

May 10, 2016

NOTICE OF PROBABLE CURTAILMENT OF PERMITS AND LICENSES SUBJECT TO TERM 91

The notice is applicable for only permit and license holders having Term 91 as a condition of their water right. The Division of Water Rights (Division) is giving this advance notice to advise affected diverters of the probability of a curtailment, if weather conditions remain on their current pattern. In the past, the Division issued a notice with the projected date when Term 91 curtailment would occur. However, storm events or drier weather conditions can quickly alter the date when notice of curtailment is actually required. To provide more timely information on potential curtailments under Term 91, the Division provides information on its drought web page. The web page is regularly updated to provide important information related to the availability of water. The address for the drought web page is:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/water_availability.shtml

The complex calculations to determine when Term 91 may go into effect are simplified in a graph that may be accessed from the following web page:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/analysis/

Upon an actual notice of curtailment from the Division, Term 91 requires that you cease diverting water under your permit or license when the Projects are releasing Supplemental Project Water (SPW) to achieve Delta water quality objectives and the Delta is in balanced condition. That SPW condition is depicted on the Term 91 Graph when SPW (shown in blue) turns positive (crosses the black dotted line). The graphic depiction is accompanied by a Delta Condition Status box showing when the Delta is in balanced or excess condition. Curtailments under Term 91 may go into effect when SPW is positive and the Delta is in balanced condition.