

1 DEPARTMENT OF CONSERVATION
2 Division of Oil, Gas, and Geothermal Resources
3 801 K Street, MS 24-03
4 Sacramento, California 95814-3530
5 Telephone (916) 323-6733
6 Facsimile (916) 445-9916
7

8 **STATE OF CALIFORNIA**
9 **NATURAL RESOURCES AGENCY**
10 **DEPARTMENT OF CONSERVATION**
11 **DIVISION OF OIL, GAS, AND GEOTHERMAL RESOURCES**

12 **EMERGENCY ORDER TO**
13 **PERFORM REMEDIAL WORK**
14

15 **No. 1121**

16 **Dated: March 23, 2018**

17 **Operator: Hammond Canyon II, Inc.**

18 **Field: Cañada Larga Oil Field**
19

20 **Wells: ACL 1 (111-00511), ACL 2 (111-00512), ACL 3 (111-00513)**
21 **and associated facilities**
22

23 **BY**

24 **Kenneth A. Harris Jr.**

25 **STATE OIL AND GAS SUPERVISOR**
26
27
28

1 **I. Introduction**

2 Acting through the State Oil and Gas Supervisor (Supervisor), and under the authority of
3 the Public Resources Code (PRC) and California Code of Regulations, title 14 (Regulations), the
4 California Department of Conservation, Division of Oil, Gas, and Geothermal Resources
5 (Division) may determine that an emergency exists in connection with oilfield operations. In so
6 determining, the Division may issue an order that directs the operator to take any actions that the
7 Supervisor deems necessary to protect life, health, property, or natural resources and ensure that
8 detrimental substances are not infiltrating into underground or surface water suitable for
9 irrigation or domestic purposes. (PRC, §§ 3106, 3222, 3224, 3226.)

10 At all times relevant to this Order, Hammond Canyon II, Inc.¹ (Operator) was the
11 “operator,” as defined in PRC section 3009, of the herein identified “wells,” as defined in PRC
12 section 3008, subdivision (a), located on the ACL Lease, and is conducting oilfield “operations”
13 as defined in Regulations section 1720, subdivision (f).

14 On or about March 13, 2018, oil leaked from Operator’s wells and/or tank facility, and
15 infiltrated a nearby stream.

16 For the reasons described in this Order, the Division determined that an emergency exists
17 at Operator’s oilfield operations which pose an immediate danger to life, health, property, or
18 natural resources. Therefore, according to PRC sections 3013, 3106, 3222, 3224, and 3226, and
19 Regulations sections 1714, 1722, subdivision (a), 1774, 1775, and 1777, among others, and as
20 set forth below in Section V, the Supervisor is requiring Operator to immediately and effectively
21 isolate the three ACL wells on the ACL Lease, empty the two leaking tanks, and repair or
22 replace Operator’s entire secondary containment. Operator is also required to provide two
23 reports, within time periods specified herein. One report must explain Operator’s plan to keep
24 this site in a leak free condition. The second report will consist of a root cause analysis by
25 Operator determining what caused the leaks, and the failure of the secondary containment.

26
27 ¹ On paperwork submitted to the Division, Operator has referenced itself as “Hammond Canyon #2, Inc.” but is listed as
28 “Hammond Canyon II, Inc.” by the California Secretary of State. This latter format shall be used herein, but these are
considered to be the same business entity.

1 **II. Definitions**

2 The following definitions apply to the terms used in this Order:

3 **PRC section 3008, subdivision (a)** defines “Well” to mean, among other things, “any
4 well drilled for the purpose of injecting fluids or gas for stimulating oil or gas recovery[.]”

5 **PRC section 3009** defines “Operator” to mean “a person who, by virtue of ownership, or
6 under the authority of a lease or any other agreement, has the right to drill, operate, maintain, or
7 control a well or production facility.”

8 **Regulations section 1720, subdivision (f)**, defines “Operations” to mean “any one or all
9 of the activities of an operator covered by Division 3 of the Public Resources Code [i.e., the oil
10 and gas law, commencing with PRC section 3000].”

11
12 **III. Statutory and Related Authority**

13 **PRC section 3013** states that the oil and gas law (Division 3 of the PRC, commencing
14 with section 3000) “shall be liberally construed to meet its purposes” and grants the Supervisor
15 “all powers” that may be necessary to carry out those purposes.

16 **PRC section 3106, subdivision (a)**, authorizes the Supervisor to “supervise the drilling,
17 operation, maintenance, and abandonment of wells and the operation, maintenance, and removal
18 or abandonment of tanks and facilities attendant to oil and gas production ... so as to prevent, as
19 far as possible, damage to life, health, property, and natural resources[.]”

20 **PRC section 3200** states in part that an operator “shall designate an agent...”

21 **PRC section 3222** provides: “The owner or operator of any well shall, at the request of
22 the supervisor, demonstrate that . . . detrimental substances are not infiltrating into underground
23 or surface water suitable for irrigation or domestic purposes.”

24 **PRC section 3224** requires the Supervisor to “order such tests or remedial work as in his
25 judgment are necessary to prevent damage to life, health, property, and natural resources[.]”

26 **PRC section 3226** states: “[I]f the supervisor determines that an emergency exists, the
27 supervisor may order or undertake the actions he or she deems necessary to protect life, health,
28 property, or natural resources.”

1 On or about March 13, 2018, an oil spill was detected at and flowing from Operator's
2 ACL tank facilities in the Cañada Larga oil field. The California State Office of Emergency
3 Services contacted the Division on the evening of March 13, 2018, about the spill.

4 Also on the evening of March 13, 2018, Shawn Hawley left a voicemail message on a
5 phone in the DOGGR Ventura field office, advising that a spill had occurred.

6 Division staff conducted an initial inspection of the spill on March 14, 2018. Staff
7 observed that oil and produced fluids appeared to have flowed from a hatch on top of one of the
8 storage tanks (labeled Produced Water Tank T2) and from seams on the other storage tank
9 (labeled Produced Oil tank T1), then flowed down the side of the tanks and into and out of
10 secondary containment, which failed to contain the spill. From the secondary containment, oil
11 then entered a creek that ultimately feeds into the Ventura River, traveling downstream away
12 from the tank facility in Sulphur Canyon. The distance the spill traveled was estimated at
13 approximately 1400 feet down Sulphur Canyon.

14 15 **V. Operator's Required Actions**

16 Based on information and belief arising from the facts, and in accord with the legal
17 authorities described in this Order, the Supervisor determined that an emergency exists and
18 immediate action is necessary to protect life, health, property, or natural resources. Therefore,
19 **IT IS HEREBY ORDERED**, pursuant to PRC sections 3013, 3106, 3222, 3224, and 3226, and
20 Regulations sections 1714, 1722, subdivision (a), 1774, 1775, and 1777, among others, that
21 Operator shall perform the work identified below.

22
23 **A. Immediately isolate the three (3) oil and gas wells known as ACL 1 (111-00511),**
24 **ACL 2 (111-00512), ACL 3 (111-00513) located on the ACL lease from the**
25 **existing oil production system.**

26 **B. Immediately empty the two (2) tanks used to store oil and produced fluids from**
27 **the ACL lease.**

1 constitute a lien against Operator's real and/or personal property. (PRC, § 3226.) If Operator
2 believes that it will be irretrievably injured by performing the work required by this Order
3 pending the appeal's outcome, Operator may seek an order from the appropriate superior court
4 restraining the Division from enforcing the Order pending the outcome of the appeal. (PRC, §
5 3350, subd. (b)(4).)

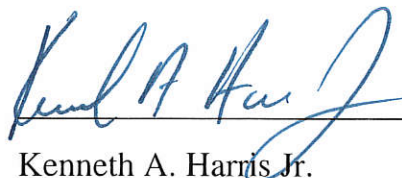
6
7 **VII. Court Order and Other Potential Actions to Enforce This Order**

8 Failing to comply with Section V (Operator's Required Actions) of this Order could
9 subject Operator to further enforcement action. For example, the Supervisor could deny
10 approval of proposed well operations until compliance is achieved, order the plugging and
11 abandonment of the wells ACL 1 (111-00511), ACL 2 (111-00512), ACL 3 (111-00513), and/or
12 assess a civil penalty. (PRC, §§ 3203, subd. (c), 3236.5, 3237, subd. (a)(3)(C).)

13 Further, PRC section 3236 makes it a misdemeanor for any person who violates, fails,
14 neglects, or refuses to comply with any of the provisions of the oil and gas law. The
15 misdemeanor is punishable by a fine of not less than one hundred dollars (\$100) nor more than
16 one thousand dollars (\$1,000), or by imprisonment not exceeding six months, or by both the fine
17 and imprisonment for each separate offense. PRC section 3359 makes it a misdemeanor to fail
18 or neglect to comply with an order of the Supervisor. Each day's further failure, refusal, or
19 neglect is a separate and distinct offense. (PRC, § 3359.)

20 PRC section 3236.5 authorizes the Supervisor to impose a civil penalty on a person who
21 violates any provision in Chapter 1 of Division 3 of the PRC or any regulation that implements
22 those statutes, and the Supervisor may in the future impose a civil penalty based on the facts and
23 omissions underlying this emergency order.

24
25 **DATED: March 23, 2018**

26 
27 _____

Kenneth A. Harris Jr.

State Oil and Gas Supervisor

1 cc: Certified mail receipt number: 7016 1370 0000 0837 8722

2 Edward J. Conner
3 Hammond Canyon II, Inc.
4 c/o Granite Land Co.
5 28 Geary Street 250
6 San Francisco, CA 94108
7 ejc@conneroffice.com

8 Certified mail receipt number: 7013 2252 0000 9010 4336

9 Edward J. Conner
10 c/o Hammond Canyon I, Inc.
11 27 Maiden Lane, Suite 250
12 San Francisco, CA 94108

13 Certified mail receipt number: 7013 2250 0000 9010 4343

14 Shawn Hawley, Designated Agent
15 Hammond Canyon II, Inc.
16 249 Corte Linda
17 Santa Paula, CA 93060

18 Certified mail receipt number: 7015 0640 0001 8380 5952

19 Edward J. Conner
20 c/o Gisele M. Goetz
21 Hollister & Brace
22 1126 Santa Barbara Street
23 Santa Barbara, CA 93101

24 Certified mail receipt number: 7015 0640 0001 8380 5778

25 Hammond Canyon II, Inc.
26 c/o E Knill
27 122 Helena Avenue
28 Santa Barbara, CA 93101

PROOF OF SERVICE BY CERTIFIED U.S. MAIL

1) I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.

2) My business address is:

Department of Conservation
Division of Oil, Gas, and Geothermal Resources
801 K Street, MS 18-05
Sacramento, CA 95814-3530

3) I served a copy of the following documents:

**EMERGENCY ORDER TO PERFORM REDMEDIAL WORK and ORDER NUMBER 1121,
OPERATOR: HAMMOND CANYON II, INC.**

By enclosing them in an envelope and placing the envelope for collection and mailing by certified U.S. mail on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

4) The envelope was addressed and mailed as follows:

a. Name of person(s) served:

Original: Certified mail receipt number: 7013 2252 0000 9010 4336

Edward J. Conner
c/o Hammond Canyon I, Inc.
27 Maiden Lane, Suite 250
San Francisco, CA 94108

cc: Certified mail receipt number: 7016 1370 0000 0837 8722

Edward J. Conner
Hammond Canyon II, Inc.
c/o Granite Land Co.
28 Geary Street 250
San Francisco, CA 94108
ejc@conneroffice.com

Certified mail receipt number: 7013 2250 0000 9010 4343
Shawn Hawley, Designated Agent
Hammond Canyon II, Inc.
249 Corte Linda
Santa Paula, CA 93060

Certified mail receipt number: 7015 0640 0001 8380 5952
Edward J. Conner
c/o Gisele M. Goetz
Hollister & Brace
1126 Santa Barbara Street
Santa Barbara, CA 93101

cc's continued on next page

Certified mail receipt number: 7015 0640 0001 8380 5778
Hammond Canyon II, Inc.
c/o E Knill
122 Helena Avenue
Santa Barbara, CA 93101

- b. Date mailed: March 23, 2018
- c. Place of mailing: Sacramento, California

5) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: March 23, 2018

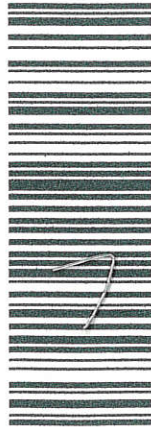
Name: RACHAEL TADLOCK

Signature:  _____

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Total Postage & Fees	\$

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order 1121

Sent To
Edward J Connor
Street, Apt. No.;
or P.O. Box No.
City, State, ZIP+4
c/o Hammond Canyon I, Inc.
27 Maiden Ln, San Francisco

PS Form 3800, August 2006

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Edward J. Conner
c/o Hammond Canyon I, Inc.
27 Maiden Lane, Suite 250
San Francisco, CA 94108



9590 9402 2617 6336 5748 77

2. Article Number (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

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- Adult Signature Restricted Delivery
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- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
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1011e/paas

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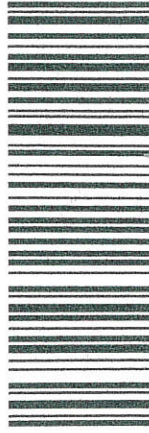
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Extra Services & Fees (check box, add fee as appropriate)

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Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage
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Total Postage and Fees
 \$ _____

Postmark
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Order 1121

Sent To *Edward J. Conner*
 Street and Apt. No., or PO Box No. *40 Granite Land*
 City, State, ZIP+4® *San Francisco CA*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Edward J. Conner
 Hammond Canyon II, Inc.
 c/o Granite Land Co.
 28 Geary Street 250
 San Francisco, CA 94108



2. Article Number (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Adult Signature Priority Mail Express®

Adult Signature Restricted Delivery Registered Mail™

Certified Mail® Registered Mail Restricted Delivery

Certified Mail Restricted Delivery Return Receipt for Merchandise

Collect on Delivery Signature Confirmation™

Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery

Insured Mail

Insured Mail Restricted Delivery (over \$500)

DAGGR/HQ

1011e/0202

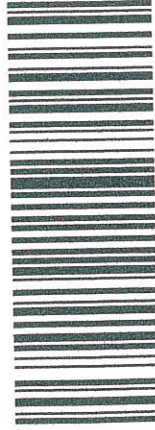
PS Form 3811, July 2015 PSN 7530-02-000-9053

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Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

order 1121

Sent To: Shawn Hawley, Agent
 Street, Apt. No., or P.O. Box No.: 249 Corte Linda
 City, State, ZIP+4: Santa Paula, CA

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Shawn Hawley, Designated Agent
Hammond Canyon II, Inc.
249 Corte Linda
Santa Paula, CA 93060



9590 9402 2617 6336 5748 22

2. Article Number (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
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- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

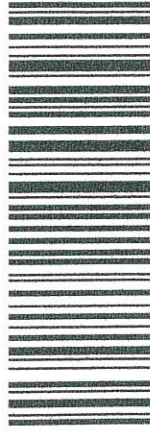
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1011 e/2006

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Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

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Postage

Edward J Conner
c/o Gisele M. Goetz order 1121
1126 Santa Barbara Street
Santa Barbara, CA 93101 (f.)

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Edward J. Conner
c/o Gisele M. Goetz
Hollister & Brace
1126 Santa Barbara Street
Santa Barbara, CA 93101



9590 9402 2617 6336 5748 46

2. Article Number (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
X Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Insured Mail	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	

DOGGR/HA

1011e/000e

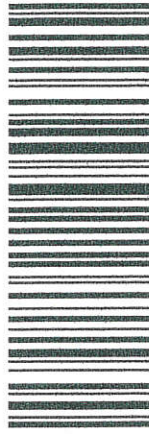
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Extra Services & Fees (check box, add fee as appropriate)

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- Certified Mail Restricted Delivery \$ _____
- Adult Signature Required \$ _____
- Adult Signature Restricted Delivery \$ _____

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Postage

Hammond Canyon II Inc.
c/o E Knill
122 Helena Ave
Santa Barbara CA 93107

order
1121

PS Form 3800, April 2015 PSN 7530-02-000-9047

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SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Hammond Canyon II, Inc.
c/o E Knill
122 Helena Avenue
Santa Barbara, CA 93101



9590 9402 2617 6336 5748 53

2. Article Number (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

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- Collect on Delivery Restricted Delivery
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DOGGR/HQ

10110/0202

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

Rachael Tadlock
Division of Oil, Gas, and Geothermal
Resources
Department of Conservation
801 K Street, MS 18-05
Sacramento, CA 95814

7013 2250 0000 9010 4343



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DIVISION OF OIL, GAS,
AND GEOTHERMAL RESOURCES

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Shawn Hawley, Designated Agent
Hammond Canyon II, Inc.
249 Corte Linda
Santa Paula, CA 93060

RETURN TO SENDER
KEY RETURN ZIP CODE



W

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NOT DELIVERABLE
AS ADDRESSED -
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Return Receipt for Empowerment Required		Postage Due	
Registered Delivery Fee (if applicable)			
Total Postage & Fees	\$		

Item #
To: Shawn Hawley, Designated Agent
Hammond Canyon II, Inc.
249 Corte Linda
Santa Paula, CA 93060

PS Form 3800, August 2006 See Reverse for Instructions

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Edward J. Conner
 c/o Gisele M. Goetz
 Hollister & Brace
 1126 Santa Barbara Street
 Santa Barbara, CA 93101



9590 9402 2617 6336 5748 46

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7015 0640 0001 8380 5952

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X

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- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Registered Mail Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

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 Hammond Canyon II, Inc.
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 San Francisco, CA 94108



9590 9402 2617 6336 5748 84

2. Article Number (Transfer from service label)

7016 1370 0000 0837 8722

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

3/26/18

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Registered Mail Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt