

**ORANGE COVE IRRIGATION DISTRICT**  
**1130 PARK BOULEVARD**  
**ORANGE COVE, CALIFORNIA 93646**  
Phone: (559) 626-4461  
Fax: (559) 626-4463  
Webpage: OrangeCoveID.org

January 10, 2019

**BOARD OF DIRECTORS**

**President**

**Harvey A. Bailey**  
*Division 1*

**Vice-President**

**H. A. "Gus" Collin, III**  
*Division 3*

**David A. Brown**  
*Division 2*

**Arlen D. Miller**  
*Division 4*

**Russell Katayama**  
*Division 5*

**Officers**

**Engineer-Manager / Secretary /  
Assessor / Collector**  
Fergus A. Morrissey

**Controller / Treasurer**  
Robert T. Ramirez, CPA

**General Legal Counsel**  
Scott Kuney, Esquire  
Young Wooldridge, LLP

Dear Landowner,

You are receiving this letter and enclosure from the Orange Cove Irrigation District (District) because its Board of Directors decided at the January 9, 2019 Board meeting to provide all landowners, whose total landholdings within the District are 5.0 acres or less, the discretion to voluntarily opt-out of the opportunity to receive surface water supplies from the District under its Contract with the United States.

**This decision is completely voluntary, is temporary and reversible, until such time that you or the subsequent landowner of your parcel, decides otherwise.**

By officially declining District water supply and for as long as you chose to decline the opportunity to receive said water supply, **you will be relieved from the obligation to pay annual Stand-by charges to the District.**

During the period of declination, you agree to surrender your right to vote on issues that may come before and be decided by majority vote of eligible Stand-by paying District landowners.

Enclosed herein is a document to be recorded within the County where your parcel is located. This enclosure must be notarized and provided to the District, along with a \$100 one-time administrative fee. The District will take that notarized document to the County for recording by the county clerk.

The District has a notary on staff available to you at no charge. If you wish to utilize that service, call the District office beforehand to ensure the notary is available.

If you wish to remain eligible to receive District water, no further action is necessary at this time, (aside from completing a water application) if you would like to receive District water this year. If you decide in the future to opt-out of the opportunity to receive District water, you must provide the enclosed document and notify the District by December 1, otherwise the first installment of Stand-by charges are payable by December 20 of that year.

If you have any questions, please call the District office at (559) 626-4461.

Sincerely,



Fergus Morrissey  
Engineer-Manager  
Orange Cove Irrigation District

Recorded at the Request of: )  
 ORANGE COVE IRRIGATION DISTRICT )  
 )  
 When Recorded Return to: )  
 ORANGE COVE IRRIGATION DISTRICT )  
 Assessor / Collector )  
 1130 Park Boulevard )  
 Orange Cove, California 93646 )

This Space for Recorder's Use

***Declination of Surface Water Supply under the Orange Cove Irrigation District's Contract with the United States***

I \_\_\_\_\_ attest that I am the legal owner of record of  
 (Print Name Legibly)

Fresno / Tulare County Assessor's Parcel Number \_\_\_\_\_, situated  
 (Circle County)

within the legally recognized boundary of the Orange Cove Irrigation District.

By notarized signature below:

1. I formally request relief from the requirement to pay annual Orange Cove Irrigation District (District) Stand-by charges for this property, until further notice to the District to the contrary, and
2. I understand that for the duration of this relief I forego the right to receive an allocation of water under the District's Contract with the United States for the indicated parcel, and
3. I understand that so long as I decline the right to District water, **I will not be eligible to vote** on any matter(s) that may come before the *Stand-by paying* District landowners, and
4. I understand that the parcel indicated above shall become eligible to receive a water supply made available by the District upon notification and payment of Stand-by charges to the District by the landowner of record for the parcel indicated above, thereby negating items 1, 2 and 3 above, at such time that the landowner of said parcel, so requests on or before December 1 prior to the first installment due date of December 20, and
5. I understand that at the time of future request to obtain a water supply from the District, supply may be unavailable due to granted water orders, hydrology, or lateness of application due to timing of the request and that neither I nor the future landowner will be guaranteed allocation or delivery of a water supply until such time that a water supply is available, and
6. I agree that upon re-establishing the right to obtain a water supply and vote, I (or the then-current landowner) will be subject to the Stand-by charges in effect at that time, to which all landowners are subject, notwithstanding the fact that I was not eligible to vote on changes occurring during the period of declination, and
7. I understand this notarized document will be filed with the County, so that future owner(s) are made aware of the pending declination of the right to receive a District water supply and vote and I agree to pay a one-time administrative fee of \$100 to the District.

Agreed to this \_\_\_\_\_ day of \_\_\_\_\_, 2019 by

\_\_\_\_\_  
 (Signature of Legal Owner(s) of Record)

## AKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Fresno

On \_\_\_\_\_ before me, \_\_\_\_\_  
*(insert name and title of the officer)*

personally appeared \_\_\_\_\_,  
who provided to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under **PENALTY OF PERJURY** under the laws of the state of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature \_\_\_\_\_ **(Seal)**