

STATE WATER RESOURCES CONTROL BOARD

RESOLUTION NO. 81-12

Directing the Executive Director to refer to the Attorney General the matter of unauthorized diversion of water by storage in a reservoir of John Ehlman on an unnamed stream tributary to Deer Creek in El Dorado County.

WHEREAS:

1. A complaint was received from the Cameron Estates Community Services District on June 5, 1980 expressing concern over the construction of an upstream dam.
2. A field observation was made on July 2, 1980. The reservoir was observed to be collecting and storing water without a valid water right permit or any other basis of right.
3. Mr. Ehlman was requested on three separate occasions, the last two being by certified mail, to file an application for a water right permit.
4. An application has not been received.

THEREFORE BE IT RESOLVED:

That the State Water Resources Control Board does direct and authorize the Executive Director to refer the matter of storage of water without a valid permit in the Ehlman reservoir to the Attorney General for appropriate action to require the release of water collected without a permit and to prevent any further storage of water. The Executive Director is authorized to defer referral to the Attorney General if a valid water right application for the project is filed and pursued diligently.

CERTIFICATION

The undersigned, Executive Director of the State Water Resources Control Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on February 19, 1981.



Clint Whitney
Executive Director