

DIVISION OF WATER RIGHTS

STATEMENT OF WATER DIVERSION AND USE ROUTE SLIP FOR AN INACTIVE DIVERSION OF WATER

STATEMENT # S015893

CLAIMANT WELLS VINEYARD LP DATE RECEIVED 3/30/05

DATE	INITIALS	ROUTE	PROBLEMS
9/22/08	BR	1. DMU/WQ CERT UNIT Staff	<p>a. Ownership Change</p> <p><input type="checkbox"/> Returned mail, owners current address unknown</p> <p><input type="checkbox"/> New owner, no forwarding address</p> <p>b. Conflict with riparian doctrine</p> <p><input type="checkbox"/> Appears non-riparian to source</p> <p><input type="checkbox"/> Applicant claims post 1914 storage</p> <p>c. Insufficient Data</p> <p><input checked="" type="checkbox"/> Unable to locate POD and/or tributary unknown</p> <p><input checked="" type="checkbox"/> Map deficient or not included with Statement</p> <p><input checked="" type="checkbox"/> Map info request letter mailed out. NO RESPONSE</p> <p><input checked="" type="checkbox"/> Update EWRIMS to show the Statement is now INACTIVE</p> <p><input type="checkbox"/> No Statement Number issued.</p> <p><input type="checkbox"/> NOT entered in EWRIMS</p> <p>d. Multiple POD's</p> <p><input type="checkbox"/> Single Statement filed for multiple POD's</p> <p><input type="checkbox"/> Update WRIMS to show one active POD. Response letter needs to be sent.</p> <p><input type="checkbox"/> Insert associated documentation into file folder and send to file room</p>
		2. FILEROOM	<p><input type="checkbox"/> File down the route slip and any loose correspondence</p> <p><input type="checkbox"/> File Statement</p>

COMMENTS: **INCOMPLETE / NO MAP OR RESPONSE TO LTR**

ALSO HAS A014056

STMT INACTIVE IN EWRIMS

Z



State Water Resources Control Board

8/1/06
CKW / SJW
DAL
S015893
STATE WATER RESOURCES CONTROL BOARD
Arnold Schwarzenegger
Governor
2006 JUL 31 PM 12:45

Alan C. Lloyd, Ph.D.
Agency Secretary

Division of Water Rights
1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300
P.O. Box 2000 ♦ Sacramento, California 95812-2000
FAX: 916.341.5400 ♦ www.waterrights.ca.gov

JUL 18 2006

In Reply Refer
to: 333:PLM: S015893

Wells Vineyard L.P.
c/o Kenneth G. Wells
54 Atwood Avenue
Sausalito, CA 94965

Dear Mr. Wells:

STATEMENT OF WATER DIVERSION AND USE NO. S015893 FOR DIVERSION FROM DRY CREEK UNDERFLOW TRIBUTARY TO RUSSIAN RIVER IN SONOMA COUNTY

The State Water Resources Control Board (State Water Board), Division of Water Rights (Division), received your Statement of Water Diversion and Use (Statement) filed on March 30, 2005. Your Statement has been assigned identification Number S015893. A copy of the Statement is enclosed for your records. Please reference this number in any correspondence regarding this Statement.

In order to process your claim of a riparian, pre-1914, or other right, the Division must be able to properly identify the location of your claim on a U.S. Geological Survey map. The Point of Diversion and the Place of Use (your house, acreage irrigated, etc.) must be clearly marked on this map. Please note the Statement number on the map and return it to the Division so we can proceed with the processing of your Statement. If we do not receive the requested map, within 30-days from the date of this letter, your Statement will be returned to you as incomplete.

Please notify us of any change in mailing address, or if there is a change of ownership.

State Law requires that supplemental statements be filed at three-year intervals. The form is automatically sent to you by the State Water Board at the close of the three-year period.

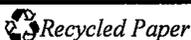
Thank you for your cooperation. If you have any questions or concerns, please contact me at (916) 341-5315.

Sincerely,


Susan J. Wilson
Sanitary Engineering Associate
Water Rights Processing Unit

Enclosure: Copy of Statement

California Environmental Protection Agency



5015893

51W

State of California
 State Water Resources Control Board
 DIVISION OF WATER RIGHTS
 P.O. Box 2000, Sacramento, CA 95812-2000
 Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

STATE WATER RESOURCES
 CONTROL BOARD

2006 JUL 31 PM 12:45

DIV. OF WATER RIGHTS
 SACRAMENTO

STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This Statement should be typewritten or legibly written in ink and submitted to the address above.
 A separate statement should be filed for each point of diversion. A duplicate copy will be returned for your file.

A. Name of person diverting water WELLS VINEYARD - R.G. WELLS
 Address 54 ATWOOD AVE. SAUSALITO, CA. 94965
 Telephone: (415) 331-8360

B. Water is used under: Riparian claim; Pre 1914 right; _____ Other (explain) _____

C. Name of the body of water at the point of diversion WELL
 Tributary to 200 YARDS FROM DRY CREEK

D. Point of diversion is located within SONOMA County on Assessors Parcel # 0090-220-008, being within the _____ 1/4 of _____ 1/4 of Section _____ of Township _____, Range _____, _____ B&M.
 Name of works See attached Parcel MAP

E. Do you own the land at the point of diversion? Yes NO _____ The name and address of the owner of the land is: _____

F. Capacity of diversion works 1000 (cfs, gpm, or gpd) Capacity of storage tanks or reservoir N/A (gallons or acre-feet)
 Type of diversion facility: Gravity _____ Pump
 Method of measurement: Weir _____ Flume _____ Electric Meter _____ Estimate

G. Enter the amount (or approximate amount) of water used each month.
 Amounts below are shown in: Gallons Acre-feet _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	0	0	0	IF FROST 700,000	0	0	IF FROST 300,000	0	0	0	0	0	1,200,000

H. Annual water use in recent years: Maximum 1,500,000 (gallons or acre-feet) Minimum 1,000,000 (gallons or acre-feet)
 Year of first use (nearly as known) 1983

I. Purpose of use: What is the water being used for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) FROST PROTECTION ON GRAPEVINES

J. General description or location of place of use (example: 40 acres of pasture located 3 miles from Happyville on Alpha Road) VINEYARD LOCATED AT 5258 DRY CREEK RD, HEALDSBURG

K. Map: Please locate the point of diversion and place of use on a print of a USGS quad map, or make a sketch on the section grid provided on the reverse side of this form. The sketch should identify the section lines, prominent local landmarks and roads, your point of diversion, and your place of use (your house, acreage irrigated, etc.).

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption.
 For a list of simple ways you can reduce demands and cut your energy costs, see our web-site at: <http://www.waterrights.ca.gov>.
 Additional copies of this form and water right information can be obtained at www.waterrights.ca.gov.



L. Please answer only those questions below which are applicable to your project.

S015893

1. Conservation of water

a. Describe any water conservation efforts you may have started: _____

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ___ NO

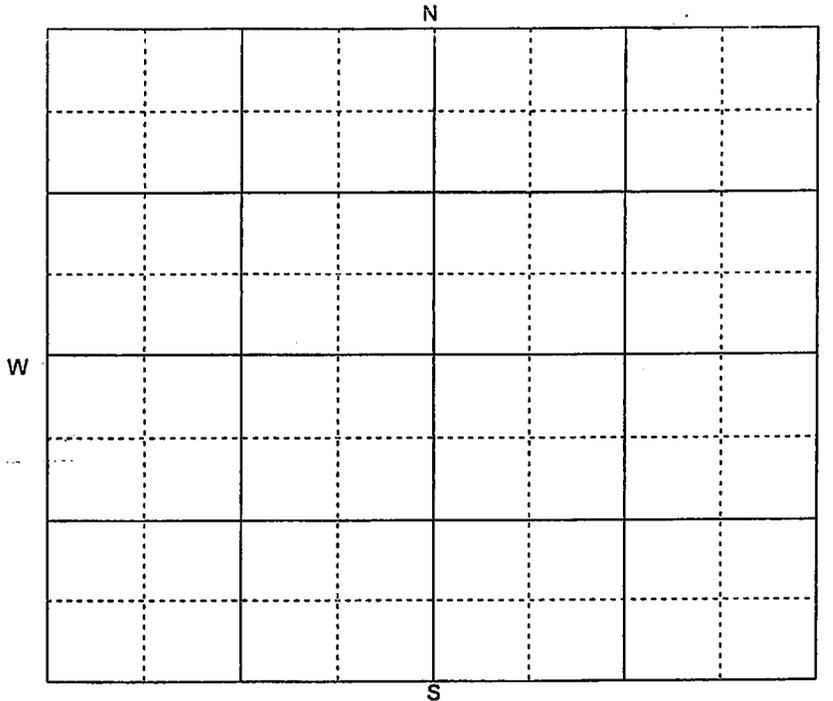
I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATE: 3/23/05 at SAUSALITO, California

SIGNATURE: [Signature]

PRINTED NAME: K. G. WELLS KENNETH CT. WELLS
(first name) (middle init.) (last name)

COMPANY NAME: WELLS VINEYARD L.P.



The location of the diversion point and the place of use may be sketched on the section grid provided. If it is used, please enter the section(s), township, range and the base & meridian below. Also, show any streams or other landmarks that will assist in identifying the area.

Section(s) _____

Township _____

Range _____

_____ B&M

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to 1) store water for later use, 2) divert water which originates in a different watershed 3) divert water released from storage, or 4) divert return flows from groundwater use.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and per-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Right in California and (3) Appropriation of Water in California.

STATEMENT OF WATER DIVERSION & USE

CLAIMANT: WELLS VINEYARDS LP (433330)

FILE NUMBER: S015893 NAME INDX(S): _____

CLAIM(S) RECEIVED BY: MAIL OC _____ DATE REC'D: 3/30/05

ACCEPT: RETURN: _____ STREAM CODE: _____

QUAD MAP CODE: _____ QUAD MAP NAME: _____

CALIF COORD: ZONE _____ N _____ E _____

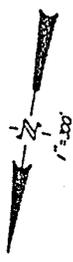
REMARKS: _____

A014056 ?

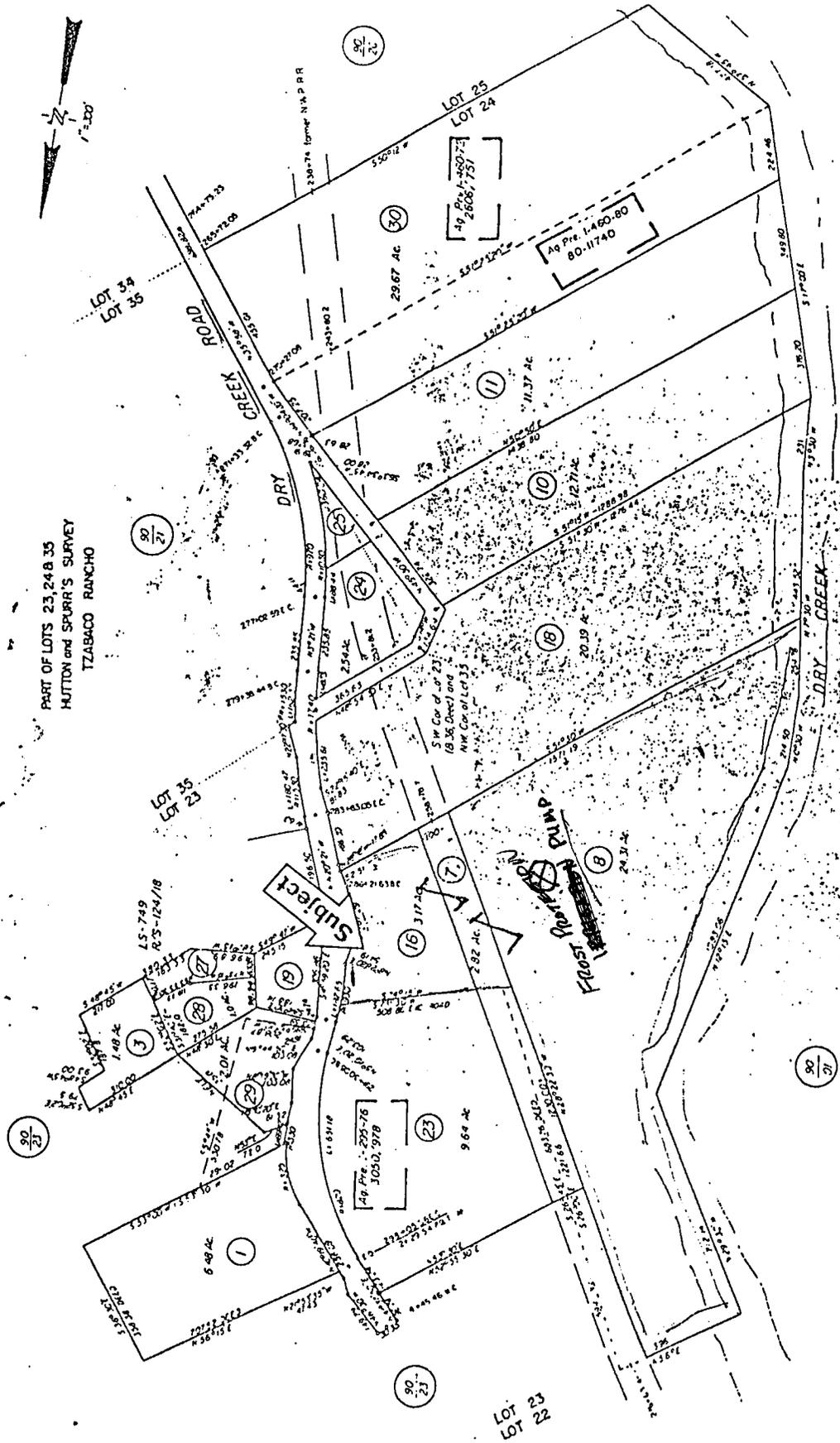
COUNTY ASSESSORS PARCEL MAP

TAX CODE AREA.
97-002

90-22



PART OF LOTS 23, 24 & 35
HUTTON and SPURR'S SURVEY
TZABAGO RANCHO



REVISED
4-14-81

NOTE: THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSES ONLY. NO
LIABILITY IS ASSUMED FOR THE
ACCURACY OF THE DATA DELINEATED
HEREON.



State Water Resources Control Board



Alan C. Lloyd, Ph.D.
Agency Secretary

Division of Water Rights
1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300
P.O. Box 2000 ♦ Sacramento, California 95812-2000
FAX: 916.341.5400 ♦ www.waterrights.ca.gov

Arnold Schwarzenegger
Governor

JUL 18 2006

In Reply Refer
to:333:PLM:S015893

Wells Vineyard L.P.
c/o Kenneth G. Wells
54 Atwood Avenue
Sausalito, CA 94965

Dear Mr. Wells:

STATEMENT OF WATER DIVERSION AND USE NO. S015893 FOR DIVERSION FROM DRY CREEK UNDERFLOW TRIBUTARY TO RUSSIAN RIVER IN SONOMA COUNTY

The State Water Resources Control Board (State Water Board), Division of Water Rights (Division), received your Statement of Water Diversion and Use (Statement) filed on March 30, 2005. Your Statement has been assigned identification Number S015893. A copy of the Statement is enclosed for your records. Please reference this number in any correspondence regarding this Statement.

In order to process your claim of a riparian, pre-1914, or other right, the Division must be able to properly identify the location of your claim on a U.S. Geological Survey map. The Point of Diversion and the Place of Use (your house, acreage irrigated, etc.) must be clearly marked on this map. Please note the Statement number on the map and return it to the Division so we can proceed with the processing of your Statement. If we do not receive the requested map, within 30-days from the date of this letter, your Statement will be returned to you as incomplete.

Please notify us of any change in mailing address, or if there is a change of ownership.

State Law requires that supplemental statements be filed at three-year intervals. The form is automatically sent to you by the State Water Board at the close of the three-year period.

Thank you for your cooperation. If you have any questions or concerns, please contact me at (916) 341-5315.

Sincerely,

original signed by

Susan J. Wilson
Sanitary Engineering Associate
Water Rights Processing Unit

Enclosure: Copy of Statement

bcc: sjw (without enclosure)

PLMiner:DCL:3-22-06

U:/PERDRV/PLMiner/S015893 First Notice map req

California Environmental Protection Agency

SURNAME

First Notice map req.

Handwritten notes:
3-22-06
SJW
5/4/13/06



Apps Route Slip

APPLICATION/REFERENCE: _____

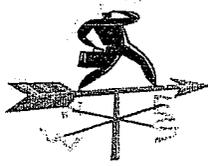
15^r Statements

From: _____

Sjw

Date: _____

4/13/06



Executive

Chief _____
Whitney, Vicky _____
Tipps, Jeanice _____
Penafiel, Sheila _____

Permitting Section

Herrera, Steve _____
Ledesma, Delia _____
*Rivera, Xochitl _____

Comments

- 1) CKW - Please Surrender
- 2) DCL - Please mail out w/panel
- 3) Sjw - File doc down
- 4) Files - Barcode & file
Sjw - Hold 30 days for requested info

JUL 18 2006

Watershed Unit #1

Swenerton, Ross _____
Bandel, Joseph _____
Carlson, Robert _____
Moody, Mitchell _____
Washburn, Katy _____

Watershed Unit #2

Oppenheimer, Eric _____
Erickson, Luann _____
Khan, Mohammed _____
Niiya, Karen _____
Sheeders, Donna _____
Spector, Christy _____

Watershed Unit #3

Mrowka, Kathy _____
Gaffney, Kate _____
Enferadi, Karol _____
Miner, Pat _____
Rigby, Bill _____
Sheely, Megan _____

Wtr Right Processing

Williams, Camilla _____
Meroney, Patricia _____
Mooring, Yoko _____
Toy, Whalen _____
Wilson, Susan _____
*Parks, Jeff _____

Updated: 9-14-05

Draft/Final Due Date: _____

Charge to Task No.: _____

FILES/Call-up date: _____

State of California
 State Water Resources Control Board
 DIVISION OF WATER RIGHTS
 P.O. Box 2000, Sacramento, CA 95812-2000
 Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

2005 MAR 28 12:38

STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This Statement should be typewritten or legibly written in ink and submitted to the address above. A separate statement should be filed for each point of diversion. A duplicate copy will be returned for your file.

A. Name of person diverting water WELLS VINEYARD - R.G. WELLS
 Address 54 ATWOOD AVE., SAUSALITO, CA, 94965
 Telephone: (415) 331-8360

B. Water is used under: Riparian claim; Pre 1914 right; _____ Other (explain) _____

C. Name of the body of water at the point of diversion
WELL

Tributary to 200 YARDS FROM DRY CREEK

D. Point of diversion is located within SONOMA County on Assessors Parcel # 0090-220-008, being within the _____ 1/4 of _____ 1/4 of Section _____, of Township _____, Range _____, _____ B&M.
 Name of works _____

E. Do you own the land at the point of diversion? Yes NO _____ The name and address of the owner of the land is: _____

F. Capacity of diversion works 1000 (cfs, gpm, or gpd) Capacity of storage tanks or reservoir N/A (gallons or acre-feet)
 Type of diversion facility: Gravity _____ Pump
 Method of measurement: Weir _____ Flume _____ Electric Meter _____ Estimate

G. Enter the amount (or approximate amount) of water used each month.
 Amounts below are shown in: Gallons Acre-feet _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	∅	∅	∅	IF FROST 700,000	∅	∅	IF NEEDED 500,000	∅	∅	∅	∅	∅	1,200,000

H. Annual water use in recent years: Maximum 1,500,000 (gallons or acre-feet) Minimum 1,000,000 (gallons or acre-feet)
 Year of first use (nearly as known) 1983

I. Purpose of use: What is the water being used for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) FROST PROTECTION ON GRAPEVINES

J. General description or location of place of use (example: 40 acres of pasture located 3 miles from Happyville on Alpha Road) VINEYARD LOCATED AT 5258 DRY CREEK RD, HEAVENSBURG

K. Map: Please locate the point of diversion and place of use on a print of a USGS quad map, or make a sketch on the section grid provided on the reverse side of this form. The sketch should identify the section lines, prominent local landmarks and roads, your point of diversion, and your place of use (your house, acreage irrigated, etc.).

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demands and cut your energy costs, see our web-site at: <http://waterrights.ca.gov>. Additional copies of this form and water right information can be obtained at www.waterrights.ca.gov.



L. Please answer only those questions below which are applicable to your project.

- 1. Conservation of water
 - a. Describe any water conservation efforts you may have started: _____

- 2. Water quality and wastewater reclamation
 - a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ___ NO X.

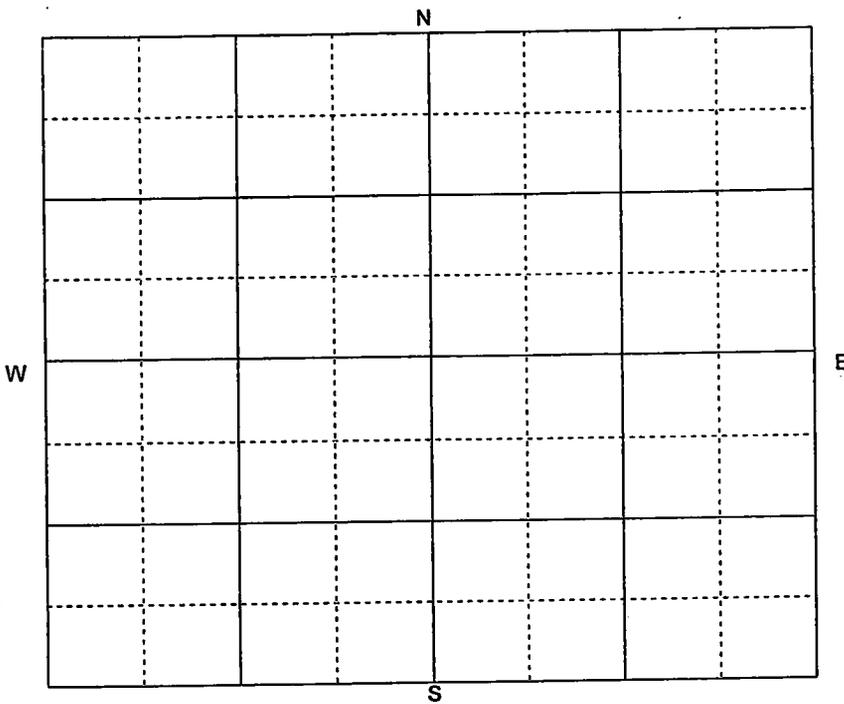
I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATE: 3/23/05 at SAUSALITO, California

SIGNATURE: [Signature]

PRINTED NAME: K. G. WELLS KENNETH CT. WELLS
(first name) (middle init.) (last name)

COMPANY NAME: WELLS VINEYARD L.P.



The location of the diversion point and the place of use may be sketched on the section grid provided. If it is used, please enter the section(s), township, range and the base & meridian below. Also, show any streams or other landmarks that will assist in identifying the area.

Section(s) _____
Township _____
Range _____
_____ B&M

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to 1) store water for later use. 2) divert water which originates in a different watershed 3) divert water released from storage, or 4) divert return flows from groundwater use.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and per-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Right in California and (3) Appropriation of Water in California.

General Query	Application	Applicant-Name/Link	Source - Tributary	Source - Pod	Water Use
	Term	Decision	Extension	FERC	Irrigation

Today's Date: 03/22/2008

WRSOUR - WRTRIB

WRAPP
 Appl Id

WRSOUR

Appl Id Source Seq

Source Id Source Name

Stream Code Source Max Dd Source Unit

Source Max Storage

Record Delete No Yes

Record Delete Reason

Record Update Date

Record Update User Id

Record Create Date

Record Create User Id

WRTRIB

Appl Id	Source Id	Trib Id	Tributary Name	Record delete	Delete Reason
A014056	A014056 01	01	RUSSIAN RIVER	<input checked="" type="radio"/> No <input type="radio"/> Yes	<input type="text"/>
				<input type="radio"/> No <input type="radio"/> Yes	<input type="text"/>
				<input type="radio"/> No <input type="radio"/> Yes	<input type="text"/>
				<input type="radio"/> No <input type="radio"/> Yes	<input type="text"/>

Record Update Date

Record Update User Id

Record Create Date

Record Create User Id

WRAPP

Appl Id **A014056**

WRSOUR - WRPOD

Record Update Date

09/15/1994

WRSOUR

Appl Id **A014056**

Source Seq **01**

Source Id **A014056 01**

Record Delete

No Yes

Record Update User

SHIUHLIN

Source Name **DRY CREEK UNDERFLOW**

Record Create Date

09/15/1994

Stream Code **160500000**

Record Delete Reason

Source Max Dd **.35**

Source Unit **C**

Source Max Storage **0**

Record Create User

SHIUHLIN

WRPOD

Appl Id **A014056**

Source Id **A014056 01**

Record Delete

No Yes

Zone **2**

Pod Id **01**

North Coord **0369300**

Record Delete Reason

East Coord **1731600**

Record Update Date

05/18/2004

Lot Number

County **49**

LDV **SONOMA**

Record Update User

WTOY

Lot Sixteenth **NE**

Diversion Code **D**

Direct Div Amount **.25**

Record Create Date

09/15/1994

Lot Quarter **NW**

Diversion Type **W**

Pod Unit **C**

Record Create User

SHIUHLIN

Section Classifier

Well Number

Direct Div Ac Ft **0**

Section Number **35**

Quad Map Number **GG005**

Amount Storage **0**

Township Number **10**

Quad Map Name **GEYSERVILLE**

Pod Code

Township Direction **N**

Quad Map Min Ser **7.5**

Parcel Number **090-220-007,0**

Range Number **10**

Latitude

Range Direction **W**

Longitude

Well Owner Desig

Base Meridian **M**