

### V104-340 COMPLIANCE DATA SHEET

<b>Name:</b>	<b>Ronald G. Heiligman and Jacqueline D. Heiligman</b>
<b>Applicable Permit No(s). and Type(s):</b>	IRP-P101-052 (Irrigation) = 316.000 acre-feet
<b>Alleged Violation:</b>	Exceeded annual authorized groundwater withdrawal during 2017.
<b>Violation Rule Reference:</b>	§§ 709.37, 711.134, 711.224 and 711.228
<b>Status of Violation:</b>	<input checked="checked" type="checkbox"/> Violator Not In Compliance <input type="checkbox"/> Violator Now In Compliance
<b>Director District and County of Alleged Violation:</b>	District - 13 (Medina County)
<b>Prior / Other Violations of the Alleged Violator:</b>	<ul style="list-style-type: none"> <li>• Failure to file August 2017 CPM Groundwater Use Report; File open.</li> </ul>
<b>Additional Information:</b>	2017 annual authorized withdrawal amount was 305.256 acre-feet (Critical Period Reduction); pumped 314.444 acre-feet; exceeded authorized groundwater withdrawal by 9.188 acre-feet.
<b>Staff Recommendation Calculation:</b>	<ul style="list-style-type: none"> <li>• Penalties = <math>(9.188 \text{ af} \times \\$465.30) = \\$4,275.18</math>;</li> <li>• Prior Violations = <math>1 + 15\% = \\$641.28</math></li> </ul> <b>Total proposed settlement amount = \$4,916.45</b>
<b>Counter-offer Proposal:</b>	<ul style="list-style-type: none"> <li>• Pay 5% of the EAA settlement \$245.82;</li> <li>• Withhold collection of remaining EAA settlement of \$4,670.63 pending no over-pumping in 2018 and 2019.</li> </ul>
<b>Recommended Action:</b>	<b>Permit Holder has made a counter-offer to the EAA settlement, staff makes no recommendation on the counter-offer proposal.</b>