

## Notice of Exemption

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**To:**

Office of Planning and Research  
[CEQA Submit](#)

**From:**

Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: John Herrera



Phone: 707-653-3710

**Project Title:** Baynham Stream Crossing and Water Diversions Project, Lake or Streambed Alteration Agreement No. 1600-2019-0032-R1

**Project Location (Mendocino):** Eel River watershed, approximately 6.8 miles north of the town of Laytonville, County of Mendocino, State of California; Section 1, T 22N, R 15W and Section 6, T 22N, R 14W, Mt. Diablo Base and Meridian, in the Iron Peak U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 033-040-47, 056-390-17, & 056-390-19; latitude 39.7849 N and longitude 123.4679 W at the first point of diversion (POD-1).

**Project Description:** The California Department of Fish and Wildlife has executed Lake or Streambed Alteration Agreement number 1600-2019-0032-R1, pursuant to Section 1602 of the Fish and Game Code to Wayne Baynham.

The project is limited to six encroachments. Five encroachments are for water diversion from unnamed tributaries to White Rock Creek. Water is diverted for domestic use and irrigation. Of these, POD-1 and POD-2 are used for cannabis irrigation. Work for the water diversions will include use and maintenance of the water diversion infrastructure.

POD-3, POD-4, and POD-5 are for domestic use. POD-3 diverts water from a developed spring situated at the headwaters of an unnamed tributary of White Rock Creek. Water emerges from underneath a tree and into a mortar and stone box. Non-diverted water flows out of the box via a separate water line. POD-4 diverts water from a developed spring situated at the headwaters of an unnamed tributary of White Rock Creek. A 24" diameter concrete culvert is situated vertically 12' deep into the ground, with two perforated rings at the base. POD-5 diverts water from a developed spring situated at the headwaters of an unnamed tributary of White Rock Creek. A 24" diameter concrete culvert is situated vertically 12' deep into the ground with drain rock and filter fabric and two perforated rings at the base. A trench with a pipe exits the bottom of the developed shallow well and flows toward a nearby stream. Work for the water diversions will include use and maintenance of the water diversion infrastructure.

The one other proposed encroachment is to upgrade an existing stream crossing. Work for this encroachment will include excavation, removal of the failing crossing, replacement with new properly sized crossing, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

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

**Person or Public Agency Carrying Out Project:** Wayne Baynham

**Exempt Status:**

Categorical Exemption. Type – Class 1; California Code of Regulations, title 14, sections 15301

**Reasons why project is exempt:** Baynham Stream Crossing and Water Diversions Project meets the criteria for categorical exemption type Class 1, California Code of Regulations, title 14, section 15301 because the project involves installation and use of a stream crossing replacement in an existing location and five water diversions projects in existing locations. The project involves negligible or no expansion of the existing use.

**CDFW Contact Person:** John Herrera, Environmental Scientist, (707) 653-3710, [john.herrera@wildlife.ca.gov](mailto:john.herrera@wildlife.ca.gov)

Signature:  Date: 12/5/2024

Rebecca Garwood, Environmental Program Manager

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

