May 2, 2012

ROBERT T. HANEY
NANCO, INC.
2412 PROFESSIONAL DRIVE
ROSEVILLE, CA 95661

CERTIFIED MAIL: 7009 0820 0001 6638 9229

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R6T-2012-0025 FOR NANCO, INC., SPALDING TRACT SUBDIVISION, LASSEN COUNTY APN 077-292-11-11

Enclosed please find Administrative Civil Liability Complaint No. R6T-2012-0025 issued pursuant to California Water code section 13323, alleging violations by NANCO, INC., (Discharger) of Cease and Desist Order No. R6T-2009-0108. The Complaint alleges that the Discharger failed to either (1) connect its on-site wastewater disposal system to the Spalding Community Services District's community sewer system, or (2) properly abandon its on-site wastewater disposal system in accordance with Lassen County regulations by December 31, 2009. The Complaint proposes that the Regional Water Quality Control Board, Lahontan Region (Lahontan Water Board) assess an administrative civil liability against the Discharger in the amount of $16,490 pursuant to California Water Code section 13350. Also enclosed is a Waiver of Hearing form for this matter.

Unless waived, a hearing before the Lahontan Water Board or a Lahontan Water Board Hearing Panel (Hearing Panel) will be held on **July 11-12, 2012** on this Complaint pursuant to Water Code section 13323. At the hearing, the Lahontan 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.

The Discharger may contest the proposed administrative civil liability at the hearing or, in the alternative, may waive its right to the hearing. Should the Discharger choose to waive its right to a hearing, an authorized agent must sign the enclosed Waiver of Hearing form and return it to the Lahontan Water Board's South Lake Tahoe office by **5:00 p.m. on May 21, 2012**. If the Lahontan 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 Lahontan Water Board or a Hearing Panel within 90 days of the Complaint's issuance date. Public hearing procedures will be mailed to the Discharger shortly and an agenda containing the date, time, and location of the 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 Scoralle (530) 542-5452, or Scott C. Ferguson at (530) 542-5432.

Lauri Kemper, P.E.
Assistant Executive Officer

Enclosures: 1. Administrative Civil Liability Complaint No. R6T-2012-0025
2. Waiver of Hearing Form

cc (w/enc): Janet and Gerald Neil
Regional Board Members
Harold J. Singer, Executive Officer/Lahontan Regional Water Quality Control Board
Kim Niemeyer, Staff Counsel/State Water Resources Control Board/Office of Chief Counsel
David Boyers, Staff Counsel/State Water Resources Control Board/ Office of Enforcement
Ann Carroll, Staff Counsel/State Water Resources Control Board/ Office of Enforcement

Cc (w/o enc): Chris Gallagher, General Manager/Spalding Community Services District
Virginia Bruce/Spalding Community Services District
Alan Jones, Director/Lassen County Environmental Health Department
Kenneth Bunch/Lassen County Assessor
Maurice Anderson/Lassen County Building Department

SCF/adw/T: Agenda Items/2012/July/Spalding ACL/R6T-2012-0025 – NANCO/_Cover Letter_R6T-2012-0025_Spalding Tract ACL-Complaint Cover Letter (4-6-2012)SCF
File Under: Spalding Tract NANCO INC, APN No. 077-292-11-11

STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
LAHONTAN REGION

In the Matter of	**)**	
NANCO, INC.,	**)**	**COMPLAINT NO. R6T-2012-0025**
Spalding Tract Subdivision,	**)**	**FOR**
Lassen County APN 077-292-11-11	**)**	**ADMINISTRATIVE CIVIL LIABILITY**

NANCO, INC., IS HEREBY GIVEN NOTICE THAT:

1. As a result of failing to either (1) connect the on-site wastewater disposal system to the Spalding Tract Community Services District's (District) community sewer system, or (2) properly abandon the on-site wastewater disposal system in accordance with Lassen County regulations, NANCO, INC., (Discharger) is alleged to have violated Cease and Desist Order No. R6T-2009-0108, for which the California Regional Water Quality Control Board, Lahontan Region (Lahontan Water Board) may impose administrative civil liabilities pursuant to Water Code section 13350. 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 Lahontan Water Board on July 11-12, 2012, at 971 Silver Dollar Avenue, South Lake Tahoe, California. At the hearing, the Lahontan 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 its 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 its 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. If this matter proceeds to hearing, the Lahontan Water Board's Prosecution Team reserves the right to seek an increase in the civil liability amount to cover the costs of enforcement incurred subsequent to the issuance of this Complaint through the hearing.

ALLEGATIONS

4. The Discharger owns Assessor Parcel No. 077-292-11-11 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.

5. Based upon a review of Lassen County records, the Discharger owns and/or operate(s) an on-site wastewater disposal system located at the above-referenced parcel. The existence of an on-site 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.

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 on-site 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. 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 Basin Plan prohibition cited above.

8. On October 14, 2009, the Lahontan Water Board adopted Cease and Desist Order No. R6T-2009-0108 for Lassen County APN No. 077-292-11-11 to establish a time schedule for the Discharger to comply with the Basin Plan prohibition cited in Finding 6 above.

9. Cease and Desist Order No. R6T-2009-0108 required the Discharger, by December 31, 2009, to either (1) connect its on-site wastewater disposal system to the District's community sewer system, or (2) properly abandon its on-site 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 Lahontan Water Board.

10. The Discharger failed to comply with Cease and Desist Order No. R6T-2009-0108 and on June 28, 2011, the Lahontan Water Board's Prosecution Team issued the Discharger a Notice of Violation citing the ongoing violation.

11. The June 28, 2011 Notice of Violation notified the Discharger of the Prosecution Team's intent to issue an Administrative Civil Liability Complaint to be considered by the Lahontan Water Board at its November 9-10, 2011 meeting.

12. The June 28, 2011 Notice of Violation informed the Discharger that the Prosecution Team would consider withdrawing the Administrative Civil Liability Complaint if the Discharger complied with its Cease and Desist Order prior to the November 9-10, 2011 meeting.

13. Based upon a review of the District's records (Attachment B to this Complaint), the Discharger has not connected its on-site wastewater disposal system to the District's community sewer system as of April 11, 2012, and the Lahontan Water Board has not received documentation from the Discharger and/or from Lassen County that the Discharger properly abandoned its on-site wastewater disposal system as of April 11, 2012. Therefore, the Discharger is in violation of Cease and Desist Order No. R6T-2009-0108.

14. As of the date of drafting of this Complaint, April 11, 2012, the Discharger has been in violation of Cease and Desist Order No. R6T-2009-0108 for 832 days.

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

15. 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.

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.

FACTORS CONSIDERED IN DETERMINING ADMINISTRATIVE CIVIL LIABILITY

17. Pursuant to Water Code section 13327, in determining the amount of civil liability, the Lahontan 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.

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. The required factors have been considered for the violations alleged herein using the methodology in the Enforcement Policy, as explained in detail in Attachment C, which is attached hereto and incorporated herein by this reference.

MAXIMUM ADMINISTRATIVE CIVIL LIABILITY

20. 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 **$4,160,000**, as described in Attachments C and D, which are attached hereto and incorporated herein by this reference.

PROPOSED ADMINISTRATIVE CIVIL LIABILITY

21. Based on consideration of the above facts, the applicable law, and after applying the administrative civil liability methodology as described in Attachments C and D, the Assistant Executive Officer of the Lahontan Water Board proposes that civil liability be imposed administratively on the Discharger in the amount of **$16,490.00.**

CALIFORNIA ENVIRONMENTAL QUALITY ACT

22. Issuance of this Complaint is an enforcement action and is, therefore, exempt from the California Environmental Quality Act (Pub. Resources Code § 21000 et seq.), pursuant to California Code of Regulations, title 14, section 15321, subdivision (a)(2).

23. Notwithstanding the issuance of this Complaint, the Lahontan Water Board retains the authority to assess additional civil liability for violations of the requirements of Cease and Desist Order No. R6T-2009-0108 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

4-20-12
Date

Attachments:

A. Vicinity Map
B. Property Owners Connected to District Community Sewer System
C. Administrative Civil Liability Methodology
D. Administrative Civil Liability Methodology Spreadsheet

ATTACHMENT A - VICINITY MAP

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Attachment B
Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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/Sherri 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	
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	
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	Belingheri 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	Bergthhold, 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	

Attachment B
Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
10/29/08	Bloom, Kenneth D/Janis ETAL	687-285 Hickory	077-352-17	
	Bobbitt, Galen/Monique ETAL *	687-354 Juniper Way	077-354-24	* Disconnected
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	
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	
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	
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	
07/11/11	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	
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	

Attachment B
Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	
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	

Attachment B
Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	Foulk, 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	
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	
07/16/08	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	

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Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	
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	
10/21/09	Koch, Linda C Revo Live TR	Chestnut Way	077-283-16	

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Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	
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 McGlinn	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	
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	
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	

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Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	
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	
07/28/08	Narramore, Gregory W/Joanne A JT	686-975 Hollywood Way	077-363-27	
09/30/09	Neely, Tom Becky/Neely, Darin/Yvette	Sycamore Way	077-304-57	
05/09/08	Neil Gerald L. & Janet JT	687-675 Chinquapin Way	077-213-14	
07/08/09	Neil, Gerald E/Janet E JT	Olive Way	077-134-02	
05/05/10	Neil, Gerald E/Janet E JT	The Strand/Oak Way	077-132-21	
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	

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Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	
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	
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	
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	

Attachment B
Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	
03/05/08	Solis, Jesus H/Rose Marie *	387-320 Hemlock Way	077-313-17	* Disconnected
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	
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	
12/15/09	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	
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	

Attachment B
Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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	
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	

Attachment B
Property Owners Connected to District Community Sewer System

Date of Connection	Spalding Residents Connected to the District Disposal System: APPLICANT NAME	Service Address	APN#	Notes
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 C

ADMINISTRATIVE CIVIL LIABILITY METHODOLOGY

The Complaint alleges that the Discharger failed to comply with a cease and desist order issued by the Lahontan Water Board, which required the Discharger by December 31, 2009, to either connect the Discharger's on-site wastewater disposal system to the Spalding Community Services District's (District) community sewer system or to properly abandon the Discharger's on-site wastewater disposal system, 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 its on-site 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 Lahontan 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 Lahontan Water Board's cease and desist order issued to the Discharger enforces that Basin Plan prohibition. At a minimum, the Discharger's on-site 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 on-site 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 on-site 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 on-site 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 its failure to comply with the cease and desist order's December 31, 2009 compliance date in a June 28, 2011 Notice of Violation (NOV). The NOV was issued after the Discharger had had approximately 1.5 construction seasons to comply with the cease and desist order's requirement to either connect the Discharger's on-site wastewater disposal system to the District's community sewer system or to properly abandon the Discharger's on-site wastewater disposal system, if appropriate. The remainder of the 2011 construction season has past, and to date, the Discharger has still failed to comply.

   There has been ample time to satisfy the requirements of the cease and desist order since its adoption. The District's community sewer system has been available to connect to since October 2007; however, the Discharger failed to connect or properly abandon the Discharger's on-site wastewater disposal system and subsequently was issued a cease and desist order in October 2009. The Discharger has now had an additional two full construction seasons since the cease and desist order was issued to comply with its requirements, but has not.

c. There are 832 days of violation for the period beginning January 1, 2010 and ending April 11, 2012, the date of drafting Administrative Civil Liability Complaint No. R6T-2012-0025. The statutory maximum amount per day per violation is $5,000. Therefore, 832 days of violation at the statutory maximum per day of $5,000, yields a maximum initial liability of **$4,160,000** (832 days x $5,000/day). Applying the Potential for Harm per-day factor of 0.55, and the statutory maximum liability amount for each day of violation, yields an initial liability of **$2,288,000** (0.55 x 832 days of violation x $5,000 per day).

<u>Step 4: Adjustment Factors</u>

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 provided that 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 its cease and desist order for 832 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 one-time cost of having the on-site wastewater disposal system either connected to the District's community sewer system or properly abandoned, if appropriate. Therefore, an adjustment can be made.

The Water Board 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, plus one additional day of violation for each 30-day period. Using this approach, the total number of days is revised to 33 days of violation.

This results in a Revised Initial Liability Amount as follows:

Revised Initial Liability = (0.55) X (33 days of violation) X ($5,000) = **$90,750**

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 **1.3** has been selected for the reasons described below:

The Water Board's Prosecution Team has exercised significant discretion in deciding whether to pursue administrative civil liability for violating the cease and desist order. Doing so is consistent with the Prosecution Team's message to the Water Board and to the community in 2009 that its primary interest was compliance, and that the Prosecution Team understood some were facing various hardships and would work with property owners towards meeting its compliance objective. After providing approximately 1.5 construction seasons to comply, the Prosecution Team issued a June 28, 2011 Notice of Violation to property owners that had yet to comply with their 2009 cease and desist orders, notifying them that time to comply with the cease and desist orders' requirements without additional enforcement action was running out. In spite of the Prosecution Team's efforts to allow ample time to comply

and to notify the Discharger of a pending administrative civil liability complaint, the Discharger has not provided the Prosecution Team with any information indicating a reason for the continuing violations, nor shown any intent to comply.

The Prosecution Team does not have any evidence of willful or intentional negligence in this matter. Therefore, the Prosecution Team does not recommend assigning a value of 1.4 or greater for Culpability, as these values have been reserved for situations where there is evidence of willful or intentional negligence. However, given the lack of response by the Discharger in spite of the amount of time given to comply and notification of the Prosecution Team's intent to pursue administrative civil liability, a value of 1.3 for Culpability is appropriate.

c. Adjustment for Cleanup and Cooperation

For cleanup and cooperation, the Enforcement Policy suggests an adjustment should result 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:

The Discharger has not cooperated with the Water Board on this issue. Even after Water Board staff issued the June 28, 2011 NOV, the Prosecution Team did not observe any attempt by the Discharger to comply. The lack of effort to comply with the cease and desist order, or even to communicate with the Prosecution Team regarding the reason why compliance has not occurred, warrants a value of 1.5.

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-2009-0108. A review of the California Integrated Water Quality System (CIWQS) and Water Board files shows that the Violation represents the first violation of Cease and Desist Order No. R6T-2009-0108. 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 **$176,962.50**. 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) = ($90,750) X (1.3) X (1.5) X (1.0) = **$176,962.50**.

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.

In this case, the Lahontan Water Board Prosecution Team has sufficient information to suggest the Discharger has the ability to pay the proposed liability. The Discharger owns the parcel(s) of land, listed below:

Assessor's Parcel Number	County	Property Address	Assessed Total Value	Assessment Year
077-292-11-11	Lassen	687-655 Cherry Way	$110,976	2011
077-264-22-11	Lassen	N/A	$125,489	2011
077-152-20-11	Lassen	N/A	$28,850	2011
077-292-10-11	Lassen	N/A	$20,914	2011
077-292-03-11	Lassen	N/A	$41,829	2011
077-264-21-11	Lassen	N/A	$125,489	2011
077-152-21-11	Lassen	N/A	$28,850	2011
		TOTAL	**$482,397.00**	

Given the above assets, it appears the Discharger has the ability to pay the proposed liability.

Step 7: Other Factors as Justice May Require

The Enforcement Policy provides that if the Water Board believes that 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. Additionally, the staff costs for investigating the violation and preparing the Complaint should be added to the liability amount.

a. Adjustments for Other Factors as Justice May Require

The statutory minimum liability amount for violations under Water Code section 13350 is $100 per day of violation, unless the regional water board makes express findings setting forth the reasons for its action based upon its consideration of the factors set forth in Water Code section 13327. Based on the date of compliance in the cease and desist order, days of violations began accruing on January 1, 2010. At the statutory minimum liability of $100 per day, and a total of 832 days of violation, the result is a minimum liability of **$83,200**. The Prosecution Team has determined that, in this case, even the minimum liability amount is inappropriate. Staff finds this amount to be an excessive liability for the violations alleged herein, and inappropriate for the following reasons.

Water Board staff reviewed Lassen County Assessor's Office records for the properties whose owners are subject to the administrative civil liability for the failure to either connect their on-site wastewater disposal system to the District's sewer system or to properly abandon it. County records for the year 2012 show that the properties range in value from $17,119 to $618,391. Two of these properties with the highest values are commercial properties, with values consistent with commercial uses and related improvements (i.e., hotel, restaurant). The remaining properties have an average value of $73,574. Based on these data alone, the Prosecution Team determined that the minimum statutory liability of $83,200 is excessive relative to the value of most of the properties whose owners continue to violate their 2009 Cease and Desist Orders. Without any further assessment, the minimum liability appears inappropriate and excessive for its intended purpose.

Additionally, the Prosecution Team's June 28, 2011 Notice of Violation notified the Discharger of the Prosecution Team's intent to issue administrative civil liability complaints and bring them before the Lahontan Water Board at its November 9-10, 2011 Board Meeting. In a continuing effort to encourage compliance, the Prosecution Team stated in the Notice of Violation that it would consider withdrawing the complaint if the Discharger complied with the cease and desist order prior to the November 9-10, 2011 Board meeting date. The Prosecution Team has consistently stated that compliance has been its primary goal, and the Notice of Violation was providing one last chance to comply with the cease and desist order without facing additional enforcement action in the form of civil liability.

The Prosecution Team recommends using November 9, 2011 as the basis for developing a more appropriate liability amount, as it is the date the Prosecution Team informed the Discharger that compliance was to be achieved, or imposing administrative civil liability would be pursued. Attachment D provides a methodology spreadsheet based upon November 9, 2011 as the deadline for compliance. The resulting number of days of violations totals 155 days (November 9, 2011 – April 11, 2012). 155 days of violation would result in a minimum liability of **$15,500**, based upon the statutory minimum liability of $100 per day of violation.

Administrative civil liability complaints were issued to property owners of the nearby Stones-Bengard subdivision in 1997 for failing to either connect their on-site 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 that the owners be assessed liability in the amount of **$6,500**. 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.

The liability amount of $15,500 represents a more appropriate amount that is consistent with past and similar enforcement efforts by the Lahontan Water Board in the Eagle Lake basin. The liability amount of $15,500 provides adequate justice or consequence for the violation as well as a meaningful deterrent to future violations.

b. Adjustment for Staff Costs

The Water Board Prosecution Team staff time incurred to prepare administrative civil liability complaints and supporting information for 25 Spalding Tract subdivision properties is estimated to be 165 hours. Based on an average cost to the State of $150 per hour, the total staff cost is estimated to be $24,750. Staff finds it appropriate to spread these costs equitably by dividing the total staff cost equally for each of the 25 properties. On this basis, a staff cost of $990 must be assessed for each property. As a result, the Adjusted Total Base Liability is recommended to be adjusted upward by **$990**, bringing the total proposed liability to **$16,490**.

Step 8: Economic Benefit

The Enforcement Policy directs the Water Board to determine any Economic Benefit Amount of the violation based upon the best available information. The Enforcement Policy suggests that the Water Board compare the Economic Benefit Amount to the Adjusted Total Base Liability and ensure that the Adjusted Total Base Liability is at a minimum, 10 percent greater than the Economic Benefit Amount. Doing so should create a deterrent effect and will prevent administrative civil liabilities from simply becoming the cost of doing business.

Septic tank abandonment is only an option for properties that do not have structures with plumbing fixtures installed. For properties that have one or more structures with plumbing fixtures installed, connecting the Discharger's on-site wastewater disposal system to the District's community sewer system is required.

The Discharger has realized an economic benefit by failing to connect or abandon the Discharger's on-site wastewater disposal system as required by Cease and Desist Order No. R6T-2009-0108. In order to estimate the economic benefit, Water Board staff subpoenaed records from contractors who have connected and/or properly abandoned on-site wastewater disposal systems in the Spalding Tract subdivision. Based upon a review of the contractor records, the average cost for a property owner to connect an on-site wastewater disposal system to the District's community sewer system is $4,210, and the average cost to properly abandon an on-site wastewater disposal system is $836. Therefore, the economic benefit amount realized by Dischargers that have existing structures with plumbing fixtures installed on the property and that must connect to the District's community sewer system is estimated to be **$4,210**. The economic benefit amount realized by Dischargers with the option of abandonment is estimated to be **$836**. The Adjusted Total Base Liability Amount is greater than 110 percent of either of these estimated economic benefit amounts, and therefore no adjustment is necessary based on the economic benefit analysis.

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 832 days of violation (elapsed time since the date of compliance in the cease and desist order) is **$4,160,000**.

The minimum liability amount provided in Water Code section 13350, subdivision (e)(1)(B) is $100 per day. However, 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 specific factors discussed in Step 7 above (i.e., property values, use of November 9, 2011 as an alternative compliance date, consistency with similar Lahontan Water Board enforcement actions in the Eagle Lake basin) yields 155 days of violation at $100 per day minimum, for an alternative minimum liability amount of **$15,500**.

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 larger of the two economic benefit amounts ($4,210) plus ten percent is **$4,631**, which is less than the alternative statutory minimum cited above and the Total Proposed Liability Amount.

Step 10: Final Liability Amount

The Total Proposed Liability Amount is **$16,490** based upon the considerations discussed in detail, above.

Attachment D
Administrative Civil Liability Methodology Spreadsheet

Instructions
1. Select Potential Harm for Discharge Violations
2. Select Characteristics of the Discharge
3. Select Susceptibility to Cleanup or Abatement
4. Select Deviation from Standard
5. Click "Determine Harm & per Gallon/Day..."
6. 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 Property Owners, Various APNs

			Violation 1	
Discharge Violations	**Step 1**	Potential Harm Factor (Generated from Button)		
	Step 2	Per Gallon Factor (Generated from Button)		
		Gallons		
		Statutory / Adjusted Max per Gallon ($)		
		Total		**$ -**
		Per Day Factor (Generated from Button)		
		Days		
		Statutory Max per Day		
		Total		**$ -**
Non-Discharge Violations	**Step 3**	Per Day Factor	0.55	
		Days	33	
		Statutory Max per Day	$ 5,000	
		Total		$ 90,750.00
	Initial Amount of the ACL			**$ 90,750.00**
Add'l Factors	**Step 4**	Culpability	1.3	$ 117,975.00
		Cleanup and Cooperation	1.5	$ 176,962.50
		History of Violations	1	$ 176,962.50
	Step 5	**Total Base Liability Amount**		**$ 176,962.50**
	Step 6	Ability to Pay & to Continue in Business	1	$ 176,962.50
	Step 7	Other Factors as Justice May Require	15,500	$ 15,500.00
		Staff Costs	$ 990	$ 16,490.00
	Step 8	Economic Benefit	$ 4,210	**$ 16,490.00**
	Step 9	Minimum Liability Amount	15,500	
		Maximum Liability Amount	$ 4,160,000	
	Step 10	**Final Liability Amount**		**$ 16,490.00**

Penalty Day Range Generator

Start Date of Violation=	1/1/10	
End Date of Violation=	4/11/12	
Maximum Days Fined (Steps 2 & 3) =	832	Days
Minimum Days Fined (Steps 2 & 3) =	33	Days

WAIVER FORM
FOR ADMINISTRATIVE CIVIL LIABILITY COMPLAINT

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

I am duly authorized to represent NANCO, INC., (hereinafter "Discharger") in connection with Administrative Civil Liability Complaint No. R6T-2012-0025 (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 [with the complaint]. The person who has been issued a complaint may waive the right to a hearing."

☐ ***(Check here if the Discharger waives the hearing requirement and will pay the liability.)***

a. I hereby waive any right the Discharger may have to a hearing before the Regional Water Board.

b. I certify that the Discharger will remit payment for the civil liability imposed in the total amount of **sixteen thousand four hundred ninety dollars ($16,490)** by check that references "ACL Complaint No. R6T-2012-0025" made payable in the amount of **$16,490** to the "*Waste Discharge Permit Fund.*" Payment must be received by the Regional Water Board by **5:00 p.m. on May 21, 2012** or the Regional 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 Regional Water Board receive significant new information or comments from any source (excluding the Water Board's Prosecution Team) during this comment period, the Regional 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 Regional Water Board, and that the Regional 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 Dischargers to further enforcement, including additional civil liability.

_____
(Print Name and Title)

_____
(Signature)

_____
(Date)