

ROUND HILL GENERAL IMPROVEMENT DISTRICT
Water Service Tariff

RULES AND REGULATIONS

Effective July 19, 2011

The following rules and regulations apply to water service supplied by the ROUND HILL GENERAL IMPROVEMENT DISTRICT. Under the law of the State, the District is not permitted to supply service to any Customer who does not comply with all of these regulations and no officer, inspector, solicitor, agent, or employee of the District has any authority to waive, alter, or amend in any respect, these rules and regulations or any part thereof.

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**ROUND HILL GENERAL IMPROVEMENT
Water Service Tariff**

TARIFF SCHEDULES

Applicable to

WATER SERVICE

Of the

ROUND HILL GENERAL IMPROVEMENT DISTRICT

**343 Ute Way
P.O. Box 976
Zephyr Cove, Nevada 89448**

Operating in

DOUGLAS COUNTY, NEVADA

These Tariff Schedules are the effective rates and rules of this District. Service will be furnished in accordance with these Tariff Schedules and no officer, employee, or representative of the District has any authority to waive, alter or amend these Tariff Schedules or any part thereof in any respect without due process of Nevada Law.

ROUND HILL GENERAL IMPROVEMENT DISTRICT

Water Service Tariff

RULE NO. 1

DEFINITIONS

When used in these Rules and Regulations and Tariff Schedules, the following terms shall have the meanings defined below:

<u>Applicant:</u>	Any person, firm, association, corporation, or governmental agency applying for water service.
<u>Application:</u>	The District shall require written request for water service as distinguished from an inquiry as to the availability or charges for such service.
<u>Average Month:</u>	Thirty (30) days.
<u>Billing Period:</u>	An average month except for special services.
<u>Board:</u>	The Board of Trustees of the District.
<u>Commercial Service:</u>	See Service Classification.
<u>Connection:</u>	The pipe line and appurtenant facilities such as the curb stop, meter, and meter box, all used to extend water service from a main to premises, the laying thereof and the tapping of the main. Where services are divided at the curb or property line to serve several customers, each such branch service shall be deemed a separate service.
<u>Cubic Foot:</u>	This is the volume of water that occupies one cubic foot. The cubic foot is equal to 7.481 gallons.
<u>Customer:</u>	The person in whose name service is rendered as evidenced by the signature on the application or contract for that service, or in the absence of a signed instrument, by the receipt and payment of bills regularly issued in his/her name regardless of the identity of the actual user of the service.

<u>Date of Presentation:</u>	The date upon which a bill or notice is mailed or postmarked or delivered to the customer by the Utility.
<u>District:</u>	The Round Hill General Improvement District acting through its duly authorized officers or employees within the scope of their respective duties.
<u>District Manager:</u>	The General Manager of the District.
<u>Domestic Service:</u>	See Service Classification.
<u>EDU:</u>	Equivalent Dwelling (Residential) Unit. The service provided to a typical residence. Three bedroom, 2 bathroom with the approximate use of 150 gallons per day, based on 3½ persons per household.
<u>Gallon:</u>	The volume of water which occupies 231 cubic inches.
<u>House Piping:</u>	All piping and fittings installed within the house or building up to and including the last fitting inside or outside the wall.
<u>Industrial Service:</u>	See Service Classification.
<u>Irrigation Service:</u>	See Service Classification.
<u>Law:</u>	A rule or rules established and enforced by Federal, State, County or Municipal authorities.
<u>Living Unit:</u>	Any residence, apartment, habitation or other structure to be occupied by a single person or family requiring water service.
<u>Main Extension:</u>	The extension or replacement of water distribution mains and necessary facilities beyond existing service facilities in accordance with the provisions of the rule applicable to main extensions, filed as a part of these Tariff Schedules.
<u>Metered Service:</u>	Service for which charges are computed on the basis of measured quantities of water.

Permanent Service: Service which, in the opinion of the Utility, is of a permanent and established character. The use of water shall be continuous, intermittent, or seasonal in nature.

Person: Any individual, partnership, corporation, governmental agency, or other organization operating as a single business entity.

Private Fire Protection Service: See Service Classification.

Public Fire Protection Service: See Service Classification.

Regular Water Service: Water service and facilities rendered for normal domestic, commercial, and industrial purposes on a permanent basis, and the water available therefore.

Service Classification: (1) Commercial Service: Service to customers engaged in selling, warehousing, or distributing a commodity, in some business activity, or in a profession, or in some form of economic or social activity (offices, stores, clubs, hotels, etc.), and for purposes that do not come directly under another classification of service. Vacation Rental Property is included in this category.

(2) Domestic Service: Service to a residential Customer.

(3) Industrial Service: Service to Customers engaged in a process which creates or changes raw or unfinished materials into another form or product. (Factories, mills, machine shops, pumping plants, etc., i.e., in extractive fabricating or processing activities).

(4) Irrigation Service: Service to Customers for agricultural, floricultural, or horticultural use that does not run through an upstream commercial or domestic meter.

(5) Private Fire Protection Service: Service to Customers supplied for fire protection of specific facilities.

- (6) Public Fire Protection Service: Service to Customers supplied for fire protection of the general public.
- (7) Recreational Service: Service to a Resort that resells a domestic water service for short-stay vacation rental. (Recreational Vehicles, campers, etc.)
- (8) Residential Service: Service to a Customer supplied for residential purposes in a single family dwelling or building, or in an individual flat or apartment in a multiple family dwelling, or building or portion thereof occupied as the home or residence for one or more persons.
- (9) Commercial Entrance Irrigation: Any commercial business located in or near an entrance to the Round Hill General Improvement District, with a separate irrigation meter, to meter water used solely for irrigation, may apply for a separate irrigation rate specified in commercial rates. This meter must be located upstream of any meter used to supply the business domestic water. This rate will be classed as Commercial Irrigation (1).
- (10) Vacation Rental: Any property issued a *Vacation Home Rental Permit/Renewal Permit* by Douglas County pursuant to Chapter 5.40 of the Douglas County Development Code.

Service Connection:

The point of connection of the Customer's piping with Utility's facilities.

Single Family Unit:

A single family unit is defined to mean and refer to the place of residence for a single family. Property improved for multi-family purposes shall constitute the number of units that the facilities thereon provide in number of single family units. When such improvements are for other than residential purposes, the number of units shall be determined by dividing the total number of persons regularly using or occupying said premises by four.

Street:

Any public highway, road, street, avenue, alley, way, public place, public easement or right of way.

<u>Tariff Schedules:</u>	The entire body of effective rates, charges and rules collectively of the Utility, as set forth herein.
<u>Tariff Sheet:</u>	An individual sheet of the tariff schedules.
<u>Temporary Service:</u>	Service to premises, enterprises, or activities which are temporary in character, and where it is known in advance that the service will be of limited duration.
<u>Utility:</u>	The Round Hill General Improvement District.
<u>Water Waste</u>	The application, expenditure, or use of water in such a way that the water can be observed collecting in pools or in any depressed area or flowing or running across the ground or any surface area in a manner that is excessive for the use or nonuse to which the water is being put as determined by the District Manager.
<u>Wastage of Water</u>	<p>Refers to any act of a customer involving the use, application or expenditure of water supplied from a public water system that results in such water running to waste.</p> <p>The washing of automobiles, trucks, trailers, or any other type of mobile equipment, without the use of an automatic shutoff on the water source.</p> <p>The washing of automobiles, trucks, trailers, or any other type of mobile equipment, except in washing facilities operating with a water recycling system or using a non-potable water source approved by the District.</p>
<u>Yard Line:</u>	All piping between the house piping and the service connections.

RULE NO. 2

DESCRIPTION OF SERVICE

A. QUANTITIES:

The District will supply water at the Customer's service connection line, dependably and safely in adequate quantities to meet the reasonable needs and requirements of the Customer.

The system should maintain a minimum pressure of 20 psi at ground level for all service connections during all conditions of fire flow experienced during maximum day demand; a normal working pressure of not less than 40 psi during maximum day demand; a minimum pressure of 30 psi during peak hour demand.

The zones of pressure of the system should not exceed a static pressure at the lowest ground elevation of 100 psi. If a zone of pressure has the potential to exceed that pressure, the head in the zone must be controlled by the installation of a pressure regulator downstream from the service connection for each user of water in the zone.

B. QUALITY:

Whenever furnished for human consumption or for domestic uses, the District will provide water that at least meets the standards of the United States Environmental Protection Agency Drinking Water Standards (DWS) as determined by The State of Nevada Division of Environmental Protection Bureau of Safe Drinking Water (BSDW).

RULE NO. 3

APPLICATION FOR SERVICE

A. APPLICATION FOR SERVICE:

1. Content
Each Applicant for service shall be required to sign, on a form provided by the District, an application which will set forth:
 - a. Date and place of application.
 - b. Location of premises to be served and size of desired water service.
 - c. Date Applicant will be ready for service.
 - d. Whether the premises have been heretofore supplied with water by the District.
 - e. Purposes for which service is to be used.
 - f. Name and address to which bills are to be mailed or delivered.
 - g. Whether Applicant is owner, or agent for the premises.
 - h. Rate schedule to be applied where optional rates are in effect.

- i. Such other information as the District shall reasonably require i.e.: type of heating or heated driveway.
- j. The application or the depositing of any sum of money by the Applicant shall not require the District to render service until the expiration of such time as shall be reasonably required by the District to determine if Applicant has complied with the provision of these Rules and Regulations and as shall reasonably be required by the District to install the required service facilities.

2. Purpose:

The application is merely a written request for service and does not bind the Applicant to take service for a period longer than that upon which the flat rate charge, minimum charge, or readiness to serve charge of the applicable rate schedule is based; neither does it bind the District to serve except under reasonable conditions.

B. INDIVIDUAL LIABILITY FOR JOINT SERVICE:

Two or more parties who join in one application for service shall be jointly and severally liable for payment of bills and shall be billed by means of single periodic bills. Example-owner and tenant.

C. CHANGE IN CUSTOMER'S EQUIPMENT OR OPERATIONS:

A Customer making any material change in the size, character or extent of the equipment or operations for which the District's service is utilized shall immediately file with the District a new application for additional service.

D. SPECIAL CASES:

Utility will require a written contract with a special guarantee from applicants whose unusual characteristics of load would require excessive investment in facilities or whose requirements for service are of a special nature.

E. WATER USED WITHOUT REGULATION APPLICATION BEING MADE:

A person taking possession of premises and using water from an active service connection without having made application to the District for water service shall be held liable for the water delivered from the date of such possession or the earliest date of occupancy which can be reasonably established. Where services are metered, the quantity consumed will be estimated. If proper application for water service is not

made upon notification to do so by the District, and if accumulated bills for service are not paid immediately, the service shall be discontinued by the District without further notice. Upon discontinuation of service, the Bureau of Safe Drinking Water will be notified.

RULE NO. 4

NOTICES

A. NOTICE TO CUSTOMERS:

1. In Writing

Notices from the District to a Customer will normally be given in writing, and either delivered or mailed to him at his last known address.

2. Exception

In emergencies, or when circumstances warrant, the Utility, where feasible, will endeavor to promptly notify the Customer affected and shall make such notification orally, either in person or by telephone, or posted as signs on the roadways.

B. NOTICE FROM CUSTOMERS:

Notice from the Customer to the District or Utility shall be given by him/her or his/her authorized representative in writing at the Water Utility's District office.

RULE NO. 5

RENDERING AND PAYMENT OF BILLS

A. RENDERING OF BILLS:

Bills for service will be rendered each Customer on a monthly basis. If, for reasons beyond its control, the Utility is unable to read Customer's meter on the scheduled reading date, the Utility shall bill Customer for estimated consumption during the billing period, subject to adjustment at the time the meter is next read.

1. Metered Service:

- a. Bills for metered service will show at least the reading of the meter at the end of the period for which the bill was rendered, the number of units, and the date of the current meter reading.

2. **Proration of Bills:**

- a. The charges applicable to opening periods, closing bills and bills rendered for periods corresponding to less than twenty-seven (27) days or more than thirty-three (33) days for monthly billing periods will be computed as follows:

(1) Metered Service:

The amount of the minimum charge (and the quantity allowed therefore) or the readiness to serve charge and the quantity in the quantity rate block will be prorated on the basis of the ratio of the number of days in an average billing period. The measured quantity of usage will be applied to such prorated amounts and quantities.

(2) Average Billing Period:

The number of days in an average monthly billing period is defined as thirty (30) days.

B. PAYMENT OF BILLS:

Bills for service are due and payable upon presentation and payment shall be made at any commercial office of the Utility or to any representative of the Utility authorized to make collections. Payment of closing bills shall be made at the time of presentation.

C. COLLECTION WITH OTHER UTILITY CHARGES :

Where the person charged is a user of another utility owned and operated by the District, the charges shall be collected together with, and not necessarily separate from, the charges for the other Utility service rendered by it. They shall be billed upon the same bill and collected as one item. Upon delinquency, the other Utility service shall be discontinued until full payment of the dual charges and penalties thereon and the charges for re-continuance of service. The time for discontinuance of such other service shall not exceed fifteen (15) days from the date the water charges are provided to become delinquent. Upon discontinuation of service, the Bureau of Health Protection Services will be notified.

D. PENALTIES:

In addition to any other penalties herein specified, all charges not paid when due shall become delinquent and shall be subject to a basic penalty of 10 percent (10%) for the first month of delinquency. In addition, a penalty of one and one half percent (1 ½%) per month for non-payment of the charges and the basic penalty shall thereafter be imposed.

E. BILLING OF SEPARATE METERS NOT COMBINED:

Separate bills will be rendered for each meter installation except where the Water Department has had, for its own convenience, installed two or more meters in place of one meter. Where such installations are made the meter readings will be combined for billing purposes.

F. WATER USED WITHOUT REGULATION APPLICATION BEING MADE:

A person taking possession of premises and using water from an active service connection without having made application to the District for water service shall be held liable for the water delivered from the date of the last billing. If proper application for water service is not made upon notification to do so by the District, and if accumulated bills for service are not paid immediately, the service shall be discontinued by the District without further notice. Upon discontinuation of service, the Bureau of Health Protection Services will be notified.

G. DAMAGES THROUGH LEAKING PIPES AND FIXTURES:

When turning on the water supply as requested and the house or property is vacant, the District will endeavor to ascertain if water is running on the inside of the building. If such is found to be the case, the water will remain shut off at the curb-stop. The Utility's responsibility ends at the property line and the Board will in no case be liable for damages occasioned by water running from open or faulty fixtures, or from broken or damaged pipes inside the property line.

H. DAMAGE TO METERS:

The Board reserves the right to require a property owner to set a meter to serve the premises pursuant to the specifications of the District, at the property owner's expense, and the District shall maintain a meter on any service connection. The water consumer shall be held liable, however, for any damage to the meter due to his negligence or carelessness.

I. COLLECTION BY SUIT:

1. Suit. As an alternative to any of the other procedures herein provided, all unpaid rates and charges and penalties herein provided shall be collected by suit and/or appropriate lien process.
2. Costs. Defendant shall pay all costs of suit in any judgment rendered in favor of District, including a reasonable attorney's fee.

RULE NO. 6

DISCONNECTION AND RESTORATION OF SERVICE

A. DISCONNECTION FOR NON-PAYMENT:

Service shall be discontinued for non-payment of bills. A customer's service shall be discontinued for non-payment of a bill for service furnished if the bill is not paid within fifteen (15) days after presentation, provided the Utility has given the customer at least five (5) days prior written notice of such intention.

B. RE-CONNECTION:

Failure to receive bill does not relieve consumer of liability. Any amount due shall be deemed a debt to the District, and any person, firm or corporation failing, neglecting, or refusing to pay said indebtedness shall be liable to an action in the name of the District in any Court of competent jurisdiction for the amount thereof.

C. RE-CONNECTION CHARGE:

Re-connection charges per the District's Tariff Sheet, plus penalties, will be made and collected prior to renewing service following a discontinuance.

D. UNSAFE APPARATUS:

Water service shall be refused or discontinued to any premises where apparatus or appliances are in use which might endanger or disturb the service to other customers.

E. CROSS-CONNECTIONS:

Water service shall be refused or discontinued to any premises where there exists a cross-connection in violation of State, Federal, or local laws.

F. FRAUD OR ABUSE:

When the Utility has discovered that a Customer has obtained service by fraudulent means, or has diverted the water service for unauthorized use, the service to that Customer shall be discontinued without notice. The Utility will not restore service to such Customer until that Customer has complied with all filed Rules and reasonable requirements of the Utility, and the Utility has been reimbursed for the full amount of the service rendered, and the actual cost to the Utility incurred by reason of the fraudulent use.

G. FOR WASTE OF WATER:

Where negligent or wasteful use of water exists on or from a Customer's premises, the Utility shall discontinue the service if such practices are not remedied within three (3) days after it has given the Customer written notice to such effect. This includes allowing water to run onto the street from over-irrigation of the customer's property.

H. FOR UNSAFE APPARATUS OR WHERE SERVICE IS DETRIMENTAL OR DAMAGING TO THE UTILITY OR ITS CUSTOMERS

If any unsafe or hazardous condition is found to exist on the Customer's premises, or if the use of water thereon by apparatus, appliances, equipment or otherwise is found to be detrimental or damaging to the Utility or its Customers, the service shall be shut off immediately without notice. The Utility will notify the Customer immediately of the reasons for the discontinuance and the corrective action to be taken by the Customer before service can be restored.

I. NON-COMPLIANCE WITH REGULATIONS:

The Utility shall discontinue service to any Customer for violation of these Rules, or any other ordinance or regulation relating to the water service, after it has given the Customer at least five (5) days written notice of such intention. Where safety of water supply is endangered, service shall be discontinued or curtailed immediately without notice.

J. ABATEMENT:

During the period of non-connection or disconnection, the District shall provide notification to the Bureau of Health Protections Services of such action.

K. UPON VACATING PREMISES:

Customers desiring to discontinue service shall so notify the Utility at least five (5) days prior to vacating the premises. Unless discontinuance of service is ordered, the Customer shall be liable for charges whether or not any water is used.

L. REFUSAL TO SERVE:

1. Conditions for Refusal:

The Utility shall refuse to serve an Applicant for service under the following conditions:

- a. If the Applicant fails to comply with any of these rules.
- b. If the intended use of the service is of such a nature that it will be detrimental or injurious to existing Customers.

- c. If, in the judgment of the Utility, the Applicant's installation of utilizing the service is unsafe or hazardous or subject to freezing, or of such nature that satisfactory service cannot be rendered.

2. Notification to Customers:

When an Applicant is refused service under the provisions of this rule, the Utility will notify the Applicant promptly of the reason for the refusal to serve and of the right of Applicant to appeal the Utility's decision to the District's Board of Trustees.

RULE NO. 7

INFORMATION AVAILABLE TO THE PUBLIC

A. GENERAL INFORMATION:

The District will maintain, open for public inspection at its office, pertinent information regarding the service rendered, including the following:

1. Characteristics of Water:

A description in writing of the kind of water to be furnished in the Consumer confidence Report, and will be made available at the District Office.

2. Rates and Rules:

A copy of the tariff schedules consisting of rates, general rules of the District, service area maps and forms of contracts and applications applicable to the territory served from that office.

B. RATES AND OPTIONAL RATES:

The District will explain to every Applicant for service, each rate schedule that is applicable.

1. Election of Rate Schedules:

Optional rates are available for certain classes of Customers. These optional rates and the conditions under which they are applicable are set forth in the rate schedules of the District.

Upon application for service or upon request, Applicant or Customer shall elect the applicable rate schedules best suited to his requirements. Utility will assist in making such election but does not guarantee that the Customer will be served under the most favorable rate schedule at all times. District shall not be held responsible to notify Customers of the most favorable rate schedule and will not refund the difference in charge under different rate schedules to the same class of service.

C. NEW OR REVISED RATES:

Should new or revised rates be established according to law, the District will duly notify all Customers affected.

RULE NO. 8

CONTINUITY OF SERVICE

A. EMERGENCY INTERRUPTIONS:

1. The District will make all reasonable efforts to prevent interruptions to service and when such interruptions occur will endeavor to re-establish service with the shortest possible delay consistent with the safety to its Customers and the general public.
2. Where an emergency interruption of service affects the service to any public fire protection device, the District will promptly endeavor to notify the Fire Chief or other public official responsible for fire protection of such interruption and of subsequent restoration of normal service.
3. The District will not be liable for interruption or shortage or insufficiency of supply or any loss or damage of any kind or character occasioned thereby, if same is caused by Act of God, fire, strike, riot, war, accident, breakdown, action by governmental body or any other cause beyond the control of the District.
4. Under disaster conditions the District will co-operate to the fullest extent with the governmental agency having authority in the area.

B. SCHEDULED INTERRUPTIONS:

1. Whenever the District finds it necessary to schedule an interruption to its service, it will, where feasible, notify all Customers to be affected by the interruption, stating the approximate time and anticipated duration of the interruption.
2. Where public fire protection is provided by the mains affected by the interruptions, the District will promptly endeavor to notify the Fire Chief or other officials responsible for fire protection, stating the approximate time and anticipated duration. In addition, the Fire Chief or other officials responsible for fire protection will be notified promptly upon restoration of service.

C. APPORTIONMENT OF SUPPLY DURING TIMES OF SHORTAGE:

During time of threatened or actual water shortage, the District will apportion its available water supply among its Customers with due regard to public health and safety and may disallow irrigation until the water shortage is over.

RULE NO. 9

FIRE PROTECTION

A. FINANCIAL RESPONSIBILITY:

Fire protection service will be installed at the expense of the Applicant by the Utility or other responsible party acceptable to both the Utility and public official having jurisdiction in the area. This responsibility shall include the cost of a detector check meter, or other suitable and equivalent device, valve and meter box, said installation to become the property of the District. The District may agree to install the connection and meter at cost, plus a twenty percent (20%) administration fee.

B. REQUIREMENTS OF THE UTILITY:

Fire hydrants and private and public fire protection facilities will be installed to the requirements of the Utility and the public official having jurisdiction. Facilities will be maintained at the expense of the Customer.

C. NO CONNECTION TO OTHER SYSTEM:

There shall be no connections between this fire protection system and any other water distribution system on the premises.

D. USE:

There shall be no water used through the fire protection service except to extinguish fires and for testing the firefighting equipment.

E. MONTHLY RATES:

The monthly rates for fire protection shall be established by the District Board upon receipt of application.

F. WATER FOR FIRE STORAGE TANKS:

Occasionally water shall be obtained from a private fire service filling a tank connected with the fire service, but only if written permission is secured from the District in advance and an approved means of measurement is available. The regular water rates will be applied.

G. VIOLATION OF AGREEMENT:

If water is used from a private fire service in violation of the agreement or of these regulations, the District shall discontinue and remove the service.

H. WATER PRESSURE AND SUPPLY:

The District assumes no responsibility for loss or damage due to lack of water or pressure, either high or low, and merely agrees to furnish such quantities and pressures as are available in its general distribution system. The service is subject to shutdowns and variations required by the operation of the system.

I. RULES:

The following rules shall apply to fire service connections:

- a. Valve. When a fire service connection is installed, the valve governing same will be closed and sealed and remain so until a written order is received from the owner of the premises to have the water turned on.
- b. Meter. If the District does not require a meter, and if water is used through a fire service connection for any other purpose than extinguishing of fires, it shall have the right to place a meter on the fire service connection at the owner's expense, or shut off the entire water supply from such premises.
- c. Additional Service. The District shall have the right to take a domestic, commercial or industrial service connection from the fire service connection at the curb to supply the same premises as those to which the fire service connection belongs. The Board shall also have the right to determine the proportion of the installation costs properly chargeable to each service connection, if such segregation of costs shall become necessary.
- d. Check Valve. The Board reserves the right to have the customer install on all fire service connections, a Backflow Prevention Device of a type approved by the University of Southern California Federation of Hydraulic Research and Cross Connection Control, and to equip the same with a by-pass meter and Backflow Prevention Device, at the expense of the owner of the property.

RULE NO. 9A

PUBLIC FIRE HYDRANT SERVICE

Availability

Service is available hereunder in the Utility's Service Area, Douglas County, Nevada.

Applicability

Service hereunder is available for public use to any Fire District or group of individuals not represented by a Fire District, who have need of fire hydrant service.

Terms and Conditions

Service hereunder shall be subject to Utility's Rules and Regulations governing water service.

RULE NO. 9B

PRIVATE FIRE PROTECTION SERVICE

Availability

Service is available hereunder in the Utility's service area, Douglas County, Nevada.

Applicability

Service hereunder is available to any individual group, Company or Corporation having need of private fire protection.

Rate

See Tariff Schedules.

Terms and Conditions

Service hereunder shall be subject to Utility's Rules and Regulations governing water service.

RULE NO. 10

ESTABLISHMENT AND RE-ESTABLISHMENT OF CREDIT

A. ESTABLISHMENT OF CREDIT:

Each Applicant applying for service will be required to establish credit, which will be deemed established upon qualifying under any one of the following:

1. Applicant owns the premises for which service is requested, or owns other real estate within the same service area of the District.
2. Applicant makes the deposit prescribed in the Deposit Rule.
3. Applicant arranges a guarantor satisfactory to the District for the payment of Applicant's bills for service.
4. Applicant has been a Customer of the District and during the last twelve (12) consecutive months of that prior service has paid all bills for service without having been disconnected for non-payment thereof.

B. RE-ESTABLISHMENT OF CREDIT:

1. An Applicant who previously has been a Customer of the District and during the last twelve (12) months of that prior service has had service discontinued for non-payment of bills will be required to pay any unpaid balance due plus all penalties, to the District for the premises for which service is to be restored and shall be required to re-establish credit by making the deposit prescribed in the Deposits Rule.
2. A Customer whose service has been discontinued for non-payment of bills will be required to pay any unpaid balance due the District for the premises for which service is to be restored and shall be required to pay a reconnection charge as prescribed under "Disconnection and Restoration of Service" Rule, and to re-establish credit by making the deposit prescribed in Deposits Rule before service is restored.

RULE NO. 11

DEPOSITS

A. AMOUNT TO ESTABLISH OR RE-ESTABLISH CREDIT:

The amount of the deposit shall be two months estimated bill.

B. APPLICABILITY TO UNPAID ACCOUNTS:

Deposits made under this rule will be applied to unpaid bills for service when such service has been discontinued.

C. RETURN OF DEPOSITS:

Upon discontinuance of service, the District will refund the balance of the Customer's deposit in excess of unpaid bills for that service for which the deposit was made.

D. INTEREST ON DEPOSITS AND REFUNDS:

No interest will be paid on outstanding active Customer deposits held by the District.

RULE NO. 12

TEMPORARY SERVICE

A. ESTABLISHMENT OF TEMPORARY SERVICE:

The Utility will, if no undue hardship to its existing customers will result there from, furnish temporary service under the following conditions:

1. The Applicant will be required to pay to the Utility, in advance, the estimated net cost of installing and removing the facilities necessary to furnish the service.
2. Where the duration of service is to exceed one month, the Applicant shall also be required to establish credit in the manner prescribed for permanent service.

B. CHANGE TO PERMANENT STATUS:

In the event a temporary service becomes permanent, the Utility will refund to the Applicant the amount paid for service installation. Where a main extension is involved, the payment made under part A-1 of this rule and regulation will be adjusted to the terms of the extension rule applicable to permanent service.

C. DURATION OF SERVICE:

Temporary service connections shall be disconnected and terminated within six (6) months after installation unless an extension of time is granted in writing by the District.

D. DEPOSIT:

Notwithstanding anything herein contained to the contrary, if service is supplied through a fire hydrant, the Applicant shall be charged in accordance with the following rate schedule:

Security Deposit	\$200.00
Flat charge per connection, for both installation and removal of service facilities, including the meter:	\$ 100.00
Each additional move of facilities to another location:	\$ 100.00
Water charge per 1000 gallons	As per existing tariffs.

E. INSTALLATION AND OPERATION:

All facilities for temporary service to the Customer connection shall be made by the Utility and shall be operated in accordance with its instructions.

F. RESPONSIBILITY FOR METERS AND INSTALLATIONS:

The Customer shall use all possible care to prevent damage to the meter or to any other loaned facilities of the District which are involved in furnishing the temporary service from the time they are installed until they are removed, or until 48 hours' notice in writing has been given to the District, that the contractor or other person is through with the meter or meters and the installation. If the meter or other facilities are damaged, the cost of making repairs shall be paid by the Customer.

G. SUPPLY FROM FIRE HYDRANT:

Temporary or permanent use of hydrants for water service, without the express written consent of the Utility, shall not be permitted. Any unlawful use of water will be considered theft, and will be reported to the Douglas County Sheriff's Office.

RULE NO. 13

DISPUTED BILLS

In case of a dispute between a Customer and the District as to the correct amount of any bill rendered by the District for water service furnished to the Customer, the Customer will deposit with the District the amount claimed by the District to be due.

Failure on the part of the Customer to make such deposit within fifteen (15) days after written notice by the District, that such deposit be made or service shall be discontinued, shall warrant the District in discontinuing the service to the Customer without further notice.

In the event of dispute between the Customer and the District respecting any bill, charge, or service, the District shall forthwith make such investigation as shall be required by the particular case, and report the result thereof to the Customer. In the event that the complaint cannot be satisfactorily adjusted, the Customer may appeal to the Board of Trustees for relief.

RULE NO. 14

SERVICE CONNECTIONS AND CONSUMER'S FACILITIES

A. INSTALLATION:

1. Service Connections:

The District will authorize Customer to extend and connect Customer service line to District water distribution system at Customer's expense.

All service connections installed shall be metered at the customer's expense.

The Customer's yard line and extension thereof shall extend to that point of easiest access to the District from its existing system or requiring the least extension of the existing water distribution system. The District shall be consulted before installation thereof and its approval of location secured. The yard line connection to the District water distribution line shall not be covered or used until inspected and approved by the District.

2. Cross-Connection Protective Devices:

Where any water pipe on a consumer's premises is cross-connected to another source of water supply, the District shall refuse or discontinue service until there shall be installed at the expense of the consumer suitable backflow protective device, approved by the District, to protect against backflow into the District's system, as required by Federal, State, and Local laws.

3. Maintenance:

The District will not be responsible for the installation and maintenance of the water pipe lines beyond the end of the District's service connection or meter.

It shall be the owner's and/or Customer's responsibility to determine that fixtures and piping shall conform to the requirements of all State, County, or Municipal ordinances, laws and regulations and be properly maintained.

4. Right of Access to Premises of Consumer:

The District or its duly authorized agents shall have at all reasonable times the right to ingress to and egress from the consumer's premises for any purpose properly connected with the service of water (including discontinuation) to the consumer.

5. Responsibility for Loss or Damage:

The District will not be responsible for any loss or damage caused by negligence or wrongful act of a consumer or his authorized representative in installing, maintaining, operating or using any or all appliances, facilities or equipment for which water service is supplied.

The consumer will be held responsible for damage to District's facilities and other property resulting from the use or operation of appliances and facilities on consumer's premises, including damage caused by steam, hot water, chemicals, etc.

RULE NO. 15

**SERVICE LINE AND FACILITIES INSTALLED
BY CUSTOMER IN SPECIAL CASES**

In special cases where extension of District's main to a point adjacent to Customer's premises is not feasible, in the opinion of the District, the Customer shall lay service pipe, at his own expense, from point of use to point where a tap can be made directly to District's then existing main.

In such cases, the District shall be obligated to maintain reasonable pressure and quantity of flow at the point of connection to its main only, and Customer shall assume all responsibility and cost for maintenance, operation, and replacement of his service line and the pressure and flow therein.

If additional facilities, including but not limited to a booster pump, should be required in Customer's service line to provide adequate pressure for Customer's service, above the pressure delivered normally by District at point of connection of Customer's service line to the District's main, Customer shall provide, operate, maintain and replace such facilities, all at his own expense.

District shall at no time in the future be required to lay additional main beyond the original point of delivery to supply water to said Customer or others supplied through said Customer's service.

Original Customer shall pay all charges for water delivered through his service, at point of connection to the main, whether to his own premises or those of others which shall be connected to such service.

RULE NO. 16

MAIN EXTENSIONS

A. EXTENSIONS:

Utility may make extensions along street, alleys, lanes, roads, common areas, and easements cut by established grades, and/or make alterations in its existing facilities in accordance with these rules and regulations, provided such extensions are located within the Utility service area and the Round Hill General Improvement District.

Extensions of main lines and appurtenances to provide service to an Applicant will be made at Applicant's expense, at the discretion of the Utility.

The cost of the extension and appurtenances will be based on the size of main lines consistent with the service requirement specified by the Utility.

The size, type, quality of materials, and their location will be specified by the Utility. Construction will be by the Utility or its selected agency.

Any owner of one or more lots or parcels, or sub divider of a tract of land, desiring the extension of one or more water mains, to serve such property, shall make a written application therefore to the District, said application to contain the legal description of the property to be served and tract number thereof, and any additional information which shall be required by the Utility, and be accompanied by a map showing the location of the proposed connections. Upon receipt of the application the Utility shall make an investigation and survey of the proposed extension, including the estimated cost thereof. The Utility shall then consider said application and report, and after such consideration, reject or approve it. All costs associated with the investigation and surveying will be paid for by the property owner.

No dead-end lines shall be permitted, except at the discretion of the Utility, and in cases where circulation lines are necessary they shall be designed and installed by the Utility as a part of the cost of the extension.

B. OWNERSHIP:

All main extensions will become the property of the Utility immediately upon completion of construction and be operated and maintained by Utility at its own expense.

C. **SUBDIVISION:**

- a) Application. A person desiring to provide a water system within a tract of land which he proposes to subdivide shall make written application thereof.
- b) Identification-Contents. The application shall state the number of the tract, the name of the subdivision, and its location. It shall be accompanied by a copy of the final map, and of the plans, profiles and specifications for the street work therein.
- c) Investigation. Upon receiving the application, the General Manager shall make an investigation and survey of the proposed subdivision and shall report his findings to the Board, including a recommendation as to the facilities required and the estimated cost of the proposed water system therefore, including the District's costs for engineering, processing, and inspections.
- d) Subdivisions, Tracts or Housing Projects - Deposit. Subdividers will be required to advance to the District the estimated costs. The sub divider shall install the main lines, valves, service connections and fire hydrants within the subdivision. Fire hydrants shall be so located to meet the requirements of the District and local fire protection agency. All installations shall be at the sub divider's cost.
- e) Specifications and Construction. The size, type and quality of materials and location of the lines shall be specified by the Water Department and the actual construction will be done by the Water Department or by a contractor acceptable to it, supervised and inspected by the Water Superintendent.
- f) Adjustment. Adjustments of any substantial difference between the estimated and actual District engineering, processing and inspection costs shall be made at or before the completion of the installation, and any excess shall be refunded to the sub divider and any shortage will be paid by him to the District.
- g) Property of District. All facilities shall be the property of the District.
- h) Connections. The sub divider shall, at his cost, provide all connections to units constructed by him, as herein provided.

RULE NO. 17

SERVICE AREA

METES AND BOUNDS DESCRIPTION:

Original Metes and Bounds Description of Round Hill General Improvement District as set forth in Douglas County Ordinance #134, an ordinance creating the Round Hill General Improvement District, dated April 6, 1964.

The general description of the District and the territory to be included therein is described as follows:

COMMENCING at the northeast corner of the S ½ of the SE ¼ of Sec. 10; thence south along the east line of Secs. 10 and 15 to the southeast corner of Sec. 15; thence west along the south line of Sec. 15 to the easterly line of U.S. Highway No. 50; thence southerly along the easterly line of said highway about one mile to the northwest corner of the 30 acre tract of the lands now or formerly of the Tahoe Village Properties, Inc. , a corporation; thence continuing along said highway line southerly 509.56 feet; thence N 81 16' 35" W 80 feet to the westerly line of said highway; thence northerly along the westerly line of said highway to the north line of said Sec. 15; thence east along the north line of Sec. 15 to the southwest corner of the SE ¼ of said Sec. 10; thence north along the west line of the SE ¼ of Sec. 10 to the northwest corner of the S ½ of the SE ¼ of Sec. 10; thence east along the north line of said S ½ of the SE ¼ of said Sec. 10 to the point of beginning; being the S ½ of the SE ¼ of Sec. 10, the portion of Sec. 15 east of the west line of U.S. Highway No. 50 and the portion of said highway thence to the north line of Douglas County Sewer Improvement District No. 1, and comprising about 443 acres and said highway; said sections 10 and 15 being in T 13 N, R 18 E, MDB & M.

Boundaries amended by annexation, Resolution #18, dated December 28, 1964, said territory is described as follows:

COMMENCING at the point of intersection of the south line of Section 15 with the westerly line of U.S. Highway 50; thence west along the south line of said Section to the most easterly corner of that certain 8.50 acre tract conveyed to the Nevada Elks Tahoe Association, a Corporation by deed recorded in Book S of Deeds, page 201, Douglas County records; thence north 24 29' 30" west along the easterly line of said parcel 1347.6 feet to an iron pipe in the west line of said Section 15, the most northerly corner of said parcel; thence north along the west

line of Section 15 to its intersection with the east line of Lake Tahoe; thence in a general northerly direction along said line of Lake Tahoe to its intersection with the north line of Section 16; thence east along the north line of Section 16 and 15 to the westerly line of U.S. Highway 50; thence in a general southeasterly direction along the westerly line of said Highway to the point of beginning; all in T 13 N, R 18 E, M.B.D. & M. Need to remove all areas owned by the USFS from metes and bounds

RULE NO. 18

INTERPRETATIONS AND DEVIATIONS

In case of disagreement or dispute regarding the application of any provision of these rules, or in circumstances where the application of these rules appears impracticable or unjust to either party, the Utility Applicant or Applicants shall appeal to the Board of Trustees.

RULE NO. 19

METER TESTS AND ADJUSTMENTS OF BILLS FOR METER ERROR, METER CHARGE AND CHANGE OF LOCATION

A. TESTS:

1. Prior to Installation:

Every meter will be tested prior to being installed and no meter will be placed in service if found to register more than 2% fast or slow.

2. On Customer Request:

- a) A Customer may, on not less than one month's notice, require the Utility to test the meter serving his premises.
- b) The Customer will be required to deposit with the Utility an amount to cover the cost of the test.
- c) This deposit will be returned if the meter is found to register more than 2% fast. The Customer will be notified not less than five (5) days in advance of the time and place of the test.
- d) A Customer shall have the right to require the Utility to conduct the test in his presence or in the presence of his representative. Where the Utility has no proper meter testing facilities available locally, with the consent of the Customer the meter shall be tested by an outside meter manufacturer or its agency, or by any other reliable organization equipped for water meter testing.

- e) A report showing the results of the test will be furnished to the Customer by the District within fifteen (15) days after completion of the test.

B. ADJUSTMENT OF BILLS FOR METER ERROR:

1. Fast Meters:

When upon test, a meter is found to be registering more than 2% fast, the Utility will refund to the Customer the amount of the overcharge based on corrected meter readings for the period the meter was in use, but not exceeding six (6) months.

2. Slow Meters:

- a) When, upon test, a meter used for domestic or residential service is found to be registering more than 25% slow, the Utility shall bill the Customer for the amount of the undercharge, based upon corrected meter readings for the period the meter was in service, but not exceeding six (6) months.
- b) When, upon test, a meter used for domestic, commercial, or industrial service, is found to be registering slow, the Utility shall bill the Customer for the amount of the undercharge based upon corrected meter readings for the period the meter was in service, but not exceeding six (6) months.

3. Non-registering Meters:

The Utility shall bill the Customer for water consumed while the meter was non-registering but for a period not exceeding three (3) months at the minimum monthly meter rate, or upon an estimate of the consumption based upon the Customer's prior use during the same season of the year if conditions were unchanged, or upon an estimate based upon a reasonable comparison with the use of other Customers during the same period, receiving the same class of service under similar circumstances and conditions.

4. General:

When it is found that the error in a meter is due to some cause, the date of which can be fixed, the overcharge or the undercharge will be computed back to but not beyond such date.

C. METER CHARGE:

The Utility shall determine whether a meter shall be installed at a connection at no cost to the Utility, but such determination shall apply uniformly to all similarly situated Customers.

Only duly authorized employees or agents of the District will be authorized to install service connections.

District has the authority to determine the type, size and quality of the meter to be installed.

D. CHANGE IN LOCATION OF METERS:

Meters moved for the convenience of the Customer will be relocated at the Customer's expense. Meters moved to protect the District's property will be moved at its expense. If the lateral distance which the Customer desires to have the meter moved exceeds eight feet (8') he will be required to pay for the new service at the desired location.

RULE NO. 20

**SERVICE TO SEPARATE PREMISES AND
MULTIPLE UNITS, AND RESALE OF WATER**

A. NUMBER OF SERVICES TO SEPARATE PREMISES:

Separate premises under single control or management will be supplied through separate individual service pipes unless the Utility elects otherwise.

B. SERVICE TO MULTIPLE UNITS ON SAME PREMISES:

Separate houses, buildings, living or business quarters on the same premises or on adjoining premises, under a single control or management, may be served at the option of the District by either of the following methods:

1. Through separate service pipes to each or any unit provided that the piping system from each service is independent of the others, and is not interconnected.

2. Through a single service pipe to supply the entire premises, in which case only one minimum charge will be applied. This charge will be calculated by multiplying the number of EDUs by the existing minimum charge.

The responsibility for payment of charges for all service furnished to combined units through a single service pipe, in accordance with these rules, must be assumed by the Customer.

C. HOMEOWNER ASSOCIATIONS OR PROPERTIES MANAGED BY A SINGLE MANAGEMENT ENTITY:

Separate houses, apartments, townhouses, or other quarters on the same premises or on adjoining premises, under a single control, maintenance, or management, may be served at the option of the District by either of the following methods:

1. Through separate service pipes to each or any unit provided that the piping system from each service is independent of the others, and is not interconnected.
2. Through a single or multiple service pipe(s) to supply the entire premises, in which case only one minimum charge will be applied. This charge will be calculated by multiplying the number of EDUs by the existing minimum charge.

D. RESALE OF WATER:

Except by special agreement with the Utility, no Customer shall resell any of the water received from the Utility, nor shall such water be delivered to premises other than those specified in such Customer's application for service.

RULE NO. 21

GENERAL USE PROVISIONS

A. NUMBER OF SERVICES PER PREMISES:

The applicant may apply for as many services as may be reasonably required for his premises, provided that the pipe line system for each service be independent of the others and that they not be interconnected.

B. RESPONSIBILITY FOR EQUIPMENT ON CUSTOMER PREMISES:

All facilities installed by the District on private property for the purpose of rendering water service shall remain the property of the District and shall be maintained, repaired or replaced by the Water Department without consent or interference of the owner or occupant of the property. The property owner shall use reasonable care in the protection of the facilities. No payment shall be made for placing or maintaining said facilities on private property.

C. DAMAGE TO WATER SYSTEM FACILITIES:

The Customer shall be liable for any damage to the service facilities when such damage is from causes originating on the premises by an act of the Customer or his tenants, agents, employees, contractors, licensees or permittees, including the breaking or destruction of locks by the Customer or others on or near a curb cock, wheel valve or meter, any damage to a meter that may result from hot water or steam from a boiler or heater on the Customer's premises. The District shall be reimbursed by the Customer for any such damage promptly on presentation of a bill.

D. GROUND-WIRE ATTACHMENTS:

All individuals or business organizations are forbidden to attach any ground-wire or wires to any plumbing which is or shall be connected to a service connection or main belonging to the District. The District will hold the Customer liable for any damage to its property occasioned by such ground-wire attachments.

E. CONTROL VALVE ON THE CUSTOMER PROPERTY:

The Customer shall provide a valve on his side of the service installation, as close to the property line as practicable, to control the flow of water to the piping on his premises. The Customer shall not use the service curb stop to turn water on and off for his convenience, and in the event that the Customer does so, he or it shall be subject to sanctions, including discontinuance of service.

F. CROSS-CONNECTIONS:

The Customer must comply with State and Federal and Local laws governing the separation of dual water systems or installations of back flow protective devices to protect the public water supply from the danger of cross-connections. Back flow protective devices must be installed as near the service as possible and shall be open to test and inspection by the Utility. Plans for installation of back flow protective devices must be approved by the Utility prior to installation. All backflow devices must be tested yearly at the customers expense and the results sent to the Utility.

G. SPECIAL CASES:

In special circumstances, when the Customer is engaged in the handling of especially dangerous or corrosive liquids or industrial or process waters, the District may require the Customer to eliminate certain plumbing or piping connections as an additional precaution and as a protection to the back flow preventative devices.

H. RELIEF VALVES:

As a protection to the Customer's plumbing system, a suitable pressure relief valve must be installed and maintained by him, at his expense, when check valves or other protective devices are used. The relief valve shall be installed between the check valves and the water heater.

I. BACK FLOW DEVICE:

Whenever back flow protection has been found necessary on a water supply line entering a Customer's premises, then any and all water supply lines from the District's mains entering such premises, buildings or structures shall be protected by an approved backflow device, regardless of the use of the additional water supply lines.

J. INSPECTION:

The approved back flow protection devices may be inspected and tested periodically by the District. The devices shall be serviced, overhauled, or replaced whenever they are found defective and all costs of inspection, repair and maintenance shall be the responsibility of the Customer.

K. DISCONTINUED SERVICE:

The service of water to any premises may be immediately discontinued by the District if any defect is found in the protective devices, or if it is found that dangerous unprotected cross-connections exist. Service will not be restored until such defects are corrected.

L. POOLS AND TANKS:

When an abnormally large quantity of water is desired for filling a swimming pool or for other purposes, arrangements must be made with the District prior to taking such water. Permission to take water in unusual quantities will be given only if it can be safely delivered through the District's facilities and if other Customers are not inconvenienced thereby. All residential and commercial customers that have pools and/or tanks, must have a meter installed at the owners expense.

M. RESPONSIBILITY FOR EQUIPMENT:

The Customer shall, at his own risk and expense, furnish, install and keep in good and safe condition all equipment that shall be required for receiving, controlling, applying and utilizing water, and the District shall not be responsible for any loss or damage caused by the improper installation of such equipment, or the negligence or wrongful act of the Customer or of any of his tenants, agents, employees, contractors, licensees or permittees in installing, maintaining, operating or interfering with such equipment. The District shall not be responsible for damage to property caused by faucets, valves and other equipment that are open when water is turned on at the meter, either originally or when turned on after a temporary shutdown.

N. PERIODS OF WATER SHORTAGE:

The Utility shall have the right to restrict the use of and apportion its available water supply during any emergency caused by drought, or other threatened or existing water shortage, and to prohibit the wastage of District water or the use of District water during such period, for any purpose other than household uses or such other restricted uses as shall be determined to be necessary by the Utility, and shall prohibit use of such water during such periods for specific uses which the Utility shall from time to time find to be nonessential.

O. USE OF SIPHONS:

No siphon of any nature shall be operated from any service connected to the District's system.

RULE NO. 22

BACKFLOW PREVENTION AND CROSS CONNECTION CONTROL

A. PROTECTIVE DEVICES ON WATER SERVICE CONNECTIONS:

1. RESIDENTIAL CROSS CONNECTION PROTECTIVE DEVICES:

Where any water pipe on Customer's premises is cross-connected to another source of water supply, the District may refuse service or discontinue service until there may be installed at the expense of the Customer, a suitable backflow device, approved by the District, to protect against back-flow into the District's system, as required by State, Federal, and Local laws.

2. NON-RESIDENTIAL BACKFLOW PREVENTION DEVICES;

A. Where any connection is made to the District's water system for non-residential uses, a backflow prevention device shall be installed at the Customer's expense. Such devices are required by State regulations, and a copy of the current regulations are available at the District office. The size, type and location of the device installed shall comply with such regulations and shall be approved by the District in writing and in advance of installation. The District shall inspect the correct installation of the device prior to any use of it.

B. Each installed backflow prevention device shall be tested at least annually to ensure that it is operating correctly. A notice of the requirement of such annual inspection shall be sent to each Customer affected approximately thirty (30) days before such inspection is required to be performed.

Such inspections shall be performed at the Customers expense by an California/Nevada American Water Works Association certified backflow tester. The District will provide a list of approved testers with the above notice. The results of such inspection shall be provided to the District by such inspectors within the thirty (30) days allowed in such notice.

In the event such inspection shows that repairs are required to be made to the device, such repairs shall be made by an approved tester, within the thirty (30) days allowed in the notice.

C. In the event that the customer fails to comply with the requirements of any part of this Rule 22, the District shall notify the Customer in writing that such failure will have water service terminated to the offending premises until such inspection of repairs are completed.

D. As to all customers of the District, the District is authorized to conduct surveys or have a survey conducted on a Customer's premises to identify where cross connection hazards exist or shall occur. The regulations of the District noted above designate specific types of backflow prevention devices required at premises where hazards exist, and establish and maintain a list of approved backflow prevention assemblies.

E. The District or its duly authorized agents shall have at all reasonable times, the right to ingress and egress from the Customer's premises for any purpose properly connected with the service of water to the customer.

RULE 23

WATER CONSERVATION

I

WATER USE RESTRICTIONS DECLARATION OF PURPOSE

1. The Board of Trustees of the Round Hill General Improvement District recognizes that in certain years there may be a shortage of water for domestic use by the residents of the District, which requires the imposition of restriction on use, so that the District may provide adequate and equal amounts of water to its customers.
2. In order to assure that the District can provide an adequate supply of water to its customers, the Board of Trustees will restrict the use of water for certain irrigation of house hold purposes, and limit the time within which water shall be used for such purposes. In furtherance of that goal, the Board enacts these restrictions pursuant to its authority granted by NRS 318.144, NRS 318.145, NRS 318.170(1)(d), and NRS 318.199.

II

DEFINITIONS

As used in the Appendix, the following words or phrases are defined as follows:

1. "Board": The Board of Trustees of the Round Hill General Improvement District.
2. "Commercial": A commercial area or commercial use is defined as any use which has been designated by any commercial zoning by the Douglas County Board of Commissioners, which has a use upon it which is the subject of any licensure from the County or from the State of Nevada, or which conducts upon it a commercially related activity for remuneration. The Board of trustees shall determine each definition of "commercial" on a case-by-case basis for the purposes of the determining the applicability of these restrictions to such use. For the purposes of these restrictions all areas and uses, which are not determined to be commercial, are defined as residential.
3. "Declaration": Means a declaration of water shortage by the Board when it appears to a majority of the Board that either insufficient water is available to meet the reasonable needs and requirements of the District, or that there is insufficient potable water for human consumption as determined by the Nevada State Bureau of Health Protection Services, the Douglas County Health Officer, or the District Agent. This limit shall be a pre-set limit set by the Board.

4. "District Agent": Means the District's Manager, Engineer, Maintenance Supervisor, or a Board Member.
5. "Household Purposes": Means the purposes for which a person uses water inside a residence.
6. "Irrigation": Means, but not limited to irrigate water, moisten, sprinkle, soak, water-log, flow, wet, or any supply of water to land by natural or artificial means for other than household purposes.
7. "User": Means, but is not limited to, violation of these water use restriction, or the careless consumption of water as evidenced by irrigation overflowing or puddling on a property.

III

EMERGENCY WATER USE RESTRICTIONS

1. Upon declaration by the Chairman of the Board, after a majority vote of the Board, taken at a regularly held meeting, at a specially called meeting, or in an emergency meeting after a canvass of the Board members by the District agent, the District shall impose any or all of the following restrictions:
 - A)
 - i) require houses whose street address or unit number ends with an even number irrigate on Mondays and Thursdays; and
 - ii) require houses whose street address or unit number ends with an odd number irrigate on Tuesdays and Fridays; and
 - iii) require multiple unit housing with multiple irrigation service lines, being billed to a single address, irrigate on either i) or ii) above, and specify to the District which one they will use.
 - B) Require that irrigation be conducted, when permitted, during the hours of 5:00 p.m. and 10:00 A.M.
 - C) Prohibit the use of water for other than household purposes.

IV

NON-EMERGENCY WATER USE RESTRICTIONS

1. Upon declaration by the Chairman of the Board, after a majority vote of the Board, taken at a regularly held meeting, at a specially called meeting, or in an emergency meeting after a canvass of the Board members by the District agent, the District shall impose any or all of the following restrictions:
 - i) require houses whose street address or unit number ends with an even number irrigate on Mondays and Wednesdays, and Fridays; and
 - ii) require houses whose street address or unit number ends with an odd number irrigate on Tuesdays and Thursdays and Saturdays; and
 - iv) require multiple unit housing with multiple irrigation service lines, being billed to a single address, irrigate on either i) or ii) above, and specify to the District which one they will use.
2. Without declaration by the Board of a water emergency or shortage, in no event shall a water user irrigate or use water for other than household purposes between the hours of 10:00 a.m. and 4:00 p.m.
3. In no event shall a water user waste water in violation of these restrictions, in using water for household purposes or irrigation, as water uses are defined in Section II herein above.

V

EXEMPTIONS TO NON-EMERGENCY WATER USE RESTRICTIONS

1. The Board shall exempt the following uses of water in non-emergency situations.
 - i). Upon notice to the District by a property owner of lawns, which have been newly planted within thirty (30) days.
 - ii). Professional gardeners or landscapers when performing services to install, repair, or maintain sprinkler systems of related mechanical devices.
 - iii). Automatic irrigation systems set to operate on any day between 10:00 p.m. and 6:00 a.m.
 - iv). Accidental flow of water due to equipment failure.
 - v). Children's toys such as water slides and inflatable pools.

VI

PENALTIES

1. **IT IS THE INTENTION OF THE BOARD OF TRUSTEES OF THE ROUND HILL GENERAL IMPROVEMENT DISTRICT THAT ANY AND ALL PENALTIES DELINEATED HEREIN SHALL BE PAID BY THE RECORD OWNER OF THE PROPERTY IN VIOLATION. ANY PENALTY AMOUNT OR WATER METER INSTALLATION COSTS ASSESSED AGAINST A PROPERTY OWNER SHALL, IN ALL CASES, CONSTITUTE A LIEN AGAINST THE PROPERTY UNTIL PAID. AN AGENT OF THE DISTRICT IS DIRECTED TO FILE FOR RECORD ANY LIEN RESULTING FROM A VIOLATION OF THE PROVISIONS OF THESE RESTRICTIONS.**

2. Any user found by the agent of the District to be in violation of these restrictions, shall in addition to being subject to all rights and remedies of the District at law or in equity, be subject to the following:
 - A) Warnings: A user found to be in violation of the provisions of these restrictions shall be warned by the District agent, orally and/or by a citation in writing, of violations of these restrictions. A person warned of violation of the provisions of these restrictions on more than two occasions within a two year period shall be subject to the penalties contained in subsections B and C of this section
 - i). It is the intention of the Board that violations shall be consecutive in nature during a two year period. The Board shall not consider a violation that has occurred two years or more prior to the latest warning issued by the District for enhancement of the penalties provided for herein.

 - B) Third Violation: On a third violation within a two year period a user found to be in violation of the provisions of these restrictions shall be assessed a penalty in the amount of One Hundred Dollars (\$100.00) and shall a Fifty percent (50%) increase in water rates for two years following the third violation.

 - C) Change of Ownership: An Owner and/or occupant of a property found to be in violation of the provisions of these restrictions resulting in the increase in water rates, shall not be exempt from the requirements of these restrictions, and shall pay for water based on actual use of water as determined by the meter installed.

- i). Any change of ownership of a property reflected by recorded documents of record in the Office of the Douglas County Recorder shall operate to cancel previous warnings issued to a prior user of water at the property. If a water meter has been installed at a location, which subsequently sold, the water meter shall remain installed, but the new owner or user of the water at the property shall be billed for water use as other metered properties within the District.
- D) Consecutive Violations: Each and every violation of these restrictions is deemed to be a separate and succeeding violation.
- E) Nothing contained herein shall prevent the District agent, without notice to any owner or occupant of a property, from entering a property to halt water waste. If entrance to the property is not reasonably possible, the District agent shall cause water service to the property to be halted.
- i) When it is reasonably determined that water waste results from a mechanical or other malfunction of the watering system located on the property, and upon adequate provision for the remedy of the malfunction, water service to the property shall be restored. In the case of water waste due to mechanical malfunction, a warning shall not be issued to the user, property owner, or occupant if the malfunction is remedied within seventy two (72) hours. If the user, property owner, or occupant neglects, refuses or fails to remedy the malfunction within seventy two (72) hours, a citation shall be issued unless the district Manager, on sufficient cause shown, extends the period of time to repair a mechanical malfunction as in his discretion is appropriate on a case by case basis.
- ii) If the District agent determines that the water waste results from a cause other than mechanical or other malfunction of the watering system located on the property, a water violation shall be issued to the user, property owner, or occupant.
- iii) If the user, property owner, or occupant of the property, at the time that water service is halted, is found to have two or more violations of these restrictions within a two year period, water service to the property shall not be restored until a water meter is installed. Upon a fourth violation at such location where a water meter is installed pursuant to this section, the account of the user will be billed based upon the actual water use measured by the water meter installed. The cost of the installation of the water meter by the district shall be paid by the property owner of the premises, and shall constitute a lien against the property.

- iv) If the property owner or resident is found to have less than two violations within a two year period at the time that water service to the property is halted, water service to the property shall be immediately restored without the installation of a water meter by the District after a written warning is delivered to the owner of the property, resident or occupant thereof.

VII

APPEALS

1. Any person aggrieved by the actions of the District agent in the enforcement of these restrictions may appeal such action to the District.
2. An appeal shall be taken by filing a written statement of reasons why the agent of the District acted in error, and shall be submitted to the District Manager for review and possible action. The District Manager is empowered to affirm, modify, or cancel any warning citation issued, or penalty assessed. Should the District Manager deem it necessary, the District Manager shall meet with the person appealing a warning or citation to discuss with the appellant the reasons for the appeal. At any such meeting minutes shall be taken of the conference between the appellant and the District Manager. At the conclusion of such meeting, the District Manager shall submit a report to the Board of Trustees delineating his action to affirm, modify, or cancel any warning or citation issued.
3. At the next regularly scheduled Board of Trustees' meeting, the District Manager's recommendation regarding any appeal shall be considered by the Board, which shall accept or reject the recommendation of the District Manager on its Consent Agenda.
4. If the District Manager's recommendation is rejected, the District shall notify the appellant who shall appear at the following Board meeting if the appellant complies with the procedures set forth in Paragraph 5 through 7 of this Section 7.
5. Any person aggrieved by the recommendation of the District Manager, as accepted by the Board in its Consent Agenda, may appeal such recommendation directly to the Board of Trustees upon receipt of written notification of the Board's acceptance of the recommendation made by the District Manager. Any appeal may be taken by payment of all penalty amounts assessed for the third /and forth violations, and by payment of a FIFTY DOLLAR AND NO CENTS (\$50.00) FILING FEE.

6. An appeal may be taken within ten (10) DAYS AFTER WRITTEN NOTICE OF THE ACTION OF THE Board in accepting the recommendation of the District Manager.
7. Any person who fails to file a written request for hearing before the Board appealing Board's acceptance of the District Manager's recommendation within ten (10) days after notice of the acceptance of the recommendation by the Board, waives his right to appeal.
8. The Board shall hear the appeal at the next regularly scheduled meeting of the Board following the filing of a written request for hearing appealing the District Manager's recommendation. Notice of the date, time, and place of the hearing shall be given to the appellant. No new evidence, which was not presented to the district Manager prior to his recommendation to the Board, shall be presented at the time of the appellate hearing. The Board shall affirm, modify, or cancel any previous action by the Board or by the District Manager, including affirming, modifying, or canceling any warning or citation issued, penalty assessed, and/or filing fee paid.
9. Upon a person's failure to timely file for appeal of the Board's acceptance of the District Manager's recommendation, or upon final action by the Board with respect to an acceptance or rejection of the District Manager's recommendation, the Board shall pursue any of its rights and remedies contained at law or in equity, or in these restrictions.

RULE NO.24

WATER TARIFF SHEETS

SCHEDULE OF RATES

A. TEMPORARY SERVICE:

Consistent with RULE NO. 12, temporary service shall be that charge per connection for both installation and removal of service facilities, based upon the adjusted actual costs of the service provided.

B. CONNECTION CHARGE:

Persons desiring a connection to the water system of the Utility shall pay to the Utility, at the time of issuing the permit for a water connection, a connection charge in the amount of \$7,000.00/EDU.

For the purpose of establishing charges hereunder, each unit of a condominium development shall constitute a separate connection or one (1) EDU.

Only duly authorized employees or agents of the Utility will be authorized to install service connections.

C. OPTIONAL RATES:

Commercial Irrigation

Any commercial business located in or near an entrance to the Round Hill General Improvement District, with a separate irrigation meter, to meter water used solely for irrigation, may apply for a separate irrigation rate specified in commercial rates. This meter must be located upstream of any meter used to supply the business domestic water. This rate will be classed as Commercial Irrigation (1).

D. SERVICE RATES:

**EXHIBIT A
ROUND HILL GENERAL IMPROVEMENT DISTRICT
WATER CONNECTION RATES
ADOPTED BY THE BOARD OF TRUSTEES
July 19, 2011**

<u>SERVICE SIZE</u>	<u>RESIDENTIAL*</u>	<u>COMMERCIAL*</u>
3/4"	\$7,000	\$7,000
1"	\$12,460	\$12,460
1-1/2"	\$28,140	\$28,140
2"	\$49,980	\$49,980
3"	\$112,350	\$112,350
4"	\$199,780	\$199,780
6"	\$ 484,610	\$484,610

*Plus meter and installation charges.

CONNECTION & CAPACITY CHARGES

WATER

Residential

Each unit-house

see above rates

Each condo or apartment unit

see above rates

Commercial

see above rates

NEW ACCOUNT AND RECONNECTION CHARGES

New Accounts

Definition - each time the service at any particular address is changed from one name to another name.

During Office Hours \$50.00

Emergency Shutoff After Office Hours \$100.00

Reconnection after Water Shutoff

During Office Hours \$50.00

After Office Hours \$100.00

**Temporary interruption for repair during
Office hours (less than 1 day) \$50.00**

DEPOSIT

For Residence: **\$100.00**
Refundable after 1 year upon
establishment of good credit

Commercial Irrigation (1) **\$4.72 per 1000 gallons**

SWIMMING POOL RATES

Monthly Metered Rate

All pools metered and emptied
into sewer system. **\$6.42 per 1000 gal.**
(plus
sewer
charges)

PRIVATE FIRE PROTECTION SERVICE

Connection Charge

<u>SERVICE SIZE</u>	<u>RESIDENTIAL*</u>	<u>COMMERCIAL*</u>
3/4"	\$7,000	\$7,000
1"	\$12,460	\$12,460
1-1/2"	\$28,140	\$28,140
2"	\$49,980	\$49,980
3"	\$112,350	\$112,350
4"	\$199,780	\$199,780
6"	\$ 484,610	\$484,610

*Plus meter and installation charges.

Monthly Charge

2"	\$22.50
4"	\$132.00
6"	\$375.00
8"	\$780.00

TEMPORARY WATER FROM HYDRANT

Security Deposit **\$200.00**
Meter installation & removal **\$100.00**
(each time meter is placed on
hydrant)
Water charge per 1000 Gallons **\$6.45**

ADOPTED BY THE BOARD OF TRUSTEES

Chairman

Secretary/Treasurer

Round Hill GID Water Rates
Rates Adopted on July 19, 2011

Residential 3/4"						
RHGID Billing Code A	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 49.00	17,000	\$ 2.00	18,000 - 42,000	\$ 2.50	43,000 +
2012	\$ 53.00	15,000	\$ 2.00	16,000 - 37,000	\$ 2.50	38,000 +
2013	\$ 57.00	12,000	\$ 2.00	13,000 - 30,000	\$ 2.50	31,000 +

Residential 1"						
RHGID Billing Code R	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 87.22	29,000	\$ 2.00	30,000 - 71,000	\$ 2.50	72,000 +
2012	\$ 94.34	25,000	\$ 2.00	26,000 - 62,000	\$ 2.50	63,000 +
2013	\$ 101.46	20,000	\$ 2.00	21,000 - 50,000	\$ 2.50	51,000 +

Residential 1.5"						
RHGID Billing Code O	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 196.00	68,000	\$ 2.00	69,000 - 168,000	\$ 2.50	169,000 +
2012	\$ 212.00	60,000	\$ 2.00	61,000 - 148,000	\$ 2.50	149,000 +
2013	\$ 228.00	48,000	\$ 2.00	49,000 - 120,000	\$ 2.50	121,000 +

Residential 2"						
RHGID Billing Code N	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 348.39	121,000	\$ 2.00	122,000 - 298,000	\$ 2.50	299,000 +
2012	\$ 376.83	106,000	\$ 2.00	107,000 - 262,000	\$ 2.50	263,000 +
2013	\$ 405.27	85,000	\$ 2.00	86,000 - 212,000	\$ 2.50	213,000 +

Residential 4"						
RHGID Billing Code P	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 1,393.56	485,000	\$ 2.00	486,000 - 895,000	\$ 2.50	896,000 +
2012	\$ 1,507.32	427,000	\$ 2.00	428,000 - 788,000	\$ 2.50	789,000 +
2013	\$ 1,621.08	342,000	\$ 2.00	343,000 - 638,000	\$ 2.50	639,000 +

Pinewild 135 Units						
RHGID Billing Code M	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 6,615.00	2,295,000	\$ 2.00	2,296,000 - 3,402,000	\$ 2.50	3,403,000 +
2012	\$ 7,155.00	2,025,000	\$ 2.00	2,026,000 - 2,994,000	\$ 2.20	2,995,000 +
2013	\$ 7,695.00	1,620,000	\$ 2.00	1,621,000 - 2,425,000	\$ 2.50	2,426,000 +

Castlerock 40 Units						
RHGID Billing Code Z	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 1,960.00	680,000	\$ 2.00	681,000 - 1,008,000	\$ 2.50	1,009,000 +
2012	\$ 2,120.00	600,000	\$ 2.00	601,000 - 887,000	\$ 2.20	888,000 +
2013	\$ 2,280.00	480,000	\$ 2.00	481,000 - 718,000	\$ 2.50	719,000 +

Round Hill GID Water Rates
Rates Adopted on July 19, 2011

Round Ridge		18 Units				
RHGID Billing Code Z	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 882.00	306,000	\$ 2.00	307,000 - 454,000	\$ 2.50	455,000 +
2012	\$ 954.00	270,000	\$ 2.00	271,000 - 400,000	\$ 2.20	401,000 +
2013	\$ 1,026.00	216,000	\$ 2.00	217,000 - 324,000	\$ 2.50	325,000 +

Villager		15 Units				
RHGID Billing Code Z	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 735.00	255,000	\$ 2.00	256,000 - 378,000	\$ 2.50	379,000 +
2012	\$ 795.00	225,000	\$ 2.00	226,000 - 333,000	\$ 2.20	334,000 +
2013	\$ 855.00	180,000	\$ 2.00	181,000 - 270,000	\$ 2.50	271,000 +

Round Hill Manor		13 Units				
RHGID Billing Code Z	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 637.00	221,000	\$ 2.00	222,000 - 328,000	\$ 2.50	329,000 +
2012	\$ 689.00	195,000	\$ 2.00	196,000 - 289,000	\$ 2.20	290,000 +
2013	\$ 741.00	156,000	\$ 2.00	157,000 - 234,000	\$ 2.50	235,000 +

Commercial 3/4"						
RHGID Billing Code L	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 49.00	7,000	\$ 9.65	8,000 - 11,000	\$ 12.85	12,000 +
2012	\$ 53.00	7,000	\$ 9.65	8,000 - 11,000	\$ 12.85	12,000 +
2013	\$ 57.00	7,000	\$ 9.65	8,000 - 11,000	\$ 12.85	12,000 +

Commercial 1"						
RHGID Billing Code B	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 87.22	13,000	\$ 9.65	14,000 - 20,000	\$ 12.85	21,000 +
2012	\$ 94.34	13,000	\$ 9.65	14,000 - 20,000	\$ 12.85	21,000 +
2013	\$ 101.46	13,000	\$ 9.65	14,000 - 20,000	\$ 12.85	21,000 +

Commercial 1.5"						
RHGID Billing Code C	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 196.00	28,000	\$ 9.65	29,000 - 42,000	\$ 12.85	43,000 +
2012	\$ 212.00	28,000	\$ 9.65	29,000 - 42,000	\$ 12.85	43,000 +
2013	\$ 228.00	28,000	\$ 9.65	29,000 - 42,000	\$ 12.85	43,000 +

Commercial 2"						
RHGID Billing Code D	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 348.39	50,000	\$ 9.65	51,000 - 75,000	\$ 12.85	76,000 +
2012	\$ 376.83	50,000	\$ 9.65	51,000 - 75,000	\$ 12.85	76,000 +
2013	\$ 405.27	50,000	\$ 9.65	51,000 - 75,000	\$ 12.85	76,000 +

Round Hill GID Water Rates
 Rates Adopted on July 19, 2011

Commercial 3"						
RHGID Billing Code E	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 784.00	112,000	\$ 9.65	113,000 - 168,000	\$ 12.85	169,000 +
2012	\$ 848.00	112,000	\$ 9.65	113,000 - 168,000	\$ 12.85	169,000 +
2013	\$ 912.00	112,000	\$ 9.65	113,000 - 168,000	\$ 12.85	169,000 +

Vacation Rental						
RHGID Billing Code V	Base Rate	Gallons in Base	Tier 1	Tier 1 Range	Tier 2	Tier 2 Range
2011	\$ 49.00	7,000	\$ 9.65	8,000 - 11,000	\$ 12.85	12,000 +
2012	\$ 53.00	7,000	\$ 9.65	8,000 - 11,000	\$ 12.85	12,000 +
2013	\$ 57.00	7,000	\$ 9.65	8,000 - 11,000	\$ 12.85	12,000 +