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## State Water Resources Control Board

June 19, 2020

«Property\_Owner»  
«Address\_Line\_2»  
«Address\_Line\_3»

IN REGARDS TO JUNIOR WATER RIGHT(S)(DIVERSION NUMBER- -MAP NUMBER-SCHEDULE); «Water\_Right\_ID» AS SPECIFIED IN THE SCOTT RIVER ADJUDICATION IN THE SCOTT RIVER WATERSHED

### **NOTICE OF UNAVAILABILITY OF WATER**

#### **FOR DIVERTERS WITH A JUNIOR PRIORITY CLASS RIGHT IN THE SCOTT RIVER WATERSHED SUBJECT TO DECREE NO. 30662**

##### **Unavailability of Water for Junior Class Water Rights:**

Due to limited precipitation and snowpack, current Scott River flows are insufficient to satisfy demands under senior rights. State Water Resources Control Board (State Water Board) records show you hold a junior priority class right identified in the Scott River Adjudication Decree No. 30662 (Decree) as either: (1) a Priority 2 Class Right in Schedule D-4 of the Decree, (2) a Post-1914 Appropriative Right in Schedule E of the Decree, or (3) a Surplus Class right<sup>1</sup>.

This notice is being issued to ensure that diverters with a junior priority class right: (a) are aware of the declining flow conditions of the river; (b) have reliable information regarding the amount of water available for their priority of right; and (c) understand that even though water may be physically available at their location, that water should only be diverted and used under a senior priority class rights. During or following significant rainfall events, State Water Board staff will use an email notification system to notify you if water becomes available for junior priority class rights. You can subscribe to receive email updates about these notices by subscribing to the Water Rights “Scott River Notices” at:

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

##### **Water Unavailability Information Form Request:**

We request that you complete a Water Unavailability Certification Form (Form) to advise State Water Board staff of the adjudicated water rights you divert under, whether you are diverting water under other priority class rights, and if/when you stopped diverting under junior rights. Your timely response helps us better manage limited water supplies and staff resources.

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<sup>1</sup> You may also have interest in a senior priority class right of the Decree. If so, this notice applies only to the junior portion of your rights, and not to the senior priority class rights.

To submit the form to the State Water Board either:

1. Fill out and mail or email the enclosed form to the State Water Board (further instructions are on the enclosed form)
2. Or, if you would rather fill out an online form and you report your water usage to the State Water Board
  - a. Visit: <https://public.waterboards.ca.gov/infoorder>
  - b. Login using the Water Right ID and Password you use to submit your annual water diversion and use reports
  - c. Complete the Scott River Water Unavailability Certification Form

**Potential Enforcement Upon Finding of Unauthorized Diversion:**

Diversion of water beyond what is authorized by the Decree may subject you to administrative fines, cease and desist orders, or prosecution in court. The State Water Board may levy fines of \$500 per day of violation. (See Water Code, §§ 1052, 1055.)

If you have any questions, please call Alex Sweat at (916) 319-0724, or contact him by email at: [alexander.sweat@waterboards.ca.gov](mailto:alexander.sweat@waterboards.ca.gov).

Sincerely,



Erik Ekdahl  
Deputy Director, Division of Water Rights  
State Water Resource Control Board

cc:

Ms. Patricia A. Grantham  
Forest Supervisor  
U.S. Department of Agriculture  
Klamath National Forest  
1711 S. Main Street  
Yreka, CA 96097-9518

The Honorable Jared Huffman  
U.S. House of Representatives  
1630 Longworth House Office Building  
Washington, D.C. 20515

Mr. Russell Attebery  
Council Chairman  
Karuk Tribe  
P.O. Box 1016  
Happy Camp, CA 96039

Ms. Kayla Super  
Tribal Chairwoman  
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Arcata, CA 95521

Ms. Jenny Ericson  
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Mr. Chuck Bonham, Director  
California Department of Fish and Wildlife  
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Mr. James Patterson  
District Conservationist  
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215 Executive Court, Suit A  
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Mr. Matthias St. John  
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Ms. Amanda Ford,  
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Mr. Jim Morris  
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Siskiyou County Farm Bureau  
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Ms. Lindsay Magranet  
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ec:

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