



State Water Resources Control Board

April 17, 2024

Andrew Fobert
[REDACTED]

DELIVERY CONFIRMATION NO: [REDACTED]

Water Right: A011499

NOTICE OF VIOLATION: FAILURE TO FILE ANNUAL WATER DIVERSION AND USE REPORT FOR THE 2022-2023 REPORTING PERIOD

Dear Andrew Fobert:

Based on our records, the State Water Resources Control Board (State Water Board), Division of Water Rights (Division) determined that you are the Primary Owner or Agent for the water right listed above. The Primary Owner is required to file their Annual Water Diversion and Use Report with the State Water Board **before February 1**, even if no water was diverted or used.

As of the date of this letter, the Division has not received the water diversion and use report for the 2022-2023 water year (October 1, 2022 through September 30, 2023). This is a violation of section 929 of Title 23 of the California Code of Regulations.

Additionally, due to the diversion size, the Primary Owner is also required to submit information regarding measuring devices and data collected from those devices at a frequency commensurate with the diversion size as specified in the measurement regulations (Title 23, Chapter 2.8, sections 931-938 of the California Code of Regulations).

Water Code section 1846 grants the State Water Board authority to issue an administrative civil liability (ACL) complaint for an amount not to exceed \$500 a day, per report, for each day the water diversion and use report is not filed. As of the date of this letter, there is one delinquent report which is 77 days late. **The maximum liability the State Water Board can impose for the one identified report is \$38,500.**

The Division will *NOT* issue an ACL Complaint for this violation if the delinquent 2022-2023 water year report is submitted no later than May 17, 2024.

E. JOAQUIN ESQUIVEL, CHAIR | ERIC OPPENHEIMER, EXECUTIVE DIRECTOR

Reports must be submitted online through the State Water Board’s Report Management System (RMS) at <https://rms.waterboards.ca.gov> using the User ID and Password listed below. **Separate reports must be filed for each water right.** Do not combine information for multiple water rights into one response.

If Andrew Fobert is no longer the legal owner of the water right listed below, provide proof to the Division Enforcement Section at the contact information provided before May 1, 2024, and we will not issue an ACL Complaint.

If you have questions or concerns, please contact the Division Enforcement Section by email at DWR-Reporting@waterboards.ca.gov or by phone at (916) 341-5342.

Sincerely,



Karen Kramer, PG
Program Manager - Enforcement
Division of Water Rights

User ID / Water Right ID	Password (Reporting Identifier)
A011499	[REDACTED]

Language Access Services

The State Water Board provides interpretation and translation services in any language at no cost to you.

- Language interpretation for public meetings and workshops with Water Board staff.
- Written translation of documents including comment letters, fact sheets, and more.

Language services are available in English, Español (Spanish), Tagalog, 中文 (Simplified Chinese), 한국인 (Korean), Tiếng Việt (Vietnamese), ਪੰਜਾਬੀ (Punjabi), Hmoob (Hmong).

To request these services, please contact the Office of Public Participation at (916) 341- 5254, email at OPP-LanguageServices@Waterboards.ca.gov, or by direct internet link at <https://bit.ly/LanguageAccessForm>