

State Water Resources Control Board

FEB 13 2015

**NOTICE OF PROBABLE CURTAILMENT OF WATER DIVERSION DURING 2015 (TERM 91)**  
**WATER RIGHT «PL» «PLNo» (APPLICATION NO. «APPID»)**

«Owner\_First» «Owner\_Last»  
«Agent\_First» «Agent\_Last»  
«Agent\_Attn»  
«Address»  
«City», «State» «Zip»

Your «PL2» «PLNo» («APPID») contains a term (Standard Term 91) that prohibits diversion of water under specified conditions. These conditions occur when Supplemental Project Water<sup>1</sup> (SPW) from the Central Valley Project or the State Water Project (Projects) is being released to meet water quality standards and other in-basin entitlements in the Sacramento-San Joaquin Delta Watershed. The Division of Water Rights (Division) is giving this advance notice to advise affected diverters of the probability of a water diversion curtailment, if weather conditions remain on their current pattern.

In the past, the Division issued a notice with the projected date when Term 91 curtailment would occur. However, storm events can alter the date when curtailment is actually required. To provide more timely information on the status of potential curtailments under Term 91, the Division will be posting and updating information on our drought web page under "Term 91." The web page will be maintained to provide important information related to the availability of your water supply under a permit or license subject to Term 91. The address for the drought web page is:

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/drought/water\\_availability.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/water_availability.shtml)

The complex calculations to determine when Term 91 may go into effect are simplified in a graph that may be accessed from the following web page:

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/drought/analysis/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/analysis/)

Upon notice from the Division, Term 91 requires that you cease diverting water under your permit or license when the Projects are releasing SPW to achieve Delta water quality objectives and the Delta is in balanced condition. That SPW condition is depicted on the Term 91 Graph when SPW (shown in blue) turns positive (crosses the black dotted line). The graphic depiction is accompanied by a Delta Condition Status box showing when the Delta is in balanced or excess condition. Curtailments under Term 91 may go into effect when SPW is positive and the Delta is in balanced condition.

<sup>1</sup> SPW is defined as water imported by the Projects plus water released from Project storage which is in excess of export diversions, Project carriage water, and Project in-basin deliveries.

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Diversion During 2015 (Term 91)

In addition to the website graph, which will be frequently updated with information provided by the Projects' joint operations team, electronic notification of Term 91 going into effect or being lifted will be made to subscribers of the Drought Web notifications. To sign up for electronic notices, go to:

[http://www.waterboards.ca.gov/resources/email\\_subscriptions/swrcb\\_subscribe.shtml#dwr](http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml#dwr).

If you plan to use water during a Term 91 curtailment period, you must arrange to obtain an alternate source of water such as a more senior water right that is not under curtailment, ground water, or contract water purchased from agencies with available water.

Please note, a water right may be curtailed based on specific terms in the right, lack of water available in the watershed, or the need to maintain flows for public trust uses. At times, one or more bases of curtailment may be applicable for a specific water right. The most restrictive conditions of all applicable curtailments govern diversions under the water right when this occurs.

If you have any questions concerning this notice, please contact Paul Wells of the Division of Water Rights staff at (916) 323-5195 or [paul.wells@waterboards.ca.gov](mailto:paul.wells@waterboards.ca.gov).

Sincerely,



Barbara Evoy, Deputy Director  
Division of Water Rights

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