



Cline Butte Utility Company

41-01478

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

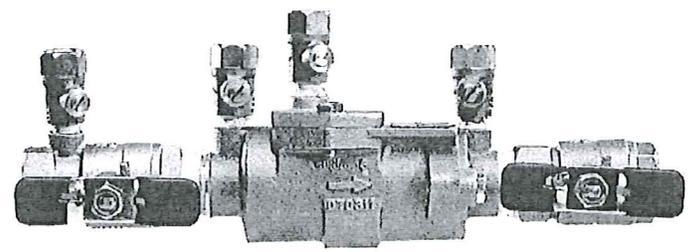
Part of the JELD-WEN Development family

RECEIVED
JAN 20 2012

FIELD SERVICES
DRINKING WATER PROGRAM

CROSS CONNECTION CONTROL

PROGRAM PROCEDURES





Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN Development family

Pursuant to Chapter 333, Division 61, of the Oregon Administrative Rules, it is the responsibility of Cline Butte Utility Company (CBUC) to protect the public water system from pollution and contamination by instituting and enforcing a cross connection control program. Therefore the following Resolution is hereby adopted:

CONTENTS

| | |
|------|--|
| 1:01 | PURPOSE |
| 1:02 | DEFINITIONS |
| 1:03 | APPLICATION AND RESPONSIBILITIES |
| 1:04 | CROSS CONNECTIONS REGULATED |
| 1:05 | BACKFLOW PREVENTION ASSEMBLY REQUIREMENTS |
| 1:06 | NEW CONSTRUCTION |
| 1:07 | RETROFITTING |
| 1:08 | IRRIGATION SYSTEMS |
| 1:09 | THERMAL EXPANSION |
| 1:10 | MOBILE UNITS |
| 1:11 | INSTALLATION REQUIREMENTS |
| 1:12 | PRESSURE LOSS |
| 1:13 | FIRE SYSTEMS |
| 1:14 | TEMPORARY METERS AND HYDRANT VALVES |
| 1:15 | PLUMBING CODE |
| 1:16 | RIGHT-OF-WAY ENCROACHMENT |
| 1:17 | ACCESS TO PREMISES |
| 1:18 | ANNUAL TESTING AND REPAIRS |
| 1:19 | MAINTENANCE OF ASSEMBLIES |
| 1:20 | RESPONSIBILITIES OF BACKFLOW PREVENTION ASSEMBLY TESTERS |
| 1:21 | COSTS OF COMPLIANCE |
| 1:22 | RECOVERY OF COSTS |
| 1:23 | TERMINATION OF SERVICE |
| 1:24 | FALSIFYING INFORMATION |
| 1:25 | CONSTITUTIONALITY AND SAVING CLAUSE |
| 1:26 | EFFECTIVE DATE |



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P: 541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN Development family

1:01 PURPOSE:

The purpose of this Resolution is to protect the water supply and distribution system of CBUC from contamination or pollution due to any existing or potential cross connections and to comply with the Oregon Administrative Rule Chapter 333, Division 061, Sections 0070, 0071, 0072, 0073 and 0074, or as amended.

1:02 DEFINITIONS:

For the purposes of this Resolution, the following definitions shall apply unless the context clearly indicates or requires a different meaning. If a word or term used in this Resolution is not contained in the following list, its definition, or other technical terms used, shall have the meanings or definitions listed in the Oregon Administrative Rules, Chapter 333, or the most recent edition of the *Manual of Cross Connection Control* published by the Foundation for Cross Connection Control and Hydraulic Research, University of Southern California ("USC").

- (1) "APPROVED BACKFLOW PREVENTION ASSEMBLY" or "BACKFLOW ASSEMBLY" or "ASSEMBLY" means an assembly to counteract backpressure and/or prevent back-siphonage. This assembly must appear on the list of approved assemblies issued by the Oregon Department of Human Services - Public Health Division.
- (2) "AUXILIARY SUPPLY" means any water source or system other than the CBUC Water System.
- (3) "BACKFLOW" means the flow in the direction opposite to the normal flow or the introduction of any foreign liquids, gases, or substances into the water system of the CBUC.
- (4) "CBUC" shall mean the Cline Butte Utility Company.
- (5) "CBUC WATER SYSTEM" shall refer to and mean the CBUC Water System, which shall include, wells, treatment mechanisms or processes, pumping stations, reservoirs, supply trunk or feeder lines, service lines, meters and all other appurtenances, device lines and items necessary to the operation of the system and to supply water service to individual property or premises and shall include the CBUC's potable water with which the system is supplied.
- (6) "CERTIFIED BACKFLOW ASSEMBLY TESTER" shall mean a person who has successfully completed and maintains all requirements as established by the Department of Human Services - Public Health Division to be a tester in the state of Oregon.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN Development family

- (7) "CERTIFIED CROSS CONNECTION CONTROL SPECIALIST" shall mean a person who has successfully completed and maintains all requirements as established by the Department of Human Services - Public Health Division to be a Specialist in the state of Oregon.
- (8) "CONTAMINATION" means the entry into or presence in a public water supply system of any substance which may be deleterious to health and/or quality of the water.
- (9) "CROSS CONNECTION" means any physical arrangement where a potable water supply is connected, directly or indirectly, with any other non-drinkable water system or auxiliary system, sewer, drain conduit, swimming pool, storage reservoir, plumbing fixture, swamp coolers or any other device which contains, or may contain, contaminated water, sewage or other liquid of unknown or unsafe quality which may be capable of imparting contamination to the public water system as a result of backflow. Bypass arrangements, jumper connections, removable sections, swivel or changeover devices or other temporary or permanent devices through which or because of which backflow may occur, are considered to be cross connections.
- (10) "DEGREE OF HAZARD" means the NON-HEALTH HAZARD or HEALTH HAZARD or HIGH HAZARD classification that shall be assigned to all actual or potential cross connections.
- (11) "DHS" means Department of Human Services - Public Health Division.
- (12) "DOUBLE CHECK VALVE BACKFLOW PREVENTION ASSEMBLY", "DOUBLE CHECK ASSEMBLY", "DOUBLE CHECK" or "DCVA" means an approved assembly which consists of two (2) independently-operating check valves which are spring-loaded or weighted. The assembly comes complete with a resilient seated shut-off valve on each side of the checks, as well as test cocks to test the checks for tightness.
- (13) "DOUBLE CHECK DETECTOR ASSEMBLY" or "DCDA" means an approved assembly which consists of two independently operating check valves which are spring-loaded or weighted. The assembly comes complete with a shut-off valve on each side of the checks, as well as test cocks to test the checks for tightness. It shall also be provided with a factory bypass arrangement with a meter and a minimum of an approved double check assembly.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

- (14) "HEALTH HAZARD" means an actual or potential threat of contamination of a physical, chemical or biological nature to the public potable water system or the consumer's potable water system that would be a danger to health.
- (15) "MANAGER" shall mean CBUC Manager or his/her designee.
- (16) "MOBILE UNITS" shall mean units that are temporary in nature, connecting to the water system through a legally-permitted hydrant, hose bib, or other appurtenance of a permanent nature that is part of the CBUC's water system or a permanent water service to a premise. Examples can include but are not limited to the following: water trucks, pesticide applicator vehicles, chemical mixing units or tanks, waste hauler's trucks or units, sewer cleaning equipment, carpet or steam cleaning equipment other than homeowner use, rock quarry or asphalt/concrete batch plants or any other mobile equipment or vessel that poses a threat of backflow in the CBUC Water System. Uses that are excluded from this definition are recreational vehicles at assigned sites or parked in accordance with other CBUC policies pertaining to recreational vehicles and homeowner devices that are used by the property owner in accordance with other provisions of this, or other, CBUC policies pertaining to provision of water service to a premise.
- (17) "NON-HEALTH HAZARD" shall mean the classification assigned to an actual or potential cross connection that could allow a substance that may be objectionable, but not hazardous to one's health, to backflow into the potable water supply.
- (18) "OAR" shall mean Oregon Administrative Rule.
- (19) "PERSON(S)" shall mean a natural person (individual), corporation, company, city, partnership, firm, Limited Liability Company, Joint Venture Company or city, and other such entity.
- (20) "POINT OF USE ISOLATION" means the appropriate backflow prevention within the consumer's water system at or near the point at which the actual or potential cross connection exists.
- (21) "POLLUTION HAZARD" means an actual or potential threat to the physical properties of the water system or the potability of the public or the consumer's potable water system, but which would not constitute a health or system hazard, as defined. The maximum intensity of pollution to which the potable water system could be degraded under this definition would cause minor damage to the system or its appurtenances.
- (22) "POTABLE WATER SUPPLY" means any system of water supply intended or used for human consumption or other domestic use.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P: 541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

- (23) "PREMISES" means any piece of property to which water service is provided, including, but not limited to, all improvements, mobile structures and other structures located upon or within the property.
- (24) "PREMISES ISOLATION" means the appropriate backflow prevention at the service connection between the public water system and the premises. This location will be at or near the property line and downstream from the service connection meter.
- (25) "REDUCED PRESSURE PRINCIPLE BACKFLOW PREVENTION ASSEMBLY" or "REDUCED PRESSURE PRINCIPLE ASSEMBLY" or "RP ASSEMBLY" shall mean an approved assembly containing two independently-acting approved check valves together with a hydraulically-operated, mechanically-independent pressure differential relief valve located between the check valves, and at the same time, below the first check valve. The assembly shall include properly located test cocks and two tightly closing shut-off valves.
- (26) "REDUCED PRESSURE DETECTOR ASSEMBLY" or "RPDA" shall mean an approved assembly consisting of two approved reduced pressure backflow assemblies, set in parallel, equipped with a meter on the bypass line to detect small amounts of water leakage or use. The assembly should include properly-located test cocks and two tightly closing shut off valves.
- (27) "RESIDENT" means a person or persons living within the area(s) served by the CBUC Water System.
- (28) "RETROFITTING" means to furnish a service connection with parts or equipment made available after the time of construction or assembly installation.
- (29) "SPECIALIST" means a Department of Human Services - Public Health Division certified cross connection Specialist, either employed with the CBUC or contracted by the CBUC.
- (30) "SUBMERGED HEADS" means irrigation sprinkling or delivery devices that are located below the surface of the landscaped area in which they are installed.
- (31) "THERMAL EXPANSION" means the pressure created by the expansion of heated water.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

1:03 APPLICATION AND RESPONSIBILITIES:

This Resolution applies throughout the CBUC Water System and to every premises and property served by the CBUC Water System. It applies to all premises, regardless of date of connection to the CBUC Water System. Every owner, occupant or person in control of any concerned premises is responsible for the terms and provisions contained in this Resolution.

This resolution may/shall be enforced at systems which CBUC manages.

1:04 CROSS CONNECTIONS REGULATED:

- (1) No cross connections shall be created, installed, used or maintained within the area(s) served by the CBUC Water System, except in accordance with this Resolution.
- (2) The Specialist shall carry out or cause surveys to be carried out to determine if any actual or potential cross connection exists. If found necessary, an assembly commensurate with the degree of hazard will be installed at the service connection or within the premises.
- (3) The owner, occupant or person in control of any given premises is responsible for all cross connection control within the premises.
- (4) All premises found on the table "Premises Requiring Isolation – Health Hazard", in OAR 333-061-0070, shall install an approved Reduced Pressure Principle Backflow Assembly at the service connection in accordance with this Resolution.
- (5) It is the responsibility of the property owner/occupant to purchase, install, test, repair and maintain all backflow assemblies.
- (6) If there is a change in ownership of any and all property within the CBUC service area, it shall be the responsibility of the new owner to determine that all assemblies are in compliance with this Resolution.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

1:05 BACKFLOW PREVENTION ASSEMBLY REQUIREMENTS:

A Specialist employed by or under contract with the CBUC, shall determine the type of backflow assemblies to be installed within the CBUC's Water System. All assemblies shall be installed at the service connection unless it is determined by the Specialist and approved by the Manager that it should be installed at the point of use. An approved assembly shall be required in each of the following circumstances, but the Specialist is in no way limited to the following circumstances:

- (1) In the case of any premises where there is any material dangerous to health which is handled in such a fashion as to permit entry into potable water system, the potable water system shall be protected by an approved reduced pressure principle backflow prevention assembly.
- (2) When the nature and extent of any activity at a premises, or the materials used in connection with any activity at premises, or materials stored at a premises, could contaminate or pollute the potable water supply.
- (3) When a premises has one (1) or more cross connections, as that term is defined in Section 1:02, are identified or are present.
- (4) When internal cross connections are present that are not correctable.
- (5) When intricate plumbing arrangements are present making it impractical to ascertain whether cross connections exist.
- (6) When the premises has a repeated history of cross connections being established or re-established.
- (7) When entry to the premises is restricted so that surveys for cross connections cannot be made with sufficient frequency to assure cross connections do not exist.
- (8) When hazardous materials are being used such that, if backflow should occur, a health hazard could result.
- (9) When an appropriate cross connection survey report form has not been filed with the CBUC Manager.
- (10) Any and all used water return systems.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P: 541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELDWEN Development family

- (11) If a point-of-use assembly has not been tested, maintained or repaired as required by this Resolution, the installation of a reduced pressure principle assembly will be required at the service connection.
- (12) There is piping or equipment for conveying liquids other than potable CBUC water and that piping or other equipment is under pressure and installed and operated in a manner that could cause a cross connection.
- (13) When installation of an approved backflow prevention assembly is deemed by a Specialist to be necessary to accomplish the purpose of this Resolution.
- (14) The use of any type of chemical spray attachment connected to the premises plumbing, including garden hose fertilizers and pesticide applicators, is not allowed within the CBUC Water System without proper protection from the potential of backflow occurring.
- (15) The use of any type of radiator flush kits attached to the premises plumbing is not allowed within the CBUC Water System without proper protection from backflow occurring.
- (16) Wherever reclaimed water or ditch water is used on premises.
- (17) When there is a premises with an auxiliary water supply which is interconnected to the CBUC Water Service or supply system.

1:06 NEW CONSTRUCTION:

- (1) All new construction shall submit their plans to CBUC for review and the determination of the necessity of installation of an assembly before any construction work is started. The type of the assembly, if required, will be commensurate with the degree of hazard as determined by a Specialist.
- (2) When a building is constructed on commercial premises, and the end use of the building is not determined or could change, a reduced pressure principle backflow prevention assembly shall be installed at the service connection to provide protection of the public water supply in the event of the most hazardous use of the building.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

1:07 RETROFITTING:

Retrofitting shall be required at all service connections where an actual or potential cross connection exists, and wherever else the CBUC deems retrofitting necessary to comply with the OAR and this Resolution.

1:08 IRRIGATION SYSTEMS:

All irrigation systems shall be protected according to the adopted Oregon Plumbing Specialty Code regulations. If an irrigation system is interconnected with the utilities water system it must be protected with an appropriate assembly. In the event any system is equipped with an injector or chemical feed system, a reduced pressure principle assembly will be required.

1:09 THERMAL EXPANSION:

If a closed system has been created by the installation of a backflow prevention assembly, or other appurtenances, it is the responsibility of the property owner, the occupant, or person in control of the property to eliminate the possibility of damage from thermal expansion in accordance with the current adopted Oregon Plumbing Specialty Code.

1:10 MOBILE UNITS:

Any mobile unit or apparatus, as defined in Section 1 Subsection (16) of this Resolution, which uses the water from any premises within the CBUC Water System, shall first obtain written permission from the CBUC and be inspected to assure an approved air gap or reduced pressure principle assembly is installed on the unit.

1:11 INSTALLATION REQUIREMENTS:

All backflow prevention assembly installations shall follow the requirements as stipulated by the CBUC and current OAR Chapter 333, Division 061.

If the premises isolation assembly is allowed to be installed at an alternate location, it shall require written permission from CBUC, and CBUC must have access to the assembly during regular working hours. No connections can be made between the meter and the backflow assembly. Alternate locations must have the written approval of CBUC prior to installation.

The type of backflow prevention assembly required shall be commensurate with the degree of hazard that exists and must, at all times, meet the standards of the Department of Human Services - Public Health Division.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P: 541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN Development family

All backflow prevention assemblies required under this section shall be of a type, model and installed in the orientation approved by the DHS.

Installation plans shall be submitted to CBUC for approval prior to installation. CBUC shall be notified when the installation is complete. All assemblies must be tested immediately after installation.

Any variances from the installation requirements shall be requested in writing by the owner and approved in writing by CBUC.

1:12 PRESSURE LOSS:

Any decrease in water pressure caused by the installation of a backflow assembly shall not be the responsibility of the CBUC.

1:13 FIRE SYSTEMS:

An approved double check detector assembly shall be the minimum protection on all new fire sprinkler systems using piping material that is not approved for potable water use, and/or that does not provide for periodic flow-through. A reduced pressure principle detector assembly must be installed, if any solution other than potable water can be introduced into the sprinkler system. Retrofitting on fire sprinkler systems will be required in each of the following circumstances:

- (a) Where improper maintenance has occurred.
- (b) On all health hazard systems;
- (c) Wherever a Specialist deems necessary; and
- (d) Wherever required by the OAR.

In the event an assembly is installed on a designated lateral, a detector assembly commensurate with the degree of hazard will be required.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P: 541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN Development family

1:14 TEMPORARY METERS AND HYDRANT VALVES:

Backflow protection will be required on all temporary meters and hydrant valves before any use. The type of assembly will be commensurate with the degree of hazard and will be determined on a case-by-case basis by a CBUC Specialist.

1:15 PLUMBING CODE:

As a condition of water service, customers shall install, maintain, and operate their piping and plumbing systems in accordance with the current effective Oregon Specialty Plumbing Code, or as amended. If there is a conflict between this Resolution and the Plumbing Code, the more stringent supercedes.

1:16 RIGHT-OF-WAY ENCROACHMENT:

- (1) No person shall install or maintain a backflow prevention assembly upon or within any County, State or CBUC water system right-of-way except as provided in this Section.
- (2) A backflow prevention assembly required by CBUC may be installed upon or within any County, State or CBUC right-of-way only if the owner proves to CBUC that there is no other feasible location for installing the assembly, and installing it in the right-of-way will not interfere with traffic or utilities. The CBUC retains the right to approve the location, height, depth, enclosure, and other requisites of the assembly prior to its installation.
- (3) All permits required by the Deschutes County Building Code to perform work in the right-of-way shall be obtained by the property owner or their lessee and/or tenant.
- (4) A property owner shall, at the request of CBUC and at the owner's expense, relocate a backflow prevention assembly which encroaches upon any right-of-way, when such relocation is necessary for street or utility construction or repairs for purposes of public safety.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

1:17 ACCESS TO PREMISES:

Authorized personnel of the CBUC, with proper identification and sufficient notice, shall have access during reasonable hours, 8:00 am to 5:00 pm, Monday through Friday, to all parts of a premise and within the structure to which water is supplied. However, if any owner, occupant or person in control refuses authorized personnel access to a premise, or to the interior of a structure, during these hours for inspection, a reduced pressure principle assembly must be installed at the service connection to that premise.

1:18 ANNUAL TESTING AND REPAIRS:

All backflow prevention assemblies installed within the area(s) served by the CBUC shall be tested immediately upon installation, and at least annually thereafter by a DHS-certified backflow assembly tester. All such assemblies found not functioning properly shall be promptly repaired or replaced at the expense of the owner, occupant or person in control of the premises. In the event an assembly is moved, repaired or replaced, it must be retested immediately. CBUC may deny or discontinue water to the premises when assemblies are not tested annually, promptly repaired or replaced.

All repairs on backflow assemblies within the CBUC service area must be performed according to all State and County regulations.

1:19 MAINTENANCE OF ASSEMBLIES:

Backflow prevention assemblies shall be maintained, tested and repaired in accordance with the requirements set out in this Resolution, the OAR and all applicable State agencies regulations. The assembly owner, occupant or person in control of the premises is responsible for protecting their assembly from freezing, vandalism and other damage.

1:20 RESPONSIBILITIES OF BACKFLOW PREVENTION ASSEMBLY TESTERS:

- (1) All backflow assembly testers operating within the CBUC Water System service area shall be certified in accordance with all applicable regulations of the DHS.
- (2) Persons certified as backflow assembly testers shall agree to abide by all requirements of the United States Occupational Safety and Health Administration ("OSHA") and Oregon Occupational Safety and Health Administration ("OR-OSHA").



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P:541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

- (3) It is the responsibility of backflow assembly testers to submit records of all backflow assembly tests and repairs to the CBUC within 5 days of completing the test. Test reports shall consist of the date of installation, test or repair, make, model, size, type, serial number, test values, determination of working condition, tester name, address, phone number, certification number, gauge serial number and date of last gauge calibration or gauge accuracy verification.

1:21 COSTS OF COMPLIANCE:

All costs associated with purchase, installation, surveys, testing, replacement, maintenance, parts and repairs of the backflow prevention assembly, and all costs associated with enforcement of this document, are the financial responsibility of the property owner, occupant, or other person in control of the premises.

1:22 RECOVERY OF COSTS:

Any water customer violating any of the provisions of this Resolution and who causes damage to or impairs the CBUC's Water System, including, but not limited to, allowing contamination, pollution, any other solution or used water to enter the CBUC's Water System, shall be liable to the CBUC for any expense, loss or damage caused by such violation. The CBUC shall collect from the violator the cost incurred by the CBUC for any cleaning, purifying, repair or replacement work or any other expenses caused by the violation. Refusal to pay the assessed costs shall constitute a violation of this Resolution and shall result in the termination of service.

All costs associated with any disconnect or reconnect fees resulting from the enforcement of this Resolution are the sole responsibility of the property owner.

1:23 TERMINATION OF SERVICE:

Failure on the part of any owner, occupant or person in control of the premises to install a required assembly, have it tested annually, repair or replace a failing assembly promptly, and/or to discontinue the use of all cross connections and to physically separate cross connections in accordance with this Resolution is sufficient cause for the discontinuance of the CBUC Water Supply to the premises pursuant to Oregon Administrative Rule chapter 333-061-0070, or as amended. In the case of an extreme emergency or where an immediate threat to life or public health is found to exist, discontinuance or termination of public water service to the premises shall be immediate.

In lieu of termination of service, the CBUC may, at the property owner's expense, install a reduced pressure assembly at the meter. Testing, maintenance and repair of the assembly will be the responsibility of the property owner.



Cline Butte Utility Company

1230 Golden Pheasant Drive, Redmond, Oregon, 97756 P: 541.504.2305 F: 541.504.2307 CCB#189211

Part of the JELD-WEN. Development family

1:24 FALSIFYING INFORMATION:

Any person who knowingly makes any false statement, representation, record, report or other document filed or required to be maintained pursuant to this Resolution, or who falsifies, tampers with, or knowingly renders inaccurate any backflow assembly, device or method required under this Resolution shall be subject to civil and/or criminal penalties provided by state law.

1:25 CONSTITUTIONALITY AND SAVING CLAUSE:

Should any provision, section, sentence, clause or phrase of this Resolution, or the application of same to any person or set of circumstances, are for any reason held to be unconstitutional, void, invalid, or for any reason unenforceable, the validity of the remaining portions of this Resolution, or its application to other persons or circumstances, shall not be affected; thereby, it being the intent of the CBUC Board of Directors in adopting and approving this Resolution that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision, or regulation.

1:26 EFFECTIVE DATE:

Accepted by Cline Butte Utility Company

this 30th day of June, 2010

The Cross Connection Program Procedures shall be effective as of _____

Joseph E. Andrea
SIGNATURE:

President
TITLE:

[Signature]
SIGNATURE:

Asst. Secretary
TITLE:

MEMORANDUM OF ACTION OF DIRECTORS
OF
CLINE BUTTE UTILITY, INC.

In accordance with the provisions of OAR Chapter 333, Division 61, the following resolution was adopted pursuant to the unanimous consent of the board of directors of Cline Butte Utility, Inc., An Oregon corporation (the "Corporation"), in lieu of a special meeting of the directors:

WHEREAS, the Oregon Health Division, Drinking Water Program rules under OAR 333-061-0070 require that a water supplier must establish a cross connection control program to protect the public water systems from pollution and contamination; and

WHEREAS, the Corporation has established Cross Connection Program Procedures in compliance with the above rules, attached hereto as "Attachment 1"; IT IS THEREFORE

Resolved that the directors of the Corporation hereby approve and adopt the Cross Connection Program Procedures submitted as "Attachment 1".

EFFECTIVE: June 25, 2010; 8:15 AM PDT

DIRECTORS:

Jewel E. Andrus

Robert

Frank Dominguez

Interim Agreement - January 13th 2012

As an agent of the Ridge at Eagle Crest Owners Association, (RECOA) I, **Peter McMahon** authorize CBU to perform work and RECOA to reimburse Cline Butte Utilities, LLC (CBU) for all labor and materials billed for service to RECOA. Third party vendors may also be involved and RECOA agrees to reimburse CBU for those bills. CBU agrees to make an attempt to keep RECOA informed of any response that may need to be billed under this interim agreement.

CBU Fees - Customary but not limited to:

Regular Hours Labor, (7am to 3pm Monday through Friday) Water \$25.00 p/hr. Sewer \$75.00 p/hr

After hours or overtime Hours, Water \$50 per hour. Sewer \$125 per hour.

Materials/Equipment/Misc - Cost plus 20%.

RECOA agrees to pay CBU within 30 days after the billing date. Late fees may apply if payment falls outside of the 30 day period. Pricing is subject to change with notice.


Peter McMahon
Senior Vice President/Treasurer,
RECOA

Date: 1-13-2012


Bob McDaniel
Director, Cline Butte Utilities,
LLC.

Date: 1-13-2012