

EXHIBIT 1



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Southwest Region
777 Sonoma Ave., Room 325
Santa Rosa, CA 95404-6528

June 7, 2005

Sonoma County Board of Supervisors
575 Administration Drive, Room 100-A
Santa Rosa, California 95403

Dear Supervisors of Sonoma County:

NOAA's National Marine Fisheries Service (NMFS) is writing in relation to a request by W. Guy Davis for a new winery at 420 Wappo Road, Santa Rosa, California, APN 028-260-047, Supervisorial District 1.

NMFS is responsible for the protection, maintenance, and recovery of anadromous salmonids. The Mark West Creek watershed supports steelhead trout (*Oncorhynchus mykiss*) and may still support coho salmon (*Oncorhynchus kisutch*), both listed as threatened species under the Federal Endangered Species Act. We are deeply concerned about degrading habitat quality in Mark West Creek from cumulative development activities such as water supply development and fine sediment generation from grading activities.

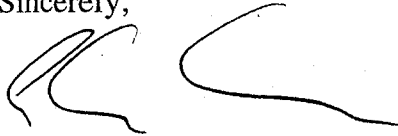
Mark West Springs Creek is excellent juvenile steelhead rearing habitat, but tends to have low stream flow during the summer and fall. There are two dewatering reports in Mark West Creek in the California Department of Fish and Game files. One was directly upstream of 775 Mark West Springs Road and the other was along St. Helena Road at Rancho Mark West. Any vineyard development should verify where they will get their water. We would prefer that the water source not be tied to surface flow without first evaluating potential impacts on salmonid habitat.

Fine sediment in streams adversely affects spawning habitat, rearing habitat, and aquatic invertebrate production that is food for fish. Minimizing non-point source pollution is also a concern of the Regional Water Quality Control Board. It is identified in their Basin Plan. Please ensure that land development is not occurring in inappropriate places such as areas of high landslide potential.



The Endangered Species Act alone is insufficient to minimize adverse impacts to listed species. Federal, state and local authorities, particularly those involved with land use practices, must consistently allow only responsible land development if listed species are to be protected, maintained, and ultimately restored.

Sincerely,

A handwritten signature in black ink, consisting of several fluid, connected strokes that form a stylized representation of the name 'Steven Edmondson'.

Steven Edmondson
Northern California Habitat Supervisor

cc: Dick Butler