

Eagles Landing Water Company, L.L.C.  
Birdseye, Utah

Original Sheet No. 1  
P.S.C. Utah No. 1

SCHEDULE OF RATES  
RULES AND REGULATIONS

TARIFF NO. 1

Issued on not less than five days' notice to the Commission and the Public by authority of the Public Service Commission of Utah, Order in Case No. 07-2477-01 dated August 18, 2008

Issued: August 18, 2008

Effective: September 1, 2008

INDEX

<u>Description</u>	<u>Sheet No.</u>
Title and Authority	1
Index	2
Rate Schedule	3
Rules and Regulations:	
1.    Connections	4
2.    Application for Permit	4
3.    Metering of Service	4
4.    Meter Adjustments	4
5.    Service Connections	5
6.    Service Line	5
7.    Water Use Restrictions	5
8.    Service Turn-On and Turn-Off	5
9.    Disruption Liability	5
10.   Damage to Facilities	6
11.   Reading of Meters	6
12.   Billing and Payments	6
13.   Credit Deposit	6
14.   Regulated Usage	7
15.   Changes and Amendments	7
Facility Extension Policy:	
1.    Extensions	8
2.    Costs	8
3.    Construction Standards	8
4.    Ownership	8
5.    Water Storage and Supply	8
6.    Temporary Service	8

WATER SERVICE RATE SCHEDULE

Applicability

Applicable in entire service area to water service for culinary and domestic purposes at one point of delivery for use at a single dwelling unit, and for commercial purposes at a single business connection.

Rate

The following rate is for the period of one month:

<u>Usage</u>	<u>Charges</u>
First 10,000 gallons	\$ 35.00 Fixed Charge
10,001 – 20,000 gallons	\$ 2.50 per 1,000 gallons
20,001 – 40,000 gallons	\$ 3.00 per 1,000 gallons
40,001 – 60,000 gallons	\$ 3.50 per 1,000 gallons
60,001 – 80,000 gallons	\$ 4.00 per 1,000 gallons
Over 80,000 gallons	\$ 5.00 per 1,000 gallons

Service Connection Charges

1" service to property line, where service fronts property line, including meter and materials. One time charge for each service requiring new meter installation.	\$ 4,000
Turn-on service where meter is already in place	\$ 100
Turn-off service	\$ 25
Stand by Fee	\$ 10 per month
Late payment fee	1.5% per month

Issued: August 18, 2008

Effective: September 1, 2008

## RULES AND REGULATIONS

1. Connections. No unauthorized person shall tap any water main or distribution pipe of the Company or insert fixture or appliance, or alter or disturb any service pipe, meter, or any other attachment, being part of the waterworks system and attached thereto. No person shall install any water service pipe or connect or disconnect any such service pipe with or from the mains or distribution pipes of said waterworks system, nor with or from any other service pipe now or hereafter connected with said system, nor make any repairs, additions to, or alternations of any such service pipe, tap, stop cock, or any other fixture or attachments connected with any such service pipe, without first procuring a permit from the Company. The customer, shall as its own expense, make the physical connection to the water line at a point within three to five feet of the meter on the customer's side of the meter.
  
2. Application for Permit. Before any service connection shall be made to any part of the waterworks system, or any work performed upon old or new connections, a permit shall be obtained from the Company. Such permit shall be issued upon written application on forms obtainable from the Company. Applicants for water service shall furnish and lay and install all the portion of the service not provided by the Company, at their own expense, subject, however, to the supervision and inspection of the Company.
  
3. Metering of Service. All water delivered by the company to its customers shall be metered through water meters. Meters may be checked, inspected, or adjusted at the discretion of the Company and shall not be opened or adjusted except by authorized representatives of the Company. Meter boxes shall not be opened for the purpose of turning on or off water except by authorized representative of the Company, unless special permission is given, or except in case of emergency. Unauthorized entry into the water box may result in loss of service.
  
4. Meter Adjustments. If the meter fails to register at any time, the water delivered during such a period shall be estimated on the basis of previous consumption. In the event a meter is found to be recording less than 97 percent or more than 103 percent of accuracy, the Company may make such adjustments in the customer's previous bill as are just and fair under the circumstances.

**RULES AND REGULATIONS (Continued)**

5. Service Connections. Any party desiring to obtain a supply of water from the Company shall make application in writing. The service connection charges shown in this Tariff include a meter, meter box, a cover, and a valved service line to three to five feet beyond the meter. The meter and meter box will be located as directed by the Company. All materials furnished by the Company shall remain the property thereof. Excavation and installation shall be made by the Company from the main line connection in the road or utility easement to three feet beyond the meter.
  
6. Service Line. All service line materials and installation shall be provided by the applicant. Installation shall be inspected and approved by the Company before the service line trench is backfilled. A shutoff valve shall be provided by the applicant on each service line, in an accessible location, separate from the water meter box.
  
7. Water Use Restrictions. The owner or occupant of any building or premises entitled to the use of water from the Company shall not supply water to any other building or premises, except upon written permission of the Company.
  
8. Service Turn-on and Turn-off. No unauthorized person shall turn the water from any main or distribution pipe into any service pipe. Service may be turned off by the Company when so requested by the applicant or when the applicant fails to abide by these regulations. Whenever the water is turned off from any premise, it shall not be turned on again until the applicable charge shown in the rate scheduled has been paid.
  
9. Disruption Liability. The Company shall use reasonable diligence to provide continuous water service to its customers, and shall make a reasonable effort to furnish them with a clean, pure supply of water, free from injurious substance. The Company shall not be held liable for damages to any water user by reason of any stoppage or interruption of his water supply caused by scarcity of water, accidents to works or water main alterations, additional repair, acts of God, or other unavoidable causes.

**RULES AND REGULATIONS (Continued)**

10. Damage to Facilities. A water meter may be installed upon any premises supplied with water, and any damage to said meter, or other facilities of the Company, resulting from the failure of the owner, agent, or tenant to properly protect same shall be assessed against such owner, agent, or tenant. Water consumers shall not tamper with or remove the meter, or interfere with the reading thereof.

11. Reading of Meters. All meters will be read by the Company each month, excepting November, December, January, February and March. The monthly charges for the months when meters are read shall be based upon the meter readings, except as provided for in Paragraph 4 herein above. The monthly charge for the months the meters are not read will be a rate of \$35.00 per month. In the event that any user surpasses, on average, 10,000 gallons per month, an overage charge will be assessed based upon the rate schedule.

12. Billing and Payments. Bills covering the charges shall be rendered monthly and shall be due fifteen (15) days after being rendered. If any customer neglects, fails, or refuses to pay water service bill or any other obligation due to the Company within thirty (30) days from the date of said bill, the Company's employees shall have the right to go upon the premises and make such excavation or do such work as may be necessary to disconnect the water service. Before the service is renewed, the delinquent bill or bills shall be paid in full, or arrangements made for payment that are satisfactory to the Company, and the established Tariff charge for re-connection shall be paid by the delinquent customer. Late fee in the amount of 1-1/2% per month of the unpaid balance may be assessed against past due accounts.

13. Credit Deposit. The Company may, at its option and in lieu of established credit, require a deposit from the customer to assure payment of bills as they mature, such deposits shall be a minimum of 90 days estimated bill or \$100.00. Deposits may be refunded when credit has been established. Deposits held over 12 months shall earn interest from the Company at the rate of 6% per annum. Interest will be credited to the account of the consumer.

**RULES AND REGULATIONS (Continued)**

14. Regulated Usage. Whenever the Company shall determine that the amount of water available to its distribution system has reached such a volume that, unless restricted, the public health, safety, and general welfare is likely to be endangered, it may prescribe rules and regulations to conserve the water supply during such emergency. Likewise, the use of water for sprinkling lawns and gardens, and the hours for such use, may be prescribed by regulations adopted for the governing of said water system.

15. Changes and Amendments. The right is reserved to amend or add to these Rules and Regulations as experience may show is to be necessary and as such changes are approved by the Utah Public Service Commission.

### FACILITY EXTENSION POLICY

1. Extensions. An extension is any continuation of, or branch from, the nearest available existing line of the Company, including any increase in capacity of an existing line to meet the customer's requirement.
  
2. Costs. The total cost of extensions, including engineering, labor and material shall be paid by the applicants. Where more than one applicant is involved in an extension, the costs shall be prorated on the basis of the street frontage distances involved. Sufficient valves and fire hydrants shall be included with every installation.
  
3. Construction Standards. Minimum standards of the Company shall be met, which standards shall also comply with the standards of the Utah State Bureau of the Environmental Health. Pipe sizes shall be designed by the Company, but the size shall never be smaller than 4".
  
4. Ownership. Completed facilities shall be owned, operated, and maintained by the Company including and through the meters, as detailed in the Tariff Rules and Regulations.
  
5. Water Storage and Supply. All costs for providing needed water supply and storage shall be paid by the Company for the 95 lots within the service area. This cost shall include the installation and operation of pumps as required for proper pressure regulation of the system. Any supply costs to those outside the service area shall be the responsibility of those seeking the water supply.
  
6. Temporary Service. The customer will pay the total cost for the installation and removal of any extensions for service to a venture of a temporary or speculative permanency. The Company will receive the estimated cost from the customer before beginning work on the extension.