

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT No. 43

P.O. Box 2749
Spring, Texas 77383-2749
Phone # 281-350-0895

May 16, 2005

Re: Mandatory Water Conservation during Water Well Rehabilitation



Dear Resident:

As you are aware, Harris County M.U.D. No. 43 is in the process of rehabilitating the water well which supplies water to the district. The water well was taken out of service on April 11, 2005, for an emergency repair and during this down time a neighboring water district has been supplying water to our district via interconnect on a limited basis. We initially projected that this would take approximately 30 days.

However, additional unforeseen problems were found with the well casing/liner. We are actively working to resolve these problems, but the additional work will extend the District's Stage III - Mandatory Water Conservation with limited watering days, times and a limited usage of 12,000 gallons/month per household.

When the Mandatory Water Conservation is over, all posted signs within the District will be removed and a letter will be sent to all residents indicating the same. The water well should return to operation by the end of the month, if no other problems occur.

Please take the time to read the following water restrictions listed below as fines and penalties will be implemented to violators during this time. The Drought Contingency Plan can be viewed in its entirety on the District's Website located at www.HCMUD43.org.

Stage III - Mandatory Water Conservation

All outdoor water use, including, but not limited to, lawn and garden watering, car washing, and window washing, must be conducted with a hand-held hose with a manual on-off nozzle. The use of sprinklers or an automatic sprinkler system is prohibited at all times.

District residents and other users of water within the District shall be limited to outdoor water use on Monday, Thursday for customers with a street address ending in an even number (0,2,4,6,8), and Tuesday, Friday for customers with a street address ending in an odd number (1,3,5,7,9); and

Outdoor water use shall be limited to the designated watering days between the hours of midnight through 7:00 a.m. and 9:00 p.m. through midnight.

Permitting water to run or accumulate in any gutter or street is a violation of this order.

The District shall recommend that the following public water uses by any of its Users not essential for public health and safety be curtailed:

(over)

- (1) The use of water to wash down any street, sidewalk, walkway, driveway, parking lot, tennis court, or other hard-surfaced areas;
- (2) The use of water from fire hydrants for other than fire fighting purposes;
- (3) The use of water to fill swimming pools, wading pools, spas, fountains and Jacuzzi type pools; and
- (4) Failure to repair a controllable leak(s) within a reasonable period after having given notice directing the repair of such leak(s)

A surcharge equal to 200% of the applicable rate for all water used in excess of 12,000 gallons/month, shall be imposed on all District residents and other users of water within the District, but will not be imposed on wholesale water customers, if any.

The District is authorized to ration water to District residents and other users of water within the District on a pro rata basis, and to initiate allocation of water supplies to its wholesale water customers, if any, on a pro rata basis, in accordance with Texas Water Code, Section 11.039.

Penalties for Noncompliance

First Violation: Any person or entity who violates this Plan shall receive written notification of such violation, which notice shall set forth (i) the date of the violation, (ii) the nature of the violation, (iii) the Drought Response Measures then in effect, and (iv) the penalties applicable for any further violations of this Plan; provided, however, that if such person or entity has ever previously violated this Plan, the penalties set forth in Section (B) below, may, in the discretion of the Board, be imposed.

Subsequent Violations: (1) Disconnection for Noncompliance - If any person or entity violates any provision of this Plan more than one time within 60 days of the last violation (which violation shall constitute an unauthorized use of District services and/or facilities), then in addition to any other remedies, penalties, sanctions and enforcement procedures provided for herein, the District shall have the right to terminate water service to such person or entity after notice and any other procedural requirements in the District's rate order are satisfied.

(2) Monetary Penalties for Noncompliance - If any person or entity violates any provision of this Plan more than one time (which violation shall constitute an unauthorized use of District services and/or facilities), then, in addition to disconnection, the Board of the District, after providing required notice, may impose a penalty of up to \$100.00. Each day that a breach of any provision of this Plan continues shall be considered a separate violation. This penalty shall be in addition to any other legal rights and remedies of the District as may be allowed by law.

Should you have any questions, please call 281-350-0895 between 9:00 a.m. and 5:00 p.m. or feel free to attend the next Board meeting on June 7th, 2005, 7:00 pm, at the Birnam Wood Club House, located at 23803 Birnam Wood Blvd, Spring, Texas.

Thank you for your patience and support and we assure you that we are completing this project as efficiently as possible.

H.C. M.U.D. No. 43 BOARD OF DIRECTORS