

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of Application 31565

Callayomi County Water District

ORDER CANCELING APPLICATION

SOURCE: (1) Putah Creek and (2) Unnamed Stream

COUNTY: Lake

WHEREAS:

1. Hidden Valley Lake Community Services District (Hidden Lake) and Callayomi County Water District (Callayomi) (Applicants) filed a water right application with the State Water Resources Control Board (State Water Board), Division of Water Rights (Division), on September 19, 2003, requesting the right to divert to storage 1,500 acre-feet (af) from (1) Putah Creek and (2) Unnamed Stream in Lake County.
2. On March 1, 2005, the application was accepted and assigned number 31565.
3. On July 20, 2006, Division staff notified the Applicants that additional information including a preliminary Water Availability Analysis (WAA), environmental information, and a project map must be submitted to complete the application. The requested environmental information and project map were submitted on August 4, 2006. The preliminary WAA was received on August 22, 2006.
4. Application 31565 was noticed on February 1, 2008. Eight protests were filed. Three protests remain unresolved.
5. On January 22, 2009, the Division requested that the Applicants as Lead Agency submit a timeline for the completion of the California Environmental Quality Act (CEQA) document that includes the 1) initial study, 2) specific environmental studies to be preformed, 3) draft documents, 4) final documents, and 5) certification date. A response was requested by February 21, 2009. On February 25, 2009, the Applicants responded to the Division's request for information.
6. The Division's January 22, 2009 letter also requested that the Applicants submit an updated WAA that meets the requirements of Water Code section 1375(d) by April 23, 2009. To date, the Division has not received the requested information.
7. On February 25, 2009, the Applicants informed the Division that Hidden Lake no longer wanted to pursue the application and was withdrawing as co-applicant.
8. On October 15, 2009, the Division was informed that Callayomi had also withdrawn from the application and the application should be cancelled.
9. The State Water Board has delegated the authority to cancel applications to the Deputy Director of the Division pursuant to Resolution No. 2007-0057. The Deputy Director has redelegated this authority to the Assistant Deputy Director in the absence of the Deputy Director, pursuant to redelegation order dated October 4, 2007.

THEREFORE, IT IS ORDERED THAT APPLICATION 31565 IS HEREBY CANCELED.

Applicants are hereby put on notice that any diversion of water from the points of diversion proposed under this application may be subject to administrative civil liability of up to \$500 per day without further notice, pursuant to Water Code section 1052. The State Water Board also may issue a cease and desist order in response to an unauthorized diversion or threatened unauthorized diversion pursuant to Water Code section 1831.

Applicants shall document any diversions made under claim of riparian or pre-1914 water rights by filing a Statement of Water Diversion and Use with the State Water Board in accordance with Water Code sections 5100 through 5108.

STATE WATER RESOURCES CONTROL BOARD


Victoria A. Whitney
Deputy Director for Water Rights

Dated: NOV 12 2009