

UMPQUA BASIN WATER ASSOCIATION, INC. RULES AND REGULATIONS

PURSUANT TO ARTICLE IX, Section 1 (d) of the By-Laws the following rules and regulations are adopted by the BOARD OF DIRECTORS to govern the conduct of the business and the affairs of the Association.

1. All persons desiring to become members of the Association will execute such applications for membership and water user's agreements as the Association may from time to time require. Applicants for membership shall also pay the Association the sum of \$ _____, which, if the applicant is accepted, will constitute applicant's membership fee. Upon acceptance of Membership by the Board of Directors, each member shall deposit with the Association a consumer's deposit of \$ _____ for a $\frac{3}{4}$ " meter, and such nominal deposit as required for 1" meters and larger, such deposit to be non-interest bearing and to be refundable to member upon termination of membership, except any portion applicable to the payment of bills due Association. Each member shall also pay to the Association upon acceptance of membership a fee of \$ _____ or such other fee as the Board of Directors may prescribe for service lines larger than $\frac{3}{4}$ ".

2. A fee of \$ _____ will be charged for each transfer of membership, fee to be paid by either buyer or seller of property.

3. The Board of Directors shall annually determine the flat minimum monthly rate to be charged each member during the following calendar year for a specified quantity of water, such flat minimum monthly rate to be payable irrespective of whether any water is used by a member during any month, and the amount of additional charges, if any, for additional water which may be supplied the member.

4. In order to be entitled to the delivery of water the member shall pay such charges at the office of the Association at or prior to the date fixed by the Board of Directors. The failure to pay water charges duly imposed shall result in the imposition of the following penalties:

a. Non-payment for thirty days after due: At the discretion of the Board of Directors, the water shall be cut off from the delinquent member's property.

b. Non-payment for sixty days: At the discretion of the Board of Directors, the membership in this Association shall be terminated and the membership certificate purchased as provided for the Article V, Section 3 of these By-Laws.

c. A minimum service charge will be made for services requested and/or rendered plus labor and materials per schedule as adopted by resolution.

d. Where the membership is held by the owner/s of rental property, the billing will be to the owner/s, and the responsibility for payment will be that of the owner/s and not that of the tenant. This is to apply to all rental property.

5. The Association will install, maintain and operate a main distribution pipe line or lines from the source of the water supply and service lines from the main distribution line or lines to the property line of each member of the Association, at which points, designated as delivery points, meters to be purchased, installed, owned and maintained by the Association, shall be placed. The cost of the service line or lines from the main distribution pipe line or lines of the Association to the property line of each member shall be paid by the Association. The Association will also purchase and install a cut-off valve in each service line from its main distribution line or lines, such cut-off valve to be owned and maintained by the Association and to be installed on some portion of the service line owned by the Association. The Association shall have the sole and exclusive right to use such cut-off-valve and turn it off and on.

6. In accordance with Article XI, Section 1 - Paragraph 2 of the By Laws: The member shall install and maintain the portion of his service line from his property to the place of use on his property, except that if the meter is installed on the member's property, then the member will be required to install only that portion of his service line from the meter to the place of use on his property. The member shall also install in that portion of his service line owned by him a gate valve or stop valve and waste valve, a check valve and a pressure regulator where required, to comply with local, County, State and Federal regulations, and must provide protective tile of not less than six inches inside diameter complete with a cover. Member's service line must be buried not less than twelve inches below the surface.

7. On any new extension lines, the original parties involved will pay for the full cost of the extension of the line. As each new member comes onto the system, he/she shall pay a proportionate share to be divided and refunded to the previous investor/s until such time as each investor/s share in the cost of the line has been reduced to \$50.00 or less. This shall be done in accordance with the Association's Extension Line Policy adopted under separate cover.

8. A Residential dwelling is served by a single water meter. If there is more than the single-family dwelling, residence, business, habitable structure or if a current hardship is converted to a single-family dwelling, i.e. guest house, a second or larger water meter will be required. It is the Member(s) responsibility and requirement to notify the Association if more than one dwelling is planned or being served regardless of the status of the second dwelling.

9. Member(s) will provide and maintain a direct open and clear access to read, and maintain water meter as needed by Association. Failure to do so will result in charges to the Member for Association to open and clear access for the reading or maintenance of water meter and the water meter service line. Member further agrees to keep any and all easements and accesses affecting Members parcel open and accessible for Association's required access to mainlines and or service lines. Failure to keep easements and accesses open to meters, mainlines and or service lines may also result in loss of service to Members water service.

10. Members must notify the Association of any existing, planned, or potential Cross Connection issues on the parcel(s) served by the Association. It is the Member's responsibility to report such issues promptly. After notification, Association will schedule a State Of Oregon Cross Connection Inspection to determine the source of the current or potential cross connection issue and will determine the type of cross connection protection that the Member(s) will be required to install.

The purpose of this Section is to protect the Associations water supply and distribution system from contamination or pollution due to any existing or potential cross connections and to comply with the Oregon Administrative Rule Chapter 333-061-0070, 0071, 0072 and 0074 or as amended. This applies throughout the service area of the Association to every owner, occupant or person in control of any premises or property served by the Association, regardless of date of connection. The member(s) in control of any given premises shall be responsible for all cross-connection control within the premises.

All costs associated with the purchase, installation, inspection, testing, replacement, maintenance, parts and repairs of backflow prevention assemblies, and all costs associated with enforcements of this Section, are the financial responsibility of the Member(s) in control of the premises.