

Notice of Exemption

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

From:
Department of Fish and Wildlife
Region 1 - Northern
601 Locust Street
Redding, California 96001



Street Address:
1400 Tenth Street
Sacramento, CA 95814

Project Title: Rush Creek Diversion Project (Lake or Streambed Alteration Agreement No. EPIMS-TRI-30068-R1)

Project Location (include county): The project is located at Rush Creek, a tributary of the Trinity River, in the County of Trinity, State of California; Township 34N, Range 09W, section 16 of the Rush Creek Lakes USGS 7.5-minute quadrangle, 110 Buttons Road, Weaverville, CA, 96093; Assessor's Parcel Number (APN) 010-690-29-00.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number EPIMS-TRI-30068-R1, pursuant to Section 1602 of the Fish and Game Code to Hans Johanson.

The proposed Project is limited to the diversion of Rush Creek for the purposes of domestic use and fire protection. The diversion facility consists of a 48-inch diameter concrete cistern set ten feet into the substrate adjacent to Rush Creek outside the ordinary high-water mark. Construction requires the excavation of approximately 22 cubic yards of cobble and sediment. Once the cistern is installed, the surrounding void will be backfilled with river rock and gravel. Water will be diverted in accordance with a valid claim of water right, at a maximum rate of 1.25 gallons per minute and stored within aboveground tanks totaling 3,700 gallons of capacity. Construction access requires the use of an existing four-wheel drive road from Highway 3.

Public Agency Approving Project: CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

Person or Public Agency Carrying Out Project: Hans Johanson

Exempt Status:

- Statutory Exemption.
- Categorical Exemption. Type – **Class 4; California Code of Regulations, title 14, section 15304**

Minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry and agricultural purposes.

Reasons why project is exempt: The proposed Project consists of the minor alteration of land and vegetation and does not include the removal of healthy, mature, scenic trees.

CDFW Contact Person: Matthew Mitchell, Senior Environmental Scientist (Specialist) (530) 225-2103

DocuSigned by:

 Signature: _____ Date: 9/13/2022

Debra Hawk, Interior Cannabis and Conservation Planning Supervisor

Date received for filing at OPR: _____