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March 31, 2004

Ms. Carole J. Washburn, Executive Secretary
Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive SW
Olympia, WA 98504-7250

Re: Marbello Water Co., Inc. – Original Tariff WN U-1

Dear Ms. Washburn:

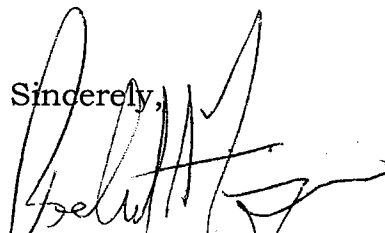
Enclosed you will find the original and three copies of the above-referenced tariff. This is the initial tariff of the Company and is being filed on one-day notice.

The rates reflected in the tariff are the rates currently being charged to customers.

The undersigned has authority to issue tariff sheets on behalf of the Company.

If you have any questions concerning this matter, please contact the undersigned.

Sincerely,



RICHARD A. FINNIGAN

RAF/km
Enclosures
cc: Dave Dorland

RECEIVED
RECORDS MANAGEMENT
04 MAR 31 PM 4:42
STATE OF WASH
UTIL AND TRANSP
COMMISSION

WN U-1

ORIGINAL SHEET NO. 1

MARBELLO WATER CO., INC.

NAMING RATES FOR

Water Service

At

Marbello Water System

Snohomish County

Washington

And

CONTAINING RULES AND REGULATIONS

GOVERNING SERVICE

Issued: March 31, 2004

Effective: April 1, 2004

Issued by: Marbello Water Co., Inc.

By: Richard A. Finnigan

Title: Attorney

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ORIGINAL SHEET NO. 2

MARBELLO WATER CO., INC.

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ORIGINAL SHEET NO. 5

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 1 – Adoption of Rules of Regulatory Authorities

The rules regulating water service prescribed by the Washington Utilities and Transportation Commission, hereinafter referred to as the Commission, are hereby adopted and by this reference are made a part of this tariff.

Rule 2 – Schedules and Conditions

The schedules and conditions specified in this tariff for water service are subject to change in accordance with the public service laws of the state of Washington or any amendment thereof. The amount of water to be furnished hereunder shall be subject to the capacity available from existing wells, or other sources of supply, of the utility. All schedules for water service apply to customers located on the established water mains of the utility.

Rule 3 – Supply and Use of Service

Service will be supplied only under and pursuant to these rules and any modifications or additions thereto lawfully made, and under such applicable rate schedule(s) as may from time to time be lawfully fixed. Service will be supplied only to those who secure their source of water exclusively from the utility, unless otherwise provided under appropriate contract. Water service shall be used only for the purpose specified in the service agreement and applicable rate schedule(s), a customer shall not sell, or permit others to use such service, except when expressly authorized to do so under appropriate contract.

Rule 4 – Application and Agreement for Service

Each prospective customer desiring water service may be required to sign the utility's standard form of application or other form of agreement before such service is supplied by the utility. As part of the application, the prospective customer must complete a cross connection survey for the application to be considered complete.

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ORIGINAL SHEET NO. 6

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 4 – Application and Agreement for Service (Cont'd)

An application for service shall be deemed to be a notice that the prospective customer desires water service from the utility and represents his agreement to comply with the utility's Rules and Regulations on file with the Commission and in effect at the time water service is furnished. In the absence of a signed application for water service, the delivery of water and the taking thereof by the customer shall be deemed to constitute an agreement by and between the utility and the customer for the delivery and acceptance of service under the applicable rate schedule(s) and these Rules and Regulations.

Rule 5 – Change of Use

The customer will not increase his demand or use of service as stated in his application without giving due notice of such increase. In the event of such increase, the customer will be required to pay the utility's regularly published rates for such increased service and demand from the date of connection and use of the same.

Whenever the customer desires to discontinue the use of water for any special purpose or through any fixtures mentioned in the original application, he shall cause the fixture to be removed and the branch pipe or service supplying the same to be capped or plugged, and shall notify the utility in writing before any reduction in charge will be made. Such a reduction in charge is contingent upon the provisions of the utility's tariff.

Rule 6 – Company's Service Pipe and Meters

The utility will construct service connections of a proper size from its distribution mains to the customer's property. The utility reserves the right to refuse to construct a service connection to any property in case the applicant's pipes are not properly constructed and protected.

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ORIGINAL SHEET NO. 7

MARBELLO WATER CO., INC.

**WATER SERVICE
RULES AND REGULATIONS**

Rule 6 – Company Service Pipe and Meters (Cont'd)

The utility reserves the right to meter any flat rate service at its convenience, the utility's metered service rates thereupon to become effective, provided the customer has received 30 days written notice. All meters so placed will be installed and maintained by the utility without cost to the customer.

A meter will be installed upon any flat rate service at the request of the customer, provided however, that the actual cost of the meter installation must be paid by the customer at the time of the installation and before the water is turned on. The amount so paid will be refunded to the customer by allowing him credit of one-quarter (1/4) of his monthly bill until such time as the amount has been paid, provided such refund payments do not run for more than three years from the date when refunds began. All meters will be maintained by the utility without cost to the customer.

Rule 7 – Reconnection Charge

A reconnection charge of \$150.00 per service shall be made for any subsequent reconnection of the customer's service to the utility's distribution system. Such charge is to apply only in cases where service has been discontinued on account of delinquent account, request of the customer, refusal to make proper repairs or similar cause. No charge will be made for reconnection of service if the shut-off was made for the convenience of the utility in making repairs, changes, etc.

When a utility employee is dispatched to disconnect service, that person shall be required to accept payment of a delinquent account at the service address if tendered in cash, but shall not be required to dispense change for cash tendered in excess of the amount due and owing. Any excess payment shall be credited to the customer's account.

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ORIGINAL SHEET NO. 8

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 8 – Distribution Main Extension

Water Main Distribution Extensions will be installed after contracts have been approved by the Washington Utilities and Transportation Commission pursuant to WAC 480-80-335.

Rule 9 – Responsibility for, and Maintenance of, Services

The customer will assume all responsibility on his premises for water supplied by the utility. The utility will be exempt from all liability for loss or damage caused by leakage or escape of water furnished by the utility, after the same has passed the point of the utility's ownership.

All service pipes and fixtures on the premises of the customer must be kept in repair and protected from freezing at the expense of the customer. Where there are leaking or defective pipes or fixtures, the water may be turned off at the option of the utility until the proper repairs are made. The utility may require any service to be equipped with a stop and waste cock to be used during freezing weather instead of permitting water to run continuously from faucets.

Rule 10 – Access to Premises

The utility's regularly authorized agents or employees shall have access to the premises of the customer at reasonable hours for the purpose of meter reading, inspection, connection, disconnection, repair or removal of the utility's property installed thereon.

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ORIGINAL SHEET NO. 9

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 11 – Interruption to Service

The utility will make a diligent effort to render uninterrupted service and supply of water; and, in cases where shut-off is necessary for repair, reconstruction, damage prevention or similar cause, the utility shall give advance notice to its customers of such scheduled shut-off. However, the utility will not be responsible for any damage which may result from any cessation of services such as above outlined, nor for failure to give notice of shut-off when circumstances are such that it is impossible to give notice as stated above.

Rule 12 – Payment of Bills

All bills are due and payable upon receipt and are considered delinquent fifteen (15) days after the date mailed. Bills shall be deemed received upon personal delivery to customer or three (3) days following the deposit of the bill in the United States Mail to the customer's last known address. Each bill not paid within thirty (30) days after the date mailed shall be assessed a late payment charge of \$2.00.

Rule 13 – Deposits

Establishment of credit. An applicant for residential service may establish credit by demonstrating to the company any one of the following factors:

- (a) Prior service with the company during the previous 12 months for at least 6 consecutive months during which service was rendered and was not disconnected for failure to pay, and no more than one delinquency notice was issued to the customer.
- (b) Prior service with a water utility with a satisfactory payment record as demonstrated in (a) above, provided that the reference may be quickly and easily checked by the company.

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ORIGINAL SHEET NO. 10

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 13 – Deposits – (Cont'd)

- (c) Full-time consecutive employment during the entire 12 months previous to the application for service, with no more than two employers, and the applicant is currently employed or has a regular source of income.
- (d) Ownership of a significant legal interest in the premises to be served.
- (e) Furnishing of a satisfactory guarantor to secure payment of bills for service requested in a specified amount not to exceed the amount of cash deposit which may be required.
- (f) Demonstration of satisfactory credit by appropriate means including, but not limited to, the production in person at the company business office of two major credit cards, or other credit references, which may be quickly and easily checked by the company.

Establishment of Credit, Nonresidential. An applicant for nonresidential service may be required to demonstrate that it is a satisfactory credit by reasonable means appropriate to the circumstances.

Deposit Requirements. A deposit may be required under the following circumstances:

- (a) Where the applicant has failed to establish credit as outlined above.
- (b) In any event, a deposit may be required when, within the 12 months prior to application, the applicant's water service has been disconnected for failure to pay amounts owing, when due; where there is an unpaid balance owing for water service to the company or another water utility; or where two or more delinquent notices have been served upon the applicant by the company or another water utility during the 12 months previous to the application for service.

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ORIGINAL SHEET NO. 11

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 13 – Deposits – (Cont'd)

- (c) Initiation or continuation of service to a residence where a prior customer still resides and where any balance for such service to that prior customer is past due or owing.

Amount of Deposit. The deposit shall not exceed two-twelfths of the estimated billing for the premises to be served.

Extended Payment of Deposit. If a customer or applicant is unable to pay the full amount of a required deposit in advance, they shall be allowed at a minimum to pay 50% prior to service, with the remaining balance payable in equal amounts over the next two months.

Alternative to Deposit. If a consumer is unable to meet the deposit requirement of the deposit as an alternative, they shall be allowed to prepay any installation charges and reasonably estimated service charges at period corresponding to the company's regular billing period or budget payments for the length of time during which a deposit would ordinarily have been required. The customer shall then be billed in a normal fashion.

Deposit Refunds. Deposits, plus accrued interest, less any amount due the company for service rendered, shall be refunded under the following circumstances and in the following form:

- (a) Satisfactory Payment. Where the customer has received no more than 2 delinquency notices during the least 12 consecutive months or where service has not been disconnected in the last 12 months.
- (b) Termination of service.

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ORIGINAL SHEET NO. 12

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 13 – Deposits – (Cont'd)

- (c) Refunds – How Made. When a consumer qualifies for a refund, the deposit plus interest shall be refunded either in the form of a check issued and mailed to the customer within 15 days or applied to the customer's next bill, if appropriate.

Larger Deposit or New Deposit. Nothing in this rule shall prevent the requirement of a larger deposit or a new deposit when conditions warrant, provided that the reasons therefore shall be specified in writing to the customer. The deposit requirement must meet the standards of this rule.

Following proper notice, failure to pay a deposit under this rule renders the customer/applicant liable to a discontinuance of service under the same as for a delinquent account.

Rule 14 – Discontinuance of Service

The utility reserves the right to discontinue a customer's service if the customer:

- (a) Fails to maintain his connections, service pipes, or fixture in good order.
- (b) Damages any service pipe, meter, curb stop valve, seal or other facilities of the utility.
- (c) Vacates the premises.
- (d) Willfully wastes water through improper or imperfect pipes, fixtures or otherwise.
- (e) Fails to make or renew any required deposits, or fails to make payments for water service or any other proper charges accruing under the applicable rate schedules, when due.

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ORIGINAL SHEET NO. 13

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 14 - Discontinuance of Service – (Cont'd)

- (f) Refuse to permit an employee of the utility to have reasonable access to the premises for the purpose of inspecting the facilities, or for testing, reading, maintaining or removing meters.
- (g) Makes fraudulent use of service.
- (h) Fails to comply with cross connection control requirements.
- (i) Violates any of these Rules and Regulations.

The right to discontinue service may be exercised whenever and as often as any of the foregoing situations shall occur, and neither delay nor omission on the part of the utility to enforce this rule at any one or more times shall be deemed a waiver of its right to enforce the same at any time, so long as the situation continues.

A minimum of eight (8) working days written notice will be given customer before service is discontinued under this rule, except in the case of danger to life or property, when utility may discontinue service on less than eight (8) days written notice following written notice. Prior to disconnecting service, the company will also attempt to contact the customer in person or by telephone. If telephone contact is elected, at least two attempts shall be made during regular business hours. If a business or message number is provided by the customer, the utility will try to reach the customer at that number. If unable to make contact through the residential number, a log of the attempts shall be kept by the company showing the telephone number called and the time of the call.

If service is not discontinued within ten (10) working days of the date noted, unless other mutually acceptable arrangements have been made, that disconnection notice shall become void and a new notice shall be required before the service can be disconnected.

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ORIGINAL SHEET NO. 14

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 14 - Discontinuance of Service – (Cont'd)

The utility will restore service when the cause of discontinuance has been removed and payment of all proper charges due from customer, including the Reconnection Charge set forth in this tariff, have been made.

Rule 15 – Outdoor Watering – Sprinkling, Irrigation, Pools, Hot Tubs, etc.

Water used for sprinkling and irrigation shall be paid for at the regular prescribed tariff rates for such service. The hours for such use shall be as prescribed from time to time by the utility or as required by the Department of Health. In addition, the company may put restrictions on filling of swimming pools, hot tubs, etc.

No person shall use water for sprinkling or irrigation purposes during any fire in the area, and all sprinkling or irrigation shall be stopped immediately when an alarm of fire is sounded, and not resumed until the fire has been extinguished.

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ORIGINAL SHEET NO. 15

MARBELLO WATER CO., INC.

WATER SERVICE
RULES AND REGULATIONS

Rule 16 – Rates

Rates for water service and supply shall be those published in the utility's tariff on file with the Commission. Unless otherwise stated in this tariff, the rates shall apply to a single service, to one customer at one premises. Where two or more families with separate housekeeping establishments occupy the same or separate dwellings, each family using water shall be considered a separate customer. Each separate housekeeping establishment or business, using water service, will each be considered a customer.

When conditions require that more than one customer be supplied through one meter, each customer shall be charged the minimum charge as provided by the schedule of rates. If the consumption as shown by the meter exceeds the allowance for the minimum charge multiplied by the customers, the excess consumption charge shall be computed at the regular rates for one customer and the amount prorated equally to the several customers, or otherwise as may be agreed among themselves.

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SUBSTITUTE ORIGINAL SHEET NO. 20

MARBELLO WATER CO., INC.

SERVICE AREA(S)

1. Marbello Water System, System ID No. 51530M.

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ORIGINAL SHEET NO. 21

MARBELLO WATER CO., INC.

SCHEDULE NO. 1

FLAT RATE SERVICE

Available

Within the water system service area.

Applicable

To all customers receiving unmetered service.

Rates

Per Month

Water Service

\$34.50

Customers are billed every month in arrears.

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ORIGINAL SHEET NO. 22

MARBELLO WATER CO., INC.

SCHEDULE NO. 2

READY TO USE SERVICE

Available

Within the water system service area.

Applicable

Applies to those parcels or lot owners who made application for water service, paid all appropriate tariff charges and met all conditions of applying for water service and from whom the Company has accepted the application for service and installed such service connection capable of providing water service to the property line of the lot. The party will be assessed the ready to use charge until such time as the party activates water service. When the party activates water service they will be subject to the monthly metered rates and surcharges as provided in the Company's tariff.

Rates

Per Month

Ready to Use Service

\$ 15.00

This service is billed every month in arrears.

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ORIGINAL SHEET NO. 23

MARBELLO WATER CO., INC.

SCHEDULE NO. 3

CROSS CONNECTION CONTROL

A. Applicable:

To all customers served by the utility for purposes of assessing the presence of cross connections and additional requirements apply to those customers that have cross connections.

B. Rate:

Site Visit Charge	- \$35.00
Premises Inspection Charge	- \$65.00 per hour prorated for time spent
Installation of Approved Backflow	
Prevention Assembly	- Time and materials

C. Conditions:

1. This schedule is established pursuant to the requirements adopted by the Washington State Department of Health in WAC 246-290-490, as it now exists or is hereafter amended or replaced. Copies of this regulation are available from the Washington State Department of Health or from the utility.

2. All customers shall be surveyed as to the existence of cross connections pursuant to the definition of cross connections established by the Washington State Department of Health. A second survey shall be sent to those customers who fail to respond to the initial survey. If the customer fails to respond to the second survey, then the following non-response options may be necessary and the customer will be charged pursuant to the rate or rates, as applicable, set forth in section B, above. For new customers, a survey will be required as part of the application prior to accepting the applicant as a customer.

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ORIGINAL SHEET NO. 24

MARBELLO WATER CO., INC.

SCHEDULE NO. 3 (Continued)

CROSS CONNECTION CONTROL (Continued)

Non-Response Options

- a. Site Visit letter/appointment for on-site review of cross connection potential, followed by a Site Visit and Premise Inspection for determination of cross connection potential as defined in WAC 246-290-490. The customer will be assessed the charges set forth in section B, above.
 - b. Installation of Approved Backflow Prevention Assembly at customer's expense or as set forth in section B, above.
 - c. Notice of disconnection of service per WAC 480-110-355.
3. An on-site inspection is required for every customer meeting any criteria of WAC 246-290-490-4(b) Table 9. The customer will be assessed the appropriate charges set forth in section B, above.
4. If a cross connection is detected or is reported by the customer, then the utility will determine the appropriate remedy and notify the customer of the remedy, options, and dates for compliance. If an Approved Backflow Prevention Assembly is required, the utility will determine the type of Approved Backflow Prevention Assembly that must be installed, and must provide the customer with a date by which the device must be installed. Installation will be the customer's responsibility and sole expense. The customer may choose to have the Approved Backflow Prevention Assembly installed through any contractor acceptable to the utility. If the customer does not install the appropriate Approved Backflow Prevention Assembly within thirty days of notification, the utility may take appropriate action to correct. This may include the utility installing an Approved Backflow Prevention Assembly at customer's expense if tariffed or may result in the utility providing a notice of disconnection of service by the date specified in the notice. The Approved Backflow Prevention Assembly will be installed on a customer's side of the service connection.

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ORIGINAL SHEET NO. 25

MARBELLO WATER CO., INC.

SCHEDULE NO. 3 (Continued)

CROSS CONNECTION CONTROL (Continued)

5. If the customer has an Approved Backflow Prevention Assembly installed the assembly must be tested annually by a certified Backflow Assembly Tester (BAT) specialist. The utility will maintain a list of certified BAT specialists that are acceptable to the utility and the customer may choose from any such BAT specialist on the utility's list. The customer will provide a copy of the acceptable annual report from the BAT specialist. If the annual report is not provided within thirty days of the anniversary date of the installation of the Approved Backflow Prevention Assembly, then the utility will provide a notice of disconnection pursuant to WAC 480-110-355. If a copy of the annual report is not received by the date for disconnection as specified in the notice, the utility will disconnect customer's service.

6. No less often than every three years, the utility shall re-survey its customers concerning the existence of cross connections. If the customer does not respond to the initial survey, a second survey will be sent. If the customer does not respond to the second survey, then non-response options listed in paragraph 2 will apply.

7. For each customer meeting any criteria of WAC 246-290-490-4(b) Table 9, no less than every three years, the utility shall conduct a site visit, premises inspection and shall assess the customer the charges set forth in section B, above.

8. When necessary, the utility will provide notices of disconnection as required in WAC 480-110-335.

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ORIGINAL SHEET NO. 26

MARBELLO WATER CO., INC.

SCHEDULE NO. 4

MEASURED RATE SERVICE

Available

Within the water system service area.

Applicable

Applies to all customers that have meters installed.

Rates

Per Month

Base Rate

\$32.85 plus state utility tax. This includes the first 750 cubic feet of water used in a month.

Usage:

Over 750 cubic feet

\$ 0.04 per cubic foot plus state utility tax

Conditions

1. Customers will be billed monthly. Meters will be read monthly unless severe weather conditions or other unforeseen circumstances prevent the reading of meters.
2. Customers will be billed the Base Rate plus Usage.

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SUBSTITUTE ORIGINAL SHEET NO. 30

MARBELLO WATER CO., INC.

SCHEDULE NO. 10

SERVICE CONNECTION CHARGE

Applicable

To lot owners in Marbello Water System when water service is requested to the lot initially.

1. A charge of \$3,500.00 will be made the first time a lot is connected to the utility's main.

2. At the time service is physically connected, a connection charge of \$544.00 will be assessed and paid by the customer for connections of 3/4". Connections larger than 3/4" will be made on a time and materials basis. These non-refundable charges do not include the cost of a meter, which will be furnished, installed and maintained by the utility.

3. The utility will own and maintain all materials involved in making a service connection.

4. The service connection charge will be paid before the water is turned on.

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