

ELLIS FAMILY ENTERPRISES

February 5, 2019

State Water Resources Control Board
Division of Water Rights
1001 I Street, 14th Floor
Sacramento, CA 95814

Attn: Enforcement Unit – Failure to File

**RE: ACCEPTANCE OF CONDITIONAL SETTLEMENT OFFER
APPLICATION A023070 – LICENSE 11076**

To Whom It May Concern:

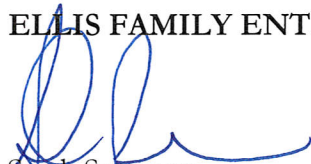
As per the terms of the Conditional Settlement Offer made to Ellis Family Enterprises by the State Water Board, enclosed are the following items:

1. Copy of Final Submitted Report of License for 2017 which was filed on the SWRCB website
2. Money order in the amount of \$500 payable to State Water Resources Control Board
3. Executed copy of the Acceptance and Waiver

We appreciate your cooperation to resolve this issue. Please don't hesitate to contact us if you have any questions regarding these items.

Sincerely,

ELLIS FAMILY ENTERPRISES



Sarah Summers
Controller

BRC
A023070

SWRCB - DWR
19 FEB 6 AM 11:12

EXHIBIT A

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

ELLIS FAMILY ENTERPRISES LP ("Diverter")

APPLICATION A023070, LICENSE 11076

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 Complaint. 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.

In order to accept the Conditional Settlement Offer the following three (3) steps must be taken no later than 30 days from receipt of this document. Diverter shall:

1. **File the Annual Report of Licensee for 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 \$500 as payment in full of the Administrative Civil Liability related to the alleged violations described in the ACL Complaint. Payment shall be made by cashier's check, certified check, or money order made payable to the "State Water Resources Control Board," and**
3. **Properly execute and deliver this Acceptance and Waiver along with the payment to:**

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

Failure to complete all three (3) steps above shall render the Conditional Settlement Offer voidable and may subject Diverter to the full proposed liability (\$1,500) amount specified in the ACL Complaint.

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 Complaint 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 Complaint.

Rec'd-2-6-19
 CW# 1905414385
 \$ 500.00
 C.Y.R.

