

RULES AND REGULATIONS

Reviewed: 4/08/25

These Rules are issued in compliance with Section 82a, 612, et seq., Kansas Statutes Annotated, as amended, and the By-Laws of the District and are designed to govern the supplying and taking of water service in a uniform manner for the benefit of the District and its members. They are subject to change from time to time. If a provision of the Rules conflict with a provision of the rate schedule, the provision of the rate schedule will prevail. If any portion of these Rules shall be declared invalid by competent authority, such voidance shall not affect the validity of the remaining portions.

DEFINITIONS: The following expressions when used herein will have the meaning stated below:

Applicant: Any individual, firm, partnership, corporation, or other agency owning land located within the District, applying for water service.

Benefit Unit: A right entitling the holder to one water service.

Board: The Board of Directors of Rural Water District No. 1, Pottawatomie County, Kansas.

Consumer: Any individual, firm, partnership, corporation, or other agency receiving water from the District's facilities and owning, or occupying land located within the District in which one or more benefit units have been subscribed and paid for.

Point of Delivery: The point of delivery shall be at the meter, unless otherwise specified in the Application for Water Service and the Water Users' Agreement.

Service: The term service when used in connection with the supplying of water shall mean the availability for use by the consumers of water adequate to meet the consumer's requirements. Service shall be considered as available when the District maintains the water supply at normal pressure at the point of delivery in readiness for the consumer's use, regardless if the consumer makes use of it or not.

Feasibility and Water Users' Agreement: The agreement or contract between the consumer and the District, pursuant to which water service is supplied and accepted.

Water Service: A water service shall consist of facilities for supplying water to one residence or business establishment located on land within the District. A landowner must purchase a benefit unit and accept a water service for each residence or business establishment served.

Private Fire Line Service: A connection for supplying water for the intended purpose of fire suppression only.

GENERAL RULES

The supplying and taking of water will be in conformance with these Rules and the applicable rate schedule attached below and has been filed with the Chief Engineer of the Division of Water Resources and the Secretary of the District; Provided, however, that such rate schedule is subject to change by action of the Board. The Board shall increase the minimum water rate by an amount that is adequate to pay such operation costs, emergency repairs, debt service, and to accumulate reasonable reserves.

Applicants for service shall make an application to the Water District Office. Applications must be submitted a minimum of two weeks prior to the next board meeting. Emergency conditions for submittal or connections will be at the discretion of the District. If the application for service is approved by the Board of Directors, the applicant will purchase a benefit unit for each water service desired and sign the standard Application for Water Service and Water Users' Agreement. After payment has been received and any necessary easements have been signed, then materials will be ordered, and installation will be scheduled. Prior to installation the area must be clear of obstructions, be at proper grade and have adequate access for the installation process.

Service is for the Sole Use of the Consumer:

A standard water service connection is for the sole use of the applicant or the consumer, and does not permit the extension of pipes to transfer water from one property to another, nor to share, resell, or sub-meter water to any other consumer. If an emergency or specific situation should make such an arrangement advisable, it shall be done only on specific written permission of the Board of Directors for the duration of the emergency.

A group of trailer houses are required to have one benefit unit per trailer up to nine trailers; at ten or more trailer houses the group may qualify as a trailer court and be allowed 1 benefit unit and pay 1 minimum charge, plus water usage, for each 3 trailers.

Duplexes must have a separate meter for each dwelling, unless the duplex was already on the District's system Duplexes that have shared plumbing are required to have one benefit unit, but pay 2 minimum charges, plus water usage.

Multiple businesses within an existing office complex will require an additional minimum for each business up to three businesses, at which time another benefit unit must be purchased.

Apartment houses are required to have one benefit unit per Apartment up to five Apartments per building; at six or more apartments per building the group may qualify as an apartment complex and be allowed 1 benefit unit cost determined by meter size plus the minimum determined by meter size and number of apartments plus water.

Commercial uses located on a single tract of land that are distinct from but incidental to a related business also located on that tract of land may be served by a single benefit unit. Provided, that unit shall be oversized as necessary to reasonably serve such uses as determined by the Board of Directors of the District, with the fee for such benefit unit to be

paid by the owner/applicant at the time of installation of the meter serving such unit. Provided further, that a separate minimum fee as determined by the Board of Directors of the District shall be due and payable monthly to the District for each separate business building with living unit(s) served by such benefit unit.

Agriculture

Each new applicant for a benefit unit for residential purposes that also plans to supply water to animals, I.E. cattle, horses, as an agriculture business, must have a second benefit unit, if located on the same property. The first unit will be at normal cost, the second will cost parts and installation only. Each existing residential customer, if they are upgrading their plumbing, can apply for the second meter which will be installed at the cost of parts and labor. The customer is responsible for all connections past the meter.

Agreement with Governmental and Public Bodies:

The District through the Board of Directors may make specific water service contracts with the Federal Government, the State of Kansas, or agencies thereof, school districts and municipal corporations, or other Water District within the County, differing from stipulations set out in the rate schedule and Rules. It is allowable, with consent of the Board of Directors, that a Church and Parsonage be included as one benefit unit.

Right of Access:

Representatives of the District shall have the right at all reasonable hours to enter upon consumers' premises to test control valves, inspect piping, and to perform other duties for the proper maintenance and operation of service, or to remove its service equipment and shut off water upon discontinuance of service by consumers. The consumer may not place fences, buildings, trees, or other obstacles over the top of water lines, valves, hydrants, or meters.

Continuity of Service:

The District will make all reasonable efforts to supply continuous, uninterrupted service. However, it shall have the right to interrupt service for the purpose of making repairs, connections, extensions, or for other necessary work.

The District does not accept responsibility for losses which might occur due interruptions to service caused by storms, strikes, floods, or other causes beyond its control.

Equipment Repair/Replacement Responsibility:

Meters will be furnished, installed, owned, inspected, tested, and kept in proper operating condition by the District, without cost to the consumer for any normal wear and tear.

The consumer shall be responsible for any damages to service equipment for any cases of neglect by the property owner, such as running over or hitting the meter, letting the meter freeze, etc.

The consumer is responsible for ensuring that the District or any of its representatives shall have unencumbered access to all meters, valves, hydrants, or water lines on their property.

Requested Meter Tests:

Meter tests requested by the consumers will be performed without cost to the consumer if the meter is found to be in excess of ten percent (10%) slow or in excess of two percent (2%) fast. Otherwise the consumer for whom the requested test was made will be charged for the cost of testing.

Feasibility Study and Benefit Units

The cost of the benefit unit and feasibility study shall be established and reviewed from time to time by the Board. A record shall be kept for public inspection and posted as part of the Rate Schedule at the District office. The charge for a feasibility study, as per the Rate Schedule, shall be collected prior to the approval of a benefit unit. If any applicant is not approved, the feasibility study fee will not be refunded.

Request for Services:

Benefit Units:

Feasibility Study

All applications for Benefit Unit must fill out a feasibility study. The charge for a feasibility study, as per the Rate Schedule, shall be collected prior to the approval of a benefit unit. If any applicant is not approved, the feasibility study fee shall not be refunded. Any benefit unit or any proposed extension of water services from the main distribution line shall be at the expense of the applicant and shall be in conformance with the requirements of construction materials and other restrictions of the District. A written estimate will be made of all costs for installing the meter and line from the existing main line and given to the customer after the feasibility study fee has been paid. All easements must be acquired by the applicant and filed as an easement for the District prior to construction. The customer will then be required to pay for the benefit unit plus the estimated construction costs before construction commences.

Effective March 12, 2014, the connection fee charged by the City of Manhattan, as outlined in the Inter-local Public Utility Agreement between the City of Manhattan and the Rural Water District, will be considered a cost of providing service to a new benefit unit in the area subject to the agreement. Therefore, the connection fee will be included in the estimate, along with the benefit unit, equipment, labor, and contractor costs, as the price for the installation of a new benefit unit for a property in the defined area. If there is a cost overrun the meter will be locked immediately upon completion of construction until the overrun is paid. If actual costs were less than received. Then a refund will be made. Upon

the installation of the distribution line from the principal main the District to the meter, established for the participating member, such line shall become the property of the District, and the District shall at that time be responsible for the maintenance of such line. The member shall not be entitled to any payment or reimbursement from District or from any other person upon any connection being made to such extension. If the District requires oversizing of any pipe or line, then the District shall pay the difference between the cost or expense of such oversizing and the cost of the ordinary and usual pipe or line. On extensions of main water lines, no main line will end in the middle of the member's property. The District will continue the line to the end of the property at the District's expense.

Public Fire Hydrants and Flush Hydrants:

All public fire hydrants and flush hydrants are for use by the District and Fire Department only. Unless permission is given by the District or any of the district's representatives, any tampering or usage will be considered Theft of Service.

Meter Locations:

Meters will be set in meter pits at the property line except where otherwise directed by the District. All meters shall be set horizontally. All meter pits must be placed with the top of the lid at or slightly above ground level. Meter pits must not be installed in low areas that accumulate water. No drains may empty toward the meter pit. All meters in livestock areas must be protected by a fenced in a 10' radius. Location will be determined by the District. No meter pit once installed may be covered by landscaping, or have trees or shrubs planted within 10 feet. Any changes in grading resulting in a meter pits need to be lowered, raised, or relocated will be at the expense of the applicant.

Bills:

Meters are read around the 26th to the 30th of each month. Bills will be sent around the first of the month. Bills not paid by the late date, printed on each bill, shall be subject to a five dollar (\$5.00) late charge. Failure to pay a bill by the first day of the month following the month in which the bill is rendered may result in discontinuance of the service.

Connection with Private Water Systems:

There shall be no physical connection between any private water system and the water system of the District. Representatives of the District shall have the right, at all reasonable hours, to enter upon consumer's premises for the purpose of inspection and enforcement of this provision. Violation of this provision shall constitute cause for disconnection of a consumer's service.

Fraudulent Water Connections:

Fraudulent water connections, including but not limited to, piping around meters shall constitute grounds for disconnection of service. Representatives of the District shall have the right, at all reasonable hours, to enter upon consumer's premises for the purpose of inspection and enforcement of this provision. Any Fraudulent connection will be treated as theft of service. This will be prosecuted as such.

Reconnection Charges:

The reconnection charge for restoration of service, if reconnection is authorized and approved by the provisions of the By-laws of the District, after each suspension of service because of delinquent payment or for other infraction of these Rules, shall be the unpaid amount charged to date against the consumer's benefit unit, plus the current reconnection rate.

Change of Occupancy:

It shall be the consumer's responsibility to anticipate changes of occupancy, and to have his benefit unit and additional water supply unit(s) transferred to the new consumer as prescribed in the By-laws. Until the benefit unit is formally transferred, the original holder shall be responsible for payment for service. All charges levied against a benefit unit must be paid before the benefit unit can be transferred, or service resumed where there has been a suspension.

Applicants Having Excessive Requirements:

In the event an applicant whose water requirements are found to exceed the District's ability to supply it from existing assets without adversely affecting service to other consumers to an unreasonable extent, the district will not be obligated to render such service.

If any user exceeds 30,000 gallons of water per day, the District reserves the right to require the user to install a standpipe for water storage or any other method that might be required to alleviate water supply and pressure problems for the district and its other users. If the user refuses to follow the District's recommendations, the District may discontinue water sales to the user.

Damages:

Yard Damages

After the District excavates in a customer's yard to repair a leak or tie into an existing line the District will be responsible for reseeding the dug area. This will take place after the ground has had time to settle. The District will smooth out the area and reseed it. After reseeding, the yard becomes the owner's responsibility to water and make sure the grass grows. The reseeding will be done one time.

If the customer levels or has the district level the dug area before the ground settles, the customer assumes all responsibility for the settlement of the trench and reseeding. The District will not fill settled areas if the homeowner has assumed responsibility.

The District will not be responsible for any damages to fencing that has been placed over water line easements. The District will not be responsible for reinstalling or re-erecting a fence that had to be taken down for water line, meter, valves, or hydrant repair.

Crop Damages:

The area needs to be measured where crop was damaged.

Damages will be calculated based on the crop yield in bushels/acre at the price the local elevator was paying on the day the crop was harvested.

RATE SCHEDULE

Revised 11/13/19

Feasibility Study	\$175.00
Benefit Unit Standard Residential	\$4000.00
Benefit Unit Business 1" meter	\$8800.00
Benefit Unit Business 1.5" meter	\$14000.00
Benefit Unit Business 2" meter	\$20,000.00
Monthly Minimum 5/8" meter	\$20.00
Monthly Minimum 1" meter	\$40.00
Monthly Minimum 1.5" meter	\$60.00

Monthly Minimum 2" meter	\$80.00
Non-Metered Fire Benefit Unit 4" meter	\$20000.00
Non-Metered Fire Benefit Unit 6" meter	\$40000.00
Non-Metered Fire Benefit Unit 8" meter	\$80000.00
Non-Metered Fire Service	\$20.00/ Month
Water Usage Rural Standard	\$4.50 / 1000 gallons
20,001 to 30,000	\$
30,001 to 50,000	\$
50,001 to 100,000	\$
Water Usage Manhattan Standard	\$6.30 / 1000 gallons
20,001 to 30,000	\$
30,001 to 50,000	\$
50,001 to 100,000	\$
Late charge (After 20 th of month)	\$5.00 ea. month
Reconnect Fee Normal Hours	\$50.00
Reconnect Fee After Hours	\$100.00
Returned check charge	\$35.00

Date: _____

Chairman

Manager