



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 (State Water 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: Rustic Retirement Application 31183 to Appropriate Water.

APPLICANT/PETITIONER: Jared Carter
Rustic Retirement LLC
1961 Vichy Springs Road
Ukiah, CA 95482

PROJECT LOCATION:

The project is located approximately two miles east of the town of Ukiah in Mendocino County, California. The project area is located in Lot 90 of the Yokayo Rancho within Sections 15 and 22 of T15N, R12W, MDB&M on the Ukiah 7.5' USGS Quadrangle.

PROJECT DESCRIPTION:

Water Right Application 31183 was filed with the State Water Resources Control Board, Division of Water Rights on May 10, 2001 for the diversion of 49.5 acre-feet per annum (afa) of water to an onstream reservoir. Water will be diverted to storage from an Unnamed Stream tributary to Sulphur Creek thence the Russian River, Mendocino County from December 15 of each year to March 31 of the succeeding year. Water will be stored behind a 30 feet by 200 feet dam in a 2.5 surface acre, 26 acre-feet onstream reservoir for the purposes of irrigation, frost protection and heat control of 20 acres of vineyards, recreation, fish and wildlife enhancement and preservation, fire control and domestic use.

DETERMINATION:

The State Water 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.

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

California Environmental Protection Agency

Application 31183
Rustic Retirement

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Division of Water Rights, P.O. Box 2000, Sacramento, CA 95812-2000, by email at EIOppenheimer@waterboards.ca.gov or by calling Eric Oppenheimer 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 Eric Oppenheimer at the above address. The comments should summarize the specific substantive and factual basis for disagreement. The final date for submitting such comments is 30 days from the date of this notice.

Victoria A. Whitney, Chief
Division of Water Rights

Dated:

August 20, 2008