

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 80585

MINIMUM REQUIREMENTS CHECKLIST TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) Dandrew Wine LLC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☒ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☒ ☐ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☒ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 17 2015

WATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Dandrew Wine LLC Phone 206-267-5260
Mailing address 1910 Fairview Ave. East, Suite 400, Seattle, WA 98102 Email mikew@preceptwine.com

- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☒ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Scott King, SPF Water Engineering, LLC Phone 208-383-4140
Mailing address 300 E. Mallard Dr., Ste 350, Boise, ID 83706 Email sking@spfwater.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Mike Williamson
Signature of Applicant or Authorized Representative

MIKE WILLIAMSON COO/KFO
Print Name and Title if applicable

10/8/15
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use

☒ Change nature of use ☐ Change period of use ☒ Other Remove combined use condition
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.

(1) Change/add wells to rights to reflect an integrated system; (2) change nature of use on right 63-28919 from exempt domestic use to exempt commercial use (limited to 2,500 gpd) to more accurately define current water use; and (3) limit diversion under right 63-11205 to 0.13 cfs so that when combined with right 63-8469, flow rate does not exceed the original system capacity of 0.84 cfs enabling removal of the combined use condition.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	63-11205	0.13/1.0	Commercial	1/1 to 12/31	Ground Water
☒ ☐	63-28919	0.04	Commercial	1/1 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.17 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.17 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N			SW	SE	23	3N	4W	Canyon	Ground Water	D0000171
N			SW	SE	23	3N	4W	Canyon	Ground Water	D0015085
Y			SW	SE	23	3N	4W	Canyon	Ground Water	Proposed
N			SW	SE	23	3N	4W	Canyon	Ground Water	1918 well

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Total Acres (for irrigation use)																			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
3 existing wells, 1 proposed well, provide commercial use for a combination winery, retail store, tasting room and special events. Measuring devices & lockable controlling works will be accommodated upon Department request.
- b. Who owns the property at the point(s) of diversion? Sunny Slope Fruit Co.
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Applicant has contract for purchase. See attached authorization from current owner.
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

 It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
 If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
n/a

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
None.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
 Yes No
☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?
 If yes, describe:

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-11205

Current Owner: STE CHAPELLE

Priority Date: 2/28/1990

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

COMMERCIAL

1/01 to 12/31

0.2 CFS

1 AF

Total Diversion

0.2 CFS

1 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SE1/4

Sec. 23, Twp 03N, Rge 04W B.M.

CANYON County

Place of Use

COMMERCIAL Within CANYON County

T03N R04W S23

SWSE

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Rights 63-08469 and 63-11205 when combined shall not exceed a total diversion rate of 0.84 cfs.
Commercial use is for a combination winery, retail store and tasting room.
4. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Licensed Date: 7/26/1994

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-28919

Current Owner: SUNNY SLOPE FRUIT CO

Priority Date: 7/1/1918

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

DOMESTIC

1/01 to 12/31

0.04 CFS

Total Diversion

0.04 CFS

Location of Point(s) of Diversion

GROUND WATER

NE1/4SW1/4SE1/4

Sec. 23, Twp 03N, Rge 04W B.M.

CANYON County

Place of Use

DOMESTIC Within CANYON County

T03N R04W S23

SWSE

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. PARCEL NO. R03N04W238400
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Decreed Date: 5/26/2000

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (**GIS**) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☒ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

* n/a - clarifying exempt domestic use to exempt commercial use as set forth in ID Code 42-111.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

[illegible]

FOR DEPARTMENT USE ONLY

Transfer contains 0 pages and 0 attachments.

Received by GA Date 12/17/15 Preliminary check by NVA Date 2/23/16

Fee paid \$ 450⁰⁰ Date 12/17/15 Received by QJ Receipt # W043750

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Attachment #1

DANDREW WINE LLC

OFFICER AUTHORIZATION CERTIFICATE

Daniel R. Baty, being a member, majority interest owner in, and sole manager of, Dandrew Wine LLC, a Washington Limited Liability Company ("Dandrew"), hereby consents to and authorizes the following actions:

1. Mike Williamson ("Williamson"), Chief Operating Officer and Chief Financial Officer of Dandrew is hereby authorized and directed to sign on behalf of Dandrew, that certain *Application for Transfer of Water Right*, dated October 8, 2015, for filing with the State of Idaho, Department of Water Resources (the "Application"), a copy of which is attached hereto; and,
2. Further, Williamson is hereby authorized and directed to sign, do and perform any or all other acts or things in any way, relating to that certain Application, including amending or modifying the Application, as he deems necessary, advisable or appropriate, to carry out the purpose and intent of the filing made on behalf of Dandrew regarding the water rights described in the Application.

IN WITNESS WHEREOF, the undersigned has executed this Officer Authorization Certificate as of the 8th day of October, 2015.

DANDREW WINE LLC

By: 
Daniel R. Baty,
Member and Manager

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Re: Application for Permit & Transfer of Water Rights for Dandrew Wine LLC

To Whom It May Concern:

Sunny Slope Fruit Co., LLP, an Idaho limited liability partnership, owns the place of use and existing points of diversion proposed on the attached *Application for Transfer of Water Right*, dated October 8, 2015 and the attached *Application for Permit*, dated October 8, 2015, submitted by Dandrew Wine LLC to the State of Idaho Department of Water Resources. Dandrew Wine LLC has an option to purchase the Ste. Chapelle Winery property (the place of use and existing points of diversion) from Sunny Slope Fruit Co., LLP. Sunny Slope Fruit Co., LLP approves the attached *Application for Transfer of Water Right* and *Application for Permit* submitted by Dandrew Wine LLC.

Sincerely,

SEE APPENDUM BY HOGAN
Sunny Slope Fruit Co., LLP

[Signature]
Name

PARTNER

Title

Date: *23 Nov*
~~October~~ __, 2015

State of Idaho)

County of *Canyon*)

) SS.

Subscribed and sworn (or affirmed) before me this *23* day of *Nov*, 2015.

[Signature]
Notary Public

Residing at *Boise, ID*

My Commission Expires *7/26/2020*



**Addendum to Approval from Sunny Slope Fruit Company
for submittal to Dept. of Water Resources
of
Applications for Transfer of Water Right & Permit**

This Addendum clarifies the purpose of the *Application for Transfer of Water Right*, dated October 8, 2015, and the *Application for Permit*, dated October 8, 2015, both of which are referenced in the attached approval from Sunny Slope Fruit Company., LLP.

If granted by the Idaho Department of Water Resources the *Application for Transfer of Water Right* will:

- Change the nature of use on Water Right 63-28919 (domestic use priority 1918, located on winery property) from domestic to commercial use
- Limit the diversion right on Water Right 63-11205 (commercial use for winery, located on winery property) to .13 cfs from the current .21 cfs
- Eliminate the combined use condition for Water Right 63-11205 (currently Water Right 63-11205 contains a '*condition of approval*' that the diversion rate when combined with Water Right 63-8469 is not to exceed .84 cfs)

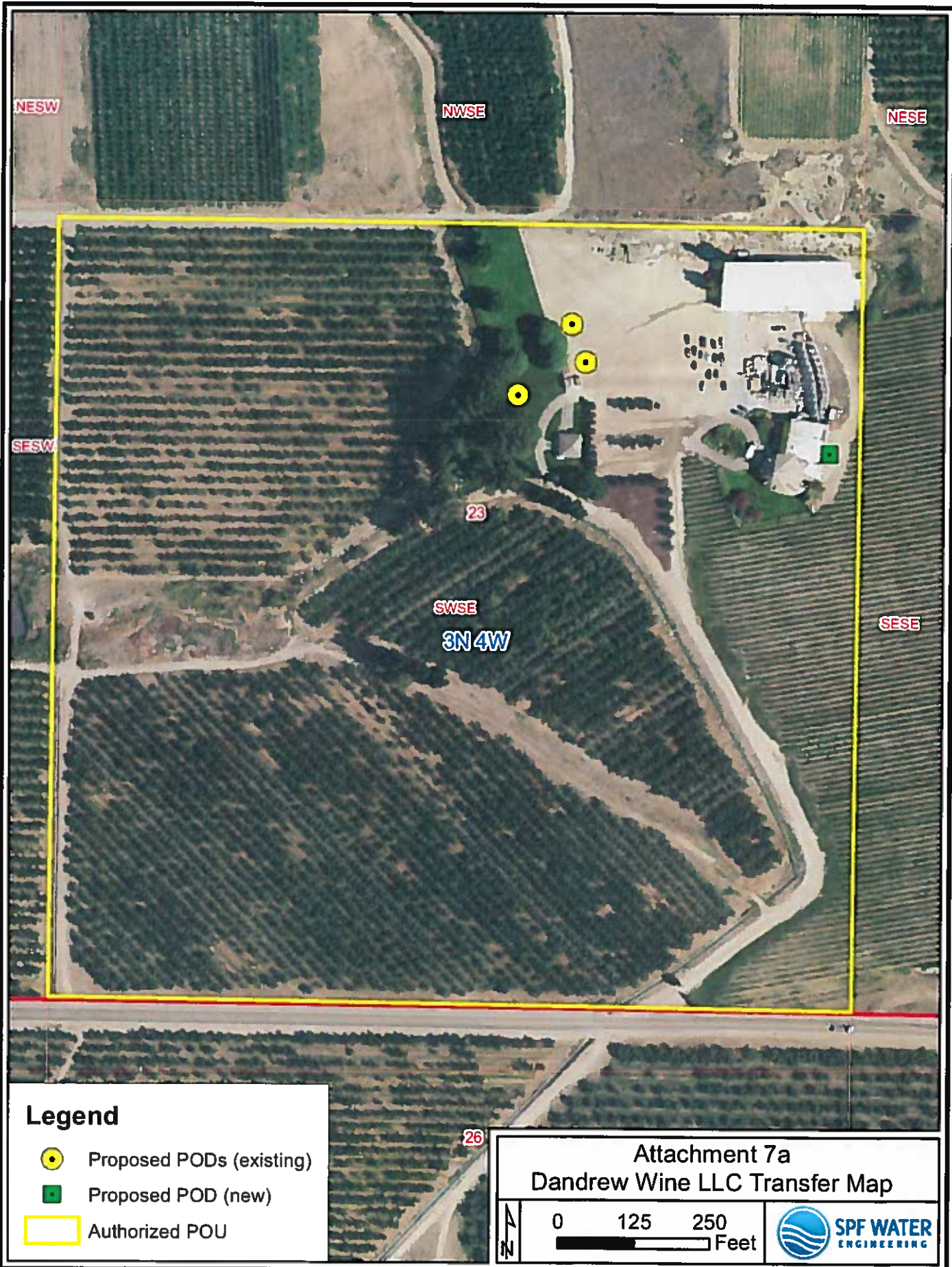
If granted by the Idaho Department of Water Resources the *Application for Permit* will:

- Increase the diversion rate to .24 cfs from Water Right 63-11205 and Water Right 63-28919, allowing up to 1.5 million gallons per year for commercial purposes at the existing winery, tasting room, retail store and for hospitality events

Dandrew Wine LLC

By: _____

Tim Hogan, Attorney for Dandrew Wine LLC





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

February 25, 2016

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

DANDREW WINE LLC
1910 FAIRVIEW AVE EAST
SUITE 400
SEATTLE, WA 98102

RE: Application for Permit No. 63-34179
Application for Transfer No. 80585
Water Right No(s). 63-11205, 63-28919

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application and permit application. Please refer to the transfer number and permit number referenced above in all future correspondence regarding these applications.

Legal notices of the applications have been prepared and are scheduled for publication in the PRESS TRIBUNE on 3/3/2016 and 3/10/2016. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

If either of the applications is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If either of the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in black ink, appearing to read 'Rachel Neely', is written over a horizontal line.

Rachel Neely
Administrative Assistant

CC:
SPF WATER ENGINEERING LLC
C/O SCOTT KING
300 E MALLARD DR STE 350
BOISE, ID 83706

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, February 25, 2016 8:50 AM
To: 'IDAHO PRESS TRIBUNE'
Subject: Canyon Legal Ads
Attachments: Canyon Cover Letter.docx; Canyon Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 3/3/2016 & 3/10/2016.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

February 25, 2016

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application for Permit No. 63-34085
Application for Permit No. 63-34170
Application for Permit No. 63-34097
Application for Permit No. 63-34118
Application for Permit No. 63-34179
Application for Transfer No. 80585,
Water Right No(s): 63-11205, 63-28919

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 3/21/2016. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-34085

REYNOLDS IRRIGATION DISTRICT
PO BOX 12
MELBA, ID 83641

Points of Diversion SWNE NENE S9 T01S R02W CANYON County Source WARM SPRINGS CREEK Tributary SNAKE RIVER
Points of Diversion SWSE SESE S3 T01S R02W CANYON County Source WARM SPRINGS CREEK Tributary SNAKE RIVER
Points of Diversion NWNE NWNW S10 T01S R02W CANYON County Source WARM SPRINGS CREEK Tributary SNAKE RIVER
Use: POWER 01/01 to 12/31 13.56 CFS
Total Diversion: 13.56 CFS
Date Filed: 5/18/2015
Place of Use: POWER
T01S R02W S17 NWNE

63-34170

CHRISTINA A LINCOLN
COTTONWOOD RETRIEVERS
JAKE COON
22195 LOOK LN
CALDWELL, ID 83607

Points of Diversion SESW NESW S8 T04N R03W CANYON County Source UNNAMED DRAIN Tributary BOISE RIVER
Use: COMMERCIAL 01/01 to 12/31 3 CFS
Use: COMMERCIAL 10/01 to 04/01 2.5 CFS
Use: COMMERCIAL STORAGE 01/01 to 12/31 1447 AF
Use: COMMERCIAL STORAGE 10/01 to 04/01 717 AF
Use: DIVERSION TO STORAGE 01/01 to 12/31 3 CFS
Use: DIVERSION TO STORAGE 10/01 to 04/01 2.5 CFS
Use: IRRIGATION 03/01 to 11/15 0.76 CFS
Use: WILDLIFE 01/01 to 12/31 3 CFS
Use: WILDLIFE 10/01 to 04/01 2.5 CFS
Use: WILDLIFE STORAGE 01/01 to 12/31 1447 AF
Use: WILDLIFE STORAGE 10/01 to 04/01 717 AF
Total Diversion: 5.5 CFS
Date Filed: 11/19/2015
Places of Use: IRRIGATION, COMMERCIAL, WILDLIFE, COMMERCIAL STORAGE, WILDLIFE STORAGE
T04N R03W S8 NESW SWSW SESW
Total Acres: 38

63-34097

MOONSTRUCK HOMEOWNERS ASSOCIATION INC
15617 MOONBEAM WAY
CALDWELL, ID 83607-5362
(2)Points of Diversion SENW S16 T03N R03W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.6 CFS
Total Diversion: 0.6 CFS
Date Filed: 6/22/2015
Place of Use: IRRIGATION
T03N R03W S16 SENW NESW
Total Acres: 45
Water bearing zone to be appropriated is from 75 to 205 feet.

63-34118

DAVID HEBERT
AMY HEBERT
10100 GABICA ST
MIDDLETON, ID 83644
(2)Points of Diversion L1(SESE) S8 T04N R02W CANYON County Source GROUND WATER
Point of Diversion L1(SESE) S8 T04N R02W CANYON County Source WASTE WATER Tributary BOISE RIVER
Use: AESTHETIC STORAGE 01/01 to 12/31 12 AF
Use: DIVERSION TO STORAGE 01/01 to 12/31 0.26 CFS
Use: IRRIGATION 03/01 to 11/15 0.15 CFS
Use: IRRIGATION FROM STORAGE 03/01 to 11/15 25 AF
Use: IRRIGATION STORAGE 03/01 to 11/15 25 AF
Use: RECREATION STORAGE 01/01 to 12/31 12 AF
Total Diversion: 0.26 CFS
Date Filed: 7/24/2015
Places of Use: AESTHETIC STORAGE, RECREATION STORAGE, IRRIGATION, IRRIGATION STORAGE, IRRIGATION FROM STORAGE
T04N R02W S8 L1(SESE)
Total Acres: 5
Water bearing zone to be appropriated is from 0 to 20 feet.

63-34179

DANDREW WINE LLC
1910 FAIRVIEW AVE EAST
SUITE 400
SEATTLE, WA 98102
(4)Points of Diversion SWSE S23 T03N R04W CANYON County Source GROUND WATER

Use: COMMERCIAL 01/01 to 12/31 0.24 CFS

Total Diversion: 0.24 CFS

Date Filed: 12/17/2015

Place of Use: COMMERCIAL

T03N R04W S23 SWSE

Water bearing zone to be appropriated is from 50 to 400 feet.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80585

DANDREW WINE LLC, 1910 FAIRVIEW AVE EAST SUITE 400, SEATTLE, WA 98102, has filed Application No. 80585 for changes to the following water rights within CANYON County(s): Right No(s): 63-11205, 63-28919; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. This transfer proposes combining three existing wells, and adding a new well to reflect all four wells as an integrated system with a total diversion rate of 0.17 cfs. All four wells are/will be at the Ste Chapelle Winery. The transfer also proposes a change in nature of use for one of the rights to be listed as fully commercial use upon transfer approval.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at 208-334-2190; or for a full description of the right(s) or proposed transfer (s) please see www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 3/21/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/3/2016 and 3/10/2016

Van Dyke, Nick

From: Sarah McCormack [SAM@moffatt.com]
Sent: Friday, February 12, 2016 10:52 AM
To: Van Dyke, Nick
Cc: Norm Semanko
Subject: Dandrew Wines, LLC - Application for Permit 80600 and Transfer Application 80585 [MT-C.FID670626]

Nick,

I wanted to follow up on my voicemail to you this morning to confirm that Dandrew Wines is comfortable moving forward expeditiously with publishing and reviewing the above-mentioned applications, even if it means fees may not be refunded. Please plan to publish notice of the applications in the next advertising cycle.

Also, please let me know when the actual dates will be for the publishing and confirm where they will be published.

Thank you,
Sarah

SARAH A. MCCORMACK
Attorney

**MOFFATT
THOMAS**
Attorneys at Law

Direct 208 385 5474

Main 208 345 2000

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SAM@moffatt.com

<http://www.moffatt.com>

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Boise, ID 83701-0829

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101 S. Capitol Blvd., 10th Floor

Boise, ID 83702-7710

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MOFFATT THOMAS

Attorneys at Law

Norman M. Semanko

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208.345.2000 MAIN
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208.385.5384 FAX

February 8, 2016
via Facsimile and U.S. Mail

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FEB 10 2016

**WATER RESOURCES
WESTERN REGION**

Nick Miller
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

**Re: Dandrew Wine, LLC - Request for Expedited Review of Application for Permit
80600 and Transfer Application 80585
MTBR&F File No. 26039.0000**

Dear Mr. Miller:

The law firm of Moffatt Thomas has been retained to represent Dandrew Wine, LLC ("Dandrew Wine") regarding the above-mentioned water right Application for Permit and Transfer Application, submitted on December 17, 2015. As the resolution of these applications is fundamental to Dandrew Wine's closing on the purchase of Ste. Chapelle Winery, Inc. early this year, Dandrew Wine hereby requests expedited review of these applications.

Your attention to this matter is greatly appreciated. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



Norman M. Semanko

NMS/kam

cc: Dandrew Wine, LLC
Scott King, SPF

MOFFATT
THOMAS
Attorneys at Law

MAILING ADDRESS:
PO Box 829
Boise ID 83701-0829

208.345.2000
208.385.5384 FAX
(208) 385-5434

FACSIMILE

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FEB 08 2016

WATER RESOURCES
WESTERN REGION

From: Kathleen A. Menasco
Administrative Assistant to Norman M. Semanko
Date: February 8, 2016
Re: Dandrew Wine, LLC - Request for Expedited Review
of Application for Permit 80600 and Transfer
Application 80585
File No.: 26039.0000

Number of pages being transmitted including the cover page: 2
Please call fax operator at 208.345.2000 if all pages are not received.

	Name	Organization	Fax No.	Voice No.
To:	Nick Miller	IDWR	208-334-2348	208-287-4800
CC:	Dandrew Wine, LLC	.	(206) 389-1708	(206) 389-1782
CC:	Scott King	SPF Water Engineering, LLC	383-4156	383-4140 x209

Message:

Please see the attached correspondence from Norm Semanko in the above matter. If you have any questions, please call Kathleen Menasco at 385-5434. Thank you.

PLEASE DELIVER IMMEDIATELY

The following message constitutes confidential attorney-client information, or other confidential communication. If you have received this communication in error, do not read it. It is not intended for transmission to, or receipt by, any unauthorized persons. Please destroy it without copying it, and notify the sender by calling 208 345-2000, so that our address record can be corrected. Thank you.

MOFFATT THOMAS

Attorneys at Law

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800 437 2880 TOLL FREE
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February 8, 2016
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**WATER RESOURCES
WESTERN REGION**

Nick Miller
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

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Your attention to this matter is greatly appreciated. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



Norman M. Semanko

NMS/kam

cc: Dandrew Wine, LLC
Scott King, SPF



SPF WATER
ENGINEERING

December 14, 2015

Angie Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

RECEIVED

DEC 17 2015

WATER RESOURCES
WESTERN REGION

***Subject: Application for Transfer
Application for Permit***

Dear Angie,

Enclosed on behalf of Dandrew Wine, LLC, is an *Application for Permit* requesting additional ground water for a commercial winery and an *Application for Transfer* seeking changes to existing water rights for the winery to more accurately define and reflect current water use. A new well common to both applications is being proposed in addition to three existing wells.

Check No. 010270 for \$700 is enclosed for the filing fees; \$250 for the permit application; 200 for the transfer application with the addition of \$250 required to change the nature of use of water right 63-28919 as proposed. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Mike Williamson (sent electronically)
Timothy Hogan (sent electronically)
Norm Semanko (sent electronically)

Enclosures

SPF file number: 1178.0010