



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

JULY 6, 2012

In Reply Refer to:
BRC:A026638

Bell'Acqua, Inc.
Attn: Phillip Todd
2740 Fulton Ave., Suite 101-2
Sacramento, CA 95821

Dear Mr. Todd:

DRAFT CEASE AND DESIST ORDER DATED MAY 23, 2012 FOR FAILURE TO FILE 2010 ANNUAL USE REPORT UNDER LICENSE 12403 (APPLICATION 26638)

On May 23, 2012, the State Water Resources Control Board (State Water Board), Division of Water Rights (Division) provided legal notice of the intent to proceed with formal enforcement for failure to file the 2010 annual use report under the subject right. You had 20 days from receipt of the draft Cease and Desist Order (CDO) to submit your 2010 annual use records through our online reporting system or face imposition of a \$1,000 per day liability.

On July 3, 2012, the Division received a 2010 annual use report through our online reporting system for the subject right. Since you have complied with the draft CDO's reporting requirement, no further enforcement action will be taken on the May 23, 2010 CDO.

Please note, that if you did not submit your 2011 annual use along with your 2010 annual use, the report is due by July 1, 2012. To check the status of your annual use reports, including which years were submitted, please visit the Report Management System at: <http://www.waterboards.ca.gov/rms>.

If you have questions or need assistance with the reporting system, please contact the Division at (916) 323-9393 or by email at: ewrims@waterboards.ca.gov.

Sincerely,

A handwritten signature in blue ink that reads "James W. Kassel".

James W. Kassel, Assistant Deputy Director
Division of Water Rights

Bell'Acqua, Inc.
Phillip Todd

JUL 6 2012



ec: Andy Sawyer
Assistant Chief Counsel
Office of Chief Counsel
State Water Resources Control Board

Michael Buckman
Senior Environmental Scientist
Hearings Unit
Division of Water Rights
State Water Resources Control Board

JUL 6 2012

Bell'Acqua, Inc.
Attn: Phillip Todd
2740 Fulton Ave., Suite 101-3
Sacramento, CA 95821

Dear Mr. Todd:

DRAFT CEASE AND DESIST ORDER DATED MAY 23, 2012 FOR FAILURE TO FILE 2010 ANNUAL USE REPORT UNDER LICENSE 12403 (APPLICATION 28836)

On May 23, 2012, the State Water Resources Control Board (State Water Board), Division of Water Rights (Division) provided legal notice of the intent to proceed with formal enforcement for failure to file the 2010 annual use report under the subject right. You had 30 days from receipt of the draft Cease and Desist Order (CDO) to submit your 2010 annual use records through our online reporting system or face imposition of a \$1,000 per day liability.

On July 3, 2012, the Division received a 2010 annual use report through our online reporting system for the subject right. Since you have complied with the draft CDO's reporting requirement, no further enforcement action will be taken on the May 23, 2010 CDO.

Please note that if you did not submit your 2011 annual use along with your 2010 annual use, the report is due by July 1, 2012. To check the status of your annual use reports, including which years were submitted, please visit the Report Management System at <http://www.waterboards.ca.gov/rms>.

If you have questions or need assistance with the reporting system, please contact the Division at (916) 323-8393 or by email at swrms@waterboards.ca.gov.

Sincerely,

James W. Kasal, Assistant Deputy Director
Division of Water Rights