



State Water Resources Control Board

AUG 13, 2024

GLS TRACKING

David Collenberg
[REDACTED]

GLS TRACKING NUMBER: [REDACTED]

Mr. Collenberg:

NOTICE OF VIOLATION - FAILURE TO COMPLY WITH CURTAILMENT ORDERS (WR ID(s): S000774 and SG003239)

The State Water Board adopted an emergency regulation establishing emergency minimum flows in the Scott River and Shasta River watersheds on December 19, 2023. (Cal. Code Regs., tit. 23, §§ 875-875.9.) The regulation went into effect on February 1, 2024, and will remain in effect for one year.

On July 23, 2024, the Deputy Director for the State Water Board Division of Water Rights (Division) issued the Order Imposing Water Right Curtailment and Requiring Reporting for Water Rights in the Scott River Watershed. United States Postal Service (USPS) records indicate that the surface water and groundwater orders were delivered on July 25, 2024, and July 26, 2024, respectively. However, there was no authorized recipient available to receive the delivery for both the surface water and groundwater curtailment orders.

On August 1, 2024, the State Water Board, Division of Water Rights (Division) staff took photographs from public roads of irrigation at your place of use in Siskiyou County (see Appendix A). Division staff could not find any evidence of a pending or approved Local Cooperative Solution (LCS) proposal, and therefore, the use of water for irrigation is not authorized. Failure to cease diversion is a violation of State Water Board regulations and may subject you to formal enforcement and potential monetary penalties (Water Code section 1846).

The Division may issue an Administrative Civil Liability Complaint (ACL Complaint), Cease and Desist Order, or both at its discretion with a potential fine of up to \$500 for each day the violation occurs and for each water right. If you have questions or concerns, please leave a message at (916) 327-3114 or email at My.Nai@waterboards.ca.gov.

E. JOAQUIN ESQUIVEL, CHAIR | ERIC OPPENHEIMER, EXECUTIVE DIRECTOR

If you are no longer the legal owner of the water right(s) listed, immediately provide proof to the Division at the contact information provided above. Because this diversion is curtailed, you must immediately cease diversions unless the diversion falls under an exception as written in the emergency regulations. We have enclosed the curtailment orders you are subject to in this Notice.

Sincerely,

Sahil Pathak

Sahil Pathak
Senior Environmental Scientist, Supervisor
Division of Water Rights

Enclosure: Groundwater curtailment order
Surface water curtailment order

ec: **Division of Water Rights**

Julé Rizzardo
Jule.Rizzardo@waterboards.ca.gov

Roberto Cervantes
Roberto.Cervantes@waterboards.ca.gov

Lang Khang
Lang.Khang@waterboards.ca.gov

Sahil Pathak
Sahil.Pathak@waterboards.ca.gov

Alex Sweat
Alex.Sweat@waterboards.ca.gov

My Nai
My.Nai@waterboards.ca.gov

Office of Enforcement
Debi Ores
Debi.Ores@waterboards.ca.gov