



State Water Resources Control Board

AUG 05 2024

CERTIFIED MAIL

Scott Valley Irrigation District



CERTIFIED MAIL NO: 

Gareth Plank



Scott Valley Irrigation District and Mr. Plank:

NOTICE OF VIOLATION - FAILURE TO COMPLY WITH CURTAILMENT ORDERS (WR ID: A000512)

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 you received the Order on July 26, 2024. Despite receiving the Order, telemetry data show that you continued to divert until July 29, 2024. In subsequent communications, Scott Valley Irrigation District stated they closed their headgate at 5:00pm on July 28. 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 Orders, or both at its discretion with a potential fine of up to \$500 per day per water right for each day a violation occurs. If you have questions or concerns, please leave a message with Ritha Nhorn at (916) 341-5373 or email at Ritha.Nhorn@waterboards.ca.gov.

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.

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

Because this diversion is curtailed, you must immediately cease diversions unless the diversion falls under an exception as written in the emergency regulations.

Sincerely,

ORIGINAL SIGNED BY

Lang Khang, PE
Senior Water Resource Control Engineer, Supervisor
Division of Water Rights, Enforcement Section

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

Ritha Nhorn

Ritha.Nhorn@waterboards.ca.gov

Office of Enforcement

Debi Ores

Debi.Ores@waterboards.ca.gov