
State Water Resources Control Board

June 1, 2021

«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 right¹.

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 right. 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](#)" email list.

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.

¹ 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. Please note that the Decree assigns senior rights to most domestic diversions, and assigns all claimants senior rights for stockwatering, firefighting, wildlife, and recreational domestic diversions

Please complete and submit the enclosed certification form by mail or email to the State Water Board (further instructions are on the enclosed certification form).

Potential Enforcement Upon Finding of Unauthorized Diversion:

Diversion of water when water is unavailable under your priority of right may subject you to administrative fines, cease and desist orders, or prosecution in court. The State Water Board can assess penalties of up to \$1000 per day of violation. (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.

Sincerely,

A handwritten signature in black ink, appearing to read "Erik Ekdahl". The signature is written in a cursive, slightly slanted style.

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

cc:

Ms. Rachel Smith
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
Quartz Valley Indian Reservation
13601 Quartz Valley Road
Fort Jones, CA 96032

Mr. Michael N. Kobseff
District 3 Supervisor
Siskiyou County Board of Supervisors
P.O. Box 750
Yreka, CA 96097

Chair Ray A. Haupt
District 5 Supervisor
Siskiyou County Board of Supervisors
P.O. Box 750
Yreka, CA 96097

Ms. Elizabeth Nielsen
Natural Resources Project Manager
Siskiyou County
1312 Fairlane Road
Yreka, CA 96097

Mr. Tom Menne, Chair
Scott Valley Groundwater Advisory Committee
P.O. Box 608
Fort Jones, CA 96032

Mr. Preston Harris
Executive Director
Scott River Water Trust
P.O. Box 591
Etna, CA 96027

Ms. Betsy Stapleton, Chair
Scott River Watershed Council
PO Box 355
Etna, CA 96027

Ms. Lisa Van Atta
Assistant Regional Administrator
National Marine Fisheries Service
NOAA Fisheries West Coast Region
1655 Heindon Road
Arcata, CA 95521

Ms. Jenny Ericson
Field Supervisor
U.S. Fish and Wildlife Service
1829 S. Oregon Street
Yreka, CA 96097

Mr. Chuck Bonham, Director
California Department of Fish and Wildlife
1416 9th Street, Room 1205
Sacramento, CA 95814

Mr. James Patterson
District Conservationist
USDA Natural Resources Conservation Service
215 Executive Court, Suit A
Yreka, CA 96097-2629

Mr. Matthias St. John
Executive Officer
North Coast
Regional Water Quality Control Board
5550 Skylane Blvd Ste A
Santa Rosa, CA 95403-1072

Mr. Jim Morris
President and District Director
Siskiyou County Farm Bureau
809 Fourth Street
Yreka, CA 96097

Mr. Mike Wilson
District Manager
Siskiyou County Resource Conservation District
P.O. Box 268
Etna, CA 96027

ec:

Michael Lauffer
Michael.Lauffer@waterboards.ca.gov