



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: Angela Liebenberg
Phone: 707-964-4830
Lead Agency (if different from above)
County of Mendocino
860 N. Bush Street
Ukiah, CA 95482
Contact: Julia Acker
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2016112028

Project Title: Kerseg Water Diversion and Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2017-0725-R1)

Project Location (include county): The project to be completed is located within the Eel River watershed, approximately 11 miles north of the City of Willits, County of Mendocino, State of California. The project is located in Sections 22 and 23, T20N, R14W, Mount Diablo Base and Meridian; in the Longvale U.S. Geological Survey 7.5-minute quadrangle.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2017-725-R1, pursuant to Section 1602 of the Fish and Game Code to Mr. Douglas Kerseg.

The project is limited to four (4) encroachments. One encroachment is for water diversion from a spring on an unnamed tributary to Outlet Creek. Water is diverted for domestic use and fire protection. Work for the water diversion will include use and maintenance of the water diversion infrastructure, including any work necessary to bring the diversion into compliance with the Agreement. Two encroachments consist of removal of existing, failing culverts and replacement with rock armored ford crossings. These crossings will be installed on an ATV-only road used to monitor the water diversion, and a dry-season only road used to access a cabin. Work for these encroachments will include excavation, removal of the failing culverts, and rock armoring. One encroachment consists of replacement of an undersized culvert. Work for this encroachment will include excavation, removal of the existing culvert, replacement with new properly sized culverts, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

The notification also disclosed the use of a groundwater well for irrigation.

This is to advise that CDFW, acting as [] the Lead Agency / [X] 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 [X] mitigated negative declaration / [] negative declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [X] were / [] were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan [] was / [X] 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 [X] 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: Scott Bauer Date: 5/31/19
Scott Bauer, Senior Environmental Scientist Supervisor Governor's Office of Planning & Research

Date Received for filing at OPR: _____

May 31, 2019

STATE CLEARINGHOUSE