per day of violation. Even considering the reduction of the minimum liability based on reducing the days of violation, the Prosecution Team believes this alternative liability amount of \$5,800 is excessive.
- ii. **Other Considerations:** In determining the proposed liability amount, the Prosecution Team considered the following specific factors.
 - a) **Economic Benefit:** As detailed in Step 8, below, the cost savings of non-compliance is \$22 for abandonment or \$115 for connection. While the Enforcement Policy requires the recovery of at least economic benefit plus ten percent, a penalty of either \$24.20 or \$126.50 is not sufficient to deter non-compliance or create a level playing field among the regulated

community. On the other hand, the Prosecution Team acknowledges the statutory minimum liability amount of \$7,900 is well in excess of the economic benefit of non-compliance.

- b) **Consistency with Similar ACLs:** Administrative civil liability complaints were issued to property owners of the nearby Stones-Bengard subdivision in 1997 for failing either to connect their onsite wastewater disposal systems to the Stones-Bengard community sewer system or to properly abandon them. In the Stones-Bengard cases, the Water Board issued administrative civil liability complaints proposing liability be imposed in the amount of **\$6,500** per non-compliant property. This was the minimum liability that could be imposed for violating cleanup and abatement orders that had been issued 65 days prior to issuing the administrative civil liability complaints. The cleanup and abatement orders had been issued after the Stones-Bengard property owners had been violating their cease and desist orders issued in 1991 for several years. ACL Orders were subsequently issued for this amount.

In 2012 and 2014, the Water Board issued ACL Orders to ten Spalding Tract property owners in amounts ranging from \$106 up to \$1,749 per non-compliant property. The liability amounts imposed were, at least in part, related to the length of time it took the property owners to achieve compliance. These property owners paid their fines in full, and their properties were brought into compliance with the Basin Plan prohibition.

In light of these past enforcement cases (Stones-Bengard and Spalding Tract), which brought about compliance while imposing penalty amounts less than the \$7,900 statutory minimum for this case, the Prosecution Team believes a lower penalty more in line with these past enforcement actions is appropriate to achieve compliance while providing a sufficient level of deterrence, and is not an unreasonably punitive action. Because compliance was achieved in each of these cases, we believe a similar approach in this case is reasonable, and therefore applied it to determine the proposed liability amount discussed below.

- iii. **Proposed Liability Amount:** Water Code section 13350(f) provides that the Water Board may impose civil liability in an amount less than the minimum amount specified where express findings setting forth the reasons for its action based on the specific factors required in Water Code section 13327.

For the reasons specified above, which are based on the specific factors outlined in Water Code section 13327, the Prosecution Team recommends imposing an administrative civil liability in the amount of **\$1,975**. The Prosecution Team believes this amount provides a fair penalty or consequence for the alleged violation as well as a meaningful deterrent against future violations. This amount and approach are consistent with that applied in the last two Spalding Tract ACL Complaints issued in 2013.

b. Staff Costs

The Water Board has suspended the practice of adding staff cost into administrative civil liabilities based upon the California State Auditor's findings stated in its 2012-120 Audit Report. Specifically, one of the findings in the Audit Report is that staffing costs in penalty actions for water quality certification violations are, "generally not supported and are inaccurate because of inflated cost rates." (California State Auditor Report 2012-120 State Water Resources Control Board, *It Should Ensure a More Consistent Administration of Water Quality Certification Program*, June 2013). This enforcement action does not involve violations of a 401 Water Quality Certification, as was the focus in Audit Report 2012-120. However, staff believes the justification in the Audit Report still applies to this enforcement action where the staff cost rate has yet to be revised to reflect actual staff salaries and overhead cost for each program. In an abundance of caution, the Water Board, in consultation with the State Water Resources Control Board, has suspended adding staff cost into administrative civil liabilities until the issues identified by the State Auditor can be addressed.

Step 8: Economic Benefit

The Enforcement Policy requires that the economic benefit of noncompliance be estimated for any violation. The economic benefit of noncompliance is any savings or monetary gain derived from the act or omission that constitutes the violation.

The Discharger has realized an economic benefit of noncompliance by failing to either connect or abandon the septic system as required by Cease and Desist Order No. R6T-2015-0002. In order to estimate the economic benefit of noncompliance, Water Board staff previously subpoenaed cost records from contractors who have abandoned individual onsite wastewater disposal systems or connected them to the District's system in the Spalding Tract subdivision. Based upon the subpoenaed data received, the average costs to connect a septic tank to the community wastewater system or to properly abandon a septic system at that time were \$4,210 and \$836, respectively. Since property owners are ultimately required to either connect or abandon their septic tanks, the economic benefit of noncompliance is realized by delaying the connection or abandonment of the system, and thereby delaying expenditure of the cost necessary to do so. In the meantime, the unspent compliance money has been available for other activities. The benefit of noncompliance is estimated by calculating the time value of the delay, net of taxes and considering inflation using U.S. Environmental Protection Agency's BEN model¹. The economic benefit of noncompliance of delaying septic tank

¹ USEPA developed the BEN model to calculate the economic benefit a violator derives from delaying and/or avoiding compliance with environmental statutes. Funds not spent on environmental compliance are available for other profit-making activities or, alternatively, a defendant avoids the costs associated with obtaining additional funds for environmental compliance. BEN calculates the economic benefits gained from delaying and avoiding required environmental expenditures such as capital investments, one-time non-depreciable expenditures, and annual operation and maintenance costs.

BEN uses standard financial cash flow and net present value analysis techniques based on generally accepted financial principles. First, BEN calculates the costs of complying on time and of complying late adjusted for inflation and tax deductibility. To compare the on time and delayed compliance costs in a common measure, BEN calculates the present value of both streams of costs, or "cash flows," as of the date of initial noncompliance. BEN

connection beyond July 14, 2015 is estimated at \$115, and the economic benefit of noncompliance of delaying septic tank abandonment beyond July 14, 2015 is \$22 (Attachment H). These estimates use the Employment Cost Index (ECI) for inflation and assume a penalty payment date of January 14, 2016.

Step 9: Maximum and Minimum Liability Amounts

The maximum liability amount the Water Board may assess for the above-referenced violations pursuant to Water Code section 13350, subdivision (e)(1), is \$5,000 per day of violation. Therefore, the maximum liability the Water Board may assess for 79 days of violation (elapsed time since the date of compliance in the Cease and Desist Order) is **\$395,000**.

The minimum liability amount provided in Water Code section 13350, subdivision (e)(1)(B) is \$100 per day. Therefore, the minimum liability the Water Board must assess for 79 days of violation is **\$7,900**, unless specific findings are made supporting a reduction.

The Enforcement Policy also requires that:

The adjusted Total Base Liability shall be at least 10 percent higher than the Economic Benefit Amount so that liabilities are not construed as the cost of doing business and that the assessed liability provides a meaningful deterrent to future violations.

The economic benefit amount plus ten percent is **\$24.20** for septic tank abandonment and **\$126.50** for connection to the District's system. The Total Base Liability and the Proposed Liability amount, below, are greater than either of these amounts.

Step 10: Final Liability Amount

The Total Proposed Liability Amount is **\$1,975.00** based upon the considerations discussed in detail, above.

derives these values by discounting the annual cash flows at an average of the cost of capital throughout this time period. BEN can then subtract the delayed-case present value from the on-time-case present value to determine the initial economic benefit as of the noncompliance date. Finally, BEN compounds this initial economic benefit forward to the compliance date if compliance ultimately occurred, or the penalty payment date if compliance still has not occurred or the compliance action was a recurring annual action.

ATTACHMENT G

Penalty Calculation Methodology Worksheet - Version Date: 2/4/2014

- Instructions**
- Select Potential Harm for Discharge Violations
 - Select Characteristics of the Discharge
 - Select Susceptibility to Cleanup or Abatement
 - Select Deviation from Standard
 - Click "Determine Harm & per Gallon/Day..."
 - Enter Values into the Yellow highlighted fields

- Select Item **Potential Harm for Discharge Violations**
- Select Item **Characteristics of the Discharge**
- Select Item **Susceptibility of Cleanup or Abatement**
- Select Item **Deviation from Requirement**

Discharger Name/ID: **Spalding Tract Miner APN 077-332-42-11**

		Violation 1		
Discharge Violations	Step 1	Potential Harm Factor (Generated from Button)		
	Step 2	Per Gallon Factor (Generated from Button)		
		Gallons		
		Statutory Maximum		
		High Volume		
		Total	\$ -	
Discharge Violations	Step 2	Per Day Factor (Generated from Button)	0	
		Days		
		Statutory Max per Day		
		Total	\$ -	
		Step 3	Per Day Factor	0.55
	Total Days		79	
Multiple Day Violation Reduction	8			
Statutory Max per Day	\$ 5,000			
Total	\$ 22,000.00			
Initial Amount of the ACL		\$	22,000.00	
Add'l Factors	Step 4	Culpability	1.5	\$ 33,000.00
		Cleanup and Cooperation	1.5	\$ 49,500.00
		History of Violations	1	\$ 49,500.00
		Maximum for this Violation	\$ 395,000.00	
	Amount for this Violation		\$ 49,500.00	
Step 5	Total Base Liability Amount	\$	49,500.00	
Step 6	Ability to Pay & to Continue in Business	1	\$ 49,500.00	
Step 7	Other Factors as Justice May Require	\$ 1,975.00	\$ 1,975.00	
	Staff Costs		\$ 1,975.00	
Step 8	Economic Benefit			
Step 9	Minimum Liability Amount	\$ 7,900.00		
	Maximum Liability Amount	\$ 395,000.00		
Step 10	Final Liability Amount	\$	1,975.00	

Penalty Day Range Generator			
Start Date of Violation=	7/15/15		
End Date of Violation=	10/1/15		
Maximum Days Fined (Steps 2 & 3) =	79	Days	
Minimum Days Fined (Steps 2 & 3) =	8	Days	

ATTACHMENT H

Sheila Miner

Compliance Action The actions required to have prevented the violation.	One-Time Nondepreciable Expenditure			Annual Cost		Non-Compliance Date	If complied, enter Compliance Date	Cost Index for Inflation	Benefit of Non-compliance
	Amount	Date ¹	Delayed? ²	Amount	Date ¹				
Alternative 1: Properly abandon septic system	\$836	1/1/2010	y			7/15/2015		ECI	\$22
Alternative 2: Connect septic system to sewer	\$4,210	1/1/2010	y			7/15/2015		ECI	\$115
Totals	N/A			N/A					N/A

Date of run: 9/28/2015 13:10

Penalty Payment Date: 1/14/2016 Hearing Date: 1/14/2016

Income Tax Schedule: For-Profit

Source: USEPA BEN Model: Version 5.5.0 Status:

Analyst: MM Ransom

¹ This is the Date of the cost estimate. When was the cost estimate made?

² Enter "y" if delayed, and "n" if avoided.

ATTACHMENT I

Spalding Contractor Records Data -
Connection and Abandonment Costs

date	work performed	invoice amount
1/13/2009	pump old tank and remove and abandon, new tank plus install and lateral	\$3,580
10/12/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,800
2/2/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,700
5/1/2008	pump old tank and remove and abandon, new tank plus install and lateral	\$4,775
10/6/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,030
10/25/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,050
10/25/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,630
2/26/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,950
6/16/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,500
10/12/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,500
3/8/2009	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,350
2/16/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,650
2/14/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,780
4/3/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,950
12/16/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,950
2/13/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,800
6/30/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,965
8/19/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,775
6/19/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,000
7/2/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,970
4/9/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,325
9/25/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,550

Spalding Contractor Records Data -
 Connection and Abandonment Costs

date	work performed	invoice amount
2/26/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,950
3/5/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,900
8/8/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,380
9/7/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,550
8/10/2009	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$2,800
2/16/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,950
3/3/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,300
8/21/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,625
7/20/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$5,640
6/3/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,700
2/9/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,450
6/30/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,365
8/21/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,700
9/1/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,400
7/15/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,785
2/19/2008	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,830
3/9/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,250
6/3/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,840
10/26/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,300
7/24/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,300
8/20/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,650
1/30/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,800

Spalding Contractor Records Data -
Connection and Abandonment Costs

date	work performed	invoice amount
8/16/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,325
8/2/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,050
7/10/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,400
8/2/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,740
2/21/2007	(for two tanks) pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$7,000
9/26/2006	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,500
7/7/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,565
7/10/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,565
7/9/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,000
9/27/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$5,345
7/31/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,554
6/5/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,500
1/31/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,800
11/8/2006	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,150
10/15/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$5,000
10/3/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,450
4/2/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,700
2/7/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,490
9/8/2006	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,500
10/31/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,000
8/9/2006	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,500
2/5/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$3,730
7/1/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,625

Spalding Contractor Records Data -
 Connection and Abandonment Costs

date	work performed	invoice amount
7/23/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$2,800
10/3/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,325
7/27/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,800
7/25/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,525
5/5/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$5,450
7/9/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,135
2/5/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,460
5/12/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,100
3/11/2009	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$2,950
9/30/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,068
10/15/2009	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,535
6/4/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,500
7/20/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,000
7/20/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,020
7/31/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$4,930
4/10/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$8,300
9/1/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$8,200
5/16/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$5,300
9/14/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,160
10/16/2007	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$3,775
3/26/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$6,470
9/16/2006	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$7,100
5/12/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$4,250
9/26/2006	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$5,000

Spalding Contractor Records Data -
Connection and Abandonment Costs

date	work performed	invoice amount
4/22/2008	pump old tank and remove and abandon, new tank plus install and lateral to sewer	\$5,180
10/25/2007	pump old tank and remove and abandon, new tank plus install and connect to street sewer	\$6,870
8/11/2009	install tank and lateral	\$3,950
10/6/2009	install tank and lateral	\$3,100
12/7/2009	install tank and lateral	\$3,400
12/3/2007	new tank and install, hook up to sewer	\$3,700
9/24/2008	pump old tank, new tank and install	\$3,130
9/18/2008	installing septic system	\$3,500
9/10/2008	installing septic system	\$3,900
8/4/2009	install septic tank and new lateral line, abandon old tank.	\$2,300
6/10/2009	install and hook up sewer	\$3,000
6/3/2007	pump old tank, new tank plus install and lateral	\$5,066
9/25/2008	pump old tank, new tank plus install and lateral plus hook up to sewer	\$4,118
6/20/2008	pump old tank, new tank and install, plus inlet and lateral	\$5,162
10/21/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,550
10/13/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,673
9/18/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,275
6/6/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,826
7/21/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,959
7/21/2008	pump old tank, new tank and install, plus inlet and lateral	\$5,029
10/9/2008	pump old tank, new tank and install, plus inlet and lateral	\$5,208
8/12/2008	pump old tank, new tank and install, plus inlet and lateral	\$5,807
9/1/2008	pump old tank, new tank and install, plus inlet and lateral	\$5,350
9/1/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,144
6/30/2008	pump old tank, new tank and install, plus inlet and lateral	\$5,961
8/18/2008	pump old tank, new tank and install, plus inlet and lateral	\$3,817
10/12/2007	pump old tank, new tank and install, plus inlet and lateral	\$5,108
5/26/2008	pump old tank, new tank and install, plus inlet and lateral	\$5,247
6/20/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,562
5/30/2008	pump old tank, new tank and install, plus lateral	\$4,661
7/6/2008	pump old tank, new tank plus install and lateral	\$4,745
5/9/2008	pump old tank, new tank plus install and lateral	\$5,512
9/28/2007	pump old tank, new tank plus install and lateral	\$3,262

Spalding Contractor Records Data -
 Connection and Abandonment Costs

date	work performed	invoice amount
10/13/2008	pump old tank, new tank and install, plus lateral and hook up to sewer system	\$4,295
8/12/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,445
7/16/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,779
7/3/2008	pump old tank, new tank plus intall and lateral	\$5,546
8/4/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,318
7/16/2008	pump old tank, new tank and install, plus inlet and lateral	\$2,545
6/12/2007	pump old tank, new tank and install, plus inlet and lateral	\$2,997
10/5/2007	pump old tank, new tank plus intall and lateral plus hook up to sewer	\$3,700
5/19/2008	pump old tank, new tank plus intall and lateral	\$5,528
10/15/2008	pump old tank, new tank plus intall and lateral plus hook up to sewer	\$4,308
8/25/2008	pump old tank, new tank and install, plus inlet and lateral	\$4,730
7/21/2007	pump old tank, new tank and install, plus inlet and lateral	\$5,896
7/24/2008	pump old tank, new tank plus intall and lateral	\$4,253
7/3/2008	new tank plus install, inlet and lateral	\$3,800
10/21/2008	pump tank, new tank plus install, inlet and lateral plus hook up to sewer system	\$4,715
7/24/2008	pump old tank, new tank plus intall and lateral	\$5,065
9/14/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,238
9/9/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,975
11/5/2007	pump old tank, new tank plus intall and lateral plus hook up to sewer	\$3,700
4/28/2009	pump old tank, new tank plus intall and lateral	\$3,450
10/6/2009	pump old tank, new tank plus intall and lateral	\$3,726
6/4/2009	pump old tank, new tank plus intall and lateral	\$4,087
6/4/2009	pump old tank, new tank plus intall and lateral	\$2,851
10/26/2009	pump old tank, new tank plus intall and lateral plus hook up to sewer	\$2,330
10/26/2009	pump old tank, new tank plus intall and lateral	\$3,850
9/1/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,385
3/25/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,650
9/1/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,894
6/4/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,089
6/29/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,930

Spalding Contractor Records Data -
 Connection and Abandonment Costs

date	work performed	invoice amount
9/1/2009	pump tank, new tank plus install, inlet and outlet	\$3,471
8/25/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,295
7/10/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,870
5/15/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,175
8/11/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,958
9/1/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,467
5/28/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,590
8/11/2009	pump old tank, new tank and install, plus lateral, inlet and hook up to sewer system	\$4,690
9/22/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,705
10/9/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,805
6/19/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,758
10/6/2009	pump old tank, new tank and install, plus lateral, inlet and hook up to sewer system	\$3,675
5/13/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,819
11/5/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,300
10/20/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,825
5/14/2009	pump old tank, new tank plus install and lateral	\$2,581
6/19/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,230
5/10/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,697
11/3/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,000
9/22/2009	pump old tank, new tank and install, plus lateral, inlet and hook up to sewer system	\$4,510
8/3/2009	pump old tank, new tank plus install and lateral	\$3,910
9/9/2009	pump old tank, new tank and install, plus inlet and lateral	\$4,155
8/3/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,500
5/6/2010	pump old tank, new tank plus install and lateral	\$4,490
9/1/2009	pump old tank, new tank plus install and lateral	\$3,391
5/3/2010	pump old tank, new tank and install, plus lateral, inlet and hook up to sewer system	\$4,235
9/1/2009	pump old tank, new tank and install, plus inlet and lateral	\$3,650
7/10/2009	pump old tank, new tank plus install and lateral	\$3,140
4/15/2010	new tank and install, plus lateral, inlet and hook up to sewer system, roadbase	\$4,691

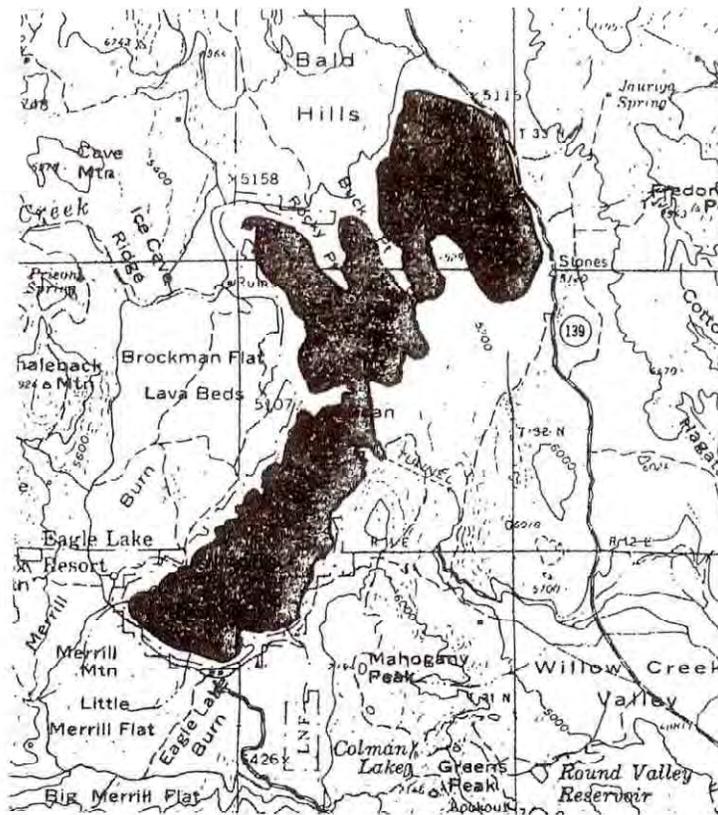
Spalding Contractor Records Data -
 Connection and Abandonment Costs

date	work performed	invoice amount
8/25/2010	new tank plus install, sewer inlet and outlet, install new water pump and pressure tank	\$5,714
6/24/2010	pump tank, dig out tank, new tank and install, inlet and outlet install pump conduit	\$4,130
9/10/2009	pump old tank, new tank plus install and lateral plus hook up to sewer	\$4,768
9/17/2010	pump old tank, new tank and install, plus inlet and lateral	\$4,065
5/20/2010	pump old tank, new tank and install, plus inlet and lateral	\$3,830
6/2/2011	new tank plus install, lateral and inlet, install conduit	\$3,150
7/12/2011	pump old tank, new tank and install, plus inlet and lateral	\$3,990
7/20/2011	pump old tank, new tank and install, plus inlet and lateral	\$4,120
9/26/2011	pump old tank, new tank and install, plus inlet and lateral	\$4,115
	ave =	\$4,210

date	work performed	invoice amount
5/29/2009	abandon tank	\$976.00
1/10/2010	abandon tank	\$750.00
5/29/2009	abandon tank	\$680.00
8/16/2009	abandon tank	\$700.00
12/21/2009	abandon tank	\$1,000.00
10/28/2009	abandon tank	\$700.00
10/21/2008	abandon tank	\$945.00
5/21/2009	abandon tank	\$1,045.00
5/21/2009	abandon tank	\$800.00
9/21/2009	abandon tank	\$1,326.00
7/9/2009	abandon tank	\$200.00
7/20/2011	abandon tank	\$696.00
11/18/2011	abandon tank	\$846.00
9/20/2011	pump tank and abandon	\$1,046.00
	ave =	\$836.43

ATTACHMENT J

REPORT ON THE WATER QUALITY STATUS OF EAGLE LAKE
WITH CONSIDERATION OF POSSIBLE EUTROPHICATION CHANGES



CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LAHONTAN REGION

April, 1981

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I. INTRODUCTION

Eagle Lake is the second largest natural freshwater lake entirely within the State of California. It is a sodium-bicarbonate lake with high alkalinity and relatively high pH. The lake sits in a closed vaulted volcanic basin that was once part of the Pleistocene Lahontan drainage. Because of its closed basin, geologic characteristics, and anoxic south basin hypolimnion, Eagle Lake may be highly sensitive to eutrophication changes. The Bly Tunnel, completed in 1923 to provide irrigation waters to the adjacent Willow Creek watershed and partially sealed in 1935, is only surface outflow for the lake. The seal allows a small amount of leakage that is dependent upon lake level. Pine Creek is the principal surface drainage to the lake and its watershed constitutes approximately 56% of the Eagle Lake watershed. Ground water and precipitation inputs are appreciable as well as are evaporative losses.

PURPOSE

This report describes Eagle Lake and its watershed with emphasis on its hydrologic and nutrient budgets and their relationship to present water quality. Present and future uses of the lake and its watershed are discussed in light of their potential water quality impacts. This is done by comparing the potential nutrient inputs from different activities to the nutrient inputs from natural sources. Special emphasis is given to the role of the lake sediments since they appear to be the key to both the current and future water quality of Eagle Lake. This report is based on information previously collected by the California Department of Water Resources (DWR), California State University at Chico (CSC), the United States Forest Service (USFS) and Raymond Vail & Associates (RVA). Each of these, as well as the County of Lassen, feel strongly that additional water quality monitoring is necessary for planning and management purposes. One of the principal goals of this report

is to identify the additional information necessary to assess potential man-induced eutrophication changes. This report and the monitoring program that will be developed from it will be used by the Lahontan Regional Water Quality Control Board for an Eagle Lake Basin Plan update and by the County of Lassen and the Eagle Lake Interagency Board of Directors¹ in their development of management plans for the Eagle Lake area.

¹ The Interagency consists of five agencies with responsibility for managing government lands in the Eagle Lake Basin in such a manner as to protect Eagle Lake. The five agencies are: The U. S. Forest Service (Lassen National Forest), the Bureau of Land Management, the California Department of Fish and Game, the California State Lands Commission, and the County of Lassen.

IV. SUMMARY

Hydrologic and Nutrient Budget

- o Eagle Lake sits in a closed vaulted volcanic basin with the partially sealed Bly Tunnel providing the only surface outflow, estimated at 7% of the total outflow. The sand dam and other earthen seals probably prevent significant release of nutrients via the tunnel. One year of monitoring is needed to determine the amount of export of nutrients and whether any further sealing efforts are desirable.
- o Pine Creek supplies an estimated 75% of the total surface inflow to the lake. Total surface inflow provides an estimated 20.5% of the total inflow, 23.3-44.3% of the total nitrogen loading and 63.2-73.3% of the total phosphorus loading to the lake. Flow weighted nutrient loadings for one water year should be obtained from three to four watersheds that are representative of the land use and soils in the basin. Pikes Point, lower Dry Lake, Grasshopper Station and Deans Ridge are the most likely candidate watersheds.
- o The Pine Creek watershed is the most likely principal ground water recharge area for the basin. Land use management decisions affecting this watershed are especially critical to the protection of Eagle Lake.
- o Net ground water inflow accounts for an estimated 37.5% of the total inflow, 9.8-18.7% of the nitrogen loading, and 13.8-15.8% of the phosphorus loading to the lake. Based on water elevations, water quality, basin characteristics, and recharge considerations, ground water inflow is believed to be quite appreciable while ground water outflow is most likely quite small. All well logs in the basin, as well as those in the Willow Creek Valley, Grasshopper Valley, and the Madeline Plains should be studied for water elevations and geology as those for the Spaulding Tract have been. More ground water quality nutrient information must be collected from developed areas around the lake.
- o Precipitation accounts for an estimated 42.1% of the total inflow and between 19.5-66.8% of the nitrogen and 10.4-26.2% of the phosphorus loading to the lake. Since estimates of nutrient concentrations in precipitation are quite variable they need to be monitored during one rainy season to more accurately determine the nutrient loadings from this source.
- o Evaporation accounts for an estimated 93% of the total outflow. Precise evaporation rates should be measured at the lake since it would provide the most inexpensive method of refining the total outflow estimate and hence refinement of net ground water inflow estimates.

- o The vast majority of nutrients that currently enter the lake are removed by two biogeochemical sinks. The first is by removal of fish from the lake by birds and man. The second, and likely dominating sink, is the complex lake sediment system.
- o The deep sediments of the south basin are fine organic needs that become anoxic during summer stratification and may release appreciable quantities of phosphorus, iron and manganese. Each of these nutrients are known to be limiting to the phytoplankton of Eagle Lake. This might be the reason for the higher productivity of the south basin both on an area and volume basis.
- o The possibility of release of nutrients from Eagle Lake sediments is complicated by the highly alkaline waters throughout the lake and the presence of calcareous sediments in certain areas of the lake bottom. These factors may inhibit the release of nutrients under anoxic conditions.

Human Influences

- o Existing housing in present subdivisions accounts for an estimated 1.0-2.4% of the total nitrogen and 0.3-3.9% of the total phosphorus loadings to the lake, primarily depending on the removal efficiencies of current septic tank/leachfield systems. If the year-round occupancy rate increases to 100% in the Spaulding, Stones and Bengard subdivisions then the estimated loading would increase to 5.2-12.4% for nitrogen and 1.7-19.8% for phosphorus, again depending on removal efficiencies. The 19.8% increase in phosphorus loading might be sufficient to result in accelerated eutrophication since phosphorus is the nutrient that is first limiting. If low removal efficiencies are found for current septic tank/leachfield systems these systems might present a serious concern since the number of days of occupancy might be quite difficult to regulate.
- o Buildout of existing subdivisions, 15% year-round occupancy, and use of septic tank/leachfield systems will result in a 3.5-8.4% increase in nitrogen and a 1.2-13.6% increase in the current phosphorus loadings, depending primarily on removal efficiencies. With a 100% year-round occupancy a 13.9-33.5% increase in nitrogen and a 4.7-53.7% increase in phosphorus would result. All of these percentage estimates include the existing houses in these subdivisions. The 53.7% increase in phosphorus loading is quite appreciable and would apply if low removal efficiencies for septic tank/leachfield systems and the low precipitation input are found. Again this would represent a serious concern since controls on days of occupancy and percent buildout could be difficult to obtain.

- o Estimated potential loadings from new subdivisions using septic tank/leachfield systems vary with the number of new housing unit and the percentage of year-round occupancy. Using the low estimate of 794 new homes with 15% year-round occupancy, and efficient septic tank/leachfield systems, would result in only 1.6-3.1% increase in nitrogen and 0.5-0.6% increase in phosphorus loadings. Using the high estimate of 1588 new homes with 100% year-round occupancy and low septic tank/leachfield systems removal efficiencies results in a nitrogen loading increase of 20.8-39.6% and a phosphorus loading increase of 55.5-63.4% to the lake.
- o In total, the loadings from buildout of existing subdivisions and construction of new subdivisions could represent a 5.1-57.7% increase in nitrogen loading and a 1.7-11.6% increase in phosphorus loading if high removal efficiencies are assumed for septic tank/leachfield systems. If low removal efficiencies are assumed the nitrogen loading would increase 6.5-73.1% and phosphorus loading would increase 17.3-117.1%. These ranges are mainly due to the ranges in year-round occupancy and number of new houses that might be constructed. Since neither of these parameters may be controllable then the near doubling in nitrogen and phosphorus loadings are quite close to what will actually occur if low removal efficiencies are found for septic tank/leachfield systems. These increases could easily be expected to result in rapid eutrophication of Eagle Lake.
- o The removal efficiencies of septic tank/leachfield systems should be determined through comprehensive analysis of well logs and complete nutrient leach tests.
- o Nutrient loadings from the Little Merrill Flat treatment plant serving the Lassen National Forest Eagle Lake Recreation Area are negligible assuming current flow and compliance with the Regional Board's waste discharge requirements. The latter assumption is just that, as monitoring reports have not been submitted to date. The BLM Bald Hills Campground vault toilets should not add any nutrients to the lake. The elevated nutrient levels from the one test well there should be investigated, however.
- o In light of the probable importance of the Pine Creek watershed in providing ground water recharge of large quantity and high water quality, any timber harvests in this watershed should be very carefully reviewed by the Lassen National Forest, the Interagency Board of Directors and the Lahontan Regional Water Quality Control Board.
- o In light of sediments of Eagle Lake being the probable key to the future of the water quality of Eagle Lake, any proposed dredging operations will be reviewed carefully by the Lahontan Regional Water Quality Control Board.

- o Erosional runoff loadings from buildout of existing and proposed subdivisions would increase total nitrogen loading by 3.3-6.2% and total phosphorus loading by 63.1-72.1%. This phosphorus loading is appreciable and, when added to the potential phosphorus loading from low efficiency septic tank/leachfield system, could result in almost a tripling of the estimated nutrient budget for phosphorus. This would represent a very serious eutrophication threat to Eagle Lake. It is strongly recommended that the RVA Land Capability System be adopted and that Best Management Practices be utilized.
- o Nitrogen loading from runoff of all potential urbanized areas is quite small. Potential phosphorus loading is appreciable and represents 13.0-15.5% of the current nutrient budget for phosphorus for the lake.
- o It is unlikely that any appreciable amount of nitrogen or phosphorus deposited on the land in metabolic wastes by grazing cattle reaches surface streams, ground water or the lake itself. Assuming that estimates of the number of cattle grazing in or very near the lake are accurate then these loadings are also expected to be negligible. A thorough survey of the number of near shore cattle would be desirable.
- o The nutrient budget and potential loadings presented in this report are estimates based on the best information currently available. A monitoring program is critical to refine these estimates such that a Basin Plan Update for Eagle Lake can be prepared. A 2-year, \$104,000 monitoring program has been identified as necessary in this report.

ATTACHMENT K

Memorandum

Mr. Ted Cobb
Senior Staff Counsel
Office of Chief Counsel
State Water Resources Control Board
P.O. Box 100
Sacramento, Ca 95801

Date: October 31, 1992

From : Harold J. Singer, Executive Officer
California Regional Water Quality Control Board
Lahontan Region
2092 Lake Tahoe Boulevard, Suite 2
South Lake Tahoe, California 96150
(916) 544-3481 FAX (916) 544-2271

Subject: TRANSMITTAL OF RESPONSE TO PETITION -- ADOPTED CEASE AND DESIST ORDERS FOR THE
PROPERTY OWNERS OF THE STONES-BENGARD SUBDIVISIONS AND SPALDING TRACT, EAGLE
LAKE BASIN, LASSEN COUNTY

Enclosed is the Regional Board staff response to the petitions submitted in
opposition to the Regional Board adoption of Cease and Desist Orders at Eagle
Lake. Attached to the response is a separate bound document, entitled,
"Supplemental Information" containing several attachments which are
referenced in our response.

An additional enclosure is to be inserted into Record Item L after page 135.
These pages were inadvertently left out of the record and pertain to cost
estimates of sewerage the Spalding Tract in 1984.

If you have any questions, or need additional information, please do not
hesitate to contact Lauri Zander or me.

Enclosures (3)

1. Response to Petition
2. Pgs 135 - 140 of Item L of Record
3. Supplemental Information

RESPONSE TO PETITION

In the Matter of the Petitions of Robert S. Taylor (Spalding Tract) and John F. Bosta (Stones-Bengard Subdivision) for Review of Cease and Desist Orders Nos. 6-91-48 through 6-91-831, and Nos. 6-91-857 through 6-91-905 of the California Regional Water Quality Control Board, Lahontan Region ("Regional Board"). State Water Resources Control Board ("State Board") File Nos. A-744 and A-744 (a).

INTRODUCTION

On May 10, 1991 and on July 11, 1991, the Regional Board adopted a total of 831 Cease and Desist Orders for property owners of the Spalding Tract and the Stones-Bengard Subdivisions at Eagle Lake who have parcels containing a subsurface waste disposal system. The Orders were adopted due to discharges or threatened discharges in violation of a waste discharge prohibition contained in the Water Quality Control Plan for the North Lahontan Basin. The Orders were adopted in accordance with Section 13301 of the California Water Code. The Regional Board's action was reasonable, and appropriately based on the existing prohibition. Additional support for the orders and the underlying prohibition derive from recent data which indicates bacterial contamination of the underlying ground water originating from septic system effluent.

Regional Board staff have reviewed the Points and Authorities in the petition submitted by petitioners Taylor and Bosta, as well as all of the remaining petitions. This response will attempt to address all of the issues raised, and will refer to all of the petitioners collectively. Reference to "the petition" is intended to encompass all of the petitions.

The action of the Regional Board that is the subject of the petition was the adoption of cease and desist orders. As a result, the petitions should address only the issues surrounding the adoption of those orders. This, however, is not the case; most of the points raised in the petition argue against the validity of the underlying prohibition adopted by the Regional Board on September 14, 1984 and approved by the State Board on July 18, 1985. The Petitioners have requested that, in addition to reviewing the Regional Board's enforcement actions, the State Board should review, on its own motion, the waste discharge prohibition. Although we understand that the State Board will likely review the basis for the waste discharge prohibition, we urge the State Board not to lose sight of the initial reason for review. As will be illustrated below, there is clearly substantial evidence in the record to support the Regional Board's adoption of the cease and desist orders as well as evidence to support the underlying waste discharge prohibition at the two subdivisions.

DISCUSSION

1. Contention: The Petitioners request the State Board to review on its own motion the discharge prohibition in the Water Quality Control Plan.

Response: The Regional Board believes that this inquiry is inappropriate. Nonetheless, we will address the appropriateness of the prohibition. The Regional Board adopted the "Amendments to the Water Quality Control Plan for the North Lahontan Basin Concerning the Eagle Lake Hydrologic Unit" on September 14, 1984. The Amendments contained the following prohibition:

"The discharge of waste from the Spalding Tract or Stones-Bengard subdivisions with other than a zero discharge of nutrients to any surface water or ground waters in the Eagle Lake Basin is prohibited after September 14, 1989."

The State Board approved the Amendments, including the above prohibition on July 18, 1985. Both the Regional Board and State Board decisions were made with little opposition from the public and no appeals were filed. (Item 5 of Supplemental Information). Considerable support was expressed from most residents, local, state and federal agencies. Below, we have provided a summary of evidence which formed the initial basis for the prohibition and a summary of more recent evidence which further justifies the prohibition.

a) INITIAL BASIS FOR PROHIBITION

In 1984, the waste discharge prohibition was established based on substantial evidence that beneficial uses would be impaired if continued use of septic systems in the two subdivisions occurred. The evidence upon which the Regional Board based the prohibition is summarized as follows:

Nutrient Data

The Regional Board conducted one year of monitoring for nitrate-nitrogen, orthophosphate phosphorous and chloride in three wells presumed to be upgradient of subsurface waste disposal systems and in six wells downgradient of most subsurface disposal systems. Increases in the concentrations of nutrients found in downgradient wells when compared to upgradient concentrations, were greater than increases which would be expected to occur from septic system discharges to soils which would provide adequate treatment and diffusion of wastes. Regional Board staff determined that nutrients increased as the ground water moved toward Eagle Lake. Estimates of nutrient loading from the two subdivisions were made for current occupancy, future occupancy and total build-out. The Regional Board determined that the discharge of waste from total build-out will contribute a significant percentage of nitrogen and

phosphorous to Eagle Lake (approximately 20% of the estimated total nitrogen loading and 11% of the total phosphorous loading to the lake from the Spalding Tract, and 5% of the total nitrogen loading and 3% of the total phosphorous loading to the lake from the Stones-Bengard Subdivisions). These levels of nutrient loading would result in noticeable increases in algal growth in Eagle Lake. (Item L of Record).

Geology/Soils

A State Board Engineering Geologist examined 67 backhoe trenches in the Spalding Tract and Stones-Bengard Subdivisions. In the Spalding Tract, he determined that 65% of the 48 trenches examined contained soils unacceptable for individual leachfield systems. In the Stones-Bengard Subdivisions, 74% of the 19 trenches contained unacceptable soils. (Item L of Record).

Bacterial Contamination

At the time, no bacterial contamination of any domestic supply wells had been detected.

b) EVIDENCE GATHERED SINCE ADOPTION OF THE PROHIBITION

Nutrient Data

The Regional Board conducted four continuous years of monitoring for nitrate-nitrogen, orthophosphate phosphorous and chloride in three wells presumed to be upgradient of subsurface waste disposal systems and in six wells downgradient of most subsurface disposal systems. Concentrations of nutrients found in downgradient wells were significantly greater (at the 99% confidence interval for some paired wells) than the concentrations found in the upgradient wells. Regional Board staff determined from this long-term data that increases of nutrients were occurring as the ground water moved toward Eagle Lake. In addition, the Regional Board determined that the added nutrients from the disposal of domestic sewage were contributing to accelerated eutrophication occurring in Eagle Lake. Data from eight years of primary productivity monitoring illustrates a trend toward decreasing water clarity of Eagle Lake. The decline in water transparency correlates with an increase in chlorophyll-a concentrations, a measure of primary productivity. Additionally, late summer and autumn blooms of blue-green algae have become more pronounced over the period of record. These blooms have resulted in low dissolved oxygen concentrations which have resulted in fish kills (Item 7 of Supplemental Information). The predominant blue-green algae, Anabaena, is considered a nuisance algae which inhibits recreational and aesthetic use. The increases in productivity and the increase in the presence of blue-green algae are a result of increased nutrients in Eagle Lake. Sources of nutrients to Eagle Lake include the discharge of septic system effluent from

individual waste disposal systems in the Spalding Tract and Stones-Bengard Subdivisions. (Item O of Record and Items 2 and 4 of Supplemental Information, attached).

Bacterial Contamination

The Regional Board conducted three years of periodic monitoring of six downgradient wells and a one-time survey of 53 wells in the Spalding Tract and Stones-Bengard Subdivisions to test for bacterial contamination. Twenty-eight percent (28%) of the wells tested positive for total coliform, 19% tested positive for fecal coliform and 25% tested positive for fecal streptococci bacteria. (Item N of Record). Following the Regional Board's survey, a group of property owners attempted to refute the Regional Board's findings by conducting its own monitoring. Approximately 20% of the wells it sampled tested positive for total coliform bacteria (page 19, Item O of Record). During Fall 1989 and Spring 1990 the Department of Water Resources (DWR) and the Department of Health Services (DHS) sampled fifty-two wells in the Spalding Tract. Twenty eight of the fifty-two, or 54% of the wells sampled, tested positive for bacterial contamination. According to the DWR Final Report, "Bacterial contamination in wells is rather widespread, indicating a serious potential for health problems.... Species of bacteria found may be associated with soil, water, plants, insects, or a variety of warm-blooded animals, but all are associated with human fecal wastes, which suggests septic tank leachfield systems as the common source." (Item T of Record, pages 116-117). Dr. Benjamin Tamplin, Chief of the Sanitation and Radiation Laboratory, DHS stated, "...that the most probable source of fecal organisms isolated from tapwater in this study is human waste and the vehicle of transmission is, in all likelihood, septic tank leachate. There is simply no other rational explanation for the presence of these organisms in water samples drawn from domestic supplies." (Item T of Record, page 132).

c) THE REGIONAL BOARD COMPLIED WITH THE WATER CODE WHEN IT ADOPTED THE ORIGINAL PROHIBITION

Petitioners allege that the Regional Board failed to comply with the requirements of Water Code Sections 13280-13284 when it adopted the cease and desist orders. Those sections are pertinent only to the adoption of the prohibition, and not to the adoption of the cease and desist orders. (See Contention #2, below). When the Regional Board adopted the waste discharge prohibition, as part of a Basin Plan Amendment, it did so in accordance with all of the requirements of the California Water Code.

The Regional Board complied with Water Code Sections 13240 through 13245, pertaining to the adoption of Basin Plans (Items L and O of Record). The Regional Board also adhered to the provisions in Water Code Sections 13280 through 13284, pertaining to the prohibition of individual disposal systems.

ATTACHMENT L

Daniel Schlueter, County Assessor

General Information

APN: 077-332-42-11 **Use Type:** RESIDENTIAL
Situs Address: 687360 MAPLE WAY **Tax Rate Area:** 080-009
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

CLICK HERE
 For More Info
 on this Property!

Assessment

Year Assd: 2015
Land: \$15,388
Structure(s): \$7,630
Other:
Total Land and Improv: \$23,018
HO Exempt?: N
Exemption Amt:



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Daniel Schlueter, County Assessor

General Information

APN: 103-112-14-11
Situs Address: 645 N WEATHERLOW ST
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description: OLD 103-112-03

Use Type: RESID. SINGLE FAMILY
Tax Rate Area: 001-033

CLICK HERE
For More Info
on this Property!

Assessment

Year Asstd: 2015
Land: \$1,379
Structure(s): \$19,142
Other:
Total Land and Improv: \$20,521
HO Exempt?: N
Exemption Amt: \$20,521



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Daniel Schlueter, County Assessor

General Information

APN: 103-231-05-11 **Use Type:** RESID. SINGLE FAMILY
Situs Address: 1106 MARK ST **Tax Rate Area:** 001-033
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

CLICK HERE
 For More Info
 on this Property!

Assessment

Year Assd: 2015
Land: \$28,090
Structure(s): \$28,090
Other:
Total Land and Improv: \$56,180
HO Exempt?: N
Exemption Amt:



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Daniel Schlueter, County Assessor

General Information

APN: 105-263-02-11 **Use Type:** RESID. SINGLE FAMILY
Site Address: 125 ALEXANDER AVE **Tax Rate Area:** 001-033
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

Assessment

Year Assd: 2015
Land: \$39,014
Structure(s): \$9,472
Other:
Total Land and Improv: \$48,486
HO Exempt?: N
Exemption Amt:



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Daniel Schlueter, County Assessor

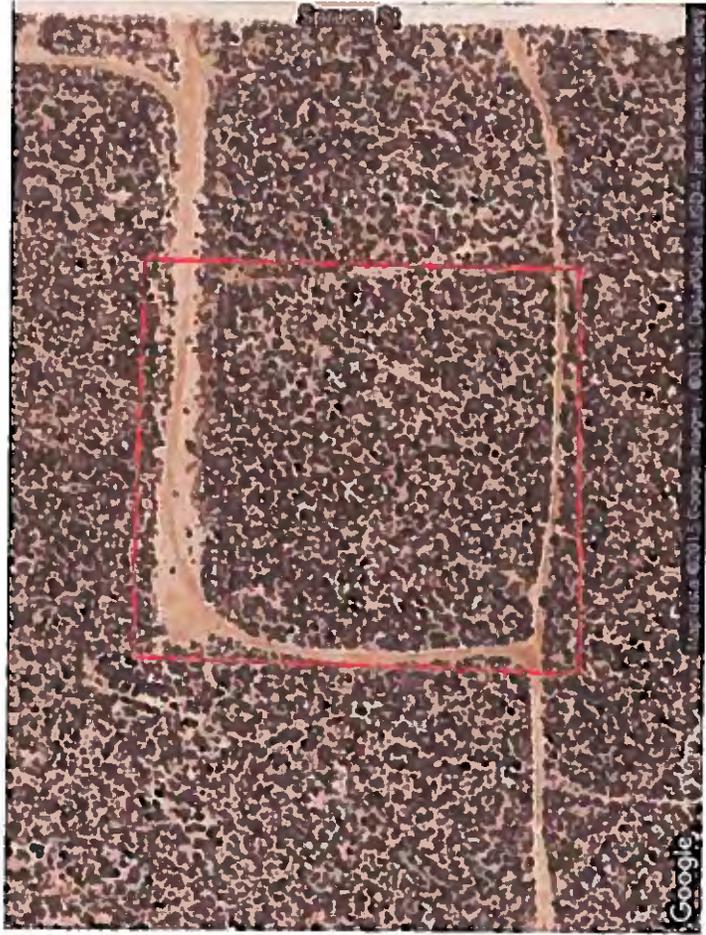
General Information

APN: 139-160-40-11 **Use Type:** VACANT
Situs Address: **Tax Rate Area:** 060-015
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

CLICK HERE
 For More Info
 on this Property!

Assessment

Year Assd: 2015
Land: \$6,515
Structure(s):
Other:
Total Land and Improv: \$6,515
HO Exempt?: N
Exemption Amt:



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Daniel Schlueter, County Assessor

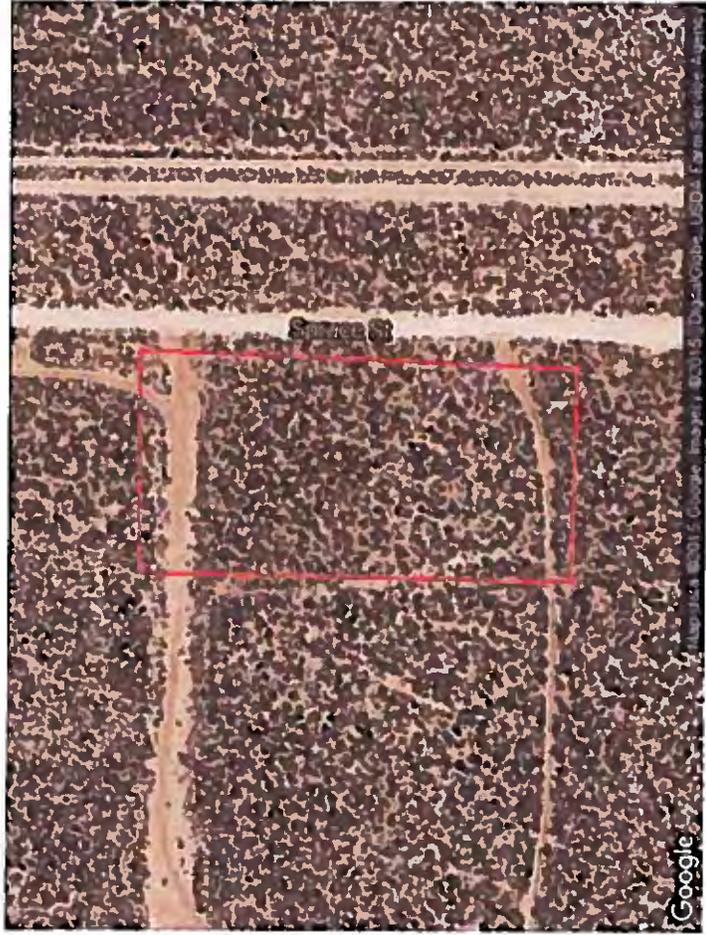
General Information

APN: 139 160-41-11 **Use Type:** VACANT
Situs Address: **Tax Rate Area:** 060-015
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

CLICK HERE
 For More Info
 on this Property!

Assessment

Year Assd: 2015
Land: \$2,599
Structure(s):
Other:
Total Land and Improv: \$2,599
HO Exempt?: N
Exemption Amt:



**The information provided here is deemed reliable, but is not guaranteed

Daniel Schlueter, County Assessor

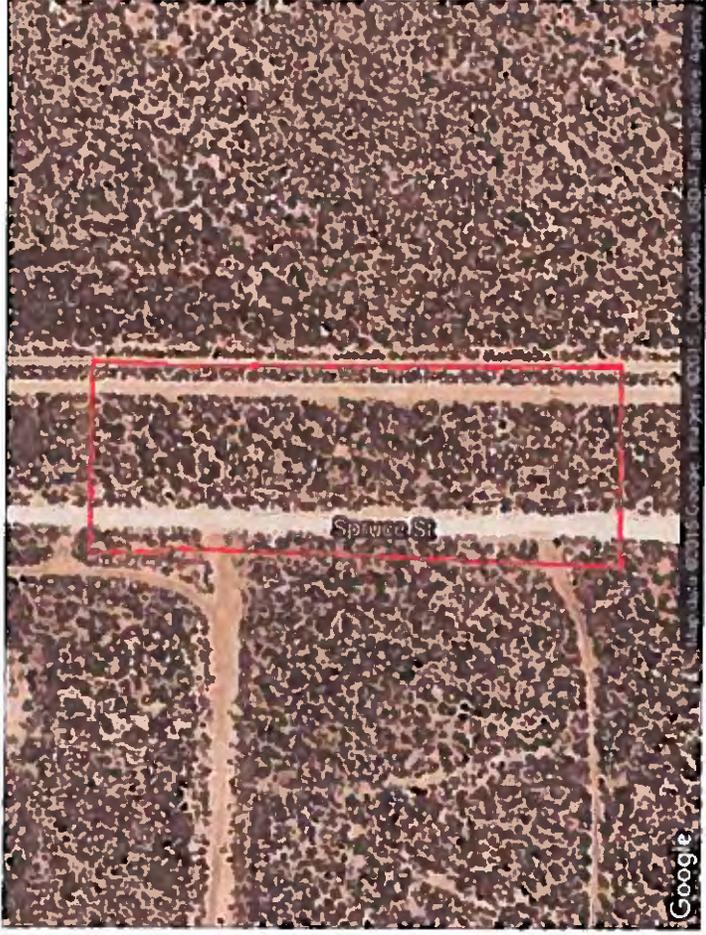
General Information

APN: 139-160-42-11 **Use Type:** VACANT
Situs Address: **Tax Rate Area:** 060 015
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

Assessment

Year Assd: 2015
Land: \$2,599
Structure(s):
Other:
Total Land and Improv: \$2,599 N
HO Exempt?:
Exemption Amt:

CLICK HERE
 For More Info
 on this Property!



**The information provided here is deemed reliable, but is not guaranteed.

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Daniel Schlueter , County Assessor

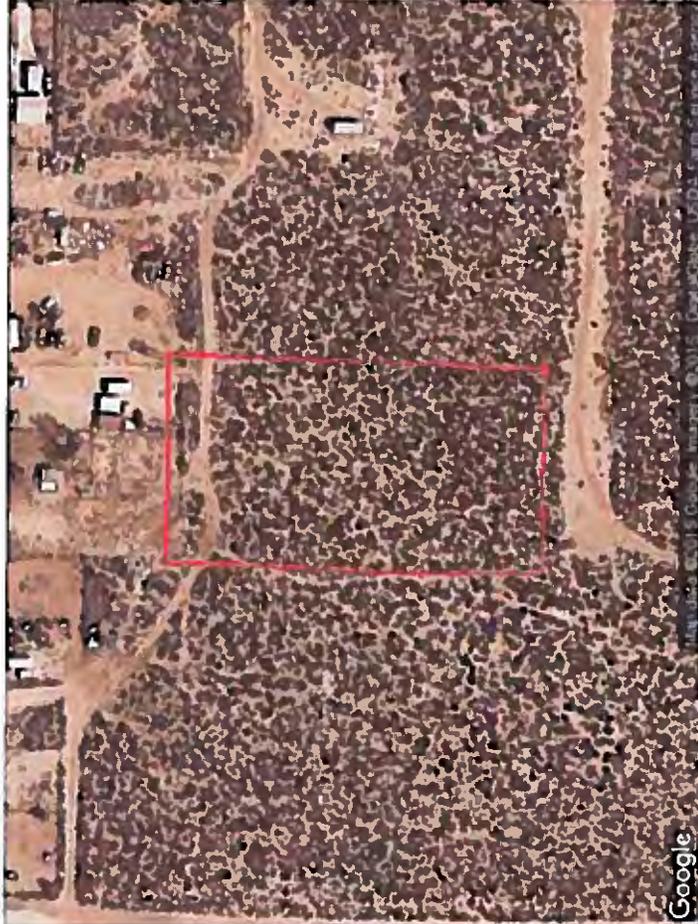
General Information

APN: 139-160-51-11 **Use Type:** VACANT
Situs Address: 446445 SPRUCE AVE **Tax Rate Area:** 060-015
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description: OLD APN: 139-160-39

Assessment

Year Asst: 2015
Land: \$3,906
Structure(s):
Other:
Total Land and Improv: \$3,906
HO Exempt?: N
Exemption Amt:

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Daniel Schlueter , County Assessor

General Information

APN: 139-160-52-11 **Use Type:** VACANT
Situs Address: 446555 SPRUCE AVE **Tax Rate Area:** 060-015
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description: OLD APN: 139-160-39

Assessment

Year Assd: 2015
Land: \$3,906
Structure(s):
Other:
Total Land and Improv: \$3,906
HO Exempt?: N
Exemption Amt:

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Daniel Schlueter , County Assessor

General Information

APN: 141-110-06-11 **Use Type:** VACANT
Situs Address: DOYLE CA 96109 **Tax Rate Area:** 060-002
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

CLICK HERE
 For More Info
 on this Property!

Assessment

Year Assd: 2015
Land: \$2,963
Structure(s):
Other:
Total Land and Improv: \$2,963
HO Exempt?: N
Exemption Amt:



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Daniel Schlueter , County Assessor

General Information

APN: 141-120-12-11 **Use Type:** VACANT
Situs Address: **Tax Rate Area:** 060-001
Mailing Address: P O BOX 270822 SUSANVILLE CA 96127
Legal Description:

Assessment

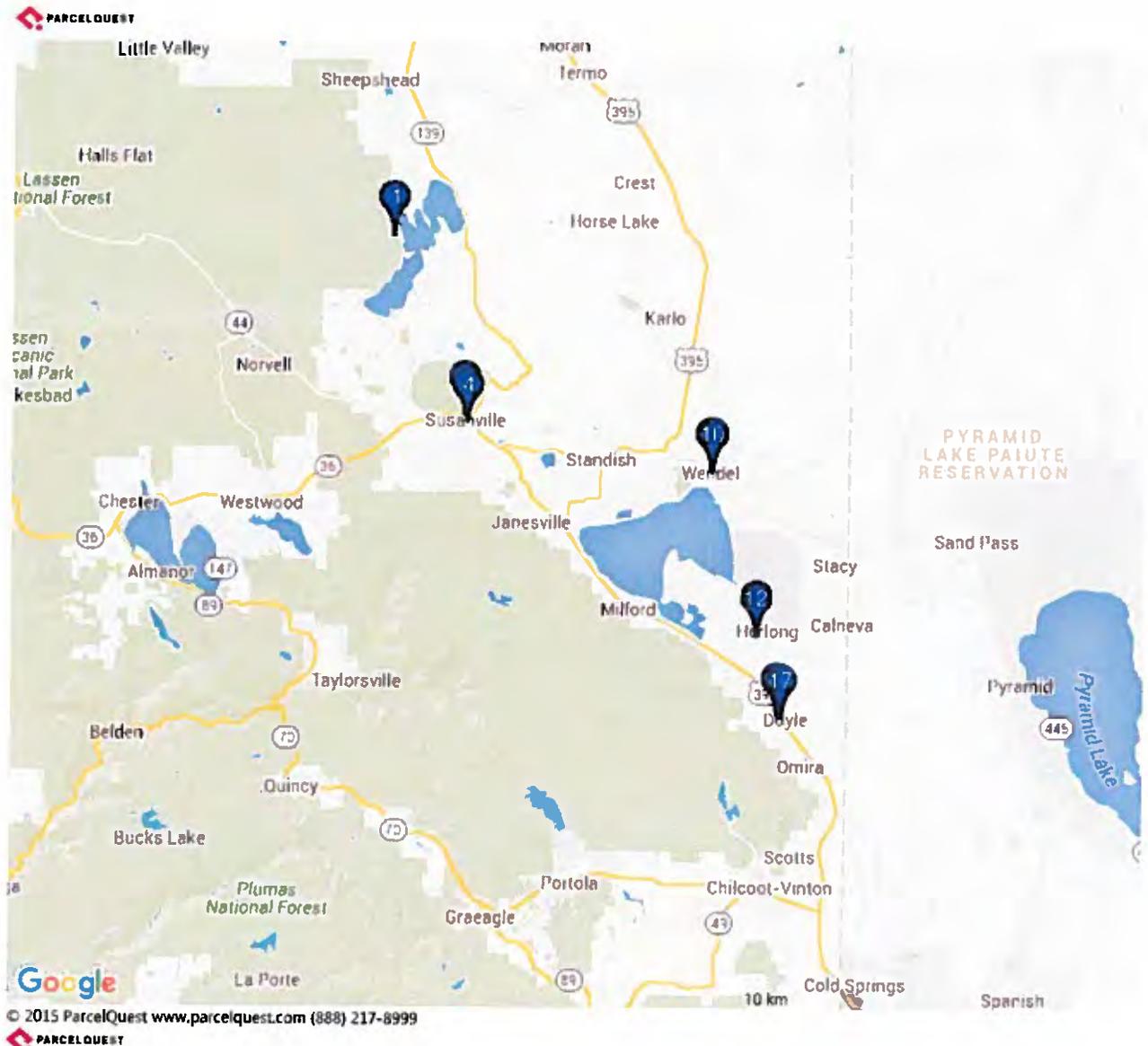
Year Assd: 2015
Land: \$3,170
Structure(s):
Other:
Total Land and Improv: \$3,170
HO Exempt?: N
Exemption Amt:

CLICK HERE
 For More Info
 on this Property!



**The information provided here is deemed reliable, but is not guaranteed.

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<input checked="" type="checkbox"/>		Co	APN	Owner	S Street Address	S City State Zip	Mail City	Mail House#	Mail Name	Mail State	Mail Street Name
<input checked="" type="checkbox"/>	1	LAS	077-332-42-11	MINER SHEILA M.	687360 MAPLE WAY		SUSANVILLE		SHEILA M. MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	2	LAS	103-112-14-11	MINER SHEILA MCCARTNEY	645 N WEATHERLOW ST		SUSANVILLE		SHEILA MCCARTNEY MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	3	LAS	103-231-05-11	MINER SHEILA DVA	1106 MARK ST		SUSANVILLE		SHEILA MINER	CA	P O BOX 270822

<input checked="" type="checkbox"/>		Co	APN	Owner	S Street Address	S City State Zip	Mail City	Mail House#	Mail Name	Mail State	Mail Street Name
<input checked="" type="checkbox"/>	4	LAS	105-263-02-11	MINER SHEILA M	125 ALEXANDER AVE		SUSANVILLE		SHEILA M MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	5	LAS	119-410-02-11	REUCK FAMILY TRUST			SUSANVILLE		REUCK FAMILY TRUST	CA	P O BOX 270822
<input checked="" type="checkbox"/>	6	LAS	119-410-03-11	REUCK FAMILY TRUST			SUSANVILLE		REUCK FAMILY TRUST	CA	P O BOX 270822
<input checked="" type="checkbox"/>	7	LAS	119-410-04-11	REUCK FAMILY TRUST			SUSANVILLE		REUCK FAMILY TRUST	CA	P O BOX 270822
<input checked="" type="checkbox"/>	8	LAS	119-430-12-11	REUCK FAMILY TRUST	470080 AMEDEE RD		SUSANVILLE		REUCK FAMILY TRUST	CA	P O BOX 270822
<input checked="" type="checkbox"/>	9	LAS	119-430-18-11	REUCK FAMILY TRUST		WENDEL CA 96136	SUSANVILLE		REUCK FAMILY TRUST	CA	P O BOX 270822
<input checked="" type="checkbox"/>	10	LAS	119-430-20-11	REUCK FAMILY TRUST		WENDEL CA 96136	SUSANVILLE		REUCK FAMILY TRUST	CA	P O BOX 270822
<input checked="" type="checkbox"/>	11	LAS	139-160-40-11	MINER SHEILA M			SUSANVILLE		SHEILA M MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	12	LAS	139-160-41-11	MINER SHEILA M			SUSANVILLE		SHEILA M MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	13	LAS	139-160-42-11	MINER SHEILA M			SUSANVILLE		SHEILA M MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	14	LAS	139-160-51-11	MINER SHEILA	446445 SPRUCE AVE		SUSANVILLE		SHEILA MINER	CA	P O BOX 270822

<input checked="" type="checkbox"/>		Co	APN	Owner	S Street Address	S City State Zip	Mail City	Mail House#	Mail Name	Mail State	Mail Street Name
<input checked="" type="checkbox"/>	15	LAS	139-160-52-11	MINER SHEILA	446555 SPRUCE AVE		SUSANVILLE		SHEILA MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	16	LAS	141-110-06-11	MINER SHEILA M		DOYLE CA 96109	SUSANVILLE		SHEILA M MINER	CA	P O BOX 270822
<input checked="" type="checkbox"/>	17	LAS	141-120-12-11	MINER SHEILA M			SUSANVILLE		SHEILA M MINER	CA	P O BOX 270822

ENCLOSURE 2

**WAIVER FORM
FOR ADMINISTRATIVE CIVIL LIABILITY COMPLAINT**

By signing this waiver, I affirm and acknowledge the following:

I am duly authorized to represent Sheila M. Miner (hereinafter "Discharger") in connection with Administrative Civil Liability Complaint No. R6T-2015-0058 (hereinafter the "Complaint"). I am informed that California Water Code section 13323, subdivision (b), states that, "a hearing before the regional board shall be conducted within 90 days after the party has been served. The person who has been issued a complaint may waive the right to a hearing."

(OPTION 1: Check here if the Discharger waives the hearing requirement and will pay in full.)

- a. I hereby waive any right the Discharger may have to a hearing before the Water Board.
- b. I certify that the Discharger will remit payment for the proposed civil liability in the full amount of **one thousand nine hundred seventy-five dollars (\$1,975)** by check that references "Miner-ACL Complaint No. R6T-2015-0058" made payable to the "State Water Resources Control Board Waste Discharge Permit Fund." Payment must be received by the Water Board by **5:00 p.m. on February 9, 2016** or the Water Board may adopt an Administrative Civil Liability Order requiring payment.
- c. I understand the payment of the above amount constitutes a proposed settlement of the Complaint, and that any settlement will not become final until after the 30-day public notice and comment period mandated by the State Water Resources Control Board's Water Quality Enforcement Policy expires. Should the Water Board receive significant new information or comments from any source (excluding the Water Board's Prosecution Team) during this comment period, the Water Board's Assistant Executive Officer may withdraw the Complaint, return payment, and issue a new complaint. I understand that this proposed settlement is subject to approval by the Water Board, and that the Water Board may consider this proposed settlement in a public meeting or hearing. I also understand that approval of the settlement will result in the Discharger having waived the right to contest the allegations in the Complaint and the imposition of civil liability.
- d. I understand that payment of the above amount is not a substitute for compliance with applicable laws and that continuing violations of the type alleged in the Complaint may subject the Discharger to further enforcement, including additional civil liability.

(OPTION 2: Check here if the Discharger waives the 90-day hearing requirement in order to engage in settlement discussions.) I hereby waive any right the Discharger may have to a hearing before the Water Board within 90 days after service of the Complaint, but I reserve the ability to request a hearing in the future. I certify that the Discharger will promptly engage the Water Board Prosecution Team in settlement discussions to attempt to resolve the outstanding violation(s). By checking this box, the Discharger requests that the Water Board delay the hearing so that the Discharger and the Prosecution Team can discuss settlement. It remains within the discretion of the Water Board to agree to delay the hearing. Any proposed settlement is subject to the conditions described above under "Option 1."

(OPTION 3: Check here if the Discharger waives the 90-day hearing requirement in order to extend the hearing date. Attach a separate sheet with the amount of additional time requested and the rationale. I hereby waive any right the Discharger may have to a hearing before the Water Board within 90 days after service of the Complaint. By checking this box, the Discharger requests that the Water Board delay the hearing so that the Discharger may have additional time to prepare for the hearing. It remains within the discretion of the Water Board to approve the extension.

(Print Name and Title)

(Signature)

(Date)

ENCLOSURE 3

Lahontan Regional Water Quality Control Board

Financial Documentation Fact Sheet

November 15, 2013

Except for Mandatory Minimum Penalties under Water Code section 13385 (h) and (i), the Lahontan Water Board is required to consider several factors specified in the Water Code, including nature, circumstance, extent, and gravity of the violation or violations, whether the discharge is susceptible to cleanup or abatement, the degree of toxicity of the discharge, and, with respect to the violator, **the ability to pay, the effect on ability to continue in business**, any voluntary cleanup efforts undertaken, any prior history of violations, the degree of culpability, economic benefit or savings, if any resulting from the violations, and other matters as justice may require (Cal. Water Code §§ 13327, 13385(e) & 13399). During the period provided to submit evidence (set forth in the Hearing Procedures), the Discharger may submit information that it believes supports its position regarding the Administrative Civil Liability Complaint. If the Discharger intends to present arguments about its ability to pay or financial conditions inhibiting its ability to comply, the Discharger must provide reliable documentation to establish that ability or inability. The kinds of information that may be used for this purpose include:

For an individual:

1. Last three years of signed federal income tax returns (IRS Form 1040) including schedules;
2. Members of household, including relationship, age, employment and income;
3. Current living expenses;
4. Bank account statements;
5. Investment statements;
6. Retirement account statements;
7. Life insurance policies;
8. Vehicle ownership documentation;
9. Real property ownership documentation;
10. Credit card and line of credit statements;
11. Mortgage loan statements;
12. Other debt documentation.

For a business:

1. Copies of last three years of company IRS tax returns, signed and dated,
2. Copies of last three years of company financial audits
3. Copies of last three years of IRS tax returns of business principals, signed and dated.
4. Any documentation that explains special circumstances regarding past, current, or future financial conditions.

For larger firms:

1. Federal income tax returns for the last three years, specifically:
 - IRS Form 1120 for C Corporations
 - IRS Form 1120 S for S Corporations
 - IRS Form 1065 for partnerships
2. A completed and signed IRS Form 8821. This allows IRS to provide the Regional Water Board with a summary of the firm's tax returns that will be compared to the submitted income tax returns. This prevents the submission of fraudulent tax returns;
3. The following information can be substituted if income tax returns cannot be made available:
 - Audited Financial Statements for last three years;
 - A list of major accounts receivable with names and amounts;
 - A list of major accounts payable with names and amounts;
 - A list of equipment acquisition cost and year purchased;
 - Ownership in other companies and percent of ownership for the last three years;
 - Income from other companies and amounts for the last three years.

For a municipality, county, or district:

1. Type of entity:
 - City/Town/Village;
 - County;
 - Municipality with enterprise fund;
 - Independent or publicly owned utility;
2. The following 1990 and 2000 US Census data:
 - Population;
 - Number of persons age 18 and above;
 - Number of persons age 65 and above;
 - Number of Individual below 125% of poverty level;
 - Median home value;
 - Median household income.
3. Current or most recent estimates of:
 - Population;
 - Median home value;
 - Median household income;
 - Market value of taxable property;
 - Property tax collection rate.
4. Unreserved general fund ending balance;
5. Total principal and interest payments for all governmental funds;
6. Total revenues for all governmental funds;
7. Direct net debt;
8. Overall net debt;
9. General obligation debt rating;

10. General obligation debt level.

11. Next year's budgeted/anticipated general fund expenditures plus net transfers out.

This list is provided for information only. The Discharger remains responsible for providing all relevant and reliable information regarding its financial situation, which may include items in the above lists, but could include other documents not listed. Please note that all evidence regarding this case, including financial information, will be made public.

ENCLOSURE 3

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**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LAHONTAN REGION**

HEARING PROCEDURES

**CONSIDERATION OF ADOPTION OF AN ADMINISTRATIVE CIVIL LIABILITY
ORDER FOR SHEILA M. MINER, LASSEN COUNTY**

WATER BOARD PUBLIC HEARING SCHEDULED FOR MARCH 9-10, 2016

Please read these hearing procedures carefully. Failure to comply with the deadlines and other requirements contained herein may result in the exclusion of your documents and/or testimony.

Background

On December 11, 2015 (90days), the Lahontan Water Board Prosecution Team mailed an Administrative Civil Liability Complaint (Complaint) to Sheila M. Miner regarding her Spaulding Tract property, Assessor Parcel No. 077-332-42-11 in Lassen County. The Complaint alleges that Sheila M. Miner violated Cease and Desist Order No.R6T-2015-002. The Complaint recommends imposing a \$1,975 liability against Sheila M. Miner. For more information, see:

http://www.waterboards.ca.gov/rwqcb6/water_issues/programs/enforcement/

Purpose and Timing of Public Hearing

The purpose of the public hearing is to consider relevant evidence and testimony regarding the Complaint. Following the hearing, the Water Board will consider adopting the liability (as proposed in the Complaint or for a different amount, either higher or lower than proposed, but not to exceed the maximum liability provided for by law), rejecting it, or referring the matter to the California Attorney General..

The public hearing will be held during the regular meeting of the Lahontan Water Board on March 9-10, 2016. The public hearing will begin at a time and location as announced in the Lahontan Water Board meeting agenda. An agenda for the meeting will be available on the Lahontan Water Board's web page at www.waterboards.ca.gov/lahontan no later than **10 days before the meeting**.

Public Hearing Deadlines

Deadline	Who Submits?	Written Item
[December 30, 2015, 14 days from Complaint Release date 4pm]	Designated Parties and The Public	Objections to the Hearing Procedures
December 30, 2015, 14 days from Complaint Release Date, 4pm]	The Public	Requests for Designated Party status
January 6, 2016, 21 days from Complaint Release Date, 4pm]	Prosecution Team	Witness list, summaries of witness testimony, and referenced documents
January 6, 2016, 21 days after complaint release date, 4pm]	Designated Parties	Objections to requests for Designated Party status
[February 2, 2016 45 days from Complaint Release Date, 4pm]]	Designated Parties, except the Prosecution Team	Technical and legal arguments/briefs, supporting evidence and documents, and witness lists
[February 7, 2016 50 days from Complaint Release Date, 4pm]	Designated Parties and The Public	Requests for additional time at the hearing
[February 9, 2016, 52 days from Complaint Release Date, 4pm]	The Public	Statements pertaining to the allegations
[February 16, 2016, 59 days from Complaint Release Date, 4pm]	Prosecution Team	Rebuttal evidence or testimony
[February 23, 2016, 66 days from Complaint Release Date, 4pm]	Designated Parties, except the Prosecution Team	Objections to Prosecution Team rebuttal evidence or testimony
As Received	Advisory Team	Proposed Orders, objections and comments received to be posted on Water Board's website and sent to parties

The above-listed deadlines apply to those who want to participate in the Lahontan Water Board's March 9-10, 2016 public hearing. The Lahontan Water Board's Prosecution Team and Sheila M. Miner (**Designated Parties**) will have an opportunity to submit evidence, written testimony, technical briefs, and/or legal briefs prior to the public hearing. **The Public**, which includes, but is not limited to, any interested agency, organization, public official, or private citizen, will also have an opportunity to submit written comments or statements prior to the public hearing. The table, above, identifies when the Designated Parties and the Public are required to submit their written materials in preparation for the public hearing.

Instructions for All Submittals

To facilitate the public hearing process, the following types of information/documentation must be submitted prior to the public hearing for Lahontan Water Board review:

- Technical and legal arguments/briefs
- Supporting evidence and documents
- Statements pertaining to the allegations

All submittals must be on 8½" x 11" size paper (including attachments and figures), must be in a legible font no smaller than 11-point size, and should be submitted electronically in a searchable pdf format. In an effort to save paper and electronic file space, you may reference documents that have been previously submitted or are part of the public record for this case, and there is no need or requirement to include full copies of those documents. For each document included by reference, identify the name of that document, the location of where the document resides, a copy of the relevant pages from the document, and a statement explaining why those excerpts of the document are relevant to your case. Examples of such documents that need not be submitted in full include, but are not limited to, previously submitted monitoring reports, documents that have been shared between the Prosecution Team and Sheila M. Miner, and documents that can be downloaded from the Lahontan Water Board's website regarding this case:

http://www.waterboards.ca.gov/lahontan/water_issues/programs/enforcement/index.shtml#cases

Party-Specific Instructions

For the Public – Please submit your information to the Lahontan Water Board's Executive Assistant, Sue Genera. Ms. Genera works at the Lahontan Water Board's South Lake Tahoe office and she can be reached at Sue.Genera@waterboards.ca.gov or (530) 542-5414. Please contact Ms. Genera directly if you have any questions. Each email or hard copy submittal sent to Ms. Genera must have in the subject line, "Spaulding Tract-Miner ACL Hearing." Ms. Genera will distribute your information to the Lahontan Water Board members, the Lahontan Water Board's Advisory Team, and to the Designated Parties.

For the Prosecution Team – In addition to a hard copy original, the Prosecution Team shall submit an electronic copy of each submittal, in addition to 15 hard copies (double-sided, three-hole punched) to Ms. Genera. The originals, electronic copies, and 15 hard copies of each submittal must be received by Ms. Genera by the deadlines specified above. An additional copy (electronic or hard copy) of each submittal must also be sent to the Advisory Team’s Staff Counsel and to the other Designated Parties and received by the deadlines specified above. Each email or hard copy submittal must have in the subject line, “Spaulding Tract-Miner ACL Hearing.” Ms. Genera will distribute Prosecution Team submittals to the Lahontan Water Board members and the Lahontan Water Board’s Advisory Team.

For Designated Parties Other than the Prosecution Team – If the submittals include more than 20 pages, follow the directions for the Prosecution Team specified above. Otherwise, an original and one electronic copy must be received by Ms. Genera by the deadlines specified above. An additional copy (electronic or hard copy) of each submittal must also be submitted to the Advisory Team’s Staff Counsel and the Prosecution Team Primary Representatives identified, below, and received by the deadlines specified above. Each e-mail or hard copy submittal must have in the subject line, “Spaulding Tract-Miner ACL Hearing.” ACL Hearing.” Ms. Genera will distribute your submittals to the Lahontan Water Board members and the Lahontan Water Board’s Advisory Team.

Objections to Hearing Procedures

The public hearing will be conducted in accordance with this set of hearing procedures or as it may be amended. A copy of the general procedures governing adjudicatory hearings before the Lahontan Water Board may be found at California Code of Regulations, title 23, section 648 et seq., and is available at www.waterboards.ca.gov or upon request. In accordance with section 648, subdivision (d), any procedure not provided by this set of hearing procedures is deemed waived.

Ms. Genera must receive any objections to this set of hearing procedures **no later than 4:00 p.m. on December 30, 2015** or they will be considered waived.

Public Hearing Participants

Participants in these public hearings are identified as either “Designated Parties” or “Public” or “Advisory Team.” Designated Parties may present evidence and cross-examine witnesses and are subject to cross-examination. The Public includes all parties (e.g., the private citizens, public officials, agencies, organizations, interest groups), other than those identified as Designated Parties or Advisory Team. The Public may present non-evidentiary policy statements (statements or comments), but may not cross-examine witnesses and are not subject to cross-examination. The Advisory Team provides impartial technical and legal advice to the Lahontan Water Board members following the public hearing. Designated Parties and the Public may

be asked to respond to questions from Lahontan Water Board members and the Advisory Team.

The following participants are hereby identified as Designated Parties in this proceeding:

1. Lahontan Water Board Prosecution Team
2. Sheila M. Miner

Requesting Designated Party Status

Persons who wish to participate in the public hearing as a Designated Party must submit their request for Designated Party status in writing (with copies of the request sent to the other Designated Parties). Such requests must be received by Ms. Genera **no later than 4:00 p.m. on December 30, 2015**. The request shall: (1) include an explanation of the basis for the request (e.g., how the issues to be addressed in the hearing and the potential actions by the Lahontan Water Board affect the person requesting the status change); and, (2) include a statement explaining why the currently identified Designated Parties do not adequately represent the interests of the person requesting the status change. Objections to such request must be received by Ms. Genera **no later than 4:00 p.m. on January 6, 2016**.

Primary Representatives

For the Lahontan Water Board's Advisory Team

Patty Z. Kouyoumdjian, Executive Officer Lahontan Regional Water Quality Control Board 2501 Lake Tahoe Blvd. South Lake Tahoe, CA 96150 Patty.Kouyoumdjian@waterboards.ca.gov Phone: (530) 542-5412 Fax: (530) 544-2271	Kim Niemeyer, Staff Counsel State Water Resources Control Board, Office of Chief Counsel 1001 I Street Sacramento, CA 95814 Kim.Niemeyer@waterboards.ca.gov Phone: (530) 341-5547 Fax: (916) 341-5199
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For the Water Board's Prosecution Team

Scott Ferguson, Supervising WRC Engineer Lahontan Regional Water Quality Control Board 2501 Lake Tahoe Blvd. South Lake Tahoe, CA 96150 Scott.Ferguson@waterboards.ca.gov Phone: (530) 542-5432 Fax: (530) 542-5470	Vanessa Young, Staff Counsel State Water Resources Control Board, Office of Enforcement 1001 I Street Sacramento, CA 95814 Vanessa.Young@waterboards.ca.gov Phone: (916)-327-8622
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For Sheila M. Miner

Sheila M. Miner P.O. Box 270822 Susanville, Ca 96127
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Separation of Functions

As indicated above, Lahontan Water Board staff participating in this proceeding has been separated into two teams to help ensure the fairness and impartiality of this proceeding. The Lahontan Water Board's Prosecution Team includes staff who will act in a prosecutorial role by presenting evidence for consideration by the Lahontan Water Board. The Lahontan Water Board's Advisory Team includes staff who will provide the Water Board with technical and legal advice.

Advisory Team members are: Patty Z. Kouyoumdjian, Executive Officer; Kim Niemeyer, Staff Counsel; and Doug Smith, Supervising Engineering Geologist

Prosecution Team members are: Lauri Kemper, Assistant Executive Officer; Vanessa Young, Staff Counsel; Scott Ferguson, Supervising WRC Engineer; Catherine Pool, Senior WRC Engineer; and Lisa Scorallo, Engineering Geologist.

Any members of the Advisory Team who normally supervise any members of the Prosecution Team are not acting as their supervisors in this proceeding, and vice versa. Members of the Prosecution Team may have acted as advisors to the Lahontan Water Board in other, unrelated matters, but they are not advising the Lahontan Water Board in this proceeding. Members of the Prosecution Team have not had any ex parte communications with Lahontan Water Board members or Advisory Team members regarding this proceeding.

Ex Parte Communication

The Designated Parties and Public are forbidden from engaging in ex parte communications regarding this matter with Lahontan Water Board members or Advisory Team members. An ex parte contact is any written or verbal communication pertaining to the investigation, preparation or prosecution of the proposed Order between a Designated Party or the Public on one hand, and a Lahontan Water Board member or Advisory Team member on the other hand, unless the communication is copied to all other Designated Parties (if written) or made in a manner open to all other Designated

Parties (if verbal). Communications regarding non-controversial procedural matters are not ex parte contacts and are not restricted. Communications among one or more Designated Parties and the Public themselves are not ex parte contacts.

Hearing Time Limits

Please note that the scheduled public hearing is designed for the Designated Parties to simply summarize the previously submitted evidence/technical and legal arguments. This means that all evidence and/or arguments must be submitted by the deadlines specified in these Hearing Procedures, so the Designated Parties do not need to reintroduce any evidence. At the hearing, the Designated Parties should focus their limited time to highlight important points from the previously submitted evidence or testimony.

To ensure that all participants have an opportunity to participate in the hearing, the following time limits shall apply: each Designated Party shall have a combined 30 minutes to present an overview of its evidence, to present and cross-examine witnesses, and to provide a closing statement; and each Public participant shall have 3 minutes to present non-evidentiary statements. Participants with similar interests or comments are requested to make joint presentations, and participants are requested to avoid redundant comments. Participants (Designated Parties and the Public) who would like additional time must submit their request in writing to Ms. Genera with copies to the Designated Parties. Such requests must be received by Ms. Genera **no later than 4:00 p.m. on February 7, 2016**. Additional time may be provided at the discretion of the Advisory Team (prior to the hearing) or the Water Board Chair (at the hearing) upon a showing that additional time is necessary.

Evidence, Exhibits and Policy Statements

The following information must be submitted in advance of the public hearing:

1. All written evidence and exhibits that a Designated Party would like the Lahontan Water Board to consider. Evidence and exhibits already in the Lahontan Water Board's public files may be submitted by reference as long as the exhibits and their location are clearly identified in accordance with California Code of Regulations, title 23, section 648.3.
2. All legal briefs and technical arguments or analysis.
3. The name of each witness, if any, whom a Designated Party intends to call at the hearing, and the subject of each witness' proposed testimony.
4. The qualifications of each expert witness, if any.

The Prosecution Team has indicated that it has submitted its evidence as part of the Complaint, which has been transmitted to Sheila M. Miner. The Prosecution Team has yet to submit its Witness List, Summaries of Witness Testimony, and List of Documents to be Incorporated by Reference. The Prosecution Team shall submit this information

according to the Instructions for All Submittals, above. This information must be received by Ms. Genera **no later than 4:00 p.m. on December 30, 2015.**

Sheila M. Miner shall submit their information (described in Nos. 1 - 4, above) according to the Instructions for All Submittals, above. This information must be received by Ms. Genera **no later than 4:00 p.m. on February 2, 2016.**

The Prosecution Team has the opportunity to submit rebuttal evidence or testimony in conformance with the Instructions for All Submittals. This material must be received by Ms. Genera **no later than 4:00 p.m. on February 16, 2016.**

The Public who would like to submit written non-evidentiary statements pertaining to the allegations are encouraged to submit them to Ms. Genera as early as possible, but **no later than 4:00 p.m. on February 9, 2016.** Public members do not need to submit written comments in order to speak at the public hearing.

In accordance with California Code of Regulations, title 23, section 648.4, the Lahontan Water Board endeavors to avoid surprise testimony or evidence. Absent a showing of good cause and lack of prejudice to the parties, the Lahontan Water Board may exclude evidence and testimony that is not submitted in accordance with these hearing procedures. Excluded evidence and testimony will not be considered by the Lahontan Water Board and will not be included in the administrative record for this proceeding. Power Point and other visual presentations may be used at the hearing, but their content may not exceed the scope of other timely submitted written material. A written and electronic copy of such material that Designated Parties or the Public intend to present at the hearing must be submitted to Ms. Genera at or before the hearing for inclusion in the administrative record. Additionally, any witness who has submitted written testimony for the hearing shall appear at the hearing and affirm that the written testimony is true and correct, and shall be available for cross-examination.

Evidentiary Objections

The Designated Parties other than the Prosecution Team shall submit all written objections to the Prosecution Team's evidence and testimony as part of the Designated Parties' information due **February 2, 2016.** The Prosecution Team shall submit all written objections to the other Designated Parties' evidence and testimony as part of the Prosecution Team's rebuttal due **February 16, 2016.** The Designated Parties other than the Prosecution Team shall submit their written objections to the Prosecution Team's rebuttal evidence and testimony according to the Instructions for All Submittals, above. This information must be received by Ms. Genera **no later than 4:00 p.m. on February 23, 2016.** The Advisory Team will notify the parties about further action to be taken on such objections (if any) and when that action will be taken.

Request for Pre-hearing Conference

A Designated Party may request that a pre-hearing conference be held before the public hearing in accordance with Water Code section 13228.15. A pre-hearing

conference may address any of the matters described in subdivision (b) of Government Code section 11511.5:

1. Exploration of settlement possibilities.
2. Preparation of stipulations.
3. Clarification of issues.
4. Rulings on identity and limitation of the number of witnesses.
5. Objections to proffers of evidence.
6. Order of presentation of evidence and cross-examination.
7. Rulings regarding issuance of subpoenas and protective orders.
8. Schedules for the submission of written briefs and schedules for the commencement and conduct of the hearing.
9. Exchange of witness lists and of exhibits or documents to be offered in evidence at the hearing.
10. Motions for intervention.
11. Exploration of the possibility of using alternative dispute resolution provided in Article 5 (commencing with Section 11420.10), or the informal hearing procedure provided in Article 10 (commencing with Section 11445.10), Chapter 4.5, and objections to use of the informal hearing procedure. Use of alternative dispute resolution or of the informal hearing procedure is subject to subdivision (d).
12. Any other matters as shall promote the orderly and prompt conduct of the hearing.

Requests must contain a description of the issues proposed to be discussed during that conference, and must be submitted to Ms. Genera, with a copy to all other Designated Parties, as early as practicable.

Evidentiary Documents and File

The Complaint and related evidentiary documents are on file and may be inspected or copied at the Lahontan Water Board's office at 2501 Lake Tahoe Blvd, South Lake Tahoe, CA. These files shall be considered part of the official administrative record for this public hearing. Other submittals received for this proceeding will be added to these files and will become part of the administrative record absent a contrary ruling by the Lahontan Water Board Chair.

Questions

Please send any questions regarding this public hearing to Ms. Genera at (530) 542-5414 or Sue.Genera@waterboards.ca.gov.

PATTY Z. KOUYOUMDJIAN
EXECUTIVE OFFICER

DATE: ____December 11, 2015____

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ENCLOSURE 4

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Lahontan Regional Water Quality Control Board

TO: Sue Genera, Executive Assistant



FROM: Lauri Kemper, PE, Assistant Executive Officer

DATE: January 6, 2016

SUBJECT: Transmittal of Prosecution Team Written Materials - Witness List, Summaries of Witness Testimony, and Referenced Documents, for Consideration of Administrative Civil Liability Complaint No. R6T-2015-0058, Sheila M. Miner, APN No. 077-332-42-11, Spalding Tract Subdivision, Eagle Lake, Lassen County

Pursuant to the December 11, 2015, Hearing Procedures, I am submitting to you one original, 15 copies, and an electronic copy of the Lahontan Water Board Prosecution Team's above-referenced documents. Additionally, I am providing one copy each to Kim Niemeyer and Sheila M. Miner.

Enclosures:

1. Lahontan Water Board Prosecution Team's Witness List
2. Lahontan Water Board Prosecution Team's Summaries of Witness Testimony
3. Lahontan Water Board Prosecution Team's Documents Included by Reference

cc (w/enclosures):

Sheila M. Miner
Kathy Olson, Ace Attorney Services, Inc.

cc (w/enclosures via email):

Chris Gallagher, General Manager, Spalding Community Services District
Virginia Bruce, Spalding Community Services District
Doug Ames, Director, Lassen County Environmental Health Department
Dan Schlueter, Assessor, Lassen County Assessor's Office
Madalene Ransom, State Water Resources Control Board
David Boyers, State Water Resources Control Board, Office of Enforcement
Vanessa Young, State Water Resources Control Board, Office of Enforcement
Kim Niemeyer, State Water Resources Control Board, Office of Chief Council

LAS/ma/T: PT Materials-Trans Ltr
File Under: Spalding Tract-Miner, Sheila

KIMBERLY COX, CHAIR | PATTY Z. KOUYOUMDJIAN, EXECUTIVE OFFICER

2501 Lake Tahoe Blvd., So. Lake Tahoe, CA 96150 | 14440 Civic Dr., Ste. 200, Victorville, CA 92392
e-mail Lahontan@waterboards.ca.gov | website www.waterboards.ca.gov/lahontan

ENCLOSURE 1

LAHONTAN WATER BOARD PROSECUTION TEAM'S
LIST OF WITNESSES

LIST OF WITNESSES

1. Lisa Scorallo, Engineering Geologist, Enforcement and Special Projects Unit, Lahontan Regional Water Quality Control Board
2. Catherine Pool, PE, Senior Water Resource Control Engineer, Enforcement and Special Projects Unit, Lahontan Regional Water Quality Control Board
3. Scott C. Ferguson, PE, Supervising Water Resource Control Engineer, Regulatory and Compliance Division, Lahontan Regional Water Quality Control Board
4. Lauri Kemper, PE, Assistant Executive Officer, Lahontan Regional Water Quality Control Board
5. Madalene Ransom, Research Program Specialist II, State Water Resources Control Board
6. Kathy Olson, Process Server, Ace Attorney Services, Inc.
7. Doug Ames, Director, County of Lassen, Environmental Health Services Department
8. Dan Schlueter, Assessor, County of Lassen, Office of Assessor
9. Chris Gallagher, General Manager, Spalding Community Services District
10. Virginia Bruce, Spalding Community Services District

ENCLOSURE 2

LAHONTAN WATER BOARD PROSECUTION TEAM'S
SUMMARIES OF WITNESS TESTIMONY

**SUMMARY OF TESTIMONY OF LISA SCORALLE, CATHERINE POOL,
SCOTT C. FERGUSON AND LAURI KEMPER, LAHONTAN WATER BOARD**

- *Water Quality Control Plan For The Lahontan Region* (Basin Plan) prohibition;
- Lahontan Water Board Cease and Desist Order No. R6T-2015-0002;
- Discharger owns property in Spalding Tract;
- Evidence supporting violation of the Cease and Desist Order;
- Notice of Violation issued August 4, 2015;
- Administrative Civil Liability Complaint No. R6T-2015-0058;
- *State Board Enforcement Policy, May 20, 2010*, and application of the administrative civil liability methodology and supporting information;
- Reasons to impose Administrative Civil Liability; and
- Recommendation to the Water Board.

**SUMMARY OF TESTIMONY OF MADALENE RANSOM, STATE WATER
RESOURCES CONTROL BOARD**

- Economic Benefit Determination

SUMMARY OF TESTIMONY OF KATHY OLSON, ACE ATTORNEY SERVICES, INC.

- Process Service of Water Board Orders and other documents upon Ms. Sheila M. Miner

**SUMMARY OF TESTIMONY OF DOUG AMES, DIRECTOR, LASSEN COUNTY
ENVIRONMENTAL HEALTH DEPARTMENT**

- Explanation of documents copied from County of Lassen Environmental Health Department's records.

**SUMMARY OF TESTIMONY OF DAN SCHLUETER, ASSESSOR,
LASSEN COUNTY OFFICE OF ASSESSOR**

- Explanation of documents copied from the County of Lassen Office of Assessor's records.

**SUMMARY OF TESTIMONY OF CHRIS GALLAGHER AND VIRGINIA BRUCE,
SPALDING COMMUNITY SERVICES DISTRICT**

- Explanation of documents provided by the Spalding Community Services District.

ENCLOSURE 3

LAHONTAN WATER BOARD PROSECUTION TEAM'S
LIST OF DOCUMENTS INCLUDED BY REFERENCE

LIST OF DOCUMENTS INCLUDED BY REFERENCE

1. *Water Quality Control Plan for the Lahontan Region (Basin Plan)*
 - Document Location: Lahontan Water Board offices and web site (http://www.waterboards.ca.gov/lahontan/water_issues/programs/basin_plan/references.shtml)

2. *Report on the Water Quality Status of Eagle Lake with Consideration of Possible Eutrophication Changes, April 1981*
 - Document Location: Lahontan Water Board offices

3. *Response to Petition-Adopted Cease and Desist Orders for the Property Owners of the Stones-Bengard Subdivision and Spalding Tract, Eagle Lake Basin, Lassen County, October 31, 1992*
 - Document Location: Lahontan Water Board offices

4. Water Board Files for Spalding Tract Property Owner Sheila Miner, APN 077-332-42-11, named in Cease and Desist Order No. R6T-2015-0002 and Administrative Civil Liability Complaint No. R6T-2015-0058 (excluding all privileged documents).
 - Document Location: Lahontan Water Board offices