



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

**SENT VIA EMAIL**

Original to be sent once this office resumes normal business under Washington's Safe Start reopening plan.

December 10, 2020

Double D Vineyards, A, B, C, and D LLC  
Attn: David D. Dufenhost  
116 Orchard Place  
Orondo, WA 98843-9808  
[davidd@rockypondwinery.com](mailto:davidd@rockypondwinery.com)

RE: Trust Water Donation No. CS4-26143C

Dear David Dufenhost:

The purpose of this letter is to acknowledge the Department of Ecology's (Ecology) acceptance of your donation to the Washington State Trust Water rights program. The trust water right has been assigned file no. CS4-26143C. Please refer to this number when corresponding with us about this trust water right.

Under RCW 90.42.080(1) (B), Ecology accepts your donation, as summarized below.

<b>Benefiting Water Body</b>	Columbia River
<b>Purpose</b>	Instream Flow
<b>Rate</b>	0.366 cfs
<b>Acre-Foot Per Year</b>	100
<b>Season</b>	April 1 to October 1

\* Applicant is retaining 0.294 cfs, 80 acre-feet per year for irrigation

**Trust Water Expiration Date: October 1, 2040**

In accordance with RCW 90.42.040(6), RCW 90.14.140(h), and RCW 90.14.215, a water right is not subject to relinquishment while it is managed within the Trust Water Rights Program.

Ecology's acceptance of the donated water right into the trust water rights program is not evidence of the validity or quantity of the right. When the period of trust ends, the water right will revert back to the water right holder or landowner in the full quantity accepted into the trust water rights program and as described on the water right certificate or most recent approved change authorization.

RCW 90.42.080 provides that the water right remaining with the donor plus the donated portion of the water right may not exceed the extent to which the water right was exercised during the five years before the donation.

If, prior to expiration of this temporary donation, you would like to extend the temporary donation, please send us a written request. Also, if you wish to modify any terms of your donation, your letter must include the new terms. Ecology will review your request and any new or modified terms and conditions and will notify you whether the donation can be extended or terminated.

If you have any questions, please contact Jenna Rushing by phone at (360) 407-6041 or via email at [rusj461@ecy.wa.gov](mailto:rusj461@ecy.wa.gov).

### YOUR RIGHT TO APPEAL

You have a right to appeal this Decision to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Decision. The appeal process is governed by chapter 43.21B RCW and chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do all of the following within 30 days of the date of receipt of this Decision:

- File your appeal and a copy of this Decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in chapter 43.21B RCW and chapter 371-08 WAC.

### ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
<b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey WA 98503	<b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia WA 98504-7608
<b>Pollution Control Hearings Board</b> 1111 Israel Road SW, Suite 301 Tumwater WA 98501	<b>Pollution Control Hearings Board</b> PO Box 40903 Olympia WA 98504-0903

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://www.leg.wa.gov/CodeReviser>

Sincerely,



Trevor Hutton, Section Manager  
Water Resources Program  
Central Regional Office

TH:JR:SS/201219

Enclosures: Your Right to be Heard

By certified mail: ***To be mailed certified once this office resumes normal business under Washington's Safe Start reopening plan.***

cc: Marc Marquis, Peterson & Marquis Law Office (ecc)