



**To:**  
 Office of Planning and Research  
 For U.S. Mail:  
 P.O. Box 3044  
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Street Address:  
 1400 Tenth Street  
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**From:**  
 Department of Fish and Wildlife  
 Northern Region  
 619 Second Street  
 Eureka, California 95501  
 Contact: Joshua Gruver  
 Phone: (707)-441-5790

Lead Agency (if different from above)  
 Humboldt County Dept. of Planning and Building  
 3015 H Street  
 Eureka, CA 95501  
 Contact: Steven Lazar  
 Phone: 707-445-7245

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2015102005

**Project Title:** Spence Water Diversion Project (Lake or Streambed Alteration Agreement No. EPIMS-HUM-21264-R1C)

**Project Location:** The project is located within the Bear Creek watershed, approximately 13 miles west of the town of Redway, County of Humboldt, State of California; Section 04, T04S, R01E, Humboldt Base and Meridian, in the Honeydew U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 108-025-008-000; latitude 40.1460 N and longitude -124.0656 W at the point of diversion (POD).

**Project Description:** The project is limited to one (1) encroachment. The encroachment is for water diversion from an unnamed tributary to Bear Creek. Water is diverted for domestic use only. Work for the water diversion will include removal of current infrastructure and installation of infrastructure that complies with the terms of this Agreement and SWRCB requirements, use and maintenance of the water diversion infrastructure.

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.

DocuSigned by:  
**Signature** David Manthorne 10/19/2021  
185E42F730224D2... **Date:** \_\_\_\_\_  
 David Manthorne, Senior Environmental Scientist Supervisor

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