



To: Office of Planning and Research  
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From: Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: John Herrera  
Phone: 707-653-3710  
Lead Agency (if different from above)  
County of Mendocino  
860 N. Bush Street  
Ukiah, CA 95482  
Contact: Julia Acker  
Phone: 707-234-6650

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2016112028

**Project Title:** Tompkins Pond and Water Diversion Project, Lake or Streambed Alteration Agreement No. EPIMS-MEN-48668-R1C

**Project Location:** Eel River watershed, approximately 10 miles northeast of the town of Laytonville, County of Mendocino, State of California. The Project is located in Section 19, T23N, R14W, Mt. Diablo Base and Meridian; in the Iron Peak U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 132-125-24; latitude 39.83636 N and longitude 123.45475 W at point of diversion 1 (POD 1).

**Project Description:** The California Department of Fish and Wildlife has executed Lake or Streambed Alteration Agreement number EPIMS-MEN-48668-R1C, pursuant to Section 1602 of the Fish and Game Code to Creek Tompkins.

The Project is limited to two (2) encroachments. One encroachment (identified as Reservoir #1) is for water diversion from a reservoir. Water is diverted for irrigation. The second encroachment (identified as POD #1) is for a separate water diversion from the stream that flows into Reservoir #1.

This is to advise that CDFW, acting as  the Lead Agency /  a Responsible Agency approved the above described project and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. A  mitigated negative declaration /  negative declaration was prepared for this project pursuant to the provisions of CEQA.  
CDFW considered the  mitigated negative declaration /  negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures  were /  were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan  was /  was not adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to Public Resources Code section 21081, subdivision (a).

The  mitigated negative declaration /  negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record related to the Lake or Streambed Alteration Agreement is available to the public for review at CDFW's regional office.

Signature Rebecca Garwood B5D12ECE94324AF Date: 7/10/2024

Rebecca Garwood, Environmental Program Manager

Date Received for filing at OPR: \_\_\_\_\_