

September 19, 2018

Paradise Irrigation District
6332 Clark Road
Paradise CA 95969

Ed Fortner, District Manager

RE: PARADISE IRRIGATION DISTRICT (PID) SERVICE 711 MEYERS LANE, PARADISE

Dear Mr. Fortner:

Pursuant to Section 6.7.3 of the District's Policy and Procedure Manual, I respectfully request for the reasons stated herein, that PID accept conveyance of title to the pipeline serving 711 Meyers Lane, Paradise. This conveyance request includes PID ownership, operation and maintenance of said pipeline.

It is my understanding that PID claims said water pipeline is a private line and any issues surrounding said pipeline is not the responsibility of PID. I respectfully request consideration that PID, in fact, does bear responsibility for said pipeline to 711 Meyers Lane.

When I purchased the subject property there was no actual or constructive notice that the water pipeline providing water service was not the responsibility of PID. Without appropriate notice there exists a very reasonable expectation that PID is responsible for the maintenance and operation of said pipeline to and including the meter. My research indicates that approximately 99.5% of PID customers are served by District owned pipelines. It is very reasonable to presume, because of lack of appropriate notice, that PID owns all the pipelines providing water service to its meters.

Please equitably and reasonably consider the following information and facts. Research shows that the subject pipeline was installed in the 1940's providing service to 699 & 712 Meyers Lane (please see attached drawing). In 1964 a very short tap line was installed northerly across the lane to provide PID water service to 711 Meyers Lane. The landowner of 712 Meyers Lane objected to the installation of the tap line to 711 Meyers Lane demanding reimbursement for a portion of the original installation costs. The landowner has stated that a representative of PID denied compensation and said "any water pipeline in the ground belongs to PID." Installation of the short tap line, without compensation, was completed providing metered water service to 711 Meyers Lane.

My research also determined that Meyers Lane is owned in fee title by PID. It is common agency policy and procedure that private improvements installed within agency real property requires an Encroachment Permit or other authorized documentation.

September 19, 2018

Page Two

I am unaware of the existence of an encroachment permit or other documentation for the water service to 711 Meyers Lane. If documentation had been issued and recorded, constructive notice would have been achieved and subsequent landowners would have reasonable knowledge of PID's position of a private water pipeline.

It is difficult to believe that PID would allow private improvement on its own real property without some documentation of permissive use. The absence thereof results in trespass.

In 1994, I successfully documented to PID that they, in fact, owned the real property known as Meyers Lane. Upon request PID granted an easement for road and utility purposes to all the record owners lying on each side of Meyers Lane. This recorded Grant of Easement should have provided PID an excellent opportunity to provide constructive notice of its position, that the existing water pipeline, in their opinion, was privately owned. Predecessor's of Interest in 711 Meyers Lane never provided notice or disclosed the existing water pipeline was private ownership and responsibility.

Regardless of whether or not PID takes responsibility for the water main that services 711 Meyers Lane actions should be taken so that PID customers being served by private water lines are made aware of the private line. This could be accomplished by recordation of documentation that runs with the land and provides constructive notice. Or perhaps, notice on the customers billing that water service is being provided by a private water line.

A portion of my PID bill includes funding for PID's infrastructure. It is very frustrating to find out that the infrastructure does not include the water main to my residency. How does PID proactively notify owners of private water lines that it claims no responsibility for the maintenance, repair and replacement of said lines?

I respectfully request that PID take ownership and/or responsibility for that portion of the water pipeline, to and including, the point where the service and meter for 711 Meyers Lane was tapped and metered.

Sincerely,

A handwritten signature in blue ink, appearing to read "Bob Grimm", with a long horizontal flourish extending to the right.

BOB GRIMM

711 Meyers Lane
Paradise, CA 95969

Cc: Division Directors w/attachment

OLIVER ROAD

GRAHAM ROAD

