



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

Street Address:
1400 Tenth Street
Sacramento, CA 95814

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: Chestnut Water Diversion Project, or Lake or Streambed Alteration Agreement No. EPIMS-MEN-48583-R1C

Project Location: The Project to be completed is located within the South Fork Eel River watershed, approximately 4.4 miles southeast of the town of Whitethorn, County of Mendocino, State of California. The Project is located in Section 30, Township 05S, Range 03E, Humboldt Base and Meridian; in the Piercy U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 052-010-16-00, latitude 39.99585 N and longitude 123.86896 W at the point of diversion (POD); 052-010-15-00 at the Place of Use (POU).

Project Description: The California Department of Fish and Wildlife has executed Lake or Streambed Alteration Agreement number EPIMS-MEN-48583-R1C, pursuant to Section 1602 of the Fish and Game Code to Joseph Chestnut.

This Agreement relies on the Notification materials and a CDFW site visit on March 15, 2024. The Project is limited to one (1) encroachment for water diversion from an unnamed tributary to Sebbas Creek. Water is diverted for domestic use. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The Notification also disclosed the use of a rain catchment pond for cannabis irrigation at 39.99549, -123.87201.

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 Date: 10/3/2024
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Rebecca Garwood, Environmental Program Manager

Date Received for filing at OPR: _____