


EXHIBIT 4-E

State Water Resources Control Board Order 95-10 Reducing Water Supplies To Cal-Am Customers



**MONTEREY PENINSULA
WATER MANAGEMENT DISTRICT**

**State Water Resources Control Board Order 95-10
Reducing Water Supplies To Cal-Am Customers**

In response to complaints about the impact of Cal-Am's pumping on Carmel River environmental resources, including Carmel River steelhead fish, streamside vegetation and wildlife, the State Water Resources Control Board (State Board) imposed Order 95-10 requiring California-American Water Company (Cal-Am) to reduce pumping from the Carmel River Basin by 75%. In addition, the State Board determined that the legal status of the underground water had changed, leaving Cal-Am without a permit to use the water. Believing that an immediate 75% cut would affect public health and safety, the State Board imposed an interim 20% cut.

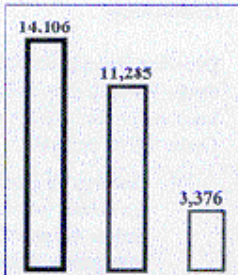
Normal Past Water Pumping
14,106 acre-feet. The average annual amount of water pumped from the Carmel River by Cal-Am in the 1980s.

State's Current Limits
11,285 acre-feet. The reduced amount of water that Cal-Am can currently draw from the Carmel River Basin. The State Board has directed Cal-Am to reduce its historical water pumping by 20 percent in the short term until the full reduction to 3,376 acre-feet can be achieved.

Possible Future Limits
3,376 acre-feet. The State Board could mandate Cal-Am to reduce pumping of water from the Carmel River Basin to this level unless projects are implemented to reduce unauthorized pumping. This limit is about 25 percent of normal past pumping.

Cal-Am Customers at Risk When Water Pumping Exceeds Limits
 Cal-Am exceeded the State Board water limits during 1997, and the State Board filed an action to assess Cal-Am customers \$168,000 for the overuse. Since then, customers have cut per capita water use to among the lowest levels in the state to meet the State Board's limits.

New Cal-Am Water Supplies Must First Satisfy State Board Order
 Under State Board Order 95-10, any new supply developed or distributed by Cal-Am must first be used to make up for the 75% Carmel River pumping reduction. The State Board has declared that it will not allow exceptions – any new supplies must be used to offset Carmel River pumping on a *one-for-one basis*. That is, for each acre-foot of new water supply developed, Cal-Am pumping from the Carmel River must be reduced by an acre foot. Once Cal-Am satisfies the State Board Order, any additional water supply can be allocated to cities and others for new uses.



State Board Order 95-10 mandates an interim 20% cut in water pumping from the Carmel River, and an ultimate reduction of 75%.

* One acre-foot is 326,000 gallons.

Address
 5 Harris Court, Bldg. G
 P.O. Box 85
 Monterey, CA 93942-0085

General Information
 Phone: 831-658-5500
 Fax: 831-644-9560

Permits & Water Conservation
 Phone: 831-658-5601
 Fax: 831-644-9553

Other Contacts
 web address: www.mpwmd.dst.ca.us
 e-mail: info@mpwmd.dst.ca.us

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State Water Resources Control Board Order 95-10 Reducing Water Supplies To Cal-Am Customers

Under State Board Order 95-10, any new supply developed or distributed by Cal-Am must first be used to make up for the 75% Carmel River overpumping.

Cal-Am Customers are Under Restriction. Others Are Not.

New construction in the Cal-Am service area uses water that was allocated to local cities in 1993 from the Parata well in Seaside, or reuses a limited portion of the water saved through conservation measures. Construction occurring in non Cal-Am areas is supplied by smaller, independent water systems that are not subject to Order 95-10. These smaller systems supply water to projects within their service areas located in the Carmel Valley, along Highway 68, in Seaside and Sand City, or in other hillside areas.

District Develops Conservation and Rationing Plan; Seeks New Water Sources

Order 95-10 is directed at Cal-Am. However, as the regional water manager, the District is working to keep water use within the State Board limits. Key Water Management District initiatives in response to Order 95-10 include:

- Develop an *Expanded Water Conservation and Standby Rationing Plan*. The first three Stages are conservation measures designed to assist Cal-Am customers to stay within Order 95-10. Stages 4-7 mandate rationing in the event of a weather-related drought or unexpected emergency. These rationing Stages impact water users District-wide.
- Conduct a comprehensive Environmental Impact Report on Cal-Am's proposed dam, a non-dam alternative plan, and supplemental options that would provide additional water for future needs.
- Work to expand use of recycled wastewater for irrigation.
- Study storm water reuse.
- Develop a groundwater recharge project in the Seaside Basin
- Monitor and protect the Seaside Groundwater Basin. Order 95-10 requires Cal-Am to maximize pumping from the Seaside Basin to minimize impacts on the Carmel River Basin. The Seaside Basin is showing signs of overpumping, increasing the potential for seawater intrusion.

For More Information

For more information, please contact Henrietta Stern, Project Manager, at 831-658-5621 or henri@mpwmd.dst.ca.us.



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