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## State Water Resources Control Board

September 22, 2022

Bruce and Lisa Walker  
[REDACTED]  
[REDACTED]

Dear Mr. and Mrs. Walker:

### **NOTICE OF VIOLATION - FAILURE TO COMPLY WITH CURTAILMENT ORDERS**

Due to the extreme drought conditions, the State Water Resources Control Board (State Water Board) adopted emergency regulations on August 17, 2021. The regulations went into effect on August 30, 2021.

On September 9, 2021, State Water Board imposed curtailments on reported water rights in the Scott Watershed. On September 10, 2021, the State Water Board imposed curtailments on groundwater rights and non-reported surface water rights. On October 25, 2021, curtailments in the Scott Watershed were conditionally suspended (Addendum 1 to Order WR 2021-0083-DWR and Order WR 2021-0084-DWR). On July 1, 2022, the State Water Board issued Addendum 32 to the curtailment orders stating that the suspension of curtailments for surface water rights expired at 12:00 PM on July 2, 2022, reimposing curtailments. On July 14, 2022, the State Water Board issued Addendum 35 to the curtailment orders stating that all surface water and groundwater diversions in the Scott River watershed must immediately cease unless they are approved under a petition or meet an exception.

On September 20th, 2022, State Water Board, Division of Water Rights (Division) received photographs from the California Department of Fish and Wildlife taken from public roads showing irrigation at your place of use at APN(s) 024-080-350, 024-110-450 and 024-110-470 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) at its discretion with a potential fine for up to \$500 per day per water right for each day a violation occurs.

**If you are no longer the legal owner of the water right(s) listed or are enrolled**

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**in an LCS, immediately provide proof to the Division at the contact information provided below. Because this diversion is curtailed, you must immediately cease diversions unless the diversion falls under few exceptions as written in the emergency regulations. If you feel your diversion qualifies under an exception, please provide proof to the Division. Addendum 35 and can be found online here:**

**[https://www.waterboards.ca.gov/drought/scott\\_shasta\\_rivers/docs/2022/scott-addendum35.pdf](https://www.waterboards.ca.gov/drought/scott_shasta_rivers/docs/2022/scott-addendum35.pdf)**

If you have questions or concerns, please leave a message on the Water Rights Enforcement phone line at (916) 341-5342 or by email at [DWR-SiskiyouEnforcement@waterboards.ca.gov](mailto:DWR-SiskiyouEnforcement@waterboards.ca.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert P. Cervantes", with a horizontal line extending to the right.

Robert P. Cervantes, PE  
Program Manager - Enforcement  
Division of Water Rights

**Appendix A**



Photograph received September 20th showing active irrigation and irrigated lands (APN 024-080-350)



Close up of photo above

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Photograph received September 20th showing active irrigation and irrigated lands (APNs 024-110-450 and 024-110-470)



Close up of photo above