

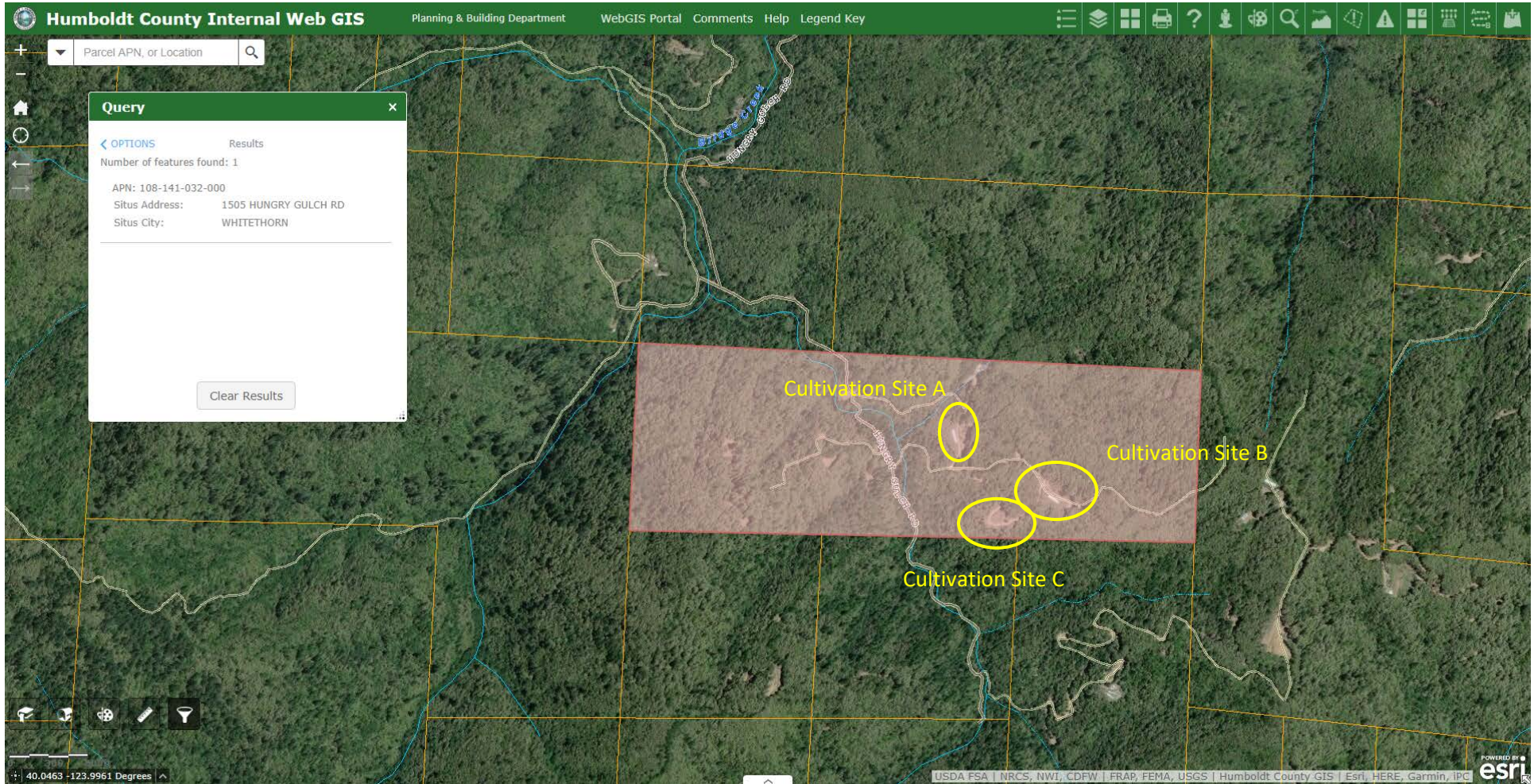
ATTACHMENT D

Thunder Wave Investments LLC #18CEU-425

APN 108-141-032

1. Recent Site History
2. Notice Documents
 - a. Cover Letter for Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty
 - b. Notice of Violation and Proposed Administrative Civil Penalty
 - c. Notice to Abate Nuisance
 - d. Proof of Service for Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty
3. Inspection Report (after noticing)
4. Abatement Review
5. Notice of Administrative Civil Penalty Assessment with Proof of Service

Parcel Boundaries and Cultivation Site Reference Map: APN 108-141-032-000; TPZ



Approximately 21,713 sq. ft. of cultivation in 2018

Recent Site History APN: 108-141-032-000

Cultivation Site A 2011



June 19, 2011

Recent Site History APN: 108-141-032-000

Cultivation Site A 2012



August 23, 2012

Recent Site History APN: 108-141-032-000

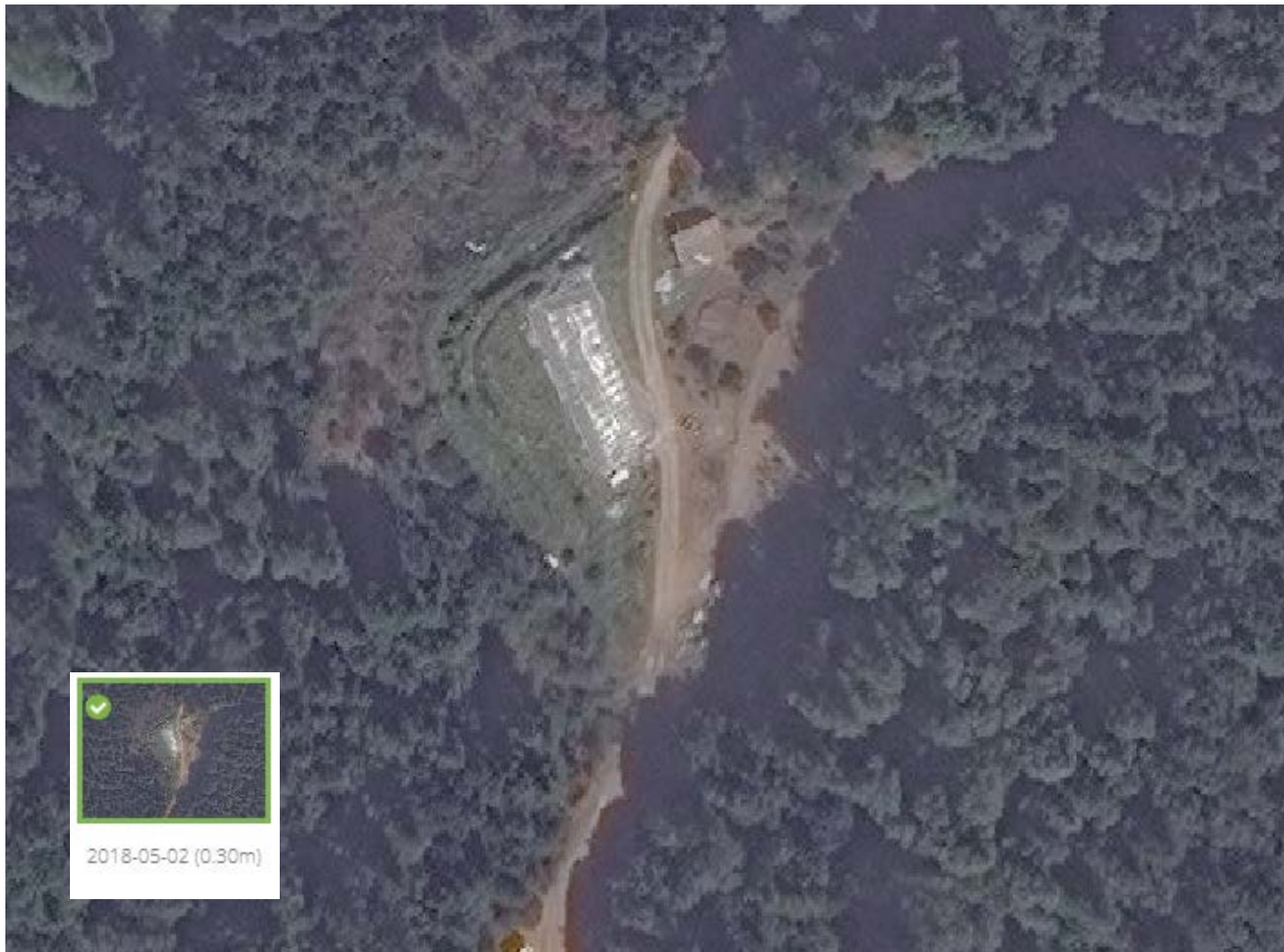
Cultivation Site A 2016



July 24, 2016

Recent Site History APN: 108-141-032-000

Cultivation Site A 2018



May 2, 2018

Recent Site History APN: 108-141-032-000

Cultivation Site A 2018



Jul 1, 2018 18:53:06 UTC
SkySat Collect (0.8 m)
51 % area coverage

July 1, 2018

Recent Site History APN: 108-141-032-000

Cultivation Site B 2011



June 19, 2011

Recent Site History APN: 108-141-032-000

Cultivation Site B 2012



August 23, 2012

Recent Site History APN: 108-141-032-000

Cultivation Site B 2017



June 4, 2017

Recent Site History APN: 108-141-032-000

Cultivation Site B 2018



May 2, 2018

Recent Site History APN: 108-141-032-000

Cultivation Site B 2018



Jul 1, 2018 18:53:06 UTC
SkySat Collect (0.8 m)
51 % area coverage

July 1, 2018

Recent Site History APN: 108-141-032-000

Cultivation Site C 2010



June 16, 2010

Recent Site History APN: 108-141-032-000

Cultivation Site C 2012



August 23, 2012

Recent Site History APN: 108-141-032-000

Cultivation Site C 2016



July 24, 2016

Recent Site History APN: 108-141-032-000

Cultivation Site C 2018



May 2, 2018

Recent Site History APN: 108-141-032-000

Cultivation Site C 2018



Jul 1, 2018 18:53:06 UTC
SkySat Collect (0.8 m)
51 % area coverage

July 1, 2018





05/02/18 N>

LOCATIONS OF INTEREST			
Latitude	Longitude	Description	Violation
40.03948	-123.989	Three junk vehicles	354-1
40.0383	-123.986	Water crossing over road with waste pile adjacent	314-61.1
40.03856	-123.986	8,000 sq ft outdoor area containing cannabis plants 4'-5' in height	314-55.4
40.03872	-123.986	Decommissioned green house full of supplies	331-28
40.03887	-123.986	Dilapidated shed full of waste	521-4
40.03807	-123.986	Inoperable RV	354-1
40.03776	-123.983	Waste falling down hill	521-4
40.03769	-123.983	Graded flat beneath row of hoop houses	331-14
40.03769	-123.983	15' x 65' outdoor hoop house containing growing cannabis plants	314-55.4 331-28
40.03763	-123.983	15' x 65' outdoor hoop house containing growing cannabis plants	314-55.4 331-28
40.03761	-123.983	15' x 60' outdoor hoop house containing growing cannabis plants	314-55.4 331-28
40.03757	-123.983	15' x 60' mixed light hoop house containing growing cannabis plants	314-55.4 331-28
40.03761	-123.983	15' x 60' mixed light hoop house containing pots	314-55.4 331-28
40.03756	-123.983	15' x 60' mixed light hoop house containing growing cannabis plants	314-55.4 331-28
40.03752	-123.983	15' x 60' mixed light hoop house containing growing cannabis plants	314-55.4 331-28
40.03752	-123.983	15' x 60' mixed light hoop house containing growing cannabis plants	314-55.4 331-28
40.03749	-123.983	15' x 60' mixed light hoop house containing growing cannabis plants	314-55.4 331-28
40.03751	-123.983	15' x 60' mixed light hoop house containing growing cannabis plants	314-55.4 331-28
40.03746	-123.983	15' x 60' mixed light hoop house containing growing cannabis plants	314-55.4 331-28
40.03742	-123.983	Decommissioned structure set up for mixed light	314-55.4 331-28
40.03744	-123.983	15' x 60' empty mixed light hoop house	314-55.4 331-28
40.03734	-123.983	Inoperable RV surrounded by waste	354-1 521-4
40.03734	-123.983	Carport being used as drying area and for storage	314-55.4
40.03731	-123.983	Two carports being used as drying area and for storage	314-55.4

40.03729	-123.983	Waste pile and trash pit	521-4
40.03744	-123.982	Inoperable RV next to tanks, planting pots, and waste	521-4 354-1
40.03766	-123.983	Mineshaft used for indoor grow	314-55.4 331-28
40.03781	-123.983	Sewage pile	611-3
40.03731	-123.983	Shower made with tarps	611-3
40.03705	-123.985	Large outdoor area containing cannabis plants 4' in height	314-55.4
40.04018	-123.985	Pit toilet discharging above stream with waste pile behind	611-3 521-4
40.04014	-123.985	Inoperable vehicle with waste and supplies piled adjacent	354-1 521-4
40.04011	-123.985	Carport being used as a drying area	314-55.4
40.0401	-123.985	Unfinished structure being used as a drying facility	314-55.4 331-28
40.04005	-123.985	30' x 50' pond at least 10' in depth being used as irrigation source	331-14
40.04024	-123.985	Waste in stream	521-4 314-61.1

VIOLATIONS	
Section	Nature
331-14	Grading Without Permits
331-28	Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes
314-55.4	Violation of the Commercial Medical Marijuana Ordinance
314-61.1	Development in a Streamside Management Area Without a Permit
354-1	Junk and/or Inoperable Vehicles
611-3	Unapproved Sewage Disposal System
521-4	Improper Storage and Removal of Solid Waste

NOTES
<p>A set of structures exists on next parcel that is only accessible via this parcel (527 & 528)</p> <p>4277 cannabis plants eradicated 255.31 lbs of processed cannabis eradicated</p>



CODE ENFORCEMENT UNIT
COUNTY OF HUMBOLDT

3015 H STREET
EUREKA, CALIFORNIA 95501
PHONE: (707) 476-2429 FAX: (707) 268-3792

September 13, 2018

Thunder Wave Investments Llc
16835 Algonquin St Suite #168
Huntington Beach, CA 92649

Re: Service of a Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty; Thunder Wave Investments Llc; 1505 Hungry Gulch Rd, Whitethorn, CA 95589; APN: 108-141-032-000

To Thunder Wave Investments Llc:

The Code Enforcement Unit recently inspected your above described property and observed violations of County Code. We are serving you with the attached ***Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty*** for the following violations:

- 331-28: *Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes*
- 314-55.4: *Violation of the Commercial Medical Marijuana Ordinance*
- 314-61.1: *Development within a Streamside Management Area*

Consequently, the Code Enforcement Unit has elected to record a ***Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty*** against your property.

Please note that these recorded Notices may hinder the property owner's ability to sell or refinance the property. The Notices also states the enforcement actions that can be taken to bring the property into compliance with Humboldt County Codes. Please also note that the attached ***Notice of Violation and Proposed Administrative Civil Penalty*** states that the County propose an administrative civil penalty in the amount of \$10,000 per day for a period of ninety days. The administrative civil penalty will begin to accumulate ten days after the Notice is served. The Notices list options that may be taken by you and/or the property owner in response to these Notices. If you are willing to bring the property into compliance with Humboldt County Codes, but believe more than 10 days will be required to complete the work, the County of Humboldt may be willing to enter into a *Compliance Agreement* with the property owner and set an extended time frame to complete the corrective actions.

If you have any questions or concerns about these documents or the code enforcement process in general, please feel free to call me at #707-476-2429 or email me at BBowes1@co.humboldt.ca.us.

Sincerely,

Brian Bowes
Investigator, Code Enforcement Unit

Enclosures:
Notice to Abate Nuisance
Notice of Violation and Proposed Administrative Civil Penalty



COUNTY OF HUMBOLDT
CODE ENFORCEMENT UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429

NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY

[Humboldt County Code §352-7]

Address of Affected Property:

1505 Hungry Gulch Rd, Whitethorn, CA 95589

Assessor's Parcel Number:

108-141-032-000

To Owner:

Thunder Wave Investments Llc
16835 Algonquin St Suite #168
Huntington Beach, CA 92649

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A – Conditions Constituting a Violation" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B – Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist to an extent that constitutes a "violation" pursuant to Humboldt County Code Section 352-3(t).

YOU ARE HEREBY ORDERED to **CORRECT** or **OTHERWISE REMEDY** said violation within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A – Conditions Constituting a Violation" is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, a daily administrative penalty of **Ten Thousand Dollars (\$10,000.00)** will be imposed for a period of up to ninety (90) calendar days pursuant to Humboldt County Code Section 352-5.

NOTICE IS FURTHER GIVEN that each calendar day the violation occurs, continues or exists between the date on which the civil administrative penalty is imposed and the date on which the violation is corrected or otherwise remedied shall constitute a separate violation up to the ninetieth (90th) calendar day.

APN: 108-141-032-000

NOTICE IS FURTHER GIVEN that you may file with the Code Enforcement Unit an appeal of the determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

NOTICE IS FURTHER GIVEN that an appeal of the Code Enforcement Unit's determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty must be prepared using the form attached hereto as "Attachment C – Administrative Civil Penalty Appeal Hearing Request Form," and signed under penalty of perjury.

NOTICE IS FURTHER GIVEN that, upon receipt of an appeal of the determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty, the Code Enforcement Unit shall set the matter for hearing before a County appointed hearing officer and issue a Notice of Administrative Civil Penalty Appeal Hearing as set forth in Humboldt County Code Section 352-9.

NOTICE IS FURTHER GIVEN that the date of the Administrative Civil Penalty Appeal Hearing shall be no sooner than fifteen (15) calendar days after the date on which the Notice of Administrative Civil Penalty Appeal Hearing is served.

NOTICE IS FURTHER GIVEN that the imposition of the administrative civil penalty shall become final and the Code Enforcement Unit shall acquire jurisdiction to collect the full amount thereof, along with any and all administrative costs and/or attorney's fees associated therewith, as follows:

- Within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, if an appeal of the Code Enforcement Unit's determination that a violation has occurred, and/or an appeal of the amount of the administrative civil penalty, is not filed; or
- Within twenty (20) calendar days after service of the Finding of Violation and Order Imposing Administrative Civil Penalty, if a request for judicial review of the Hearing Officer's imposition of the final administrative civil penalty is not filed with the Humboldt County Superior Court as set forth in California Government Code Section 53069.4(b)(1)-(2); or
- Within ten (10) calendar days after service of the Humboldt County Superior Court's decision regarding the hearing officer's imposition of the final administrative civil penalty, if the Court finds in favor of the Code Enforcement Unit.

NOTICE IS FURTHER GIVEN that the final administrative civil penalty, along with any and all administrative costs and/or attorney's fees associated therewith, may become a lien against the property on which the violation occurred or exists that has the same force, effect and priority of a judgment lien governed by the provisions of California Code of Civil Procedure Sections 697.310, et seq., and may be extended as provided in California Code of Civil Procedure Sections 683.110, et seq.

NOTICE IS FURTHER GIVEN that an additional Notice of Violation and Proposed Administrative Civil Penalty can be served upon you, if the violation occurs, continues or exists after ninety (90) days from the date on which the initial civil administrative penalty is imposed.

For the Humboldt County Code Enforcement Unit:

Signature: 

Title: Investigator

Name: Brian Bowes

Date: September 13, 2018

ATTACHMENT A

CONDITIONS CONSTITUTING A VIOLATION

Code Section	Nature of Violation	Corrective Action Required
<input type="checkbox"/> 331-28	Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes	Remove all unpermitted structures with a nexus to cannabis cultivation, including applying for and obtaining a demolition permit when necessary. Apply for and obtain permits for any unpermitted structures without a nexus to cannabis cultivation
<input type="checkbox"/> 314-55.4	Violation of the Commercial Medical Marijuana Ordinance	a) Cease commercial, medical marijuana cultivation operations and remove all supporting infrastructure and b) Apply for and obtain permits to develop and implement a restoration plan.
<input type="checkbox"/> 314-61.1	Development within a Streamside Management Area	Apply for an obtain permits to develop and implement a restoration plan.

ATTACHMENT B LEGAL DESCRIPTION

PARCEL THREE:

A non-exclusive easement for ingress and egress and public utility purposes over a strip of land 80 feet in width, the center line of which is described as follows:

BEGINNING in the County Road at a point located North 75 degrees 24 minutes West, 276.9 feet from the Northeast corner of Lot 15 in Section 6, Township 5 South, Range 2 East, Humboldt Meridian;
thence along said center line, South 17 degrees 45 minutes West, 63.8 feet;
South 77 degrees 58 minutes West, 134.4 feet;
South 28 degrees 03 minutes West, 171.6 feet;
North 83 degrees 48 minutes West, 194.5 feet;
North 67 degrees 28 minutes West, 107.2 feet;
North 53 degrees 22 minutes West, 132.6 feet;
South 72 degrees 51 minutes West, 182.6 feet;
South 35 degrees 22 minutes West, 157.2 feet;
South 61 degrees 29 minutes West, 126.4 feet;
South 31 degrees 37 minutes West, 81 feet;
South 51 degrees 09 minutes East, 242.8 feet;
South 11 degrees 26 minutes West, 186.5 feet;
South 72 degrees 46 minutes East, 353.9 feet;
South 45 degrees 37 minutes East, 164.8 feet;
South 11 degrees 06 minutes East, 177.3 feet;
South 44 degrees 55 minutes West, 194.7 feet;
South 3 degrees 50 minutes East, 203.3 feet;
South 67 degrees 49 minutes West, 136.3 feet;
South 65 degrees 04 minutes West, 294.9 feet;
South 294.8 feet;
South 10 degrees 27 minutes West, 327.3 feet;
South 88 degrees 56 minutes West, 182.2 feet;
South 15 degrees 43 minutes West, 128.8 feet;
South 29 degrees 53 minutes East, 156.4 feet;
South 15 degrees 22 minutes West, 243.4 feet;
South 51 degrees 31 minutes East, 223.3 feet;
South 15 degrees 34 minutes East, 78.6 feet;
South 50 degrees 55 minutes West, 200 feet;
South 20 degrees 37 minutes West, 185.6 feet;
South 88 degrees 42 minutes West, 187 feet;
North 49 degrees 08 minutes West, 132 feet;
North 70 degrees 23 minutes West, 185.6 feet;
North 45 degrees 13 minutes West, 175.5 feet;
North 72 degrees 20 minutes West, 210.7 feet;
South 41 degrees 58 minutes East, 189.9 feet;
South 10 degrees 53 minutes East, 217.5 feet;
South 58 degrees 07 minutes East, 189.7 feet;
South 40 degrees 10 minutes East, 232.7 feet;
South 0 degrees 03 minutes West, 277.6 feet;

South 33 degrees 22 minutes East, 270.9 feet;

South 1 degrees 08 minutes East, 212.6 feet;

South 23 degrees 13 minutes East, 266.6 feet;

South 73 degrees 12 minutes East, 168.7 feet to a point within Lot 1 of Section 7, Township 5 South, Range 2 East, Humboldt Meridian, said point being near the Southwest corner of said lot at the intersection of the center line of said right of way with the center line of an existing road, said point of intersection being herein designated as Point "A" for the purposes of this description.

TOGETHER with the right to convey said easement to others.

PARCEL FOUR:

A non-exclusive easement for ingress and egress and public utility purposes over the existing road running from said Point "A" as referred to in Parcel Two in a Southeasterly direction to a point on the North line of Parcel One near the Northeast corner thereof.

TOGETHER with the right to convey said easement to others.

PARCEL FIVE:

A non-exclusive easement for ingress, egress and public utility purposes 60 feet in width, the center line of which is the center line of the existing road crossing the Southwest corner of the North Half of the Northeast Quarter of Section 7, Township 5 South, Range 2 East, Humboldt Meridian, as reserved by David P. Stevenson, a single man, and Barbara M. Stevenson, a single woman, their successors or assigns, in the Deed to James Cason, Jr. and wife, recorded August 23, 1977 in Book 1435 of Official Records, Page 155, Humboldt County Records.

ATTACHMENT C
ADMINISTRATIVE CIVIL PENALTY APPEAL HEARING
REQUEST FORM

Address of Affected Property:
1505 Hungry Gulch Rd, Whitethorn, CA 95589

Assessor's Parcel Number:
108-141-032-000

To: Humboldt County Code Enforcement Unit
3015 H Street
Eureka California, 95501

Pursuant to Humboldt County Code Section 352-9, I am requesting a hearing to contest the Humboldt County Code Enforcement Unit's determination of the amount of the proposed administrative civil penalty for the above-referenced property.

[Brief statement setting forth the interest that the requesting party has in the Code Enforcement Unit's determination that a violation has occurred or exists on the affected property]: _____

[Brief statement of the material facts that the requesting party claims support the contention that the amount of the proposed administrative civil penalty is inappropriate under the circumstances, if applicable]: _____

[Brief statement of the material facts that the requesting party claims support the contention that the amount of the proposed administrative civil penalty is inappropriate under the circumstances, if applicable]: _____

[Address at which the requesting party agrees to accept service of any additional notices or documents relating to the Code Enforcement Unit's determination of the amount of the proposed administrative civil penalty for the above-referenced property.]:

Name: _____

Address: _____

City, State: _____

Telephone Number: _____

I hereby declare under the penalty of perjury, under the laws of the State of California, that the foregoing is true and correct to the best of my knowledge.

Signature: _____

Name: _____

Date: _____



COUNTY OF HUMBOLDT
CODE ENFORCEMENT UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429

NOTICE TO ABATE NUISANCE

[Humboldt County Code §351-7]

Address of Affected Property:

1505 Hungry Gulch Rd, Whitethorn, CA 95589

Assessor's Parcel Numbers:

108-141-032-000

Owners:

Thunder Wave Investments Llc
16835 Algonquin St Suite #168
Huntington Beach, CA 92649

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A – Conditions Constituting a Nuisance" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B – Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist to an extent that constitutes a "nuisance" pursuant to Humboldt County Code Section 351-3.

YOU ARE HEREBY ORDERED to **ABATE** said nuisance within ten (10) calendar days after service of this Notice to Abate Nuisance.

NOTICE IS FURTHER GIVEN that, if the Humboldt County Code Enforcement Unit determines that the condition or conditions causing said nuisance is imminently dangerous to human life or limb or is detrimental to the public health or safety, the Code Enforcement Unit may order that the affected property be vacated pending the correction or abatement of the condition or conditions causing the nuisance.

NOTICE IS FURTHER GIVEN that you may not retaliate against a lessee of the affected property pursuant to Section 1942.5 of the California Civil Code.

NOTICE IS FURTHER GIVEN that you may file with the Code Enforcement Unit an appeal of the determination that a nuisance exists on the affected property within ten (10) calendar days after service of this Notice to Abate Nuisance.

NOTICE IS FURTHER GIVEN that an appeal of the Code Enforcement Unit's determination that a nuisance exists on the affected property must be prepared using the form attached hereto as "Attachment C – Code Enforcement Appeal Hearing Request Form."

NOTICE IS FURTHER GIVEN that, upon receipt of an appeal of the determination that a Nuisance exists on the affected property, the Code Enforcement Unit shall set the matter for hearing before a County appointed hearing officer and issue a Notice of Code Enforcement Appeal Hearing as set forth in Humboldt County Code Section 351-9.

NOTICE IS FURTHER GIVEN that the date of the Code Enforcement Appeal Hearing shall be no sooner than fifteen (15) calendar days after the date on which the Notice of Code Enforcement Appeal Hearing is served.


NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A – Conditions Constituting a Nuisance" is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice to Abate Nuisance, or in case of an appeal, the time limits set forth in the Finding of Nuisance and Order of Abatement, the Code Enforcement Unit may correct or abate the condition or conditions causing the nuisance on the affected property pursuant to Humboldt County Code Section 351-13.

NOTICE IS FURTHER GIVEN that the costs of the required abatement may become a charge against the affected property and made a special assessment against the property, and that said special assessment may be collected at the same time and in the same manner, and shall be subject to the same penalties, interest and procedures of foreclosure and sale in the case of delinquency, as is provided for ordinary property taxes.

NOTICE IS FURTHER GIVEN that the costs of the required abatement may also become a charge against the affected property which has the same force, effect and priority of a judgment lien governed by the provisions of California Code of Civil Procedure Sections 697.310, et seq., and may be extended as provided in California Code of Civil Procedure Sections 683.110, et seq.

NOTICE IS FURTHER GIVEN that any personal property collected by the Code Enforcement Unit during the correction or abatement of the condition or conditions causing the nuisance on the affected property may be sold in the same manner as surplus personal property of the County of Humboldt, and the proceeds from such sale shall be paid into the revolving fund created pursuant to the provisions of the Humboldt County Code.

For the Humboldt County Code Enforcement Unit:

Signature: 

Title: Investigator

Name: Brian Bowes

Date: September 13, 2018

ATTACHMENT A

CONDITIONS CONSTITUTING A NUISANCE

Code Section	Nature of Violation	Corrective Action Required
331-28	Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes	Remove all unpermitted structures with a nexus to cannabis cultivation, including applying for and obtaining a demolition permit when necessary. Apply for and obtain permits for any unpermitted structures without a nexus to cannabis cultivation
314-55.4	Violation of the Commercial Medical Marijuana Ordinance	a) Cease commercial, medical marijuana cultivation operations and remove all supporting infrastructure and b) Apply for and obtain permits to develop and implement a restoration plan.
314-61.1	Development within a Streamside Management Area	Apply for an obtain permits to develop and implement a restoration plan.

ATTACHMENT B

LEGAL DESCRIPTION

PARCEL THREE:

A non-exclusive easement for ingress and egress and public utility purposes over a strip of land 80 feet in width, the center line of which is described as follows:

BEGINNING in the County Road at a point located North 75 degrees 24 minutes West, 276.9 feet from the Northeast corner of Lot 15 in Section 6, Township 5 South, Range 2 East, Humboldt Meridian;
thence along said center line, South 17 degrees 45 minutes West, 63.8 feet;
South 77 degrees 58 minutes West, 134.4 feet;
South 28 degrees 03 minutes West, 171.6 feet;
North 83 degrees 48 minutes West, 194.5 feet;
North 67 degrees 28 minutes West, 107.2 feet;
North 53 degrees 22 minutes West, 132.6 feet;
South 72 degrees 51 minutes West, 182.6 feet;
South 35 degrees 22 minutes West, 157.2 feet;
South 61 degrees 29 minutes West, 126.4 feet;
South 31 degrees 37 minutes West, 81 feet;
South 51 degrees 09 minutes East, 242.8 feet;
South 11 degrees 26 minutes West, 166.6 feet;
South 72 degrees 46 minutes East, 353.9 feet;
South 45 degrees 37 minutes East, 164.8 feet;
South 11 degrees 08 minutes East, 177.3 feet;
South 44 degrees 55 minutes West, 194.7 feet;
South 3 degrees 50 minutes East, 203.3 feet;
South 67 degrees 49 minutes West, 136.3 feet;
South 65 degrees 04 minutes West, 294.9 feet;
South 294.8 feet;
South 10 degrees 27 minutes West, 327.3 feet;
South 88 degrees 56 minutes West, 182.2 feet;
South 15 degrees 43 minutes West, 128.8 feet;
South 29 degrees 53 minutes East, 156.4 feet;
South 15 degrees 22 minutes West, 243.4 feet;
South 51 degrees 31 minutes East, 223.3 feet;
South 15 degrees 34 minutes East, 78.6 feet;
South 50 degrees 55 minutes West, 200 feet;
South 20 degrees 37 minutes West, 185.6 feet;
South 88 degrees 42 minutes West, 187 feet;
North 49 degrees 08 minutes West, 132 feet;
North 70 degrees 23 minutes West, 185.6 feet;
North 45 degrees 13 minutes West, 175.6 feet;
North 72 degrees 20 minutes West, 210.7 feet;
South 41 degrees 56 minutes East, 189.9 feet;
South 10 degrees 53 minutes East, 217.5 feet;
South 58 degrees 07 minutes East, 189.7 feet;
South 40 degrees 10 minutes East, 232.7 feet;
South 0 degrees 03 minutes West, 277.6 feet;

South 32 degrees 22 minutes East, 270.9 feet;

South 1 degree 08 minutes East, 212.6 feet;

South 23 degrees 13 minutes East, 265.6 feet;

South 73 degrees 12 minutes East, 168.7 feet to a point within Lot 1 of Section 7, Township 5 South, Range 2 East, Humboldt Meridian, said point being near the Southwest corner of said lot at the intersection of the center line of said right of way with the center line of an existing road, said point of intersection being herein designated as Point "A" for the purposes of this description.

TOGETHER with the right to convey said easement to others.

PARCEL FOUR:

A non-exclusive easement for ingress and egress and public utility purposes over the existing road running from said Point "A" as referred to in Parcel Two in a Southeasterly direction to a point on the North line of Parcel One near the Northeast corner thereof.

TOGETHER with the right to convey said easement to others.

PARCEL FIVE:

A non-exclusive easement for ingress, egress and public utility purposes 50 feet in width, the center line of which is the center line of the existing road crossing the Southwest corner of the North Half of the Northeast Quarter of Section 7, Township 5 South, Range 2 East, Humboldt Meridian, as reserved by David P. Stevenson, a single man, and Barbara M. Stevenson, a single woman, their successors or assigns, in the Deed to James Cason, Jr. and wife, recorded August 23, 1977 in Book 1435 of Official Records, Page 155, Humboldt County Records.

ATTACHMENT C

CODE ENFORCEMENT APPEAL HEARING REQUEST FORM

Address of Affected Property:

1505 Hungry Gulch Rd, Whitethorn, CA 95589

Assessor's Parcel Number:

108-141-032-000

To: Humboldt County Code Enforcement Unit

3015 H Street

Eureka California, 95501

Pursuant to Humboldt County Code Section 351-9, I am requesting a hearing to contest the Humboldt County Code Enforcement Unit's determination that a nuisance exists on the above-referenced property.

[Brief statement setting forth the interest that the requesting party has in the Code Enforcement Unit's determination that a violation has occurred or exists on the affected property]: _____

[Brief statement of the material facts that the requesting party claims support the contention that a nuisance does not exist on the affected property]: _____

[Address at which the requesting party agrees to accept service of any additional notices or documents relating to the Code Enforcement Unit's determination that a nuisance exists on the affected property]:

Name: _____

Address: _____

City, State: _____

Telephone Number: _____

I understand, and agree, that if I fail to appear at the place and time set for the requested appeal hearing, as set forth in the Notice of Code Enforcement Appeal Hearing issued pursuant to Humboldt County Code Section 351-9, the Code Enforcement Unit's determination that a nuisance exists on the affected property will become final after ten (10) calendar days after service of the Notice to Abate Nuisance pursuant to Humboldt County Code Section 351-13.

I hereby declare under the penalty of perjury, under the laws of the State of California, that the foregoing is true and correct to the best of my knowledge.

Signature: _____

Name: _____

Date: _____

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, TASHEENA EVENSON, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is Planning and Building Department, 3015 H Street, Eureka, California; that on September 14th I served a true copy **NOTICE OF ABATEMENT AND NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY.**

 XXX by placing a true copy of the aforementioned document in a sealed envelope individually addressed to each of the parties and caused each such envelope to be deposited with the U.S. Postal Service and/or picked up by an authorized representative, on that same day with fees fully prepaid at Eureka, California, in the ordinary course of business as set forth below: (First Class and Certified)

 by personally hand delivering a true copy thereof to the occupant at the premises located at: _____

**Thunder Wave Investments LLC.
16835 Algonquin St. Suite# 168
Huntington Beach, CA 92649**

 by personally posting a true copy thereof on the premises located at: _____

 by placing a true copy thereof in the designated place at Court Operations to the attorney/parties named below:

 by placing a true copy in the County's Mailroom designated to the attorney named below:

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 14 day of September, 2018, in the City of Eureka, County of Humboldt, State of California.


Tasheena Evenson - Code Enforcement Legal Office Assistant

County of Humboldt Code Enforcement Unit

Inspection Notes

Inspector: Marlen Richmond	Date: 9/24/18
-----------------------------------	----------------------

PROPERTY DETAILS	
Type of Inspection: Warrant	Main Agency: HCSO
Property Name(s): Thunder Wave Investments Llc Allison Berry	APN(s): 108-141-032
Address/Area: 1505 Hungry Gulch Rd Ettersburg	Zoning: 100% TPZ, Wwd, Improved
Owner/history: Owned since July 2014	

ONTRACK	
Permits: CUP for 1 acre outdoor; closed due to inactivity, withdrawn 9/16/17	Applicant: Thunderwave Inv.
Status: HEIR case 9/12/18	Eligible for IP: NO

INSPECTION DETAILS	
Meet up: Camp 31 @ 0700, Redway	Time: 0815
Other Agencies: CDFW, Both Water Boards, HAZMAT, National Guard	
Directions: Left up the dirt road just past the King Range Visitor Center (Hungry Gulch)	

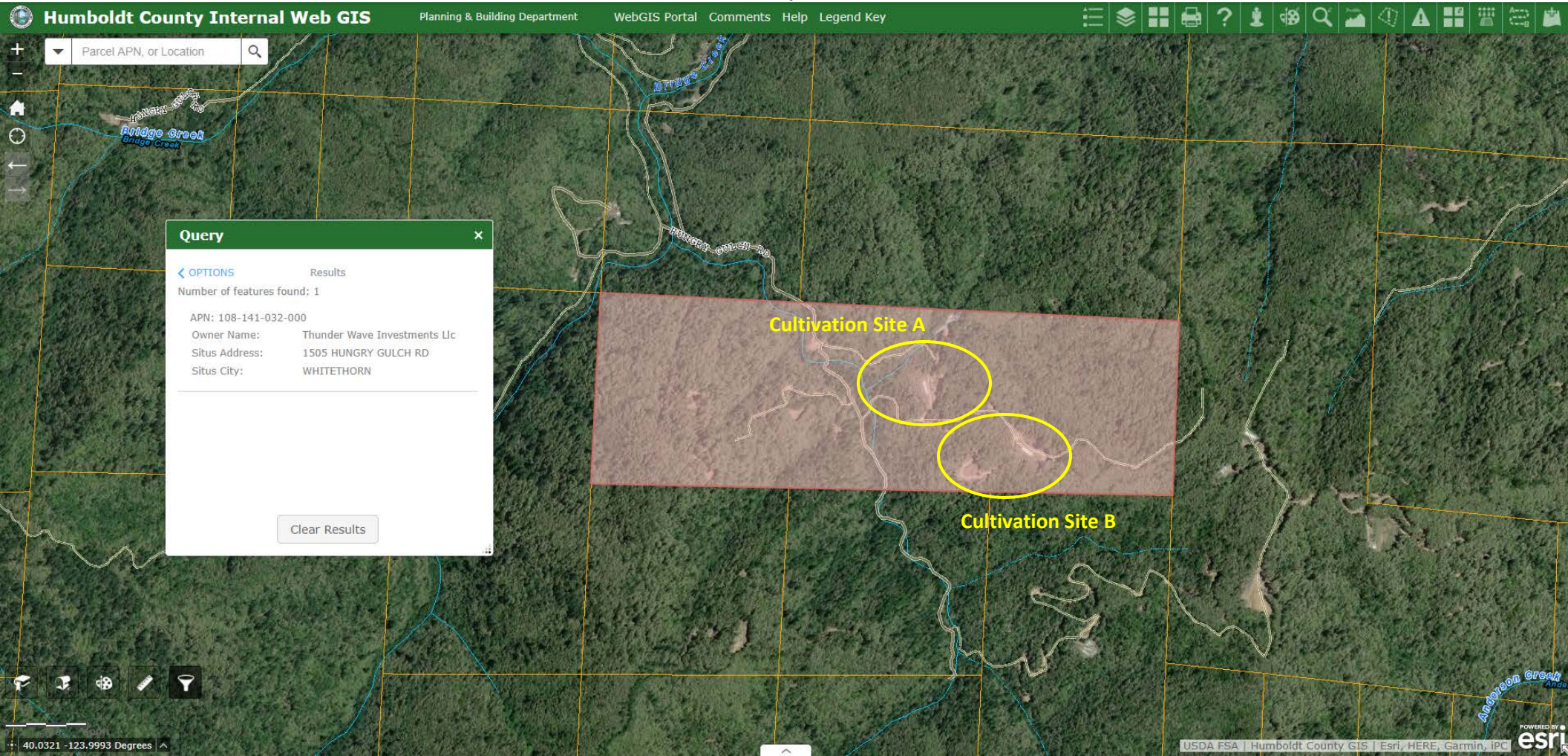
SUMMARY
<p>Upon entering the property we come to the lowermost flat. There is a large greenhouse structure and outdoor area to the right and a dilapidated shed full of waste to the left. Shortly into the property there is a disrupted stream crossing with waste discharging to the stream. Slightly uphill from the cultivation there is a run-down RV.</p> <p>Traveling up in property we come to another outdoor cultivation spanning both sides of the road with the majority on the left side. At this point there is a road leading to the right to a couple of small structures that are on another parcel but this road is the only access.</p> <p>Continuing up the property to the terminus of the drive we find a massive graded flat containing 11 large greenhouse structures at different stages of development. There is waste and supplies piled at the near side of the flat. At the far side, we find an old trailer surrounded by waste. There are multiple carports being used for supply storage and</p>

processing areas. There is a pit in the ground with a small amount of waste, possibly used for burning in the past. There is a rudimentary kitchen and tarp shower. Scattered waste is prevalent.

Heading past the carports to the left there are multiple water tanks, copius amounts of waste and another run down travel trailer. Beyond these is a mineshaft blown into the side of the mountain. It is filled with piled infrastructure towards the front. In the back the shaft comes to a "T" and each end of the "T" is set up for indoor cultivation.

**Abatement Review:
APN: 108-141-032-000**

Date of Service: September 13, 2018



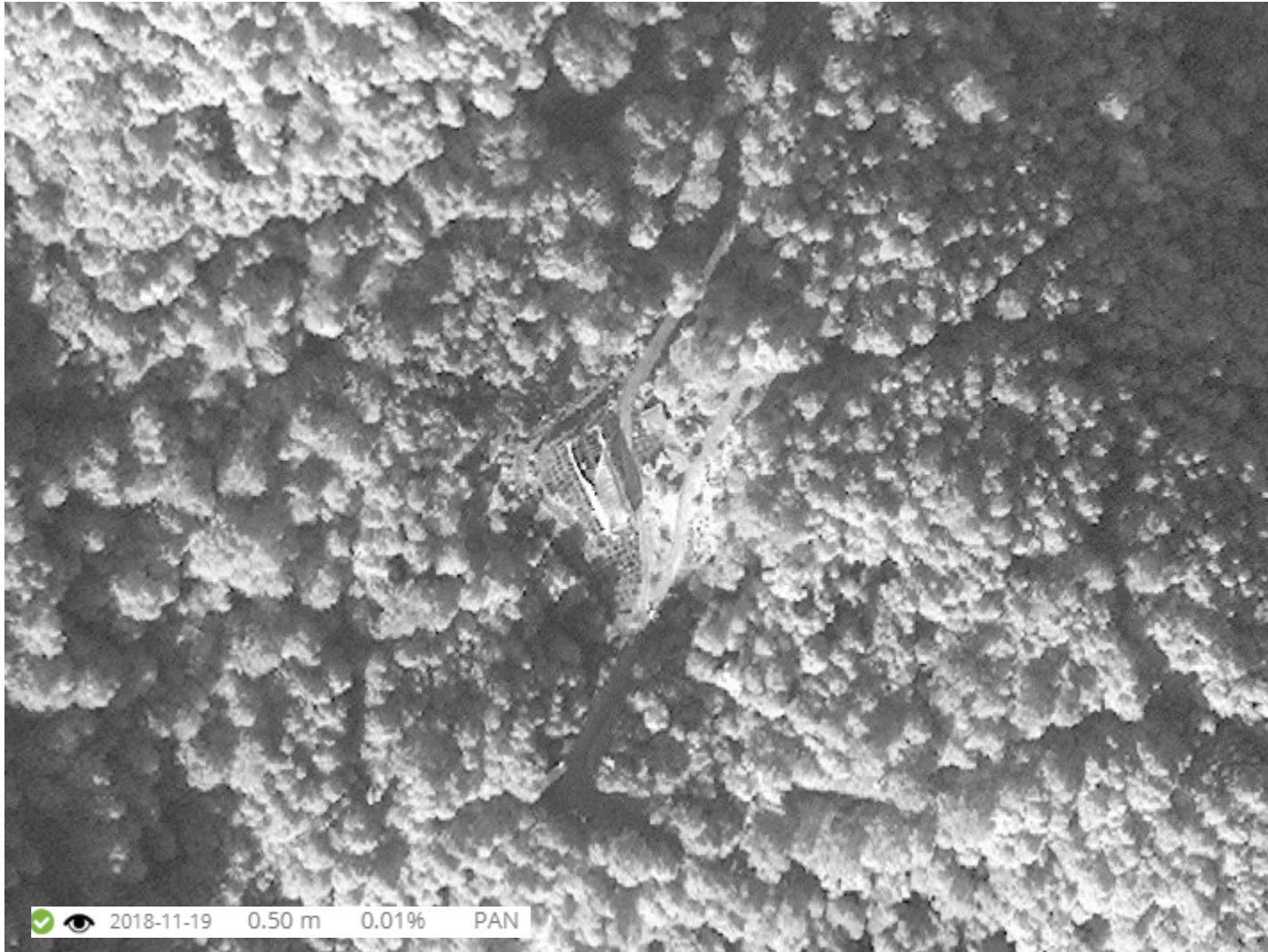
Parcel Boundaries and Cultivation Site Reference Map

Abatement Review:
APN: 108-141-032-000
Cultivation Site A
Before Service



May 02, 2018

Abatement Review:
APN: 108-141-032-000
Cultivation Site A
3 Months after Service



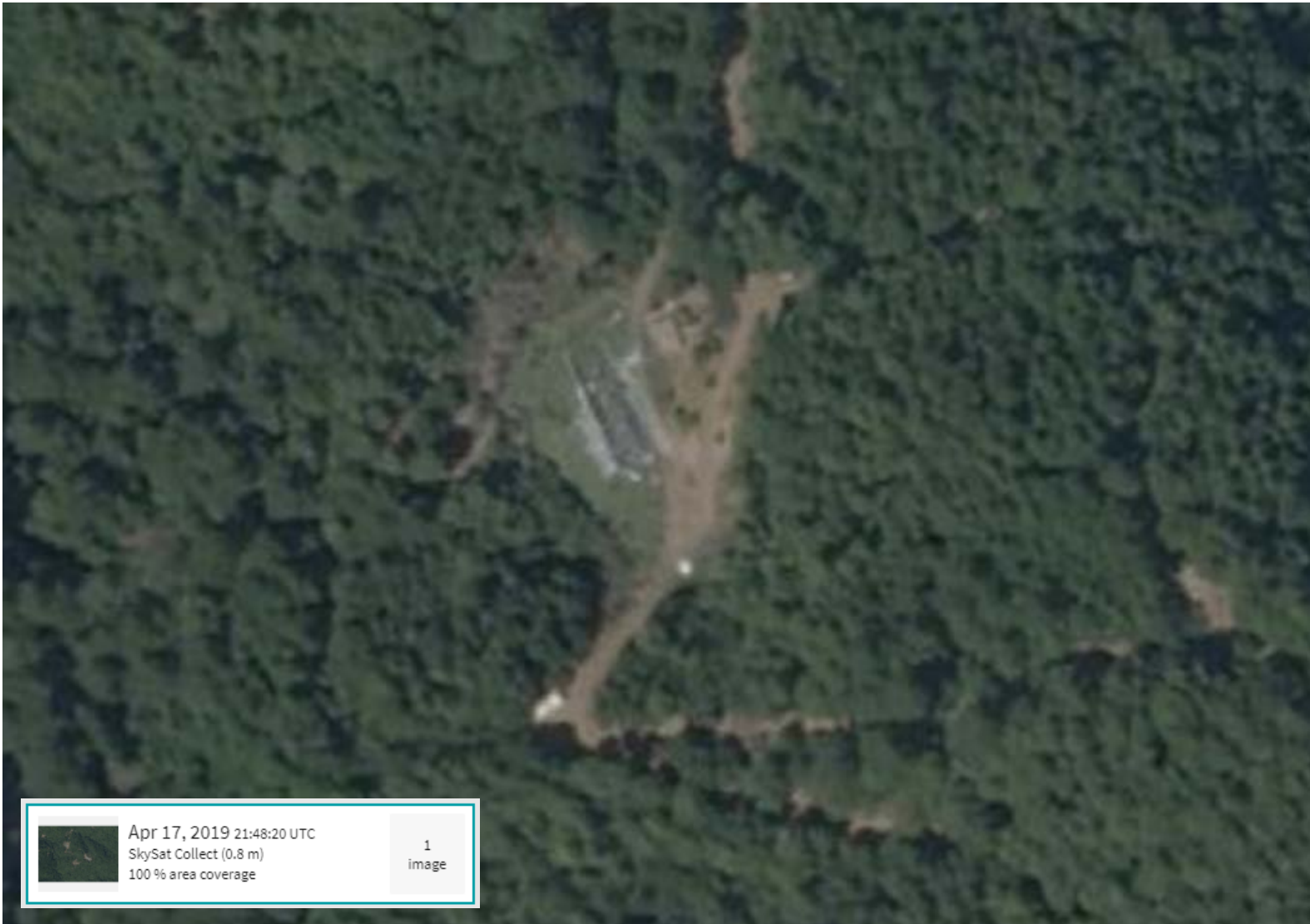
November 19, 2018

Abatement Review:
APN: 108-141-032-000
Cultivation Site A
4 Months after Service



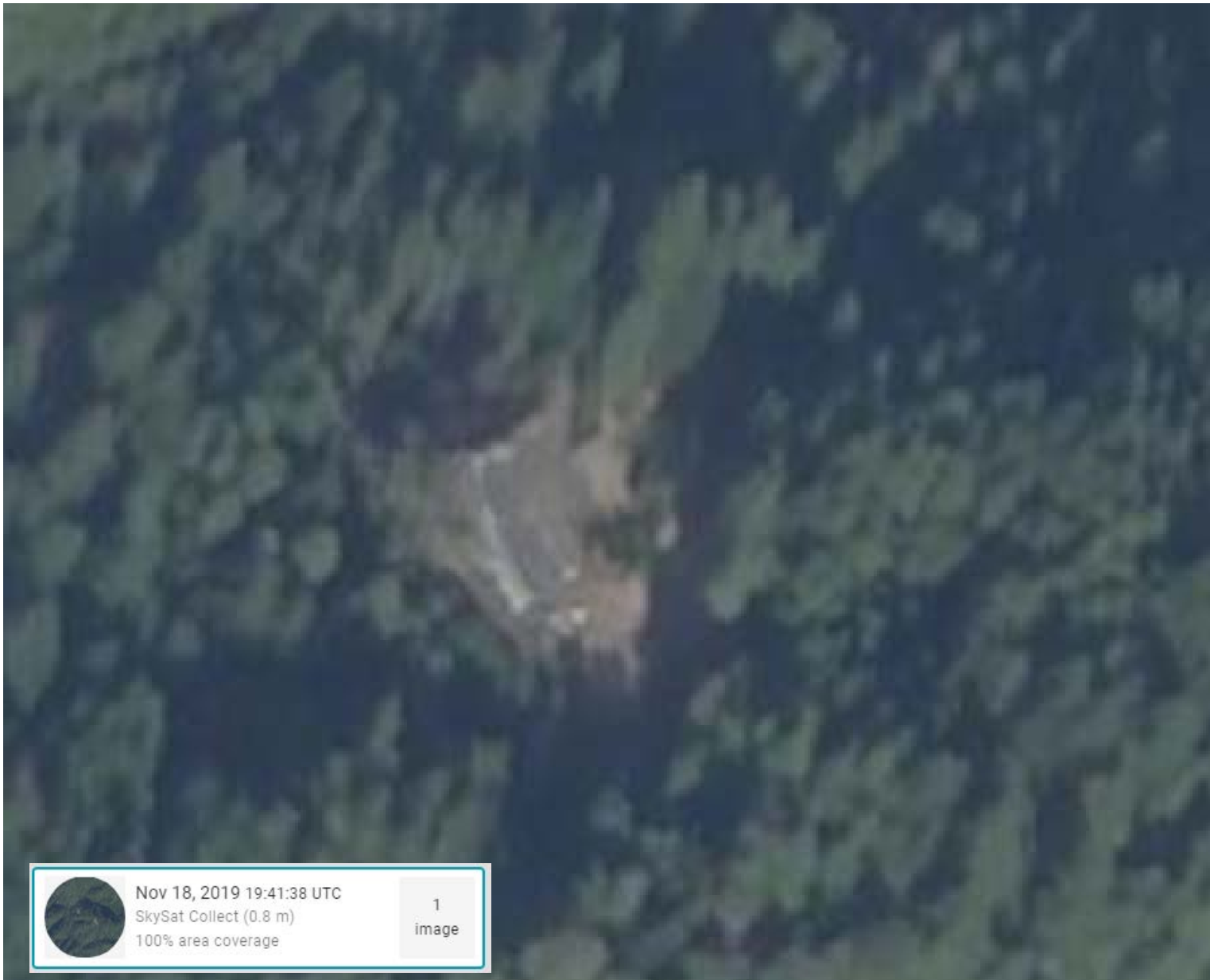
December 07, 2018

Abatement Review:
APN: 108-141-032-000
Cultivation Site A
7 Months after Service



April 17, 2019

Abatement Review:
APN: 108-141-032-000
Cultivation Site A
14 Months after Service



November 18, 2019

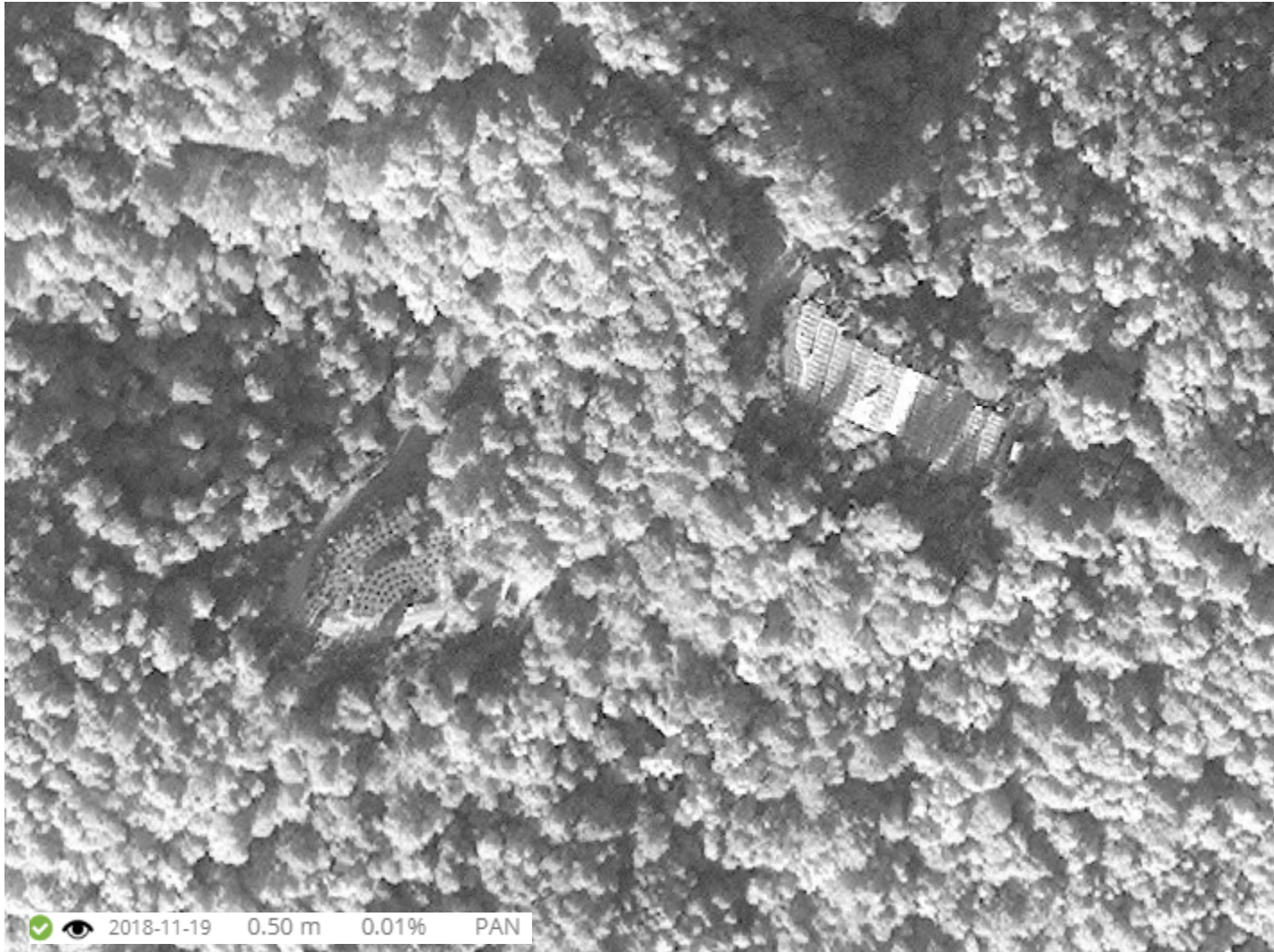
Abatement Review:
APN: 108-141-032-000
Cultivation Site B
Before Service



✓ 2018-05-02 0.30 m 0.0% Sharpened

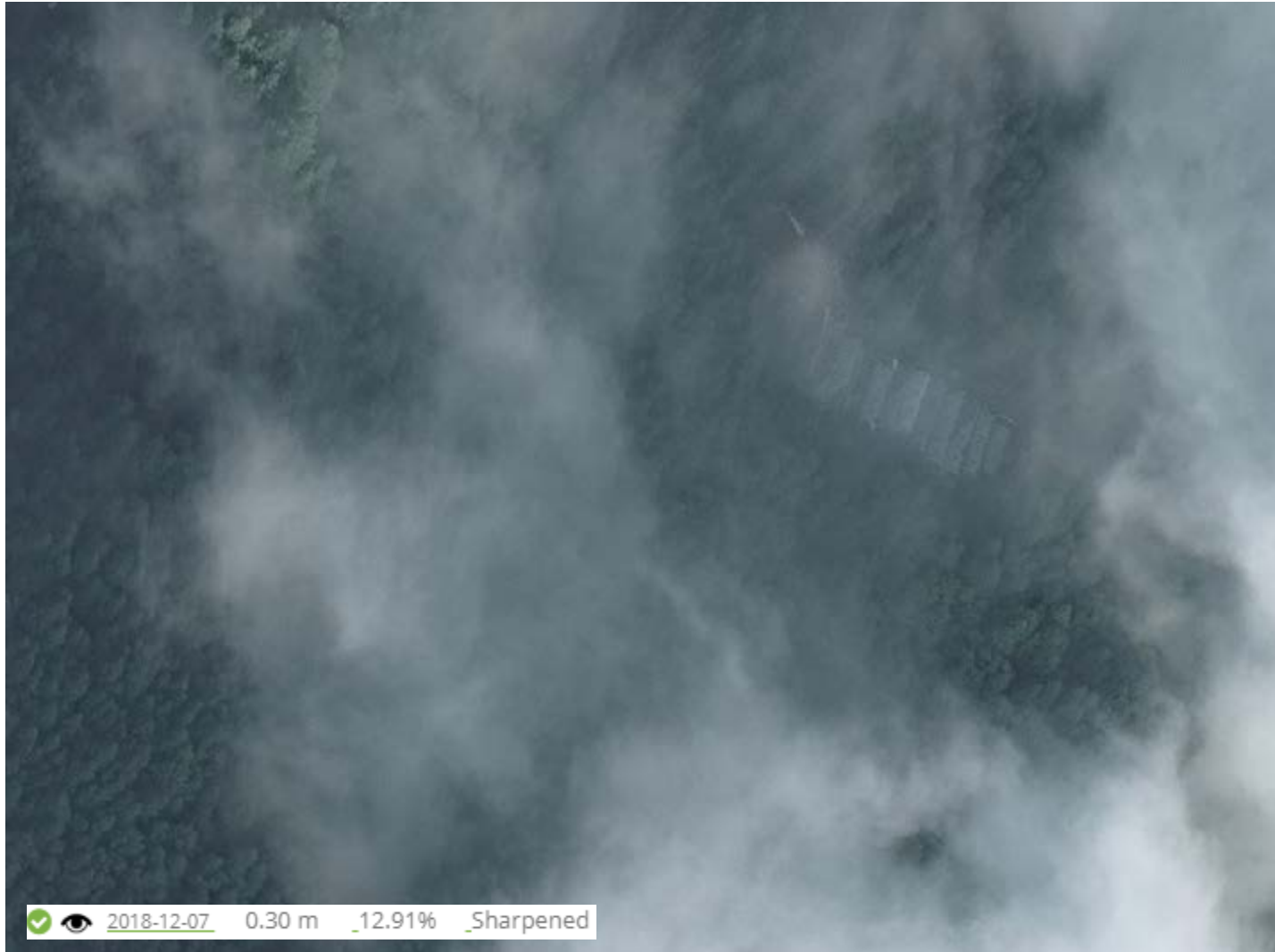
May 02, 2018

Abatement Review:
APN: 108-141-032-000
Cultivation Site B
3 Months after Service



November 19, 2018


Abatement Review:
APN: 108-141-032-000
Cultivation Site B
4 Months after Service



December 07, 2018

Abatement Review:
APN: 108-141-032-000
Cultivation Site B
7 Months after Service



	Apr 17, 2019 21:48:20 UTC SkySat Collect (0.8 m) 100 % area coverage	1 image
---	--	------------

April 17, 2019

Abatement Review:
APN: 108-141-032-000
Cultivation Site B
14 Months after Service



November 18, 2019



COUNTY OF HUMBOLDT
CODE ENFORCEMENT UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429

NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT

[Humboldt County Code §352-15]

Address of Affected Property:

1505 Hungry Gulch Rd, Whitethorn, CA 95589

Assessor's Parcel Number:

108-141-032-000

Owner:

Thunder Wave Investments Llc
16835 Algonquin St Suite #168
Huntington Beach, CA 92649

NOTICE IS HEREBY GIVEN that a final administrative civil penalty in the amount of **Nine Hundred Thousand Dollars (\$900,000.00)** has been imposed based on the Humboldt County Code Enforcement Unit's determination that a violation, as defined by Humboldt County Code Section 352-3(t), has occurred or exists on the above-referenced property situated in the County of Humboldt, State of California, as described in "Attachment A – Legal Description."

NOTICE IS FURTHER GIVEN that the Code Enforcement Unit will seek to levy an administrative civil penalty assessment against the property on which the violation occurred or exists in the amount of **Nine Hundred One Thousand, Five Hundred, Sixty-Five Dollars and Sixty-Eight Cents (\$901,565.68)** in order to collect the administrative civil penalty and recover the administrative costs and/or attorney's fees, as described in "Attachment B – Account of Costs Incurred," associated with the actions taken by the Code Enforcement Unit to impose the administrative civil penalty, as described in "Attachment C – Actions Required to Impose Administrative Civil Penalty."

NOTICE IS FURTHER GIVEN that you may file with the Code Enforcement Unit an objection to the proposed assessment that is limited to the amount of the administrative civil penalty, and/or the amount of the administrative costs and/or attorney's fees associated therewith, within ten (10) calendar days after service of this Notice of Administrative Civil Penalty Assessment.

APN: 108-141-032-000

NOTICE IS FURTHER GIVEN that an objection to the proposed assessment, must be prepared using the form attached hereto as “Attachment D – Administrative Civil Penalty Assessment Appeal Hearing Request Form,” and signed under penalty of perjury.

NOTICE IS FURTHER GIVEN that, upon receipt of an objection to the proposed assessment, the Code Enforcement Unit shall set the matter for hearing before the Humboldt County Board of Supervisors and issue a Notice of Administrative Civil Penalty Assessment Appeal Hearing as set forth in Humboldt County Code Section 352-17.

NOTICE IS FURTHER GIVEN that the date of the Administrative Civil Penalty Assessment Appeal Hearing shall be no sooner than fifteen (15) calendar days after the date on which the Notice of Administrative Civil Penalty Assessment Appeal Hearing is served.

NOTICE IS FURTHER GIVEN that the proposed assessment shall be deemed final and summarily approved by the Humboldt County Board of Supervisors without holding an Administrative Civil Penalty Assessment Appeal Hearing, if an objection to the proposed assessment is not filed within ten (10) calendar days after service of this Notice of Administrative Civil Penalty Assessment.

NOTICE IS FURTHER GIVEN that the final administrative civil penalty assessment, as approved by the Humboldt County Board of Supervisors, may become a lien against the property on which the violation occurred or exists that has the same force, effect and priority of a judgment lien governed by the provisions of California Code of Civil Procedure Sections 697.310, et seq., and may be extended as provided in California Code of Civil Procedure Sections 683.110, et seq.

NOTICE IS FURTHER GIVEN that an additional Notice of Violation and Proposed Administrative Civil Penalty can be served upon you, if the violation occurs, continues or exists after ninety (90) days from the date on which the initial civil administrative penalty is imposed.

Signature:  _____
Name: John Ford

Title: Director
Date: 3/16/2020

ATTACHMENT A LEGAL DESCRIPTION

PARCEL THREE:

A non-exclusive easement for ingress and egress and public utility purposes over a strip of land 80 feet in width, the center line of which is described as follows:

BEGINNING in the County Road at a point located North 75 degrees 24 minutes West, 276.9 feet from the Northeast corner of Lot 15 in Section 6, Township 5 South, Range 2 East, Humboldt Meridian;
thence along said center line, South 17 degrees 45 minutes West, 63.8 feet;
South 77 degrees 58 minutes West, 134.4 feet;
South 28 degrees 03 minutes West, 171.6 feet;
North 83 degrees 48 minutes West, 194.6 feet;
North 67 degrees 28 minutes West, 107.2 feet;
North 53 degrees 22 minutes West, 132.6 feet;
South 72 degrees 51 minutes West, 182.6 feet;
South 35 degrees 22 minutes West, 167.2 feet;
South 61 degrees 29 minutes West, 126.4 feet;
South 31 degrees 37 minutes West, 81 feet;
South 51 degrees 09 minutes East, 242.8 feet;
South 11 degrees 26 minutes West, 186.6 feet;
South 72 degrees 46 minutes East, 353.9 feet;
South 46 degrees 37 minutes East, 164.8 feet;
South 11 degrees 06 minutes East, 177.3 feet;
South 44 degrees 55 minutes West, 194.7 feet;
South 3 degrees 50 minutes East, 203.3 feet;
South 67 degrees 49 minutes West, 136.3 feet;
South 65 degrees 04 minutes West, 294.9 feet;
South 294.8 feet;
South 10 degrees 27 minutes West, 327.3 feet;
South 88 degrees 56 minutes West, 182.2 feet;
South 15 degrees 43 minutes West, 126.8 feet;
South 29 degrees 53 minutes East, 156.4 feet;
South 15 degrees 22 minutes West, 243.4 feet;
South 51 degrees 31 minutes East, 223.3 feet;
South 15 degrees 34 minutes East, 78.6 feet;
South 50 degrees 55 minutes West, 200 feet;
South 20 degrees 37 minutes West, 185.6 feet;
South 88 degrees 42 minutes West, 187 feet;
North 49 degrees 08 minutes West, 132 feet;
North 70 degrees 23 minutes West, 185.6 feet;
North 45 degrees 13 minutes West, 175.6 feet;
North 72 degrees 20 minutes West, 210.7 feet;
South 41 degrees 56 minutes East, 189.9 feet;
South 10 degrees 53 minutes East, 217.5 feet;
South 58 degrees 07 minutes East, 189.7 feet;
South 40 degrees 10 minutes East, 232.7 feet;
South 0 degrees 03 minutes West, 277.6 feet;

South 32 degrees 22 minutes East, 270.9 feet;
South 1 degree 08 minutes East, 212.6 feet;
South 23 degrees 13 minutes East, 265.6 feet;
South 73 degrees 12 minutes East, 168.7 feet to a point within Lot 1 of Section 7, Township 5 South, Range 2 East, Humboldt Meridian, said point being near the Southwest corner of said lot at the intersection of the center line of said right of way with the center line of an existing road, said point of intersection being herein designated as Point "A" for the purposes of this description.

TOGETHER with the right to convey said easement to others.

PARCEL FOUR:

A non-exclusive easement for ingress and egress and public utility purposes over the existing road running from said Point "A" as referred to in Parcel Two in a Southeasterly direction to a point on the North line of Parcel One near the Northeast corner thereof.

TOGETHER with the right to convey said easement to others.

PARCEL FIVE:

A non-exclusive easement for ingress, egress and public utility purposes 50 feet in width, the center line of which is the center line of the existing road crossing the Southwest corner of the North Half of the Northeast Quarter of Section 7, Township 5 South, Range 2 East, Humboldt Meridian, as reserved by David P. Stevenson, a single man, and Barbara M. Stevenson, a single woman, their successors or assigns, in the Deed to James Cason, Jr. and wife, recorded August 23, 1977 in Book 1435 of Official Records, Page 155, Humboldt County Records.

**ATTACHMENT B
ACCOUNT OF COSTS INCURRED**

ADMINISTRATIVE COSTS		
Violation(s)	Nature of Cost Incurred	Amount
§331-14	Satellite Inspection of Property <div style="text-align: right;">1.5 Staff Hours</div>	\$ 159.00
§331-28 §314-55.4	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting, by Mail, and Legal Advertisement <div style="text-align: right;"> 1.22 Staff Hours Grant Deed Cost Certified Mailing Cost Driving Mileage Cost Legal Advertisement Cost </div>	\$ 327.30
	Agency Assistance on Law Enforcement Search Warrant <div style="text-align: right;"> 2.5 Staff Hours Driving Mileage Cost </div>	\$ 332.68
	Preparation and Service of Notice of Administrative Civil Penalty Hearing & Notice of Code Enforcement Appeal Hearing <div style="text-align: right;"> 2.875 Staff Hours Certified Mailing Cost Driving Mileage Cost </div>	\$ 366.20
	Preparation and Service of Notice of Administrative Civil Penalty Hearing & Notice of Code Enforcement Appeal Hearing <div style="text-align: right;"> 2.43 Staff Hours Certified Mailing Cost Driving Mileage Cost </div>	\$ 290.41
	Cancellation / Rescinding Notification of Hearing Date and Invalid Appeal Request Letter Sent <div style="text-align: right;"> 0.5 Staff Hours Certified Mailing Cost </div>	\$ 90.09
		Total Cost \$ 1,565.68

**ATTACHMENT C
ACTIONS REQUIRED TO IMPOSE
ADMINISTRATIVE CIVIL PENALTY**

Violation(s)	Nature of Actions Taken To Impose Administrative Civil Penalty	Date
§331-14 §331-28	Satellite Inspection of Property	September 10-12, 2018
§314-55.4	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting, by Mail, and Legal Advertisement	September 13, 2018
	Agency Assistance on Law Enforcement Search Warrant	September 28, 2018
	Preparation and Service of Notice of Administrative Civil Penalty Hearing & Notice of Code Enforcement Appeal Hearing	June 21, 2019
	Preparation and Service of Notice of Administrative Civil Penalty Hearing & Notice of Code Enforcement Appeal Hearing	August 22, 2019
	Cancellation / Rescinding Notification of Hearing Date and Invalid Appeal Request Letter Sent	October 04, 2019

ATTACHMENT D
ADMINISTRATIVE CIVIL PENALTY ASSESSMENT APPEAL
HEARING REQUEST FORM

Address of Affected Property: 1505 Hungry Gulch Rd, Whitethorn, CA 95589

Assessor's Parcel Number: 108-141-032-000

To: Humboldt County Code Enforcement Unit
3015 H Street
Eureka California, 95501

Pursuant to Humboldt County Code Section 352-17, I am requesting a hearing to contest the amount of the administrative civil penalty assessment proposed to be levied against the property on which the violation occurred or exists in order to collect the final administrative civil penalty and recover the administrative costs and/or attorney's fees associated with the actions taken by the Humboldt County Code Enforcement Unit to impose the administrative civil penalty.

[Brief statement of the material facts that the requesting party claims support the contention that the amount of the administrative penalty, and/or the administrative costs and/or attorney's fees associated therewith, are inappropriate under the circumstances of this case]:

[Address at which the requesting party agrees to accept service of any additional notices or documents relating to the Code Enforcement Unit's determination that a violation has occurred or exists on the affected property and/or the amount of the proposed administrative civil penalty assessment]:

Name: _____

Address: _____

City, State: _____

Telephone Number: _____

I hereby declare under the penalty of perjury, under the laws of the State of California, that the foregoing is true and correct to the best of my knowledge.

Signature: _____

Date: _____

Name: _____

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, TASHEENA EVENSON, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is Planning and Building Department, 3015 H Street, Eureka, California; that on Marth 17th, 2020 I served a true copy **NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT.**

XXX by placing a true copy of the aforementioned document in a sealed envelope individually addressed to each of the parties and caused each such envelope to be deposited with the U.S. Postal Service and/or picked up by an authorized representative, on that same day with fees fully prepaid at Eureka, California, in the ordinary course of business as set forth below: (First Class & Cert.)

**Thunder Wave Investments LLC
16835 Algonquin St. Suite #168
Huntington Beach, CA 92649**

_____ by personally hand delivering a true copy thereof to the occupant at the premises located at:

_____ by personally posting a true copy thereof on the premises located at:

_____ by placing a true copy thereof in the designated place at Court Operations to the attorney/parties named below:

_____ by placing a true copy in the County's Mailroom designated to the attorney named below:

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 17 day of March 2020, in the City of Eureka, County of Humboldt, State of California.



Tasheena Evenson - Code Enforcement Legal Office Assistant II

