

COMMUNITY WATER CO.
1257 Third Avenue
Salt Lake City, Utah 84103

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

TARIFF NO. 1

General Service - Water

SCHEDULE OF RATES, RULES AND REGULATIONS
OF COMMUNITY WATER COMPANY

Issued on less than one (1) days' notice to the Commission and
to the public by authority of the Public Service Commission of
Utah's Order in Case No. 84-098-01

Case No. 84-098-01

Date filed
Effective date JAN 18 1984

COMMUNITY WATER CO.
420 East South Temple, Suite 160
Salt Lake City, Utah 84111

Utah P.S.C. Revised Sheet No. 2

PROPOSED SERVICE AREA

The area which will be served by the Applicant and which is known as its "Service Area" is entirely within Summit County, Utah, and shall include the following described parcels which are those connections currently served by Willow Creek Mutual Water Company or currently in a stand-by position with that company. Location for each area is shown on the map included with this Tariff.

1. The Park West Day Lodge, Branding Iron and Locker Room buildings located in the East 1/2 of the Northwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of Section 36, T. 1 S., R. 3 E., S.L.B.M.
2. The East 750 feet of the Southeast 1/4 of the Southeast 1/4 of Section 36, T. 1 S., R. 3 E., S.L.B.M.
3. The Park West Condominiums, a Utah condominium project.
4. Park West Village Plats B and D, the Snowed Inn Hotel in Plat C, and Lots 6-15 and 17-19 of Plat A.
5. Four single family homes and one 4 unit apartment located in the SW 1/4 of SE 1/4 of SE 1/4 of Section 36, T. 1 S., R. 3 E., S.L.B.M. and in the NE 1/4 of NE 1/4 of Section 1, T. 2 S., R. 3 E., S.L.B.M.
6. A 7-11 Store located beginning at a point on the West line of Lot 13, PARK CITY WEST, PLAT NO. 1, said point being North along the section line 1836.89 feet and East 957.35 feet from the Southwest corner of Section 31, Township 1 South, Range 4 East, Salt Lake Base and Meridian; and running thence South 144.00 feet; thence West 100.00 feet; thence North 144.00 feet; thence East 100.00 feet to the point of beginning.
7. A T.V. Station located beginning at a point North 2,458.79 feet and East 899.62 feet from the SW corner of Section 31, T. 1 S., R. 4 E., S.L.B.M., thence West 90 feet, thence South 40 feet, thence East 90 feet, thence North 40 feet to the point of beginning.
8. A heliport facility located beginning at a point North 2090 feet and East 1350 feet from the SW corner of Section 31, T. 1 S., R. 4 E., S.L.B.M., thence North 100 feet, thence West 100 feet, thence South 100 feet, thence East 100 feet to the point of beginning.

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COMMUNITY WATER CO.
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(Continuation)

9. A shop building located in the NE 1/4 of the SE 1/4 of Section 36, T. 1 S., R. 3 E., S.L.B.M.

10. The connecting point for service to Silver Springs Water Company located in the center of a street known as Summit Drive, the NE 1/4 of the NE 1/4 of the SE 1/4 of Section 36, T. 1 S., R. 3 E., S.L.B.M.

11. A connecting point for snow making for the Park West Ski Area. That point is in a small building located in the SW 1/4 of the NW 1/4 of the SE 1/4 of Section 36, T. 1 S., R. 3 E., S.L.B.M. Water for snow making would be furnished on an "as available" basis to be used only for that purpose.

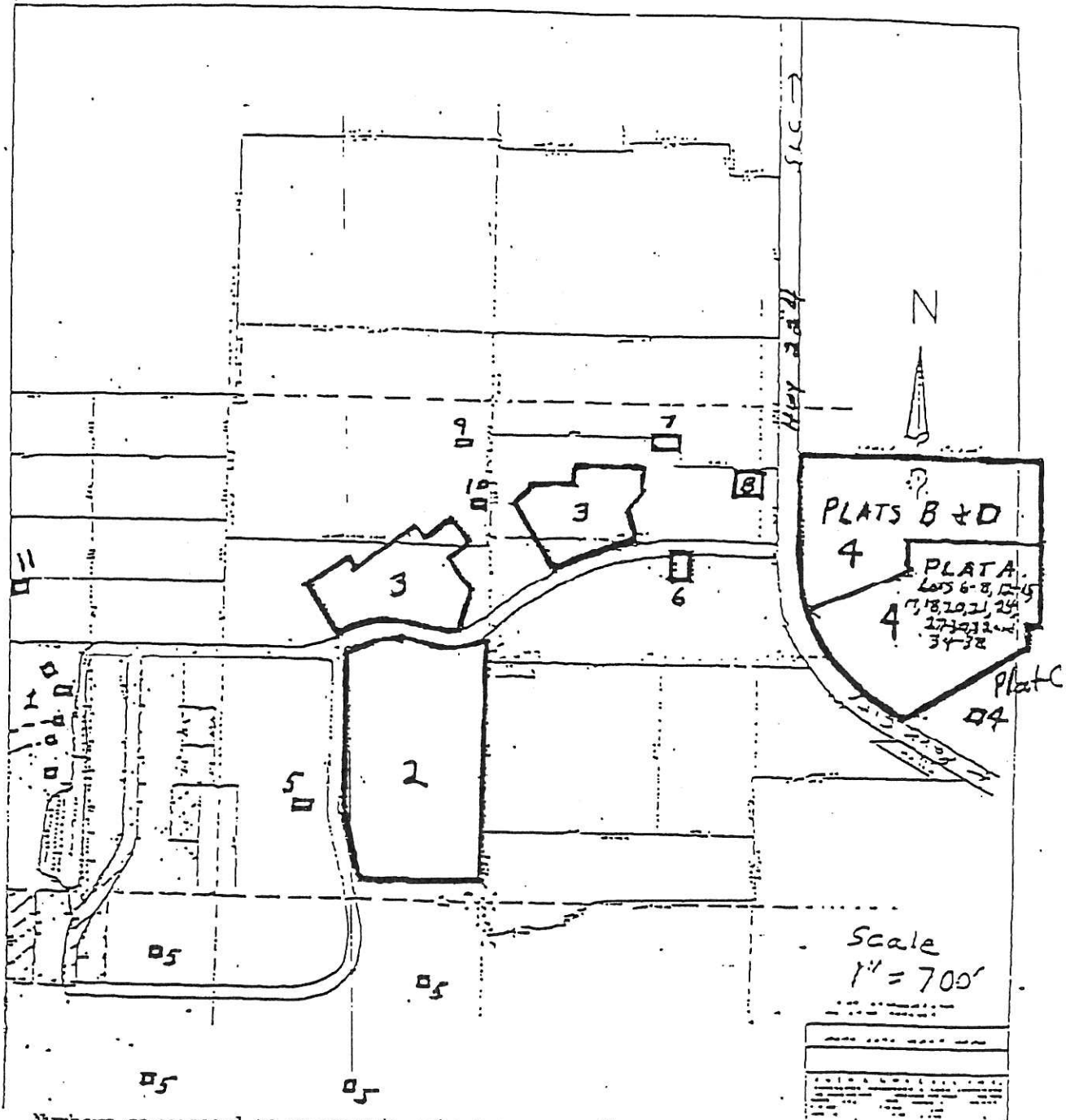
12. A restaurant located in the Southwest quarter of the Northwest quarter of the Southeast quarter of Section 36, T. 1 S., R. 3 E., S.L.B.M.

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COMMUNITY WATER CO.
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Utah P.S.C. Original Sheet No. 4



Numbers correspond to paragraph numbers on preceding pages

Case No. 84-098-01

Date filed

Effective date JAN 18 1989

COMMUNITY WATER CO. | Utah P.S.C.
150 N. Virginia Avenue
Salt Lake City, Utah 84103

Revised Sheet No. 5

WATER SERVICE RATE SCHEDULE

Applicability

Applicable in the entire service area, for water service for culinary and irrigation purposes at each service connection.

Rates as herein set forth shall apply to each Consumer Unit*

Charges

Service

Charges

Meter Service Charge	\$3.00 per meter per month
Unit Demand Charge	\$2.00 per Consumer Unit per month
Water usage - Metered connections	\$2.88 per 1,000 gallons ^{\$938/af}
Standby charge to all unconnected lots described in Service Area	\$5.00 per month.
Standby charge to Park West Ski Resort for snow making	\$1,400 per year, payable on October 1 each year
Gulch Well water pumped into Willow Creek for snow making	\$.10 per 1,000 gallons pumped

*For purposes of determining the fees set forth herein, the term "Consumer Unit" normally is used above and herein to mean a defined parcel of real estate such as a lot, condominium unit or motel unit, house, office, retail establishment, or other building connected to Company lines or otherwise using water furnished by the Company; provided, however, in the event that the Quantity Requirements (as set forth in Section R449-105 of the Utah Administrative Code) for any single parcel of real estate exceeds 800 gallons per day, the term "Consumer Unit" shall refer to that portion of such parcel which requires 800 gallons of water per day, or any fraction thereof (determined by dividing the number of required gallons per day by 800).

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AUG 16 1991

COMMUNITY WATER CO.
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Connection Charges

One inch service at Property Line - One time charge for each service requiring new installation (To be adjusted proportionately for larger diameter installations.)	\$3,750.00 per consumer unit.
Turn-on service where service is already connected	\$25.00
Turn-off service for non-payment of charges or at owners request	\$25.00

Notes:

- (1) If less than 19 meters are installed to fully meter customers now on the system but unmetered, or if installation results in a net decrease in meters, rates will be pro rata increased prospectively to cover revenue lost and not offset by service charges.
- (2) If the Silver Springs obligation is terminated, the rates may be pro rata increased prospectively to cover this loss of revenue.

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COMMUNITY WATER CO.
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Utah P.S.C. Revised Sheet No. 7

RULES

1. Use Without Payment: It shall be in violation of these Rules & Regulations for any person by himself, family, servants or agents, without first having a written permit from the Company to do so, to open any stopcock, valve or other fixture attached to the system of water supply, in any way to injure, deface or impair any part or appurtenance of the water works, to cast anything into any reservoir, well, tank, or other facility belonging to said works or to use any water coming through the Company's mains. No unauthorized person shall insert any stopcock or any other fixture or appliance into, or alter or disturb, any service pipe, gate valve, hydrant, water meter or any other part of the waterworks system or attachment thereto. No person shall, without first obtaining a permit from the Company, connect or disconnect any service pipe to or from the mains or common distribution pipes of said waterworks system or to or from any other service pipe now or hereafter connected with said system; nor make any repairs to, additions to, or alterations of, any such service pipe, tap, stopcock, or any other fixture or attachment connected with any such service pipe. Any person or entity who withdraws water from the Company's mains or pipes without proper authorization or otherwise violates any provision of this Section 1 shall be subject to turn off as provided in Rule 14. Any such withdrawal or violation for the purpose of depriving the Company of its revenues as provided herein shall also be deemed to be a theft and may be duly prosecuted in the criminal courts.

2. Prior Water Service: The fact that water service has been provided to the current occupant of the premises by a predecessor of the Company, or by the Company to a previous occupant of the same premises does not eliminate the need for a new user to obtain a permit from the Company as provided in Section 1 hereof. Each new user shall be obligated to pay a turn-on fee prior to receipt of water service from the Company.

3. Application for Permit: All water users must apply to the Company for a permit, even if served by the predecessor company. Permits shall be issued to Consumer Units in the Company's franchise area upon written application on

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COMMUNITY WATER CO.
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forms obtainable from the Company. Applicants for water service not previously connected to the system shall furnish, lay, and install, at their own expense, all that portion of the service not provided by the Company, subject however, to the supervision and inspection of the Company in accordance with the Facility Extension Policy set forth hereafter. The application and acceptance thereof by the Company shall constitute a transfer of ownership of all water meters to the Company. There shall be no charge to the Company for this transfer.

4. Application by Renter: Each application for service which is made by a person who is not the owner of the property to which the service is to be provided shall be signed by the owner(s) of the property who shall thereby guarantee payment of all unpaid water charges incurred by said applicant.

5. Metering of Service: Unless written consent is obtained from the Company, all water delivered by the Company to its customers shall be metered through water meters. Meters may be tested, inspected or adjusted at the discretion of the Company and shall not be opened or adjusted except by authorized representatives of the Company. Meters shall be tested at the request of a customer once every 12 months free of charge. If requested by the customer more than once in any 12 month period, the Company shall test the meter and if such test shows the meter to be accurate within a range of 97% to 103% of absolute accuracy, the customer shall pay the cost of the test. Only authorized representatives of the Company shall open meter boxes to turn on or off water except in case of emergency or when special permission is given by the Company.

6. Failure to Provide Meter: If any Consumer Unit is presently connected to the water works system and is not serviced by a meter during an entire billing month, the water use charge for such Consumer Unit (including each unit in any unmetered condominium or condominium building) for that month shall be \$5.00. If the meter fails to register at any time, the water service provided during such a period shall be billed at the meterless rate. In the event a meter is found to be recording at less than 97 percent or more than 103 percent of absolute accuracy, the Company may make such adjustments in the customer's previous bill as are just and fair under the circumstances.

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COMMUNITY WATER CO.
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7. Cost of Connections: The connection charges shown in this tariff include only the privilege of connecting to the Company's closest existing line with adequate capacity. All costs of labor and materials required to connect an applicant's property to the Company's line shall be borne by the applicant, specifically including, but not limited to, excavation, installation, pipelines, storage facilities, coupling valves, meters and meter boxes. Applicant shall also provide a lockable shut off valve on each service line to allow service on the meter and to prevent unauthorized use thereof. 3750

8. Company Approval: A permit issued by the Company must include the Company's approval of all materials and workmanship involved in the connection including the type and size of meter. Inspection of the materials and installation must be completed, and the permit issued before the service line trench is backfilled.

9. 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 without written permission from the Company.

10. Service Turn-on and Turn-off: Only authorized representatives of the Company shall turn on or off water service to any location except in case of emergency or when special permission is granted by the Company. Service may be turned off by the Company when requested by the applicant or when the applicant fails to abide by these regulations. Whenever the water is turned off at any premises, it shall be turned on again only upon payment in full of the applicable charge shown in the rate schedule together with all past due amounts. ☺

11. 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 safe supply of water, but the Company shall not be liable for damages to any water user by reason of any stoppage, interruption or contamination of the water supply caused by non-payment of customer charges, scarcity of water, accidents to works, water main alterations, additions or repairs; or by

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(Continuation)

15. Returned Checks: If a customer issues any check, draft, order, or other instrument for payment of a water bill which is not honored upon presentment to the depository institution upon which it is drawn and is marked "refer to maker" or, for any other reason is not honored, a written notice will be sent demanding payment of the bill plus a service charge of \$10. If payment is not received within fifteen (15) days from the date on which the notice was postmarked, legal action may then be initiated against the customer, and the customer shall then become liable, in addition to the amount due, for collection fees, interest, court costs and reasonable attorney's fees. Also, the account shall be subject to turn-off without additional notice.

16. Discontinuance of Service: Any customer wishing to discontinue service shall notify the Company so that the meter can be read for a final billing. Such final service bill shall be due and payable upon receipt. The minimum charges set forth on page 3 shall nevertheless be assessed and collected during any such period of discontinued service.

17. Regulated Usage: Whenever the Company shall determine that the amount of water available to its distribution system has diminished to 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. Such rules and regulations may include, but shall not be limited to, the restriction to certain hours (or total prohibition) of the use of water for outdoor watering. Violation of this rule shall be basis for disconnection from the Company system upon one day's written notice.

18. Changes and Amendments: The right is reserved to amend or add to these Rules and Regulations as experience may show it to be necessary and in accordance with the appropriate rules and regulations of the Public Service Commission of Utah.

19. Credit Deposit: The Company may at its option, and in lieu of established credit, require a deposit from the

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COMMUNITY WATER CO.
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acts of third parties, acts of nature or other unavoidable causes.

12. Damage to Facilities: Costs of any damage resulting from the failure of an owner, agent or tenant to properly protect a water meter or other facilities of the company installed upon the premises supplied with water, 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.

13. Reading of Meters: All meters shall be read by the Company monthly or bimonthly and water usage charges shall be based upon meter readings except as provided in paragraph 6 hereinabove. When the meters are buried by snow or other obstacles, or in other circumstances when the meter is inaccessible or otherwise unreadable, the Company may estimate the bill, taking into account prior years water use, the season, and the prevailing weather patterns and water use. Any overcharge or undercharge resulting from estimating water usage shall be equalized when the meter is next read and a billing thereon issued. The monthly meter service charge or charge in lieu of meter service charge shall be payable for a full month or for any part thereof in which service is provided.

14. Billing and Payments: Bills covering all charges shall be rendered either monthly or bimonthly and shall be due fifteen (15) days after being rendered. If any customer neglects or refuses to pay a water service bill or any other obligation due the Company within thirty (30) days from the date of said bill, and after fifteen (15) days written notice sent by the Company to the customer's billing address, the Company's employees shall have the right to go upon the premises and do such work as may be necessary to disconnect the water service. Before the service is renewed all delinquent bills shall be paid in full, or payment arrangements satisfactory to the Company shall be made, and the established tariff charge for disconnection and reconnection shall be paid. Any violation of any rule contained in this tariff shall be deemed to be just cause to terminate service upon fifteen (15) days written notice sent by the Company to the customer's billing address. Interest at the rate of eighteen percent (18%) per annum may be charged on all accounts not paid within fifteen (15) days after being rendered.

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COMMUNITY WATER CO.
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Utah P.S.C. Revised Sheet No. 12

(Continuation)

customer to assure payment of bills; such deposits shall be a minimum of 60 days' estimated billing or \$100.00, whichever is greater. This deposit may be refunded when credit has been established to the Company's satisfaction. The Company may, at its sole discretion, require a customer to execute a security agreement wherein such customer agrees to provide sufficient security for the payment of water charges.

20. Maintenance of Lines: The Company shall be responsible for all repair and maintenance of water mains and pipes owned by the Company and located within public easements or other easements accepted by the Company in writing. The Company shall also maintain all meters and shall have reasonable access to all Consumer Units where needed for that purpose. Each respective water user shall be solely responsible for the cost of all repair and maintenance of all pipes running from the meter whether or not located within property owned by such user, or the landlord, principal or owners' association of such user to the point of connection to the Company's mains located within public easements or other easements accepted by the Company in writing.

21. Policy Regarding Connections: No water service connection shall be made by any water user or contractor to the Community Water Company system unless the water supply in the system is protected from contamination as required by all State and County laws, regulations, codes and ordinances. Water service to a water user who is found to be in violation of the preceding sentence shall be discontinued by the Company ten (10) days after written notification of violation if:

- 21.1 a required backflow prevention assembly approved by the Utah State Division of Drinking Water for control of backflow and cross-connections is not installed, tested and maintained, or
- 21.2 if it is found that a backflow assembly has been removed or by-passed, or
- 21.3 if an unprotected cross connection exists on the premises.

(Continued)

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COMMUNITY WATER CO.
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(Continuation)

22. Discontinuation of Service: If violations of this ordinance exist or if there has not been any corrective action taken by the water user within ten (10) days following the written notice of deficiencies, then the Company shall deny or immediately discontinue service to the premises by providing a physical break in the service line until the water user has corrected the conditions in conformance with State and County statutes and regulations relating to plumbing and safe drinking water supplies.

23. Re-connections: Service will not be restored until such conditions or defects have been corrected.

24. Inspections: Every water user's system shall be open for inspection at all reasonable times to authorized representatives of the Company to determine whether cross connections or other structural or sanitary hazards exist. It shall be the responsibility of the water user at any premises at which backflow prevention assemblies are installed to have certified surveys/inspections, and operational tests made at least once each calendar year at the water user's expense. In those instances in which the Company deems the hazard to be great, it may require certified surveys/inspections and tests at more frequent intervals. All backflow prevention assemblies shall be tested within ten (10) working days following initial inspection.

25. Determination of Hazard: Whenever the Company deems a water user's water usage to contribute a sufficient hazard to the water supply, a backflow prevention assembly approved by the Company and the Utah State Division of Drinking Water shall be installed on said water user's service line, at or near the property line, or immediately inside the building being served; but, in all cases, before the first branch line leading off the service line.

26. Presumption of Agreement: Acceptance of service by any water user from the Company's water mains shall be conclusively presumed as an agreement to be bound by the rates, rules and regulations set forth herein.

(Continued)

Case No. 84-098-01

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Effective date _____

AUG 16 1991

COMMUNITY WATER CO.
150 N. Virginia Street
Salt Lake City, Utah, 84103

Utah P.S.C. Revised Sheet No. 14

(Continuation)

FACILITY EXTENSION POLICY

Definition: An extension is any continuation of, or branch from the nearest available existing line of the Company, including any increase of capacity of an existing line or storage facility, to meet the requirements of one or more new customers.

1. Cost: The total cost of extensions, including engineering, labor, and materials, shall be paid by the applicants. Where more than one applicant is involved in an extension, the costs shall be pro-rated on the basis of the street frontage distances involved or upon such other basis as may be mutually agreed by the applicants. Sufficient valves and fire hydrants must be included with every installation.

2. Construction Standards: Minimum standards of the Company shall be met, which standards shall also comply with the standards of the Utah State Health Department, Division of Environmental Health. Pipe sizes shall be designated by the Company, but the size shall never be smaller than 4" (four inches) in diameter for main lines. The pipeline shall be installed only along dedicated streets and highways or an easement granted to the Company and accepted by it.

3. Water Storage and Supply: All costs required for providing increased water supply and storage shall be paid by applicant. This cost shall include the installation and operation of pumps as required for proper pressure regulation of the system.

4. Ownership: Completed facilities when connected and accepted by the Company shall be owned, operated, and maintained by the Company, including and through the customer meters if located in public easements or easements accepted in writing by the Company. Meters shall be owned by the Company, wherever located. Facilities not located in public easements or easements accepted in writing by the Company and/or facilities coming from the user side of the meter if located in the public easement or an easement accepted in writing by the Company and to the use point shall be owned, operated and maintained by the owner of the Consumer Unit.

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COMMUNITY WATER CO.
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Utah P.S.C. Revised Sheet No. 15

(Continuation)

5. Temporary Service: The customer will pay the total cost for the installation and removal of any extension for service to a venture of a temporary or speculative nature. Such costs will be estimated and paid before work is begun on the extension.

Issued By:

COMMUNITY WATER CO.

By: Jack E. Roberts, President
150 N. Virginia Street
Salt Lake City, UT 84103

Case No. 84-098-01

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COMMUNITY WATER COMPANY, Utah P.S.C
1840 Sunpeak Drive
Park City, UT 84098

Second Rev. Sheet No. 5

**COMMUNITY WATER COMPANY, INC.
WATER SERVICE RATE SCHEDULE**

Applicable in the entire service area, for water service for culinary and irrigation
purposes at each service connection.

Rates as herein set forth shall apply to each consumer user**

	SERVICE	CHARGES	
		Irrigation Connections	Culinary Users
	MONTHLY MINIMUM BILL	\$ 5.00	\$ 12.00
	MONTHLY MINIMUM USAGE ALLOWED FOR CULINARY	0	5,000
	MONTHLY CHARGE FOR NON-STANDARD METER (Standard meter is 1 1/2" or smaller)	\$150	\$150
TIER 1	CHARGE PER 1,000 GALLONS ABOVE MINIMUM UP TO 5,000 GALLONS	\$ 1.25	\$ 1.25
TIER 2	CHARGE PER 1,000 GALLONS ON GALLONS OVER TIER 1	\$ 5.12	\$ 5.12
	MONTHLY STANDBY CHARGE TO ALL UNCONNECTED LOTS IN SERVICE AREA	\$ 5.00	\$ 5.00
	YEARLY STANDBY CHARGE TO THE CANYONS RESORT FOR SNOWMAKING DUE OCTOBER 1 OF EACH YEAR.	\$ 1,400.00	
	GULCH WELL WATER PUMPED INTO WILLOW CREEK FOR SNOWMAKING	\$ 0.20	per 1,000 G.
	TURN-ON SERVICE, TURN-OFF SERVICE	\$ 50.00	
	CONNECTION FEE FOR INITIAL SERVICE--ONE INCH SERVICE LARGER SERVICE LINE ADJUSTED ACCORDINGLY	\$ 3,750.00	

** Users are defined in the attached explanation

Docket 01-098-01
Tariff 02-098-T01

Date Approved: 1/22/02
Order Issued: 1/29/02
Date Filed: 2/27/02
Date Re-Filed: 3/11/02
Effective Date: 2/1/02

User Definition for Purposes of Rate Application

Community Water has the following user types:

1. **Culinary:** A culinary user is defined as individual connections associated with a private dwelling, not designated as irrigation only, multiple dwellings or units which are served by less than 1 meter per dwelling or where units are associated with an owners association for residential multi-family property.
2. **Multiple dwelling:** A multiple dwelling is a user defined as the dwellings or units served by the Owners Association's culinary or combined culinary/irrigation connections.

Example: Service identification numbers 241-249. Users are defined as the total units being served within Park City Properties Homeowners Association ("Park West Condominiums") by the 9 irrigation/culinary meters for the property. In the case of service identification numbers 241-249, there are 130 Users for the property. For billing purposes, all use will be summarized as a single billing, but rates will be computed as a combined 130 Users of culinary water. The user monthly minimum of 5,000 gallons will be applied toward the total useage for service identification numbers 241-249.

3. **Irrigation:** An irrigation user is defined as individually metered irrigation only connections except where irrigation meters are associated with an Owners Association for residential dwelling units.

Irrigation only meters associated with an Owners Association will be considered as serving the number of dwellings or units served by the owners association.

Each irrigation only meter will be charged the minimum bill per the irrigation tariff. The Tier 1 tariff will be applied to the total use by irrigation only meters associated with the owners association. The gallons available using Tier 1 will be multiplied by the number of users when applying the Tier 1 tariff.

Example: Service identification numbers 106-118. Users are defined as the total units being served within Red Pines Owners Association. This includes Red Pine Townhomes, Pool House and Red Pine Chalets. This incorporates 261 dwellings or units. The association would be sent one billing notice computed using 13 irrigation only meters @ minimum charge (including oversize meter charge) plus 261 units times tier 1 gallons billed at the tier 1 rate plus all additional gallons billed at the tier 2 rate.