

**RESOLUTION OF THE BOARD OF  
DIRECTORS OF THE VOLCANO COMMUNITY  
SERVICES DISTRICT REGARDING AUTHORIZING COMMENCEMENT  
OF A QUIET TITLE ACTION**

WHEREAS, on July 1, 1985, the Volcano Community Services District (hereafter the "District") resolved to purchase from various members of the Grillo Family (hereafter "Grillo") the interests that Grillo had in that water collection system known as the "Cleveland Tunnel;" and

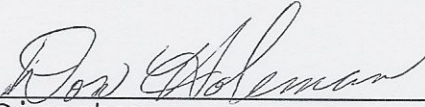
WHEREAS, the District has performed the obligations required of it to be performed by the MEMORANDUM OF SALE ; and

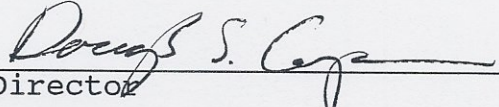
WHEREAS, the District has not been able to obtain an original of the QUITCLAIM DEED executed by Terry W. Grillo and Jack Grillo, as attorney in fact for Mary A. Grillo, notwithstanding efforts to do so;

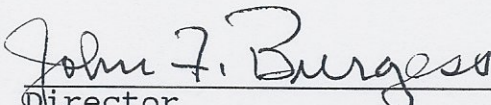
WHEREAS, the District's perfection of title to the property described in the QUITCLAIM DEED is necessary in order to assure a supply of water to the customers of the District;

IT IS HEREBY RESOLVED that the District retain Timothy W. Pemberton, an attorney at law, in order to file a quiet title action in the Superior Court of California, County of Amador for the purpose of obtaining a judicial declaration as to the District's ownership of the property described in said QUITCLAIM DEED.

DATED: August 6, 1990

  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

PROOF OF PUBLICATION  
(2015-5 C.C.P.)

STATE OF CALIFORNIA  
County of Amador.

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of the Amador Ledger-Dispatch, a newspaper of general circulation, published three times weekly, in the City of Jackson, California, County of Amador, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court, of the County of Amador, State of California, dated June 19, 1953 Court Decree Numbers 5575/5651; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates; to-wit:

all in the year 19 91 *May 10,*

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Jackson, California, this 10<sup>th</sup> day of

May, 19 91

Deborah L. Jeffress  
Signature

Proof of Publication of:

*# 3143*

PUBLIC NOTICE  
NOTICE OF PUBLIC HEARING  
Volcano Community  
Service District  
Armory Hall 7:00 P.M. May 13, 1991  
Possible action regarding  
ACWA/CAWP water routing/State  
Grant pre-applications for funds -  
Some financial impact to Volcano  
residents.  
/s/ John Burgess,  
Director UCSD  
May 10, 1991-3143

PROOF OF PUBLICATION

**PUBLIC NOTICE**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE VOLCANO COMMUNITY SERVICES DISTRICT DECLARING THE EXISTENCE OF A WATER SHORTAGE CONDITION PROHIBITING THE WASTE AND NON-ESSENTIAL USE OF WATER, AND PROVIDING FOR THE CONSERVATION OF THE WATER SUPPLY OF THE DISTRICT**

BE IT RESOLVED by the board of Directors of Volcano Community Services District ("District") as follows:  
**Section 1. Declaration of a Water Shortage Emergency**

This Board of Directors does hereby find and declare as follows:

(a) On August 5, 1991, a public hearing was held on the matter of whether this Board of Directors should declare a water shortage emergency condition exists within the water service area of this District.

(b) At said hearing, all persons present at said hearing were given an opportunity to be heard and all persons desiring to be heard were heard.

(c) Said hearing was called, noticed and held in all respects as required by law.

(d) Notice of said hearing was published one (1) time in the *Leadgerspatch*, an adjudicated newspaper of general circulation printed and published within the County where said service area of the District is located. The notice was published at least one time seven (7) days before the date of the hearing. The notice of the hearing was also posted in several places within the District.

(e) This Board heard and has considered each protest against the declaration and all evidence presented at said hearing.

This Board hereby makes the following additional findings:

(a) The District is a public entity pursuant to California Government Code Section 6100, et seq., by Resolution No. 1190, which was adopted by the Amador County Board of Supervisors on May 31, 1966;

(b) Resolution No. 1190 (described above), in part, provided that one of the purposes for which the VCSD was formed was the provision of domestic water supply to the inhabitants of the VCSD;

(c) The VCSD supplies water to the inhabitants of the VCSD;

(d) A water shortage emergency condition exists and prevails within the territory of this District. Said water shortage exists by reason of the fact that the ordinary demands and requirements of the water consumers of the District cannot be met and

satisfied by the water supplies now available to this District without depleting the water supply to the extent that there would be insufficient water for human consumption, sanitation and fire protection.

**Section 2. Purpose and Authority**

The purpose of this resolution is to conserve the water supply of the District for the greatest public benefit with particular regard to public health, fire protection and domestic use, to conserve water by reducing waste, and to the extent necessary by reason of drought and the existing water shortage emergency condition to reduce water use fairly and equitably. This resolution is adopted pursuant to Water Code Section 350, et seq., and Water Code Section 375, et seq.

**Section 3. Effect of Resolution**

This resolution shall take effect immediately and shall supersede and control over any other resolution or regulation of the District in conflict herewith, and shall remain in effect until the Board of Directors declares that the water shortage emergency has ended.

**Section 4. Waste of Water Prohibited**

No water furnished by the District shall be wasted. Waste of water includes, but is not limited to the following:

(a) Permitting water to escape down a gutter, ditch or other surface drain;

(b) Failure to repair a controllable leak of water;

(c) Failure to put to reasonable beneficial use any water withdrawn from the District's system.

**Section 5. Prohibition of Non-Essential Use of Water**

(a) No water furnished by the District shall be used for any purpose declared to be non-essential by this resolution

**Phase 1-Introductory Phase**

(b) The following uses are declared to be non-essential from and after August 6, 1991;

(1) Washing sidewalks, driveways, parking areas, tennis courts, patios or other exterior paved areas except by a fire protection district or other public agency for the purpose of public safety;

(2) Refilling a swimming pool drained after August 6, 1991;

(3) Washing of privately-owned motor vehicles, trailers and boats except from a bucket and except that a hose equipped with a shut-off nozzle may be used for a quick rinse;

(4) Watering of any lawn, garden, landscaped area, tree, shrub or other plant except from a hand-held hose

or container or drip irrigation system. No sprinkler system (whether controlled or otherwise) shall be used to water a lawn, garden, landscaped area, tree, shrub, or other plant.

**Phase 2-Moderate Rationing (up to 40% reduction)**

(c) The following additional uses are declared to be non-essential from and after September 1, 1991;

(1) Any use of water from a fire hydrant except for fighting fires, human consumption, essential construction needs or use in connection with animals;

(2) Use of water for dust control at construction sites;

(3) Initial filling of any swimming pool for which application for a building permit was made after August 6, 1991;

(4) Any non-residential use in excess of the amount used by the customer during the corresponding billing period in 1990. If connection to the district system was not in existence or use in 1990, an assumed amount will be computed from the District's records.

**Phase 3-Sever Rationing (over 40% reduction)**

(d) From and after the date that the Board of Directors, by further resolution, determines that the water shortage emergency requires sever rationing, the following additional uses are declared to be non-essential:

(1) Use in any dwelling or separate residential unit in excess of 500 gallon per day for each separate residential connection;

(2) Any non-residential use in excess of 60% of the amount used by the customer during the corresponding billing period in 1990. If connection to the District system was not in existence or use in 1990, an assumed amount will be computed from the District's records.

(e) The percentages stipulated in Phase 2 and Phase 3 may be increased by the Board of Directors for any class of customer if the Board determines that such increase is necessary to protect the public health, safety and welfare or to spread equally among the water users of the District the burdens imposed by the drought and the shortage in the District's water supply.

**Section 6. Variances**

Application for a variance from the provisions of this resolution may be made to the Board of Directors. The Board of Directors may grant a variance to permit a use of water otherwise prohibited if the Board of Directors determines that the variance is reasonably necessary to

protect the public health and safe

**Section 7. Violations**  
(a) If and when the District becomes aware of any violation of any provision of Section 4 or 5 of this resolution, a written notice shall be placed on the property where the violation occurred and mailed to the person who is regularly billed for service where the violation occurred and to any other person known to the District who is responsible for the violation or its correction. Said notice shall describe the violation and state that it be corrected, cured or abated immediately or within the specified time as the Board of Directors determines is reasonable under the circumstances. If said order is not complied with, the District may forthwith disconnect the service where the violation occurs.

(b) For the first offense, a fee of \$25.00 shall be paid for reconnection of any service disconnected pursuant to subsection (a) during the suspension period. For each subsequent violation of Section 7 (a), the fee for reconnection shall be \$50.00.

(c) No service which was disconnected twice because of a violation of Section 4 or 5 of this resolution during the suspension period, shall be reconnected unless a device supplied by the District which will restrict the flow of water to the service is installed. Furthermore, the fee for reconnection of such service during the suspension period shall be \$250.00 in lieu of the fee required by subsection (b) hereof.

(d) In the event the Board of Directors determines that water furnished by the District has been used to fill a swimming pool in violation hereof, service shall be disconnected. Reconnection fee shall be \$500.00.

I hereby certify that the foregoing is a true and complete copy of this resolution duly and regularly adopted by the Board of Directors of Volcano Community Services District at a special meeting thereof held on August 5, 1991, by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAINED:

By: Kathleen Foell  
VOLCANO COMMUNITY SERVICES DISTRICT

Aug. 12, 1991-3377

**PUBLIC NOTICE**

**NOTICE OF PETITION TO ADMINISTER ESTATE OF**

MARTIN LUBENKO  
Case No. 6432  
To all heirs, beneficiaries, credit

PROOF OF PUBLICATION  
(2015-5 C.C.P.)

STATE OF CALIFORNIA  
County of Amador.

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of the Amador Ledger-Dispatch, a newspaper of general circulation, published three times weekly, in the City of Jackson, California, County of Amador, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court, of the County of Amador, State of California, dated June 19, 1953 Court Decree Numbers 5575/5651; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates; to-wit:

aug 12  
all in the year 19 91

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Jackson, California, this 12 day of

August 19 91

Laura Hammett  
Signature

Proof of Publication of:

#3377

PUBLIC NOTICE

RESOLUTION OF THE BOARD OF DIRECTORS OF THE VOLCANO COMMUNITY SERVICES DISTRICT DECLARING THE EXISTENCE OF A WATER SHORTAGE CONDITION PROHIBITING THE USE OF WATER AND NON-RESERVATION

(a) No water District shall be used for any purpose declared to be non-essential by this resolution.

Phase 1-Introductory Phase are the following uses declared to be non-essential from and after August 6, 1991:

(1) Washing sidewalks, driveways, parking areas, tennis courts, patios or other exterior paved areas except by Water

For more information on gardening or the Amador County Master Gardeners, call 223-6487.

Other activities include nature walks, garden tours, and diagnostic clinics.

ground covers, perennials and bulbs suitable in Amador County.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased IF YOU ARE A CREDITOR or a contingent creditor of the deceased IF YOU ARE A CREDITOR or a contingent creditor of the deceased IF YOU ARE A CREDITOR or a contingent creditor of the deceased IF YOU ARE A CREDITOR or a contingent creditor of the deceased

IF YOU OBJECT to the granting of CALIFORNIA 95642 COURT 108 located at Jackson Superior Court JACKSON, STREET, JACKSON, CALIFORNIA 95642

held on AUGUST 15, 1991 at 8:45 AM

PROOF OF PUBLICATION  
(2015-5 C.C.P.)

STATE OF CALIFORNIA  
County of Amador.

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of the Amador Ledger-Dispatch, a newspaper of general circulation, published three times weekly, in the City of Jackson, California, County of Amador, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court, of the County of Amador, State of California, dated June 19, 1953 Court Decree Numbers 575/5651; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates; to-wit:

Aug 2  
11 in the year 19 91

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Witness my hand and seal at Jackson, California, this 5 day of August, 1991

Anna Hammit  
Signature

Proof of Publication of:

#3336

PUBLIC NOTICE
Notice - Public Meeting Volcano, Community Service District, Aug. 5, 1991, 7:00 P.M. Armory Hall, Volcano, CA.
Subject: Possible revision in Water
CEBRA LIGHTING