

Written materials for Amy Cordalis' presentation to CILA

California Indian Law Association, Inc.

Thursday, May 27, 2021, 12:00 PM PDT

Zoom virtual event

Amy Cordalis

Principal

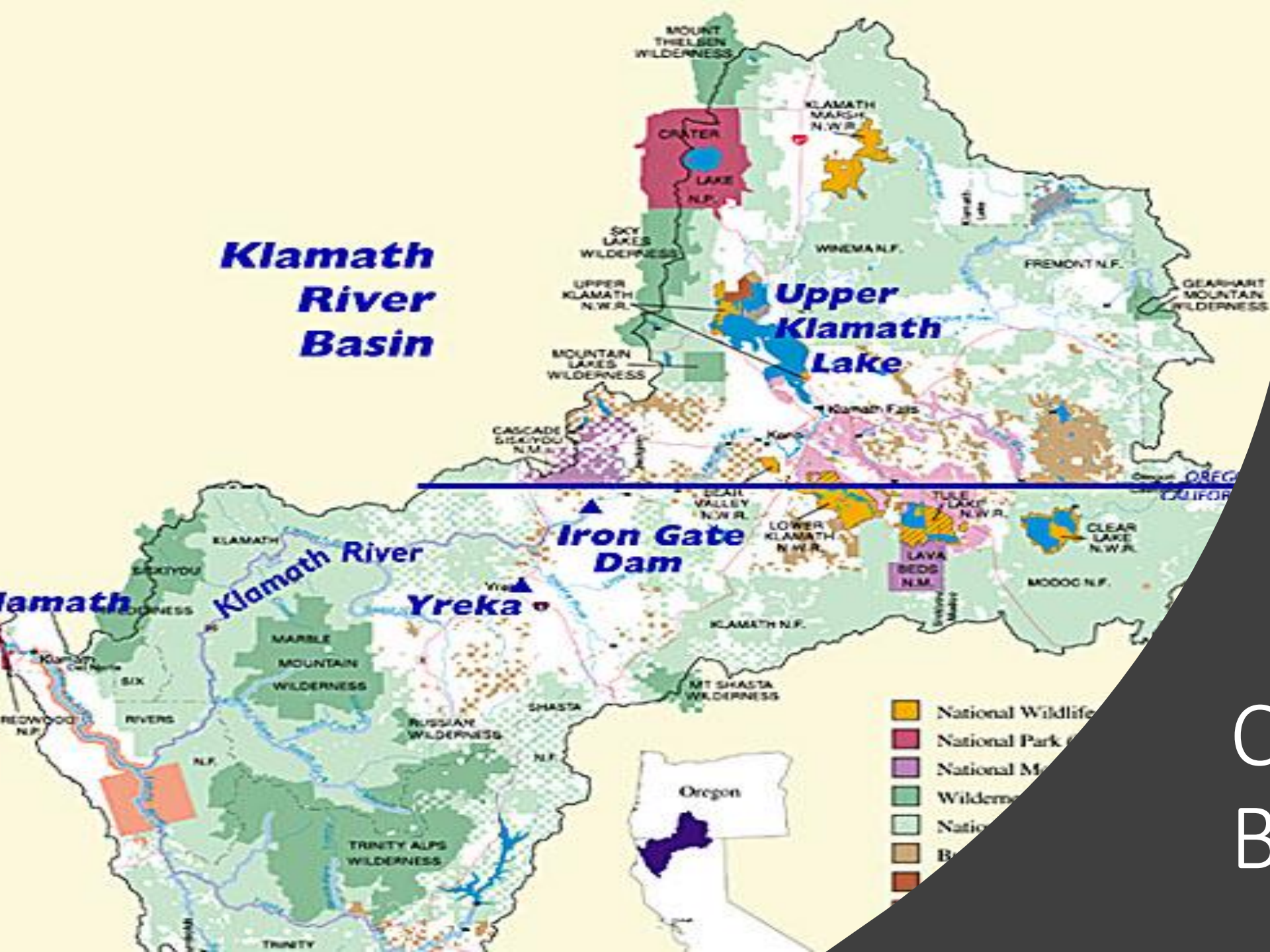
Ridges to Riffles
Conservation Fund



Water



Klamath River Basin



Complex
Basin

Klamath Basin



- Trump: Ecosystem and Tribal Rights Attacked
 - Endangered Species Act Violations
 - Boat Dance Flows Denied
 - Midnight Memos; upholding state rights and overturning long standing positions of the federal government

Klamath Basin 2021

- Extreme Drought; lowest inflow into Klamath Basin in history
- Litigation: Endangered Species Act, Interstate Water Allocation, Supremacy Clause, and Tribal Water Rights



Klamath Litigation

- Oregon State Court:
 - Klamath Basin Adjudication
 - State statutory authority to use water and from what source
 - Federal authority to use water
- Federal Court
 - Endangered Species Act – what does the ESA require when there is not enough water to satisfy all listed species needs?
 - Federal discretion to curtail AG for ESA
 - Supremacy Clause
 - Reclamation Act

Dam Removal

- Klamath; largest dam removal project in history. Removing 4 dams on the lower Klamath River
- Tribal rights play a key role in dam removal
- Klamath Dam License Transfer and Surrender Applications Pending in the Federal Energy Regulatory Commission

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Ridges to Riffles Conservation Fund

acordalis@ridgestoriffles.org