



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

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

**From:**  
Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: Jane Arnold  
Phone: 707-441-5671

Lead Agency (if different from above)  
County of Mendocino  
860 N. Bush Street  
Ukiah, CA 95482  
Contact: Mary Lynn Hunt  
Phone: 707-234-6650

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

**State Clearinghouse Number:** 2016112028

**Project Title:** Shuster Stream Crossings, Ponds, and Water Diversion Project (Lake or Streambed Alteration Agreement No. 1600-2019-0344-R1)

**Project Location (include county):** The project to be completed is located within the Davis Creek watershed, approximately 1 air mile east of the town of Willits, County of Mendocino, State of California. The project is located in Section 17, T18N, R13W Mount Diablo Base and Meridian; in the Willits U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 103-070-04-00 at 1660 Center Valley Road, Willits.

**PROJECT DESCRIPTION:** The project is limited to one encroachment associated with an existing water diversion from Davis Creek (offset well). No water will be diverted for consumptive use from the existing POD except for Cannabis irrigation and for emergency fire suppression under this Agreement. This Agreement does not cover water diverted for use for any purposes other than to storage in storage for use during the low-flow periods. This Agreement does not retroactively permit any crossings, diversion, or other encroachments not described in the Notification.

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.

Signature

Date: 4/1/2020

Cheri Sanville, Senior Environmental Scientist Supervisor  
Governor's Office of Planning & Research

Date Received for filing at OPR: APR 02 2020

**STATE CLEARINGHOUSE**