

RECLAMATION

Managing Water in the West

Categorical Exclusion Checklist

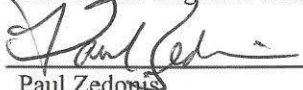
Assignment of Sacramento River Settlement Contract No. 14-06-200-7691A-R-1

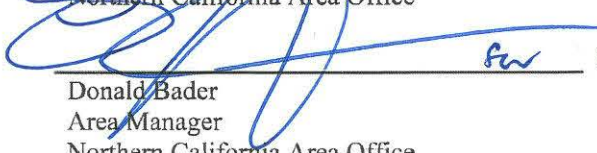
NCAO-CEC-18-08

Prepared by:  Date: 8/14/18
Ryan Everest
Repayment Specialist
Northern California Area Office (Willows)

Concurrence by: See Attachment 2. Date: 8/13/18
Megan Simon
Northern California Area Office Designee for
Tribal Trust Assets

Concurrence by: See Attachment 3. Date: 8/13/18
Joanne Goodsell
Archaeologist
Mid-Pacific Regional Office

Concurrence by:  Date: 8/16/18
Paul Zedonis
Environmental and Natural Resources
Supervisory Natural Resource Specialist/
Division Manager
Northern California Area Office

Approved by:  SW Date: 8/16/18
Donald Bader
Area Manager
Northern California Area Office



U.S. Department of the Interior
Bureau of Reclamation
Mid Pacific Region

August 2018

Proposed Action

On March 9, 2005 Reclamation entered into Sacramento River Settlement Contract No. 14-06-200-7691A-R-1 (Contract) with Laurie E. Forry. On October 6, 2017 Laurie E. Forry sold the land delineated in Exhibit B to Ravinder Singh and Sureena Shalini Bains Thiara, Trustees of the Thiara Family Trust, under Declaration of Trust Executed January 8, 2016.

By Grant Deeds dated October 6, 2017, as recorded in the Official Records in the County of Colusa, California, as Document No. 2017-0003545, all interest of the land within the Contractor's Service Area delineated in Exhibit B of the Contract was conveyed to Ravinder Singh and Sureena Shalini Bains Thiara, Trustees of the Thiara Family Trust, under Declaration of Trust Executed January 8, 2016.

At the request of the new property owners, Reclamation will assign the interests in the Contract from Laurie E. Forry, to Ravinder Singh and Sureena Shalini Bains Thiara, Trustees of the Thiara Family Trust, under Declaration of Trust Executed January 8, 2016, to correspond with the change in property ownership. Reclamation's authority for the action is granted by Article 33 of the Settlement Contract.

The property is located in portions of Township 17N, Range 1W, Sections 29 and 30 of the Mount Diablo Baseline and Meridian and in the Moulton Weir and Sanborn Slough USGS topographic quadrangles (Figure 1), Colusa County, CA. The latitude/longitude is approximately -122.00812 W, 39.29992 N.

Exclusion Categories

Bureau of Reclamation Categorical Exclusion - 516 DM 6 D. 14: Approval, renewal, transfer, and execution of an original, amendatory, or supplemental water service or repayment contract where the only result will be to implement an administrative or financial practice or change.

Extraordinary Circumstances

Below is an evaluation of the extraordinary circumstances as required in 43 CFR 46.215.

- | | | | | | | |
|--|----|-------------------------------------|-----------|--------------------------|-----|--------------------------|
| 1. This action would have a significant effect on the quality of the human environment (40 CFR 1502.3). | No | <input checked="" type="checkbox"/> | Uncertain | <input type="checkbox"/> | Yes | <input type="checkbox"/> |
| 2. This action would have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources (NEPA Section 102(2)(E) and 43 CFR 46.215(c)). | No | <input checked="" type="checkbox"/> | Uncertain | <input type="checkbox"/> | Yes | <input type="checkbox"/> |
| 3. This action would have significant impacts on public health or safety (43 CFR 46.215(a)). | No | <input checked="" type="checkbox"/> | Uncertain | <input type="checkbox"/> | Yes | <input type="checkbox"/> |

- | | |
|---|--|
| 4. This action would have significant impacts on such natural resources and unique geographical characteristics as historic or cultural resources; parks, recreation, and refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (EO 11990); flood plains (EO 11988); national monuments; migratory birds; and other ecologically significant or critical areas (43 CFR 46.215 (b)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 5. This action would have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks (43 CFR 46.215(d)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 6. This action would establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects (43 CFR 46.215 (e)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 7. This action would have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects (43 CFR 46.215 (f)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 8. This action would have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by Reclamation (LND 02-01; and 43 CFR 46.215 (g)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 9. This action would have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated critical habitat for these species (43 CFR 46.215 (h)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 10. This action would violate a Federal, Tribal, State, or local law or requirement imposed for protection of the environment (43 CFR 46.215 (i)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 11. This action would affect ITAs (512 DM 2, Policy Memorandum dated December 15, 1993). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |
| 12. This action would have a disproportionately high and adverse effect on low income or minority populations (EO 12898; and 43 CFR 46.215 (j)). | No <input checked="" type="checkbox"/> Uncertain <input type="checkbox"/> Yes <input type="checkbox"/> |

13. This action would limit access to, and ceremonial use of, Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (EO 13007; 43 CFR 46.215 (k); and 512 DM 3). No ☒ Uncertain ☐ Yes ☐

14. This action would contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act; EO 13112; and 43 CFR 46.215 (l)). No ☒ Uncertain ☐ Yes ☐

Regional Archeologist concurred with Item 8 (email attached).

ITA Designee concurred with Item 11 (email attached).

NEPA Action Recommended

☒ CEC – This action is covered by the exclusion category and no extraordinary circumstances exist. The action is excluded from further documentation in an EA or EIS.

☐ Further environmental review is required, and the following document should be prepared.

☐ EA

☐ EIS

Environmental commitments, explanations, and/or remarks:

The action is purely administrative; No change in land or water use or construction is associated with the action. The property is in agricultural production and will remain so for the foreseeable future.

Figure 1. Site Location Maps

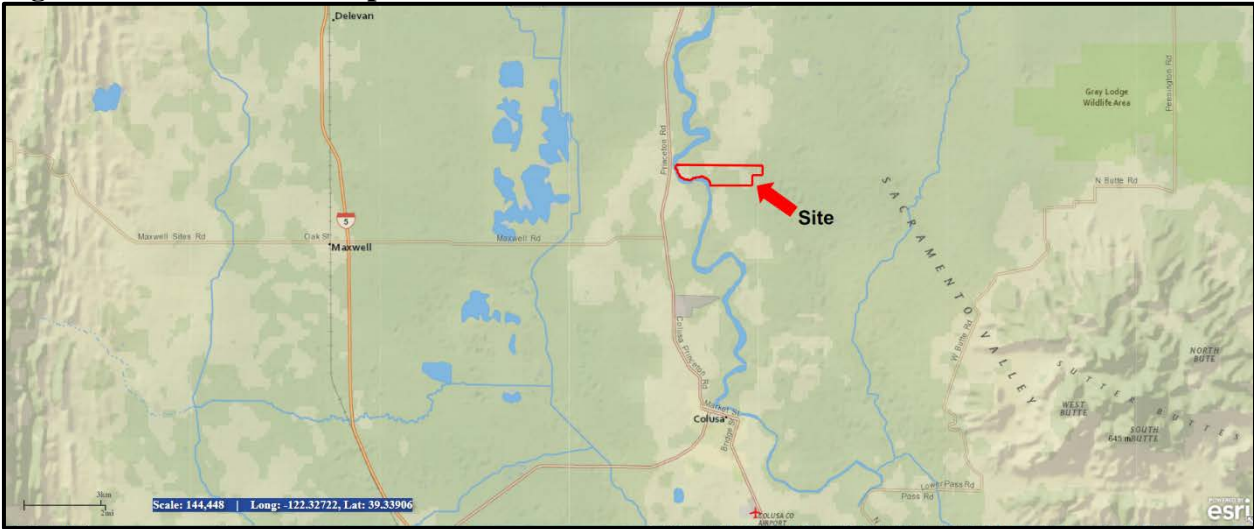


Figure 1A: Vicinity Map

Figure 1, Cont.

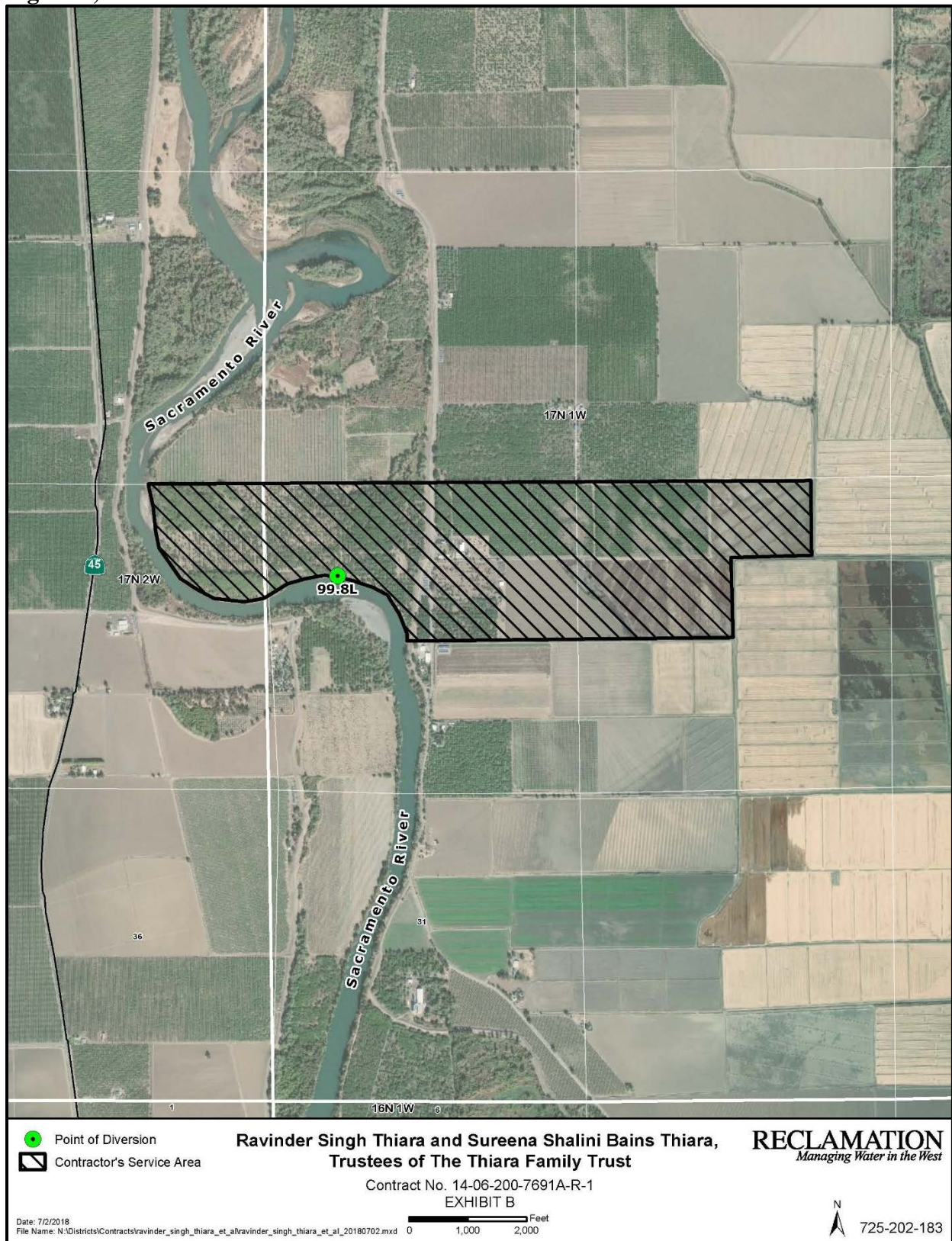


Figure 1B: Site Map

Attachment 1. Indian Trust Asset Review



Simon, Megan <msimon@usbr.gov>

ITA Review - Assignment of Settlement Contract No. 14-06-200-7691A-R-1

1 message

Simon, Megan <msimon@usbr.gov>
To: "Zedonis, Paul" <pzedonis@usbr.gov>

Mon, Aug 13, 2018 at 11:41 AM

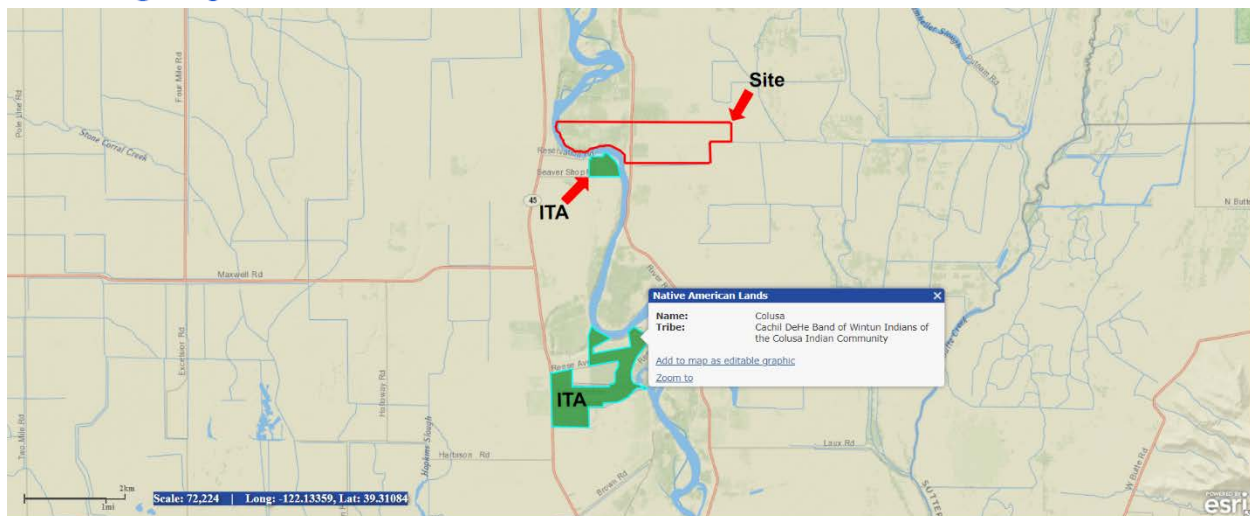
I have examined the referenced proposal and have determined that the nearest Indian Trust Asset is located to the adjacent south of the facility, across the Sacramento River.

Due to the purely administrative nature of the action, I have determined that there is no likelihood that this action will adversely impact Indian Trust Assets.

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Megan K. Simon

Natural Resources Specialist
U.S. Bureau of Reclamation
Northern California Area Office
16349 Shasta Dam Blvd.
Shasta Lake, CA 96019
(530) 247-8513
msimon@usbr.gov



Attachment 2. Cultural Resources Review

CULTURAL RESOURCES COMPLIANCE
Division of Environmental Affairs
Cultural Resources Branch (MP-153)

MP-153 Tracking Number: 18-NCAO-160

Project Name: Assignment of Sacramento River Settlement Contract No. 14-06-200-7691A-R-1

NEPA Document: NCAO-CEC-18-08

NEPA Contact: Megan Simon, Natural Resources Specialist

MP-153 Cultural Resources Reviewer: Joanne Goodsell, Archaeologist

Date: August 13, 2018

JOANNE GOODSSELL

Digitally signed by JOANNE
GOODSELL
Date: 2018.08.13 14:47:54 -07'00'

Reclamation proposes to assign the interest in Sacramento River Settlement Contract No. 14-06-200-7691A-R-1 from Laurie E. Forry to Ravinder Singh and Sureena Shalini Bains Thiara, Trustees of the Thiara Family Trust, to correspond with a change in property ownership. Reclamation's authority for the proposed action is granted by Article 33 of the Settlement Contract.

Reclamation determined that the proposed action is the type of Federal undertaking that has no potential to cause effects on historic properties, assuming such properties be present, pursuant to 36 CFR § 800.3(a)(1). As such, Reclamation has no further obligations under 54 U.S.C. § 306108, commonly known as Section 106 of the National Historic Preservation Act. This determination supports Item 8 on NCAO-CEC-18-08.

This document conveys the completion of the cultural resources review and Section 106 process for this undertaking. Please retain a copy of this document with the administrative record for the proposed action. Should the proposed action change, additional review under Section 106, possibly including consultation with the State Historic Preservation Officer, may be required.