

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: Shackleford Creek Diversion 19, 21 (Streambed Alteration Agreement Number EPIMS-SIS-31290-R1)

Project Location (include county): The project is located on Shackleford Creek, in the County of Siskiyou, State of California.

Project Description: The California Department of Fish and Wildlife has executed Streambed Alteration Agreement number EPIMS-SIS-31290-R1, pursuant to Section 1602 of the Fish and Game Code to Harold B. Tozier Ranch, represented by Pamela Tozier Hayden.

The project is limited to activities associated with the two diversions of water on Shackleford Creek. The Permittee diverts water from Shackleford Creek pursuant to Decree #13775 of the Superior Court of the State of California in and for the County of Siskiyou judgement for Shackleford Creek.

Each existing diversion facility include a headgate, a conveyance ditch, a fish screen, and a fish screen bypass return. A rock weir is near each point of diversion. The fish screen and fish screen bypass return are currently inspected, operated, maintained, and repaired by CDFW. Permittee may remove debris and excess sediments from the vicinity of the point of diversions by hand as specified herein. Permittee can construct a temporary dam by hand during summer using stream sediments (gravel and rocks), sandbags, or other materials approved by CDFW.

Public Agency Approving Project: CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

Person or Public Agency Carrying Out Project: California Department of Fish and Wildlife

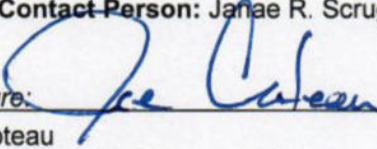
Exempt Status:

Statutory Exemption.

Categorical Exemption. Type – **Class 1; California Code of Regulations, title 14, section 15301**, Operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

Reasons why project is exempt: The Project is limited to operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features with negligible or no expansion. The diversion facilities are currently in good working order. Therefore, the continued use of these facilities is consistent with a Class 1 exemption, and no unusual circumstances exist with regard to this facility at this time.

CDFW Contact Person: Janae R. Scruggs, Senior Environmental Scientist (Specialist) (530) 945-9458

Signature: 
Joe Croteau
Klamath Watershed Program Manager

Date: 10/28/2022

Date received for filing at OPR: _____