

## **EXHIBIT A**

### **ACCEPTANCE OF CONDITIONAL SETTLEMENT OFFER AND WAIVER OF RIGHT TO HEARING AND RECONSIDERATION**

#### **SCHEID VINEYARDS ("Diverter")**

**STATEMENTS: S022474, S022476, S022479, S022480, S022482, S022483, S022484, S022485, S022486,  
S022487, S022488**

By properly executing and returning this Acceptance and Waiver to the State Water Board, Diverter hereby accepts the Division of Water Right's Conditional Settlement Offer and waives their right to a hearing before the State Water Board to contest the violations alleged in the attached ACL Complaints. Diverter also waives the right to request reconsideration of an order by the State Water Board resolving the violations alleged in the attached ACL Complaint.

Diverter's obligations under this Acceptance and Waiver are as follows. Diverter shall complete the following tasks within 30 days of the Executive Director's approval of this agreement:

- 1. File the Supplemental Statements of Diversion and Use for 2016 and 2017 by logging into the State Water Board's website using the Username and Password identified in Username and Password Sheet mailed along with the ACL Complaint, and**
- 2. Pay \$11,000 as payment in full of the Administrative Civil Liability related to the alleged violations described in the ACL Complaints. Payment shall be made by cashier's check, certified check, or money order made payable to the "State Water Resources Control Board," and send to:**

State Water Resources Control Board  
Division of Water Rights  
Attention: Enforcement Unit – Failure to File  
1001 I Street, 14<sup>th</sup> Floor  
Sacramento, CA 95814

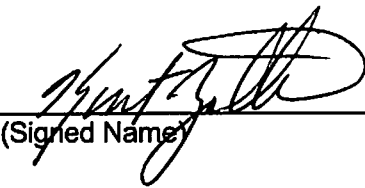
By properly executing and returning this Acceptance and Waiver to the State Water Board, Diverter acknowledges and understands that:

- 1. This Acceptance and Waiver waives Diverter's right to contest the allegations in the ACL Complaints and the amount of administrative civil liability for the alleged violations.**
- 2. This Acceptance and Waiver does not address or resolve liability for any violation that is not specifically identified in the ACL Complaints.**

**SCHEID VINEYARD**  
Acceptance and Waiver

3. The filing of a statement of water diversion and use with the State Water Board does not establish or constitute evidence of a right to divert or use water. (Water Code section 5106.)
4. This Acceptance and Waiver is not final and effective until it is approved by the Executive Director of the State Water Board.

I hereby affirm that I am duly authorized to act on behalf of and to bind Diverter in the making and giving of this Acceptance and Waiver.

By:   
(Signed Name)

2/26/2019  
(Date)

Hunt Gollnick  
(Printed or typed name)

Coo  
(Title)

\_\_\_\_\_  
(Relationship to Diverter if not Diverter)

Approved By: \_\_\_\_\_  
Eileen Sobeck  
Executive Director

\_\_\_\_\_  
(Date)