

LSAA Amendment # 11281



STATE OF CALIFORNIA
DEPARTMENT OF FISH AND WILDLIFE
LAKE AND STREAMBED ALTERATION PROGRAM



**Information Regarding Amendments of
Lake or Streambed Alteration Agreements**

The holder of an agreement ("holder") may request the Department of Fish and Wildlife (CDFW) to amend a Lake or Streambed Alteration Agreement ("agreement"), provided the request is received by CDFW in writing prior to the agreement's expiration. If the request is not received prior to the agreement's expiration, CDFW will be unable to accept the request. In that case, the holder will need to notify CDFW in accordance with Fish and Game Code section 1602 or section 1611 and obtain a new agreement in order to begin or continue the work covered by the expired agreement.

In order to request an amendment, the holder shall complete and submit the attached Amendment Request form, with the correct fee, to the [CDFW regional office](#) that serves the area where the project is located.

For more information on Lake and Streambed Alteration Agreements, see Fish and Game Code section 1600.





| FOR DEPARTMENT USE ONLY | | | | | |
|-------------------------|-----------------|------------------------------|-----------------------------|---------------|-----------------|
| Date Received | Amount Received | Approved? | | Date Approved | Expiration Date |
| | \$ | <input type="checkbox"/> Yes | <input type="checkbox"/> No | | |
| Assigned to: | | | | | |

REQUEST TO AMEND LAKE OR STREAMBED ALTERATION AGREEMENT

Complete EACH field, unless otherwise indicated, and submit ALL required enclosures, attachments, and fee(s) to the [CDFW regional office](#) that serves the area where the project will occur. Attach additional pages to notification, if necessary.

1. APPLICANT REQUESTING AMENDMENT

If the applicant is a business, agency, or utility, please include the name of the applicant's representative, who should be an employee of the applicant.

| | |
|------------------|----------------------|
| Name | Fritz Sexton |
| Business/Agency | R & F Investments |
| Mailing Address | 600 F St #3 Box 1012 |
| City, State, Zip | Arcata, CA 95521 |
| Phone Number | 707-834-6301 |
| Email | frizsex@gmail.com |

2. CONTACT PERSON *(Complete only if different from applicant.)*

| | |
|------------------|-------------------------------|
| Name | Steve Breitenstein |
| Business/Agency | Green Road Consulting |
| Mailing Address | 1650 Central Avenue, Suite C |
| City, State, Zip | McKinleyville, CA 95519 |
| Phone Number | (707)630-5041 |
| Email | steve@greenroadconsulting.com |

While an applicant is legally responsible for complying with Fish and Game Code section 1602 et seq., an applicant may designate and authorize an agent (e.g., lawyer, consultant, or other individual) to act as a Designated Representative. The Designated Representative is authorized to sign the notification and any agreement on behalf of the Applicant.

Do you authorize the Contact Person above to represent you as your Authorized Designated Representative?

Yes, I authorize. No, I do not authorize.

3. PROJECT INFORMATION

| | |
|---|---|
| Project Name (as identified in the Final Agreement) | Sexton R & F Investments Stream Crossings and Remediation Project |
| Agreement Number | 1600-2017-0319-R1 |
| Expiration Date | 12/21/2022 |



4. AMENDMENT REQUEST AND FEE

Check the applicable box below and refer to the current fee schedule to determine the appropriate amendment fee.

- A minor amendment is one that would not significantly modify the scope or nature of any project covered by the agreement or any measure included in the agreement to protect fish and wildlife resources, as determined by CDFW, or an amendment to transfer the agreement to another entity by changing the name of the entity to the name of the transferee (see Cal. Code Regs., tit. 14, § 699.5, subd. (a)(10)).
- A major amendment is one that would significantly modify the scope or nature of any project covered by the agreement or any measure included in the agreement to protect fish and wildlife resources, or require additional environmental review, as determined by CDFW (see Cal. Code Regs., tit. 14, § 699.5, subd. (a)(7)).

Minor Amendment

Major Amendment

Note: CDFW is not required to determine whether an amendment is complete or otherwise process the amendment until CDFW has received the correct fee.

5. AMENDMENT DESCRIPTION

A. Describe the amendment in detail

- Written description of all project activities with detailed step-by-step description of project implementation.
- Include any structures (e.g., rip-rap, culverts) that will be placed or modified in or near the stream, river, or lake, and any channel clearing.
- Specify volume, and dimensions of all materials and features (e.g., rip rap fields) that will be used or installed.
- Enclose diagrams, drawings, design plans, construction specifications, and maps that provide all of the following: site specific construction details; dimensions of each structure and/or extent of each activity in the bed, channel, bank or floodplain; overview of the entire project area (i.e., "bird's-eye view") showing the location of each structure and/or activity, significant area features, stockpile areas, areas of temporary disturbance, and where the equipment/machinery will access the project area.
 - A helpful resource to assist in the development of quality PDF maps in Google Earth. See [Using Google Earth to Map your Property \(PDF\)](#).

We would like to extend the date of work completion to October 15, 2021. A site visit was conducted on March 3, 2021 to review all project sites and it was confirmed that the proposed upgrades in the original notification and final agreement are still applicable. No major changes in any crossing structure or newly revealed site information has lead us to believe that we should deviate from the original plan. All work will be completed by October 15, 2021 with proper notification of CDFW before and after the work period.

Continued on additional page(s)

B. Explain the reason(s) for the amendment request

An organization or communication error lead the responsible parties to believe that there was still time to complete the required work within the bounds of the original agreement. The applicant offers apologies for the oversight.

Continued on additional page(s)



6. SIGNATURE

I hereby certify that to the best of my knowledge the information in this amendment request ("request") is true and correct and that I am authorized to sign this request as, or on behalf of, the applicant. I understand that if any information in this request is found to be untrue or incorrect, CDFW may suspend processing this request or suspend or revoke any draft or final Lake or Streambed Alteration Agreement issued pursuant to this request. I understand also that if any information in this request is found to be untrue or incorrect and the changes described in this request has already begun, I and/or the applicant may be subject to civil or criminal prosecution. I understand that this notification applies only to the project(s) described herein and that I and/or the applicant may be subject to civil or criminal prosecution for undertaking any project not described herein, unless CDFW has been separately notified of that project in accordance with Fish and Game Code section 1602 or 1611.

Signature of Applicant or Applicant's Authorized Representative

Date

Print Name

Note: If approved, a copy of this form must be available at the work site with the original agreement.

R & F Investment Properties LLC

P.O. Box 2552
McKinleyville CA 95519
707-834-6301

Humboldt County Building and Planning
3015 H st,
Eureka, CA 95501


February 25, 2021

To whom it may concern,

I will complete the work spelled out in in the Fish and Wildlife Agreement 1600-2017-0319-R1-Hum this summer. All work will be complete.

Warm Regards,

Fritz Sexton


Fritz Sexton (Feb 28, 2021 11:34 PST)

Fritz Sexton

Managing Member R & F Investment Properties LLC

MP2



Existing ford, still functional

MP3



Partially clogged inlet, still functional



No signs of overtopping above culvert

MP4



Upstream channel of MP4



Minor erosion of roadbed but naturally rocky substrate maintains stability

MP6



No crossing at MP6 (diverted to MP7)

MP7



Stream diverted to inboard ditch leading to MP7



Outlet of MP7, functional

MP8



Spring flow follows manmade path around perimeter of flat



Outlet culvert discharging in a stable manner

MP9



Existing for functional. Unrelated erosion from a small landside behind

MP10



Water diverted to inboard ditch to rolling dip below. Minimal erosion

MP12



Spring seep drains to road with no culvert identifiable. It could be buried. This feature represents the most erosive water crossing feature of all LSA projects on the site. Looks like very little surface water drains to this point as opposed to spring flow

MP13



Culvert outlet functioning though partially obstructed



Little or no erosion on slope below

MP14



A lot of flow coming through heavily vegetated Humboldt crossing.



Flow goes subsurface below logs and debris from historical logging

MP19



Little erosion at MP19, maybe some overtopping at an earlier date



6" culvert currently functional

MP20



Sediment deposition in inboard ditch that diverts flow at MP20



Road surface drains to MP20 with some erosion of road prism

MP21



Spring flow above MP21



Highway 299 culvert below MP21 where flow should be directed