

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

2020031033  
**From:**  
Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501



**Street Address:**  
1400 Tenth Street  
Sacramento, CA 95814

**Project Title:** Rivera Water Diversion Project (Lake or Streambed Alteration Agreement No. 1600-2019-0908-R1)

**Project Location (include county):** The project to be completed is located within the Klamath River watershed, approximately 1.1 miles south of the town of Orleans, County of Humboldt, State of California. The project is located in Section 6, T10N, R6E, Humboldt Base and Meridian; in the Orleans U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 529-272-014; latitude 41.2875 N and longitude 123.5348 W at the point of diversion (POD).

**Project Description:** The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2019-0908-R1, pursuant to Section 1602 of the Fish and Game Code to Julian Rivera.

The project is limited to two encroachments. One encroachment is for water diversion for domestic use from an unnamed tributary to the Klamath River. Work for the water diversion will include modification, use, and maintenance of the water diversion infrastructure. The second proposed encroachment will permit removal of a water diversion structure and associated material from an unnamed tributary to the Klamath River. This point of diversion (POD) is not in compliance with CDFW and is located on federal forest lands. As part of this encroachment, all diversion infrastructure will be removed and the stream channel will be altered by hand tools as needed to restore the natural width and grade.

**Public Agency Approving Project:** CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

**Person or Public Agency Carrying Out Project:** Julian Rivera

**Exempt Status:**

- Statutory Exemption. State code number
- Categorical Exemption. Type – Class 1 and 4; California Code of Regulations, title 14, section 15301 and 15304

**Reasons why project is exempt:** The project will permit an existing water diversion and remove a second water diversion from unnamed tributaries to the Klamath River. There would be no significant adverse impact on endangered, rare or threatened species or their habitat pursuant to section 15065. There are no hazardous materials at or around the project site that may be disturbed or removed. The project will not result in impacts that are significant when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.

**CDFW Contact Person:** David Manthorne, Senior Environmental Scientist Specialist, (707) 441-5900

**Signature:** Scott Bauer **Date:** 3/23/2020  
Scott Bauer, Senior Environmental Scientist Supervisor

Governor's Office of Planning & Research

Date received for filing at OPR: MAR 24 2020

**STATE CLEARINGHOUSE**