STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

February 17, 2009

Mr. Tom Dickey
Snake River Vineyards
850 North Broadway
Othello, Washington 99344

Re: Applications for Change under Surface Water Certificate No.'s 9729 and 11864

Dear Mr. Dickey:

In response to your request, you are hereby granted an extension to put the water to full beneficial use for the reason(s) below:

In review of your request for extension, it appears you have made substantial goals in completing your installation requirements and construction of the project. Your request is for a reasonable and short period of time. We will grant you an additional year to complete your project and put the water to full beneficial use. According to the information provided, this will complete your project.

The new deadline to submit your *Proof of Appropriation of Water* is **December 31, 2009**.

An approved measuring device shall be installed and maintained for each of the sources authorized by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", WAC 173-173. http://www.ecy.wa.gov/programs/wr/measuring/measuringhome.html

Water use data shall be recorded weekly and maintained by the property owner for a minimum of five years. The maximum monthly rate of diversion/withdrawal and the monthly total volume shall be submitted to the Department of Ecology by January 31st of each calendar year.

WAC 173-173 describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition the Department of Ecology for modifications to some of the requirements. Installation, operation and maintenance requirements are enclosed as a document titled "Water Measurement Device Installation and Operation Requirements". http://www.ecy.wa.gov/programs/wr/measuring/measuringhome.html

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.
You have a right to appeal this decision. To appeal this you must:

- File your appeal with the Pollution Control Hearings Board within 30 days of the "date of receipt" of this document. Filing means actual receipt by the Board during regular office hours.

- Serve your appeal on the Department of Ecology within 30 days of the "date of receipt" of this document. Service may be accomplished by any of the procedures identified in WAC 371-08-305(10). "Date of receipt" is defined at RCW 43.21B.001(2).

Be sure to do the following:

- Include a copy of this document that you are appealing with your *Notice of Appeal.*
- Serve and file your appeal in paper form; electronic copies are not accepted.

1. To file your appeal with the Pollution Control Hearings Board

Mail appeal to:	OR	Deliver your appeal in person to:
The Pollution Control Hearings Board PO Box 40903 Olympia WA 98504-0903		The Pollution Control Hearings Board 4224 – 6th Ave SE Rowe Six, Bldg 2 Lacey WA 98503

2. To serve your appeal on the Department of Ecology

Mail appeal to:	OR	Deliver your appeal in person to:
The Department of Ecology Appeals & Relief Coordinator P.O. Box 47608 Olympia WA 98504-7608		The Department of Ecology Appeals & Relief Coordinator 300 Desmond Dr SE Lacey WA 98503

3. And send a copy of your appeal to:

Keith L. Stoffel
Department of Ecology
Eastern Regional Office
4601 North Monroe Street
Spokane, WA 99205-1295

For additional information visit the Environmental Hearings Office Website: http://www.eho.wa.gov . To find laws and agency rules visit the Washington State Legislature Website: http://www1.leg.wa.gov/CodeReviser .

If you have any questions, please contact Dan Tolleson at 509-329-3526

Sincerely,

Keith Stoffel
Section Manager
Water Resources Program
Eastern Regional Office

KLS/DT:md
W: Extensions/Tolleson/letters/2009/Snake River Vineyards 9729 and 11684 2-17-2009.doc
Enclosures: *Proof of Appropriation of Water*
Your Right to Be Heard