

Fox Canyon Groundwater Management Agency

Post-Meeting AGENDA PACKAGE

**Board Special Meeting
of
June 13, 2025**



Includes handouts and presentations from the meeting

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, Chair, Director, Camrosa Water District
Kelly Long, Vice Chair, Supervisor, County of Ventura
Michael Craviotto, Farmer, Agricultural Representative
Lynn Maulhardt, Director, United Water Conservation District
Tony Trembley, Councilmember, City of Camarillo

INTERIM EXECUTIVE OFFICER

Jeff Palmer

June 13, 2025

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009-1600

SUBJECT: Executive Officer's Report – (Returning Item)

RECOMMENDATION: Receive and file this informational report.

LPV WATERMASTER ASSESSMENTS: WY 2024 BASIN ASSESSMENT UPDATE

As reported in the April 23, 2025, Executive Officer's Report, on September 25, 2024, the Watermaster Board adopted a Basin Assessment for Las Posas Valley Basin for Water Year (WY) 2024 of \$64.58 to be invoiced quarterly at \$16.145. Three quarterly Basin Assessment (BA) invoices have been sent to water right holders as of June 10, 2025. Payments not received within one month of the due date are considered delinquent and shall bear interest at the current real property tax delinquency rate for Ventura County per the Judgment.

First quarterly Basin Assessment (BA) invoices for Water Year 2024 were sent to water right holders via email on October 2, 2024, with payments due November 1, 2024. Two notices of delinquency were sent to delinquent Water Right Holders (WMIDs) on December 11 and December 21, 2024. As of June 10, 2025, \$25,705.93 is delinquent from 11 WMIDs, \$22,832.94 in Basin Assessments and \$2,872.99 in Basin Assessment interest. A list of delinquent 2024-1 WMIDs, as of June 10, 2025, is available on the Watermaster website: https://s42135.pcdn.co/wp-content/uploads/2025/06/LPV-Basin-Assess-Delinq-Report-2024-1_2025-06-10-1.pdf.

On January 6, 2025, Watermaster released the **second** quarterly BA invoice with a due date of January 30, 2025. Two notices of delinquency were sent to delinquent WMIDs on March 10 and March 20, 2025. As of June 10, 2025, \$32,443.54 is delinquent from 16 WMIDs, \$29,411.91 in Basin Assessments and \$3,031.63 in Basin Assessment interest. A list of delinquent 2024-2 WMIDs, as of May 29, 2025, is available on the Watermaster website at: https://s42135.pcdn.co/wp-content/uploads/2025/06/LPV-Basin-Assess-Delinq-Report-2024-2_2025-06-10.pdf.

On April 1, 2024, Watermaster released the **third** quarterly BA invoice with a due date of May 1, 2025. Payments not received within a month of the due date are considered

800 South Victoria Avenue, Ventura, CA 93009-1610
(805) 654-2014 <https://fcgma.org/>

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delinquent and shall bear interest at the current real property tax delinquency rate for Ventura County per the Judgment. As of June 10, 2025, \$53,199.80 is delinquent from 33 WMIDs, \$48,363.42 in Basin Assessments and \$4,836.38 in Basin Assessment Interest. A list of delinquent 2024-3 WMIDs, as of June 10, 2025, is available at: https://s42135.pcdn.co/wp-content/uploads/2025/06/LPV-Basin-Assess-Delinq-Report-2024-3_2025-06-10.pdf.

Adopted Annual Allocations for WY 2024 and the schedule of quarterly installments are available on the Watermaster website at: <https://fcgma.org/annual-allocations-wy-2024/>.

2023-1 DELINQUENT BASIN ASSESSMENTS

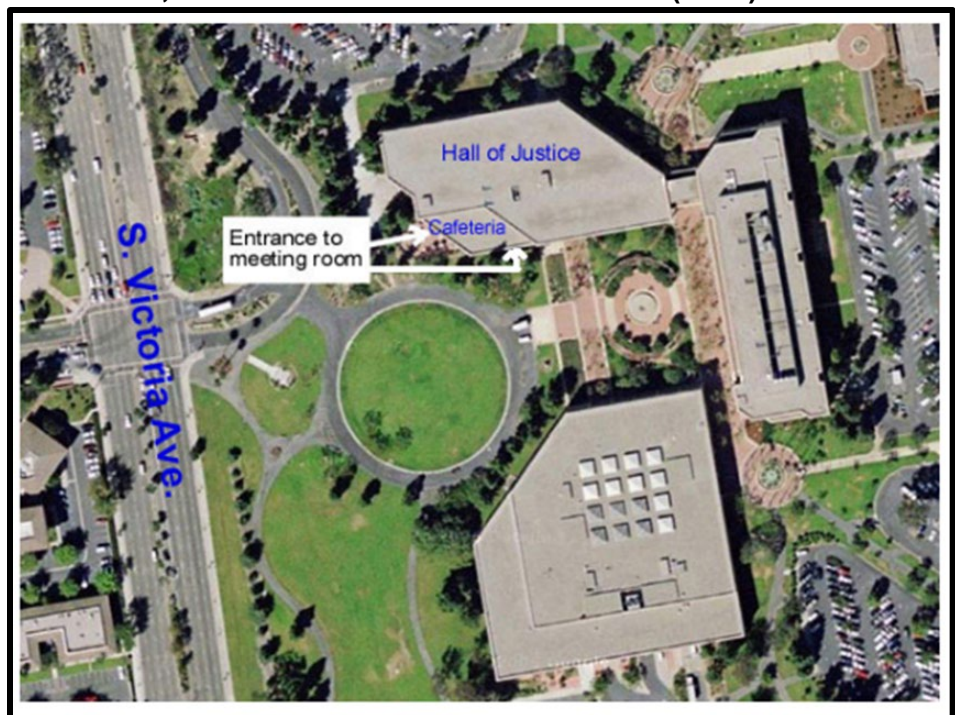
On May 5, 2024, Watermaster released the only installment for WY 2023 BA Invoice with a due date of April 5, 2024. Payments not received within a month of the due date are considered delinquent and shall bear interest at the current real property tax delinquency rate for Ventura County per the Judgment. As of June 10, 2025, Delinquent payments for WY 2023 amount to \$11,479.58 from 7 WMIDs, \$9,689.28 in Basin Assessments and \$1,790.30 in Basin Assessment Interest. Staff and counsel are taking the next steps consistent with its enforcement authorities to collect the delinquent basin assessments. A list of delinquent 2023-1 WMIDs, as of June 10, 2025, is available at: https://s42135.pcdn.co/wp-content/uploads/2025/06/LPV-Basin-Assess-Delinq-Report-2023-1_2025-06-10.pdf.

MEETINGS

BOARD MEETINGS

The Board of Supervisors' Boardroom will be unavailable for meetings in July. The July 23rd FCGMA Board regular hybrid meeting is now scheduled from **11 am to 3 pm at the Ventura County Hall of Justice, in the Pacific Conference Room (PCR)**.

The Hall of Justice is located a short walk across the plaza from the Hall of Administration, where your Board usually meets. The PCR is on the lower level of the Hall of Justice, with entrances through the cafeteria.



For more information about Board and Committee meetings, please see the attached list of Scheduled Meetings for Calendar Year 2025 (Exhibit 6A).

CONCLUSION:

This letter has been reviewed by Agency Counsel. If you have any questions, please call me at (805) 654-2040.

Sincerely,



Jeff Palmer
Interim Executive Officer

Attachment:

Exhibit 6A – Scheduled Meetings for Calendar Year 2025



Fox Canyon Groundwater Management Agency (FCGMA) Scheduled Meetings for Calendar Year 2025

Board Regular Meetings

Fourth Wednesday, Monthly

Date	Start Time	Room
Wednesday, January 22	12:30 PM	BOS
Wednesday, February 26	12:30 PM	BOS
Wednesday, March 26	12:30 PM	BOS
Wednesday, April 23	12:30 PM	BOS
Wednesday, May 28	12:30 PM	BOS
Wednesday, June 25	12:30 PM	BOS
Wednesday, July 23	11:00 AM	PCR
Wednesday, August 27	12:30 PM	BOS
Wednesday, September 24	12:30 PM	BOS
Wednesday, October 22	12:30 PM	BOS
Wednesday, December 10	12:30 PM	BOS

Board Special Meetings

Typically, Second Friday, Monthly, As Needed

Wednesday, February 12	12:30 PM	BOS
Friday, April 11	12:30 PM	LPAR
Friday, May 9 – Closed Session	12:30 PM	LPAR
Friday, May 23 – Closed Session	9:30 AM	MPR
Friday, June 13	12:30 PM	MPR
Friday, July 11	12:30 PM	LPAR
Friday, August 8	12:30 PM	LPAR
Friday, September 12	12:30 PM	MPR
Friday, October 10	12:30 PM	LPAR
Friday, November 14	12:30 PM	MPR

Executive Committee Meetings

As Needed

Thursday, January 9	1:30 PM	LPAR
Monday, March 17	10:00 AM	LPAR
Friday, April 18	1:30 PM	LPAR
Thursday, May 22 – CS	9:30 AM	ACR
Thursday, July 10	1:30 PM	LPAR
Thursday, September 4	1:30 PM	MPR
Thursday, November 6	1:30 PM	MPR

Fiscal Committee Meetings

As Needed

Thursday, February 27	9:00 AM	ACR
Tuesday, March 18	10:00 AM	LPAR
Tuesday, April 15	10:00 AM	MPR
Tuesday, May 6	10:00 AM	MPR
Tuesday, June 17	10:00 AM	MPR
Tuesday, July 15	10:00 AM	MPR
Tuesday, August 19	10:00 AM	MPR

Operations Committee Meetings

As Needed

Monday, February 3	1:30 PM	MPR
Monday, April 7	12:30 PM	MPR
Monday, June 2	1:30 PM	MPR
Monday, August 4	1:30 PM	MPR
Monday, October 6	1:30 PM	MPR

ABOUT SCHEDULED MEETINGS

- All meetings will be held at the Ventura County Government Center, Administration Building, at 800 South Victoria Avenue, Ventura, California, unless otherwise noted.
- Special meetings and committee meetings are subject to necessity and may be rescheduled or may not be noticed to occur.**
- When a meeting is officially noticed per the Ralph M. Brown Act, it is confirmed to occur.
- To stay up to date, contact FCGMA@ventura.org to subscribe to our notification list.
- Alterations of the time or room are possible, so please check for facility or start time changes each month.
- Meeting schedules are online at <https://fcgma.org/events/>.

KEY

"As Needed"	Subject to Necessity
Row is Gray	Already Occurred
Strikethrough	Meeting Not Held
ACR	Atlantic Conference Room
BOS	Board of Supervisors Hearing Room
LPAR	Lower Plaza Assembly Room
MPR	Multi-Purpose Room
PCR	Pacific Conference Room, in the Hall of Justice Building



c/o United Water Conservation District
1701 Lombard St Ste 200
Oxnard, CA 93030
(805) 525-4431
<https://moundbasingsa.org>

May 22, 2025

Board of Directors and Staff
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue L#1610
Ventura, CA 93009-1610

Via email to fcgma@ventura.org

RE: Periodic Evaluation of the Mound Basin Groundwater Sustainability Plan

Dear Board of Directors and Staff,

The purpose of this letter is to outreach to your agency concerning the initiation of Mound Basin Groundwater Sustainability Agency's (MBGSA's) periodic evaluation of the Groundwater Sustainability Plan (GSP) for the Mound Basin.

As you know, the Mound Basin shares a common boundary with the Oxnard Subbasin, which is managed under a GSP developed by your agency. As you know, the Sustainable Groundwater Management Act and the GSP Emergency Regulations encourage coordination between adjacent GSAs, especially in cases where there is hydraulic communication between the basins, as is the case here.

MBGSA will begin working on its periodic evaluation in July 2025. The periodic evaluation will leverage and expand the water budget analysis prepared for the Oxnard Subbasin GSP periodic evaluation. As you know, the water budget analysis requires that certain assumptions be made. Because only a few months have passed since the Oxnard Subbasin GSP periodic evaluation was published, MBGSA assumes that none of the assumptions utilized in your water budget analysis have changed since publication. If that is not the case, we kindly request that you notify us by June 30, 2025 of any changed assumptions.

Please let us know if you have any comments, questions, or concerns as MBGSA performs the periodic evaluation of the Mound Basin GSP.

Sincerely,

A handwritten signature in black ink that reads "Bryan Bondy".

Bryan Bondy, Executive Director

cc: Jason Sun, United Water Conservation District

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

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Michael Craviotto, Farmer, Agricultural Representative
Lynn Maulhardt, Director, United Water Conservation District
Tony Trembley, Councilmember, City of Camarillo

INTERIM EXECUTIVE OFFICER

Jeff Palmer

MINUTES

Minutes of the Wednesday, April 23, 2025, hybrid Regular meeting of the Fox Canyon Groundwater Management Agency Board of Directors, also sitting as watermaster for the Las Posas Valley Basin and the groundwater sustainability agency for the Las Posas Valley Basin, the Pleasant Valley Basin, and the Oxnard Subbasin. The meeting occurred via Zoom and in-person in the Board of Supervisors Boardroom at the Ventura County Government Center, Hall of Administration, at 800 South Victoria Avenue, Ventura, California.

1. Call to Order

12:30 P.M.

Chair Eugene F. West called the meeting to order.

2. Pledge of Allegiance

Director Maulhardt led the Pledge of Allegiance.

3. Directors Present

Chair Eugene F. West
Director Lynn Maulhardt
Director Tony Trembley
Director Michael Craviotto
Director Kelly Long attended the meeting via Zoom.

Alternate Directors Bert Perello, David Borchard, and Reddy Pakala attended as members of the public.

Agency Staff Present

Arne Anselm, Interim Executive Officer
Jason Canger, Agency Counsel
Farai Kaseke, Groundwater Manager
Elka Weber, Clerk of the Board
Robert Hampson, Groundwater Specialist
Kathy Jones, Staff Services Specialist
Raya Nour, Water Engineer

4. Agenda Review 12:31 P.M.

No changes were made to the agenda.

5. Public Comments 12:31 P.M.

No public comments were made.

6. Executive Officer's Comments 12:31 P.M.

Interim Executive Officer Arne Anselm referred the Board to the administrative report attached to Item 6 as an exhibit.

7. Board Member Comments 12:32 P.M.

No Board comments were made.

CORRESPONDENCE AGENDA 12:32 P.M.

8. **Receive and file correspondence** from Jeffrey Warren of Klein, DeNatale, Goldner, Cooper, Rosenlieb & Kimball, LLP, regarding Zone Mutual Water Company, dated March 25, 2025.
9. **Receive and file correspondence** from Ian Prichard, Las Posas Basin Policy Advisory Committee Chair, regarding modeling services for preparation of the Basin Optimization Yield Study, dated April 1, 2025.

CONSENT AGENDA 12:32 P.M.

10. **Approval of Minutes of the March 26, 2025, Board Regular meeting.**
11. **Approve and Ratify Agency Support Letter for Assembly Bill 1466 (AB 1466) and the Interim Executive Officer's Submission to California Assembly Policy Committees; Authorize and Ratify Agency Chair's Testimony in Support of Assembly Bill 1413 and AB 1466 in California Assembly Policy and Budget Committees**
12. **Approve and Authorize the Executive Officer to Execute a Modification to the Professional Services Contract with Dudek for a Four Month Time Extension Only**

CONSENT AGENDA – FCGMA Items

13. **FCGMA Budget to Actual Report for March 2025**
14. **Fiscal Year 2024-25 Mid-Year Budget Review**

CONSENT AGENDA – LPV Watermaster Items

15. **LPV Watermaster Budget to Actual Report for March 2025**
16. **Fiscal Year 2023-2024 Las Posas Valley Watermaster Audit Review**

17. Approve and Authorize the Interim Executive Officer to Execute a Contract Modification with Todd Groundwater for Las Posas Valley Technical Advisory Committee Administrator Services

Motion: Director Maulhardt moved to adopt the Consent Agenda as presented. Director Trembley seconded the motion. Via roll call vote, the motion passed with all in favor at 12:32 P.M.

REGULAR AGENDA

18. Presentation of the 2025 John K. Flynn Groundwater Stewardship Award
12:32 P.M.

Chair West presented the Item, beginning his comments by noting that the first commercial crops in the area were produced by antecedents of the honoree, in 1867. For the last 167 years, the honoree's family and extended family have dominated the landscape of local agriculture in Ventura County.

2025 recipient of the John K. Flynn Groundwater Stewardship Award, David Borchard, served for two decades as the agricultural representative on this Board of Directors, and continues to serve as an Alternate Director. He has provided a steady, calm, and thoughtful advisory voice for farmer's interests throughout his tenure.

Alternate Director Borchard accepted the award from Chair West on the dais, and thanked the Board and the public for the honor.

Public comment was given by:

John Lindquist, Water Resources Supervisor, United Water Conservation District.

During Board comments, at 12:37 P.M., Director Trembley congratulated Mr. Borchard and noted that colleagues who are responsible, problem-solving, and of good humor are treasured privileges to serve with. Director Maulhardt thanked Mr. Borchard for serving as a key advisor during his time on this Board. He noted that he depended on truthful counsel from Mr. Borchard. Director Craviotto thanked Mr. Borchard for his wisdom and measured perspective on sustainability that also advocates for the farming community. The Board collectively thanked David Borchard for his service.

19. Resolution of Appreciation for Agency Interim Executive Officer Arne Anselm
12:42 P.M.

Chair West presented the Item, the adoption of Resolution 2025-02 honoring Arne Anselm, first by thanking Mr. Anselm for his grace in thoughtful service to the Board and the Agency.

Public comment was given by:

Bert Perello, Alternate Director, FCGMA, and City Councilmember, City of Oxnard;
John Lindquist, Water Resources Supervisor, United Water Conservation District.

During Board comments, Director Maulhardt noted that while Mr. Anselm served this Agency for a long time in other staff capacities, once he stepped into the role of Executive Officer, the mood and the response of the Board changed for the good. He thanked Mr. Anselm for his observant, direct style, and stated that the way he approached the Board that brought a new, fresh way of doing business with the public, with stakeholders, and with the staff has been exemplary. His willingness to listen to stakeholders and to counsel newer Agency staff is commended. Director Trembley agreed with Director Maulhardt's comments, and noted that Mr. Anselm's work on the budgets in particular, in collaboration with Agency staff and County Fiscal Services staff, has advanced the Agency's work in terms of transparency, responsiveness and morale, has been outstanding.

Chair West noted that the Ventura County Board of Supervisors will soon be entertaining a motion to approve Mr. Anselm's return as part time extra help after his retirement, and he expressed the Board's support of this motion.

Director Craviotto agreed with the Board, and quoted Resolution 2025-02: "Interim Executive Officer, Mr. Anselm helped reset the foundation for bridging strong relationships with stakeholders and member agencies. Mr. Anselm listened to feedback and actively applied it at all levels of the Agency."

Director Long thanked Mr. Anselm for being a true leader and helping the Board gain trust from stakeholders and staff alike; for advising the Board on options for what to do versus telling the Board what to do; and for hiring great staff. Director Long stated that the Board is in a great position thanks in large part to Mr. Anselm's leadership.

Director Long also thanked David Borchard for his service and for the honor of working with him.

Interim Executive Officer Anselm thanked the Board for this honor, and noted that the impact of the accomplishments noted today are due to Agency staff. He expressed his enthusiasm for the Agency's future, with the Board's hard work on furthering their initiatives, and their mandates for stakeholder education and outreach. He thanked the Board for creating positions in the Agency to work with stakeholders on supporting projects that increase sustainable yield will have a big impact in the years to come. It will take a lot of time, money, and work on the part of the Board, staff, member agencies and stakeholders, but, Mr. Anselm stated, collaboration is the future of the Agency; it is the answer to finding solutions that will work for everybody.

Motion: Director Maulhardt moved to adopt Resolution 2025-02. Director Trembley seconded the motion. The motion passed with all in favor at 12:54 P.M.

REGULAR AGENDA – LPV Watermaster Items

20. Update on Las Posas Valley Basin Optimization Yield Study Preparation Schedule 12:54 P.M.

Dr. Farai Kaseke, Groundwater Manager, presented the Item, providing background on the Basin Optimization Yield Study as reflected in the LPV Judgment, and on the updated preparation schedule. The LPV Policy Advisory Committee (PAC) and LPV Technical Advisory Committee (TAC) have both been consulted regarding preferred alternatives for modeling services, and on April 3rd consultation requests were sent to both Committees regarding the updated schedule. With the new schedule, the study would be completed in April 2026, for presentation to the Board in May 2026.

Chair West asked if the revised schedule has been reported to Judge Anderle. Agency Counsel Jason Canger responded that it will be reported as part of the next status conference.

Public comment was given by:

Ian Prichard, Vice Chair of the LPV PAC, and
David Borchard, Alternate Director, FCGMA.

The PAC discussed the preparation schedule in its most recent meeting and requested Mr. Prichard present their response to the Board on behalf of the PAC during today's meeting. United ratepayers paid for the development of the Coastal Plain Model; FCGMA ratepayers paid for United to run that model to inform the Groundwater Sustainability Plans (GSP); the GSP underpins the Judgment in Las Posas and the modeling is necessary for LPV to understand Basin sustainability and Basin optimization. The PAC assumes that United will perform this work in the future for the GSP, and they are uncertain why contract has not been executed between United and FCGMA for this work, which the PAC understands impacts the study's schedule, but the PAC feels that the benefit of waiting for United experts to perform the modeling on the Coastal Plain Model they designed would provide a solid foundation to inform the Basin, which is integral to this process. Mr. Prichard reminded the Board that new water is expensive. The modeling and the study are critical to stakeholders, mutual water companies, and member agencies, who rely on it for planning their business; while the PAC understands that deadlines are set forth in the LPV Judgment, which necessitate a schedule and alternatives for performing modeling in the absence of an executed contract with United to perform such, the PAC feels that it is disadvantageous to pay for an approximation of modeling from Dudek while waiting for United to perform the modeling at a later date, then paying a second time. While deadlines are important to the Court, the PAC is on record for supporting having United perform the modeling.

Chair West agreed with Mr. Prichard and noted that the Court has been reluctant to move important dates and thus the Agency has to plan to accommodate any outcome the Court order may present. The Agency must prepare alternatives for the Court to consider when the schedule is impacted.

Director Long agreed with prioritizing lower costs, and noted that United may have multiple demands on modeling from many local agencies. Director Long expressed interest in wanting to know more about such pending requests that may be impacting the execution of a contract with United.

As this Item was receive and file only, no action was taken.

CLOSED SESSION AGENDA

1:06 P.M.

Chair West asked for public comment regarding the matters agendized in closed session. Hearing none, Chair West recessed the meeting to closed session. While doing so, he announced that the Board will return following closed session with action to report.

- 21. PUBLIC EMPLOYEE APPOINTMENT (Gov. Code, § 54957(b)(1)) TITLE:
Interim Executive Officer**
- 22. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: City of Oxnard v. Fox Canyon Groundwater Management Agency, Los Angeles County Superior Court Case No. 20STCP00929**
- 23. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: Las Posas Valley Water Rights Coalition v. Fox Canyon Groundwater Management Agency, Santa Barbara County Superior Court Case No. VENCI0059700**
- 24. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: OPV Coalition et al v. Fox Canyon Groundwater Management Agency, Santa Barbara County Superior Court Case No. VENCI00555357**

Upon returning from closed session at 2:41 P.M., Chair West requested Agency Counsel Jason Canger announce action taken in closed session:

The Board of Directors, having met in closed session on Item 21, has appointed Jeff Palmer the Acting Interim Executive Officer of the Fox Canyon Groundwater Management Agency via unanimous vote. He will serve beginning April 25, 2025, in an acting and interim capacity, until such time as a candidate is selected following a nationwide recruitment to fill the position of full-time Executive Officer of the Agency later this year.

25. Adjournment

Chair West adjourned the meeting at 2:42 P.M.

Submitted by:

A handwritten signature in black ink, appearing to read 'Elka Weber', written over a horizontal line.

Elka Weber
Clerk of the Board

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

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INTERIM EXECUTIVE OFFICER

Jeff Palmer

MINUTES

Minutes of the Friday May 9, 2025, hybrid special meeting of the Fox Canyon Groundwater Management Agency Board of Directors, also sitting as watermaster for the Las Posas Valley Basin and the groundwater sustainability agency for the Las Posas Valley Basin, the Pleasant Valley Basin, and the Oxnard Subbasin. The meeting occurred via Zoom and in-person in the Lower Plaza Assembly Room at the Ventura County Government Center, Hall of Administration, at 800 South Victoria Avenue, Ventura, California.

1. Call to Order

12:30 P.M.

Chair Eugene F. West called the meeting to order.

2. Pledge of Allegiance

Director Trembley led the Pledge of Allegiance.

3. Directors Present

Chair Eugene F. West
Director Kelly Long
Director Lynn Maulhardt
Director Michael Craviotto
Director Tony Trembley

Agency Staff Present

Jeff Palmer, Interim Executive Officer
Jason Canger, Agency Counsel
Farai Kaseke, Groundwater Manager
Elka Weber, Clerk of the Board

4. Agenda Review

12:31 P.M.

No changes were made to the agenda.

5. Public Comments

12:31 P.M.

Chair West asked for comments from attending members of the public on matters not on this meeting's agenda. He also asked for comment regarding this meeting's agenda items. No public comment was made.

6. Executive Officer's Comments

12:31 P.M.

No Executive Officer's comments were made.

7. Board Member Comments

12:32 P.M.

No Board Member comments were made.

CLOSED SESSION AGENDA

12:32 P.M.

While recessing the meeting to closed session, Chair West announced that the Board did not anticipate actionable items to announce from closed session, and was likely to adjourn from closed session.

8. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: City of Oxnard v. Fox Canyon Groundwater Management Agency, Los Angeles County Superior Court Case No. 20STCP00929**
9. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: Las Posas Valley Water Rights Coalition v. Fox Canyon Groundwater Management Agency, Santa Barbara County Superior Court Case No. VENCI0059700**
10. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: OPV Coalition et al v. Fox Canyon Groundwater Management Agency, Santa Barbara County Superior Court Case No. VENCI00555357**
11. **PUBLIC EMPLOYEE EMPLOYMENT (Gov. Code, § 54957(b)(1)) TITLE: Executive Officer**
12. **Adjournment**

Chair West adjourned the meeting from closed session.

FCGMA Board Special Meeting, June 13, 2025
May 9, 2025, Special Meeting Approved Minutes

Submitted by:



Elka Weber
Clerk of the Board

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

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1. Call to Order

8:30 A.M.

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2. Pledge of Allegiance

Chair West led the Pledge of Allegiance.

3. Directors Present

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Director Tony Trembley
Director Kelly Long
Director Michael Craviotto

Alternate Directors Bert Perello and Reddy Pakala attended as members of the public.

Agency Staff Present

Jeff Palmer, Interim Executive Officer
Jason Canger, Agency Counsel
Elka Weber, Clerk of the Board

4. Agenda Review

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No changes were made to the agenda.

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No public comment was made.

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No Executive Officer's comments were made.

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No Board Member comments were made.

CLOSED SESSION AGENDA

8:32 A.M.

Chair West asked for public comment regarding the matters agendized in closed session. Hearing none, while recessing the meeting to closed session, Chair West announced that the Board did not anticipate actionable items to announce and was likely to adjourn from closed session.

8. PUBLIC EMPLOYEE EMPLOYMENT AND APPOINTMENT (Gov. Code, § 54957, subd. (b)(1)) TITLE: Executive Officer

9. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: Las Posas Valley Water Rights Coalition v. Fox Canyon Groundwater Management Agency, Santa Barbara County Superior Court Case No. VENCI0059700

10. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code, §54956.9) PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: OPV Coalition et al v. Fox Canyon Groundwater Management Agency, Santa Barbara County Superior Court Case No. VENCI00555357

11. Adjournment

Chair West adjourned the meeting from closed session.

Submitted by:



Elka Weber
Clerk of the Board

	FUND: 0170 UNIT: 5795	EXPENDITURES BY ACCOUNTING PERIOD												
		OBJ	PROGRAM	TOTAL	AP 01/ July	AP 02/ August	AP 03/ September	AP 04/ October	AP 05/ November	AP 06/ December	AP 07/ January	AP 08/ February	AP 09/ March	AP 10/ April
1	CASH BALANCE 07-01-24			6,988,697.31	6,988,697.31	7,779,349.81	6,644,333.02	5,493,290.11	5,213,793.63	4,034,911.42	3,653,443.78	6,108,135.23	8,516,606.26	9,109,029.38
2	REVENUE:													
3	PUMP CHARGES	9790	P6020901	635,402.48	123,574.42	16,147.94	25,446.70	52,388.37	31,042.51	8,667.97	40,202.30	204,250.66	92,238.86	41,442.75
4	SURCHARGES	9790	P6020903	1,052,735.16	34,464.25						9,166.86	1,006,345.47	0.10	2,758.48
5	INTEREST/ PENALTIES	9790	P6020904	93,065.51	2,624.31	4,151.14	1,550.00		8,433.83	8,100.00	10,723.44	49,454.96	5,283.43	2,744.40
6	GEMES RESERVE FEE	9790	P6020907	1,788,889.43	359,428.58	18,816.00	84,781.06	172,664.55	34,904.40	28,893.34	67,635.32	637,282.47	281,058.13	103,425.58
7	SUSTAINABILITY FEE	9790	P6020908	2,558,975.06	492,364.19	27,714.27	122,932.79	253,189.35	48,025.45	41,895.34	93,709.94	921,937.25	407,084.13	150,122.35
8	FCGMA TECH SERVICES -GRANT	9708	P6020852	46,472.00			46,472.00							
9	INTEREST EARNINGS	8911	-	107,285.01	(88,564.50)		44,282.25		44,282.25		40,103.81	40,103.81		27,077.39
10	GRANT REVENUE	9790	P6020872/6020874	2,577,800.00							2,541,830.03			35,969.97
11	OTHER REV	9790	-	0.00										
12	TOTAL REVENUE			8,860,624.65	923,891.25	66,829.35	325,464.80	478,242.27	166,688.44	87,556.65	2,803,371.70	2,859,374.62	785,664.65	363,540.92
13	TOTAL FUNDS AVAILABLE			15,849,321.96	7,912,588.56	7,846,179.16	6,969,797.82	5,971,532.38	5,380,482.07	4,122,468.07	6,456,815.48	8,967,509.85	9,302,270.91	9,472,570.30
14	EXPENDITURES:													
15	SUPPORT													
16	PUBLIC WORKS CHARGES	2205	-	1,909,765.47	121,253.89	205,268.99	182,529.79	211,276.59	332,417.44	184,744.02	128,598.73	152,812.44	171,550.12	219,313.46
17	MANAGEMENT AND ADMIN SURVEY ISF	2199	P6020901	413,750.00				118,950.00		118,950.00		(62,050.00)		237,900.00
18	FCGMA ONLINE SUPPORT	2202	P6020850/70	82,137.75		11,666.00	3,989.00	5,663.17	13,080.99	10,140.69	10,302.10	12,875.29	10,239.44	4,181.07
19	BOARD MEMBERS INSURANCE	2072	P6020850	4,085.00	4,085.00									
20	BI-ANNUAL AUDIT	2199	P6020850	4,950.00			4,950.00							
21	WPD -SCR Coordinator	2199	P6020850	0.00										
22	CONTRACT													
23	CONSULTANT CONTRACT (DUDEK) - Implementation	2183	P6020858	530,124.04			122,414.64	108,002.39	189,199.93		163,613.33	(53,106.25)		
24	CONSULTANT CONTRACT (DUDEK) - Annual reports	2183	P6020858	42,187.50					7,835.00		34,352.50			
25	CONSULTING CONTRACT (UNITED WATER)-GSP modeling	2183	P6020858	0.00										
26	CONSULTING CONTRACT (RINCON CONSULTANT)- AMI Data support	2199	P6020852/70	36,627.04	4,355.21	5,920.79	2,365.11	7,814.89	4,311.52	2,208.15	9,651.37			
27	CONSULTING CONTRACT (HALLMARK)	2199	P6020850	15,879.31				5,164.34		3,714.97		2,562.50		4,437.50
28	CONSULTING CONTRACT (PADRE ASSOCIATES)	2183	P6020872/74	3,795.00				1,897.50		1,897.50				
29	LEGAL													
30	COUNTY COUNSEL	2185	P6020853	91,113.75			11,534.25	23,955.75		12,285.00		29,961.75		13,377.00
31	COUNTY COUNSEL (GEMES) - LPV Basin Adjudication	2185	P6020864	(6,345.50)			2,934.75	2,320.50		1,160.25		2,798.25		(15,559.25)
32	COUNTY COUNSEL (GEMES) - City of Oxnard v FCGMA	2185	P6020866	14,537.25			819.00	1,365.00		2,866.50		6,620.25		2,866.50
33	COUNTY COUNSEL (GEMES) - OPV Coalition v FCGMA	2185	P6020867	51,597.00			8,531.25	11,943.75		6,483.75		9,486.75		15,151.50
34	OTHER LEGAL FEES (Jarvis Fay)	2185	P6020850	1,976.00				1,976.00						
35	OTHER LEGAL FEES (Rutan & Tucker LLP)	2185	P6020853	11,573.50		11,573.50								
36	OTHER LEGAL FEES (Stoel)(GEMES) - LPV Basin Adjudication	2185	P6020864	(35,178.16)		8,134.20	26,165.00	94,508.48			112,875.60	91,100.86		(367,962.30)
37	OTHER LEGAL FEES (Stoel)(GEMES) - City of Oxnard v FCGMA	2185	P6020866	291,780.67		44,163.52	70,954.51	78,846.71			54,172.14	40,198.26		3,445.53
38	OTHER LEGAL FEES (Stoel)(GEMES) - OPV Coalition v FCGMA	2185	P6020867	0.00										
39	OTHER LEGAL FEES (Shute Mihaly)(GEMES) - OPV Coalition v FCGMA	2185	P6020867	433,747.69		104,254.96	33,207.96	50,591.53	47,164.56	58,177.77	33,904.10	21,543.10		84,903.71
40	LEGAL EXPENSE COST SHARE - LPV WATERMASTER	2185	P6020853	(200,000.00)							(200,000.00)			
	OTHER LEGAL FEES (Greines Martin Stein & Richland LLP) (GEMES) - City of Oxnard v FCGMA	2185	P6020866	30,737.00								4,930.00		25,807.00
42	GRANT													
43	KENNEDY JENKS	2199	P6020852	93,572.50		6,492.50	9,452.50	29,867.50		18,747.50		19,712.50		9,300.00
44	WILDHERON DRILLING - FOX24-01 OXNARD BASIN MONIT WELLS	4114	P6020872	1,379,486.70		401,925.86	494,794.82		374,121.88	23,742.72		84,901.42		
45	WILDHERON DRILLING - FOX24-01 PV BASIN MONIT WELLS	4114	P6020874	1,379,486.67		401,925.85	494,794.80		374,121.87	23,742.72		84,901.43		
46	GSA CHARGES													
47	GRAPHICS CHARGES ISF	2166	P6020850	1,120.35								1,120.35		
48	GIS - ISF	2203	P6020850	1,504.80		300.96	150.48	150.48	150.48	150.48	150.48	150.48	150.48	150.48
49	SPECIAL SVCES ISF	2206	P6020850	6,392.48			4,144.84		1,853.32		208.32	186.00		

	FUND: 0170 UNIT: 5795	EXPENDITURES BY ACCOUNTING PERIOD												
		OBJ	PROGRAM	TOTAL	AP 01/ July	AP 02/ August	AP 03/ September	AP 04/ October	AP 05/ November	AP 06/ December	AP 07/ January	AP 08/ February	AP 09/ March	AP 10/ April
50	OTHER MAINTENANCE ISF	2116	P6020850	833.28				833.28						
51	VOICE DATA ISF	2032	P6020850	73.62					12.27	12.27	12.27	12.27	12.27	12.27
52	MAIL CENTER ISF	2164	P6020850	907.16							3.61		899.35	4.20
53	<u>SPECIAL</u>													
54	LAFCO FUNDING	2159	P6020850	3,510.00	3,510.00									
55	OXNARD WELL DESTRUCTION	2199	P6020854	0.00										
56	FRUIT GROWERS LAB - Annual GW Monit - Oxnard/ PV Basin Monit Wells	2199	P6020872/74	4,895.00			2,612.00	1,306.00	977.00					
57	RECRUITMENT - EXECUTIVE OFFICER	2199	P6020850	20,000.00									10,000.00	10,000.00
58	<u>OTHER</u>													
59	PUBLIC NOTICE	2221	various	855.07				855.07						
60	CONFERENCES / SEMINARS	2273	P6020850	2,475.00										2,475.00
61	PRINTING AND BINDING NON ISF	2162	P6020872/74	0.00										
62	HYDROLOGY SUPPLIES	2103	P6020852	0.00										
63	MAINTENANCE SUPPLIES AND PARTS	2104	P6020872/74	453.35				286.81				53.59	112.95	
64	SOFTWARE SUBSCRIPTIONS NON ISF (ZOOM)	2236	P6020850	1,273.98		163.01	163.01	163.01	163.01		325.79	97.61	99.27	99.27
65	MISC OFFICE EXPENSE	2169/79	P6020850	1,174.71	34.65	56.00			161.38		179.91	54.12	177.65	511.00
66	ASSN OF WATER AGENCIES	2159	P6020850	310.62							330.00	(19.38)		
67	TOTAL EXPENDITURES			6,627,165.60	133,238.75	1,201,846.14	1,476,507.71	757,738.75	1,345,570.65	469,024.29	348,680.25	450,903.59	193,241.53	250,413.94
68	TOTAL REVENUE			8,860,624.65	923,891.25	66,829.35	325,464.80	478,242.27	166,688.44	87,556.65	2,803,371.70	2,859,374.62	785,664.65	363,540.92
69	ENDING CASH BALANCE			9,222,156.36	7,779,349.81	6,644,333.02	5,493,290.11	5,213,793.63	4,034,911.42	3,653,443.78	6,108,135.23	8,516,606.26	9,109,029.38	9,222,156.36
70	<u>NOTES:</u>													
	Revenue decreased by a total of \$422,123.73 (53.7%) in April (AP10) from March (AP09) as the Agency continues to receive payments for SAES-2024-2 and SAES-2025-1. April saw the allocation of \$27,077.39 in interest earnings from the County Pooled Investment fund and the reimbursement of \$35,969.97 in grant funds for Oxnard Subbasin Inv#10.													
	Expenses increased by \$57,172.41 (29.6%) in April (AP10). The increase was due to combined Jan-Mar legal expenses (Greines Martin Stein & Richland LLP and Shute Mihaly & Weinberger LLP) plus the PWA CSD 3rd and 4th allocation processing this month. Peckham & McKenney submitted retainer invoice #2 for \$10,000 for the Executive Officer search. Expenses were offset by the reallocation of legal fees in the amount of \$15,559.25 billed by County Counsel and \$367,962.30 billed by Stoel Rives; fees allocated from FCGMA to LPV Watermaster.													

1	FUND: 0171 UNIT: 5796	2024-25	ACCUMULATED			EXPENDITURES BY ACCOUNTING PERIOD									
2	LPV WATERMASTER	ADOPTED	OBJ	PROG	TOTAL	AP 01	AP 02	AP 03	AP 04	AP 05	AP 06	AP 07	AP 08	AP 09	AP 10
3		BUDGET				7/23/2024	8/23/2024	9/23/2024	10/23/2024	11/23/2024	12/23/2024	1/24/2024	2/24/2024	3/24/2024	4/24/2024
4	CASH BALANCE				1,127,504.76	1,127,504.76	1,050,837.78	1,076,742.91	1,074,025.08	1,386,410.44	1,412,842.35	1,438,769.91	1,630,339.40	1,581,858.19	1,596,875.88
5	REVENUE:														
6	INTEREST EARNINGS		8911	-	19,834.54	(9,651.42)		4,825.71		4,825.71		6,167.29	6,167.29		7,499.96
7	BASIN ASSESSMENT FEE		9790	P6020670	1,552,715.99	(54,626.98)	38,593.60	15,837.76	403,185.65	85,301.81	70,356.86	413,527.98	175,356.97	74,724.88	330,457.46
8	BASIN ASSESSMENT INTEREST		9790	P6020671	21,470.41	2,102.43	2,775.68	2,584.16	112.55		1,232.84	7,474.87	92.72	3,598.70	1,496.46
9															
10	TOTAL REVENUE				1,594,020.94	(62,175.97)	41,369.28	23,247.63	403,298.20	90,127.52	71,589.70	427,170.14	181,616.98	78,323.58	339,453.88
11															
12	TOTAL FUNDS AVAILABLE				2,721,525.70	1,065,328.79	1,092,207.06	1,099,990.54	1,477,323.28	1,476,537.96	1,484,432.05	1,865,940.05	1,811,956.38	1,660,181.77	1,936,329.76
13	EXPENDITURES:														
14	SUPPORT:														
15	PUBLIC WORKS ISF CHARGES - LPV WATERMASTER ADMINISTRATION	106,848	2205	P6020660	106,302.59	14,491.01	5,228.90	1,925.09	7,698.49	26,921.33	8,029.70	13,126.12	9,707.36	10,807.75	8,366.84
16	PUBLIC WORKS ISF CHARGES - LPV ALLOCATIONS & RECORD KEEPING	217,088	2205	P6020661	42,116.41		1,535.70	332.74	3,187.43	8,854.35	2,797.47		8,879.70	7,760.64	8,768.38
17	PUBLIC WORKS ISF CHARGES - LPV BASIN MANAGEMENT	156,880	2205	P6020662	36,308.13		1,319.55		3,126.10	6,132.81	3,981.92	5,926.28	3,736.60	6,128.78	5,956.09
18	PUBLIC WORKS ISF CHARGES - LPV COMMITTEE COORDINATION AND CONSULTATIONS	71,232	2205	P6020663	25,847.96		2,608.50	1,187.44	2,770.72	6,966.06	3,760.25	1,979.08	3,023.26	2,514.18	1,038.47
19	PUBLIC WORKS ISF CHARGES - LPV BUDGET & ASSESSMENTS	136,528	2205	P6020664	27,449.74				1,510.97	2,789.73	569.63	1,367.91	2,988.88	12,337.08	5,885.54
20	PUBLIC WORKS ISF CHARGES - LPV LEGAL SERVICES	-	2205	P6020666	359.94										359.94
21	PUBLIC WORKS ISF CHARGES - LPV IT SERVICE & SUPPORT	40,704	2205	P6020667	16,577.54			79.68	4,727.78	4,605.03	3,085.77	1,905.76	362.47	417.11	1,393.94
22	PUBLIC WORKS CHARGES - LPV IT SERVICE & SUPPORT (CSD IT)	200,000	2199	P6020667	45,100.00								45,100.00		
23	PUBLIC WORKS CHARGES - FISCAL SUPPORT	-	2199	P6020664	16,950.00								16,950.00		
24	LPV CALLEGUAS ASR PROJECT OPERATIONS STUDY	81,408	2205	P6020665	-										
25	LEGAL:														
26	LPV LEGAL SERVICES - COUNTY COUNSEL	248,640	2185	P6020666	135,133.25			10,647.00	25,184.25		9,213.75		41,769.00		48,319.25
27	LPV LEGAL SERVICES - FCGMA LEGAL COST SHARE	200,000	2185	P6020666	200,000.00							200,000.00			
28	LPV LEGAL SERVICES - STOEL RIVES		2185	P6020666	450,253.23										450,253.23
29	CONTRACTS:														
30	RGS AUTHORITY	20,000	2199	P6020661	21,116.65		4,771.50	1,602.26	1,520.35	3,052.30	4,577.40		5,389.17		203.67
31	TODD GROUNDWATER-TAC	259,200	2199	P6020663	70,941.25			10,191.25	18,152.50		8,853.75	1,416.25	19,121.25		13,206.25
32	AQUILOGIC-TAC		2199	P6020663	28,925.00				11,860.00	570.00		3,460.00	10,375.00	2,660.00	
33	DANIEL B STEPHENS & ASSOCIATES-TAC		2199	P6020663	26,945.00				11,174.25	1,426.50		3,724.75	9,589.25	1,030.25	
34	DANIEL B STEPHENS & ASSOCIATES-PAC	170,000	2199	P6020663	17,435.00					2,377.50	792.50	2,694.50		11,570.50	
35	DUDEK (GSP Update Task 10.2.1 - Committee Review & Response, Periodic Evaluation)	43,440	2183	P6020662	6,578.75								6,578.75		
36	DUDEK (Initial Basin Optimization Plan - Tasks 12.5 - 12.7)	78,000	2183	P6020662	19,398.75								19,398.75		
37	DUDEK (Task 13 - Technical Advisory Committee Watermaster Support Services)	97,440	2183	P6020663	27,128.75								27,128.75		
38	AUDITS:														
39	BROWN ARMSTRONG ACCOUNTANCY CORP	20,000	2199	P6020664	17,650.00									8,079.60	9,570.40
40	TOTAL EXPENDITURES				1,338,517.94	14,491.01	15,464.15	25,965.46	90,912.84	63,695.61	45,662.14	235,600.65	230,098.19	63,305.89	553,322.00
41	ENDING CASH BALANCE				1,383,007.76	1,050,837.78	1,076,742.91	1,074,025.08	1,386,410.44	1,412,842.35	1,438,769.91	1,630,339.40	1,581,858.19	1,596,875.88	1,383,007.76
42	NOTES:														
	In April (AP10), revenue increased by \$255,732.58 (342.2%) compared to March due to LPV-2024-3 Basin Assessment (BA)														
	payment due date of 05/01/2025. In addition, there was an interest earnings allocation in the amount of \$7,499.96 from the County Pooled Investment fund in April.														
	Total expenses increased by \$490,016.11 (774.1%) from March. The increase comes from \$15,559.25 billed in County Counsel fees,														
	and \$367,962.30 billed in Stoel Rives legal fees, allocated from FCGMA to LPV Watermaster.														
	In addition, Brown Armstrong Accountancy Corp. submitted a \$9,570.40 final invoice for the LPV Watermaster review engagement completed on 03/05/2025.														

**FOX CANYON
GROUNDWATER MANAGEMENT AGENCY**
A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, Chair, *Director, Camrosa Water District*
Kelly Long, Vice Chair, *Supervisor, County of Ventura*
Michael Craviotto, Farmer, *Agricultural Representative*
Lynn Maulhardt, Director, *United Water Conservation District*
Tony Trembley, Mayor, *City of Camarillo*

INTERIM EXECUTIVE OFFICER

Jeff Palmer

June 13, 2025

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009-1610

SUBJECT: Fox Canyon Groundwater Management Agency Board of Director Compensation – (New Item)

RECOMMENDATION: Direct Agency staff and counsel to research and prepare a presentation and materials to authorize the compensation of the Fox Canyon Groundwater Management Agency (FCGMA) Board of Directors for consideration at a future meeting.

BACKGROUND:

Since the Agency was created in 1983, the FCGMA Board of Directors has not been compensated for its members service, attending meetings and related activities, or related travel.

DISCUSSION:

The FCGMA Act, Water Code section 121-102 et seq., does not authorize or prohibit the Agency from compensating its directors. Other statutes may authorize the compensation of local public agencies subject to certain limits and requirements. Additional research and direction would be necessary to determine whether, and to what extent, the FCGMA Board may be compensated. This is an informational Item included on today's agenda to allow your Board to discuss the idea of FCGMA Board compensation and provide direction to Agency staff and counsel. It was included on today's agenda at the request of Director Trembley.

CONCLUSION:

This letter has been reviewed by Agency Counsel. If you have any questions, please call me at (805) 654-2373.

Sincerely,

Jeff Palmer
Interim Executive Officer

800 South Victoria Avenue, Ventura, CA 93009-1610
(805) 654-2014 www.fcgma.org

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

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Michael Craviotto, *Farmer, Agricultural Representative*
Lynn Maulhardt, *Director, United Water Conservation District*
Tony Trembley, *Councilmember, City of Camarillo*

INTERIM EXECUTIVE OFFICER

Jeff Palmer

June 13, 2025

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009-1600

SUBJECT: Approval of Engagement Letter with Jonathan Fraser Light of Light Gabler LLP for Representation in Negotiations of an Updated Agency Staff Services Agreement and Provide Direction on Scope of Engagement and Budget – (New Item)

RECOMMENDATIONS: (1) Approve, and authorize the Chair to sign, an engagement letter with Jonathan Fraser Light of Light Gabler LLP for representation of the Agency Board in negotiations of an updated agreement for Agency staff services; and (2) Provide direction on the scope engagement and contract amount.

BACKGROUND: The Agency is staffed by County of Ventura (County) employees pursuant to an agreement executed in April 1983 and amended in September 1998. (See Exhibit 15A.) Pursuant to this agreement, the County provides staff, overhead, and resources to support the Agency's groundwater management activities, policies, and programs; administrative and financial functions and services; and legal representation. Your Board has expressed interest in reviewing and revising the staffing agreement. In order to obtain independent legal advice during negotiations with the County, your Board identified the need to retain counsel other than attorneys from the County Counsel's Office. The Chair has selected Jonathan Fraser with the law firm of Light Gabler LLP.

DISCUSSION: In order to ensure the Board's interests are considered and represented in any negotiation with the County for an amended staff services agreement, it is appropriate and advisable that the Board obtain independent counsel. If your Board's intent is to retain Light Gabler LLP for the specific purpose of representing the Board in the contract negotiations with the County, then it is recommended that an engagement letter reflect that specific scope. Also, it is recommended that your Board obtain a budget before Light Gabler LLP begins any work so that your Board has an expectation of costs.

CONCLUSION:

Approve, and authorize the Chair to sign, the engagement letter with Jonathan Fraser Light of Light Gabler LLP for representation of the Agency Board in negotiations of an

FCGMA Board Special Meeting, June 13, 2025
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updated agreement for Agency staff services after discussing and providing direction on the engagement letter's scope and budget.

This letter has been reviewed by Agency Counsel. If you have any questions, please call me at (805) 654-2040 or jeff.palmer@ventura.org.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Palmer".

Jeff Palmer
Interim Executive Officer

Attachments:

Exhibit 15A – Agreement for County to Perform Certain Services and Functions for the Fox Canyon Groundwater Management Agency and Amendment

AGREEMENT FOR COUNTY TO PERFORM
CERTAIN SERVICES AND FUNCTIONS
FOR THE FOX CANYON
GROUNDWATER MANAGEMENT AGENCY

THIS AGREEMENT, made and entered into this 26th day of April, 1983, by and between the County of Ventura, hereinafter called COUNTY, and the Fox Canyon Groundwater Management Agency, hereinafter called AGENCY.

WITNESSETH:

WHEREAS, AGENCY desires to contract with COUNTY for the performance of certain services and functions within its boundaries; and

WHEREAS, COUNTY agrees to so contract with AGENCY and to perform such services and functions on the terms and conditions as hereinafter set forth; and

WHEREAS, the performance by COUNTY for AGENCY of the services and functions referenced herein will require COUNTY to incur certain costs and expenses, including but not limited to costs and expenses for public liability insurance coverage for the negligent or wrongful acts or omissions of COUNTY, its officers and employees occurring in the performance of this agreement and for self-insuring for workers' compensation; and

WHEREAS, it is the intent of the parties to this agreement that AGENCY assume all such costs and expenses, including but not limited to the costs and expenses of said public liability insurance coverage and workers' compensation; and

WHEREAS, said contract is authorized and provided for by the provisions of Chapter 5, Division 7, Title 1, sections 6500, et seq., of the Government Code of the State of California.

NOW, THEREFORE, the parties hereto agree as follows:

TERMS AND CONDITIONS

1. Subject to all of the terms and conditions of this agreement, including but not limited to any additional terms and conditions contained in any exhibit hereto, COUNTY shall perform, and AGENCY shall be entitled to have COUNTY perform, such services and functions for AGENCY as are set forth in Exhibit A, attached hereto and incorporated by reference herein.

2. COUNTY shall not enter into any third party contract pertaining to the performance of this contract without approval of AGENCY. COUNTY shall not assign or transfer any of its rights or duties under this agreement without prior written approval of AGENCY.

3. No officer, employee or department of COUNTY shall perform for AGENCY any service or function not coming within the scope of the duties of such officer, employee or department in performing services or functions for COUNTY.

4. No service or function shall be performed hereunder by any officer, employee or department of COUNTY unless such service or function shall have been requested in writing by AGENCY on order of the Board of Directors thereof, or such officer as it may designate. Each such service or function shall be performed under circumstances and at times which do not interfere with the performance of regular COUNTY operations.

5. AGENCY, its officers and employees, by this agreement, shall not assume any liability for the direct payment of any salary or wages to any COUNTY officer or employee performing services hereunder for AGENCY, nor for the direct payment of

compensation or indemnity to any COUNTY officer or employee for any injury to or illness of such officer or employee arising out of this employment by COUNTY, nor for the direct payment of any claims, settlements or judgments resulting or arising solely from any negligent or wrongful act or omission of COUNTY, its officers and employees in performing the services or functions provided for in this agreement.

6. COUNTY, its officers and employees, by this agreement, shall not assume any liability for the negligent or wrongful acts or omissions of AGENCY, nor of any officer or employee thereof, nor for any dangerous condition of the property of AGENCY, and AGENCY shall hold COUNTY, its officers and employees, harmless, and indemnify and defend COUNTY, its officers and employees, against any and all costs, expenses, claims, suits and liability for bodily and personal injury to or death of any person and for injury to or loss of any property resulting therefrom or arising out of or in any way connected with any negligent or wrongful acts or omissions of AGENCY, its officers and employees, in performing or authorizing the performance of or in failing to perform or authorize the performance of any work, services or functions provided for, referred to in or in any way connected with any work, services or functions to be performed under this agreement.

7. COUNTY shall hold AGENCY, its officers and employees harmless, and indemnify and defend AGENCY, its officers and employees, against the direct payment of any and all costs, expenses, claims, suits and liability for bodily or personal injury to or death of any person and for injury to or loss of

any property resulting from or arising out of or in any way connected with any negligent or wrongful acts or omissions of COUNTY, its officers and employees, in performing or in failing to perform any work, services or functions provided for, referred to in or in any way connected with any work, services or functions to be performed under this agreement; provided, however, that AGENCY shall pay COUNTY costs incurred in maintaining public liability insurance coverage or in self-insuring for the acts or omissions of the COUNTY, its officers and employees, as set forth in this agreement.

8. AGENCY shall pay to COUNTY the entire cost to COUNTY of performing each service and function performed by COUNTY under the terms of this agreement, including the salaries and wages of all COUNTY officers and employees engaged therein, all supervision, clerical work, office supplies, depreciation on machinery and equipment, overhead expenses, insurance costs, travel expenses, including mileage of officers and employees, and all other costs and expenses incidental to the performance of such services and functions, as determined by COUNTY, based on COUNTY's cost accounting procedures. Overhead expenses shall include but not be limited to the COUNTY costs incurred in support of the services and functions performed under this agreement. Insurance costs shall include a reasonable pro rata share of the COUNTY costs incurred in maintaining public liability insurance coverage or in self-insuring for the acts or omissions of the COUNTY, its officers and employees and a reasonable pro-rata share of the COUNTY costs incurred in self-insuring for workers' compensation, and shall be charged

on the basis of a rate per \$100.00 of payroll for the particular type of service being performed.

Applicable rates for the services and functions to be performed by COUNTY to be charged at the time of execution of this agreement are set forth in Exhibit B, attached hereto and incorporated by reference herein. Except as otherwise specified hereafter, the rates charged for each function or service shall be recomputed annually and revised accordingly, as determined by COUNTY, based on COUNTY's cost accounting procedures, and thereafter charged at such revised rates. Subsequent adjustments in rate shall be deemed to be incorporated by reference herein at the time of written notification thereof to AGENCY.

In the event salaries and wages of the COUNTY officers and employees are changed at a time not coincident with the time for reestablishment of rates, the rates for salaries and wages set forth in Exhibit B shall be readjusted to reflect the appropriate rates pursuant to the effective date of the County Personnel and Salary Ordinance. In the event insurance costs for COUNTY's public liability insurance are changed at a time not coincident with the time for reestablishment of rates, the rates for public liability insurance costs set forth in Exhibit C shall be readjusted to reflect the appropriate rates pursuant to an effective date 30 days after written notification to AGENCY.

9. AGENCY shall be notified in writing of the new rates involving salary and wage changes established by COUNTY within 30 days after the adoption of the COUNTY Personnel and Salary Ordinance.

10. Each COUNTY officer, employee or department performing any service or function for AGENCY provided for herein shall keep reasonably itemized and detailed work or job records covering the cost of all services performed, including salary, wages and other compensation for labor, supervision and planning, plus overhead, the reasonable rental value of all COUNTY-owned machinery and equipment, rental paid by COUNTY for all rented machinery and equipment, together with the cost of an operator thereof when furnished with said machinery or equipment, the cost of all machinery and supplies furnished by the COUNTY, reasonable handling charges, public liability insurance and workers' compensation costs, and all additional items of expense incidental to the performance of such function or service.

11. All work performed hereunder is subject to the limitations of Section 23008 of the Government Code of the State of California, and in accordance therewith, before any work is performed or services rendered pursuant hereto, an amount equal to the cost, or an amount 10 percent in excess of the estimated cost, must be reserved by AGENCY from its funds to insure payment for work, services, or materials provided by COUNTY hereunder.

12. Each officer, employee or department of COUNTY performing any service or function hereunder shall render to AGENCY within 30 days of the close of each calendar month a statement covering costs recorded for all services or functions performed during said month, and AGENCY shall pay COUNTY therefor within 30 days after receipt of such statement. If such payment is not received by COUNTY within 30 days after

rendition of billing, COUNTY may satisfy such indebtedness from any funds of AGENCY collected by COUNTY, unless specifically prohibited by law from doing so, after giving written notice to AGENCY of COUNTY's intention to do so. Both parties may, by mutual agreement between AGENCY and COUNTY's Chief Administrative Officer, or their designees, agree that the COUNTY's submittal to AGENCY of a statement of costs for services rendered under this section shall be made on a quarterly basis provided that this method of payment is not inconsistent with any other provisions of this agreement.

13. This agreement shall become effective on the date first hereinabove written, and shall continue in full force and effect until terminated by either party pursuant to provisions of paragraph 14.

14. Either party may terminate this agreement upon written notice to the other party not less than 30 days prior to the date of such termination, provided that such termination shall not relieve AGENCY from its obligation to pay COUNTY all costs incurred by COUNTY in the performance of this agreement.

IN WITNESS WHEREOF, COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Chairman of said Board of Supervisors and the seal of said Board to be affixed and attested by the Clerk thereof; and AGENCY has, by order of the Board of Directors, caused these presents to be subscribed by the presiding officer of AGENCY and attested by the Clerk thereof on the day and year first hereinabove written.

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

By

John K. Flynn
Chair, Board of Directors

ATTEST:

Z. J. Nomak
Clerk

COUNTY OF VENTURA

By

John K. Flynn
Chair, Board of Supervisors

ATTEST:

Richard D. Dean, County Clerk
County of Ventura, State of
California, and ex-officio
Clerk of the Board of
Supervisors thereof.

By

Shirley Weems
Deputy Clerk



EXHIBIT A

Upon proper notification, COUNTY shall perform within AGENCY'S boundaries, all of the following duties to implement AGENCY'S responsibility under the Fox Canyon Groundwater Management Agency Act, found in Water Code - Appendix, Chapter 121, Section 121-102 et seq:

1. Technical administration
2. Financial administration
3. Personnel administration
4. Cooperation with AGENCY'S legal staff
5. Legislative coordination
6. Coordination with and preparation of reports for State Dept. of Water Resources (DWR)
7. Update of effective base of fresh water map
8. Review of United Water Conservation District (UWCD) groundwater extraction files
9. Update of Lower Aquifer System Map
10. Development and Implementation of Groundwater Extraction Reporting Program
11. Notification of well owners
12. Calculation of groundwater storage in Mugu Aquifer
13. Select a study period of change in groundwater storage calculations
14. Preparation of groundwater level maps for the selected study period
15. Revise and tabulate WWR mathematical model parameters
16. Identify active water wells
17. Tabulate groundwater extraction data
18. Calculate water balance for each groundwater basin within the Management Agency for the 10-year study period.

EXHIBIT A (Cont.)

19. Calculate change in groundwater storage
20. Determine year 2010 groundwater storage
21. Estimate long-term recoverable and non-recoverable storage

EXHIBIT B

The following rates reflect current charges for services performed by COUNTY.

<u>Classification</u>	<u>Hourly Rate</u>
Engineering Geologist	49.78
Hydrologist IV	42.21
Engineer III	37.18
Engineer II	36.10
Hydrologist II	36.00
Information Systems Program Analyst	33.26
Administrative Assistant II	32.71
Hydrographer IV	31.44
Engineering Tech IV	31.08
Manager, Public Works Administrative Services	29.93
Engineering Tech III	27.66
Engineering Tech II	27.02
Hydrographer III	27.59
Senior Accountant	25.22
Accountant III	24.84
Hydrographer I	22.67
Senior Secretary	22.10
Secretary	20.42
Accountant II	20.03
Accounting Technician	17.95
Engineering Tech I	16.08
Engineering Aide	15.58
Intermediate Typist Clerk	13.55

EXHIBIT B (Cont.)

<u>Classification</u>	<u>Hourly Rate</u>
Account Clerk II	12.11
Senior Clerk	11.79
Typist Clerk	11.60

EXHIBIT C

PUBLIC LIABILITY INSURANCE RATES*

General Liability - \$3.52

Worker's Compensation - \$0.46 to \$3.61 (1)

* Rates are computed per \$100 of salary.

(1) Actual rate dependent upon classification.

AMENDMENT TO AGREEMENT BETWEEN
FOX CANYON GROUNDWATER MANAGEMENT AGENCY
AND THE COUNTY OF VENTURA
FOR THE PROVISION OF CONSTRUCTION CONTRACT SUPPORT SERVICES

This amendment to agreement is entered into this 15th day of Sept. 1998, by and between the COUNTY OF VENTURA, hereinafter referred to as "COUNTY", and the FOX CANYON GROUNDWATER MANAGEMENT AGENCY, hereinafter referred to as "GMA".

WHEREAS, GMA was created for the purpose of preserving groundwater resources within the boundaries of the Agency; and

WHEREAS, GMA has heretofore entered into an agreement with the COUNTY dated April 19, 1983 for the COUNTY to provide technical, financial, personnel and other support; and

WHEREAS, said agreement does not provide for the advertising, awarding, or the administration of construction contracts; and

WHEREAS, COUNTY has enacted ordinances and established procedures for contract support services in accordance with State law and code of regulations; and

WHEREAS, GMA desires to have COUNTY provide for the advertising, awarding and the administration of construction contracts in lieu of GMA adopting its own ordinances and procedures for the administration of construction contracts.

AGREEMENT

NOW, THEREFORE, in consideration of the premises and covenants contained herein, COUNTY and GMA agree that the agreement dated April 19, 1983 shall be supplemented as follows:

1. The agreement between COUNTY & GMA dated April 19, 1983 shall be amended.
2. GMA authorizes COUNTY to advertise, award and administer construction contracts on behalf of GMA pursuant to existing COUNTY policies and regulations, providing the GMA budget contains appropriations for such contracts.
3. GMA shall reimburse COUNTY for all costs it sustains in connection with the services it provides pursuant to this supplemental agreement. COUNTY shall indemnify, defend and hold harmless GMA and all its representatives from any and all claims, demands or liability for damages sustained by any person or property resulting from or in any way connected with any negligent or wrongful act or omission by

COUNTY or any of its employees in performing the work provided for in this supplemental agreement.

4. GMA shall indemnify, defend and hold harmless COUNTY and all its representatives from any and all claims, demands or liability for damages sustained by any person or property resulting from or in any way connected with any negligent or wrongful act or omission by GMA or any of its employees in performing the work provided for in this supplemental agreement.

5. Except as specifically amended herein, the agreement between COUNTY and GMA dated April 19, 1983, shall remain in full force and effect.

6. This amendment to agreement may be terminated by either party giving the other 90 days written notice.

IN WITNESS WHEREOF, the parties hereto have executed this agreement.

FOX CANYON
GROUNDWATER MANAGEMENT AGENCY

By [Signature]

Chair, Board of Directors

COUNTY OF VENTURA

By [Signature]

Chair, Board of Supervisors

ATTEST:

By [Signature]

Clerk of the Board

ATTEST:

RICHARD D. DEAN, County
Clerk of the County of Ventura
and ex officio Clerk of the Board
of Supervisors thereof.

By [Signature]

Deputy County Clerk



FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, *Chair, Director, Camrosa Water District*
Kelly Long, *Vice Chair, Supervisor, County of Ventura*
Michael Craviotto, *Farmer, Agricultural Representative*
Lynn Maulhardt, *Director, United Water Conservation District*
Tony Trembley, *Councilmember, City of Camarillo*

INTERIM EXECUTIVE OFFICER

Jeff Palmer

June 13, 2025

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009-1600

SUBJECT: Authorization for Interim Executive Officer to Continue Temporary Variances Pending Decisions on Variance Applications for Operators in the Oxnard and Pleasant Valley Basins in Water Year 2024-25 – (New Item)

RECOMMENDATIONS: (1) Authorize the Interim Executive Officer to approve temporary variances for Water Year 2024-25 for agricultural operators in the Oxnard and Pleasant Valley Basins (“OPV Basins”) with pending variance applications up to the amount of extractions which did not incur surcharges in Crop Year 2017/18; and (2) Authorize the Interim Executive Officer to approve temporary variances for Water Year 2024-25 for M&I and domestic operators in the OPV Basins with pending variance applications up to the amount of extractions that did not incur surcharges in calendar year 2018.

DISCUSSION:

At the May 25, 2022, meeting, your Board received an update on applications for variances to the extraction allocations established under the Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basin (“OPV Allocation Ordinance”). The update included a discussion on the complication created by CombCodes during the review and analysis of variance applications. Consistent with your Board’s direction, staff reported that variance applications associated with CombCode issues were on hold pending the Board’s direction on how to manage CombCodes moving forward. In addition to CombCode issues, reporting failures and inconsistencies by operators make it difficult to confirm historical water use and to evaluate the need for a requested variance. While the agency has taken steps to improve its noticing practices and to enforce reporting requirements, review of the impact of these CombCode and reporting issues on the review of OPV Basin variance applications has not been completed. At the May 25, 2022, meeting, your Board authorized the Executive Officer (i) to approve variances for the Water Year 2021-22 for agricultural operators in the OPV Basins with pending variance applications up to the amount of extractions which did not incur surcharges in Crop Year 2017/18; and (ii) authorized the Executive Officer to approve variances for the

Water Year 2021-22 for M&I and domestic operators in the OPV Basins with pending variance applications up to the amount of extractions that did not incur surcharges in calendar year 2018. Additionally, your Board suspended payment of extraction surcharges in accordance with Agency Ordinance Code Section 5.8.6. until such time as a decision is rendered by the Agency on the pending variance applications.

At the March 22, 2023, meeting, your Board authorized the Executive Officer to continue the temporary variances previously issued to operators in the OPV Basins for Water Year 2021-22 through Water Year 2022-23 (through September 30, 2023), for those operators who still have pending variance applications submitted with the Agency.

At the February 28, 2024, meeting, your Board authorized the Interim Executive Officer to continue temporary variances previously issued to operators in the OPV Basins for Water Year 2022-23 through Water Year 2023-24 (through September 30, 2024), for those operators who still have pending variance applications submitted with the Agency.

CONCLUSION AND RECOMMENDATIONS:

The variances issued by the Executive Officer under your Board's authorization were for Water Years 2021/22, 2022/2023, and 2023/2024 which ended on September 30, 2024. Staff recommends your Board authorize the Interim Executive Officer to continue those temporary variances issued to operators in the OPV Basins for Water Year 2024-25 (through September 30, 2025), for those operators who still have pending variance applications submitted with the Agency.

This letter has been reviewed by Agency Counsel. If you have any questions, please call me at (805) 654-3942.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kaseke', with a stylized flourish at the end.

Kudzai Farai Kaseke (Ph.D., PH, PMP, CSM)
Assistant Groundwater Manager

Authorization for Interim Executive Officer to Continue Temporary Variances Pending Decisions on Variance Applications for Operators in the Oxnard and Pleasant Valley Basins in Water Year 2024-25

Item No. 16 – June 13, 2025



Farai Kaseke (Ph.D., P.H, PMP, CSM)
Assistant Groundwater Manager

Pending OPV Variance Applications

- Review and analysis of Oxnard & Pleasant Valley (OPV) variance apps have been on hold pending Board's direction on CombCode issues
- At the May 25, 2022, meeting your Board authorized the EO to approve variances for WY 2021-22 for operators with pending variance applications:
 - For AG operators up to extractions which did not incur surcharges in Crop Year 2017/18
 - For M&I and DOM operators up to extractions which did not incur surcharges in 2018
- Additionally, your Board suspended payment of surcharges until such time as a decision is rendered by Agency on pending variance applications
- At the March 21, 2023, meeting your Board authorized the EO to approve temporary variances for WY 2022-23 for operators with pending variance applications:
 - For AG operators up to extractions which did not incur surcharges in Crop Year 2017/18
 - For M&I and DOM operators up to extractions which did not incur surcharges in 2018

Pending OPV Variance Applications

- At the February 28, 2024, meeting your Board authorized the Interim EO to continue temporary variances previously issued for WY 2022-23 through Water Year 2023-24 for operators with pending variance applications:
 - For AG operators up to extractions which did not incur surcharges in Crop Year 2017/18
 - For M&I and DOM operators up to extractions which did not incur surcharges in 2018

Conclusions & Recommendation

- Temporary variances issued by the Executive Officer under your Board's authorization were for Water Years 2021/22, 2022/2023, and 2023/2024 which ended on September 30, 2024.
- Staff recommends your Board authorize the Interim Executive Officer to continue those temporary variances issued to operators in the OPV Basins for Water Year 2024-25 (through September 30, 2025), for those operators who still have pending variance applications submitted with the Agency

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, Chair, Director, Camrosa Water District
Kelly Long, Vice Chair, Supervisor, County of Ventura
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Lynn Maulhardt, Director, United Water Conservation District
Tony Trembley, Councilmember, City of Camarillo

INTERIM EXECUTIVE OFFICER

Jeff Palmer

June 13, 2025

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009-1600

SUBJECT: Public Hearing on Appeal of Interim Executive Officer's Decision to Deny FCGMA Water Well Application No. 0309, R.N. Daily Ranch, LLC [CombCode: RNDCAM] – (New Item)

RECOMMENDATIONS: (1) Conduct a hearing on the appeal of R.N. Daily Ranch, LLC (Daily Ranch), from the decision of the Interim Executive Officer to deny FCGMA Water Well Permit Application No. 0309 (Application No. 0309); (2) Affirm the Interim Executive Officer's denial of Application No. 0309; (3) Direct Agency Counsel to prepare a written decision affirming the denial of Application No. 0309; and (4) Continue this hearing until the June 25, 2025 FCGMA Board meeting where a final written decision on Daily Ranch's appeal can be adopted.

BACKGROUND:

Well permit applications for proposed wells in the Pleasant Valley Basin are reviewed for compliance with the Agency Ordinance Code, Emergency Ordinance E, and the OPV Allocation Ordinance. Daily Ranch filed an application for a well permit on January 22, 2025 (see Exhibit 17A), to install a well in the Pleasant Valley Basin, Pumping Trough Management Area, to replace State Well Number (SWN) 01N21W03H03S (03H03). Application No. 0309 is for a new well to replace the two previous wells, SWN 03H02 and SWN 03H03. The original well, SWN 01N21W03H02S (03H02), was operational and reported extractions to the Agency since 2002. This well was also operational during the period 2005 through 2014, which is the base period used in *An Ordinance To Establish An Allocation System For The Oxnard And Pleasant Valley Groundwater Basins* (OPV Allocation Ordinance). As such, SWN 03H02 received a base allocation of 308.627 acre-feet (AF) per year (308.627 AF/year) under the OPV Allocation Ordinance. The replacement well, SWN 03H03, was drilled between December 2018 and January 2019, based on well completion logs, as a replacement for SWN 03H02. However, a valid transfer of the extraction allocation from SWN 03H02 to SWN 03H03 was never completed because the application materials received by the Agency were incomplete and/or did not satisfy the requirements of the Agency's ordinances. Therefore, the Interim Executive Officer denied

FCGMA Water Well Permit Application No. 0309, and SWN 03H02 retains the total amount of the current extraction allocation (Exhibit 17A).

DISCUSSION

Well History

In order to understand this appeal, the history of the two previous wells must be understood. SWN 03H02 and SWN 03H03 are located on different parcels, APN: 230-0-061-090 (P50) and APN: 9230-0-061-010 (P225), respectively. The two wells have never been operated at the same time because SWN 03H03 was drilled as a replacement for SWN 03H02. However, each well was drilled with the condition that it supplies water to both parcels.

SWN 03H02 and APN 230-0-061-090 (50 acres) are owned by Noel Nottingham Daily, Trustee of the Daily Marital Trust UTD May 25, 1995 (Nottingham Trust). SWN 03H03 and APN 230-0-061-010 (225 acres) are owned by RND Camarillo Ranch Partnership, which was reorganized in 2019 to become R.N. Daily Ranch, LLC (Daily Ranch). Daily Ranch is managed by Adele Poliquin. Ms. Nottingham is the mother of Ms. Poliquin.

Sometime in 2017, SWN 03H02 failed. In October 2018, Daily Ranch, which owns the parcel without the original well (SWN 03H02), prepared and submitted FCGMA Water Well Permit Application No. 0272 (Application No. 0272), which sought a permit to drill a well on APN 230-0-061-010, the parcel owned by Daily Ranch rather than the Nottingham Trust, to replace 03H02 (see Exhibit 17B). Application No. 0272 included a letter of support from the attorney representing the Nottingham Trust, which owns APN 230-0-061-090 and SWN 03H02, and acknowledged the understanding that the new well (SWN 03H03) would continue to serve both parcels (see Exhibit 17B).

Application No. 0272, which authorized the drilling of the replacement well (SWN 03H03), was approved with several conditions. Condition No. 2 required the operator to report groundwater extractions under the same CombCode as the original well (SWN 03H02) to ensure that the Agency properly tracked the allocation transfer in process and accounted for the well's production (see Exhibit 17B.) Unfortunately, Daily Ranch failed to observe this condition and instead reported extractions from SWN 03H03 under a new CombCode. In June 2020, Daily Ranch staff acknowledged that they changed CombCodes and that it had been reporting extractions from SWN 03H03 in violation of Condition No. 2 of Application No. 0272 since the well began operating in early 2019 until the CombCodes for the wells were correctly assigned starting Water Year 2020-2021: "We apologize for this error. We reviewed the well permit and see that we were supposed to keep the same comb code. When we completed the Fox Canyon registration form we left it blank instead of putting the OVP-OTR comb code so we ended up with a new comb code." (Exhibit 17C; see also Exhibit 17D). This error – the reporting of extractions under the wrong CombCode – resulted in the CombCode, RNDCCAM, being assigned an initial allocation of 0.000 AF for WY 2020/2021 under the OPV Allocation Ordinance (Exhibit 17E). Once the issue was identified and corrected, SWN 03H03 extractions were reported under the same CombCode as SWN 03H02 ensuring that the CombCode had an allocation which was still under the original well. Thereafter, although Application No. 0272 never transferred the extraction allocation from the original well, SWN 03H02, to the

replacement well, SWN 03H03, because the wells were registered under the same CombCode and delivered water to both parcels, the CombCode was able to operate with an allocation which technically was with 03H02 (see Exhibit 17F). Notwithstanding the ability to operate the replacement well, SWN 03H03, Daily Ranch staff acknowledged that the extraction allocation remained with the original well, SWN 03H02: “The allocation for the RN Daily Ranch is on the destroyed well 01N21W03H02 with comb code of OVP-OTR.” (Exhibit 17C.)

Agency Ordinance Requirements

On October 23, 2019, your Board adopted the OPV Allocation Ordinance, which transitioned the Agency from its previous allocation ordinances to a new ordinance to advance the Agency’s sustainable management of the Oxnard and Pleasant Valley Groundwater Basins (OPV Basins) in accordance with the requirements of the Sustainable Groundwater Management Act (SGMA). Among other things, the OPV Allocation Ordinance sets new extraction allocations for operators in the OPV Basins; these new extraction allocations are based on operators’ historical extractions during the 2005 through 2014. The OPV Allocation Ordinance includes provisions that allow for the transfer of extraction allocations; these provisions supersede conflicting transfer provisions or requirements in the FCGMA Agency Ordinance Code. (See OPV Allocation Ordinance, § 9.1.) In pertinent part, the OPV Allocation Ordinance provides:

[T]ransfers or temporary assignments of extraction allocation are authorized provided the Agency finds that it does not impede achievement of the sustainability goals of the groundwater sustainability plan and would not be detrimental to an Agency-approved water market. In making this determination, the Agency shall, at a minimum, consider the location of the extraction facilities, the total quantity of groundwater extracted in any year, groundwater quality impacts of the transfer, and whether the proposed transfer or temporary assignment could be approved under an Agency-approved water market. *Requests for transfer or temporary assignment of extraction allocations shall be submitted jointly by the operators and owners involved and shall include the specific details of their proposal.* To ensure consistency with the sustainability goals of the groundwater sustainability plan, transfers and temporary assignments of an extraction allocation shall be subject to conditions as determined by the Executive Officer. A temporary assignment of allocation shall not exceed one year.

(OPV Allocation Ordinance, § 9.2 (emphasis added).)

Although the OPV Allocation Ordinance’s transfer provisions supersede conflicting Agency Ordinance Code provisions (see OPV Allocation Ordinance, § 9.1), the OPV Allocation Ordinance and the Agency Ordinance Code both require that the requested transfer be submitted “jointly” by the parties involved (i.e., owners and operators) and “include the specific details of their proposal.” (OPV Allocation Ordinance, § 9.2; Agency Ordinance Code, § 5.3.5.)

In addition to the OPV Allocation Ordinance, *An Emergency Ordinance Limiting Extractions From Groundwater Extraction Facilities, Suspending Use of Credits and Prohibiting Construction of Any Groundwater Extraction Facility and/or the Issuance of Any Permit Therefor* (Emergency Ordinance E) also contains rule and regulations for allocation transfers. Although the OPV Allocation Ordinance supersedes any conflicting provision in Emergency Ordinance E, those provisions of Emergency Ordinance E that do not conflict with the OPV Allocation Ordinance remain in effect because Emergency Ordinance E has not been repealed. Consequently, the transfer requirements of Emergency Ordinance E remain in effect to the extent they do not conflict within the transfer requirements of the OPV Allocation Ordinance. In pertinent part, Emergency Ordinance E provides:

The Board prohibits the issuance of any permit for construction of a groundwater extraction facility, other than a replacement, backup or standby facility which does not allow the initiation of any new or increased use of groundwater, within the territory of the Agency....[A] new or increased use is one that did not exist or occur before the effective date of this emergency ordinance. The Board may grant exceptions to the prohibition set forth in this Article 4 on a case-by-case basis. Applications for exceptions shall conform to the requirements of Section 5.2.2.3 of the Agency Ordinance Code and will be approved only if the Board makes the findings set forth in Section 5.2.2.4 of the Agency Ordinance Code.

(Emergency Ordinance E, Art. 4.)

Accordingly, in addition to the transfer requirements specified in the OPV Allocation Ordinance, Emergency Ordinance E additionally limits construction of new wells to “replacement, backup, or standby” wells that does not result in “the initiation of any new or increased use of groundwater...” (Emergency Ordinance E, Art. 4.)

Agency Review; Interim Executive Officer’s Decision

Application No. 0309, which seeking to drill a new well to replace both SWN 03H02 and SWN 03H03, was denied because it failed to satisfy the transfer requirements of both the OPV Allocation Ordinance and Emergency Ordinance E.

The OPV Allocation Ordinance requires: “Requests for transfer or temporary assignment of extraction allocations shall be submitted jointly by the operators and owners involved and shall include the specific details of their proposal.” (OPV Allocation Ordinance, § 9.2.) As explained above, the allocation is currently assigned to the original well, SWN 03H02, which is located on the 50-acre parcel owned by the Nottingham Trust but failed sometime in 2017/2018. Although the allocation was never properly transferred from SWN 03H02 to SWN 03H03, the Agency has allowed extractions to occur at SWN 03H03, which is located on the 225-acre parcel owned by Daily Ranch because they are operated under the same CombCode. But Application No. 0309, which would result in the drilling of a new well to replace now-failed SWN 03H03, was submitted only by Daily Ranch. The Nottingham Trust did not agree or consent to Daily Ranch submitting an application to transfer the allocation currently assigned to SWN 03H02. In 2020, email communications

between Agency staff and counsel for the Nottingham Trust, as well as between Agency staff and Daily Ranch staff, indicated all parties were aware of the need to complete the allocation transfer form (Exhibit 17G) in order to complete the application and effectuate the transfer of allocation from SWN 03H02 to 03H03. In this communication, counsel for the Nottingham Trust represented that their client was waiting for a well sharing agreement to be in place before initiating the allocation transfer(Exhibit 17G). The Agency is not aware of any well sharing agreement being finalized between the parties, and it has not been provided an executed copy of any such well sharing agreement. Nor is the Agency aware of any agreement by the Nottingham Trust authorizing the filing of Application No. 0309 or approving the transfer of allocation from SWN 03H02 to a new replacement well. In the absence of Nottingham Trust's joinder in the submission of Application No. 0309, the Interim Executive Officer denied the application because it failed to satisfy the requirements of Section 9.2 of the OPV Allocation Ordinance, specifically that "[r]equests for transfer or temporary assignment of extraction allocations...be submitted jointly by the operators and owners involved and shall include the specific details of their proposal."

In addition, the Interim Executive Officer denied Application No. 0309 because it did not satisfy the requirements of Emergency Ordinance E. As explained above, Emergency Ordinance E "prohibits the issuance of any permit for construction of a groundwater extraction facility" except "a replacement, backup or standby facility which does not allow the initiation of any new or increased use of groundwater[.]" (Emergency Ordinance E, Art. 4.) For purpose of this article, "a new or increased use is one that did not exist or occur before the effective date of this emergency ordinance." (Emergency Ordinance E, Art. 4.) It is unclear whether Application No. 0309 and the operation of a new well would increase extractions above the levels that previously occurred at SWN 03H02 and SWN 03H03 or that extractions would be used for a something other than agricultural use on the two parcels. But because the application proposes transferring an allocation to a new replacement well that did not exist on a different parcel before Emergency Ordinance E, the Interim Executive Officer also denied Application No. 0309 for failing to satisfy the requirements of Article 4 of Emergency Ordinance E.

It is worth noting that there appears to be a dispute between the parties involved, the Nottingham Trust and Daily Ranch. As explained above, in June 2020, counsel for the Nottingham Trust explained that his client was waiting for a well-sharing agreement to be prepared; however, FCGMA has not received any such agreement, or the "specific details of [the parties'] proposal" for the drilling of new replacement well and delivery of water among the two parcels. (OPV Allocation Ordinance, § 9.2.) Additionally, a quick review of the Ventura County Superior Court's civil dockets reveals that Noel Nottingham Daily (trustee of the Nottingham Trust which owns the 50-acre parcel APN 230-0-061-090 where SWN 03H02 is located) is in a probate dispute with her daughter Adele Poliquin (which manages RN Daily Ranch, LLC which owns the 225-acre parcel APN 230-0-061-010 where the new replacement well would be located) (see Exhibit 17H). It is unclear whether ownership of the original well SWN 03H02, and/or the authority to transfer an extraction allocation, is at issue in this dispute.

CONCLUSION:

In light of the above, it is recommended your Board (1) Conduct a hearing on Daily Ranch's appeal of the Interim Executive Officer's denial of Application No. 0307; (2) Affirm the Interim Executive Officer's denial of Application No. 0307; (3) Direct Agency Counsel to prepare a written decision affirming the denial of Application No. 0307 consistent with your Board's direction; and (4) Continue this hearing until the June 25, 2025 FCGMA Board meeting, where your Board can adopt a final written decision on Daily Ranch's appeal.

This letter has been reviewed by Agency Counsel. If you have any questions, please call me at (805) 654-2064.

Sincerely,



Kudzai Farai Kaseke (Ph.D., PH, PMP, CSM)
Assistant Groundwater Manager

Attachments:

- Exhibit 17A - FCGMA Well Permit No. 0309 and Denial Letters
- Exhibit 17B – FCGMA Well Permit No. 0272 and Approval Letters
- Exhibit 17C – Email from RN Daily Staff
- Exhibit 17D – SAES Reporting 03H02 in Violation of Permit No. 0272
- Exhibit 17E – RND CAM 2021-2 SAES without 03H02
- Exhibit 17F – RND CAM SAES with 03H02 and Allocation
- Exhibit 17G – Emails from Nottingham Trust Counsel, FCGMA and RN Daily
- Exhibit 17H – RN Daily Trust vs Nottingham Trust Case Summary
- Exhibit 17I – Letter from Gary Arnold to FCGMA Board, June 4, 2025
- Exhibit 17J – Public Notice of Hearing and Example Email Reminder

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, *Chair, Director, Camrosa Water District*
Kelly Long, *Vice Chair, Supervisor, County of Ventura*
Michael Craviotto, *Farmer, Agricultural Representative*
Lynn Maulhardt, *Director, United Water Conservation District*
Tony Trembley, *Councilmember, City of Camarillo*

INTERIM EXECUTIVE OFFICER

Arne Anselm

Monday, February 18, 2025

VIA ELECTRONIC MAIL ONLY

Gary Arnold
Arnold LaRoche Mathews VanConas & Zirbel LLP
300 East Esplanade Drive, Suite 2100
Oxnard, CA 93036
garnold@atozlaw.com

RE: Well Drilling Application No. 0309 – Confirmation of Denial

Dear Mr. Arnold,

I am in receipt of your email dated February 13, 2025, requesting certain FCGMA documents and records; your email dated February 14, 2025, explaining that your request is "an urgent matter"; and your draft appeal letter, attached to your February 13, 2025, email. I have carefully reviewed and considered each of these materials.

After further deliberation, I write to confirm FCGMA's original denial of Well Drilling Application No. 0309. (See Exhibit A, attached hereto.) The reasons for my confirmation of denial are set forth in FCGMA's original denial letter, dated February 5, 2025, and need not be reiterated here. (See Exhibit A.)

R.N. Daily Ranch, LLC may appeal the administrative denial of Well Drilling Permit Application No. 0309 by filing an appeal with the FCGMA Board of Directors. Appeals of administrative agency decisions are governed by FCGMA's Ordinance Code and FCGMA Resolution No. 2006-06, both of which are available on the FCGMA website at www.fcgma.org. Please note that a \$250 fee is required to be filed with a written appeal, and appeals submitted without the required fee will not be processed and returned to the appellant.

Notwithstanding the above, I have directed FCGMA staff to treat your February 13, 2025, email as a Public Records Act request. You should have received an initial determination letter on Friday, February 14, 2025, and will receive FCGMA's complete response to the request as provided in that determination letter.

Correspondence Regarding Well Drilling Application No. 0309 – Confirmation of Denial
Monday, February 18, 2025
Page 2 of 2

If you would like to discuss Application No. 0309 or this letter, please call me at (805) 654-2954 or email me at farai.kaseke@ventura.org.

Sincerely,

Kudzai Farai Kaseke Digitally signed by
Kudzai Farai Kaseke
Date: 2025.02.18
09:41:28 -08'00'

Kudzai Farai Kaseke (Ph.D., PH, PMP, CSM)
Assistant Groundwater Manager,
Acting Interim Executive Officer

Attachment:

Exhibit A – Well Permit Appl 0309 Denial Letter with Attachments

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, Chair, Director, Camrosa Water District

Kelly Long, Vice Chair, Supervisor, County of Ventura

Michael Craviotto, Farmer, Agricultural Representative

Lynn Maulhardt, Director, United Water Conservation District

Tony Trembley, Councilmember, City of Camarillo

INTERIM EXECUTIVE OFFICER

Arne Anselm

February 5, 2025

R.N. Daily Ranch, LLC.

Attn: Adele Poliquin

882 Rim Crest Drive

Westlake Village, California 91361

**SUBJECT: Denial of Fox Canyon Groundwater Management Agency (FCGMA)
Water Well Application Submittal for APN 230-0-061-010, Pleasant
Valley Basin, FCGMA Application No. 0309**

Dear Ms. Poliquin:

Your application for a replacement well is denied. The proposed well was to be located on Assessor's Parcel Number (APN) 230-0-061-010, located in the southwestern portion of the Pleasant Valley Basin (PVB) within the Pleasant Valley Pumping Trough Management Area. The application was received on January 22, 2025.

The proposed well was to replace well State Well Number (SWN) 01N21W03H03S (03H03). Well 03H03 was a replacement for well SWN 01N21W03H02 (03H02), under FCGMA Water Well Permit No. 0272. Transfer of well 03H02 allocation to 03H03 was never completed thus 03H03 does not have allocation under *An Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basins* (OPV Allocation Ordinance). According to FCGMA records, Well SWN 03H02 retains the allocation.

Article 4 of *Ordinance E* "prohibits the issuance of any permit for construction of a groundwater extraction facility, other than a backup, replacement or standby well which do not allow the initiation of any new or increased use of groundwater." "For the purpose of this Article 4, a new or increased use is one that did not exist or occur before the effective date of this emergency ordinance." Ordinance E was adopted April 11, 2014, and effective on the thirty-first day after adoption. Well 03H03 was drilled in late 2018, after the effective date of Ordinance E, thus no groundwater extractions from well 03H03 occurred prior to the effective date of Ordinance E. Extractions from replacement well 03H03 would be both a new and increased use of groundwater.

Well Permit Application 0309 - R.N. Daily Ranch, LLC.
February 5, 2025

This letter will serve as the written record to confirm the denial of the Well Application No. 0309. Pursuant to Section 6.1 of the Fox Canyon Groundwater Management Agency Ordinance Code, any person aggrieved by a decision or determination made by the Executive Officer may appeal to the Board within forty-five (45) calendar days thereof by filing with the Clerk, or Deputy Clerk, of the Board a written request that the Board review the decision.

Sincerely,

Arne Anselm  Digitally signed by Arne Anselm
Date: 2025.02.05 11:47:27
-08'00'

Arne Anselm
Interim Executive Officer

Attachments:

1. FCGMA Well Application No. 0309
2. Email regarding Well Permit Compliance and CombCode use dated June 19, 2020
3. Email regarding preparation of Well Sharing Agreement and hold on allocation transfer dated June 26, 2020
4. Email regarding Authorization Form dated June 26, 2020

Cc: Beverly Gutierrez, Hoffman, Vance & Worthington Inc. bevg@hvwonline.com

FOX CANYON GROUNDWATER MANAGEMENT AGENCY800 S. Victoria Avenue | Ventura, CA. 93009-1610 | (805) 654-2014 | FCGMA@ventura.org**RECEIVED****JAN 22 2020 WATER WELL PERMIT APPLICATION****FOX CANYON GROUNDWATER
MANAGEMENT AGENCY****No Fee Required****GENERAL INFORMATION**

Fox Canyon Groundwater Management Agency (FCGMA) Ordinance Code requires that before drilling a new water well within the boundaries of the FCGMA, a completed FCGMA water well permit application must be submitted. All groundwater extraction facilities within the boundaries of the Agency shall be registered with the Agency. All new extraction facilities constructed within the Agency Boundary shall obtain a no-fee permit from the Agency prior to the issuance of a Well Permit by the Ventura County Watershed Protection District. No extraction facility may be operated or otherwise utilized so as to extract groundwater within the boundaries of the Agency, or in the Expansion Area unless that facility is registered with the Agency, metered and permitted, if required and all extractions reported to the Agency as required.

Copies of the current FCGMA Ordinance Code and other pertinent information regarding the FCGMA can be obtained by visiting our website at <https://fcgma.org/ordinances-legislation/>.

This is a no-fee FCGMA permit application. In addition, a **FEE-BASED Ventura County Watershed Protection District Water Well Permit must be approved and secured prior to any construction.**

INSTRUCTIONS

Fill in the requested information and provide an Assessor's Parcel Map as described under Item D.

A. OWNERSHIP

Owner's Name: B. N. Daily Ranch, LLC.
 Mailing Address: 862 Rim Crest Dr, Westlake Ca. 91361
 Phone No(s): 805-642-0211 Cell No. 818-577-5354
 Email(s): pc19wn12ad@gmail.com

B. TYPE OF USE

If use of water is for irrigation, check box 1 and describe proposed crops and acreage. If water is for municipal, industrial, or domestic uses, check box 2 and describe number of people served, etc.

1. ☒ **Irrigation**

List types of crops and corresponding acreage that will be irrigated:

<u>Crop Type</u>	<u>Acreage</u>
<u>Row Crops</u>	<u>275</u>

Describe irrigation system: list size and approximate length of pipelines and type of irrigation system, i.e., sprinkler, drip, furrow, etc.:

Drip & Sprinkler, 800 ft. rows
Emergency replacement of well
for ag production. No storage tanks

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JAN 22 2025

County of Ventura
APPLICATION FOR WELL PERMIT
 800 South Victoria Avenue; Ventura, CA 93009-1610

FOX CANYON GROUNDWATER MANAGEMENT AGENCY		Property Owner*	Driller	Registered Inspector
Name		<u>R.N. Daily Ranch LLC</u>	<u>Garboure Well Inc.</u>	
Address		<u>Adele Poliquin</u> <u>822 Rim Crest Dr.</u> <u>Westlake Village, Ca. 91361</u>	<u>260 Sumpac Ave Suite A</u> <u>HENDERSON, NV 89011</u>	
Telephone		<u>805-442-0211</u>	<u>805-207-6124</u>	
License No.			<u>949489</u>	
Lic. Exp. Date			<u>JAN. 1 2026</u>	
APN(s)		<u>230-0-061-010</u>		

Type of Work	Use	Proposed Construction
<input type="checkbox"/> Water Supply Well <input checked="" type="checkbox"/> New (No. _____) <input type="checkbox"/> Destruction (No. _____) SWN _____ <input type="checkbox"/> Repair/Modify (No. _____) SWN _____ <u>Replacing OJN 2L W03403</u> <input type="checkbox"/> Monitoring Well <input type="checkbox"/> New (No. _____) <input type="checkbox"/> Destruction (No. _____) <input type="checkbox"/> Engineering Test Hole (No. _____) <input type="checkbox"/> Cathodic Protection Well <input type="checkbox"/> New (No. _____) <input type="checkbox"/> Destruction (No. _____)	<input checked="" type="checkbox"/> Agricultural <input type="checkbox"/> Cathodic <input type="checkbox"/> Domestic <input type="checkbox"/> Industrial <input type="checkbox"/> Monitoring <input type="checkbox"/> Municipal Equipment <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Hollow Stem <input type="checkbox"/> Geoprobe <input type="checkbox"/> Other (Describe) _____	Well Depth <u>920 FT</u> Bore Diameter _____ Casing <input checked="" type="checkbox"/> Steel Diameter (in.) <u>16 1/4"</u> <input type="checkbox"/> PVC Wall Gauge (in.) <u>.375</u> <input type="checkbox"/> Other (Describe) _____ Perforations From <u>635'</u> to <u>920'</u> ft From _____ to _____ ft From _____ to _____ ft Estimated Start Date: _____

Comments

*NOTE: If proposed water supply well is within Fox Canyon Groundwater Management Agency, Ojai Basin Groundwater Management Agency, the Cities of Ojai or Ventura, this County Application for Well Permit can be submitted, but will not be processed, until the County receives a copy of the approved Agency/City permit. If the proposed water supply well is within the Santa Paula Basin Pumpers Association, United Water Conservation District, Camrosa Water District, the Cities of Fillmore, Simi Valley, or Thousand Oaks, the County Application must be accompanied by a copy of Agency/City acknowledgement of the property owner's intent to install a new water supply well. If the proposed water supply well is within the City of Oxnard, a County Well Permit is not required, but a City of Oxnard well permit is required.

I hereby agree to comply with all provisions of Ventura County Well Ordinance No. 4184, and all applicable State of California and local regulations pertaining to well construction, repair, modification and destruction. I also agree to comply with all conditions of the issued permit to include the submittal of post requirement documents and reports. I understand that any modification of the issued permit requires approval by the Manager, Water Resources Division and that the information contained herein becomes a part of the permit when issued.

Property Owner's Signature	<u>Adele Poliquin</u>	Date	<u>1/21/2025</u>
Driller's Signature	<u>Garboure Well Inc.</u>	Date	<u>1-16-25</u>
Registered Inspector's Signature (For monitoring wells and borehole)		Date	

Application Page 1 of 2
 Permit No. _____

RECEIVED2. ☐ Municipal, Industrial, or Domestic

IAN 27 2025
 List number of people and/or number of housing units served. If industrial use is proposed, describe type of industrial use:

**FOX CANYON GROUNDWATER
MANAGEMENT AGENCY**

Describe water system: list size and length of pipelines, size of storage tanks, etc.:

C. PROPOSED EXTRACTION

Show calculations for anticipated annual pumping in acre-feet per year (AF/yr):

Replacement well for existing SWW 01W21W 03H1035 drilled in 2019
 not increasing - history of sand production.

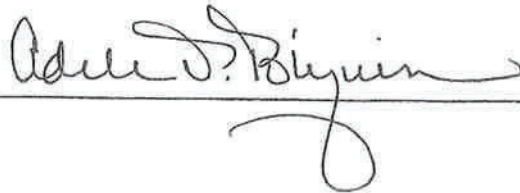
D. LOCATION OF PROPOSED USE

On a County Assessor's Parcel Map (attached to your completed application), accurately plot and outline the location(s) of proposed groundwater use. Show location of proposed water well. Give dimensions of area(s) to be irrigated. Indicate crop type for each area. For M & I or other uses, show location of water distribution system, type of water use and location of structures to be served. Attach the Assessor's Parcel Map to this application. (No permit applications will be approved without an adequate attached parcel map.)

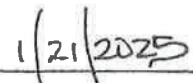
E. APPLICANT SIGNATURE AND DATE

Sign, date, and submit this completed application to the Fox Canyon Groundwater Management Agency, 800 South Victoria Avenue, L #1610, Ventura, CA 93009-1610. You may also email PDFs of your signed application to FCGMA@ventura.org.

Applicant Signature:



Date



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JAN 22 2025

DISPOSITION OF FCGMA APPLICATION
(For Agency use only)

- ☐ **Approved**
☐ **Approved with Conditions**
☒ **Denied**

Conditions / Reason for Denial:

Reasons for denial are listed in February 5, 2025 letter transmitting denial.

By: Kathleen Riedel

Digitally signed by Kathleen Riedel
Date: 2025.02.05 13:54:40 -08'00'

Date:

This application is a permit when signed by the FCGMA Executive Officer or their designated appointee.

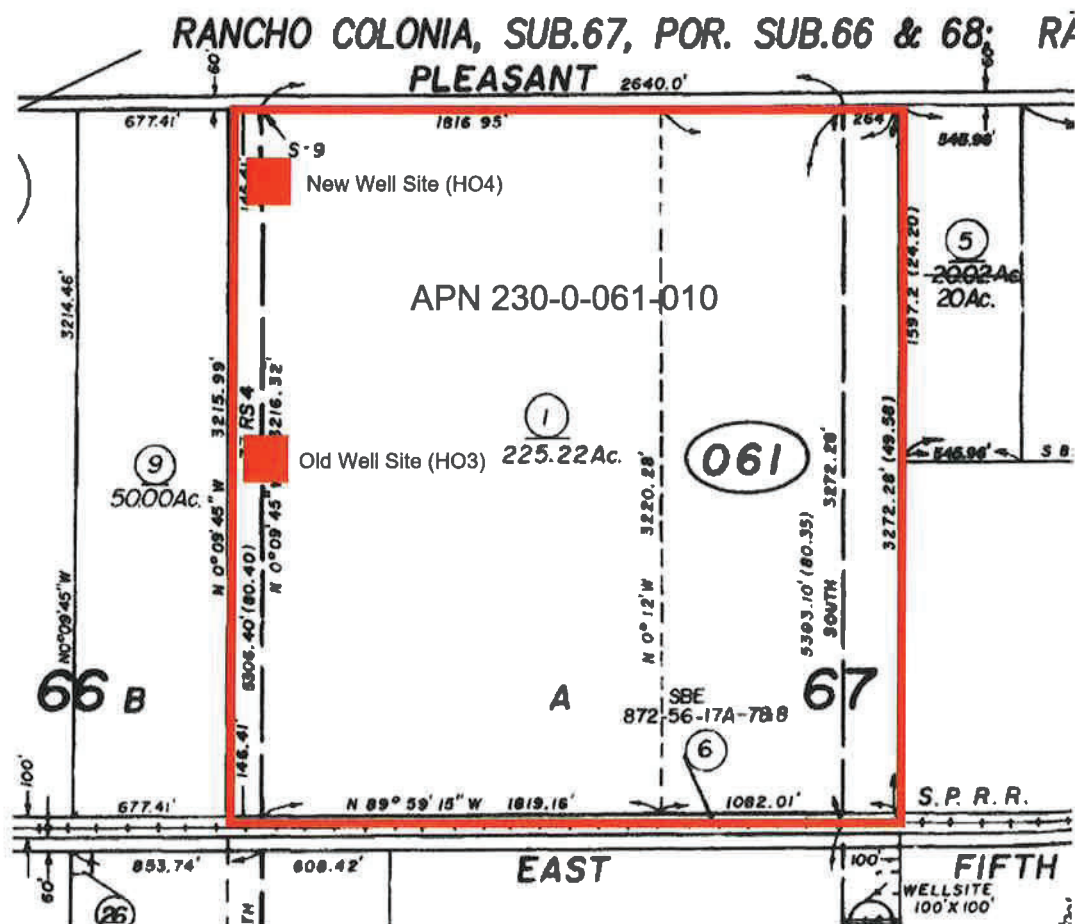
Arne Anselm

Digitally signed by Arne Anselm
Date: 2025.02.05 11:46:54 -08'00'

Approval Signature

Date

**FOX CANYON GROUNDWATER
MANAGEMENT AGENCY**





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JAN 22 2025

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

TABLE 1

Well Number	Name	Well Status: FCGMA Ba DWR Basir Usage Code	YearCode	Extraction	CombCode	CombCode
01N21W03H02		Destroyed PV PV AG	2002-2	235.95	581	OVP-D
01N21W03H02		Destroyed PV PV AG	2003-1	235.96	581	OVP-D
01N21W03H02		Destroyed PV PV AG	2003-2	235.96	581	OVP-D
01N21W03H02		Destroyed PV PV AG	2004-1	235.96	581	OVP-D
01N21W03H02		Destroyed PV PV AG	2004-2	235.96	581	OVP-D
01N21W03H02		Destroyed PV PV AG	2005-1	85.88	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2005-2	239.98	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2006-1	93.97	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2006-2	215.28	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2007-1	84.45	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2007-2	45.71	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2008-1	88.01	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2008-2	40.35	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2009-1	13.42	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2009-2	72.35	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2010-1	131.98	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2010-2	133.89	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2011-1	153.8	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2011-2	207.43	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2012-1	310.15	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2012-2	207.43	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2013-1	217.14	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2013-2	240.07	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (Daily Family Tr)	Destroyed PV PV AG	2014-1	318.96	581	OVP-D
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2014-2	186.02	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2015-1	112.5	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2015-1	15.87	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2015-2	144.91	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2016-1	89.28	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2016-2	139.4	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2017-1	27.67	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2017-2	98.34	580	OVP-OTR
01N21W03H02	Oceanview Produce; Inc (OTR-Ohio)	Destroyed PV PV AG	2018-1	0.56	580	OVP-OTR

Well Number	Well Status	FCG MA Basir n	U W R B --	Usa ge Cod e	YearCode	Extraction
01N21W03H03	Active	PV	PV	AG	2019-1	39.28
01N21W03H03	Active	PV	PV	AG	2019-2	64.98
01N21W03H03	Active	PV	PV	AG	2020-1	108.77
01N21W03H03	Active	PV	PV	AG	2020-2	8.71
01N21W03H03	Active	PV	PV	AG	2021-1	113.38
01N21W03H03	Active	PV	PV	AG	2021-2	175.85
01N21W03H03	Active	PV	PV	AG	2022-1	151.2
01N21W03H03	Active	PV	PV	AG	2022-2	4.87
01N21W03H03	Active	PV	PV	AG	2023-1	38.74
01N21W03H03	Active	PV	PV	AG	2023-2	23.41
01N21W03H03	Active	PV	PV	AG	2024-1	29.04

January 20, 2025

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JAN 22 2025

Emergency Ordinance E Compliance Letter
Water Well Replacement Permit Applications

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

To whom it may concern:

This letter is to state that the proposed emergency replacement water well (to replace the existing State Well Number 01N21W03H03) will not result in any new or increased groundwater use at the following two irrigated parcels:

1. 230-0-061-010 (225.22 acres)
2. 230-0-061-090 (50.00 acres)

The estimated or reported irrigation extractions at the existing -03H02 and H03 usage from 2002-2024 are included as Table 1 on the next page. The largest reported volume during that time was 517.58 af in 2012. Therefore, cumulative extractions from the replacement well will never exceed more than 517.58 af in a given year.

Sincerely,



Adele Poliquin
R.N. Daily Ranch, LLC

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JAN 22 2025

SCHNEIDERS & ASSOCIATES, L.L.P.

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY
ROY SCHNEIDER

THEODORE J. SCHNEIDER
KATHLEEN J. SMITH
WILLIAM E. WINFIELD*
GEORGIANNA REGNIER
ERIC HIRSCHBERG

Of Counsel
DEBORAH A. PERKINS
MICHAEL R. SHEVLIN, P.E.**
GEOFF SINDON

*Board Certified - Business Bankruptcy Law
American Board of Certification
**Registered Patent Attorney

ATTORNEYS AT LAW



Tel: (805) 764-6370
Fax: (805) 981-1133

RSTLEGAL.COM

300 E. ESPLANADE DRIVE
SUITE 1980
OXNARD, CA 93036

2945 TOWNSGATE ROAD
SUITE 200
WESTLAKE VILLAGE, CA 91361

Reply to Oxnard Office

Writer's email: rschneider@rstlegal.com

October 4, 2018

SENT VIA: CERTIFIED MAIL

Fox Canyon Groundwater Management Agency
800 S. Victoria Avenue
Ventura, Ca 93001

RE: Fox Canyon Approval Letter / FCGMA Well Application No. 0272

Dear Sir or Madam:

Please be advised the undersigned is counsel for the Trustee of the Daily Family Trust, which is the owner of that certain Assessor's Parcel No. 230-0-061-090, on which property the original well is located and is a subject of the above-referenced Well Application. This letter shall serve as acknowledgement and support of drilling a replacement well on Assessor's Parcel NO. 230-0-061-010. The original well and the contemplated replacement well has and will continue to serve both parcels.

If you have any questions or concerns, please feel free to contact the undersigned. Thank you for your cooperation.

Very truly yours,

SCHNEIDERS & ASSOCIATES, L.L.P.

A handwritten signature in black ink, appearing to read 'Roy Schneider', is written over the printed name.

ROY SCHNEIDER

RECEIVED

OCT 09 2018

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

RECEIVED

JAN 22 2025

CONV-1A

File #

302019217001



State of California

Secretary of State

Certificate of Conversion

FILED
 Secretary of State
 State of California

SEP 18 2019

This Space For Filing Use Only

IMPORTANT — Read all instructions before completing this form.

Converted Entity Information

1. Name of Converted Entity

R.N. Daily Ranch, LLC

2. Form of Entity

Limited Liability Company

3. Jurisdiction

Delaware

4. Mailing Address of Chief Executive Office

City

State

Zip Code

5. Street Address of Chief Executive Office - Do not list a P.O. Box

City

State

Zip Code

882 Rim Crest Drive,

Westlake Village

CA

91361

6. Street Address of the California Office, if any - Do not list a P.O. Box

City

State

Zip Code

882 Rim Crest Drive,

Westlake Village

CA

91361

7. If the converting entity is a California corporation, limited liability company, limited partnership or general partnership, you must designate an agent for service of process: Item 7a: List the name of an individual or a corporation registered in CA under California Corporations Code section 1505 that agrees to be your agent for service of process. You may not list the converted entity as the agent. Item 7b: If the agent is an individual, list the agent's business or residential street address. Item 7c: If the agent is an individual, list the mailing address of the converted entity's agent. Do not list an address if the agent is a California registered corporate agent as the address for service of process is already on file.

a. Name of Agent For Service of Process

Adele D. Poliquin

b. If an individual, Street Address of Agent for Service of Process - Do not list a P.O. Box

City

State

Zip Code

882 Rim Crest Drive

Westlake Village

CA

91361

c. If an individual, Mailing Address of Agent for Service of Process

City

State

Zip Code

882 Rim Crest Drive

Westlake Village

CA

91361

Converting Entity Information

8. Name of Converting Entity

RND Camarillo Ranch Partnership

9. Form of Entity

General Partnership

10. Jurisdiction

California

11. CA Secretary of State File Number, if any

302019217001

12. The principal terms of the plan of conversion were approved by a vote of the number of interests or shares of each class that equaled or exceeded the vote required. If a vote was required, the following was required for each class:

The class and number of outstanding interests entitled to vote.

AND

The percentage vote required of each class.

Additional Information

13. Additional Information set forth on the attached pages, if any, is incorporated herein by this reference and made part of this certificate.

14. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct of my own knowledge. I declare I am the person who executed this instrument, which execution is my act and deed.

Date

Signature of Authorized Person

See attached signature page

Type or Print Name and Title of Authorized Person

Signature of Authorized Person

Type or Print Name and Title of Authorized Person

CONV-1A (REV 10/2018)

APPROVED BY SECRETARY OF STATE

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JAN 22 2025

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

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CERTIFICATE OF CONVERSION

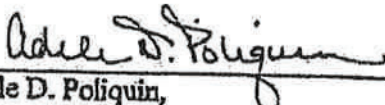
RND Camarillo Ranch Partnership

Signature Page

14. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct of my own knowledge. I declare I am the person who executed this instrument, which execution is my act and deed.

Date: September 13, 2019

Signatures of Authorized Persons


Adele D. Poliquin,

Trustee of the Enid Daily Trust FBO
Richard N. Daily dated January 24, 1970,
as amended, Partner


Adele D. Poliquin,

Trustee of the Richard N. Daily Separate
Property Trust dated May 25, 1995, as
amended, Partner

Riedel, Kathleen

From: bev <bevg@hvwonline.com>
Sent: Friday, June 19, 2020 2:03 PM
To: Jones, Kathy; Riedel, Kathleen
Cc: 'Alyssa Gutierrez'
Subject: Daily Property
Attachments: Fox Canyon Allocation 2005-2014.pdf; daily semi ann stmts.pdf

CAUTION: If this email looks suspicious, DO NOT click. Forward to
Spam.Manager@ventura.org

Kathy:

The allocation for the RN Daily Ranch is on the destroyed well 01N21W03H02 with comb code of OVP-OTR. The new well is 01N21W03H03 with comb code RNDCAM. Can you please combine both to RNDCAM or if it's easier since there is less reports, delete RNDCAM and transfer that usage to OVP-OTR.

We apologize for this error. We reviewed the well permit and see that we were supposed to keep the same comb code. When we completed the Fox Canyon registration form we left it blank instead of putting the OVP-OTR comb code so we ended up with a new comb code.

Thank you.

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com
(805) 642-0211

Riedel, Kathleen

From: Roy Schneider <rschneider@rstlegal.com>
Sent: Friday, June 26, 2020 3:37 PM
To: Riedel, Kathleen
Subject: FW: Has Authorization Form been filed for 01N21W03H02?
Attachments: SKMBT_C28020062212460.pdf; SKMBT_C28020062309090.pdf

CAUTION: If this email looks suspicious, DO NOT click. Forward to Spam.Manager@ventura.org

Hi Kathleen: Thank you for speaking with me yesterday regarding the above-subject. As you can see, the Ranch Manager is worried. I just want to follow up with you and clarify that the attached Allocation form does not have to be filed by June 30th and that if it is not, the two parcels will not lose their water allocation. There is one well operator for the replaced well and he is leasing both parcels for his farming operation. I know Bev and my clients will rest a bit easier if they aren't worried about losing water because the Allocation Transfer form wasn't timely submitted. As I explained, the parties may be moving forward with a Well Sharing Agreement and the owner of the destroyed well, situated on a separate parcel from the one where the well now sits, would like to have that in place before transferring the allocation. Can you please confirm our understanding. Thanks so much and have a great weekend. Roy

Roy Schneider
Attorney at Law



www.rstlegal.com | 805-764-6370

The information contained in this email and any accompanying attachment(s) is for the use of the intended recipient only and may be confidential or attorney-client privileged. If you are not the intended recipient, unauthorized use, disclosure or copying is prohibited and may be unlawful. If you have received this email in error, please notify the sender by return email, and delete the original message. Thank you.

From: Roy Schneider <rschneider@rstlegal.com>
Sent: Friday, June 26, 2020 3:27 PM
To: 'Deanne Daily' <deannedaily@gmail.com>; Noel Daily <nndaily@roadrunner.com>
Subject: Fwd: Has Authorization Form been filed for 01N21W03H02?

Hi. Here is the latest from Bev and her communications with Fox Canyon. Still waiting to hear from water law firm. I think the destroyed well and new well have same CompCode.

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

From: bev <bevg@hvwnonline.com>
Sent: Friday, June 26, 2020 3:16:26 PM
To: Roy Schneider <rschneider@rstlegal.com>
Subject: Has Authorization Form been filed for 01N21W03H02?

Roy:

We have been going back and forth with Kathleen on this subject. The best way to answer your question is to share the email thread below. It's frustrating to say the least. I remain extremely concerned that there could be some technicality regarding our well transfer that could jeopardize our allocation. **It's just not worth the risk**, we need to submit the request before June 30th as a safety measure to ensure we don't lose our water allocation.

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com
(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]
Sent: Friday, June 26, 2020 11:57 AM
To: Alyssa Gutierrez <alyssa@hvwonline.com>
Cc: Jones, Kathy <Kathy.Jones@ventura.org>; Gutierrez, Beverly <bevg@hvwonline.com>
Subject: Has Authorization Form been filed for 01N21W03H02?

Good Morning Alyssa,

Has an authorization form been submitted for Laubacher Farms to operate destroyed well 01N21W03H02? The well is currently associated with a different operator in our data base.

Best regards,
Kathleen

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection
(805) 654-2954
kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: Alyssa Gutierrez <alyssa@hvwonline.com<mailto:alyssa@hvwonline.com>>
Sent: Friday, June 26, 2020 11:25 AM
To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>

Cc: Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>; Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Subject: RE: Combining wells RE: Daily allocation

Kathleen,

There was only ever one well in operation at a time. We only had one tenant at a time.

The same tenant, Laubacher Farms, is on both parcels. His leases were effective as of 2/1/19.

Prior to that, Oceanview Produce was leasing both parcels.

Does that help?

Alyssa Gutierrez
Hoffman, Vance & Worthington
1000 S. Seaward Avenue
Ventura, California 93001
Phone (805) 642-0211

From: Riedel, Kathleen
<Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>
Sent: Friday, June 26, 2020 11:11 AM
To: Alyssa Gutierrez <alyssa@hvwonline.com<mailto:alyssa@hvwonline.com>>
Cc: Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>; Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Subject: RE: Combining wells RE: Daily allocation

Good Morning Allyssa,

In response to your e-mail, see below. Timing of the combining wells of wells on to a single CombCode is important for reporting purposes. Based on information provided the two wells have different operators. It is not clear who the tenant/well operator is for the two wells. Based on communications, I understand that there is a contract for a tenant to farm the two parcels. Who is that tenant? When does or did that contract begin?

Best Regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection

(805) 654-2954

kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: Riedel, Kathleen

Sent: Friday, June 26, 2020 10:52 AM

To: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>

Cc: Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>

Subject: Combining wells RE: Daily allocation

Good Morning Bev,

The June 30th date does not apply to combining two wells onto one CombCode.

Best Regards,

Kathleen Riedel

Kathleen Riedel, PG, CEG

Groundwater Specialist

Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection

(805) 654-2954

kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>

Sent: Friday, June 26, 2020 10:41 AM

To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>

Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>

Subject: RE: Daily transfer of allocation

Kathleen:

I do want to operate with one combcode. Just clarifying that there are 2 combcodes currently. One that exists on the old well and one for the new well. We are submitting our application to transfer from old well to new well. The stress of potentially issuing a deadline on a technicality is making me crazy so to be crystal clear, the deadline of June 30th does not apply to Daily Ranch if we are transferring one combcode from old well to a new combcode for new well.

Thanks.

Bev

Beverly Gutierrez

HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com<mailto:bevg@hvwonline.com>
(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]
Sent: Friday, June 26, 2020 10:19 AM
To: Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

Good Morning Bev,

Based on your e-mail below, is it your intention to operate the well SWN 01N21W03H03S inconsistent with the conditions in FCGMA Well Permit No 0272. Am I to understand that you are not planning on changing CombCodes as stated in your e-mail dated June 19, 2020 at 2:03 PM?

Best regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection
(805) 654-2954
kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Sent: Friday, June 26, 2020 9:31 AM
To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

Kathleen:

Thank you for your response. We don't have the same combcode for the destroyed well and the new well so we don't have a single combcode so it appears the June 30th deadline might be applicable?

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com<mailto:bevg@hvwonline.com>
(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]
Sent: Thursday, June 25, 2020 4:51 PM
To: Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

Good Afternoon Bev,

The June 30th date is found in Section 11.7 of the Ordinance (copy appended) and applies to variances. Applications for corrections to reported extractions and brining reporting into compliance for non-reported periods are to be submitted by June 30. Transfers of allocation can occur after June 30th.

It is my understanding that a single tenant is to be farming APNs 230-0-061-090 and 230-0-061-010 under a single FCGMA account (CombCode).

Destroyed well SWN 01N21W03H02S is located on APN 230-0-061-090 (50.00 acres) owned by Daily Family Trust. Active well SWN 01N21W03H03S is located on APN 230-0-061-010 (225.22 acres) owned by Richard N Daily Trust. Well SWN 01N21W03H03S is new well that was not in operation during the new groundwater extraction allocation system base period. Destroyed well SWN 01N21W03H03S was operated during the new groundwater extraction allocation system base period and is associated with a groundwater extraction allocation. Fox Canyon Groundwater Management Agency Well Permit No. 0272 is appended for reference.

If both wells are operated under the same CombCode, then no transfer of allocation is needed.

Best Regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed
Protection
(805) 654-2954
kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwnonline.com<mailto:bevg@hvwnonline.com>>
Sent: Thursday, June 25, 2020 2:46 PM
To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>
Subject: Daily

Kathleen:

Can you please put it in writing that the Daily transfer from the destroyed well L04 to M02 does not have a deadline of June 30th.

Thank you.

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwnonline.com<mailto:bevg@hvwnonline.com>
(805) 642-0211

<Owner_Authorization_Form.pdf>

Riedel, Kathleen

From: Riedel, Kathleen
Sent: Friday, June 26, 2020 4:01 PM
To: Roy Schneider
Subject: RE: Has Authorization Form been filed for 01N21W03H02?
Attachments: Owner_Authorization_Form.pdf; Daily Property

Good Afternoon Roy,

This e-mail is in follow-up to our telephone conversation. Per your request the Authorization form is appended. Currently destroyed well 01N21W03H02 is not associated with the tenants account. I understand that the tenant is Hank Laubacher. Mr. Laubacher is operating the replacement well under FCGMA account (CombCode) RND CAM. Currently the destroyed well is associated with a former tenant's account.

If you have any questions please call or e-mail.

Best Regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG

Groundwater Specialist

Fox Canyon Groundwater Management Agency, and
VC Public Works Agency - Watershed Protection

(805) 654-2954

kathleen.riedel@ventura.org

From: Roy Schneider <rschneider@rstlegal.com>
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To: Riedel, Kathleen <Kathleen.Riedel@ventura.org>
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Roy Schneider
Attorney at Law

 **Schneiders & Associates LLP**
— A BUSINESS LAW FIRM —
www.rstlegal.com | 805-764-6370

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Sent: Friday, June 26, 2020 3:27 PM
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Get [Outlook for Android](#)

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Sent: Friday, June 26, 2020 11:57 AM
To: Alyssa Gutierrez <alyssa@hvwonline.com>
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Subject: RE: Combining wells RE: Daily allocation

Kathleen,

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kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Sent: Friday, June 26, 2020 10:41 AM

To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

Kathleen:

I do want to operate with one combcode. Just clarifying that there are 2 combcodes currently. One that exists on the old well and one for the new well. We are submitting our application to transfer from old well to new well. The stress of potentially issuing a deadline on a technicality is making me crazy so to be crystal clear, the deadline of June 30th does not apply to Daily Ranch if we are transferring one combcode from old well to a new combcode for new well.

Thanks.

Bev

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Ventura, CA 93001
bevg@hvwonline.com<mailto:bevg@hvwonline.com>
(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]
Sent: Friday, June 26, 2020 10:19 AM
To: Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

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Kathleen Riedel, PG, CEG

Groundwater Specialist

Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection

(805) 654-2954

kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>

Sent: Friday, June 26, 2020 9:31 AM

To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>

Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>

Subject: RE: Daily transfer of allocation

Kathleen:

Thank you for your response. We don't have the same combcode for the destroyed well and the new well so we don't have a single combcode so it appears the June 30th deadline might be applicable?

Bev

Beverly Gutierrez

HOFFMAN, VANCE & WORTHINGTON, INC.

1000 S. Seaward Avenue

Ventura, CA 93001

bevg@hvwonline.com<mailto:bevg@hvwonline.com>

(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]

Sent: Thursday, June 25, 2020 4:51 PM

To: Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>

Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>

Subject: RE: Daily transfer of allocation

Good Afternoon Bev,

The June 30th date is found in Section 11.7 of the Ordinance (copy appended) and applies to variances. Applications for corrections to reported extractions and brining reporting into

compliance for non-reported periods are to be submitted by June 30. Transfers of allocation can occur after June 30th.

It is my understanding that a single tenant is to be farming APNs 230-0-061-090 and 230-0-061-010 under a single FCGMA account (CombCode).

Destroyed well SWN 01N21W03H02S is located on APN 230-0-061-090 (50.00 acres) owned by Daily Family Trust. Active well SWN 01N21W03H03S is located on APN 230-0-061-010 (225.22 acres) owned by Richard N Daily Trust. Well SWN 01N21W03H03S is new well that was not in operation during the new groundwater extraction allocation system base period. Destroyed well SWN 01N21W03H03S was operated during the new groundwater extraction allocation system base period and is associated with a groundwater extraction allocation. Fox Canyon Groundwater Management Agency Well Permit No. 0272 is appended for reference.

If both wells are operated under the same CombCode, then no transfer of allocation is needed.

Best Regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection
(805) 654-2954
kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Sent: Thursday, June 25, 2020 2:46 PM
To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>
Subject: Daily

Kathleen:

Can you please put it in writing that the Daily transfer from the destroyed well L04 to M02 does not have a deadline of June 30th.

Thank you.

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.

1000 S. Seaward Avenue

Ventura, CA 93001

bevg@hvwonline.com<mailto:bevg@hvwonline.com>

(805) 642-0211

<Owner_Authorization_Form.pdf>



FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY

BOARD OF DIRECTORS

Eugene F. West, Chair, Camrosa Water District
David Borchard, Vice Chair, Farmer, Agricultural Representative
Steve Bennett, Supervisor, County of Ventura
Charlotte Craven, Councilperson, City of Camarillo
Robert Eranio, Director, United Water Conservation District

EXECUTIVE OFFICER

Jeff Pratt, P.E.

October 29, 2018

Ms. Adele D. Poliquin
882 Rim Crest Drive
Westlake Village, CA 91361

RND Camarillo Ranch Partnership
215 E. Daily Drive #23
Camarillo, CA 93010

SUBJECT: CONDITIONAL APPROVAL OF WELL PERMIT APPLICATION FOR APN 230-0-061-010; FCGMA PERMIT NO. 0272

Dear Ms. Adele D. Poliquin and RND Camarillo Ranch Partnership:

Based on the submitted application and supporting documentation, the proposed well is a replacement well for active well State Well Number (SWN) 01N21W03H02S located on a parcel identified as Assessor's Parcel Number (APN) 230-0-061-090 (50.00 acres). The proposed well is to be located on the adjacent parcel APN 230-0-061-010 (225.22 acres) to the east. The proposed and existing wells are located in the central portion of the parcels, near the western boundaries, which are located in the west central portion of the Pleasant Valley groundwater basin. The well being replaced has provided a groundwater supply for agricultural use on parcels APNs 230-0-061-010 and 230-0-061-090. The proposed well is to serve in the same capacity. Aside from the well being replaced, there are two active wells within approximately 0.43 mile of the proposed well location. The Agency did not review the application for potential well interference.

We have conditionally approved your well permit application as described below. Conditions of well permit approval are:

1. Well SWN 01N21W03H02S is to be destroyed under Ventura County WPD well permit within 1 year of completion of drilling activities.
2. Groundwater extractions from the well are to be reported under the same well group as the well being replaced.
3. The groundwater well is to be registered with the FCGMA.
4. Operation of the well must comply with the FCGMA Ordinance Code.
5. No groundwater is to be exported outside of the FCGMA boundary.
6. Groundwater extractions from the extraction facility shall be measured with a calibrated flowmeter.
7. Irrigation systems shall incorporate irrigation best management practices consistent with current industry standards.
8. The well shall be constructed with a sounding tube having a minimum diameter of 1.5 inches.
9. The groundwater extraction allocation (while Emergency Ordinance E is in effect) is based on meeting the Irrigation Allowance Index value, currently set at 1.0 and not exceeding the cap for the zone. Exceeding the values will result in imposition of surcharges. [Note: The FCGMA Board of Directors plans to adopt an ordinance for a new allocation system to replace Emergency Ordinance E and

800 South Victoria Avenue, Ventura, CA 93009-1610
(805) 654-2014 FAX: (805) 654-3350
Website: www.fcgma.org

historical allocation. Future extractions will be subject to any future ordinances adopted by the FCGMA Board.]

10. While Emergency Ordinance E is in effect, there is to be no new or increased use of groundwater. A new or increased use of groundwater is one that did not exist before April 11, 2014. The combined total annual extractions from the well group, which includes well SWN 01N21W03H02S and the replacement well, **shall not exceed 517.58 acre-feet per year.**

If you have any questions, please call me at (805) 654-2954.

Sincerely,



Kathleen Riedel, CEG
Groundwater Specialist

Enclosures: (1) Groundwater Extraction Facility Registration Form
(2) Flowmeter Update Form

Cc: Jeff Pratt, Executive Officer
Beverly C. Gutierrez



FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A state of California water agency
800 S. Victoria Avenue, Ventura, CA. 93009-1610
Phone (805) 645-1372 or 654-2014 Fax 654-3350
Websites: <http://fcgma.org> or <https://fcgmaonline.org>

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FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

WATER WELL PERMIT APPLICATION (NO-FEE REQUIRED)

GENERAL INFORMATION

Fox Canyon Groundwater Management Agency (FCGMA) Ordinance Code requires that before drilling a new water well within the boundaries of the FCGMA, a completed water well permit application must be submitted. **THIS IS A NO-FEE PERMIT.** In addition, a **FEE-BASED** Ventura County Watershed Protection District Water Well Permit must be approved and secured **prior** to any construction.

All groundwater extraction facilities within the boundaries of the Agency shall be registered with the Agency. All new extraction facilities constructed within the Agency Boundary shall obtain a no-fee permit from the Agency prior to the issuance of a Well Permit by the Ventura County Watershed Protection District. No extraction facility may be operated or otherwise utilized so as to extract groundwater within the boundaries of the Agency, or in the Expansion Area unless that facility is registered with the Agency, metered and permitted, if required and all extractions reported to the Agency as required.

Copies of the current FCGMA Ordinance Code and other pertinent information regarding the FCGMA can be obtained by calling (805) 645-1372 or (805) 654-2014 or by visiting our website at <http://fcgma.org>.

INSTRUCTIONS

(Fill in the requested information and provide an Assessor's Parcel Map as described under Item D.)

A. OWNERSHIP

Owner's Name: RND Camarillo Ranch Partnership

Operator's Name (if different from Owner): _____

Mailing Address: 882 Rim Crest Drive, Westlake Village, CA 91361

Phone No(s): (805) 642-0211 FAX No: (805) 642-1220 Cell No. Adele D. Poliquin: (818) 577-5354

B. TYPE OF USE

If use of water is for irrigation, check box 1 and describe proposed crops and acreage. If water is for municipal, industrial or domestic uses, check box 2 and describe number of people served, etc.

1. ☒ **Irrigation**

PROPOSED REPLACEMENT WELL

List types of crops and corresponding acreage that will be irrigated:

<u>Crop Type</u>	<u>Acreage</u>
<u>Row Crops</u>	<u>275</u>
_____	_____
_____	_____

Describe irrigation system: list size and approximate length of pipelines and type of irrigation system, i.e., sprinkler, drip, furrow, etc.:

Drip & Sprinkler; 800 ft rows

Emergency replacement of well for ag. production. No storage tanks.

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2. ☐ **Municipal, Industrial or Domestic**

List number of people and/or number of housing units served. If industrial use is proposed, describe type of industrial use: _____

Describe water system: list size and length of pipelines, size of storage tanks, etc.: _____

C. **PROPOSED EXTRACTION**

Show calculations for anticipated annual pumping in acre-feet per year (AF/yr): 1 x Replacement Well for the Existing SWN 01N21W03H02S -- drilled in 2002, 16" steel casing to 905 ft bgs, history of sand production
Historical Allocation: 517.58 acre-ft

*[See attached map for irrigation allowance index calculations]*D. **LOCATION OF PROPOSED USE**

On a County Assessor's Parcel Map accurately plot and outline the location(s) of proposed groundwater use. Show location of proposed water well. Give dimensions of area(s) to be irrigated. Indicate crop type for each area. For M & I or other uses, show location of water distribution system, type of water use and location of structures to be served. Attach the Assessor's Parcel Map to this application. *(No permit applications will be approved without an adequate attached parcel map.)*

E. **APPLICANT'S SIGNATURE AND DATE**

Sign, date and submit this application to the Fox Canyon Groundwater Management Agency, c/o Watershed Protection District, Water and Environmental Resources Division, Groundwater Section, 800 South Victoria Avenue, L #1610, Ventura, CA 93009-1610.

Applicant's Signature: _____

Date 2-13-18**DISPOSITION OF FCGMA APPLICATION**

(For office use only)

- ☐ Approved
☒ Approved with conditions
☐ Denied

State Well No. _____

GMA Permit No. 0272

County Permit No. _____

Conditions/Reason for Denial: Conditions are listed in the October 29, 2018 letter transmitting approval.

By: Kathleen RiedelDate 10/29/2018

This application is a permit when signed by the FCGMA Executive Officer or his/her designated appointee.


 Jeff Pratt, P.E., FCGMA Executive Officer
Date 10/29/2018

Approx. 275.22 Irrigated Acres in Zone 2 (Camarillo)
Misc. Vegetable Single Crop in Typical Year 1.1 to 1.7 AF/Acre
= 299.44 to 462.77 AFY

RANCHO COLONIA, SUB.67, POR. SUB.66 & 68: RANCHO
 PLEASANT

01N21W03H02
Drilled 2002
16" Steel Casing to 905 ft
Historical Allocation: 517.58 AF

Proposed Replacement Well:
16" Casing to 900 ft

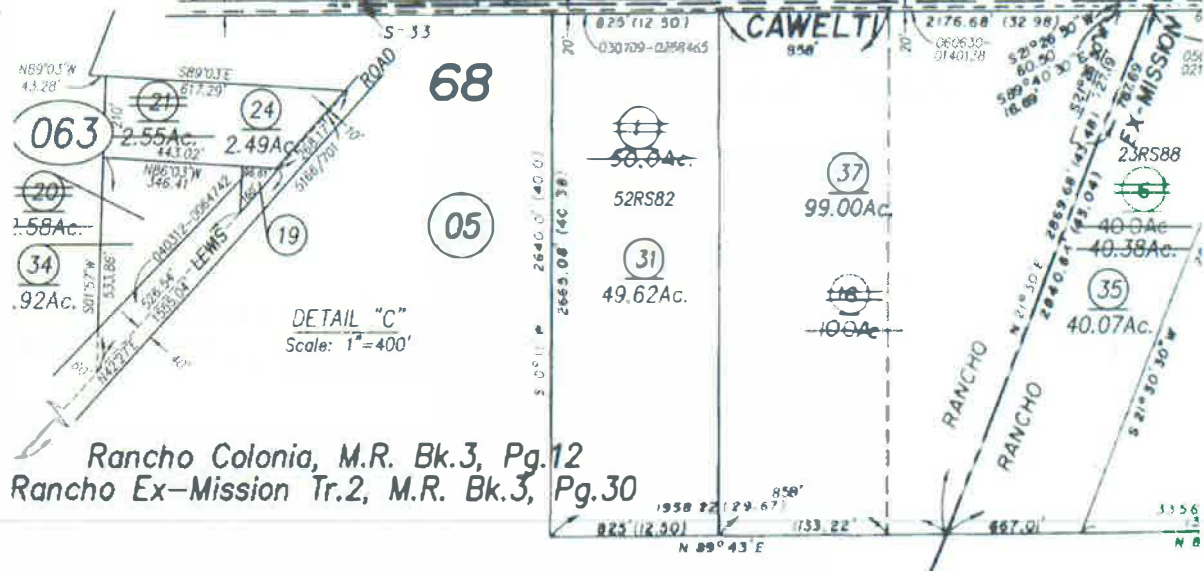
APN
230-0-
061-090

APN
230-0-
061-010

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FOX CANYON GROUNDWATER
 MANAGEMENT AGENCY



Rancho Colonia, M.R. Bk.3, Pg.12
 Rancho Ex-Mission Tr.2, M.R. Bk.3, Pg.30

230-06

Roll-Year 14-15		BK. 230 , PG. 06	
DATE	REFERENCE DOC.	Code	EXPLANATION
9/4/2013	20130104-00001582	Other	Description
			Adding Reference To APN

October 4, 2018

*Emergency Ordinance E Compliance Letter
Water Well Replacement Permit Applications*

To Whom It May Concern,

This letter is to state that the proposed replacement water well (to replace the existing State Well Numbers 01N21W03H02) will not result in any new or increased groundwater use at the following two irrigated parcels:

1. 230-0-061-010 (225.22 acres)
2. 230-0-061-090 (50.00 acres)

The estimated or reported irrigation extractions at the existing -03H02 agricultural well, from when its construction in 2002 through 2017, are included as Table 1 on the next page. The largest reported volume during that time was 517.58 total acre-feet in 2012. Therefore, cumulative extractions from the replacement well will never exceed more than 517.58 total acre-feet in a given year.

Sincerely,



Adele Poliquin
RND Camarillo Ranch Partnership



SCHNEIDERS & ASSOCIATES, L.L.P.

ATTORNEYS AT LAW

ROY SCHNEIDER
THEODORE J. SCHNEIDER
KATHLEEN J. SMITH
WILLIAM E. WINFIELD*
GEORGIANNA REGNIER
ERIC HIRSCHBERG



300 E. ESPLANADE DRIVE
SUITE 1980
OXNARD, CA 93036

2945 TOWNSGATE ROAD
SUITE 200
WESTLAKE VILLAGE, CA 91361

Of Counsel
DEBORAH A. PERKINS
MICHAEL R. SHEVLIN, P.E.**
GEOFF SINDON

Tel: (805) 764-6370
Fax: (805) 981-1133

Reply to Oxnard Office

RSTLEGAL.COM

Writer's email: rschneider@rstlegal.com

*Board Certified Business Bankruptcy Law
American Board of Certification
**Registered Patent Attorney

October 4, 2018

SENT VIA: CERTIFIED MAIL

Fox Canyon Groundwater Management Agency
800 S. Victoria Avenue
Ventura, Ca 93001

RE: Fox Canyon Approval Letter / FCGMA Well Application No. 0272

Dear Sir or Madam:

Please be advised the undersigned is counsel for the Trustee of the Daily Family Trust, which is the owner of that certain Assessor's Parcel No. 230-0-061-090, on which property the original well is located and is a subject of the above-referenced Well Application. This letter shall serve as acknowledgement and support of drilling a replacement well on Assessor's Parcel NO. 230-0-061-010. The original well and the contemplated replacement well has and will continue to serve both parcels.

If you have any questions or concerns, please feel free to contact the undersigned. Thank you for your cooperation.

Very truly yours,

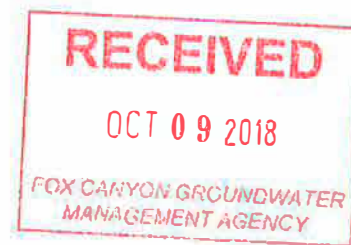
SCHNEIDERS & ASSOCIATES, L.L.P.

ROY SCHNEIDER



TABLE 1	01N21W03H02
2002	471.9*
2003	471.9*
2004	471.9*
2005	325.86
2006	309.25
2007	130.16
2008	128.36
2009	85.77
2010	265.87
2011	361.23
2012	517.58
2013	457.21
2014	504.98
2015	273.28
2016	228.68
2017	126.01

Estimated (2002-2004) and Reported (2005-2017) Irrigation Extractions*





County of Ventura
APPLICATION FOR WELL PERMIT

800 South Victoria Avenue; Ventura, CA 93009-1610

RND Camarillo Ranch Partnership

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VENTURA COUNTY GROUNDWATER
 MANAGEMENT AGENCY

	Property Owner*	Driller	Registered Inspector
Name	Adele D. Poliquin	United Well Service, Inc.	
Address	822 Rim Crest Drive Westlake Village, CA 91361	6400 Price Way Bakersfield CA 93308	
Telephone	(805) 642-0211	(805) 390-6712	
License No.		C57-1000753	
Lic. Exp. Date		02/28/2019	
APN(s)	230-0-061-010		

Type of Work	Use	Proposed Construction
<input type="checkbox"/> <u>Water Supply Well</u> <input type="checkbox"/> New (No. _____) <input checked="" type="checkbox"/> <u>Replacement Well</u> SWN of well to be replaced <u>01N21W03H02</u> <input type="checkbox"/> <u>Backup or Standby Well</u> SWN of well to be backed up _____ <input type="checkbox"/> <u>Destruction (No. _____)</u> SWN _____ <input type="checkbox"/> <u>Repair/Modify (No. _____)</u> SWN _____ <input type="checkbox"/> <u>Monitoring Well</u> <input type="checkbox"/> New (No. _____) <input type="checkbox"/> <u>Destruction (No. _____)</u> <input type="checkbox"/> <u>Engineering Test Hole (No. _____)</u> <input type="checkbox"/> <u>Cathodic Protection Well</u> <input type="checkbox"/> New (No. _____) <input type="checkbox"/> <u>Destruction (No. _____)</u>	<input checked="" type="checkbox"/> Agricultural <input type="checkbox"/> Cathodic <input type="checkbox"/> Domestic <input type="checkbox"/> Industrial <input type="checkbox"/> Monitoring <input type="checkbox"/> Municipal Estimate of anticipated annual pumping in acre feet per year <u>TBD by FCGMA</u> <u>[FCGMA App. No. 0272]</u> <u>Equipment</u> <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Hollow Stem <input type="checkbox"/> Geoprobe <input type="checkbox"/> Other (Describe) _____	Well Depth <u>900'</u> Bore Diameter <u>26"</u> <u>Casing</u> <input checked="" type="checkbox"/> Steel Diameter (in.) <u>16</u> <input type="checkbox"/> PVC Wall Gauge (in) <u>0.312</u> <input type="checkbox"/> Other (Describe) _____ <u>Perforations</u> From <u>620</u> to <u>900</u> ft From _____ to _____ ft From _____ to _____ ft Estimated Start Date: <u>1-Nov-2018</u>

*NOTE: If proposed water supply well is within the area referenced in the Ventura County Well Ordinance No. 4468 Sec 4826.1-Water Well and Water Well Prohibition, your permit application must be accompanied by documentation that explains the reason for requesting a variance. If the proposed water supply well is in an area that is exempted from the moratorium, e.g. cities, FCGMA, etc., your permit application must be accompanied by the proper agency permit/approval.

I hereby agree to comply with all provisions of Ventura County Well Ordinance No. 4468, and all applicable State of California and local regulations pertaining to well construction, repair, modification and destruction. I also agree to comply with all conditions of the issued permit to include the submittal of post requirement documents and reports. I understand that any modification of the issued permit requires approval by the Manager, Water Resources Division and that the information contained herein becomes a part of the permit when issued.

Property Owner's Signature		Date	<u>7-13-18</u>
Driller's Signature		Date	<u>7-12-2018</u>
Registered Inspector's Signature (Applies to monitoring wells and borehole work)		Date	

Application Page 1 of 2
 Permit No. _____

October 4, 2018

Page 2

On behalf of the Daily Family Trust, the owner of Assessor's Parcel No. 230-0-061-090, I hereby consent to the forgoing acknowledgment and support of the drilling of a replacement well on Assessor's Parcel No. 230-0-061-010 which will serve both parcels.

DAILY FAMILY TRUST


By: Noel Daily, Trustee

Bcc: Noel Daily & bevq@hvwonline.com





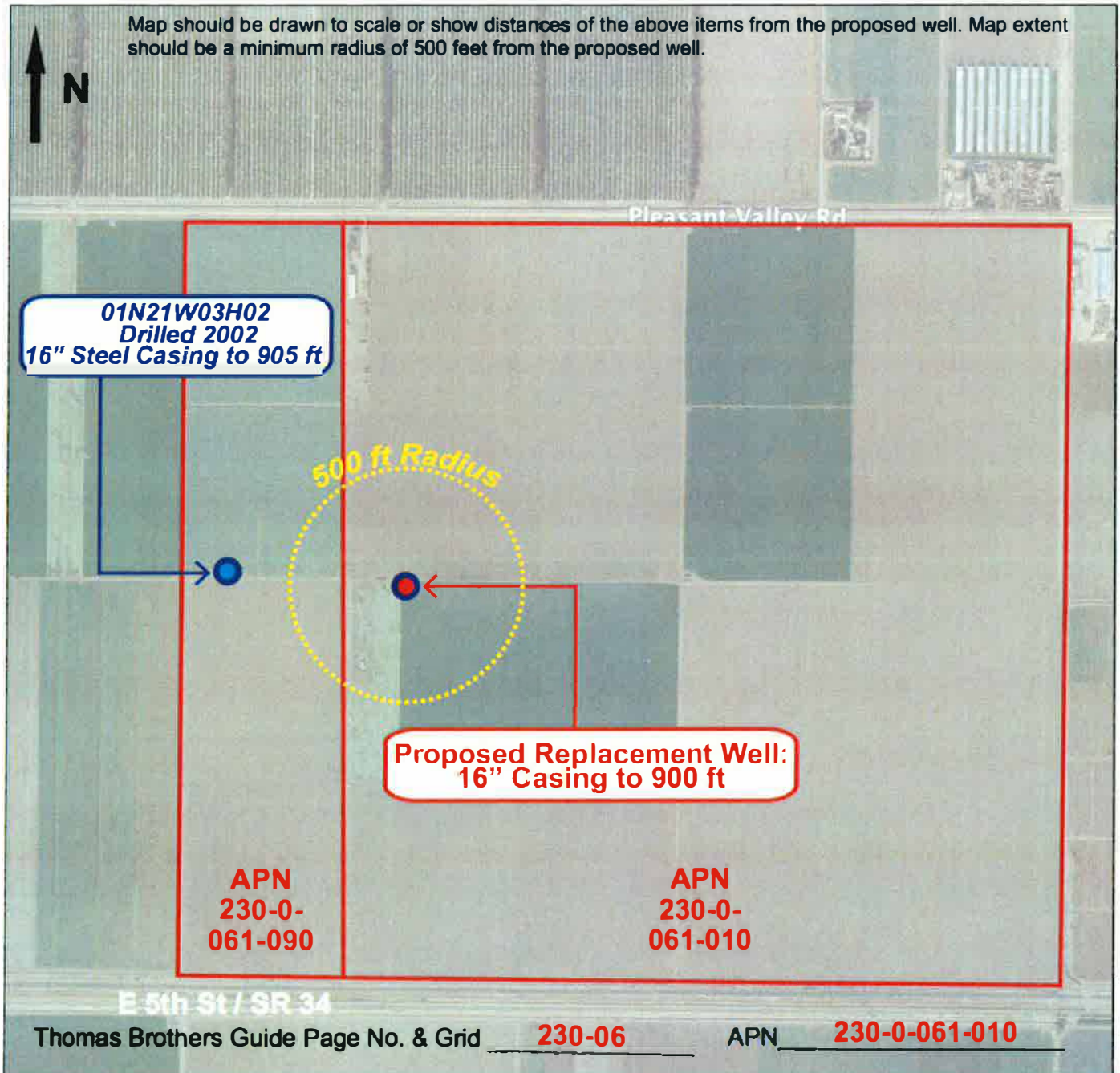
County of Ventura
APPLICATION FOR WELL PERMIT
 800 South Victoria Avenue; Ventura, CA 93009-1610

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OCT 09 2018

COY CANYON GROUNDWATER
 MANAGEMENT AGENCY

Well Location Map / Site Plan: Indicate exact location of proposed well, showing existing wells, water courses, roads, property lines, septic tanks and leach fields, sanitary, industrial, and storm sewers, barnyard and stable areas, feedlots, and solid waste disposal sites. Setbacks from potential sources of contamination shall comply with the California Department of Water Resources *California Well Standards Bulletin 74-90* available at the below website address:
http://www.water.ca.gov/groundwater/well_info_and_other/california_well_standards/well_standards_content.html



Application Page 2 of 2
 Permit No. _____

Item 17C – Email from RN Daily Staff

Riedel, Kathleen

From: bev <bevg@hvwonline.com>
Sent: Friday, June 19, 2020 2:03 PM
To: Jones, Kathy; Riedel, Kathleen
Cc: 'Alyssa Gutierrez'
Subject: Daily Property
Attachments: Fox Canyon Allocation 2005-2014.pdf; daily semi ann stmts.pdf

CAUTION: If this email looks suspicious, DO NOT click. Forward to
Spam.Manager@ventura.org

Kathy:

The allocation for the RN Daily Ranch is on the destroyed well 01N21W03H02 with comb code of OVP-OTR. The new well is 01N21W03H03 with comb code RNDCAM. Can you please combine both to RNDCAM or if it's easier since there is less reports, delete RNDCAM and transfer that usage to OVP-OTR.

We apologize for this error. We reviewed the well permit and see that we were supposed to keep the same comb code. When we completed the Fox Canyon registration form we left it blank instead of putting the OVP-OTR comb code so we ended up with a new comb code.

Thank you.

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com
(805) 642-0211



FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue, Ventura CA, 93009

Phone (805) 645-1372 Fax (805) 654-3350

Email fcgma.report@ventura.org Web <http://www.fcgma.org>

SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

BURKE, BURK, RND CAM, LAUB
 Received 9/23/19 Initial JH
 Agency No 01808 Date 9/19/19
 Amount of Check \$ 7,887.84

Comb Code: RND CAM
 Primary Use: AG

Semi-Annual Code: 2018/19-2
 Statement Number: SAES-2019-1-047396

Reporting Period: January 1, 2019 - July 31, 2019

Contact: Hank Laubacher
 Well Operator: Laubacher Farms, Inc.
 Address: 421 Eastwood Dr.
 City State Zip: Oxnard CA 93030
 Telephone: 8054886191
 Email: hankjr@laubacherfarms.com

Due Date : 09/29/2019

Please carefully fill out fields 1-17, and return this form with required payment by the due date (postmarked by due date is O.K.). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 9), and self-assess late penalty on any unpaid surcharges (Field 10). Do this by multiplying those by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records will be made available to other governmental agencies and to the public, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Current Meter	Flow Meter Readings		= Difference	x Mult.	/ Div.	AF Extraction
			Current	Previous				
RND Cam Ranch: 01N21W03H03 Active	20151452-10	<input type="checkbox"/>	55,533	51,605	3928	0.0100	1	39.28
Total Extraction (AF):								

**** PLEASE CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE ****

If you get 50.0019 AF, correct entry = 50.002 AF

OR

If you get 55.0014 AF, correct entry = 55.001 AF

****NEW REQUIREMENT****

Effective 2019-1 reporting period, FCGMA requires photographs of all meter readings to be submitted with Semi-Annual Extraction Statements (SAES). This applies to all wells required to have a meter in accordance with Agency Ordinance Code.

Photo should include Meter Face with Meter Totalizer Reading.

Mail photos with SAES, Upload to www.fcgmaonline.org, or Email to: fcgma.report@ventura.org

ENTERED
 9/25/19
 JH



FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue, Ventura CA, 93009

Phone (805) 645-1372 Fax (805) 654-3350

Email fcgma.report@ventura.org Web http://www.fcgma.org

SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Primary Use: AG

Semi-Annual Code: 2018/19-2

Statement Number: SAES-2019-1-047396

Reporting Period: January 1, 2019 - July 31, 2019

Fees

7	Previous Balance:	\$	0.00
8	Sustainability Fee:		
	[Total from Box 6: 39.28 AF x \$6.50]	+\$	255.32
9	Extraction Charge:		
	[Total from Box 6: 39.28 AF x \$6.00]	+\$	235.68
10	Surcharge:		
	[Exceedance: _____ AF]		
	(See Surcharge Rates for breakdown)	+\$	
Complete this section ONLY if past the due date (09/29/2019).			
11	Extraction Interest Charge:		
	[Extraction charge x 1.5% x month(s) overdue]	+\$	
12	Surcharge Late Penalty:		
	[Surcharge x 1.5% x month(s) overdue]	+\$	
12	Civil Penalty:		
	[\$50.00 x day(s) overdue]	+\$	
14	Amount Waived:	-\$	
15	Total Amount Due:	=	491.00
	[Total of lines 7 through 14]		
15	Total Amount Enclosed:		491.00

Please make payments to:
Fox Canyon Groundwater Management Agency
800 South Victoria Ave.
Ventura, CA 93009-1610
 Include CombCode in memo line of check payment.

Overpumping Surcharge Rates

Start (AF)	End (AF)	Charge Per AF
0.00	25.000	\$1,461.00
25.00	99.999	\$1,711.00
100.00	> 100,000	\$1,961.00

Irrigation Allowance

Crop Year 2018/2019 IAI Application Status: N/A.

Irrigation Allowance Index (IAI): N/A

To calculate surcharges due, if any, please enter the data from your Irrigation Allowance Index (IAI) Application in the table below.

	Acre-Feet
Water Applied:	101,006
Irrigation Allowance:	- 386.61
IAI Exceedance:	=

Agency-Wide Cap Calculation
(For Office Use Only)

Water Application:	AF/A
Agency-Wide Cap:	AF/A
Cap Exceedance:	AF

If after your submitted Irrigation Allowance Index (IAI) Application is reviewed, it is determined that the extractions from an Agricultural Extraction Facility are in excess of the Irrigation Allowance for 'Nursery (Greenhouse)', a surcharge will be assessed in accordance with Section 5.8.5.1 of the Ordinance Code.

Statement and Payment due by 09/29/2019. Failure to return this form and/or remit full payment by the due date shall make you subject to a civil penalty of \$50 per day.

You may submit your statement online at <https://www.fcgmaonline.org>.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

17 Print Name: HENRY LAUBACHER

Date: 9/15/2019

Signature: [Signature]

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.

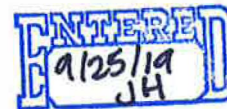
FOX CANYON GROUNDWATER MANAGEMENT AGENCY



800 S. Victoria Avenue, Ventura, CA 93009 - 1610
 Phone (805) 645-1372 Fax (805) 654-3350
 Websites www.fcgma.org OR www.fcgmaonline.org

Annual Application for Efficiency Allocation

[Irrigation Allowance Index Method]
 (Effective August 1, 2014)



Crop Year 2018/2019 (August 1, 2018 - July 31, 2019)

FCGMA CombCode: RWD01M

What is your ETO Zone (see attached map)? ZONE 2 Year Type: WET

Please complete the following tables for ALL water applied to irrigate your crops:

Groundwater Wells (List ALL State Well Nos.)		Extractions in Acre-feet		
		Aug - Dec	Jan - Jul	Yearly Total
01N21W03403		0	39.28	39.28
		Total Volume from Wells = 39.28 ①		

Water Purveyor (Examples: UWCD and PVCWD)		Deliveries in Acre-feet		
Turnout No. / Meter No.		Aug - Dec	Jan - Jul	Yearly Total
PVCWD	P-3C	0	61.726	61.726
		Total Volume from Purveyor = 61.726 ②		

Other Source: (Example: Neighbor's well with SWN)		Volume in Acre-feet		
		Aug - Dec	Jan - Jul	Yearly Total
		Total Volume from Other Sources = ③		

WATER APPLIED equals the sum of the total volume ①+②+③ = 101.006 ④

WATER APPLIED

Please complete tables for ALL irrigated acreage, crop categories & Irrigation Allowance:

Seasonal Crops (List specific crop category from Crop Irrigation Allowance table)	# of Irrigated Acres	Irrigation Allowance per Acre	% Complete for Crop Year	Irrigation Allowance per crop type
YEAR ROUND VEGGIES AND GRASS	263	3.5	42 %	386.61
				Total Seasonal Crop Irrigation Allowance = 386.61 ⑤

Annual & Year-Round Crops (List specific crop category from Crop Irrigation Allowance table)	# of Irrigated Acres	Irrigation Allowance per Acre*	# of Irrigated Months in Crop Year	Months per Year	Irrigation Allowance per crop type
		x	x	12	
		x	x	12	
		x	x	12	
		x	x	12	
					Total Annual Crop Irrigation Allowance = ⑥

*Irrigation Allowance/acre from FCGMA Crop Year Irrigation Allowance table (Included).

Total Seasonal Crop Irrigation Allowance	⑤	386.61
+		
Total Annual Crop Irrigation Allowance	⑥	0
=		
Total Irrigation Allowance	⑦	386.61 ⑦

TOTAL IRRIGATION ALLOWANCE

Irrigation Allowance Index (IAI) = WATER APPLIED divided by TOTAL IRRIGATION ALLOWANCE :

Irrigation Allowance Index (IAI)

$$\frac{101.006}{386.61} = \frac{262}{386.61}$$

(Rounded to the nearest tenth)

Irrigated Acres is > APN Acres

Total Acres Irrigated = 263
 Note: Required to determine if your water application exceeded the Agency-Wide cap.

? Aren't sure how to calculate your Irrigated Acres? Use the "Example Calculations..." located on the Irrigation Allowance Index page of the Agency's website.



Annual Application for Efficiency Allocation

[Irrigation Allowance Index Method]
(Effective August 1, 2014)

Crop Year 2018/2019 (August 1, 2018 - July 31, 2019)

Assessor's Parcel Information

Please list **ALL** Assessor's Parcel Numbers for **ALL** irrigated acres, regardless of ownership, that are being supplied water by the groundwater well(s), water purveyor(s) and other sources with which this Annual Application for Efficiency Allocation represents.

List the first nine (9) digits of each Assessor's Parcel Number (APN) below (remove the last digit).

(Example: Your APN is 100-0-040-035 so you would list 100-0-040-03.)

(1) <u>2 3 0 - 0 - 0 6 1 - 0 1</u>	(5) _____ - _____ - _____
(2) _____ - _____ - _____	(6) _____ - _____ - _____
(3) _____ - _____ - _____	(7) _____ - _____ - _____
(4) _____ - _____ - _____	(8) _____ - _____ - _____

Please include a map that clearly identifies the well location(s) and irrigated acres by crop category. We recommend you use the GIS Mapping Tool for this step.

Note: The GIS Mapping Tool can be found on the Irrigation Allowance Index page of the Agency's website.

The map **must** identify the following:

- (1) Assessor's Parcel No(s).
- (2) Well Location(s)
- (3) Irrigated Acres by Crop Category

Complete documentation, including calculations, on water applied (groundwater well(s), water purveyor(s) and other sources) and Irrigation Allowance for the current year is required. Failure to submit complete documentation may result in denial of this application and a surcharge or assessment of a civil penalty per Resolution No. 2013-01.

"I declare under penalty of perjury under the laws of the State of California that the information contained in this application is true and correct."

LAUBACHER FARMS INC
Well Operator Name (please print)

[Signature]
Well Operator Signature

PRESIDENT
Title

9/15/2019
Date

Application for Efficiency Allocation Checklist:

- ☐ Completed/Signed Application (pages 1-2)
- ☐ Map(s) clearly identifying the well location(s) AND the irrigated acres by crop category

(For Office Use Only)

Executive Officer Approval:

- ☐ Approved
- ☐ Returned for Corrections
- ☐ Denied

FCGMA Stamp



03H02
0272

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SEP 23 2019

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

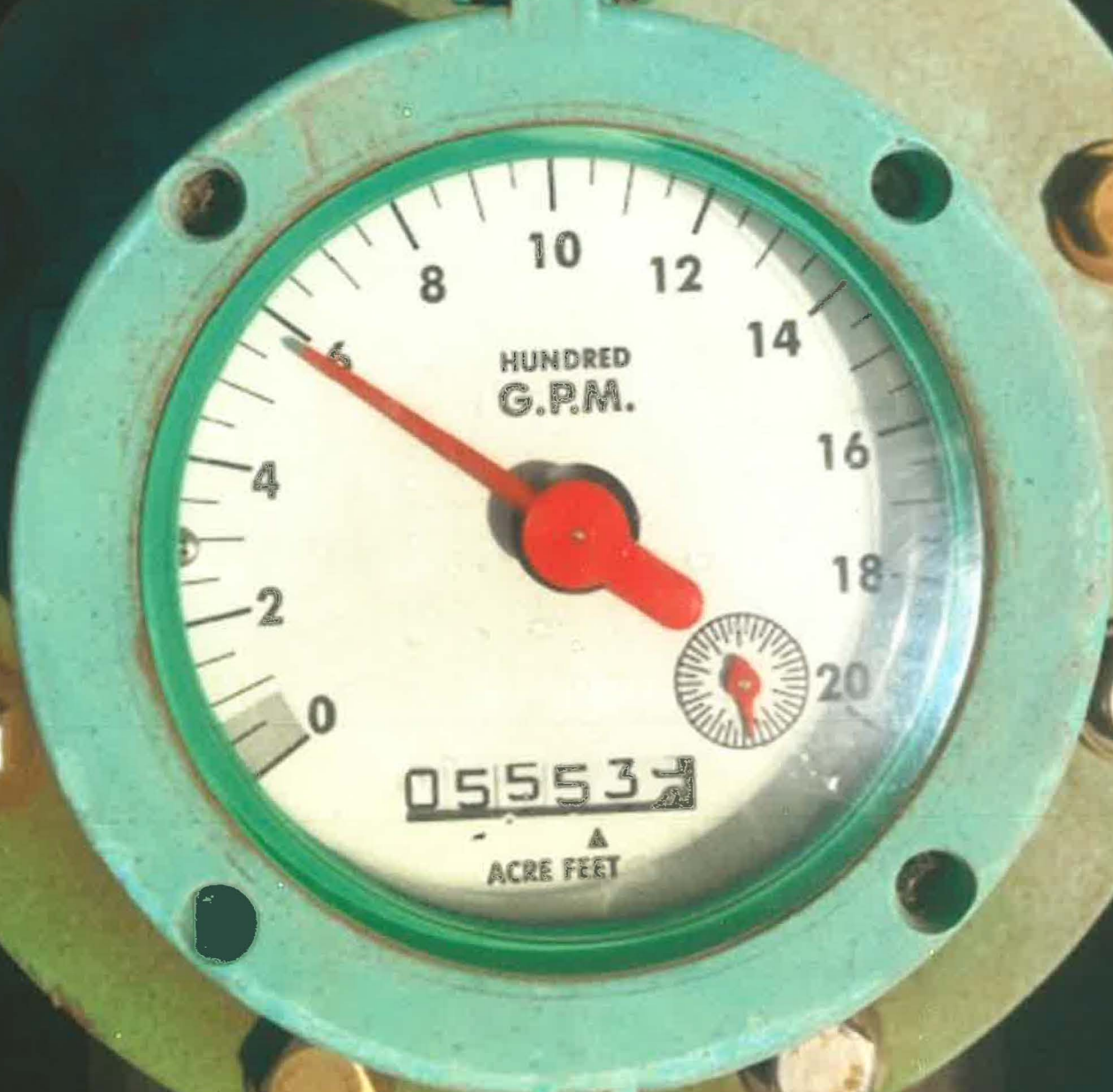
COMB CODE RND CAM

DAILY WELL

8 1 2019

01N21W03H03

S.N. 20151452 10



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JUN 13 2025
FACILITY
SAES

FOX CANYON GROUNDWATER MANAGEMENT AGENCY



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FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

800 S. Victoria Avenue, Ventura CA, 93009-1610

Phone (805) 645-1372 Fax (805) 654-3350

Email fcgma.report@ventura.org Web www.fcgmaonline.org

Received 2/14/20 Initial CID
Check No. 64418 Date 2/13/20
Amount of Check \$ 12,337.99

Comb Code: RNECAM

Primary Use: AG

Semi-Annual Code:

2019/20-1

Statement Number:

SAES-2019-2-047735

Reporting Period: August 1, 2019 - December 31, 2019

Contact: Hank Laubacher
Well Operator: Laubacher Farms, Inc.
Address: 421 Eastwood Dr.
City State Zip: Oxnard CA 93030
Telephone: 8054886191
Email: hankjr@laubacherfarms.com

PROCESSED
ELECTRONICALLY
WITH FCGMA ONLINE

Due Date : 02/21/2020

Please carefully fill out fields 1-17, and return this form with required payment by the due date (postmarked by due date is O.K.). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 9), and self-assess late penalty on any unpaid surcharges (Field 10). Do this by multiplying those by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records will be made available to other governmental agencies and to the public, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Current Meter	Flow Meter Readings		= Difference	x Mult.	/ Div.	AF Extraction
			Current	Previous				
RND Cam Ranch: 01N21W03H03 Active	20151452-10	<input checked="" type="checkbox"/>	62031	55,533		0.0100	1	64,980
Total Extraction (AF):								

**** PLEASE CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE ****

If you get 50.0019 AF, correct entry = 50.002 AF

OR

If you get 55.0014 AF, correct entry = 55.001 AF

****NEW REQUIREMENT****

Effective 2019-1 reporting period, FCGMA requires photographs of all meter readings to be submitted with Semi-Annual Extraction Statements (SAES). This applies to all wells required to have a meter in accordance with Agency Ordinance Code.

Photo should include Meter Face with Meter Totalizer Reading.

Mail photos with SAES or Email to: fcgma.report@ventura.org

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue, Ventura CA, 93009-1610

Phone (805) 645-1372 Fax (805) 654-3350

Email fcgma.report@ventura.org Web www.fcgmaonline.org**SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT**

Comb Code: RND CAM

Primary Use: AG

Semi-Annual Code: 2019/20-1

Statement Number: SAES-2019-2-047735

Reporting Period: August 1, 2019 - December 31, 2019**Fees**

7	Previous Balance:	\$	0.00
8	Sustainability Fee*: [Total from Box 6: <u>64,980</u> AF x \$11.00]	+\$	<u>714.78</u>
9	Extraction Charge: [Total from Box 6: <u>64,980</u> AF x \$6.00]	+\$	<u>389.88</u>
10	Surcharge: [Exceedance: _____ AF] (See Surcharge Rates for breakdown)	+\$	N/A
Complete this section ONLY if past the due date (02/21/2020).			
11	Extraction Interest Charge: [Extraction charge x 1.5% x month(s) overdue]	+\$	_____
12	Surcharge Late Penalty: [Surcharge x 1.5% x month(s) overdue]	+\$	N/A
13	Civil Penalty: [\$50.00 x day(s) overdue]	+\$	_____
14	Amount Waived:	-\$	_____
15	Total Amount Due: [Total of lines 7 through 14]	=	<u>1104.66</u>
16	Total Amount Enclosed:		<u>1104.66</u> ✓

Please make payments to:
Fox Canyon Groundwater Management Agency
800 South Victoria Ave.
Ventura, CA 93009-1610

*The Sustainability Fee was adopted by the Board to fund costs of the Groundwater Sustainability Program per Resolution 2015-04, dated September 23, 2015. Resolution 2019-03 increased to \$11.00 per AF effective August 1, 2019.

Statement and Payment due by 02/21/2020. Failure to return this form and/or remit full payment by the due date shall make you subject to a civil penalty of \$50 per day.

You may submit your statement online at <https://www.fcgmaonline.org>.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

17 Print Name: HENRY LAUBACHER

Date: 2/13/2020

Signature: [Signature]

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.





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APR 19 2022

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue, Ventura CA, 93009-1610

Phone (805) 645-1372 Fax (805) 654-3350

Email fcgma.report@ventura.org Web www.fcgmaonline.org

Received 4/19/22 Initial CD
Check No. 67919 Date 4/18/22
Amount of Check \$ 40,950.50

SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT **SHORT \$50 CD**
SHORT SURCHARGES \$561,382.52

Comb Code: **RND CAM** DWR Basin: **PV**
Primary Use: **AG**

Semi-Annual Code: **2021-2** #25427
Statement Number: **SAES-2021-2-049729**

Reporting Period: April 1, 2021 - September 30, 2021

Contact: **Hank Laubacher**
Well Operator: **Laubacher Farms, Inc.**
Address: **421 Eastwood Dr.**
City State Zip: **Oxnard CA 93030**
Telephone: **8054886191**
Email: **hankjr@laubacherfarms.com; hanksr@laubacherfarms.c**

**PROCESSED
ELECTRONICALLY
WITH FCGMA ONLINE**

Due Date : 04/10/2022

Please carefully fill out fields 1-18, and return this form with required payment by the due date (postmarked by due date is acceptable). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 10), and self-assess late penalty on any unpaid surcharges (Field 11). Do this by multiplying those by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records will be made available to other governmental agencies and to the public, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Check Box for Current Meter	Flow Meter Readings		= Difference	x Mult.	/ Div. Unit/AF	AF Extraction
			1 Current (Sep. 30, 2021)	2 Previous (Mar. 31, 2021)				
RND Cam Ranch: 01N21W03H03 <u>Active</u>	20151452-10	<input checked="" type="checkbox"/>	<u>102,702</u>	85,117	<u>17,585</u>	0.0100	1	<u>175.850</u>
Total Extraction (AF):								<u>175.850</u>

**** PLEASE CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE ****

If you get 50.0019 AF, correct entry = 50.002 AF

OR

If you get 55.0014 AF, correct entry = 55.001 AF

****Flowmeter Photo Requirement****

Effective 2019-1, FCGMA requires photographs of all meter readings to be submitted with groundwater extraction statements.

This applies to all wells required to have a meter in accordance with Agency Ordinance Code.

Photo should include Meter Face with Meter Totalizer Reading.

Mail photos with SAES or Email to: fcgma.report@ventura.org



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FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue, Ventura CA, 93009-1610

Phone (805) 645-1372 Fax (805) 654-3350

Email fcgma.report@ventura.org Web www.fcgmaonline.org

SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

DWR Basin: PV

Semi-Annual Code: 2021-2

Primary Use: AG

Statement Number: SAES-2021-2-049729

Reporting Period: April 1, 2021 - September 30, 2021

Fees		Extraction Allocation	
7	Previous Balance:	\$	\$0.00
8	Reserve Fee:		
	[Total from Box 6: 175.850 AF x \$20.00]	+\$	3517.00
9	Sustainability Fee:		
	[Total from Box 6: 175.850 AF x \$14.00]	+\$	2461.90
10	Extraction Charge:		
	[Total from Box 6: 175.850 AF x \$6.00]	+\$	1055.10
11	Surcharge:		
	[Exceedance: AF]	+\$	-201,065.87
(See Surcharge Rates for breakdown)			
Complete this section ONLY if past the due date (04/10/2022).			
12	Extraction Interest Charge:		
	[Extraction charge x 1.50% x month(s) overdue]	+\$	
13	Surcharge Late Penalty:		
	[Surcharge x 1.50% x month(s) overdue]	+\$	
14	Civil Penalty:		
	[\$50.00 x day(s) overdue]	+\$	
15	Amount Waived:		
		-\$	
16	Total Amount Due:	= \$	7034.00
	[Total of lines 7 through 15]		
17	Total Amount Enclosed:	\$	7034.00

Start (AF)	End (AF)	Charge Per AF
0.000	25.000	1,549.00
25.001	99.999	1,799.00
100.000	> 100.000	2,049.00

Extraction Allocation			
New Allocation Ordinance			
An Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basins was adopted by the Board on October 23, 2019, effective October 1, 2020 and last amended March 24, 2021. For details visit www.fcgma.org or email FCGMA@ventura.org to request a copy.			
Additional Requirements for Reporting Extractions in accordance with Article 7 shall be reported on the enclosed form and due by the date displayed below.			
Surcharge Calculation			
(Water Year Oct. 1, 2020 - Sep. 30, 2021 ONLY per Sec. 5.7)			
2021-1 Extractions:		113.380	AF
(Oct. 1, 2020 - Mar. 31, 2021)			
2021-2 Extractions:			
(Apr. 1, 2021 - Sep. 30, 2021)		+ 175.850	AF
TOTAL Water Year 2020 / 2021 Extractions:		289.230	AF
(Oct. 1, 2020 - Sep. 30, 2021)			
For water year beginning 10/1/2020 and ending 9/30/2021, surcharges shall be imposed on extractions exceeding the greater of: (A.) allocation established by OPV Ordinance; or (B.) reported extractions which did not incur surcharges in 2017/2018 Crop Year. (Sec. 5.7)			
A. Extraction Allocation:	0.000	AF	
B. Crop Year 2017/18 Extractions:	0.000	AF	
OR			
Surcharge Threshold:		0.000	AF
Previous Carryover Balance: +		0.000	AF
TOTAL Water Year 2020 / 2021 Extractions:		- 289.230	AF
Exceedance: =			AF
Carryover Calculation* (AF)			
(Effective Water Year 2020 - 2021 per Article 8)			
*Divided evenly among all wells with reported extractions on page 1.			
Water Year (WY)	Unused Allocation	Carryover (Max 50% of Extraction Allocation)	Carryover Balance
2020 / 2021	79.397		

Statement and Payment due by 04/10/2022. Failure to return this form and/or remit full payment by the due date shall make you subject to a civil penalty of \$50 per day.

You may submit your statement online at <https://www.fcgmaonline.org>.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

18 Print Name: Hank Lambacher

Date: 4-10-2022

Signature: [Signature]

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.

Make Payments to: Fox Canyon Groundwater Management Agency

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APR 19 2022

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

HUNDRED
G.P.M.

WELL # 01N21W03403
SERIAL # 20151452-10

9/30/2021

102702

ACRE FEET

DAILY

APR 19 2022

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

Websites www.fcgma.org OR www.fcgmaonline.org**Water Year 2020/2021 (October 1, 2020 - September 30, 2021)**

RNDCAM

[illegible]

APR 19 2022

Websites www.fcgma.org OR www.fcgmaonline.org

Additional Reporting Requirements for Agricultural Wells

Water Year 2020/2021 (October 1, 2020 - September 30, 2021)[illegible]

"I declare under penalty of perjury under the laws of the State of California that the information contained within this document is true and correct."

Authorized Well Owner or designated Well Operator (print name)

Authorized Well Owner or designated Well Operator (signature)

Business Name

PO Box 1859

Street Address / Suite
(805) 488-6191

Phone Number

Pt Hueneme

City State
hanksr@laubacherfarms.com

Email Address

CA

State

93044

Zip

Date _____

7

Well Owner

☒

Well Operator

**SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT****Comb Code: RND CAM****Due Date : 12/01/2023****Semi-Annual Code: 2023-2****Primary Use: AG****DWR Basin: PV****Statement Number: SAES-2023-2-051533****Reporting Period: April 1, 2023 - September 30, 2023**

Contact: Hank Laubacher
Well Operator: Laubacher Farms, Inc.
Address: PO Box 1859
City State Zip: Port Hueneme CA 93044
Telephone: 8054886191
Email: hankjr@laubacherfarms.com; hanksr@laubacherfarms.com

Please carefully fill out fields 1-18, and return this form with required payment by the due date (postmarked by due date is acceptable). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 10), and self-assess late penalty on any unpaid surcharges (Field 11). Do this by multiplying the extraction and surcharge amounts by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records may be made available to other governmental agencies, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Check Box for Current Meter	Flow Meter Readings		Difference	x Mult.	/ Div. Unit/AF	AF Extraction
			1 Current (Sep. 30, 2023)	2 Previous (Mar. 31, 2023)				
New - 6/20/2002: 01N21W03H02		<input type="checkbox"/>						Destroyed
RND Cam Ranch: 01N21W03H03		<input type="checkbox"/>						
Active	20151452-10	<input type="checkbox"/>	124,524	122,183	2,341	0.0100	1	23.410
Total Extraction (AF):								23.410

CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE (Example: 50.0019 AF = 50.002 AF)**Upload Meter Photos at FCGMAOnline.org**

Photographs of all meter readings are required to be submitted with each extraction statement before the SAES due date.

This applies to all wells requiring a meter in accordance with Agency Ordinance Code.

Photo(s) shall include meter face with totalizer reading, multiplier and units.



SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 12/01/2023

Semi-Annual Code: 2023-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2023-2-051533

Reporting Period: April 1, 2023 - September 30, 2023

Fees		Extraction Allocation		
7	Previous Balance:	\$	\$1,200.00	
8	Reserve Fee:			
	[Total from Box 6: 23.410 AF x \$20.00]	+\$	468.20	
9	Sustainability Fee:			
	[Total from Box 6: 23.410 AF x \$29.00]	+\$	678.89	
10	Extraction Charge:			
	[Total from Box 6: 23.410 AF x \$6.00]	+\$	140.46	
11	Surcharge:			
	[Exceedance: 0.000 AF]	+\$		
(See Surcharge Rates for breakdown)				
Complete this section ONLY if past the due date (12/01/2023).				
12	Extraction Interest Charge:			
	[Extraction charge x 1.50% x month(s) overdue]	+\$		
13	Surcharge Late Penalty:			
	[Surcharge x 1.50% x month(s) overdue]	+\$		
14	Civil Penalty:			
	[\$50.00 x day(s) overdue]	+\$		
15	Amount Waived:	-\$		
16	Total Amount Due:	= \$	2,487.55	
	[Total of lines 7 through 15]			
17	Total Amount Enclosed:	\$	1,287.55	
Include CombCode in memo line of check payment. Limit one CombCode per check. Check No:				
Water Year 2022 / 2023 Fee Schedule				
Fee Type	Amount	Unit	AF Exceedance Range	Resolution
Extraction	\$6	AF	-	2014-02
Sustainability	\$29	AF	-	2022-05
Reserve	\$20	AF	-	2020-05
Civil Penalty	\$50	x Days Late	-	2019-1
Extraction Interest	1.5%	x Months Late	-	2.4.2
Surcharge Interest	1.5%	x Months Late	-	5.8.6.2
Surcharge Tier 1	\$1841	AF	0.000 - 25.000	2022-06
Surcharge Tier 2	\$2091	AF	25.001 - 99.999	2022-06
Surcharge Tier 3	\$2341	AF	>100.000	2022-06
Surcharges, if incurred, are assessed at the end of the Water Year on the "-2" statement. For more information regarding fees, visit www.FCGMA.org/Public-Documents/Resolutions .				
Carryover Calculation* (AF) (Effective Water Year Oct. 1, 2022 - Sep. 30, 2023 per Article 8) *Divided evenly among all wells with reported extractions on page 1.				
Water Year (WY)	Unused Allocation	Carryover (Max 50% of Extraction Allocation)	Carryover Balance	
2022 / 2023	308.627	154.314	246.478	

An Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basins was adopted by the Board on October 23, 2019, and became operative October 1, 2020. For details go to *Allocation* at www.fcgma.org.

Surcharge Calculation
(Water Year Oct. 1, 2022 - Sep. 30, 2023)

2023-1 Extractions: (Oct. 1, 2022 - Mar. 31, 2023)	38.740 AF
2023-2 Extractions: (Apr. 1, 2023 - Sep. 30, 2023)	+ 23.410 AF
TOTAL Water Year 2022 / 2023 Extractions: (Oct. 1, 2022 - Sep. 30, 2023)	62.150 AF

For water year beginning Oct. 1, 2022 and ending Sep. 30, 2023, surcharges shall be imposed on extractions exceeding the allocation established by OPV Ordinance.

Initial Extraction Allocation:	308.627 AF
Permanent Variance:	0.000 AF
2022 / 2023 Temporary Variance:	0.000 AF

2022 / 2023 Extraction Allocation:	308.627 AF
Previous Carryover Balance:	+ 154.314 AF
Surcharge Threshold:	462.941 AF
TOTAL Water Year 2022 / 2023 Extractions:	62.150 AF
Exceedance:	0.000 AF

If the Total Water Year 2022 / 2023 Extractions are **GREATER** than the Surcharge Threshold, then there is an exceedance. **Exceedance** = Total Water Year 2022 / 2023 Extractions - Surcharge Threshold.

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue | Ventura, CA 93009-1610 | (805) 645-1372 | FCGMA.Report@ventura.org | www.FCGMAOnline.org



SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 12/01/2023

Semi-Annual Code: 2023-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2023-2-051533

Reporting Period: April 1, 2023 - September 30, 2023

Statement, Photos, Additional Reporting Requirements Form and Payment are due by 12/01/2023.

Failure to remit all items by the due date shall make you subject to a civil penalty of \$50 per day.

Online reporting and meter photo upload is available at FCGMAOnline.org.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

Date: _____

18 Print Name: _____

Signature: _____

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.

Make Payments to: Fox Canyon Groundwater Management Agency

Include CombCode in memo line of check payment.

Limit one CombCode per check.

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue | Ventura, CA 93009-1610 | (805) 645-1372 | FCGMA.Report@ventura.org | www.FCGMAOnline.org



SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 12/01/2023

Semi-Annual Code: 2023-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2023-2-051533

Reporting Period: April 1, 2023 - September 30, 2023

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FEB 03 2025

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY**FOX CANYON GROUNDWATER MANAGEMENT AGENCY**

800 S. Victoria Avenue | Ventura, CA 93009-1610 | (805) 645-1372 | FCGMA.Report@ventura.org | www.FCGMAOnline.org

**SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT**

Comb Code: RND CAM

Due Date : 02/03/2025

Semi-Annual Code: 2024-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-2-052259

Reporting Period: April 1, 2024 - September 30, 2024

Contact: ~~Hank Laubacher~~ *Emilio C. Quezada*
 Well Operator: ~~Laubacher Farms, Inc.~~ *JUDA FARMS*
 Address: PO Box 1859
 City State Zip: Port Hueneme CA 93044
 Telephone: 8054886191
 Email: hankjr@laubacherfarms.com; hanksr@laubacherfarms.com

Received *2/3/25* Initial *EW*
 Check No. *30146* Date *2/3/25*
 Amount of Check \$ *23.05 (78,324.01 total)*
D#27136

Please carefully fill out fields 1-18, and return this form with required payment by the due date (postmarked by due date is acceptable). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 10), and self-assess late penalty on any unpaid surcharges (Field 11). Do this by multiplying the extraction and surcharge amounts by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records may be made available to other governmental agencies, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Check Box for Current Meter	Flow Meter Readings		= Difference	x Mult.	/ Div.	AF Extraction
			Current (Sep. 30, 2024)	Previous (Mar. 31, 2024)				
New - 6/20/2002: 01N21W03H02		<input type="checkbox"/>						Destroyed
RND Cam Ranch: 01N21W03H03		<input type="checkbox"/>						
Active	20151452-10	<input type="checkbox"/>	<i>127471</i>	127,428	<i>43</i>	0.0100	1	<i>.43</i>
Total Extraction (AF):								<i>.43</i>

CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE (Example: 50.0019 AF = 50.002 AF)

Report Online and Upload Meter Photos at FCGMAOnline.org

Photographs of all meter readings are required to be submitted with each semi-annual extraction statement by the applicable due date. This requirement applies to all wells that are required to have a meter in accordance with Agency Ordinance Code.

Photographs must provide a clear and legible image of the meter face with totalizer reading, multiplier, and units. Some operators may be required to submit more than one photograph per meter to capture readings of the totalizer, multiplier, and units, etc.

SAESs submitted without photographs, with illegible photographs, or with photographs that do not allow FCGMA to verify reported water use will be deemed incomplete and returned to the operator. SAES that are incomplete as of the applicable reporting period deadline will be subject to penalties under the Agency Ordinance Code or other applicable authority. (See FCGMA Resolution No. 2019-01.)

ENTERED
*2/11/25**on 51KA-880**1/20/25*

RECEIVED

FEB 03 2025

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Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-2-052259

Reporting Period: April 1, 2024 - September 30, 2024

Fees	Extraction Allocation	
<div style="border: 1px solid black; padding: 5px;"> 7 Previous Balance: \$ 2,799.81 </div>	<p><i>An Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basins was adopted by the Board on October 23, 2019, and became operative October 1, 2020. For details go to Allocation at www.fcgma.org.</i></p>	
<div style="border: 1px solid black; padding: 5px;"> 9 Reserve Fee: [Total from Box 6: <u>.43</u> AF x \$20.00] +\$ <u>8.60</u> </div>		
<div style="border: 1px solid black; padding: 5px;"> 9 Sustainability Fee: [Total from Box 6: <u>.43</u> AF x \$29.00] +\$ <u>12.47</u> </div>		
<div style="border: 1px solid black; padding: 5px;"> 10 Extraction Charge: [Total from Box 6: <u>.43</u> AF x \$6.00] +\$ <u>2.58</u> </div>		
<div style="border: 1px solid black; padding: 5px;"> 11 Surcharge: [Exceedance: <u>—</u> AF] +\$ <u>—</u> (See Surcharge Rates for breakdown) </div>		
Complete this section ONLY if past the due date (02/03/2025).		
<div style="border: 1px solid black; padding: 5px;"> 12 Extraction Interest Charge: [Extraction charge x 1.50% x month(s) overdue] +\$ <u>—</u> </div>	<p>2024-1 Extractions: (Oct. 1, 2023 - Mar. 31, 2024) 29.040 AF</p> <p>2024-2 Extractions: (Apr. 1, 2024 - Sep. 30, 2024) + <u>.43</u> AF</p> <p>TOTAL Water Year 2023 / 2024 Extractions: (Oct. 1, 2023 - Sep. 30, 2024) <u>29.47</u> AF</p> <p>For water year beginning Oct. 1, 2023 and ending Sep. 30, 2024, surcharges shall be imposed on extractions exceeding the allocation established by OPV Ordinance.</p>	
<div style="border: 1px solid black; padding: 5px;"> 13 Surcharge Late Penalty: [Surcharge x 1.50% x month(s) overdue] +\$ <u>—</u> </div>		
<div style="border: 1px solid black; padding: 5px;"> 14 Civil Penalty: [\$50.00 x day(s) overdue] +\$ <u>—</u> </div>		
<div style="border: 1px solid black; padding: 5px;"> 15 Amount Waived: -\$ <u>—</u> </div>		
<div style="border: 1px solid black; padding: 5px;"> 15 Total Amount Due: [Total of lines 7 through 15] = \$ <u>23.65</u> </div>		
<div style="border: 1px solid black; padding: 5px;"> 17 Total Amount Enclosed: \$ <u>23.65</u> </div>	<p>Initial Extraction Allocation: 308.627 AF</p> <p>Permanent Variance: 0.000 AF</p> <p>2023 / 2024 Temporary Variance: 0.000 AF</p> <p>2023 / 2024 Extraction Allocation: 308.627 AF</p> <p>Previous Carryover Balance: + 246.478 AF</p> <p>Surcharge Threshold: 555.105 AF</p> <p>TOTAL Water Year 2023 / 2024 Extractions: <u>29.47</u> AF</p> <p>Exceedance: <u>0</u> AF</p> <p>If the Total Water Year 2023 / 2024 Extractions are GREATER than the Surcharge Threshold, then there is an exceedance. Exceedance = Total Water Year 2023 / 2024 Extractions - Surcharge Threshold.</p>	
Include CombCode in memo line of check payment. Limit one CombCode per check.		
Check No: _____		

Water Year 2023 / 2024 Fee Schedule

Fee Type	Amount	Unit	AF Exceedance Range	Resolution
Extraction	\$6	AF	-	2014-02
Sustainability	\$29	AF	-	2022-05
Reserve	\$20	AF	-	2024-05
Civil Penalty	\$50	x Days Late	-	2019-1
Extraction Interest	1.5%	x Months Late	-	2.4.2
Surcharge Interest	1.5%	x Months Late	-	5.8.6.2
Surcharge Tier 1	\$1929	AF	0.000 - 25.000	2024-03
Surcharge Tier 2	\$2179	AF	25.001 - 99.999	2024-03
Surcharge Tier 3	\$2429	AF	>100.000	2024-03

Surcharges, if incurred, are assessed at the end of the Water Year on the "-2" statement.
 For more information regarding fees, visit www.FCGMA.org/Public-Documents/Resolutions.

Carryover Calculation* (AF)			
(Effective Water Year Oct. 1, 2023 - Sep. 30, 2024, per Article 8)			
*Divided evenly among all wells with reported extractions on page 1.			
Water Year (WY)	Unused Allocation	Carryover (Max 50% of Extraction Allocation)	Carryover Balance
2023 / 2024	<u>279.157</u>	<u>154.314</u>	<u>154.314</u>

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FEB 03 2025

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MANAGEMENT AGENCY**FOX CANYON GROUNDWATER MANAGEMENT AGENCY**

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Due Date : 02/03/2025

Semi-Annual Code: 2024-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-2-052259

Reporting Period: April 1, 2024 - September 30, 2024

Statement, Photos and Payment are due by 02/03/2025. Failure to remit all items by the due date shall make you subject to a civil penalty of \$50 per day.

Online reporting and meter photo upload is available at FCGMAOnline.org.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

Date:

1/17/24

18

Print Name:

Emilio C. Deza

Signature:

Emilio C. Deza

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.

Make Payments to: Fox Canyon Groundwater Management Agency

Include CombCode in memo line of check payment.

Limit one CombCode per check.

RECEIVED

FEB 03 2025

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

100 S. Victoria Avenue | Ventura, CA 93009-1610 | (805) 645-1372 | FCGMA.Report@ventura.org | www.FCGMAOnline.org



SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 02/03/2025

Semi-Annual Code: 2024-2

Primary Use: AG

DWR Basin: PV

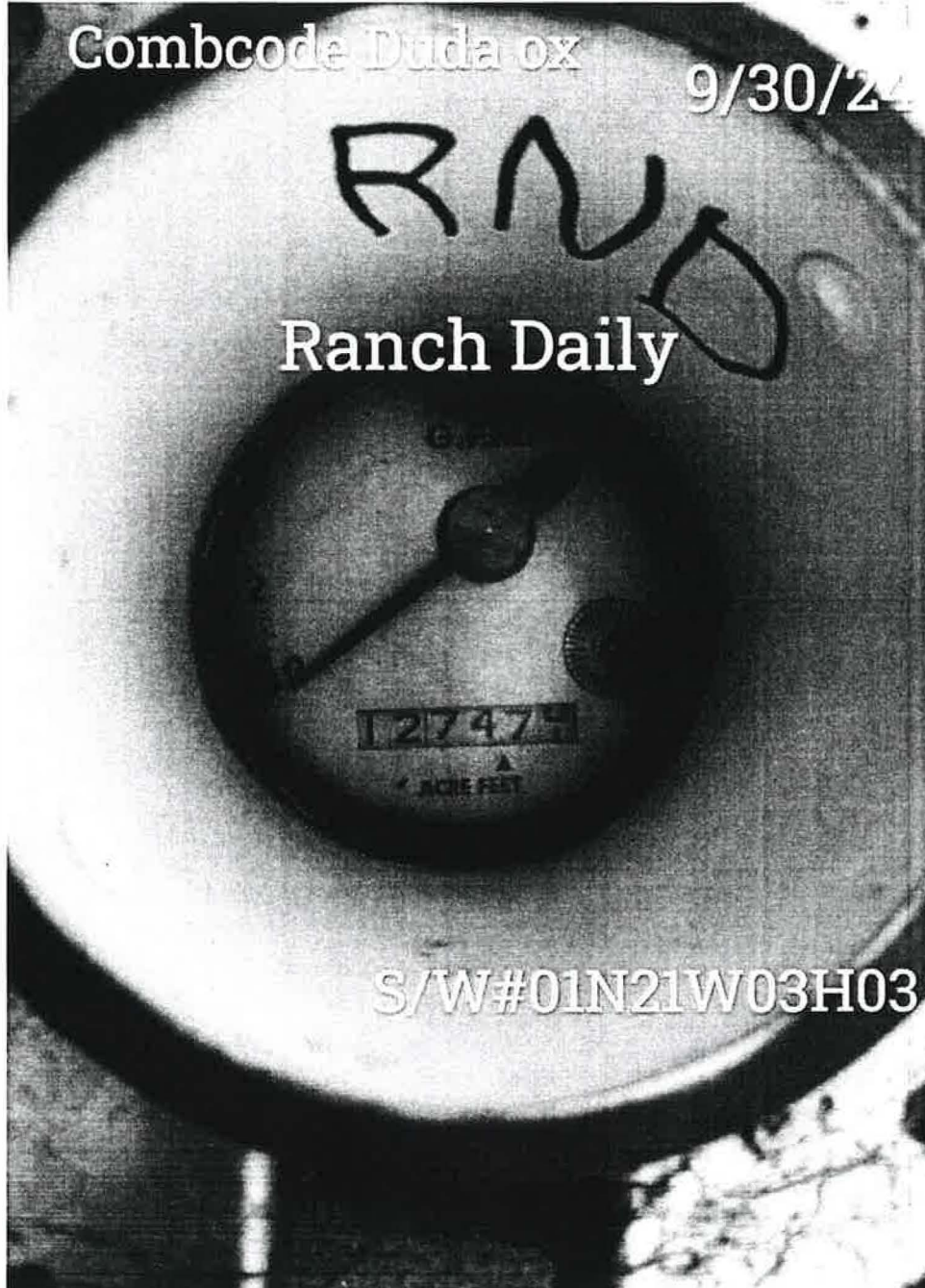
Statement Number: SAES-2024-2-052259

Reporting Period: April 1, 2024 - September 30, 2024

RECEIVED
RECEIVED

FEB 03²⁵ 2025

FOX CANYON ~~GRAND~~ DOWATER
MANAGEMENT AGENCY



Water Year: October 1, 2023 - September 30, 2024

FCGMA CombCode:

RNDCAM

COMPLETED FORM MUST BE LEGIBLE

Agricultural Operators in the Oxnard and Pleasant Valley Basins **shall provide all APNs irrigated with: 1) groundwater from wells, 2) water received from purveyors, or 3) any other source**, in accordance with the Ordinance to Establish an Allocation System for Oxnard and Pleasant Valley Groundwater Basins, Article 7.1 for Agricultural Well Operators. This information is required to be reported at the end of each Water Year. List one APN and corresponding water sources per row. Should additional Water Sources require more rows leave APN field blank. List Irrigated Acres for each APN only once. Attach additional sheets as necessary. Fillable forms are available at FCGMA.org/public-documents/forms/. Assessor information is available at assessor.countyofventura.org/assessor-data/property-search/.

[illegible]

800 S. Victoria Avenue | Ventura, CA 93009-1610 | (805) 645-1372 | FCGMA.Report@ventura.org | FCGMA.org | Database: FCGMAonline.org

CombCode:

Allocation Ordinance for Agricultural Wells

Water Year: October 1, 2023 - September 30, 2024

Complete documentation, including APNs and all water sources for the current Water Year, is required to be submitted by an authorized representative of the Well Owner or designated Well Operator on record with the Agency. Failure to submit complete documentation may result in assessment of civil penalties in accordance with Resolution No. 2019-01.

Version 01/10/2025
Item 17F - Page 11 of 12

RECEIVED

FEB 03 2025

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY



ORIGIN ID: SFBA
SHERYL BRUCE
A. DUDA & SONS, INC.
1200 DUDA TRAIL
OVIEDO, FL 32765
UNITED STATES US

DATE: 03FEB25
WGT: 0.50 LB
CAD: 104591819/INET4535

BILL SENDER

TO FOX CANYON GROUNDWATER MANAGMENT

800 S. VICTORIA AVE.

VENTURA CA 93009

(805) 654-2014
INV: PO: CCN: 8177

REF:

DEPT:



FedEx
Express



4251041217014

58CJ2JE49C/C6C4

07/03/24 01:42

TRK#

B 10:30A
/ERNIGHT

County of Ventura

To: 1610 - PWA-Watershed

93009
BUR

City: Ventura
Zip: 93009
Route: HOARoute
Requestor: HOARoute



1610

771844893664



scan to learn how we
can help make Earth
a priority together.

Riedel, Kathleen

From: Roy Schneider <rschneider@rstlegal.com>
Sent: Friday, June 26, 2020 3:37 PM
To: Riedel, Kathleen
Subject: FW: Has Authorization Form been filed for 01N21W03H02?
Attachments: SKMBT_C28020062212460.pdf; SKMBT_C28020062309090.pdf

CAUTION: If this email looks suspicious, DO NOT click. Forward to Spam.Manager@ventura.org

Hi Kathleen: Thank you for speaking with me yesterday regarding the above-subject. As you can see, the Ranch Manager is worried. I just want to follow up with you and clarify that the attached Allocation form does not have to be filed by June 30th and that if it is not, the two parcels will not lose their water allocation. There is one well operator for the replaced well and he is leasing both parcels for his farming operation. I know Bev and my clients will rest a bit easier if they aren't worried about losing water because the Allocation Transfer form wasn't timely submitted. As I explained, the parties may be moving forward with a Well Sharing Agreement and the owner of the destroyed well, situated on a separate parcel from the one where the well now sits, would like to have that in place before transferring the allocation. Can you please confirm our understanding. Thanks so much and have a great weekend. Roy

Roy Schneider
Attorney at Law



www.rstlegal.com | 805-764-6370

The information contained in this email and any accompanying attachment(s) is for the use of the intended recipient only and may be confidential or attorney-client privileged. If you are not the intended recipient, unauthorized use, disclosure or copying is prohibited and may be unlawful. If you have received this email in error, please notify the sender by return email, and delete the original message. Thank you.

From: Roy Schneider <rschneider@rstlegal.com>
Sent: Friday, June 26, 2020 3:27 PM
To: 'Deanne Daily' <deannedaily@gmail.com>; Noel Daily <nndaily@roadrunner.com>
Subject: Fwd: Has Authorization Form been filed for 01N21W03H02?

Hi. Here is the latest from Bev and her communications with Fox Canyon. Still waiting to hear from water law firm. I think the destroyed well and new well have same CompCode.

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

From: bev <bevg@hvwonline.com>
Sent: Friday, June 26, 2020 3:16:26 PM
To: Roy Schneider <rschneider@rstlegal.com>
Subject: Has Authorization Form been filed for 01N21W03H02?

Roy:

We have been going back and forth with Kathleen on this subject. The best way to answer your question is to share the email thread below. It's frustrating to say the least. I remain extremely concerned that there could be some technicality regarding our well transfer that could jeopardize our allocation. **It's just not worth the risk**, we need to submit the request before June 30th as a safety measure to ensure we don't lose our water allocation.

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com
(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]
Sent: Friday, June 26, 2020 11:57 AM
To: Alyssa Gutierrez <alyssa@hvwonline.com>
Cc: Jones, Kathy <Kathy.Jones@ventura.org>; Gutierrez, Beverly <bevg@hvwonline.com>
Subject: Has Authorization Form been filed for 01N21W03H02?

Good Morning Alyssa,

Has an authorization form been submitted for Laubacher Farms to operate destroyed well 01N21W03H02? The well is currently associated with a different operator in our data base.

Best regards,
Kathleen

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection
(805) 654-2954
kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: Alyssa Gutierrez <alyssa@hvwonline.com<mailto:alyssa@hvwonline.com>>
Sent: Friday, June 26, 2020 11:25 AM
To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>

Cc: Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>; Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Subject: RE: Combining wells RE: Daily allocation

Kathleen,

There was only ever one well in operation at a time. We only had one tenant at a time.

The same tenant, Laubacher Farms, is on both parcels. His leases were effective as of 2/1/19.

Prior to that, Oceanview Produce was leasing both parcels.

Does that help?

Alyssa Gutierrez
Hoffman, Vance & Worthington
1000 S. Seaward Avenue
Ventura, California 93001
Phone (805) 642-0211

From: Riedel, Kathleen
<Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>
Sent: Friday, June 26, 2020 11:11 AM
To: Alyssa Gutierrez <alyssa@hvwonline.com<mailto:alyssa@hvwonline.com>>
Cc: Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>; Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Subject: RE: Combining wells RE: Daily allocation

Good Morning Allyssa,

In response to your e-mail, see below. Timing of the combining wells of wells on to a single CombCode is important for reporting purposes. Based on information provided the two wells have different operators. It is not clear who the tenant/well operator is for the two wells. Based on communications, I understand that there is a contract for a tenant to farm the two parcels. Who is that tenant? When does or did that contract begin?

Best Regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection

(805) 654-2954

kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: Riedel, Kathleen

Sent: Friday, June 26, 2020 10:52 AM

To: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>

Cc: Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>

Subject: Combining wells RE: Daily allocation

Good Morning Bev,

The June 30th date does not apply to combining two wells onto one CombCode.

Best Regards,

Kathleen Riedel

Kathleen Riedel, PG, CEG

Groundwater Specialist

Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection

(805) 654-2954

kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>

Sent: Friday, June 26, 2020 10:41 AM

To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>

Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy <Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>

Subject: RE: Daily transfer of allocation

Kathleen:

I do want to operate with one combcode. Just clarifying that there are 2 combcodes currently. One that exists on the old well and one for the new well. We are submitting our application to transfer from old well to new well. The stress of potentially issuing a deadline on a technicality is making me crazy so to be crystal clear, the deadline of June 30th does not apply to Daily Ranch if we are transferring one combcode from old well to a new combcode for new well.

Thanks.

Bev

Beverly Gutierrez

HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com<mailto:bevg@hvwonline.com>
(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]
Sent: Friday, June 26, 2020 10:19 AM
To: Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

Good Morning Bev,

Based on your e-mail below, is it your intention to operate the well SWN 01N21W03H03S inconsistent with the conditions in FCGMA Well Permit No 0272. Am I to understand that you are not planning on changing CombCodes as stated in your e-mail dated June 19, 2020 at 2:03 PM?

Best regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG
Groundwater Specialist
Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection
(805) 654-2954
kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Sent: Friday, June 26, 2020 9:31 AM
To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

Kathleen:

Thank you for your response. We don't have the same combcode for the destroyed well and the new well so we don't have a single combcode so it appears the June 30th deadline might be applicable?

Bev

Beverly Gutierrez
HOFFMAN, VANCE & WORTHINGTON, INC.
1000 S. Seaward Avenue
Ventura, CA 93001
bevg@hvwonline.com<mailto:bevg@hvwonline.com>
(805) 642-0211

From: Riedel, Kathleen [mailto:Kathleen.Riedel@ventura.org]
Sent: Thursday, June 25, 2020 4:51 PM
To: Gutierrez, Beverly <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>
Cc: Loeb, Kim <Kim.Loeb@ventura.org<mailto:Kim.Loeb@ventura.org>>; Jones, Kathy
<Kathy.Jones@ventura.org<mailto:Kathy.Jones@ventura.org>>
Subject: RE: Daily transfer of allocation

Good Afternoon Bev,

The June 30th date is found in Section 11.7 of the Ordinance (copy appended) and applies to variances. Applications for corrections to reported extractions and brining reporting into compliance for non-reported periods are to be submitted by June 30. Transfers of allocation can occur after June 30th.

It is my understanding that a single tenant is to be farming APNs 230-0-061-090 and 230-0-061-010 under a single FCGMA account (CombCode).

Destroyed well SWN 01N21W03H02S is located on APN 230-0-061-090 (50.00 acres) owned by Daily Family Trust. Active well SWN 01N21W03H03S is located on APN 230-0-061-010 (225.22 acres) owned by Richard N Daily Trust. Well SWN 01N21W03H03S is new well that was not in operation during the new groundwater extraction allocation system base period. Destroyed well SWN 01N21W03H03S was operated during the new groundwater extraction allocation system base period and is associated with a groundwater extraction allocation. Fox Canyon Groundwater Management Agency Well Permit No. 0272 is appended for reference.

If both wells are operated under the same CombCode, then no transfer of allocation is needed.

Best Regards,
Kathleen Riedel

Kathleen Riedel, PG, CEG

Groundwater Specialist

Fox Canyon Groundwater Management Agency, and VC Public Works Agency - Watershed Protection

(805) 654-2954

kathleen.riedel@ventura.org<mailto:kathleen.riedel@ventura.org>

From: bev <bevg@hvwonline.com<mailto:bevg@hvwonline.com>>

Sent: Thursday, June 25, 2020 2:46 PM

To: Riedel, Kathleen <Kathleen.Riedel@ventura.org<mailto:Kathleen.Riedel@ventura.org>>

Subject: Daily

Kathleen:

Can you please put it in writing that the Daily transfer from the destroyed well L04 to M02 does not have a deadline of June 30th.

Thank you.

Bev

Beverly Gutierrez

HOFFMAN, VANCE & WORTHINGTON, INC.

1000 S. Seaward Avenue

Ventura, CA 93001

bevg@hvwonline.com<mailto:bevg@hvwonline.com>

(805) 642-0211

<Owner_Authorization_Form.pdf>

THE SUPERIOR COURT OF CALIFORNIA
COUNTY OF VENTURA

202200565916PRTR In Re Richard N Daily Separate Property Trust

Probate (Legacy) Trust

Filed: 05/20/2022

Case Summary

CASE & COMPLAINT / PETITION INFORMATION

PARTIES

FUTURE HEARINGS

ALL HEARINGS

REGISTER

▼ CASE & COMPLAINT / PETITION INFORMATION

Description	Disposition
In Re Richard N Daily Separate Property Trust on 05/20/2022	
Petition - Other filed by NOEL N DAILY on 05/20/2022	-
Petition for Orders Compelling Trustee to Account to Trust Beneficiary...etc filed by Noel N Daily on 05/24/2023	-
Petition for Orders Compelling Trustee to Provide Requested Information to Trust Beneficiary...etc filed by Noel N Daily on 05/24/2023	-
Petition filed by Noel N Daily on 10/02/2024	-
Petition on Account Petition for Settlement of Account and Report for Period 1-1-2023 to 12-31-2023 and Approval of Trustee and Attorney Fees filed by Adele D. Poliquin on 03/13/2025	-
Petition on Account Petition for Settlement of Account and Report for Period 9-14-2020 to 12-31-2021 and Approval of Trustee and Attorney Fees filed by Adele D. Poliquin on 03/13/2025	-
Petition on Account for Settlement of Account and Report for Period 01/01/2022 to 12/31/2022 and Approval of Trustee and Attorney Fees filed by Adele D. Poliquin on 03/13/2025	-

[Go Back](#)

THE SUPERIOR COURT OF CALIFORNIA
COUNTY OF VENTURA

202200565916PRTR In Re Richard N Daily Separate Property Trust

Probate (Legacy) Trust

Filed: 05/20/2022

Case Summary

CASE & COMPLAINT / PETITION INFORMATION

PARTIES

FUTURE HEARINGS

ALL HEARINGS

REGISTER

Item 17H – [✓] PARTIES Daily Trust vs Nottingham Trust Case Summary

Name	Party-Type	Representative
Petition - Other filed by NOEL N DAILY on 05/20/2022		
Daily, Noel N	Petitioner	SCHNEIDERMAN
Poliquin, Adele D.	Respondent	Kvale, Jean
Petition for Orders Compelling Trustee to Account to Trust Beneficiary...etc filed by Noel N Daily on 05/24/2022		
Daily, Noel N	Petitioner	Esquibias, David
Poliquin, Adele D	Respondent	Kvale, Jean
Petition for Orders Compelling Trustee to Provide Requested Information to Trust Beneficiary...etc filed by Noel N Daily on 05/24/2022		
Daily, Noel N	Petitioner	SCHNEIDERMAN
Petition filed by Noel N Daily on 10/02/2024		
Daily, Noel N	Petitioner	Esquibias, David
Petition on Account Petition for Settlement of Account and Report for Period 1-1-2023 to 12-31-2023 and Appraisal of Assets		
Daily, Noel N	Petitioner	
Poliquin, Adele D.	Respondent	Yoshitake, Yoko
Petition on Account Petition for Settlement of Account and Report for Period 9-14-2020 to 12-31-2021 and Appraisal of Assets		
Poliquin, Adele D.	Respondent	Yoshitake, Yoko
Petition on Account for Settlement of Account and Report for Period 01/01/2022 to 12/31/2022 and Appraisal of Assets		
Poliquin, Adele D.	Respondent	Yoshitake, Yoko

[Go Back](#)

THE SUPERIOR COURT OF CALIFORNIA
COUNTY OF VENTURA

202200565916PRTR In Re Richard N Daily Separate Property Trust

Probate (Legacy) Trust

Filed: 05/20/2022

Case Summary








CASE & COMPLAINT / PETITION INFORMATION

PARTIES









FUTURE HEARINGS

ALL HEARINGS

REGISTER

Date	
06/02/2025	Notice of Hearing - Decedent's Estate or Trust 07/16/25 Hearing Filed by: Poliquin, Adele D. (Respondent) 
06/02/2025	Notice of Hearing - Decedent's Estate or Trust 07/16/25 Hearing Filed by: Poliquin, Adele D. (Respondent) 
06/02/2025	Notice of Hearing - Decedent's Estate or Trust 07/16/25 Hearing Filed by: Poliquin, Adele D. (Respondent) 
04/23/2025	Account and Report for Period 09/14/2020 to 12/31/2021 and Approval of Trustee and Attorney Fees scheduled for 07/16/2025 at 09:00 AM in Juvenile Courthouse at Department J6
04/23/2025	Account and Report for Period 01/01/2022 to 12/31/2022 and Approval of Trustee and Attorney Fees scheduled for 07/16/2025 at 09:00 AM in Juvenile Courthouse at Department J6
04/23/2025	Account and Report for Period 01/01/2023 to 12/31/2023 and Approval of Trustee and Attorney Fees scheduled for 07/16/2025 at 09:00 AM in Juvenile Courthouse at Department J6
04/23/2025	Minute Order (Account and Report for Period 01/01/2023 to 12/31/2023 and Ap...) 
04/21/2025	Updated -- Supplement to Petition for Settlement of Account and Report for Period from September 14, 2020 to December 31, 2021, and Approval of Trustee and Attorney Fees: Name Extension changed from to Petition for Settlement of Account and Report for Period from September 14, 2020 to December 21, 2021, and Approval of Trustee and Attorney Fees to to Petition for Settlement of Account and Report for Period from September 14, 2020 to December 31, 2021, and Approval of Trustee and Attorney Fees 
04/21/2025	Updated -- Supplement to Petition for Settlement of Account and Report for Period from January 1, 2022 to December 31, 2022, and Approval of Trustee and Attorney Fees: Name Extension changed from to Petition for Settlement of Account and Report for Period from January 1, 2022 to December 21, 2022, and Approval of Trustee and Attorney Fees to to Petition for Settlement of Account and Report for Period from January 1, 2022 to December 31, 2022, and Approval of Trustee and Attorney Fees 
04/18/2025	Supplement to Petition for Settlement of Account and Report for Period from January 1, 2023 to December 31, 2023, and Approval of Trustee and Attorney Fees Filed by: Poliquin, Adele D. (Respondent) 

Date**Item 17H – RN Daily Trust vs Nottingham Trust Case Summary**


04/18/2025	Supplement to Petition for Settlement of Account and Report for Period from January 1, 2022 to December 21, 2022, and Approval of Trustee and Attorney Fees Filed by: Poliquin, Adele D. (Respondent)	
04/18/2025	Supplement to Petition for Settlement of Account and Report for Period from September 14, 2020 to December 21, 2021, and Approval of Trustee and Attorney Fees Filed by: Poliquin, Adele D. (Respondent)	
03/25/2025	Notice of Hearing - Decedent's Estate or Trust 04/23/25 Filed by: Poliquin, Adele D. (Respondent) As to: Poliquin, Adele D. (Respondent)	
03/25/2025	Notice of Hearing - Decedent's Estate or Trust 04/23/25 Filed by: Poliquin, Adele D. (Respondent) As to: Poliquin, Adele D. (Respondent)	
03/25/2025	Notice of Hearing - Decedent's Estate or Trust 04/23/25 Filed by: Poliquin, Adele D. (Respondent) As to: Poliquin, Adele D. (Respondent)	
03/17/2025	Account and Report for Period 01/01/2022 to 12/31/2022 and Approval of Trustee and Attorney Fees scheduled for 04/23/2025 at 09:00 AM in Juvenile Courthouse at Department J6	
03/17/2025	Updated -- Petition on Account Petition for Settlement of Account and Report for Period 01/01/2023 to 12/31/2023 and Approval of Trustee and Attorney Fees: Name Extension changed from Petition for Settlement of Account and Report for Period 1-1-2023 to 12-31-2023 and Approval of Trustee and Attorney Fees to Petition for Settlement of Account and Report for Period 01/01/2023 to 12/31/2023 and Approval of Trustee and Attorney Fees	
03/17/2025	Updated -- Petition on Account Petition for Settlement of Account and Report for Period 09/14/2020 to 12/31/2021 and Approval of Trustee and Attorney Fees: Name Extension changed from Petition for Settlement of Account and Report for Period 9-14-2020 to 12-31-2021 and Approval of Trustee and Attorney Fees to Petition for Settlement of Account and Report for Period 09/14/2020 to 12/31/2021 and Approval of Trustee and Attorney Fees	
03/17/2025	Account and Report for Period 9-14-2020 to 12-31-2021 and Approval of Trustee and Attorney Fees scheduled for 04/23/2025 at 09:00 AM in Juvenile Courthouse at Department J6	
03/14/2025	Account and Report Order Approving Petition for Settlement of Account and Report etc. scheduled for 04/23/2025 at 09:00 AM in Juvenile Courthouse at Department J6	
03/13/2025	Petition on Account for Settlement of Account and Report for Period 01/01/2022 to 12/31/2022 and Approval of Trustee and Attorney Fees Filed by: Poliquin, Adele D. (Respondent)	

Date**Item 17H – RN Daily Trust vs Nottingham Trust Case Summary**

03/13/2025	Petition on Account Petition for Settlement of Account and Report for Period 9-14-2020 to 12-31-2021 and Approval of Trustee and Attorney Fees Filed by: Poliquin, Adele D. (Respondent)	
03/13/2025	Petition on Account Petition for Settlement of Account and Report for Period 1-1-2023 to 12-31-2023 and Approval of Trustee and Attorney Fees Filed by: Poliquin, Adele D. (Respondent) As to: Daily, Noel N (Petitioner)	
03/13/2025	Notice of Errata Filed by: Poliquin, Adele D. (Respondent) As to: Daily, Noel N (Petitioner)	
03/13/2025	Updated -- Supplemental Response to Verified Petition to Compel Trustee to Account: Name Extension changed from Supplemental Response to Verified Petition to Compel Trustee to Account to Response to Verified Petition to Compel Trustee to Account	
03/13/2025	Supplemental Supplemental Response to Verified Petition to Compel Trustee to Account Filed by: Poliquin, Adele D. (Respondent) As to: Daily, Noel N (Petitioner)	
03/10/2025	Proof of Service By Mail Filed by: Poliquin, Adele D. (Respondent) As to: Daily, Noel N (Petitioner)	
03/10/2025	Proof of Service By Mail Filed by: Poliquin, Adele D. (Respondent) As to: Daily, Noel N (Petitioner)	
03/10/2025	Proof of Service By Mail Filed by: Poliquin, Adele D. (Respondent) As to: Daily, Noel N (Petitioner)	
03/10/2025	Proof of Service By Mail Filed by: Poliquin, Adele D. (Respondent) As to: Daily, Noel N (Petitioner)	
03/10/2025	Notice of Rejection-Probate Generated by: Court	
11/20/2024	Notice of Entry of Order Filed by: Daily, Noel N (Petitioner)	
11/20/2024	Minute Order (Hearing on Petition Verified Petition to Compel Trustee to Ac...)	
11/13/2024	Response to Verified Petition to Compel Trustee to Compel Trustee to Account, Alternatively, to Remove Trustee and Appoint Successor Trustee, and for Attorney's Fees and Costs Filed by: Daily, Noel N (Petitioner)	
10/09/2024	Updated -- Notice of Hearing - Decedent's Estate or Trust 11/20/2024: Filed By Parties: Daily, Noel N (Petitioner)	

Date		
Item 17H – RN Daily Trust vs Nottingham Trust Case Summary		
10/09/2024	Notice of Hearing - Decedent's Estate or Trust 11/20/2024 Filed by:	
10/02/2024	Hearing on Petition Verified Petition to Compel Trustee to Account, Alternatively, to Remove Trustee and Appoint Successor Trustee, and for Attorney's Fees and Costs scheduled for 11/20/2024 at 09:00 AM in Juvenile Courthouse at Department J6	
10/02/2024	Verified Petition to Compel Trustee to Account, Alternatively, to Remove Trustee and Appoint Successor Trustee, and for Attorney's Fees and Costs Filed by: Daily, Noel N (Petitioner)	
03/07/2024	Notice of Entry of Order Filed by: Poliquin, Adele D (Respondent)	
02/26/2024	Order Denying Petition for Orders Compelling Trustee to Account to Trust Beneficiary for the Period February 28, 2017, to September 14, 2020 Filed by: Poliquin, Adele D (Respondent)	
02/15/2024	Notice of Change of Address or Other Contact Information Filed by: Poliquin, Adele D. (Respondent)	
02/14/2024	Agreement and Order re Appointment of Official Reporter Pro Tempore Filed by:	
02/14/2024	Minute Order (Hearing on Petition for Orders Compelling Trustee to Account ...)	
02/02/2024	Proof of Service by Mail Filed by: Poliquin, Adele D. (Respondent)	
02/02/2024	Response To Petitioner's Objections to Trustees Compensation etc. Filed by: Poliquin, Adele D. (Respondent)	
01/26/2024	Substitution of Attorney Noel Daily Now Represented by David Esquibias Filed by: Esquibias, David (Attorney) As to: Daily, Noel N (Petitioner)	
01/19/2024	Objections to Trustee's Compensation for the Period February 28, 2017, to September 14, 2020: Request for Orders Reviewing Reasonableness of Trustee's Compensation Filed by: Daily, Noel N (Petitioner)	
12/19/2023	Proof of Service Filed by: Poliquin, Adele D. (Respondent)	
12/15/2023	Declaration of Adele D. Poliquin Regarding the Managment and Consulting Fees Paid from February 28, 2017, to September 14,2020. Filed by: Poliquin, Adele D. (Respondent)	

Date		
Item 17H – RN Daily Trust vs Nottingham Trust Case Summary		
11/22/2023	Notice of Ruling On Petition for Orders etc. Filed by: Daily, Noel N (Petitioner)	
11/15/2023	Minute Order (Hearing on Petition for Orders Compelling Trustee to Account ...)	
11/09/2023	Supplement to Petition for Order Compelling Trustee to Account to Trust Beneficiary for the Period February 28, 2017, to September 14, 2020 Filed by: Daily, Noel N (Petitioner)	
10/26/2023	Written Statement Regarding Camarillo Farm Property Filed by: Poliquin, Adele D. (Respondent)	
10/19/2023	Proof of Service Filed by: Poliquin, Adele D. (Respondent)	
10/19/2023	Proof of Service Filed by: Poliquin, Adele D. (Respondent)	
10/13/2023	Declaration of Adele D Poliquin Regarding the Trustee Fees and Payments to and for the Benefit of Brent Poliquin...etc Filed by: Poliquin, Adele D. (Respondent)	
10/13/2023	Declaration of Alan T Yoshitake Regarding Attorneys' Fees for Services Provided and Costs Advanced by Seyfarth Shaw LLP...etc Filed by: Poliquin, Adele D. (Respondent)	
10/04/2023	Updated -- Order Granting in Part and Denying in part Petition for Orders Compelling Trustee to Provide Requested Information...etc: Status Date changed from 10/03/2023 to 10/06/2023 Result: Granted Result Date: 10/04/2023 Status changed from Received to Filed	
08/18/2023	Updated -- Order on Petition for Orders Compelling Trustee to Account to Trust Beneficiary for the Period February 28, 2017, to September 14, 2020: Status Date changed from 05/23/2023 to 08/18/2023 Result: Granted Name Extension changed from on Petition for Orders Compelling Trustee to Account to Trust Beneficiary...etc to on Petition for Orders Compelling Trustee to Account to Trust Beneficiary for the Period February 28, 2017, to September 14, 2020 Result Date: 08/18/2023 Status changed from Proposed - Received (Hearing Set) to Filed	
08/17/2023	Updated -- Notice of Petition to Administer Estate 11/15/23: Filed By Parties: Daily, Noel N (Petitioner)	
08/17/2023	Notice of Petition to Administer Estate 11/15/23 Filed by:	

Date		
Item 17H – RN Daily Trust vs Nottingham Trust Case Summary		
08/16/2023	Minute Order (Hearing on Petition for Orders Compelling Trustee to Account ...)	
07/12/2023	Updated -- Notice of Hearing - Decedent's Estate or Trust Continued to 08/16/23: Filed By Parties: Daily, Noel N (Petitioner)	
07/12/2023	Updated -- Notice of Hearing - Decedent's Estate or Trust Continued to 08/16/23: Filed By Parties: Daily, Noel N (Petitioner)	
07/12/2023	Notice of Hearing - Decedent's Estate or Trust Continued to 08/16/23 Filed by:	
07/12/2023	Notice of Hearing - Decedent's Estate or Trust Continued to 08/16/23 Filed by:	
07/11/2023	Minute Order (Court Order)	
07/07/2023	Updated -- Reply Petitioner's Reply to Respondent's Response to Petition for Orders etc.: Name Extension changed from Petitioner's Reply to Respondent's Response to Petition etc. to Petitioner's Reply to Respondent's Response to Petition for Orders etc.	
07/07/2023	Reply Petitioner's Reply to Respondent's Response to Petition etc. Filed by: Daily, Noel N (Petitioner)	
07/07/2023	Reply Petitioner's Reply to Respondent's Response to Petition etc. Filed by: Daily, Noel N (Petitioner)	
07/03/2023	Response to Petition for Orders Compelling Trustee to Provide Requested Information to Trust Beneficiary Relating...etc. Filed by: Poliquin, Adele D. (Respondent)	
07/03/2023	Response to Petition for Orders Compelling Trustee to Account to Trust Beneficiary for the Period 02.28.17 to 09.14.20; Request for Attorney's Fees....etc. Filed by: Poliquin, Adele D. (Respondent)	
05/24/2023	Notice of Hearing - Decedent's Estate or Trust for 07/12/2023 Filed by:	
05/24/2023	Notice of Hearing - Decedent's Estate or Trust for 07/12/2023 Filed by:	
05/24/2023	Hearing on Petition for Orders Compelling Trustee to Provide Requested Information to Trust Beneficiary...etc scheduled for 07/12/2023 at 09:00 AM in Juvenile Courthouse at Department J6	

Date**Item 17H – RN Daily Trust vs Nottingham Trust Case Summary**

05/24/2023	Petition for Orders Compelling Trustee to Provide Requested Information to Trust Beneficiary...etc Filed by: Daily, Noel N (Petitioner)	
05/24/2023	Hearing on Petition for Orders Compelling Trustee to Account to Trust Beneficiary...etc scheduled for 07/12/2023 at 09:00 AM in Juvenile Courthouse at Department J6	
05/24/2023	Petition for Orders Compelling Trustee to Account to Trust Beneficiary...etc Filed by: Daily, Noel N (Petitioner)	
05/23/2023	Updated -- Petition for Orders Compelling Trustee to Provide Requested Information to Trust Beneficiary...etc: Status Date changed from 05/24/2023 to 05/23/2023	
05/23/2023	Updated -- Petition for Orders Compelling Trustee to Account to Trust Beneficiary...etc: Status Date changed from 05/24/2023 to 05/23/2023	
07/13/2022	Minutes finalized for Petition Other (PR) heard 07/13/2022 09:00:00 AM.	
07/12/2022	Proof of Service filed by Poliquin, Adele D. on 07/12/2022.	
07/11/2022	Response (To Petition For Order Compelling Trustee To Distribute Trust Assets From LLC To Trust Beneficiaries and To Wind-up and Dissolve LLC) filed by Poliquin, Adele D. on 07/11/2022.	
07/11/2022	Poliquin, Adele D. added as a Respondent effective 07/11/2022.	
07/11/2022	Tentative Ruling published.	
05/26/2022	Notice of Hearing (07/13/22) filed by Daily, Noel N on 05/26/2022.	
05/26/2022	Notice of Related Case (2019-00533540-PR-TR-OXN) filed by Daily, Noel N on 05/26/2022.	
05/20/2022	Petition Other (PR) - scheduled for 07/13/2022 at 09:00:00 AM in J6 at Oxnard.	
05/20/2022	Case assigned to Department J6.	
05/20/2022	Petition - Other (Petition for Orders Compelling Trustee to Distribute Trust Assets from LLC to Trust Beneficiaries, and to Wind-Up and Dissolve LLC) filed by Daily, Noel N on 05/20/2022.	

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Writer's Email
garnold@atozlaw.com

June 4, 2025

VIA FEDERAL EXPRESS

Fox Canyon Groundwater Management Agency
Attn: Board of Directors
800 South Victoria Avenue
Ventura, CA 93009-1610

Re: Appeal of Well Application No. 0309

Dear FCGMA:

In further support of the appeal filed by R.N. Daily Ranch, LLC ("Daily Ranch") seeking a permit for the drilling of a replacement well on its agricultural real property generally described as APN 230-0-061-010, you will find enclosed three (3) Semi-Annual Groundwater Extraction Statements submitted to the FCGMA by Daily Ranch. These reports cover its extractions from the water well known as 01N21W03H03 ("Well H03"), covering the time from April 1, 2023 through September 30, 2024.

One of the issues raised by the FCGMA staff in denying the application for the permit to drill the water well which we have called "Well H04" is the alleged lack of any extractions allocations granted to Well H03. However, each of the enclosed reports prepared by FCGMA note that an extraction allocation of 308.627 acre feet had been granted to the water wells recited in the reports covering both Well H03 and the previously destroyed water well known as 0121WH03H02 ("Well H02"). Both wells are reported under CombCode RND CAM as previously noted in our Daily Ranch's appeal.

Simply stated, allocations have been granted by the FCGMA to Well H03. Moreover, Daily Ranch has committed to continue reporting all extractions from Well H04 under CombCode RND CAM.

KENDALL A. VANCONAS* | SUSAN L. MCCARTHY | DENNIS P. McNULTY | EMILY WHITE

OF COUNSEL GARY D. ARNOLD | DENNIS O. LAROCHELLE

MARK A. ZIRBEL (RETIRED) | JOHN M. MATHEWS (DECEASED)

**Certified Specialist, Estate Planning, Trust & Probate Law*

State Bar of California, Board of Legal Specialization

June 4, 2025

Page 2

The appeal should be upheld and the permit to allow Daily Ranch to drill Well H04 as a replacement water well for Well H03 should be issued.

Very truly yours,

ARNOLD LAROCHELLE MATHEWS
VANCONAS & ZIRBEL LLP

/s/ Gary D. Arnold

Gary D. Arnold

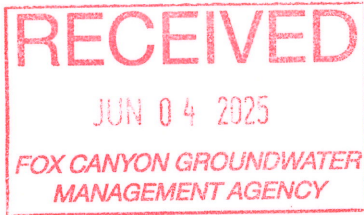
GDA:

Cc: Daily Ranch (via Email)
Beverly Gutierrez (via Email)



ARNOLD LAROCHELLE MATHEWS
VANCONAS & ZIRBEL LLP

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WWW.ATOZLAW.COM



Writer's Email
garnold@atozlaw.com

June 4, 2025

VIA FEDERAL EXPRESS

Fox Canyon Groundwater Management Agency
Attn: Board of Directors
800 South Victoria Avenue
Ventura, CA 93009-1610

Re: Appeal of Well Application No. 0309

Dear FCGMA:

In further support of the appeal filed by R.N. Daily Ranch, LLC ("Daily Ranch") seeking a permit for the drilling of a replacement well on its agricultural real property generally described as APN 230-0-061-010, you will find enclosed three (3) Semi-Annual Groundwater Extraction Statements submitted to the FCGMA by Daily Ranch. These reports cover its extractions from the water well known as 01N21W03H03 ("Well H03"), covering the time from April 1, 2023 through September 30, 2024.

One of the issues raised by the FCGMA staff in denying the application for the permit to drill the water well which we have called "Well H04" is the alleged lack of any extractions allocations granted to Well H03. However, each of the enclosed reports prepared by FCGMA note that an extraction allocation of 308.627 acre feet had been granted to the water wells recited in the reports covering both Well H03 and the previously destroyed water well known as 0121WH03H02 ("Well H02"). Both wells are reported under CombCode RND CAM as previously noted in our Daily Ranch's appeal.

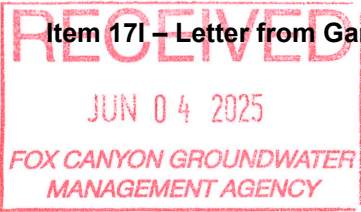
Simply stated, allocations have been granted by the FCGMA to Well H03. Moreover, Daily Ranch has committed to continue reporting all extractions from Well H04 under CombCode RND CAM.

KENDALL A. VANCONAS* | SUSAN L. MCCARTHY | DENNIS P. McNULTY | EMILY WHITE

OF COUNSEL GARY D. ARNOLD | DENNIS O. LAROCHELLE

MARK A. ZIRBEL (RETIRED) | JOHN M. MATHEWS (DECEASED)

**Certified Specialist, Estate Planning, Trust & Probate Law
State Bar of California, Board of Legal Specialization*



June 4, 2025

Page 2

The appeal should be upheld and the permit to allow Daily Ranch to drill Well H04 as a replacement water well for Well H03 should be issued.

Very truly yours,

ARNOLD LAROCHELLE MATHEWS
VANCONAS & ZIRBEL LLP

/s/ Gary D. Arnold

Gary D. Arnold

GDA:

Cc: Daily Ranch (via Email)
Beverly Gutierrez (via Email)

RECEIVED
JUN 04 2025

Item 171 – Letter from Gary Arnold to FCGMA Board, June 4, 2025

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

800 S. Victoria Avenue | Ventura, CA 93009-1610 | Tel: (805) 645-1372 | FCGMA.Report@ventura.org | www.FCGMAOnline.org



SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM
Primary Use: AG

Due Date : 12/01/2023
DWR Basin: PV

Semi-Annual Code: 2023-2
Statement Number: SAES-2023-2-051533

Reporting Period: April 1, 2023 - September 30, 2023

Contact: Hank Laubacher
Well Operator: Laubacher Farms, Inc.
Address: PO Box 1859
City State Zip: Port Hueneme CA 93044
Telephone: 8054886191
Email: hankjr@laubacherfarms.com; hanksr@laubacherfarms.c

CR also pays
BURK, BURKE,
LAUB, LA AVE

Received 12/1/23 Initial: emm
Check No. 70012 Date 12/01/23
Amount of Check \$ 1,287.55 of 39,627.25 total
Pd. rec. no 26444

Please carefully fill out fields 1-18, and return this form with required payment by the due date (postmarked by due date is acceptable). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 10), and self-assess late penalty on any unpaid surcharges (Field 11). Do this by multiplying the extraction and surcharge amounts by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records may be made available to other governmental agencies, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Check Box for Current Meter	Flow Meter Readings		= Difference	x Mult.	/ Div.	AF Extraction
			Current (Sep. 30, 2023)	Previous (Mar. 31, 2023)				
New - 6/20/2002: 01N21W03H02		<input type="checkbox"/>						Destroyed
Destroyed		<input type="checkbox"/>						Destroyed
RND Cam Ranch: 01N21W03H03		<input type="checkbox"/>						
Active DR	20151452-10	<input type="checkbox"/>	124,524	122,183	2,341	0.0100	1	23.410
Total Extraction (AF):								23.410

CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE (Example: 50.0019 AF = 50.002 AF)

Upload Meter Photos at FCGMAOnline.org

Photographs of all meter readings are required to be submitted with each extraction statement before the SAES due date.

This applies to all wells requiring a meter in accordance with Agency Ordinance Code.

Photo(s) shall include meter face with totalizer reading, multiplier and units.

ENTERED



RECEIVED

DEC 01 2023

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

1800 S. Victoria Avenue | Ventura, CA 93009-1610 | Tel: (805) 645-1372 | FCGMA.Report@ventura.org | www.FCGMAOnline.org

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: **RNBCAM**

Due Date : **12/01/2023**

Semi-Annual Code: **2023-2**

Primary Use: **AG**

DWR Basin: **PV**

Statement Number: **SAES-2023-2-051533**

Reporting Period: April 1, 2023 - September 30, 2023

Fees

Extraction Allocation

7	Previous Balance:	\$	<u>851,420.20</u>
8	Reserve Fee:		
	[Total from Box 6: <u>23.410</u> AF x \$20.00]	+\$	<u>468.20</u>
9	Sustainability Fee:		
	[Total from Box 6: <u>23.410</u> AF x \$29.00]	+\$	<u>678.89</u>
10	Extraction Charge:		
	[Total from Box 6: <u>23.410</u> AF x \$6.00]	+\$	<u>140.46</u>
11	Surcharge:		
	[Exceedance: <u>0.000</u> AF]	+\$	
(See Surcharge Rates for breakdown)			
Complete this section ONLY if past the due date (12/01/2023).			
12	Extraction Interest Charge:		
	[Extraction charge x 1.50% x month(s) overdue]	+\$	
13	Surcharge Late Penalty:		
	[Surcharge x 1.50% x month(s) overdue]	+\$	
14	Civil Penalty:		
	[\$50.00 x day(s) overdue]	+\$	
15	Amount Waived:	- \$	
16	Total Amount Due:	= \$	<u>852,407.75</u>
	[Total of lines 7 through 15]		
17	Total Amount Enclosed:	\$	<u>1,287.55</u>
Include CombCode in memo line of check payment. Limit one CombCode per check.			
Check No: <u>70012</u>			

An Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basins was adopted by the Board on October 23, 2019, and became operative October 1, 2020. For details go to Allocation at www.fcgma.org.

Surcharge Calculation

(Water Year Oct. 1, 2022 - Sep. 30, 2023)

2023-1 Extractions:	
(Oct. 1, 2022 - Mar. 31, 2023)	38,740 AF
2023-2 Extractions:	
(Apr. 1, 2023 - Sep. 30, 2023) +	23,410 AF
TOTAL Water Year 2022 / 2023 Extractions:	62,150 AF
(Oct. 1, 2022 - Sep. 30, 2023)	

For water year beginning Oct. 1, 2022 and ending Sep. 30, 2023, surcharges shall be imposed on extractions exceeding the allocation established by OPV Ordinance.

Initial Extraction Allocation:	308.627 AF
Permanent Variance:	0.000 AF
2022 / 2023 Temporary Variance:	0.000 AF
2022 / 2023 Extraction Allocation:	308.627 AF
Previous Carryover Balance: +	0.000 AF
Surcharge Threshold:	308.627 AF
TOTAL Water Year 2022 / 2023 Extractions:	62,150 AF
Exceedance:	0.000 AF

If the Total Water Year 2022/2023 Extractions are GREATER than the Surcharge Threshold, then there is an exceedance. **Exceedance = Total Water Year 2022/2023 Extractions - Surcharge Threshold.**

Carryover Calculation* (AF)

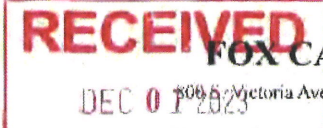
(Effective Water Year Oct. 1, 2022 - Sep. 30, 2023 per Article 8)

*Divided evenly among all wells with reported extractions on page 1.

Water Year (WY)	Unused Allocation	Carryover (Max 50% of Extraction Allocation)	Carryover Balance
2022 / 2023	246.477	154.314	154.314

Water Year 2022 / 2023 Fee Schedule				
Fee Type	Amount	Unit	AF Exceedance Range	Resolution
Extraction	\$ 6.00	AF	-	2014-02
Sustainability	\$ 29.00	AF	-	2022-05
Reserve	\$ 20.00	AF	-	2020-05
Civil Penalty	\$ 50.00	Per Day Late	-	2019-1
Surcharge Tier 1	\$ 1,841.00	AF	0.000 - 25.000	2022-06
Surcharge Tier 2	\$ 2,091.00	AF	25.001 - 99.999	2022-06
Surcharge Tier 3	\$ 2,341.00	AF	>100.000	2022-06

Surcharges, if incurred, are assessed at the end of the Water Year on the "-2" statement. For more information regarding fees, visit www.FCGMA.org/Public-Documents/Resolutions.



FOX CANYON GROUNDWATER MANAGEMENT AGENCY

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**FOX CANYON GROUNDWATER
MANAGEMENT AGENCY**

Comb Code: **RNDCAM**

Primary Use: **AG**

SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Due Date : 12/01/2023

DWR Basin: **PV**

Semi-Annual Code: **2023-2**

Statement Number: **SAES-2023-2-051533**

Reporting Period: April 1, 2023 - September 30, 2023

Statement, Photos, Additional Reporting Requirements Form and Payment are due by 12/01/2023.

Failure to remit all items by the due date shall make you subject to a civil penalty of \$50 per day.

Online reporting and meter photo upload is available at FCGMAOnline.org.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

Date: 11/28/2023

☐ Print Name: Henry Laubacher Sr.

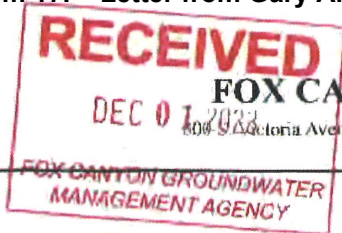
Signature: [Handwritten Signature]

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.

Make Payments to: Fox Canyon Groundwater Management Agency.

Include CombCode in memo line of check payment.

Limit one CombCode per check.



FOX CANYON GROUNDWATER MANAGEMENT AGENCY

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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RNDCAM

Due Date : 12/01/2023

Semi-Annual Code: 2023-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2023-2-051533

Reporting Period: April 1, 2023 - September 30, 2023

RND CAM 23.2

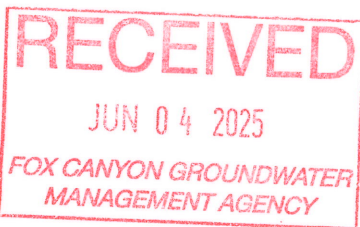
9/30/2023

Daily Ranch

(RND CAM)

01N21W03H035

SN: 20151452-10



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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RNDGAM

Due Date: 06/27/2024

Semi-Annual Code: 2024-1

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-1-051956

Reporting Period: October 1, 2023 - March 31, 2024

Contact: Hank Laubacher
 Well Operator: Laubacher Farms, Inc. **DUDA FARMS**
 Address: PO Box 1869
 City State Zip: Port Hueneme CA 93044
 Telephone: 8054886191
 Email: hankjr@laubacherfarms.com; hankjr@laubacherfarms.com

Please carefully fill out fields 1-18, and return this form with required payment by the due date (postmarked by due date is acceptable). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 10), and self-assess late penalty on any unpaid surcharges (Field 11). Do this by multiplying the extraction and surcharge amounts by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records may be made available to other governmental agencies, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Check Box for Current Meter	Flow Meter Readings		Difference	x	Mult.	Div. Unit/AF	AF Extraction
			Current (Mar. 31, 2024)	Previous (Sep. 30, 2023)					
New - 6/20/2002 01N21W03H02		<input type="checkbox"/>							
Destroyed		<input type="checkbox"/>							Destroyed
RND Cam Ranch 01N21W03H03		<input type="checkbox"/>							
Active	20161452-10	<input checked="" type="checkbox"/>	127428	124,524	2904		0.0100	1	29.040
Total Extraction (AF)									29.040

CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE (Example: 50.0019 AF = 50.002 AF)

Upload Meter Photos at FCGMAOnline.org

Photographs of all meter readings are required to be submitted with each extraction statement before the SAES due date.

This applies to all wells requiring a meter in accordance with Agency Ordinance Code.

Photo(s) shall include meter face with totalizer reading, multiplier and units

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FOX CANYON GROUNDWATER
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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RNDGAM

Due Date: 06/27/2024

Semi-Annual Code: 2024-1

Primary Use: AG

DWR Basin: PV

Statement Number: GAE5-2024-1-051006

Reporting Period: October 1, 2023 - March 31, 2024

Fees

7	Previous Balance:	\$	\$851,120.20
8	Reserve Fee: (Total from Box 6: 29.040 AF x \$20.00)	+	\$ 580.80
9	Sustainability Fee: (Total from Box 6: 29.040 AF x \$29.00)	+	\$ 842.16
10	Extraction Charge: (Total from Box 6: 29.040 AF x \$6.00)	+	\$ 174.24
11	Surcharge: (Exceedance: AF)	+	NA
(See Surcharge Rates for breakdown)			
Complete this section ONLY if past the due date (06/27/2024).			
12	Extraction Interest Charge: (Extraction charge x 1.50% x month(s) overdue)	+	\$ —
13	Surcharge Late Penalty: (Surcharge x 1.50% x month(s) overdue)	+	\$ — NA
14	Civil Penalty: (\$50.00 x day(s) overdue)	+	\$ —
15	Amount Waived:	-	\$ —
16	Total Amount Due: (Total of lines 7 through 15)	-	\$ 1,597.20
17	Total Amount Enclosed:	\$	1,597.20
Include CombCode in memo line of check payment. Limit one CombCode per check.			
Check No: _____			

Extraction Allocation

An Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basins was adopted by the Board on October 23, 2019, and became operative October 1, 2020. For details go to Allocation at www.fcgma.org

Surcharge Calculation (Water Year Oct. 1, 2023 - Sep. 30, 2024)

2024-1 Extractions: (Oct. 1, 2023 - Mar. 31, 2024)	AF
2024-2 Extractions: (Apr. 1, 2024 - Sep. 30, 2024)	THD AF
TOTAL Water Year 2023 / 2024 Extractions: (Oct. 1, 2023 - Sep. 30, 2024) (To Date)	AF

For water year beginning Oct. 1, 2023 and ending Sep. 30, 2024, surcharges shall be imposed on extractions exceeding the allocation established by OPV Ordinance.

Initial Extraction Allocation:	308.627 AF
Permanent Variance:	0.000 AF
2023 / 2024 Temporary Variance:	0.000 AF
2023 / 2024 Extraction Allocation:	308.627 AF
Previous Carryover Balance:	154.314 AF
Surcharge Threshold	462.941 AF
TOTAL Water Year 2023 / 2024 Extractions:	AF
Exceedance:	AF

If the Total Water Year 2023 / 2024 Extractions are GREATER than the Surcharge Threshold, then there is an exceedance. Exceedance = Total Water Year 2023 / 2024 Extractions - Surcharge Threshold.

Water Year 2023 / 2024 Fee Schedule

Fee Type	Amount	Unit	AF Exceedance Range	Resolution
Extraction	\$6	AF	-	2014-03
Sustainability	\$29	AF	-	2022-06
Reserve	\$20	AF	-	2020-05
Civil Penalty	\$50	x Days Late	-	2019-1
Extraction Interest	1.5%	x Months Late	-	2-4-2

Surcharges, if incurred, are assessed at the end of the Water Year on the "2" statement. For more information regarding fees, visit www.FCGMA.org/Public-Documentations/RateSchedules

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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 06/27/2024

Semi-Annual Code: 2024-1

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-1-051959

Reporting Period: October 1, 2023 - March 31, 2024

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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RNDGAM

Due Date: 06/27/2024

Semi-Annual Code: 2024-1

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-1-051955

Reporting Period: October 1, 2023 - March 31, 2024

Statement, Photos and Payment are due by 06/27/2024. Failure to remit all items by the due date shall make you subject to a civil penalty of \$50 per day.

Online reporting and meter photo upload is available at FCGMAOnline.org.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

18

Print Name:

Emilio C. Arzate

Date:

6/17/24

Signature:

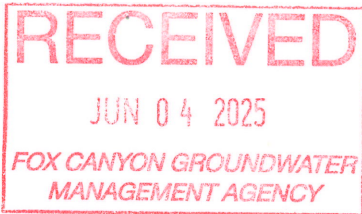
Emilio C. Arzate

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.

Make Payments to: Fox Canyon Groundwater Management Agency

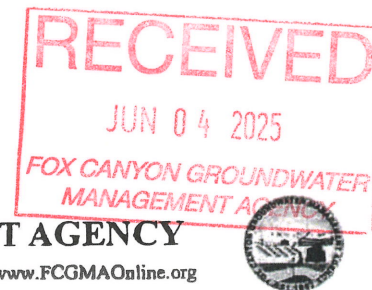
Include CombCode in memo line of check payment.

Limit one CombCode per check.



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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 02/03/2025

Semi-Annual Code: 2024-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-2-052259

Reporting Period: April 1, 2024 - September 30, 2024

Contact: ~~Hank Laubacher~~ *Emilio C. Quezada*
 Well Operator: ~~Laubacher Farms, Inc.~~ *JUDA FARMS*
 Address: PO Box 1859
 City State Zip: Port Hueneme CA 93044
 Telephone: 8054886191
 Email: hankjr@laubacherfarms.com; hanksr@laubacherfarms.com

Received *2/3/25* Initial *EW*
 Check No. *30146* Date *2/3/25*
 Amount of Check \$ *23,155.32* (total)
#27136

Please carefully fill out fields 1-18, and return this form with required payment by the due date (postmarked by due date is acceptable). If returned late, you are required to self-assess interest on any unpaid extraction charges (Field 7 plus Field 10), and self-assess late penalty on any unpaid surcharges (Field 11). Do this by multiplying the extraction and surcharge amounts by 1.5% times the number of whole months the payment is past due.

Pursuant to 2004 and 2006 amendments to the California Water Code Section, all groundwater extractions are reported to the State Water Resources Control Board by the FCGMA or its appointees. No additional fee is charged for this reporting. Your records may be made available to other governmental agencies, pursuant to Sections 5009(e)(4) and 5009(c) respectively of the California Water Code.

State Well Number	Meter S/N	Check Box for Current Meter	Flow Meter Readings						Mult.	Div. Unit/AF	AF Extraction
			1 Current (Sep. 30, 2024)	2 - Previous (Mar. 31, 2024)	3 = Difference	4 x	5 /	6 AF			
New - 6/20/2002: 01N21W03H02		<input type="checkbox"/>									Destroyed
RND Cam Ranch: 01N21W03H03		<input type="checkbox"/>									
Active	20151452-10	<input type="checkbox"/>	<i>127471</i>	<i>127,428</i>	<i>43</i>		<i>0.0100</i>	<i>1</i>			<i>.43</i>
Total Extraction (AF): <i>.43</i>											

CALCULATE ACRE-FEET (AF) TO THE 3rd DECIMAL PLACE (Example: 50.0019 AF = 50.002 AF)

Report Online and Upload Meter Photos at FCGMAOnline.org

Photographs of all meter readings are required to be submitted with each semi-annual extraction statement by the applicable due date. This requirement applies to all wells that are required to have a meter in accordance with Agency Ordinance Code.

Photographs must provide a clear and legible image of the meter face with totalizer reading, multiplier, and units. Some operators may be required to submit more than one photograph per meter to capture readings of the totalizer, multiplier, and units, etc.

SAESs submitted without photographs, with illegible photographs, or with photographs that do not allow FCGMA to verify reported water use will be deemed incomplete and returned to the operator. SAES that are incomplete as of the applicable reporting period deadline will be subject to penalties under the Agency Ordinance Code or other applicable authority. (See FCGMA Resolution No. 2019-01.)

ENTERED

51K4-880
1/21/25

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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 02/03/2025

Semi-Annual Code: 2024-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-2-052259

Reporting Period: April 1, 2024 - September 30, 2024

Fees

7	Previous Balance:	\$	\$2,799.81
8	Reserve Fee:		
	[Total from Box 6: .43 AF x \$20.00]	+\$	8.60
9	Sustainability Fee:		
	[Total from Box 6: .43 AF x \$29.00]	+\$	12.47
10	Extraction Charge:		
	[Total from Box 6: .43 AF x \$6.00]	+\$	2.58
11	Surcharge:		
	[Exceedance: — AF]	+\$	—
	(See Surcharge Rates for breakdown)		

Complete this section ONLY if past the due date (02/03/2025).

12	Extraction Interest Charge:		
	[Extraction charge x 1.50% x month(s) overdue]	+\$	—
13	Surcharge Late Penalty:		
	[Surcharge x 1.50% x month(s) overdue]	+\$	—
14	Civil Penalty:		
	[\$50.00 x day(s) overdue]	+\$	—
15	Amount Waived:	-\$	—
16	Total Amount Due:	= \$	23.65
	[Total of lines 7 through 15]		
17	Total Amount Enclosed:	\$	23.65

Include CombCode in memo line of check payment. Limit one CombCode per check.

Check No: _____

Water Year 2023 / 2024 Fee Schedule

Fee Type	Amount	Unit	AF Exceedance Range	Resolution
Extraction	\$6	AF	-	2014-02
Sustainability	\$29	AF	-	2022-05
Reserve	\$20	AF	-	2024-05
Civil Penalty	\$50	x Days Late	-	2019-1
Extraction Interest	1.5%	x Months Late	-	2.4.2
Surcharge Interest	1.5%	x Months Late	-	5.8.6.2
Surcharge Tier 1	\$1829	AF	0.000 - 25.000	2024-03
Surcharge Tier 2	\$2179	AF	25.001 - 99.999	2024-03
Surcharge Tier 3	\$2429	AF	>100.000	2024-03

Surcharges, if incurred, are assessed at the end of the Water Year on the "2" statement.
For more information regarding fees, visit www.FCGMA.org/Public-Documents/Resolutions.

Extraction Allocation

An Ordinance to Establish an Allocation System for the Oxnard and Pleasant Valley Groundwater Basins was adopted by the Board on October 23, 2019, and became operative October 1, 2020. For details go to Allocation at www.fcgma.org.

Surcharge Calculation

(Water Year Oct. 1, 2023 – Sep. 30, 2024)

2024-1 Extractions:	
(Oct. 1, 2023 - Mar. 31, 2024)	29.040 AF
2024-2 Extractions:	
(Apr. 1, 2024 - Sep. 30, 2024) + .43 AF	
TOTAL Water Year 2023 / 2024 Extractions:	29.47 AF
(Oct. 1, 2023 - Sep. 30, 2024)	

For water year beginning Oct. 1, 2023 and ending Sep. 30, 2024, surcharges shall be imposed on extractions exceeding the allocation established by OPV Ordinance.

Initial Extraction Allocation:	308.627 AF
Permanent Variance:	0.000 AF
2023 / 2024 Temporary Variance:	0.000 AF

2023 / 2024 Extraction Allocation:	308.627 AF
Previous Carryover Balance: +	246.478 AF
Surcharge Threshold:	555.105 AF
TOTAL Water Year 2023 / 2024 Extractions:	29.47 AF
Exceedance:	0 AF

If the Total Water Year 2023 / 2024 Extractions are GREATER than the Surcharge Threshold, then there is an exceedance. Exceedance = Total Water Year 2023 / 2024 Extractions - Surcharge Threshold.

Carryover Calculation* (AF)

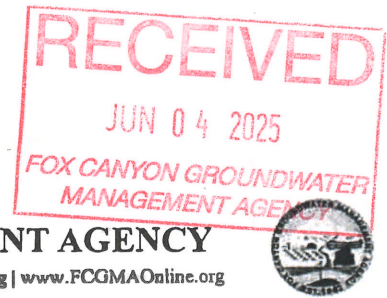
(Effective Water Year Oct. 1, 2023 - Sep. 30, 2024, per Article 8)

*Divided evenly among all wells with reported extractions on page 1.

Water Year (WY)	Unused Allocation	Carryover (Max 50% of Extraction Allocation)	Carryover Balance
2023 / 2024	279.157	154.314	154.314

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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 02/03/2025

Semi-Annual Code: 2024-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-2-052259

Reporting Period: April 1, 2024 - September 30, 2024

Statement, Photos and Payment are due by 02/03/2025. Failure to remit all items by the due date shall make you subject to a civil penalty of \$50 per day.

Online reporting and meter photo upload is available at FCGMAOnline.org.

I declare under penalty of perjury that this Semi-Annual Groundwater Extraction Statement has been examined by me, and to the best of my knowledge and belief is a true, correct and complete statement.

18

Print Name:

Emilio C. Deza

Date:

1/17/24

Signature:

Emilio C. Deza

THIS STATEMENT IS NOT COMPLETE UNLESS ALL QUESTIONS ARE ANSWERED AND SIGNATURE PROVIDED.

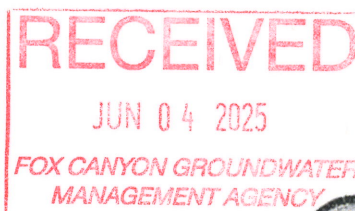
Make Payments to: Fox Canyon Groundwater Management Agency

Include CombCode in memo line of check payment.

Limit one CombCode per check.

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SEMI-ANNUAL GROUNDWATER EXTRACTION STATEMENT

Comb Code: RND CAM

Due Date : 02/03/2025

Semi-Annual Code: 2024-2

Primary Use: AG

DWR Basin: PV

Statement Number: SAES-2024-2-052259

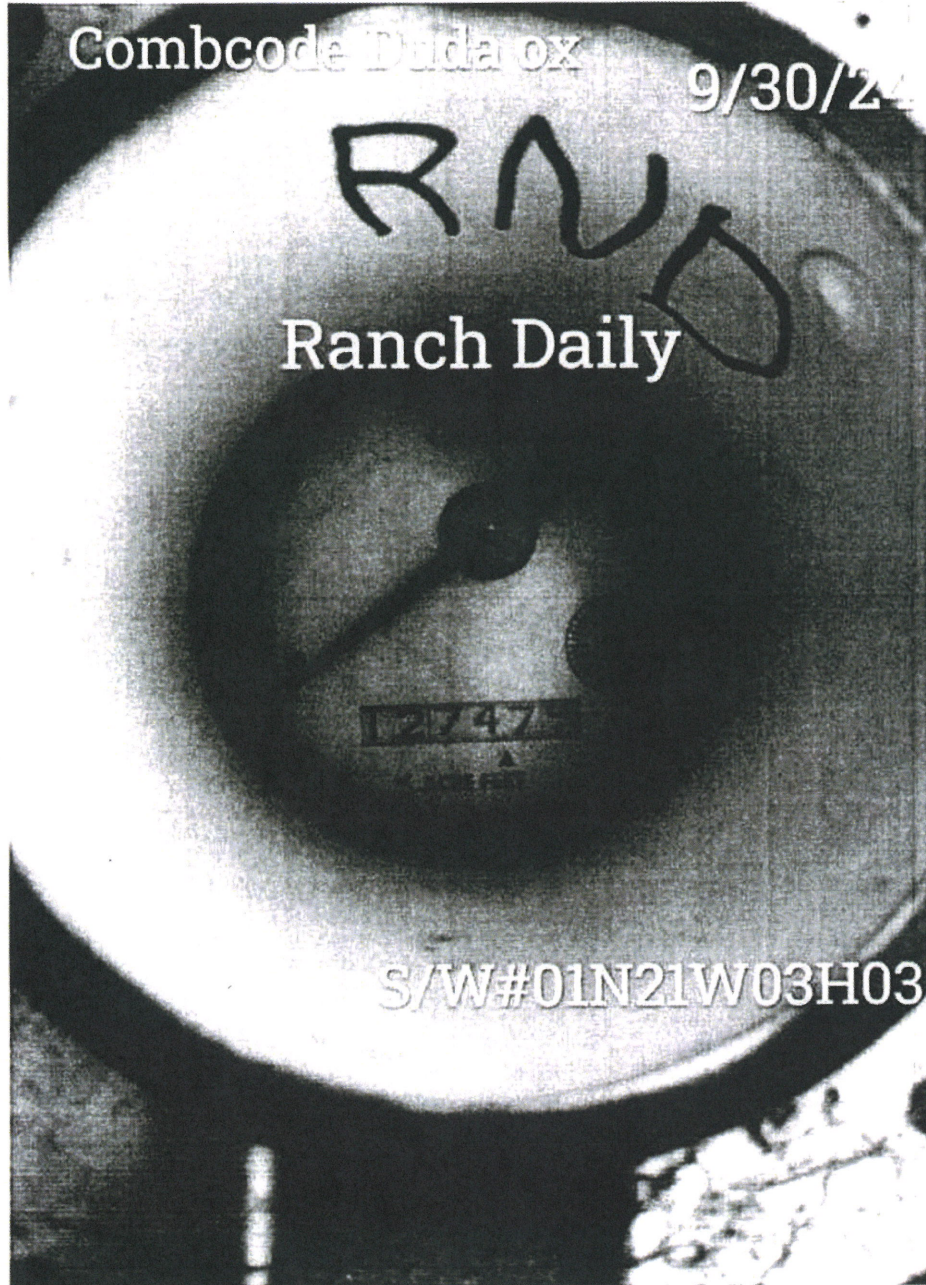
Reporting Period: April 1, 2024 - September 30, 2024

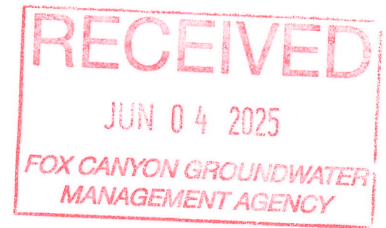
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FEB 03²⁵ 2025

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OPV Additional Reporting Requirements

Allocation Ordinance for Agricultural Wells

Water Year: October 1, 2023 - September 30, 2024

FCGMA CombCode:

RND CAM

COMPLETED FORM MUST BE LEGIBLE

Agricultural Operators in the Oxnard and Pleasant Valley Basins shall provide all APNs irrigated with: 1) groundwater from wells, 2) water received from purveyors, or 3) any other source, in accordance with the Ordinance to Establish an Allocation System for Oxnard and Pleasant Valley Groundwater Basins, Article 7.1 for Agricultural Well Operators. This information is required to be reported at the end of each Water Year. List one APN and corresponding water sources per row. Should additional Water Sources require more rows leave APN field blank. List Irrigated Acres for each APN only once. Attach additional sheets as necessary. Fillable forms are available at [FCGMA.org/public-documents/forms/](https://fcgma.org/public-documents/forms/). Assessor information is available at assessor.countyofventura.org/assessor-data/property-search/.

Assessor's Parcel Number (APN)			Water Sources Per APN				
List all APNs with irrigated acres. Use first nine (9) digits of each APN, omitting last digit.		Irrigated Acres (per APN)	State Well Number (SWN): List SWN(s) under CombCode entered above, supplying water to corresponding APN:	Water Purveyor:		Other Groundwater Sources:	
				List Purveyors supplying water to corresponding APN: List Turnout / Meter # to corresponding to Purveyor.	Acre Feet (per Purveyor) Provide multiple turnout/meter breakdown separately.	List wells supplying water to corresponding APN (i.e.: neighbors well). List N/A if not applicable.	Acre Feet (per SWN)
Example:							
#1	050-0-060-23	267.00	02N68W42V09	VC Water Works District 1 389, 748	26.832	01N54W78Z02	10.670
#2	060-0-051-10	76.278	02N68W43W10	VC Water Works District 19 P53	7.495	01N54W78Z02m2	4.358
			02N68W43W10m3	PVCWD M-81, X-35	3.298		
	230006101	215.000	02N21W03H03	P3-C	310.843		
	230006119	48.200	02N21W03H03		29.470		



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CombCode:

RND CAM

Allocation Ordinance for Agricultural Wells

COMPLETED FORM MUST BE LEGIBLE

Water Year: October 1, 2023 - September 30, 2024[illegible]

Complete documentation, including APNs and all water sources for the current Water Year, is required to be submitted by an authorized representative of the Well Owner or designated Well Operator on record with the Agency. Failure to submit complete documentation may result in assessment of civil penalties in accordance with Resolution No. 2019-01.

I declare under penalty of perjury under the laws of the State of California that the information contained within this document is true and correct.

Name of Authorized Well Owner / designated Well Operator


Signature of Authorized Well Owner / designated Well Operator

Well Owner

☒ Well Operator

Article 7 Additional Requirements for Reporting Extractions

Business Name

860 Pacific Ave Oxnard CA 93030

Street Address / Suite	City	State	Zip
------------------------	------	-------	-----

(805) 432-3351 emilio.quezada@duda.com

Phone Number

Email Address

Date _____

I have supplemental reporting information, and it will be compiled electronically and emailed along with this signed, completed form to FCGMA.Report@ventura.org.

RECEIVED
JUN 04 2025
FOX CANYON-GROUNDWATER
MANAGEMENT AGENCY

RECEIVED

FEB 03 2025

FOX CANYON GROUNDWATER
MANAGEMENT AGENCY



ORIGIN ID: SFBA
SHERYL BRUCE
A. DUDA & SONS, INC.
1200 DUDA TRAIL
DATE: 03FEB25
WGT: 0.50 LB
HEAD: 104591819/INET4535

OVIEDO, FL 32765
UNITED STATES US

BILL SENDER

TO FOX CANYON GROUNDWATER MANAGMENT

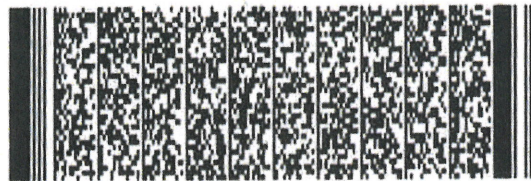
800 S. VICTORIA AVE.

VENTURA CA 93009

(805) 654-2014
INV:
PO: CCN: 8177

REF:

DEPT:



58CJ2/E49C/C6C4

07/03/24 01:42

TRK#

B 10:30A
VERNIGHT

County of Ventura

To: 1610 - PWA-Watershed

93009

BUR

City: Ventura
Zip: 93009

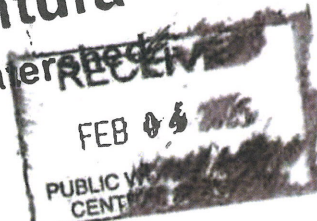
Route: HOARoute

Requestor: HOARoute

1610



771844893664



scan to learn how we
can help make Earth
a priority together.

Public Notices

Originally published at vcstar.com on 05/16/2025

NOTICE OF PUBLIC HEARING ON APPEAL OF FOX CANYON GROUNDWATER MANAGEMENT AGENCY INTERIM EXECUTIVE OFFICER'S DECISION TO DENY WELL APPLICATION NO. 0309, R.N. DAILY RANCH, LLC

NOTICE IS HEREBY GIVEN that the Board of Directors of the Fox Canyon Groundwater Management Agency will conduct a public hearing on the Appeal of R.N. Daily Ranch, LLC., from the decision of the Interim Executive Officer to deny Water Well Permit Application No. 0309. The application materials and compliance aspects of the denied Permit Application will be analyzed in depth.

The public hearing will take place at the time and place noted below.

Friday, June 13, 2025

12:30 P.M.

Multi-Purpose Room

Ventura County Government Center Hall of
Administration

800 South Victoria Avenue Ventura, CA

If you have any questions or for more information regarding the public hearing, please contact the Clerk of the Board at (805) 654-2014. Written materials for the Board's consideration will be available on the Agency's website at <http://www.fcgma.org>, three days before the Public Hearing.

5/16/25

CNS-3927095#

VENTURA COUNTY STAR

Pub: May 16, 2025

AD #11318406

Retrieved from: <https://www.vcstar.com/public-notices/notice/05/16/2025/notice-of-public-hearing-on-appeal-of-2025-05-16-ventura-county-star-california-196d92ba053>

From: FCGMA
Sent: Friday, June 6, 2025 4:44 PM
To: FCGMA
Subject: Public Hearing on Appeal of FCGMA Determination - Friday, June 13, 2025

Good afternoon,

The Board of Directors of the Fox Canyon Groundwater Management Agency will conduct a public hearing on the Appeal of R.N. Daily Ranch, LLC., from the decision of the Interim Executive Officer to deny Water Well Permit Application No. 0309. The public hearing will take place at the time and place noted below.

Friday, June 13, 2025

12:30 P.M.

Multi-Purpose Room

Ventura County Government Center Hall of Administration

800 South Victoria Avenue Ventura, CA

Written materials for the Board’s consideration will be available on the Agency’s website three days before the Public Hearing.

During the hearing, unless the hearing officer decides otherwise, the order for presentation of the matter(s) before the Board of Directors shall be as follows:

1. Presentation of the Agency staff report;
2. Presentation of the appellant;
3. Presentations of persons in favor of the appeal;
4. Presentations of persons opposed to the appeal;
5. Appellant’s rebuttal, if any;
6. Closing comments by Agency staff and/or Agency Counsel;
7. Board discussion and decision.

In May, [public notice of the upcoming hearing](https://fcgma.org/) was published on the FCGMA website at <https://fcgma.org/> and <https://fcgma.org/public-documents/public-notices/>, and in local paper of record [Ventura County Star](#).

Thank you for your attention. If you have questions regarding the public hearing, please respond to this message.

Regards,

Fox Canyon Groundwater Management Agency

Item 17J – Public Notice of Hearing and Example Email Reminder



800 S. Victoria Ave. L#1610
Ventura, CA 93009
(805) 654-2014 | fcgma@ventura.org
www.FCGMA.org | www.FCGMAonline.org

Public Hearing on Appeal of Interim Executive Officer's Decision to Deny FCGMA Water Well Application No. 0309, R.N. Daily Ranch, LLC [CombCode: RNDCAM]

Item No. 17 – June 13, 2025



Farai Kaseke (Ph.D., P.H, PMP, CSM)
Assistant Groundwater Manager

Background

- Well permit applications in the Oxnard Subbasin and Pleasant Valley Basin (OPV) are reviewed for compliance with the *Agency Ordinance Code*, *Emergency Ordinance E* and the *OPV Allocation Ordinance*
- Application No. 0309 filed by Daily Ranch (January 22, 2025) (*Exhibit 17A*)
 - Install a well to replace SWN 01N21W03H03S (03H03)
 - SWN 03H03 was a replacement for SWN 01N21W03H02S (03H02)
- Valid allocation transfer from SWN 03H02 to SWN 03H03 was never completed
- Application No. 0309 was denied because materials were incomplete and/or did not satisfy the Agency's ordinances

History

SWN 03H02 (P50) [Original]

- APN: 230-0-061-090, 50 acres
- Noel Nottingham Daily, Trustee of the Daily Marital Trust UTD May 25, 1995 (Nottingham Trust) *[mother]*
- Failed in 2017



SWN 03H03 (P225) [Replacement]

- APN: 9230-0-061-010, 225 acres
- R.N. Daily Ranch, LLC (Daily Ranch) managed by Adele Poliquin *[daughter]*
- Application No. 0272 filed to replace 03H02 in Oct. 2018 (*Exhibit 17B*)
 - Resite well location to P225
 - Letter of support from Nottingham Trust
 - Well would serve both parcels
- Permit No.0272 approved with conditions (*Exhibit 17B*)

Well Permit No. 0272

- Condition 2 – requires the operator to report groundwater extractions for both wells under the same CombCode
- Daily Ranch violated this condition, reporting SWN 03H03 independent of 03H02
 - “We apologize for this error. We reviewed the well permit and see that we were supposed to keep the same comb code. When we completed the Fox Canyon registration form we left it blank instead of putting the OVP-OTR comb code so we ended up with a new comb code.” (*Exhibit 17C; see also Exhibit 17D*)
- Reporting error result, CombCode: RNDCAM (03H03 only) assigned 0.000 AF/year of allocation for WY2020-21 (*Exhibit 17E*)

Well Permit No. 0272

- Subsequent reporting, RND CAM (03H03 & 03H02), was assigned 308.267AF/yr (*Exhibit 17F*)
- RND CAM Allocation was due to inclusion of 03H02 into the CombCode
 - Allocation was with SWN03H02
 - SWN 03H03 did not and does not have an allocation
- RN Daily staff through email communications with Agency staff acknowledged that, “The allocation for the RN Daily Ranch is on the destroyed well 01N21W03H02 with comb code of OVP-OTR.” (*Exhibit 17C*)

Agency Ordinance Requirements

- OPV Allocation Ordinance (October 23, 2019)
 - Sets new extraction allocations based on the historical allocations during the base period 2005-2014.
 - Allows for transfer of allocations, “Requests for transfer or temporary assignment of extraction allocations shall be submitted jointly by the operators and owners involved and shall include the specific details of their proposal. (OPV Allocation Ordinance, § 9.2)
- The OPV Allocation Ordinance and the Agency Ordinance Code both require that the requested transfer be submitted jointly by the parties involved and include specific details of their proposal(OPV Allocation Ordinance, § 9.2; Agency Ordinance Code, § 5.3.5.)

Agency Ordinance Requirements

- An Emergency Ordinance Limiting Extractions From Groundwater Extraction Facilities, Suspending Use of Credits and Prohibiting Construction of Any Groundwater Extraction Facility and/or the Issuance of Any Permit (Emergency Ordinance E)
 - The Board prohibits the issuance of any permit for construction of a groundwater extraction facility, other than a replacement, backup or standby facility which does not allow the initiation of any new or increased use of groundwater, within the territory of the Agency... (*Emergency Ordinance E, Art. 4*)
- Emergency Ordinance E limits construction of new wells to “replacement, backup or standby wells that do not result in “the initiation of any new or increased use of groundwater...”(*Emergency Ordinance E, Art. 4*)

Agency Review: Interim Executive Officers Decision

- Daily Ranch submitted Application No. 0309 to replace SWN 03H03 (*Exhibit 17A*)
- Email communications between counsel for Nottingham Trust and Agency staff, Agency staff and Daily Ranch staff indicate all parties were aware of the need to complete an allocation transfer form (*Exhibit 17G*) to complete the transfer and effectuate transfer from SWN 03H02 to 03H03
 - Counsel for Nottingham Trust represented their client was waiting for a well sharing agreement to be in place before initiating the allocation transfer (*Exhibit 17G*)
 - The Agency is not aware of any well sharing agreement between the parties
 - The Agency is not aware of any agreement by Nottingham Trust authorizing the filing of Application No. 0309 or approving the transfer of allocation from SWN 03H02.
- In the absence of Nottingham Trust's joinder in the submission of Application No. 0309, the application was denied because it failed to satisfy the requirements of Section 9.2 of the OPV Allocation Ordinance

Agency Review: Interim Executive Officers Decision

- Requests for transfer or temporary assignment of extraction allocations shall be submitted jointly by the operators and owners involved and shall include the specific details of their proposal.” (OPV Allocation Ordinance, § 9.2.)
 - Allocation is currently assigned to the original well SWN 03H02
 - Permit No. 0309 was submitted only by Daily Ranch
 - Nottingham Trust did not agree or consent to a transfer from SWN 03H02
- Application No. 0309 failed to satisfy the transfer requirements of both the OPV Allocation Ordinance, § 9.2 and Agency Ordinance Code § 5.3.5 (*Exhibit 17A*)

Agency Review: Interim Executive Officers Decision

- Emergency Ordinance E “prohibits the issuance of any permit for construction of a groundwater extraction facility” except “a replacement, backup or standby facility which does not allow the initiation of any new or increased use of groundwater[.]”
 - For purpose of this article, “a new or increased use is one that did not exist or occur before the effective date of this emergency ordinance.” (Emergency Ordinance E, Art. 4)
- SWN 03H03 was drilled in late 2018 after Emergency Ordinance E was adopted
- SWN 03H03 did not exist during the OPV Allocation base period
- Extractions from SWN 03H03 would be both a new and increased use of groundwater (Emergency Ordinance E, Art. 4)

Agency Review: Interim Executive Officers Decision

- There maybe a dispute between the parties involved:
 - Counsel for Nottingham Trust represented that their client was waiting for a well- sharing agreement to be prepared,
 - FCGMA has not received such agreement or the specific details of [the parties'] proposal” for the drilling of new replacement well and delivery of water between the two parcels. (OPV Allocation Ordinance, § 9.2.)
- Ventura County Superior Court’s dockets show that Noel Nottingham Daily (mother) is in a probate dispute with her daughter Adele Poliquin (*see Exhibit 17H*).
- It is unclear whether ownership of the original well SWN 03H02, and/or the authority to transfer an extraction allocation, is at issue in this dispute.

Summary

- Application No. 0309 was filed by Daily Ranch only:
 - To replace SWN 03H03 which itself is a replacement for SWN 03H02
 - Allocation transfer from SWN 03H02 to SWN 03H03 was never completed
 - Nottingham Trust wants a well-sharing agreement in place before authorizing transfer
 - Absence of Nottingham Trust joinder authorizing Daily Ranch submit Application No. 0309 fails to satisfy Section 9.2 of the OPV Allocation Ordinance.
 - SWN 03H02 retains allocation thus SWN 03H03 does not have an allocation and Application No. 0309 fails to satisfy Emergency Ordinance E, Art. 4
 - Parties are in a probate dispute and it is unclear whether ownership of the original 03H02 and/or the authority to transfer an extraction allocation is at dispute

Recommendations

1. Conduct a hearing on Daily Ranch's appeal of the Interim Executive Officer's denial of Application No. 0309;
2. Affirm the Interim Executive Officer's denial of Application No. 0309;
3. Direct Agency Counsel to prepare a written decision affirming the denial of Application No. 0309 consistent with your Board's direction; and
4. Continue this hearing until the June 25, 2025 FCGMA Board meeting, where your Board can adopt a final written decision on Daily Ranch's appeal.

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, *Chair, Director, Camrosa Water District*
Kelly Long, *Vice Chair, Supervisor, County of Ventura*
Michael Craviotto, *Farmer, Agricultural Representative*
Lynn Maulhardt, *Director, United Water Conservation District*
Tony Trembley, *Councilmember, City of Camarillo*

INTERIM EXECUTIVE OFFICER

Jeff Palmer

June 13, 2025

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009-1600

SUBJECT: Adopt Proposed Resolution No. 2025-03, A Resolution Establishing the Rate of the Las Posas Valley Overuse Assessment on the Use of Groundwater in Excess of What the Judgment Allows [LPV Watermaster] – (New Item)

RECOMMENDATIONS: (1) Receive an Agency staff presentation on the Las Posas Valley (LPV) Overuse Assessment and establishing the rate of the Overuse Assessment; and (2) Adopt Resolution No. 2025-03 establishing the rate of the Overuse Assessment on groundwater use in excess of what's allowed under the LPV Adjudication Judgment consistent with prevailing Calleguas Municipal Water District's Tier 1 rate at the end of the cure period Water Year 2024, setting the interest rate on delinquent Overuse Assessments equal to the current real property tax delinquency rate for Ventura County, and directing staff to deposit Overuse Assessments collected from water right holders in a separate Watermaster Overuse Assessment account, LPV Overuse, to be used for project and replenishment purposes.

BACKGROUND:

The Las Posas Valley Adjudication Judgment (Judgment) defines "Overuse" as "a Use in Excess of that allowed under the Judgment." (Judgment, §4.15.1) Generally, Overuse occurs when a Water Right Holder Uses Groundwater in excess of their Annual Allocation. Annual Allocations are determined for each Water Year by Watermaster following Committee Consultation pursuant to the protocols and formulas set forth in the Judgment. (See Judgment, § 4.2.) In addition, Overuse may occur where a Mutual Water Company reports an aggregate amount of Use on behalf of its Mutual Exclusive Shareholders that exceeds the Aggregate Mutual Supply and where a Mutual Water Company Shareholder without an Annual Allocation Uses water Groundwater. (See Judgment, § 4.15.1.1, 4.15.1.2.) Prior to a Party being assessed an Overuse Assessment, the Judgment provides Water Right Holders several options to cure the Overuse "in the Water Year [immediately] following the Water Year in which the Overuse occur[s]." (Judgment, § 4.15.2.) However, if a Water Right Holder fails to cure the Overuse as provided in the Judgment, then the Water Right Holder, Party, or Person shall be subject

to an Overuse Assessment and/or injunctive relief, as the case may be. (Ibid.) “Failure to pay [an] Overuse Assessment will incur interest on the amount owed and further enforcement [],” as well as additional enforcement including injunctive relief and lien on the associated real property for unpaid Overuse Assessments. (Judgment, § 4.15.3.)

The Judgment requires Watermaster, with Committee Consultation, to establish the amount of the Overuse Assessment. (Judgment, § 4.15.3.) To date, Watermaster has not established the amount or rate of the Overuse Assessment.

DISCUSSION:

Water Use during Water Year 2023 (Oct. 1, 2023 – Sept. 30, 2024) was the first Water Year that Water Right Holders reported their Groundwater Use to Watermaster, and thus was the first Water Year for which Overuse was determined. In order to avoid paying an Overuse Assessment for Overuse that accrued during Water Year 2023, Water Right Holders must cure Overuse during Water Year 2024 (Oct. 1, 2024 – Sept. 30, 2025). The Judgment provides several ways to cure an Overuse, each of which generally involves the Water Right Holder Using less Groundwater than their Annual Allocation during the cure period or obtaining additional Annual Allocation through the Judgment’s transfer processes. (Judgment, § 4.15.2.) Failure to cure any Overuse from the prior Water Year will result in Overuse Assessments.

In compliance with the provisions of the Judgment to establish an Overuse Assessment, Watermaster submitted a request for consultation and policy recommendations to the Las Posas Valley Policy Advisory Committee (PAC) in a memo dated April 10, 2025 (Item 18A). The PAC deliberated on the issue at a regular meeting on April 17, 2025, and provided a Recommendation Report to Watermaster dated May 01, 2025 (Item 18B). The PAC recommended Watermaster establish an Overuse Assessment that meets the criteria summarized below:

1. The Overuse Assessment be charged at the prevailing Calleguas Tier 1 rate at the end of the Water Year.
2. Overuse Assessments, once collected, be sequestered in a separate Watermaster account reserved for replenishment.

The Judgment’s creation of the Overuse Assessment, as well as the authorities to collect associated interest charges and to take additional enforcement options for nonpayment (i.e., injunctive relief, lien on Water Right Holders’ underlying real property) (Judgment, § 4.15.3), is intended to encourage Groundwater Use according to the Annual Allocations set by the Watermaster and discourage Overuse. Historically, the Agency has set the rate of surcharges to be collected for groundwater extractions in excess of allocations established under its allocation ordinances according to the prevailing Calleguas Municipal Water District’s (CMWD) Tier 2 Supply Rate which have since been discontinued leaving the Tier 1 rate. CMWD is a member agency of Metropolitan Water District and is the largest purveyor of imported water within the Agency. CMWD’s Tier 1 Supply Rate is “set at Metropolitan’s cost of maintaining a reliable amount of supply.” The 2025 CMWD Adopted Water Rates (attached as Item 18C) shows Tier 1 Supply Rate is

\$1,895 per acre-foot.

Staff agree with the PAC recommendations. However, staff further propose (1) that Overuse Assessments be charged at the prevailing Calleguas Tier 1 rate at the end of the cure period, (2) Overuse Assessments become delinquent and accrue interest beginning one month after they are due; and (3) delinquent Overuse Assessments bear interest at the then current real property tax delinquency rate for Ventura County similar to the Delinquent Basin Assessments (Judgment, Exhibit A, § 2.8.2). Proposed Resolution No. 2025-03 (attached as Item 18D) would automatically adjust the Overuse Assessments, consistent with the increase in the CMWD Tier 1.

CONCLUSION:

Agency staff recommends your Board (1) receive a presentation on Overuse, the Overuse Assessment, and establishing the rate of the Overuse Assessment under the LPV Adjudication Judgment; and (2) adopt proposed Resolution No. 2025-03 establishing the rate of the Overuse Assessment as a per acre-foot amount equal to Calleguas Municipal Water District's Tier 1 Water Supply rate at the end of the cure period Water Year; establishing that Overuse Assessments are delinquent a month after they are due and begin accruing interest; setting the rate of interest for delinquent Overuse Assessments at an amount equal to the current real property tax delinquency rate for Ventura County; and directing staff to deposit Overuse Assessments into the Watermaster Overuse Assessment account, LPV Overuse, to be used in the LPV Basin as directed by the Agency Board of Directors.

This letter has been reviewed by Agency Counsel. If you have any questions, please call me at (805) 654-3942.

Sincerely,



Kudzai Farai Kaseke (Ph.D., PH, PMP, CSM)
Assistant Groundwater Manager

Attachments:

- Exhibit 18A – Watermaster PAC Consultation Request, April 10, 2025
- Exhibit 18B – PAC Recommendation Report, May 01, 2025
- Exhibit 18C – Calleguas MWD 2025 Adopted Water Rates
- Exhibit 18D – Proposed Resolution No. 2025-03

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

LAS POSAS VALLEY WATERMASTER



MEMORANDUM

Date: April 10, 2025
To: Las Posas Valley Watermaster Policy Advisory Committee
From: Kudzai F. Kaseke, Assistant Groundwater Manager
Subject: Committee Consultation for Establishment of an Overuse Assessment for Las Posas Valley Basin.

Dear Las Posas Valley Watermaster Policy Advisory Committee (PAC):

The Las Posas Valley Adjudication Judgment (Judgment) defines “Overuse” as “a Use in Excess of that allowed under the Judgment.” (Judgment, §4.15.1) Generally, Overuse occurs when a Water Right Holder Uses Groundwater in excess of Annual Allocation; Annual Allocations are determined for each Water Year by Watermaster according to the Annual Allocation Calculation process set forth Exhibit D of the Judgment. (See also Judgment, § 4.2.) More specifically, the Judgment provides that Overuse occurs where

Use of Groundwater by a Party other than Calleguas that is not a Mutual Exclusive Shareholder (unless that Mutual Shareholder and its Mutual Water Company have agreed to the separate reporting of said Mutual Exclusive Shareholder’s Groundwater Use pursuant to Section 4.7.1) that either has no Annual Allocation or exceeds such Party’s Annual Allocation (inclusive of Annual Allocation derived from Transferred Allocation Basis or Carryover), any Carryover, and any Groundwater to which such Party is entitled pursuant to a Subscription Project” or “The aggregate Use of Allocated Groundwater by a Mutual Water Company’s Mutual Exclusive Shareholders (excluding those Mutual Exclusive Shareholders who have agreed with their Mutual Water Company to separately report their Groundwater Use pursuant to section 4.7.1) exceeds the Aggregate Mutual Supply.

(Judgement, §§ 4.15.1.1, 4.15.1.2.) The Judgment provides Water Right Holders several options to cure Overuse “in the Water Year [immediately] following the Water Year in which the Overuse occur[s].” (Judgment, § 4.15.2.) However, if a Water Right Holder fails to cure the Overuse as provided in the Judgment, then the Water Right Holder, Party, or Person shall be subject to an Overuse Assessment and/or injunctive relief, as the case may be. (Ibid.) “Failure to pay [an] Overuse Assessment will incur interest on the amount owed and further enforcement [],” as well as additional enforcement including injunctive relief and lien on the associated real property for unpaid Overuse Assessments. (Judgment, § 4.15.3.)

The Judgment requires Watermaster, with Committee Consultation, to establish the amount of the Overuse Assessment. (Judgment, § 4.15.3.) To date, Watermaster has not established the amount or rate of the Overuse Assessment. In compliance with the Judgment, Watermaster requests your Committee’s consultation and policy recommendations on Watermaster’s establishment of the Overuse Assessment, specifically the amount of the Overuse Assessment. Watermaster staff plan to bring an item and

Item 18A – Watermaster PAC Consultation Request Memo, April 10, 2025

recommendation on the amount of the Overuse Assessment r to the Fox Canyon Groundwater Management Agency Board of Directors (acting as the Watermaster Board) at the May 28, 2025, meeting. Please provide feedback via the email below to the Watermaster by May 09, 2025.

Please contact me at 805 654 2010 or LPV.Watermaster@ventura.org with any questions or concerns.

FCGMA Board Special Meeting, June 13, 2025
Item 18B - PAC Recommendation Report, May 01, 2025

TO: Las Posas Valley Watermaster

FROM: Las Posas Valley Watermaster Policy Advisory Committee

RE: Recommendation Report – Establishment of an Overuse Assessment for Las Posas Valley Basin

DATE: May 1, 2025

The Las Posas Valley Watermaster Policy Advisory Committee (PAC) provides this Recommendation Report on the **Establishment of an Overuse Assessment for Las Posas Valley Basin**.

Recommendation:

See memo below for recommendation.

Policy Rationale for Recommendation:

See memo below for rationale.

Summary of Facts in Support of Recommendation:

See memo below for complete summary of facts.

Tally of Committee Member Votes:

	YES	NO	ABSTAIN	ABSENT
Ian Prichard, Calleguas MWD	X			
Jeff Palmer, VC WWD No. 1 & 19				X
John Menne, Zone MWC	X			
Rob Grether, West LPV Large Ag	X			
David Schwabauer, East LPV Large Ag	X			
Josh Waters, East LPV Small Ag				X
Richard Cavaletto, West LPV Small Ag	X			
Laurel Servin, East LPV MWC	X			
Steven Murata, West LPV MWC	X			
Arturo Aseo, Commercial	X			

Report of Bases for Majority and Minority Committee Member Positions:

PAC Recommendation Report Regarding Establishment of an Overuse Assessment for Las Posas Valley Basin

On April 10, 2025, Watermaster sent the Las Posas Valley Basin Watermaster Policy Advisory Committee (PAC) a committee consultation for the establishment of an “Overuse Assessment,” as defined in Section 1.79 of the Judgment, for Las Posas Valley Basin. The PAC discussed this issue at its regular meeting on April 17, 2025.

By unanimous vote of those present, the PAC recommends that the Watermaster establish an Overuse Assessment that meets the following criteria:

- The Overuse Assessment shall be charged at the prevailing Calleguas Tier 1 rate at the end of the Water Year. Calleguas updates its rates annually and posts them on the Calleguas website, <https://www.calleguas.com>.
- Overuse Assessments, once collected, shall be sequestered in a separate Watermaster account reserved for replenishment.

Calleguas MWD			
2025 Adopted Water Rates			
	Effective Jan 1, 2024	Effective Jan 1, 2025	% Change
MWD Rates			
Tier 1 Supply Rate (\$/AF)	\$332	\$290	(12.7%)
System Access Rate (\$/AF)	\$389	\$463	19.0%
System Power Rate (\$/AF)	\$182	\$159	(12.6%)
Treatment Surcharge (\$/AF)	\$353	\$483	36.8%
MWD Treated Water Rates			
MWD Tier 1 (\$/AF)	\$1,256	\$1,395	11.1%
CMWD Rates			
O&M Surcharge (\$/AF)	\$202	\$214	5.9%
Capital Construction Surcharge (\$/AF)	\$272	\$286	5.1%
Total Calleguas Rates	\$474	\$500	5.5%
Combined MWD & CMWD Rates			
Tier 1 Rate (\$/AF)	\$1,730	\$1,895	9.5%
Temporary Water Rate (per 100 cu ft)	\$8.86	\$8.70	(1.8%)
Capacity Charge			
Estimated MWD Capacity Charge	\$ 2,123,520	\$ 2,464,800	16.1%
CMWD Capacity Charge Requirement	\$ 5,615,216	\$ 5,508,644	(1.9%)
Estimated MWD & CMWD Capacity Charge	\$7,738,736	\$7,973,444	3.03%
Estimated Purveyor CFS	134.92	143.74	6.5%
Capacity Charge /cfs - MWD	\$15,739	\$17,148	
Capacity Charge /cfs - CMWD	\$41,619	\$38,324	
Combined MWD & CMWD Capacity Charge	\$57,358	\$55,472	(3.3%)
RTS Charge			
Estimated MWD RTS Charge	\$ 8,358,310	\$ 9,096,290	8.8%

AF of Sales to calculate Capacity Chg & RTS Rate 73,000 73,000

	2024	2025	% Chg
MWD Per AF Rate	\$ 1,256	\$ 1,395	
MWD Capacity Charge	\$ 29	\$ 34	
MWD RTS	\$ 114	\$ 125	
	<u>\$ 1,399</u>	<u>\$ 1,554</u>	11.1%
CMWD Per AF Rate	\$ 474	\$ 500	
CMWD Capacity Charge	\$ 77	\$ 75	
	<u>\$ 551</u>	<u>\$ 575</u>	4.4%
Total MWD & CMWD Combined Rates	<u>\$ 1,950</u>	<u>\$ 2,129</u>	9.18%

Calleguas MWD			
2025 Adopted SMP & Wheeling Rates			
	Effective Jan 1, 2024	Effective Jan 1, 2025	% Change
Current SMP rate (\$/AF)			
Brine	\$683.90	\$749.10	9.5%
Non-Brine	\$54.80	\$60.00	9.5%
Outside District SMP rate (\$/AF)			
Brine	\$1,025.90	\$1,123.70	9.5%
Non-Brine	\$82.20	\$90.00	9.5%
Wheeling Rate (\$/AF)	\$27.20	\$29.39	8.1%

DEFINITIONS:

Tier 1 Supply Rate (Metropolitan) - recovers the of cost of maintaining a reliable amount of supply.

System Access Rate (Metropolitan) – recovers a portion of the costs associated with the delivery of supplies.

System Power Rate (Metropolitan) – recovers power costs for pumping supplies to Southern California.

Water Stewardship Rate (Metropolitan) – recovers the cost of Metropolitan’s financial commitment to conservation, water recycling, groundwater clean-up and other local resource management programs.

Treatment Surcharge (Metropolitan) – recovers the costs of treating imported water.

Readiness-to-Serve Charge (Metropolitan) - a fixed charge that recovers the capital cost of the portion of system capacity that is on standby to provide emergency service and operational flexibility. Based upon a calendar ten year rolling average.

Capacity Charge (Metropolitan) - recovers the cost of the assets that are providing peak capacity within the distribution system. Based on peak day delivery in previous three years.

Operations and Maintenance Surcharge (Calleguas) - recovers the cost of operating and maintaining system facilities and District administrative functions.

Capital Construction Surcharge (Calleguas) - recovers a portion of the cost of infrastructure expansion to accommodate new demand and increase system reliability.

Capacity Charge (Calleguas) recovers the cost of infrastructure to meet peaking and emergency demands. Based on the peak week demand on the system between May 1 and September 30, for the prior calendar year

Resolution 2025-03

A RESOLUTION OF THE FOX CANYON GROUNDWATER MANAGEMENT AGENCY BOARD OF DIRECTORS ESTABLISHING AN OVERUSE ASSESSMENT ON GROUNDWATER USE IN THE ADJUDICATED LAS POSAS VALLEY BASIN

WHEREAS, the Fox Canyon Groundwater Management Agency (Agency) is a groundwater management agency created by special act of the Legislature to preserve and protect the groundwater resources within the Agency boundaries; and

WHEREAS, the Agency is the exclusive groundwater sustainability agency for the basins within the Agency's boundaries under the Sustainable Groundwater Management Act (SGMA); and

WHEREAS, on July 10, 2023, the Santa Barbara Superior Court entered a final judgment in *Las Posas Valley Water Rights Coalition, et al. v. Fox Canyon Groundwater Management Agency, et al.*, Santa Barbara Sup. Ct. Case No. VENC100509700 (LPV Adjudication Judgment); and

WHEREAS, the LPV Adjudication Judgment, among other things, determines and adjudicates all groundwater rights within the Las Posas Valley Groundwater Basin (LPV Basin) and establishes and implements a Physical Solution for the LPV Basin; and

WHEREAS, the LPV Adjudication Judgment appoints the Agency to serve as Watermaster for the LPV Basin to assist the court with administering and implementing the LPV Adjudication Judgment and Physical Solution, including regulating groundwater extraction and use according to adjudicated water rights and providing for sustainable groundwater management of the LPV Basin; and

WHEREAS, Section 4.15.3 of the LPV Adjudication Judgment requires the Agency, acting as Watermaster, to establish the amount of an "Overuse Assessment," which is the fee charged to water right holders for the use of groundwater in excess of that allowed under the LPV Adjudication Judgment, following committee consultation; and

WHEREAS, Section 2.8.2 of Exhibit A ("Watermaster Rules") of the LPV Adjudication Judgment provides that assessments, including the Overuse Assessment, become delinquent one month after they are due and "shall bear interest at the then current real property tax delinquency rate for Ventura County"; and

WHEREAS, on May 10, 2025, the Las Posas Valley Policy Advisory Committee released a report recommending that the amount or rate of the Overuse Assessment be established "at the prevailing Calleguas [Municipal Water District] Tier 1 [water] rate" and Overuse Assessments "be sequestered in a separate Watermaster account reserved for replenishment"; and

WHEREAS, the Agency has historically set the amount of surcharges for extractions that exceed extraction allocations established under the Agency's ordinances commensurate with the Calleguas Municipal District (CMWD) Tier 1 water rate, which CMWD updates annually based on, among other things, the cost of purchasing water from the Metropolitan Water District of Southern California; and,

WHEREAS, the Agency, acting as Watermaster, has established a separate sub-account within its Las Posas Valley Watermaster Fund entitled "Watermaster Overuse Assessment Account" for the deposit of Overuse Assessments collected by Watermaster; and

WHEREAS, at the June 13, 2025, Fox Canyon Groundwater Management Agency special meeting, the Board of Directors received presentations and comments on establishing the amount of the Overuse Assessment commensurate with the CMWD Tier 1 water rates, charging interest on delinquent Overuse Assessments according to the current real property tax delinquency rate for Ventura County; and depositing Overuse Assessments collected by Watermaster in specified accounts; and,

WHEREAS, this Resolution is exempt from the provisions of the California Environmental Quality Act as an action taken to assure the maintenance, restoration, or enhancement of a natural resource and the environment and pursuant to Section 10.7 of the LPV Adjudication Judgment.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED BY THE FOX CANYON GROUNDWATER MANAGEMENT AGENCY BOARD OF DIRECTORS THAT:

1. The amount (rate) of the Overuse Assessment is equal to the prevailing "per acre foot" amount for Calleguas Municipal Water District (CMWD) Tier I water.
2. The amount of the Overuse Assessment shall adjust automatically anytime that CMWD adjusts its "per acre foot" amount for the purchase of CMWD Tier 1 water so that the amount of the Overuse Assessment is always equal to the "per acre foot" amount of CMWD Tier 1 water then in effect.
3. Overuse Assessments become delinquent one month after they are due and shall bear interest at the then-current real property tax delinquency rate for the County of Ventura.
4. Overuse Assessments shall be collected and deposited in the Agency's "Watermaster Overuse Assessment Account" and used for LPV Adjudication Judgment purposes as approved by the Agency Board of Directors.
5. The amount of the Overuse Assessment shall become effective on June 13, 2025.

On a motion by Director _____ and seconded by Director _____,
the foregoing Resolution was duly passed and adopted by the Board of Directors at a
special meeting of the Board held on this 13th day of June 2025, in Ventura, California.

Eugene F. West, Chair, Board of Directors
Fox Canyon Groundwater Management Agency

ATTEST: I hereby certify that the above is a true and correct copy of Resolution No.
2025-03.

By: _____
Elka Weber, Clerk of the Board



June 13, 2025

Direct Dial: 949.851.7409
Email: mstaples@jacksontidus.law
Reply to: Irvine Office
File No: 10547-128970

VIA EMAIL ONLY (LPV.Watermaster@ventura.org; fcgma@ventura.org)

Policy Advisory Committee
LPV Watermaster
c/o Fox Canyon Groundwater Management
Agency
800 South Victoria Avenue L#1610
Ventura, CA. 93009-1610

Board of Directors
Fox Canyon Groundwater Management
Agency
Las Posas Valley Watermaster
800 South Victoria Avenue L#1610
Ventura, CA. 93009-1610

Re: June 13, 2025 Agenda Item No. 18, Request for Clarification that Resolution 2025-03 Overuse Assessment Will Not Apply to Omitted Rights Holders

Dear Members of the Public Advisory Committee and Board of Directors:

Our firm represents small farmers and landowners overlying the Las Posas Valley ("LPV") Basin who have long used groundwater pumped from the LPV Basin for domestic and agricultural purposes, regularly reported their groundwater extractions and paid their assessments to Fox Canyon Groundwater Management Agency ("FCGMA"), but nevertheless did not receive Allocations under the Judgment. (See previous correspondence to the Watermaster on this matter, attached.) This letter refers to our clients as "Omitted Rights Holders".

The Watermaster's proposed Resolution No. 2025-03 would establish an "Overuse Assessment". The last-minute noticing of the Board's consideration of Resolution No. 2025-03 at a special meeting does not give sufficient time for the Omitted Rights Holders and others similarly situated to adequately review and comment on the proposed resolution, and deprives them of their due process rights under the California and federal constitutions. ***We ask the Board to continue this agenda item to a regularly scheduled Board meeting, and to provide sufficient advance notice to enable adequate time for public review and comment.***

Resolution 2025-03 defines the proposed "Overuse Assessment" as "the fee charged to water right holders for the use of groundwater in excess of that allowed under the LPV Adjudication Judgment, following committee consultation". (Resolution 2025-03, p. 1 (Agenda Packet p. 181 of 192).) The Overuse Assessment should not be applied to the Omitted Rights Holders because they are not Water Right Holders as defined by Judgment section 1.111 ("Water Right Holder – A Party that holds an Allocation") and because they are appealing the trial court's ruling denying their motions to establish Allocations.

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Applying the Overuse Assessment to all of the Omitted Rights Holders' groundwater pumping would make their historic water use economically infeasible and they would suffer irreparable harm that cannot be remedied if they win their appeal (which they are likely to do), including the complete loss of their crops, the loss of productive use of their land, and for many of them, loss of their livelihoods. The loss of crop trees, loss of harvest, and loss of agricultural use of their land and water rights would directly contradict state and local laws that protect small farmers, agricultural crops and agricultural land uses, including the SOAR initiative (Save Open Space and Agricultural Resources) that restricts many of the Omitted Rights Holders' properties to agricultural use. On the other hand, it does little harm to allow them to continue their historic groundwater production while they pursue the appeal and pay the ordinary course of water assessment fees.

For the avoidance of confusion, we ask the Watermaster Board to clarify that the Overuse Assessment established under Resolution 2025-03 does not apply to Omitted Rights Holders.

As we previously notified Watermaster, the Omitted Rights Holders were not served with the court-approved notice of the LPV Adjudication. They were denied a meaningful opportunity to participate in the adjudication, their exercised overlying water rights were overlooked in the Judgment, and they were stripped of their groundwater allocations without their knowledge. The Watermaster took part in the recent court proceedings on our motions to modify the Judgment that detailed the numerous violations of the California and federal constitutions, Streamlined Adjudication Act, Sustainable Groundwater Management Act and California Code of Civil Procedure, and the irregularities in the adjudication proceedings that led to the Judgment wrongly excluding our clients' exercised overlying water rights. These violations and irregularities include things like irregular certified mail receipts of the Court-approved adjudication notice (unsigned delivery receipts, receipts for different Omitted Rights Holders having identical "signatures" and identical delivery dates and times) and inadmissible hearsay declarations by the service administrator for the adjudication about how the certified mailing was carried out, even though the service administrator did not carry out the mailing but instead hired a contractor that was not disclosed to the Court or the parties during the adjudication and did not submit any declaration by the contractor confirming the certified mailing. The trial court denied our motions and the case is now headed for appeal.

Also, the Watermaster's Policy Advisory Committee ("PAC") has not yet considered or advised the Board on any assessment or other policy that should apply to overlying groundwater users such as the Omitted Rights Holders who historically extracted groundwater in compliance with FCGMA allocations, reported and paid for their groundwater use, yet received no Allocations under the Judgment. Rather, the PAC discussions have addressed applying the Overuse Assessments only to pumpers having Allocations under the Judgment who pump in excess of those Allocations. Debra Tash, Daryl Smith and Doug Homze are among the Omitted Rights Holders who have previously asked that the PAC consider the predicament of groundwater users in their position and advise on their continued use of overlying groundwater rights for domestic and agricultural purposes as

necessary to spare their crops, continue productive use of their land and make a living. But the matter has not yet been included on a PAC agenda.

There is not yet any established water market, Basin Optimization Projects, or any other feasible way for Omitted Rights Holders to secure any Allocation in the LPV Basin other than to pursue amendment of the Judgment as they are doing. It would be unfair, inequitable and economically infeasible to impose the Overuse Assessment on all of their groundwater production.

Proposed Resolution 2025-3 correctly limits the application of the Overuse Assessment to overuse by “water rights holders”, which is in turn defined under section 1.111 of the Judgment as “A Party that holds an Allocation”. For avoidance of confusion in the future application of Resolution 2025-3, we ask the Watermaster Board to clarify that the Overuse Assessment established under the resolution does not apply to Omitted Rights Holders.

Sincerely,



Michele A. Staples

Attachments

Cc: Tiffany North, County Counsel, County of Ventura, tiffany.north@ventura.org
Jason Canger, Assistant County Counsel, County of Ventura, jason.canger@ventura.org
Elizabeth Ewens, Stoel Rives, elizabeth.ewens@stoel.com

1710929.1



June 24, 2024

Direct Dial:
Email:
Reply to:
File No:

949.851.7409
mstaples@jacksontidus.law
Irvine Office
10547-128970

VIA E-MAIL AND U.S. MAIL

Board of Directors
Fox Canyon Groundwater Management Agency
Las Posas Valley Watermaster
800 South Victoria Avenue
Ventura, CA 93009-1610
FCGMA@ventura.org

Re: *Las Posas Valley Water Rights Coalition, et al. v. Fox Canyon Groundwater Management Agency, et al.*: (1) Notification of Violation of Landowner Notice Requirements; and (2) Demand for Preservation of Evidence

Dear Honorable Board Members:

We represent landowners asserting overlying water rights in the Las Posas Valley Groundwater Basin (“Basin”) who were not provided mailed or posted notice of the action entitled *Las Posas Valley Water Rights Coalition, et al. v. Fox Canyon Groundwater Management Agency, et al.*, Santa Barbara County Superior Court Case No. VENCI00509700 (the “Basin Adjudication”), in violation of the streamlined adjudication statutes (see, e.g., Code of Civil Procedure (“CCP”) § 836(d); Water Code §§ 10720.5(c)).

Nevertheless, the Judgment incorrectly concludes at page 2, Paragraph E:

All holders of fee title to real property in the Basin were identified using the assessors records of the County of Ventura, and were served the Notice, Complaint, and Form Answer by registered mail, return receipt requested as required by Code of Civil Procedure section 836. Where the physical address of the real property differed from the mailing address of the holder of fee title, the Notice, Complaint, and Form Answer were mailed by registered mail, return receipt requested, to the physical address of the real property and the mailing address of the holder of fee title. A notice of completion of mailing was filed with the Court on June 3, 2019, consistent with Code of Civil Procedure section 836.

Plaintiffs’ Notice of Completion of Mailing filed June 3, 2019 and the supporting Declaration of Jennifer M. Keough, CEO of JND Legal Administration LLC (“JND”), do not

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support the Judgment's conclusion that the requirements for notice under Code of Civil Procedure section 836 were complied with, and we found no other supporting evidence in the Court Docket. JND did not respond to our informal requests for information about addresses to which the Adjudication Notice Packets were mailed, which return receipts were received, or which parcels were posted with Adjudication Notice Packets.

Additionally, the Judgment entered in the Basin Adjudication fails to allocate groundwater to the Omitted Rights Holders, fails to reflect their water right priorities, does not treat them equitably as compared to the parties who participated in the Basin Adjudication, and does not take into account the groundwater used by those of our clients who are small farmers, all in violation of CCP section 850(a). Therefore, we are submitting this formal Demand for Preservation of Evidence in an effort to maintain Fox Canyon Groundwater Management Agency ("FCGMA") and Las Posas Valley Watermaster ("Watermaster") Documents and information related to whether notice was provided as required by law for purposes of potential litigation/alternative dispute resolution.

Litigation Hold and Preservation of Evidence

The Omitted Rights Holders hereby demand that FCGMA and the Watermaster preserve all Documents¹, tangible things, and electronically stored information ("ESI" as defined below) potentially relevant, and/or reasonably calculated to lead to the discovery of admissible evidence relating to:

- *Plaintiffs' mailed notices, posted notices and published notices of the Basin Adjudication required by CCP § 836(d);*
- *Plaintiffs' request to FCGMA for names and addresses of persons reporting extractions within the Basin required by CCP § 836.5(a); and*
- *FCGMA's response to Plaintiffs' request required by CCP § 836.5(b).*

As demanded in this letter, the requirement to maintain all Documents and information also pertains to any individual and/or entity working on behalf, or at the direction, of FCGMA or the Watermaster. This includes all employees, officers, directors, attorneys, accountants, partners, representatives, agents, independent contractors, divisions, and any third parties acting

¹ The term "Documents" and/or "Document" has the broadest meaning permissible pursuant to California Evidence Code § 250 and includes, without limitation, all writings, papers, books, records, memoranda, contracts, pictures, photographs, printouts, electronic data compilations, diskettes, tapes, media, and all other tangible things upon which any hand writing, typing, printing, drawing, representation, photostatic or copy, magnetic or electronic impulse, or other form of communication recorded or reproduced, and includes preliminary drafts, studies, analyses and reports as well as any and all non-identical copies of any of the foregoing now in the possession, custody, or control of each person, and her, his, or its counsel, agents, employees, and any and all persons acting on her, his, or its behalf. "Documents" includes all electronic and physical versions of any documents, including ESI.

on behalf of FCGMA or the Watermaster, whether or not those third parties are paid in performing their duties.

FCGMA and the Watermaster must anticipate that information either relevant to, and/or reasonably calculated to lead to the discovery of admissible evidence in, this matter is in its possession, custody, or control. The requested information includes all documents initially in FCGMA's or the Watermaster's possession, custody, or control and/or created by FCGMA or the Watermaster, as well as all Documents and information obtained by FCGMA or the Watermaster during the course of the Basin Adjudication, whether through formal discovery or otherwise. Such information may reside, without limitation, on current and former computer systems and removable electronic media, all computer systems, services, servers, and devices (including all remote access and wireless devices) used in any way relating to the Basin Adjudication, including, without limitation, phones and tablets, online repositories, and on other storage media and sources, voice and video recording systems, cloud storage services, servers, and social networking accounts. This may include, but not be limited to, Documents stored on the personal devices of Watermaster employees and/or those working on its behalf and/or at its direction (including all lawyers, consultants, experts, employees and independent contractors).

Electronically stored information ("ESI") shall be afforded the broadest possible meaning and includes, without limitation, potentially relevant information stored electronically, magnetically, optically, or otherwise as and on:

- Digital Communications (e.g., electronic mail ("email"), voicemail, text messages, WhatsApp messages, Facebook Messenger messages, or messages stored on SIM cards)
- Email Servers (e.g., Microsoft 365, Gmail, or Microsoft Exchange databases)
- Word Processed Documents (e.g., Microsoft Word, Apple Pages, or Google Docs files and drafts)
- Spreadsheets and Tables (e.g., Microsoft Excel, Apple Numbers, or Google Sheets files and drafts)
- Presentations (e.g., Microsoft PowerPoint, Apple Keynote, or Google Slides files and drafts)
- Social Networking Sites (e.g., Facebook, Twitter, Instagram, or LinkedIn)
- Online "Cloud" Repositories (e.g., Drive, OneDrive, Box, DropBox, iCloud, AWS, or Azure)
- Calendar, Journaling, and Diary Application Data (e.g., Microsoft Outlook PST, Google Calendar, or iCal)
- Online Access Data (e.g., Temporary Internet Files, Web cache, Google history, cookies)
- Routers and any other internet access devices
- Encrypted messages

ESI resides not only in areas of electronic, magnetic, and optical storage media

reasonably accessible, but also in areas that may not be deemed reasonably accessible. Regardless, FCGMA and the Watermaster are obligated to preserve potentially relevant evidence that resides in areas both reasonably accessible and not reasonably accessible, even if such ESI is not anticipated to be produced or claims may be made that such ESI is confidential or privileged from disclosure.

It is hereby demanded that FCGMA and the Watermaster act immediately to preserve potentially relevant Documents, tangible things, and ESI, including, without limitation, information with the earlier of a "Created" or "Last Modified" date on or after January 1, 2018 through the date of this demand and continuing thereafter.

Adequate preservation of ESI requires more than simply refraining from efforts to delete, destroy, or dispose of such evidence. FCGMA and the Watermaster must intervene to prevent loss due to routine operations or active deletion by employing proper techniques and protocols to preserve ESI. Many routine activities serve to irretrievably alter evidence and constitute unlawful spoliation of evidence.

Nothing herein shall be read to limit or diminish any concurrent common law and statutory obligations to preserve Documents, tangible things, and other potentially relevant evidence. These duties and obligations exist under federal and state law, and require FCGMA and the Watermaster to preserve evidence of the subject-matter of litigation from the moment such litigation is reasonably anticipated. (*See e.g., Montoya v. Orange County Sheriff's Dept.*, 987 F.Supp.2d 981, 1010 (C.D. Cal. 2013) (citing *Apple Inc. v. Samsung Electronics Co., Ltd.*, 881 F.Supp.2d 1132, 1136 (N.D. Cal. 2012).) Since the Basin Adjudication was filed on March 27, 2018, such preservation must date back at least that far, but we are demanding preservation back to January 1, 2018. Further, "[w]hen a company or organization has a document retention policy, it is obligated to suspend that policy and implement a litigation hold to ensure the preservation of relevant documents after the preservation duty has been triggered." (*Apple Inc. v. Samsung Electronics Co., Ltd.*, *supra*, 881 F.Supp.2d at 1137.) The failure to preserve evidence may result in sanctions against FCGMA and the Watermaster. (*See, e.g., Kwan Software Eng'g, Inc. v. Hennings* (2020) 58 Cal.App.5th 57, 74; *Kim v. R Consulting & Sales, Inc.* (2021) 67 Cal.App.5th 263, 268–269.)

Suspension of Routine Destruction

Demand is hereby made that FCGMA and the Watermaster immediately initiate a hold for potentially relevant ESI, Documents, and tangible things and to act diligently and in good faith to secure and audit compliance with such hold. Demand is further made that FCGMA and the Watermaster immediately identify and modify or suspend features of their information systems and devices that, in routine operation, operate to cause the loss of potentially relevant ESI, if such features or operations exist. Examples of such features and operations may include, without limitation:

- Purging the contents of email and messaging repositories by age, quota, or other criteria;

- Using data or media wiping, disposal, erasure, or encryption utilities or devices;
- Overwriting, erasing, destroying, or discarding backup media;
- Re-assigning, re-imaging, or disposing of systems, servers, devices, or media;
- Running "cleaner" or other programs effecting wholesale metadata alteration;
- Releasing or purging online storage repositories or non-renewal of online accounts;
- Using metadata stripper utilities;
- Disabling server, packet, or local instant messaging logging; and
- Executing drive or file defragmentation, encryption, or compression programs.

Guard Against Deletion and Spoliation

FCGMA and the Watermaster should anticipate the potential that their employees, officers, directors, attorneys, accountants, bookkeepers, consultants, partners, representatives, agents, independent contractors, divisions, and/or any third parties acting on their behalf, or at their direction, may seek to hide, destroy, or alter ESI. FCGMA and the Watermaster must act to prevent and guard against such actions. Especially where machines were used for internet access or personal communications, it must be anticipated that users may seek to delete or destroy information they regard as personal, confidential, incriminating, or embarrassing, and, in so doing, may also unintentionally delete or destroy potentially relevant ESI.

FCGMA and the Watermaster must take affirmative steps to prevent anyone with access to their data, systems, accounts, and archives from seeking to modify, destroy, or hide potentially relevant ESI wherever it resides (such as by deleting or overwriting files, using data shredding and erasure applications, re-imaging, damaging or replacing media, encryption, compression, steganography, or the like).

Preservation in Native Forms

FCGMA and the Watermaster must anticipate that ESI, including, without limitation, emails, text messages, Documents, spreadsheets, presentations, and databases, will be sought in the form(s) in which it is ordinarily maintained (i.e., native form). Accordingly, demand is hereby made that FCGMA and the Watermaster preserve ESI in such native forms, and ensure that no methods be employed to preserve ESI that removes or degrade the ability to search the ESI by electronic means or that make it difficult or burdensome to access or use that information.

It is also requested that FCGMA and the Watermaster refrain from actions that shift ESI from reasonably accessible media and forms to less accessible media and forms if the effect of such actions is to make such ESI not reasonably accessible. This includes, but is not limited to, maintaining all metadata.

Metadata

FCGMA and the Watermaster should anticipate the need to disclose and produce system and application metadata and act to preserve it. System metadata is information describing the history and characteristics of other ESI. This information is typically associated with tracking or managing an electronic file and often includes data reflecting a file's name, size, custodian, location, and dates of creation and last modification. Application metadata is information automatically included or embedded in electronic files, but which may not be apparent to a user, including deleted content, draft language, commentary, tracked changes, speaker notes, collaboration and distribution data, and dates of creation and printing. For email, metadata includes all header routing data and Base 64 encoded attachment data, in addition to the To, From, Subject, Received Date, CC, and BCC header fields.

Metadata may be overwritten or corrupted by careless handling or improper preservation, including by carelessly copying, forwarding, or opening files.

Servers

With respect to servers used to manage email (*e.g.*, Microsoft 365, Gmail, Microsoft Exchange) and network storage (referred to as a "network share"), the complete contents of all relevant custodians network share and email accounts must be preserved. If FCGMA or the Watermaster is uncertain whether the preservation method they plan to employ is one that we will deem sufficient, please contact the undersigned.

Home Systems, Laptops, Phones, Tablets, Online Accounts, Messaging Accounts, and Other ESI Sources

Though we expect that FCGMA and the Watermaster will act swiftly to preserve data on office workstations and servers, they also must determine whether any home or portable systems or devices may contain potentially relevant data. To the extent that any potentially relevant emails or other digital communications have been sent or received, or potentially relevant Documents have been created or viewed away from the office, the contents of systems, devices, and media used for these purposes (including not only potentially relevant data from portable or home computers, but also from external storage devices, thumb drives, CD-R/DVD-R disks, and the user's phone, tablet, voice mailbox, or other forms of ESI storage) must be preserved.

Similarly, if FCGMA or the Watermaster use(d) online or browser-based email and messaging accounts or services/servers (such as Gmail, Yahoo Mail, Microsoft 365, Slack, Apple Messaging, WhatsApp, or the like) to send or receive potentially relevant messages and attachments, the contents of these account mailboxes and messages must be preserved.

Ancillary Preservation

The Omitted Rights Holders demand FCGMA and the Watermaster preserve passwords, keys, and other authenticators required to access encrypted files or run applications, along with the installation disks, use manuals, and license keys for applications required to access the ESI.

Paper Preservation of ESI is Inadequate

As hard copies do not preserve electronic searchability or metadata, they are not an adequate substitute for, or cumulative of, electronically stored versions. If information exists in both electronic and paper forms, FCGMA and the Watermaster should preserve both forms.

Agents, Attorneys, and Third Parties

FCGMA and the Watermaster's preservation obligations extend beyond ESI in their care, possession, or custody and includes ESI in the custody of others that are subject to the direction or control of FCGMA or the Watermaster. Accordingly, it is hereby demanded that FCGMA and the Watermaster immediately notify any current or former employees, officers, directors, attorneys, accountants, bookkeepers, consultants, partners, representatives, agents, independent contractors, divisions, and/or third parties acting on their behalf in possession of potentially relevant ESI to preserve such ESI and all relevant evidence to the full extent of the obligations to do so referenced in this letter, and take reasonable steps to secure their compliance.

We are available to discuss reasonable preservation steps at your convenience; however, FCGMA and the Watermaster must not defer preservation steps pending such discussions, as ESI and other evidence may be lost or corrupted because of delay. Should the failure to preserve potentially relevant evidence result in the corruption, loss, or delay in production of evidence to which the Omitted Rights Holders are entitled, such failure would constitute spoliation of evidence.

Please confirm by June 28, 2024 that FCGMA and the Watermaster have taken the steps outlined in this letter to preserve all Documents, tangible things, and ESI potentially relevant to this matter.

Sincerely,



Michele Staples

Cc: Arne Anselm, Interim Executive Officer, Arne.anselm@ventura.org
Tiffany North, County Counsel, County of Ventura, tiffany.north@ventura.org
Jason Canger, Assistant County Counsel, County of Ventura, jason.canger@ventura.org
Elizabeth Ewens, Stoel Rives, elizabeth.ewens@stoel.com

From: Michele Staples
Sent: Friday, September 13, 2024 6:17 PM
To: LPV.Watermaster@ventura.org
Subject: COMMENTS ON WATERMASTER TENTATIVE DECISIONS ON REQUESTS FOR CORRECTION TO GROUNDWATER SCHEDULE FOR WY2024

We represent the following landowners overlying the Las Posas Valley Groundwater Basin (“Basin”) who have historically used groundwater from the Basin for agricultural and/or domestic use on their overlying land, have regularly reported their groundwater extractions to Fox Canyon Groundwater Management Agency, but are omitted from the parties receiving Allocations under the Judgment as a result of the violations of the Streamlined Groundwater Adjudication Act and irregularities in the Court proceedings. The omitted overlying landowners would suffer significant damage such as loss of productive use of their land and their livelihood without that water source. Their extractions during 2013-2019 (the period used to calculate Allocations under the Judgment) are on the order of 1,200 AFY.

We understand that it is the Court and not the Watermaster that has authority to correct the Allocations, and we will move the Court accordingly. We ask the Watermaster to make allowance for Court corrections to Allocations in considering the Groundwater Schedule for WY2024. Thank you

1. Marvin Franklin
2. Adan Chairez, Successor Trustee of the Jose I. Chairez and Rosa D. Chairez Revocable Trust
3. Richard F. Rhoads and Brenda Rhoads, as Trustees of the Rhoads 1987 Family Trust dated February 25, 1987
4. Terry Phillips, Trustee of the Phillips Trust dated January 22, 1997
5. Harold Douglas Sulser
6. Brian Williams and Caran Williams
7. Daryl E. Smith and Susan L. Smith trustees of the Daryl and Susan Smith Family Trust dated November 30, 2015
8. Joe Gillaspy and Cheryl Gillaspy, Trustees, Gillaspy Family 2004 Revocable Trust dated June 8, 2004
9. Gary G. Cervený and Diane Cervený, Trustees of the Cervený Family Trust dated 11/8/1992 as restated on April 3, 2017
10. Laureate Farm Trust dated October 8, 2012, Richard W. Gray and Laura C. Gray, trustees

11. Mina Laya Haddadzadeh, Trustee of the Mina Laya Haddadzadeh Trust dated October 9, 2017
12. SSL Management LLC
13. Sunil Kumar Sreerama
14. Ventavo Farms LLC, a California limited liability company
15. Douglas J. Homze and Sharon M. Homze as Trustees of the Homze Family Living Trust, dated 9/22/23
16. Robert J. Perry
17. Mohammad Riaz and Parveen Akhtar Riaz, Trustees of the Riaz Family Trust, dated February 26, 2009
18. Jacob Dakessian, Trustee of the Survivor's Trust established under the Dakessian Family Trusts, and Jacob Dakessian, Trustee of the Unified Credit Trust established under the Dakessian Family Trusts
19. Ashish Shah and Payal Kamdar
20. Beardsley Associates, a California General Partnership
21. Debra B. Tash, as Trustee of the George Tash Administrative Trust created under the George Tash and Debra B. Tash Inter Vivos Trust agreement dated November 25, 1985, as amended and fully restated on July 18, 2022

Thank you

Michele A. Staples
Shareholder
mstaples@jacksontidus.law
D: 949.851.7409
C: 949.233.5039



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From: Ian Prichard <IPrichard@calleguas.com>
Sent: Tuesday, May 20, 2025 7:09 AM
To: Debra Tash <debra@debratash.com>
Subject: RE: Request for Agenda Item LV PAC

Hello, Debra. Request received.
All best,
Ian

Ian Prichard
Deputy General Manager
Calleguas Municipal Water District
805.256.0949 (call or text)

From: Debra Tash <debra@debratash.com>
Sent: Monday, May 19, 2025 6:45 PM
To: Ian Prichard <IPrichard@calleguas.com>
Subject: Request for Agenda Item LV PAC
Importance: High

Dear Mr. Prichard

Request to be placed on the agenda to discuss staying all fines and fees for those property owners currently in litigation (or on appeal) concerning their zero allocation under the adjudication. Request that fines would only be imposed if the property owners lose in court with the appeal and continue to use their wells without authorization from the Watermaster.

Sincerely,
Debra Tash

DEBRA TASH

To send me items securely, click:
<https://bracket.email/debra>

Adopt Proposed Resolution No. 2025-03, A Resolution Establishing the Rate of the Las Posas Valley Overuse Assessment on the Use of Groundwater in Excess of What the Judgment Allows

Item No. 18 – June 13, 2025



Farai Kaseke (Ph.D., P.H, PMP, CSM)
Assistant Groundwater Manager

Background

- Las Posas Valley Adjudication Judgment (Judgment):
 - Overuse – as a Use in Excess of that allowed under the Judgment (*Judgment, § 4.15.1*)
 - Annual Allocation – max. annual amount of allocated Groundwater a Water Right Holder may use pursuant to an Allocation in a given Water Year (*Judgment, § 1.10*)
- Occurrence of Overuse
 - Groundwater Use in Excess of Annual Allocation granted to a Water Right Holder
 - Mutual Water Company reports on behalf of its Exclusive Shareholders an aggregate Use that exceeds the aggregate mutual supply
 - Mutual Water Company Shareholder without an allocation uses Groundwater

Discussion

- Cure of Overuse (*Judgment, § 4.15.2*)
 - In the Water Year (WY) following the Water Year in which Overuse occurred
 - Use less Allocated Groundwater than Annual Allocation in a quantity equal to or greater than the Overuse from the prior WY.
 - Use less Allocated Groundwater than the Aggregate Mutual Supply in a quantity equal to or greater than the Overuse from the prior Water Year.
- Failure to cure Overuse as provided in the Judgment, then the Party shall be subject to an Overuse Assessment and/or injunctive relief (*Judgment, § 4.15.3*)
- Judgment requires Committee Consultation to establish the amount of Overuse Assessment (*Judgment, § 4.15.3*)

Timeline

- WY 2023 – 1st year of groundwater use reporting to Watermaster
- WY 2024 – cure period for Overuse accrued during WY 2023
- Feb. 11, 2025 – draft GSP Annual Report (Appendix A: Overuse & Carryover)
 - Feb. 14, 2025 – revised Appendix A posted on Watermaster website
 - End of Mar. & Apr. 2025- submission of GSP Annual Report to DWR and Court
- Apr. 10, 2025 – Committee consultation request (*Item 18A*)
- Apr. 17, 2025 – PAC meeting
- May 01, 2025 - PAC recommendation report (*Item 18B*)
- June 13, 2025 – Board of Directors meeting

Discussion

- The Overuse Assessment is meant to discourage groundwater use in excess of that allowed under the Judgment
- Historically, the Agency has the rate of surcharges at the prevailing Calleguas Municipal Water District's (CMWD) Tier 2 Supply Rate
- CMWD is a member agency of Metropolitan Water District
- CMWD's Tier 1 Supply Rate is "set at Metropolitan's cost of maintaining a reliable amount of supply."
- **PAC recommendations**
 1. Overuse Assessment be charged at the prevailing Calleguas Tier 1 rate at the end of the Water Year.
 2. Overuse Assessments, be sequestered in a separate Watermaster account reserved for replenishment.

Discussion

- Staff recommendations

1. Overuse Assessments be charged at the prevailing Calleguas Tier 1 rate at the end of the cure period
2. Overuse Assessments become delinquent and accrue interest beginning one month after they are due;
3. Delinquent Overuse Assessments bear interest at the then current real property tax delinquency rate for Ventura County similar to the Delinquent Basin Assessments
4. Proposed Resolution No. 2025-03 (attached as Item 18D) would automatically adjust the Overuse Assessments, consistent with the increase in the CMWD Tier 1.

Recommendation

- Receive and file board letter and presentation.
- Adopt proposed Resolution No. 2025-03 establishing the rate of the Overuse Assessment as a per acre-foot amount equal to Calleguas Municipal Water District's Tier 1 Water Supply rate at the end of the cure period Water Year; establishing that Overuse Assessments are delinquent a month after they are due and begin accruing interest; setting the rate of interest for delinquent Overuse Assessments at an amount equal to the current real property tax delinquency rate for Ventura County; and directing staff to deposit Overuse Assessments into the Watermaster Overuse Assessment account, LPV Overuse, to be used in the LPV Basin as directed by the Agency Board of Directors.

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

A STATE OF CALIFORNIA WATER AGENCY



BOARD OF DIRECTORS

Eugene F. West, *Chair, Director, Camrosa Water District*
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INTERIM EXECUTIVE OFFICER

Jeff Palmer

June 13, 2025

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009-1610

SUBJECT: Las Posas Valley Policy Advisory Committee (PAC) Member Attendance [LPV Watermaster] – (New Item)

RECOMMENDATIONS: (1) Receive a presentation from Watermaster staff on the LPV Adjudication Judgment's attendance and participation requirements for the Policy Advisory Committee (PAC) and the Technical Advisory Committee (TAC); (2) Remove the East Las Posas Management Area Small Agriculture representative from the PAC for failing to meet attendance requirements; and (3) Notify the East Las Posas Management Area Constituent Group to convene a meeting and hold a vote to elect a new representative to fill the vacancy.

BACKGROUND:

The judgment entered in *Las Posas Valley Water Rights Coalition, et al. v. Fox Canyon Groundwater Management Agency*, Santa Barbara Sup. Ct. Case No. VENC100509700 (Judgment), creates two stakeholder committees, the PAC and TAC. The committees' function "to obtain policy and technical recommendations from stakeholders on matters related to Basin management and to ensure that decisions by Watermaster are made following full consideration of diverse policy and technical views." (Judgment, § 6.2.) While the TAC is "the primary advisory body to Watermaster on all matters requiring technical expertise," the PAC is "the primary advisory body to Watermaster on policy-related matters of a non-technical nature." (Judgment, §§ 6.10.1, 6.11.1.) In addition, the PAC's objectives are to "[p]rovide all Water Right Holders with a meaningful voice and representation on policy matters" and "[p]rovide input and recommendations to Watermaster to assist Watermaster in fulfilling its duties." (Judgment, §§ 6.10.1.1, 6.10.1.2.)

The PAC is an 11-member body that consists of 5 basin wide representatives from Zone Mutual Water Company, Ventura County Water Works Districts Nos. 1 & 19, Calleguas Municipal Water District, Commercial Water Right Holders, and the LPV Watermaster (*non-voting*) and 6 representatives from the East and West Management Areas (Large Agriculture, Small Agriculture and Mutual Water Companies) of the Las Posas Valley Groundwater Basin. (Judgment, § 6.10.2.) Pursuant to the provisions of the Judgment,

PAC representatives were nominated and elected by their respective Landowner Constituency Groups between October 17 and 23, 2023 and the Fox Canyon Groundwater Management Agency Board of Directors, acting as Watermaster, appointed those representatives to serve on the PAC at its November 17, 2023, special meeting. Each member of the PAC serves until that member resigns or is replaced according to the Judgment. (Judgment, § 6.10.2, Exh. A, § 3.1.6.) In the event of a vacancy, the applicable Landowner Constituency nominates a replacement pursuant to the procedure set forth in the Judgment. (Judgment, § 6.10.2, Exh. A, § 3.1.6.)

Because of the important policy and technical advisory roles PAC and TAC play to inform Basin Management decisions, the Judgment provides attendance and participation requirements for PAC and TAC members: “Members of the Committee must regularly attend all Committee meetings. Any Committee member who fails to attend at least 75 percent of regular Committee meetings in a calendar year shall be removed by action of Watermaster.” (Judgment, § 6.6.) While this requirement applies to both PAC and TAC members, Section 6.10.2 of the Judgment provides the specific process for removing a PAC member that fails to comply with the attendance and participation requirement:

A member of PAC also may be removed by Watermaster, following consultation with PAC, for cause where a PAC member fails to comply with requirements for Committee Attendance and Participation in Section [6.6] or otherwise is preventing PAC or Watermaster from carrying out their respective duties and responsibilities under the Judgment. (Judgment, § 6.10.2.)

In addition to attendance requirements, the Judgment imposes participation requirements on PAC members, including to be “present and represent the view of his or her Constituency Group on issues being discussed and be willing to engage in respectful, constructive dialogue with other members of the Committee” and “keep his or her [C]onstituency [G]roup informed about ongoing issues and actively seek their input.” (Judgment, §§ 6.6.1.3, 6.6.1.4.)

DISCUSSION:

In calendar year 2024, PAC held 17 regular meetings. PAC meeting minutes indicate that not all members met the 75% requirement for regular meeting attendance (Exhibit 19A). Specifically, the East Las Posas Management Area (ELPMA) Small Agriculture representative attended only 9 of 17 (approximately 53%) of regular PAC meetings in 2024.

On May 06, 2025, Watermaster staff submitted a committee consultation to the PAC requesting policy recommendations on whether the ELPMA Small Agriculture representative, Mr. Waters, should continue to serve on the PAC (Exhibit 19A). The PAC deliberated on this issue at its May 15, 2025, meeting and provided recommendations in a recommendation report dated May 15, 2025 (Exhibit 19B). The PAC recommends that, “in the case of a PAC representative whose attendance has not met the threshold outlined in the Judgment, the Watermaster, in coordination with the PAC member, shall convene a meeting of the Constituency Group to nominate a representative to the PAC. If the

Constituency Group nominates the individual currently serving as the PAC representative, the Watermaster shall permit them to continue serving on the PAC.” In addition, the PAC will begin the practice of including an attendance record in meeting minutes.

The PAC’s recommendations are not consistent with the Judgment’s requirements and language. Section 6.6 of the Judgment is clear, “Any Committee member who fails to attend at least 75 percent of regular Committee meetings in a calendar year shall be removed by action of Watermaster.” Further, Section 6.10.1 of the Judgment provides for removal, following PAC consultation, of “a PAC member [that] fails to comply with requirements for Committee Attendance and Participation...” Here, the ELPMA Small Agriculture representative, failed to attend 75% of regular PAC meetings in 2024 (Item 18A). This failure requires Watermaster to remove the ELPMA Small Agriculture representative from the PAC. Moreover, the ELPMA Small Agriculture representative’s nonattendance prevents him from satisfying the Judgment’s participation requirements. As a PAC member, the Judgment requires the ELPMA Small Agriculture representative to be “present and represent the view of his or her Constituency Group on issues being discussed” and “keep his or her [C]onstituency [G]roup informed about ongoing issues and actively seek their input.” (Judgment, §§ 6.6.1.3, 6.6.1.4.) The ELPMA Small Agriculture representative’s failure to attend PAC meetings prevents him from representing the views and interests of the ELPMA Small Agricultura Constituency Group at PAC meetings and precludes him from reporting on PAC activities to the group. The PAC recommendation should not be followed because it is Watermaster’s responsibility (not PAC’s responsibility) to appoint and remove committee members. (See Judgment, § 6.6, 6.10.2.)

CONCLUSION:

Staff recommends that your Board 1) receive and file this presentation on the LPV Adjudication Judgment’s attendance and participation requirements for the PAC and TAC; 2) remove the East Las Posas Management Area Small Agriculture representative from the PAC for failing to meet attendance requirements; and 3) notify the East Las Posas Management Area Constituent Group to convene a meeting and hold a vote to elect a new representative to the PAC.

Sincerely,



Kudzai Farai Kaseke (Ph.D., PH, PMP, CSM)
Assistant Groundwater Manger

Attachments:

- Exhibit 19A – Watermaster Memo to PAC and 2024 Rooster (05/06/25)
- Exhibit 19B – PAC Recommendation Report (05/15/2025)

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

LAS POSAS VALLEY WATERMASTER



MEMORANDUM

Date: May 06, 2025
To: Las Posas Valley Watermaster Policy Advisory Committee
From: Kudzai F. Kaseke, Assistant Groundwater Manager
Subject: Policy Advisory Committee Member Attendance

Dear Las Posas Valley Watermaster Policy Advisory Committee (PAC):

The Las Posas Valley Adjudication (LPV) Judgment (Judgment) creates two stakeholder committees, the PAC and the Technical Advisory Committee (TAC), “to obtain policy and technical recommendations from stakeholders on matters related to Basin management and to ensure that decisions by Watermaster are made following full consideration of diverse policy and technical views.” (Judgment, § 6.2.) While the TAC is “the primary advisory body to Watermaster on all matters requiring technical expertise,” the PAC is “the primary advisory body to Watermaster on policy-related matters of a non-technical nature.” (Judgment, §§ 6.10.1, 6.11.1.) In addition, the Judgment provides that PAC’s objectives are to “[p]rovide all Water Right Holders with a meaningful voice and representation on policy matters” and “[p]rovide input and recommendations to Watermaster to assist Watermaster in fulfilling its duties.” (Judgment, §§ 6.10.1.1, 6.10.1.2.)

The PAC’s membership is prescribed by the Judgment. The PAC consists of 5 basin wide representatives (Zone Mutual Water Company, Ventura County Water Works Districts Nos. 1 & 19, Calleguas, Commercial and Watermaster Representative (*non-voting*)) and 6 representatives from Large Agriculture, Small Agriculture and Mutual Water Companies from the East and West Management Areas. (Judgment, § 6.10.2.) Following entry of the Judgment, Watermaster notified Water Right Holders to inform them of their placement in specific Constituent Groups according to the Judgment’s requirements (see Judgment, § 6.10.2), and thereafter coordinated and noticed Constituent Group meetings for Constituent Groups to elect their respective PAC representatives. (See Judgment, Exh. A, § 3.1.) Constituent Groups elected their PAC representatives between October 17 and October 20, 2023, and the Fox Canyon Groundwater Management Agency Board of Directors, acting as Watermaster, appointed those PAC representatives at its November 17, 2023 special meeting.

Because of the important policy and technical advisory roles PAC and TAC play to inform Basin Management decisions, the Judgment provides attendance and participation requirements for PAC and TAC members: “Members of the Committee must regularly attend all Committee meetings. Any Committee member who fails to attend at least 75 percent of regular Committee meetings in a calendar year shall be removed by action of Watermaster.” (Judgment, § 6.6.) While this requirement applies to both PAC and TAC members, Section 6.10.2 of the Judgment provides the specific process for removing a PAC member that fails to comply with the attendance and participation requirement:

A member of PAC also may be removed by Watermaster, following consultation with PAC, for cause where a PAC member fails to comply with requirements for Committee Attendance and Participation in Section [6.6] or otherwise is preventing PAC or Watermaster from carrying out their respective duties and responsibilities under the Judgment. (Judgment, § 6.10.2.)

Las Posas Valley Policy Advisory Committee
RE: Policy Advisory Committee Member Attendance
May 06, 2025
Page 2 of 2

In addition to attendance requirements, the Judgment requires PAC members to “present and represent the view of his or her Constituency Group on issues being discussed and be willing to engage in respectful, constructive dialogue with other members of the Committee” and “keep his or her [C]onstituency [G]roup informed about ongoing issues and actively seek their input.” (Judgment, §§ 6.6.1.3, 6.6.1.4.)

In 2024, PAC held 17 regular meetings. PAC meeting minutes indicate that not all members met the 75% requirement for regular meeting attendance. (See Attachment A.). Specifically, the East Las Posas Management Area (ELPMA) Small Agriculture representative attended only 9 of 17 (approximately 53%) of regular PAC meetings in 2024. Watermaster requests PAC’s policy recommendations on whether the ELPMA Small Agriculture representative should continue to serve on the PAC. An item regarding this issue will be included on the next Fox Canyon Board Groundwater Management Agency Board of Directors (acting as the Watermaster Board) regular meeting agenda. Watermaster requests your committee’s recommendations and feedback via the email below by May 20, 2025.

Please contact me at 805 654 2010 or LPV.Watermaster@ventura.org with any questions or concerns.

Watermaster Policy Advisory Committee 2024 Regular Meeting Attendance Roster

Constituency Group	18-Jan-24	1-Feb-24	15-Feb-24	07-Mar-24	21-Mar-24	4-Apr-24	2-May-24	16-May-24	6-Jun-24	1-Aug-24	15-Aug-24	5-Sep-24	19-Sep-24	17-Oct-24	7-Nov-24	21-Nov-24	19-Dec-24	Attendance	% Attendance
Zone Mutual Water Company	x	x	x	x	x	-	x	x	x	x	x	-	x	x	x	x	x	15	88
Calleguas Municipal Water District	x	x	x	x	x	x	x	x	x	x	x	x	x	-	x	x	x	16	94
VC Waterworks D 1 & 19	x	x	x	-	-	x	x	x	vacant				x	x	x	-	-	9	
Commercial	x	x	x	x	x	-	-	-	vacant							x	-	6	
Watermaster	x	x	x	x	x	x	x	-	-	x	x	-	x	x	x	x	x	14	82
East Las Posas Large Agriculture	x	x	x	x	-	x	-	x	x	x	x	x	x	x	x	x	x	15	88
East Las Posas Small Agriculture	x	x	-	-	x	x	x	-	-	x	x	-	x	-	-	-	x	9	53
East Las Posas Mutual Water Company	x	x	x	x	x	x	x	x	x	x	x	-	x	x	-	x	x	15	88
West Las Posas Large Agriculture	x	x	x	x	x	x	x	-	x	x	x	x	x	x	x	x	x	16	94
West Las Posas Small Agriculture	x	x	x	x	x	x	x	x	x	-	x	x	x	x	x	x	x	16	94
West Las Posas Mutual Water Company	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	17	100
Total Meetings																		17	

FCGMA Board Special Meeting, June 13, 2025
Item 19B - 20250515 PAC Recommendation Report

TO: Las Posas Valley Watermaster

FROM: Las Posas Valley Watermaster Policy Advisory Committee

RE: Recommendation Report – Committee Attendance

DATE: May 15, 2025

The Las Posas Valley Watermaster Policy Advisory Committee (PAC) provides this Recommendation Report on Committee Attendance.

Recommendation:

See memo below for recommendation.

Policy Rationale for Recommendation:

See memo below for rationale.

Summary of Facts in Support of Recommendation:

See memo below for complete summary of facts.

Tally of Committee Member Votes:

	YES	NO	ABSTAIN	ABSENT
Ian Prichard, Calleguas MWD	X			
Jeff Palmer, VC WWD No. 1 & 19				X
John Menne, Zone MWC	X			
Rob Grether, West LPV Large Ag	X			
David Schwabauer, East LPV Large Ag	X			
Josh Waters, East LPV Small Ag	X			
Richard Cavaletto, West LPV Small Ag	X			
Laurel Servin, East LPV MWC	X			
Steven Murata, West LPV MWC	X			
Arturo Aseo, Commercial				X

Report of Bases for Majority and Minority Committee Member Positions:

Recommendation Report – Committee Attendance

PAC Recommendation Report Regarding Committee Attendance

On May 6, 2025, Watermaster sent the Las Posas Valley Basin Watermaster Policy Advisory Committee (PAC) a committee consultation request regarding the procedure for Committee members failing to meet the attendance requirement outlined in the Judgment.

At its May 15, 2025 meeting, the PAC voted to recommend that, in the case of a PAC representative whose attendance has not met the threshold outlined in the Judgment, the Watermaster, in coordination with the PAC member, shall convene a meeting of the Constituency Group to nominate a representative to the PAC. If the Constituency Group nominates the individual currently serving as the PAC representative, the Watermaster shall permit them to continue serving on the PAC.

For its part, the PAC will begin the practice of including an attendance record in meeting minutes.

Recommendation Report – Committee Attendance

Las Posas Valley Policy Advisory Committee Member Attendance

Item No. 19 – June 13, 2025



Farai Kaseke (Ph.D., P.H, PMP, CSM)
Assistant Groundwater Manager

Background

- Las Posas Valley Adjudication Judgment (Judgment):
 - Creates 2 stakeholder committees (Policy & Technical)
 - Function: “to obtain policy and technical recommendations from stakeholders on matters related to Basin management and to ensure that decisions by Watermaster are made following full consideration of diverse policy and technical views.” (*Judgment*, § 6.2.)
- Attendance and participation requirements (*Judgment*, § 6.6.)
 - Members must attend at least 75% of regular committee meetings in a calendar year
 - Present & represent the view of their constituency and keep the constituency informed
- PAC objectives (*Judgment*, § 6.10.1.1., 6.10.1.2.)

Attendance requirements

“Members of the Committee must regularly attend all Committee meetings. Any Committee member who fails to attend at least 75 percent of regular Committee meetings in a calendar year shall be removed by action of Watermaster.” (*Judgment, § 6.6.*)

“A member of PAC also may be removed by Watermaster, following consultation with PAC, for cause where a PAC member fails to comply with requirements for Committee Attendance and Participation in Section [6.6] or otherwise is preventing PAC or Watermaster from carrying out their respective duties and responsibilities under the Judgment.” (*Judgment, §6.10.2.*)

Timeline

- PAC constituency group representatives nominated and elected (Oct. 17 – 20, 2023)
- FCGMA Board acting as Watermaster appoints the PAC (November 17, 2023)
- 17 regular PAC meetings (Calendar Year 2024)
- Not all members met the 75% attendance requirement (*Exhibit 19A*)
 - ELPMA Small Agriculture Representative attended ~ 53% of regular meetings
- May 06, 2025 committee consultation to PAC requesting
 - Policy recommendations on whether the ELPMA Small Agriculture Representative, Mr. Waters, should continue to serve on the PAC (*Exhibit 19A*)
- May 15, 2025 PAC submits recommendation report to Watermaster

PAC recommendations

- In the case of a PAC representative whose attendance has not met the threshold outlined in the Judgment, the Watermaster, in coordination with the PAC member, shall convene a meeting of the Constituency Group to nominate a representative to the PAC. If the Constituency Group nominates the individual currently serving as the PAC representative, the Watermaster shall permit them to continue serving on the PAC.
- The PAC will begin the practice of including an attendance record in meeting minutes.

Staff response

- PAC recommendations are inconsistent with the Judgment requirements:
 - Failure to attend at least 75 percent of regular Committee meetings in a calendar year shall be removed by action of Watermaster. (*Judgment, § 6.6.*)
 - A member of PAC also may be removed by Watermaster, following consultation with PAC, for cause where a PAC member fails to comply with requirements for Committee Attendance and Participation in Section [6.6] or otherwise is preventing PAC or Watermaster from carrying out their respective duties and responsibilities under the Judgment. (*Judgment, § 6.10.2.*)
 - The ELPMA Small Agriculture representative attended < 75% of committee meetings
 - Non-attendance prevents the representative from satisfying the Judgment's participation requirements (Judgment, §§ 6.6.1.3, 6.6.1.4.)

Conclusion

- Receive and file board letter and presentation.
 1. Remove the East Las Posas Management Area Small Agriculture representative from the PAC for failing to meet attendance requirements; and
 2. Notify the East Las Posas Management Area Constituent Group to convene a meeting and hold a vote to elect a new representative to fill the vacancy.

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

DIRECTORS

Eugene F. West (Chair) – Small Water Districts (805) 657-2121 (*Term Exp 2-28-27*)
Executive Committee, Fiscal Committee

Kelly Long (Vice Chair) – Ventura County Board of Supervisors (805) 654-2276 (*Term Exp 2-28-27*)
Executive Committee

Michael Craviotto – Farming Interests (805) 766-9602 (*Term Exp 2-28-26*)
Operations Committee, Flynn Award Selection Subcommittee

Lynn Maulhardt – United Water Conservation District (805) 982-0780 (*Term Exp 2-28-27*)
Operations Committee

Tony Trembley – Five Cities (805) 388-5307 (*Term Exp 2-28-26*)
Fiscal Committee, Flynn Award Selection Subcommittee

ALTERNATE DIRECTORS

Reddy Pakala – Small Water Districts (805) 990-6809 (*Term Exp 2-28-27*)

Vianey Lopez – Ventura County Board of Supervisors (805) 654-2613 (*Term Exp 2-28-27*)

David Borchard – Farming Interests (805) 485-3525 (*Term Exp 2-28-26*)

Keith Ford – UWCD (805) 207-9062 (*Term Exp 2-28-27*)

Bert Perello – Five Cities (805) 240-6194 (*Term Exp 2-28-26*)

STAFF

Jeff Palmer – Interim Agency Executive Officer (805) 654-2373

Jason Canger – Agency Legal Counsel (805) 654-2879

Farai Kaseke – Assistant Groundwater Manager (805) 654-2954

Arne Anselm – Groundwater Specialist Ret. PT (805) 654-3942

Kathleen Riedel – Groundwater Specialist Ret. PT (805) 654-2064

Robert Hampson – Groundwater Specialist (805) 654-3952

Raya Nour – Engineer II (805) 654-2454

Kathy Jones – Staff Services Specialist (805) 645-1372

Cynthia Rodriguez – Administrative Assistant (805) 662-6831

Erin Ware – Administrative Assistant (805) 654-2032

Fatima Perez – Management Assistant (805) 650-4073

Kylen Wooley – Water Resources Compliance Specialist (805) 658-4374

Briana Barajas – Water Resources Specialist (805) 654-2021

Elka Weber – Clerk of the Board (805) 654-2014