

ENVIRONMENTAL INFORMATION FOR PETITIONS

This form is required for all petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition for change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

For water right Application 12115, Permit 8271 License 4197
Change POD FROM: Colusa 2047 Main Canal T 15 N, R 2 W SECTION 13, NW1/4 OF SE 1/4. (abandoned)
TO: Main pump on Colusa 2047 canal within T 15 N, R 2 W SECTION 02, NW1/4 NW1/4. (existing)
Change beneficial use FROM: Irrigation TO: Irrigation and Wildlife

See attached map.

There will be no construction activity. The proposed change utilizes an existing pump upstream of a long ago abandoned and removed pump on the Colusa 2047 canal. The abandoned and removed pump was the POD that was permitted under L4197. There will be no changes to existing land use, no operational changes or changes to how the water will be used.

This project is exempt from CEQA as it is using existing facilities for the purpose of wildlife and is located on Federal lands entirely within the boundary of Colusa National Wildlife Refuge. Furthermore, it is exempt from CEQA under Article 19, Categorical Exemptions, Section 15301 Existing Facilities (i) maintenance of wildlife habitat areas, artificial wildlife waterway devices, streamflows, springs and waterholes. Since this project assures the maintenance, restoration, enhancement and protection of habitat for migratory waterfowl it is also exempt from CEQA under Section 15333 Small Habitat Restoration Projects. Exemption from CEQA was confirmed by Steve Marquez, SWRCB via email 12/3/2014.

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
SACRAMENTO
2015 AUG 17 PM 12:20

Insert the attachment number here, if applicable:

Coordination with Regional Water Quality Control Board

For change petitions only, you must request consultation with the Regional Water Quality Control Board regarding the potential effects of your proposed change on water quality and other instream beneficial uses. (Cal. Code Regs., tit. 23, § 794.) In order to determine the appropriate office for consultation, see: http://www.waterboards.ca.gov/waterboards_map.shtml. Provide the date you submitted your request for consultation here, then provide the following information.

Date of Request

NA see note below

Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?

Yes No

Will a waste discharge permit be required for the project?

Yes No

If necessary, provide additional information below:

There will be no construction or instream water work from the proposed changes. There will be no changes to existing land use, water quality or quantity from the proposed change. The only change is to move the POD upstream to an existing pump. NOTE: Steve Marquez SWRCB confirms coordination with Regional Water Quality Control Board, County Board of Supervisors and local public works department are not required for this petition in phone conversation 12/15/2014.

Insert the attachment number here, if applicable:

Local Permits

For temporary transfers only, you must contact the board of supervisors for the county(ies) both for where you currently store or use water and where you propose to transfer the water. (Wat. Code § 1726.) Provide the date you submitted your request for consultation here.

Date of Contact

NA see note above

For change petitions only, you should contact your local planning or public works department and provide the information below.

Person Contacted:

Date of Contact:

Department:

Phone Number:

County Zoning Designation:

Are any county permits required for your project? If yes, indicate type below. Yes No

- Grading Permit
- Use Permit
- Watercourse
- Obstruction Permit
- Change of Zoning
- General Plan Change
- Other (explain below)

If applicable, have you obtained any of the permits listed above? If yes, provide copies. Yes No

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

Federal and State Permits

Check any additional agencies that may require permits or other approvals for your project:

- Regional Water Quality Control Board Department of Fish and Game
- Dept of Water Resources, Division of Safety of Dams California Coastal Commission
- State Reclamation Board U.S. Army Corps of Engineers U.S. Forest Service
- Bureau of Land Management Federal Energy Regulatory Commission
- Natural Resources Conservation Service

Have you obtained any of the permits listed above? If yes, provide copies. Yes No

For each agency from which a permit is required, provide the following information:

| Agency | Permit Type | Person(s) Contacted | Contact Date | Phone Number |
|--------|-------------|---------------------|--------------|--------------|
| NA | | | | |
| | | | | |
| | | | | |

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

Construction or Grading Activity

Does the project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed, bank or riparian habitat of any stream or lake? Yes No

If necessary, provide additional information below:

No construction activity is proposed by this petition. There will be no alteration of any bed, bank, riparian habitat, stream or lake.

Insert the attachment number here, if applicable:

Archeology

- Has an archeological report been prepared for this project? If yes, provide a copy. Yes No
- Will another public agency be preparing an archeological report? Yes No
- Do you know of any archeological or historic sites in the area? If yes, explain below. Yes No

If necessary, provide additional information below:

See attached NEPA documentation and categorical exclusion.

Insert the attachment number here, if applicable:

Photographs

For all petitions other than time extensions, attach complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:

- Along the stream channel immediately downstream from each point of diversion
- Along the stream channel immediately upstream from each point of diversion
- At the place where water subject to this water right will be used

Maps

For all petitions other than time extensions, attach maps labeled in accordance with the regulations showing all applicable features, both present and proposed, including but not limited to: point of diversion, point of redirection, distribution of storage reservoirs, point of discharge of treated wastewater, place of use, and location of instream flow dedication reach. (Cal. Code Regs., tit. 23, §§ 715 et seq., 794.)

Pursuant to California Code of Regulations, title 23, section 794, petitions for change submitted without maps may not be accepted.

All Water Right Holders Must Sign This Form:

I (we) hereby certify that the statements I (we) have furnished above and in the attachments are complete to the best of my (our) ability and that the facts, statements, and information presented are true and correct to the best of my (our) knowledge. Dated at .



Water Right Holder or Authorized Agent Signature

Water Right Holder or Authorized Agent Signature

NOTE:

- **Petitions for Change** may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game. (Cal. Code Regs., tit. 23, § 794.)
- **Petitions for Temporary Transfer** may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game and the board of supervisors for the county(ies) where you currently store or use water and the county(ies) where you propose to transfer the water. (Wat. Code § 1726.)



United States Department of the Interior



U.S. FISH AND WILDLIFE SERVICE
Sacramento National Wildlife Refuge Complex
752 County Road 99W
Willows, California 95988

MEMORANDUM:

July 07, 2015

TO: Sacramento NWRC Files

FROM: Project Leader, Sacramento National Wildlife Refuge Complex
Willows, California

SUBJECT: U.S. Fish & Wildlife Service NEPA Compliance Point of Diversion
change on the Colusa National Wildlife Refuge (NWR)

We have determined that activities outlined in the "Petition For Change" of the Point of Diversion (POD) for water right license #004197 at Colusa NWR is a designated categorical exclusions under Department Manual guidelines. There will be no construction activities associated with this action. The proposed change uses an existing pump upstream of the current POD. This change does not affect the habitat or facilities of the Colusa NWR in any way. The following Department manual citations cover the specific work items listed below.

516 DM 6 Appendix 1 1.4

B (2) The operation, maintenance, and management of existing facilities and routine recurring management activities and improvements, including renovations and replacements which result in no or negligible environmental effects on-site or in the vicinity of the site.

The purpose of the proposed change to water right 004197 is to provide a more accurate documentation of where water can currently be diverted (i.e. the POD) from the RD 2047 Main Drain for this water right. There will be no changes to habitat, the management of habitat, or to the facilities of the Colusa NWR.

STATE WATER RESOURCES
DIVISION
2015 AUG 17 PM 12:20
OFFICE OF WATER RIGHTS
SACRAMENTO

U.S. FISH AND WILDLIFE SERVICE

ENVIRONMENTAL ACTION STATEMENT FOR CATEGORICAL EXCLUSION

(Colusa National Wildlife Refuge, Point of Diversion and Purpose of Use change)

Within the spirit and intent of the Council on Environmental Quality's regulations for implementing the National Environmental Policy Act (NEPA; 40 CFR 1500-1508), and other statutes, orders, and policies that protect fish and wildlife resources, I have established the following administrative record and determined that the following proposed action is categorically excluded from NEPA documentation requirements.

Proposed Action and Alternatives: The Service proposes to change the Point of Diversion (POD) and the Purpose of Use (POU) for water right number 004197 at Colusa National Wildlife refuge.

The current POD for water right 004197 is not functional, while an existing pump (proposed new POD, Main Pump) and canal system on the Refuge are capable of conveying water from the water source (i.e. RD 2047 Main Drain) to the "Place of Use" for this water right. The current POU for this water right does not accurately describe the current use of the water, and we propose to add "Fish and Wildlife Protection and/or Enhancement" as a use for this water right. We considered a no action alternative, but the provisions of the existing water right only allows for a legal diversion of water from a POD which has been abandoned, and adding Fish and Wildlife Preservation and Enhancement use to the POU was recommended by State Water Resources Control Board staff.

Categorical Exclusion(s): The proposed action is covered under categorical exclusion B(2) listed in 516 DM 8.5. Categorical exclusion B(2) covers the operation, maintenance, and management of existing facilities and routine recurring management activities and improvements, including renovations and replacements which result in no or only minor changes in the use, and have no or negligible environmental effects on-site or in the vicinity of the site.

I have reviewed the extraordinary circumstances listed in 516 DM2, Appendix 2 of the Departmental Manual and have determined that no extraordinary circumstances apply to the proposed action.

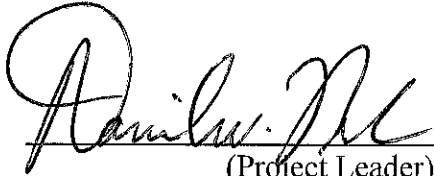
Permits/Approvals: A "Petition for Change" will be submitted to the California State Water Resources Control Board, Division of Water Rights, for a change to the "point of Diversion" and the "Purpose of Use" for water right number 004197.

NHPA, section 106 compliance – The action does not include ground disturbing activities. No further cultural resource identification is necessary for the project.


Public Involvement/Interagency Coordination: The California State Water Resources Control Board was consulted for input.

Supporting Documents: See attached supporting documentation.

Categorical Exclusion

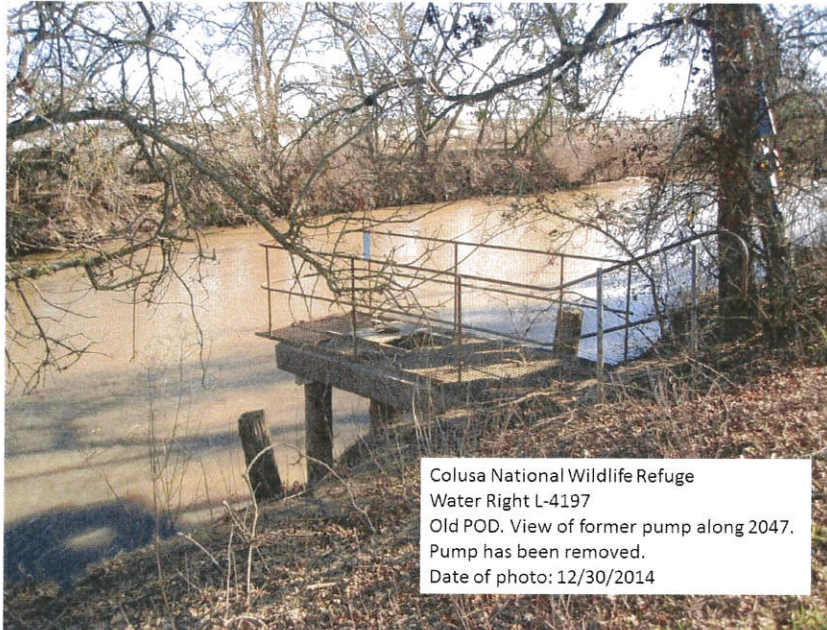


(Project Leader)



(Date)

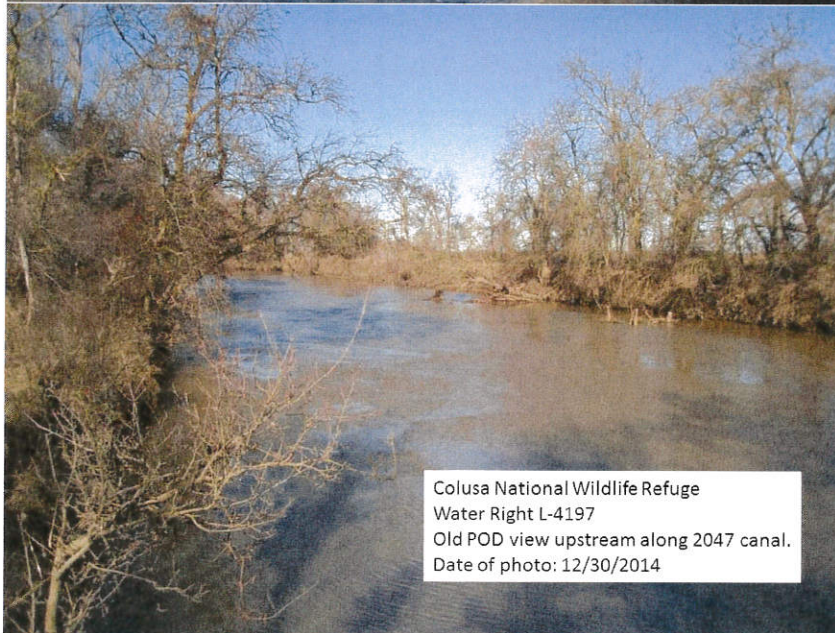
Photographs for Colusa NWR Point of Diversion Petition for Change



Colusa National Wildlife Refuge
Water Right L-4197
Old POD. View of former pump along 2047.
Pump has been removed.
Date of photo: 12/30/2014



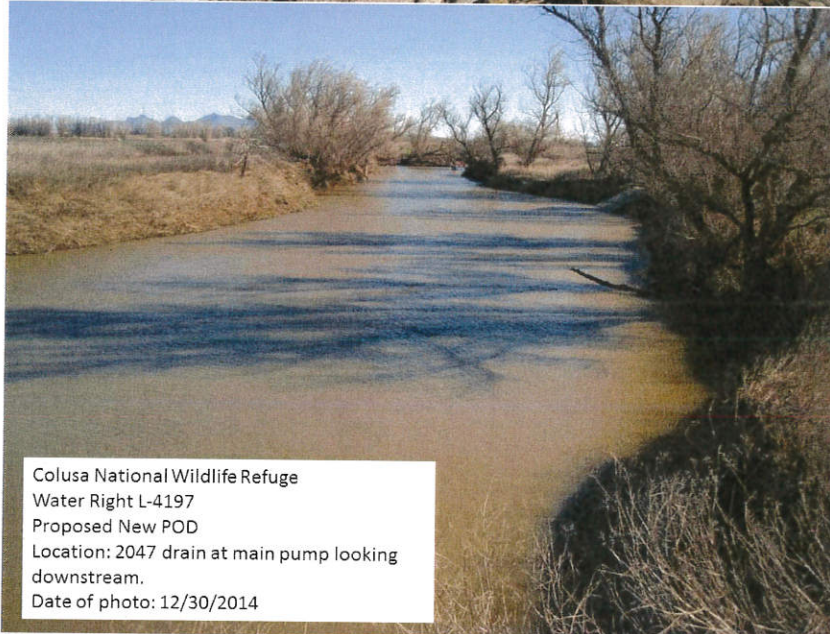
Colusa National Wildlife Refuge
Water right L-4197
Old POD looking downstream along 2047 canal.
Date of photo: 12/30/2014



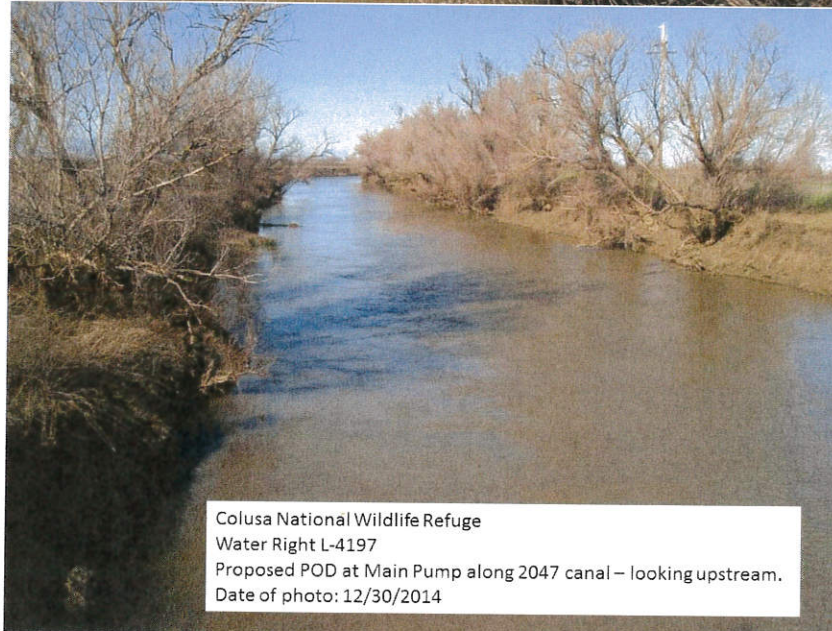
Colusa National Wildlife Refuge
Water Right L-4197
Old POD view upstream along 2047 canal.
Date of photo: 12/30/2014



Colusa National Wildlife Refuge
Water right L-4197
Proposed New POD
Location: At main pump on 2047 canal



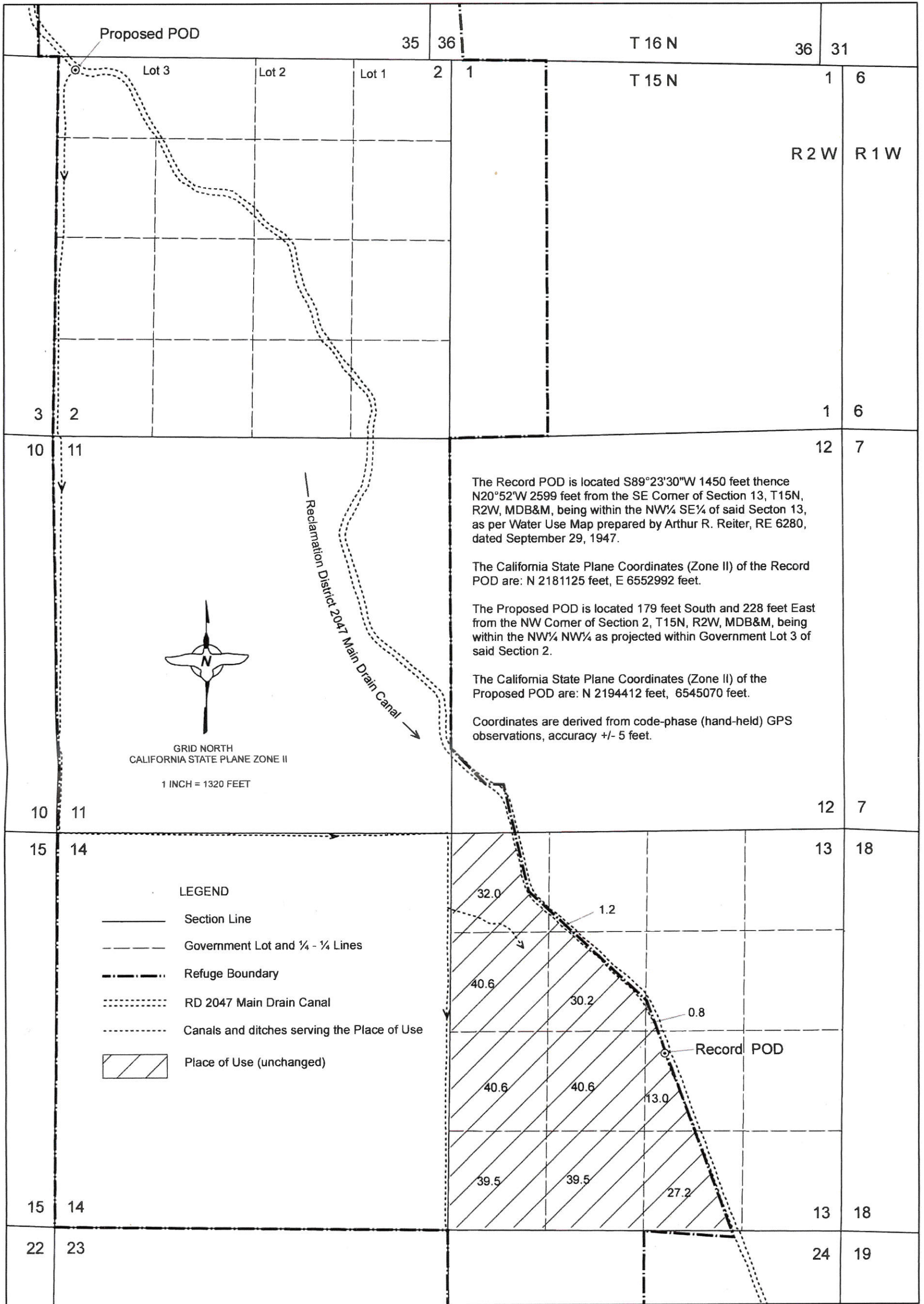
Colusa National Wildlife Refuge
Water Right L-4197
Proposed New POD
Location: 2047 drain at main pump looking
downstream.
Date of photo: 12/30/2014



Colusa National Wildlife Refuge
Water Right L-4197
Proposed POD at Main Pump along 2047 canal – looking upstream.
Date of photo: 12/30/2014

Place of Use Photographs taken 6/26/2015





CERTIFICATE OF SURVEYOR

MAP TO ACCOMPANY PETITION FOR CHANGE IN POINT OF DIVERSION AND PURPOSE OF USE OF WATER RIGHT APPLICATION A012115, LICENSE L004197, IN THE NAME OF THE U.S. FISH & WILDLIFE SERVICE, COLUSA NATIONAL WILDLIFE REFUGE

I, David Hills, of 911 NE 11th Avenue, Portland, Oregon do hereby certify that this map was prepared under my immediate supervision from notes taken during an actual survey made under my immediate supervision on April 14 and 15, 2015, from 2012 aerial imagery and information from private surveys in the vicinity; and that it correctly represents the project described in the accompanying application and shows the location of streams and ditches in the immediate vicinity.

This map is not intended to provide legal dimensions or locations of property ownership lines.

David Hills 8/5/2015

David Hills
California Surveyor Certificate No. 7248