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RECEIPT # 15145643  
NOTICE OF EXEMPTION

FILED  
KERN COUNTY

JUL 27 2021

MARY B. BEDARD  
AUDITOR CONTROLLER-KERN COUNTY CLERK  
BY M.H. DEPUTY

To: Office of Planning and Research  
P.O. Box 3044  
Sacramento, CA 95812-3044

From: Kern County Water Agency  
3200 Rio Mirada Drive  
Bakersfield, CA 93308-4944

Kern County Clerk  
1115 Truxtun Avenue  
Bakersfield, CA 93301

**Project Title:** Common Landowner Transfer of up to 200 acre-feet (af) of Empire West Side Irrigation Districts' (EWSID) 2021 State Water Project (SWP) Water to the Kern County Water Agency (Agency) on behalf of Lost Hills Water District (Lost Hills).

**Location -- Specific:** The Agency is a SWP contractor located in Kern County in the southern San Joaquin Valley. Lost Hills contracts for SWP water through the Agency and is in Kern County in the southern San Joaquin Valley. The SWP includes facilities located throughout the State of California. EWSID is a SWP contractor located in Kings County.

**Location -- County:** Kern and Kings Counties.

**Description of Activity:** In 2021, EWSID will transfer up to 200 af of its 2021 SWP water to the Agency for delivery to Lost Hills from California Aqueduct turnouts located in the Agency's service area.

**Name of Public Agency Approving or Carrying Out Activity:** Agency (Lead Agency).

**Exempt Status:**

- ☐ Ministerial
- ☐ Declared Emergency
- ☐ Emergency Project
- ☒ **Categorical Exemption.** State type and section number: See CEQA Guideline 15301(b).
- ☒ **Statutory Exemption.** State code number: See CEQA Guidelines Section 15061(b)3.


CEQA Guideline Section 15301(b) provides that a lead agency may determine an activity to be exempt from CEQA in that it utilizes only existing facilities. This transfer involves delivery water entirely within the Agency's service area, and exclusively utilizes existing facilities. Additionally, CEQA Guideline Section 15061(b)3 provides that a Lead Agency may determine an activity to be exempt based on a general rule that CEQA applies only to projects that have a potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. The Agency finds that approval of the proposed water transfer has no possibility of significant effect on the environment for the following reasons:

1. The proposed action consists of a one-time water transfer that will use existing facilities and would not require any construction or grading.
2. The proposed action does not constitute a new permanent source of water supply and

- will not result in any growth inducing or cumulative environmental impacts.
3. There will be no change in land use.

**Lead Agency Contact Person:** Holly Melton

**Telephone:** (661) 634-1400

**Signature:**   
Holly Melton

**Title:** Water Resources Manager

**Date:** 7/22/2021

☒ Signed by Lead Agency

Date received for filing by County Clerk:

☒ Signed by Applicant

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