



**Linda S. Adams**  
Secretary for  
Environmental Protection

# State Water Resources Control Board

## Division of Water Rights

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**Arnold Schwarzenegger**  
Governor

### NOTICE OF PROPOSED MITIGATED NEGATIVE DECLARATION Pursuant to Section 21092– Public Resources Code

The staff of the State Water Resources Control Board has prepared a Mitigated Negative Declaration setting forth the findings that the following proposed action will have a less than significant effect on the environment.

**PROJECT TITLE:** Rodney Carley Application 31360 to Appropriate Water

**APPLICANT:** Rodney Carley  
c/o Daniel Gamer  
55 Professional Center Parkway, Suite H  
San Rafael, CA 94903-2729

**PROJECT LOCATION:** The project is located in Round Valley, Mendocino County approximately three miles southeast of the town of Covelo. The project is located on the Jamison Ridge, California, U.S. Geological Survey (USGS) 7.5 minute topographic quadrangle map within the NW¼ of NW¼ of Section 29, T22N, R12W, MDB&M.

#### **PROJECT DESCRIPTION:**

On July 19, 2002, Rodney Carley filed water right Application 31360 with the State Water Resources Control Board, Division of Water Rights. A reservoir inundating approximately 2.5 surface acres with an 18-foot high dam is currently in place and impounding 10 acre-feet of water as authorized under Small Domestic Use Registration Certificate R603 (Application D31221R). Application 31360 seeks to authorize an additional 9 acre-feet of water for a total of 19 acre-feet to storage per year.

Water is diverted from an Unnamed Stream tributary to Turner Creek thence Mill Creek thence the Middle Fork Eel River thence the Eel River thence the Pacific Ocean from January 1 to April 1 of each year. Water will be used for irrigation of two acres to enhance wildlife habitat, domestic use, and fire control.

#### **DETERMINATION:**

The State Water Resources Control Board has determined that the above-described project will have a less than significant effect on the environment for the reasons specified in the Initial Study prepared for this project.

The Proposed Mitigated Negative Declaration and the Initial Study in support of the proposed Mitigated Negative Declaration are available on the Division of Water Rights website at <http://www.waterrights.ca.gov/ceqadocs.html>. A hard copy of these documents or additional information concerning the proposed action may be obtained by writing to Eric Oppenheimer,

Application 31360  
Rodney Carley

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Division of Water Rights, P.O. Box 2000, Sacramento, CA 95812-2000, by email at [EOppenheimer@waterboards.ca.gov](mailto:EOppenheimer@waterboards.ca.gov) or by phone at (916) 341-5384.

Persons who disagree with the conclusions set forth in the Mitigated Negative Declaration or who disagree with the information contained therein are invited to furnish written comments to Mr. Oppenheimer at the above address. The comments should summarize the specific substantive and factual basis for disagreement. The final date for submitting comments is 30 days from the date of this notice.

Victoria A. Whitney, Chief  
Division of Water Rights

Dated:

**NOV 03 2008**