



State Water Resources Control Board

JUN 14 2024

CERTIFIED MAIL

Gabriel Alejandro Fernandez

CERTIFIED MAIL NO: 9589 0710 5270 0110 9419 48

NOTICE OF VIOLATION

Investigation ID: 11271

DIVISION OF WATER RIGHTS INVESTIGATION OF MENDOCINO COUNTY ASSESSOR PARCEL NUMBER (APN) 171-110-03-00

Gabriel Alejandro Fernandez,

On May 14, 2024, staff from the State Water Resources Control Board (State Water Board), Division of Water Rights (Division), in coordination with state and local partner agencies conducted an inspection of the property referenced above (Property). The purpose of the inspection was to observe the diversion and use of water occurring on the Property and to evaluate potential impacts to the watershed.

You are being contacted because you were identified as the property owner of the Mendocino County APN identified above where you are allegedly diverting and using water for cannabis cultivation.

During the inspection, Division staff observed California Water Code (WC) and State Water Board, Cannabis Cultivation Policy (Policy) violations. Enclosed is the Division's Inspection Report (Report) of your Property that includes Division staff observations, alleged violations and the corrective actions necessary for compliance with the WC and the State Water Board's Policy. The enclosed Report constitutes your second notice of the alleged violations, and this matter requires your immediate attention. The first notice of violation was left with a copy of the search warrant on May 14, 2024, and detailed WC and Policy violations and corresponding corrective actions. The information below is a summary of the alleged violations included in the Report.

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

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Compliance Assistance References 28

The State Water Board retains the authority and discretion to take enforcement action based on the facts and allegations contained herein and you may be subject to further enforcement action before the State Water Board. Therefore, this matter requires your immediate attention. You should follow all staff recommended corrective actions described in the enclosed Report or submit a response indicating any course of action you intend to take or have taken, include an implementation schedule, and/or photo documentation that demonstrates your compliance. You can provide your response, documentation and photos through the Division of Water Rights Cannabis Response Notice Portal detailed in the Report in the **Compliance Assistance References section**.

If you have questions concerning the Report, please contact me by phone at (916) 323-3642, or by email at Justin.baser@waterboards.ca.gov. Written correspondence can be provided and addressed to the following address: State Water Resources Control Board, Division of Water Rights, P.O. Box 100, Sacramento, CA 95812-0100, Attention: Justin Baser.

Sincerely,

ORIGINAL SIGNED BY

Justin Baser
 Environmental Scientist
 Cannabis Enforcement Unit
 Division of Water Rights

Enclosures:

Division of Water Rights Inspection Report dated May 14, 2024

ec: **Division of Water Rights - Enforcement**
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