

**PAYMENT AGREEMENT BETWEEN
JOHN & CORRIE JACOBI TRUST
AND
THE CENTRAL VALLEY WATER BOARD
FOR ORDER R5-2014-0507**

Water Code section 13323, which governs the imposition of civil liability by the Central Valley Water Board, states, in relevant part, "[p]ayment shall be made not later than 30 days from the date on which the [Administrative Civil Liability] order is issued."

John & Corrie Jacobi Trust Trust (hereafter "Discharger") has agreed to the terms under Stipulated Order R5-2014-0507 to pay **two thousand seven hundred and fifty dollars (\$2,750)** in administrative civil liability to the State Water Resources Control Board Waste Discharge Permit Fund to resolve outstanding administrative civil liability for a failure to comply with Dairy General Order R5-2007-0035. When the Executive Officer executes the Stipulated Order, this action is functionally the same as the issuance of an Administrative Civil Liability Order. Therefore, the Board has the right to demand full payment of the outstanding liability within 30 days of execution. However, in order to facilitate settlement, the Central Valley Water Board will not take any action to collect the full amount before the expiration of the payment schedule prescribed below, provided that the Discharger adheres to the following provisions:

1. The Discharger agrees to pay the outstanding liability in the amount of **two thousand seven hundred and fifty dollars (\$2,750)**. Payments shall be made in quarterly payments of six hundred eighty-seven dollars and fifty cents (\$687.50). The first payment will be due on April 1, 2014. Subsequent payments will be due on July 1 2014, October 1, 2014, and January 1, 2015.
2. The Discharger may pay the full amount of the penalty sooner than one year, but must make the final payment by January 1, 2015.
3. The Discharger shall submit payment by cashiers or certified check made payable to the "State Water Pollution Cleanup and Abatement Account – Order No. R5-2014-0507."
4. Checks and copies of checks shall be submitted so that they are received by the State Water Resources Control Board and Central Valley Water Board on or before 5 p.m. on the dates listed above. The checks shall be submitted to:

State Water Resources Control Board, Accounting Office
Attn: ACL Payment
PO Box 1888, Sacramento
CA 95812-1888.

A copy of each check should be submitted to:

California Regional Water Quality Control Board, Central Valley Region
Attn: Clay Rodgers
1685 E Street
Fresno, CA 93706

Should the Discharger fail to make any payment according to the agreed upon schedule above, the **remaining balance will be immediately due**. Should the Discharger fail to adhere to the payment schedule outlined above or fail to pay the remaining balance if a payment is missed, the Central Valley Water Board reserves the right to take any action permitted by law to collect the amount that remains outstanding.

Clay J. Rodgers, AED
Prosecution Team Representative

2/26/14
Date