



To: Office of Planning and Research
For U.S. Mail: P.O. Box 3044
Sacramento, CA 95812-3044

Street Address: 1400 Tenth Street
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From: Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Jessica Ryan
Phone: 707-445-6493
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: Akin Water Diversion Project, or Lake or Streambed Alteration Agreement No. EPIMS-MEN-47831-R1C

Project Location: The Project to be completed is located within the Upper Eel River watershed, approximately 7.20 miles northwest of the town of Willits, County of Mendocino, State of California. The Project is located in Section 15, Township 19N, Range 14W, Mt. Diablo Base and Meridian; in the Longvale U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 037-550-04-00; latitude 39.50573 N and longitude 123.40466 W at the point of diversion (POD).

Project Description: The California Department of Fish and Wildlife has executed Lake or Streambed Alteration Agreement number EPIMS-MEN-47831-R1C, pursuant to Section 1602 of the Fish and Game Code to Thomas Cody Akin.

This Agreement relies on the Notification materials and a CDFW site visit on May 24, 2024. The Project is limited to one (1) encroachment. One encroachment is for water diversion from an unnamed tributary to Sherwood Creek. Water is diverted for domestic use. Work for the water diversion will include use and maintenance of the water diversion infrastructure. A well located at 39.50484, -123.40698 is used as the water source for cannabis irrigation.

This is to advise that CDFW, acting as [ ] the Lead Agency / [X] 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 [X] mitigated negative declaration / [ ] negative declaration was prepared for this project pursuant to the provisions of CEQA.
CDFW considered the [X] 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 [X] were / [ ] were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan [ ] was / [X] 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 [X] 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: [Handwritten Signature]
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Date: 7/12/2024

Rebecca Garwood, Environmental Program Manager

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