



5 Harris Court, Building G, Monterey, CA 93940 -- P.O. Box 85, Monterey, CA 93942-0085

831-658-5601 -- Fax 831-644-9558 -- www.mpwmd.dst.ca.us -- www.montereywaterinfo.org

MPWMD WATER PERMIT NO. 34741 ASSESSOR PARCEL NUMBER: 011-462-039-000

ISSUE DATE: 06/13/2016 EXPIRES: 06/13/2018 OR UPON EXPIRATION OF THE BUILDING PERMIT.

CONTACT MPWMD (831) 658-5601 FOR REQUIRED FINAL INSPECTION

APPLICANT: RYAN T. HOGAN FAMILY TRUST PHONE: (831)-624-9564

AGENT: DAVID PREW PHONE: (831)-620-2080

APPLICANT MAILING ADDRESS: 1512 ROCKHAVEN DR, MODESTO, CA 95356

PROPERTY ADDRESS: 150 SEA FOAM AVE, MONTEREY, CA 93940 JURISDICTION: MONTEREY

DEED RESTRICTION REQUIRED

APPLIED RULE: RESIDENTIAL WATER EFFICIENCY STANDARDS FOR NEW STRUCTURES;
MANDATORY CONDITIONS OF APPROVAL; MASTER BATHROOM FIXTURE UNIT
ACCOUNTING; HIGH EFFICIENCY APPLIANCE CREDITS;
WATER USE CREDITS, ON-SITE CREDIT W/ APN: 011-462-012

****IMPORTANT NOTICE****

Currently, the Monterey Peninsula Water Management District (District) has authority pursuant to its Rules and Regulations to issue Water Permits and Water Use Permits.

However, NOTICE is hereby provided that on October 20, 2009, the State Water Resources Control Board issued a Cease and Desist Order (CDO) on California American Water. This CDO prohibits California American Water from diverting water from the Carmel River for new service connections or for any increased use at existing service locations after October 20, 2009.

Water Permits issued after October 20, 2009 may be subject to the CDO.

For more information, please contact the State Water Resources Control Board or California American Water.

WATER DISTRIBUTION SYSTEM: CAL-AM

ALLOCATION DEBITED: 0.000

PERMIT TYPE: New Connection (Residential)

NUMBER OF PROPOSED CONNECTIONS: 1

EXISTING LAND USE: VACANT

PROPOSED LAND USE: NEW SFD

REMARKS:



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*SITE MUST HAVE TWO (2) UHETS (0.8 GPF MAX), 2.0 GPM SHOWERHEADS, LAVATORY SINK FAUCETS MUST FLOW 1.2 GPM; ALL OTHER FAUCETS 1.8 GPM, INSTANT-ACCESS HOT WATER SYSTEMS. ALL HOT WATER PIPES SHALL BE INSULATED.

* A HE DISHWASHER, A HE CLOTHES WASHER WITH A WATER FACTOR OF 5.0 OR LESS SHALL BE INSTALLED.

*ALL LANDSCAPING MUST COMPLY WITH THE CAL. MODEL WATER EFFICIENT LANDSCAPE ORDINANCE/ LOCAL OR DISTRICT LANDSCAPE REQUIREMENTS IF MORE RESTRICTIVE.

*WEATHER-BASED IRRIGATION SYSTEM CONTROLLERS SHALL BE INSTALLED INCLUDING SOIL MOISTURE SENSORS AND A RAIN SENSOR.

*DRIP IRRIGATION SHALL BE UTILIZED FOR WATERING ALL NON-TURF IRRIGATED; IRRIGATION SYSTEMS SHALL OPERATE WITH AT LEAST 75 PERCENT EFFICIENCY.

*SEPARATE WATER SUPPLY LINES AFTER THE WATER METER TO SUPPLY FIRE SUPPRESSION SERVICE AND DOMESTIC SERVICE REQUIRED.

OWNER SHALL HAVE CAW WATER METER INSTALLED WITHIN NINETY (90) DAYS OF THE CONCLUSION OF A CONNECTION MORATORIUM

<u>Fixtures</u>	<u>No of Existing Fixtures</u>	<u>No of Post Project Fixtures</u>	<u>Fixture Unit Value</u>	<u>Existing Capacity</u>	<u>Post Project Capacity</u>
Washbasin (lavatory sink)	0.000	1.000 x	1.00000 =	0.000	1.000
Master Bathroom:1st Washbasin of Two	0.000	1.000 x	1.00000 =	0.000	1.000
Master Bathroom:2nd Washbasin of Two	0.000	1.000 x	0.00000 =	0.000	0.000
Toilet, Ultra High Efficiency (UHET) (0.8 gallon maximum)	0.000	2.000 x	0.80000 =	0.000	1.600
Standard Bathtub or Shower Stall (One Showerhead)	0.000	1.000 x	2.00000 =	0.000	2.000
Kitchen Sink with adjacent High Efficiency Dishwasher	0.000	1.000 x	1.50000 =	0.000	1.500
Clothes Washer, High Efficiency (Water Factor of 5.0 or less)	0.000	1.000 x	1.00000 =	0.000	1.000
Outdoor Water Uses (new Connection only)	0.000	1.000 x	1.00000 =	0.000	1.000

MONTEREY PENINSULA

 WATER
 MANAGEMENT DISTRICT

5 Harris Court, Building G, Monterey, CA 93940 – P.O. Box 85, Monterey, CA 93942-0085
 831-658-5601 -- Fax 831-644-9558 -- www.mpwmd.dst.ca.us -- www.montereywaterinfo.org

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CONTACT MPWMD (831) 658-5601 FOR REQUIRED FINAL INSPECTION

Instant Access Hot Water
System(Fixture Credit)

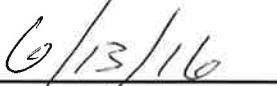
	Total (AF)	0.000	0.091
<i>Available Jurisdiction (AF):</i>	0.000	Credited WUP (AF):	0.000
<i>Available WUC (AF):</i>	0.100	Credited WUC (AF):	0.000
<i>Available WUP (AF):</i>	0.000	Proposed Water Usage (AF):	0.091
<i>Available On-Site (AF):</i>	0.000		

<u>Fee Description</u>	<u>Fixture Rate</u>	<u>Quantity</u>	<u>Fees</u>
Processing Fee (Residential per Dwelling)			210.00
Deed Restriction/Recording Fee(1st Page)			42.00
Deed Restriction/Recording (Addtl Pages)			9.00
Courier Fees			14.00
Recording Copy Page			4.00
Deed Restriction Prep.			105.00
Document Image Fee			6.00
Deed Restriction Notary Page			6.00
Total			396.00

The Monterey Peninsula Water Management District issues this permit for the above project. This permit constitutes your receipt for the total fees shown. This permit may be revoked or other penalties imposed upon discovery of any substantial inaccuracy with respect to the referenced application or if water fixtures are added or changes in water use occur on this site without amendment of the water permit.



 Signature of Property Owner / Agent



 Date

Note:



5 Harris Court, Building G, Monterey, CA 93940 – P.O. Box 85, Monterey, CA 93942-0085

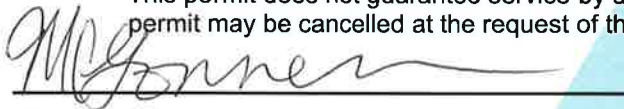
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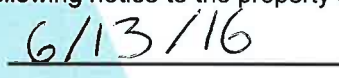
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CONTACT MPWMD (831) 658-5601 FOR REQUIRED FINAL INSPECTION

This permit does not guarantee service by any water company, public utility, or municipal water agency. This permit may be cancelled at the request of the jurisdiction following notice to the property owner.



MPWMD Delegated Agent



Date

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT RESIDENTIAL WATER RELEASE FORM AND WATER PERMIT APPLICATION

NOTE: When approved and signed by the jurisdictions, this form must be submitted with final and complete Construction Plans to:

Monterey Peninsula Water Management District Permit Office
5 Harris Court, Bldg. G ♦ Monterey, CA 93940 ♦ (831) 658-5601 ♦ www.mpwmd.net ♦ Fax (831) 644-9558
Completing the Water Release Form & Water Permit Application does not guarantee issuance of a Water Permit.

ALL SPACES BELOW MUST BE COMPLETED OR THE APPLICATION MAY NOT BE PROCESSED. (Please print firmly)

1. OWNERSHIP INFORMATION:

Name: DALE HOGAN FAMILY TRUST
Daytime telephone: 831 421-9564
Mailing Address: 1512 ROCK HAVEN DR
MOJESTO, CA 93945356

2. AGENT/REPRESENTATIVE INFORMATION:

Name: DAVID PREW
Daytime telephone: 620-2090
Mailing Address: 177 WEBSTER ST
4201 MONTECITO, CA 93940

3. PROPERTY INFORMATION:

What year was the house constructed? _____ Existing Square-footage _____ Proposed Square-footage 1798
Address: 150 SEAFOAM Assessor Parcel Number 011 - 462 - 039
Is a water meter needed? (Circle one) YES NO If yes, how many meters are requested? _____
Water company serving parcel: CAL AM Account Number: _____

NOTE: Separate water meters are required for each User. Residential uses require separate meters for all auxiliary housing that includes a kitchen.

4. PROJECT DESCRIPTION (Be thorough and detailed):

NEW SFD W 1.5 BATH

5. INSTRUCTIONS: Table #1 should list the fixtures on the property as they exist before the project. Table #2 should reflect all fixtures on the property after the project is completed. Only one Master Bathroom can be designated per dwelling unit.

Table No. 1 Existing Property Fixture Count
(All fixtures before project)

Type of Fixture	Fixture	Value	Count
Washbasin	x	1.0	=
Two Washbasins in the Master Bathroom*	x	1.0	=
Toilet, Ultra Low-Flush (1.6 gallons-per-flush)	x	1.8	=
Toilet, High Efficiency (HET)	x	1.3	=
Toilet, Ultra High Efficiency (UHET)	x	0.8	=
Urinal, High Efficiency (HEU) (0.5 gallon-per-flush)	x	0.5	=
Zero Water Consumption Urinal*	x	0.0	=
Masterbath (one per Dwelling): Tub & Separate Shower*	x	3.0	=
Large Bathtub (may have Showerhead above)	x	3.0	=
Standard Bathtub or Shower Stall (one showerhead)	x	2.0	=
Shower, each additional fixture (heads, body spray)	x	2.0	=
Shower system, Rain Bars or Custom Shower (specs)	x	2.0	=
Kitchen Sink (with optional Dishwasher)	x	2.0	=
Kitchen Sink with High Efficiency Dishwasher	x	1.5	=
Dishwasher, each additional (with optional sink)	x	2.0	=
Dishwasher, High Efficiency (with opt. sink)	x	1.5	=
Laundry Sink/Utility Sink (one per Site)	x	2.0	=
Clothes Washer	x	2.0	=
Clothes Washer, (HEW) 5.0 water factor or less	x	1.0	=
Bidet	x	2.0	=
Bar Sink	x	1.0	=
Entertainment Sink	x	1.0	=
Vegetable Sink	x	1.0	=
Swimming Pool (each 100 sq-ft of pool surface)	x	1.0	=
Other	x	=	=
Other	x	=	=
Other	x	=	=
Other	x	=	=

* Use this fixture count if a previous Permit was issued under Ordinance 80 to utilize the Master Bathroom Credit. (Tub may be large.) See District staff for more information.

Table No. 2 Post Project Fixture Count
(All fixtures after project)

Type of Fixture	Fixture	Value	Count
Washbasin	1	x 1.0	= 1.0
Two Washbasins in the Master Bathroom	1	x 1.0	= 1.0
Toilet, Ultra Low-Flush (1.6 gallons-per-flush)		x 1.8	=
Toilet, High Efficiency (HET)		x 1.3	=
Toilet, Ultra High Efficiency (UHET)	2	x 0.8	= 1.6
Urinal, High Efficiency (HEU) (0.5 gallon-per-flush)		x 0.5	=
Zero Water Consumption Urinal*		x 0.0	=
Masterbath (one per Dwelling): Tub & Separate Shower		x 3.0	=
Large Bathtub (may have Showerhead above)		x 3.0	=
Standard Bathtub or Shower Stall (one showerhead)	1	x 2.0	= 2.0
Shower, each additional fixture (heads, body spray)		x 2.0	=
Shower system, Rain Bars or Custom Shower (specs)		x 2.0	=
Kitchen Sink (optional dishwasher)		x 2.0	=
Kitchen Sink with High Efficiency Dishwasher	1	x 1.5	= 1.5
Dishwasher, each additional (optional sink)		x 2.0	=
Dishwasher, High Efficiency (with opt. sink)		x 1.5	=
Laundry Sink/Utility Sink (one per Site)		x 2.0	=
Clothes Washer		x 2.0	=
Clothes Washer, (HEW) 5.0 water factor or less	1	x 1.0	= 1.0
Bidet		x 2.0	=
Bar Sink		x 1.0	=
Entertainment Sink		x 1.0	=
Vegetable Sink		x 1.0	=
Instant-Access-Hot-Water System (fixture credit)		x <0.5>	=
New Connection - Refer to District Rule 24-A5 "Exterior Residential Water Demand Calculations"		x	= 1.0
Subtotal proposed fixtures		=	=
Swimming Pool (each 100 sq-ft of pool surface)		x 1.0	=

EXISTING FIXTURE UNIT COUNT

TOTAL = 10.0

PROPOSED FIXTURE UNIT COUNT

TOTAL = 9.1

DEED RESTRICTION REQUIRED FOR ALL WATER PERMITS - PERMIT PROCESS MAY TAKE UP TO THREE WEEKS

In completing the Water Release Form, the undersigned acknowledges that any discrepancy or mistake may cause rejection or delay in processing of the application. Additionally, the undersigned is responsible for accurately accounting for all water fixtures. If the fixture unit count changes without notification to the District, or if a difference in fixtures is documented upon official inspection, Water Permits for the property may be canceled. In addition, water fixtures installed without a Water Permit may be cause for interruption of the water service to the Site, additional fees and penalties, the imposition of a lien on the property, and deduction of water from the local Jurisdiction's Allocation. The property owner/Applicant is required to notify the District and provide Construction Plans as appropriate for each change in the Project made prior to use or occupancy that may affect the Project's Capacity to use water.

6. I certify, under penalty of perjury, that the information provided on this Water Release Form & Water Permit Application is to my knowledge correct, and the information accurately reflects water use presently planned for this property.

Signature of Owner/Agent: [Signature] Date: 6/7/16 Location Where Signed: _____
Print Name: DAVID PREW File or Plan Check Number: B16-0264

AUTHORIZATION FOR WATER PERMIT - JURISDICTION USE ONLY

AF Paralta Allocation _____ AF Public Credits _____ AF Second Bathroom Protocol _____
AF Pre-Paralta Credits _____ WDS (Private Well) _____ Water Entitlement No water needed

Notes: _____ Authorized by: [Signature] Date: 6-8-16

This form expires one year from date of authorization for this project by the jurisdiction.

White copy-MPWMD

Yellow copy-applicant

Pink copy-jurisdiction



JUN 08 2016

Sub-Metering Application (District Rule 23-A-1-i)

District Rule 23-A-1-i authorizes the use of sub-meters to record water consumption between an existing Connection and the water User in certain cases where installation of individual water meters by the water utility is not possible (e.g. during a moratorium or when there are Special Circumstances). Sub-metering are in-line meters between the main water meter and the end user when there is no Intensification of Use (i.e., the Site is utilizing On-Site Water Credit, Water Use Credits, or a Public Water Credit Allocation), or where the Board determines there are Special Circumstances that merit a variance to the requirement that a water meter maintained by the Water Distribution System Operator be installed for each User. **This application must be submitted along with an approved and signed Water Release Form and Water Permit Application with final and complete Construction Plans to Monterey Peninsula Water Management District.**

1. OWNERSHIP INFORMATION:

Name: DALE HAGAN TRUST

Daytime Telephone: 621-9564

Mailing Address: 1512 ROCKHAVEN DR
MODESTO, CA 95356

2. AGENT/REPRESENTATIVE INFORMATION:

Name: DAVID FREW

Daytime Telephone: 620-2080

Mailing Address: 177 WEBSTER ST
#201 MONTEREY, CA 93940

3. PROPERTY INFORMATION:

Address: 150 SEAFOAM MONT.
149 SPRAY MONT.

Assessor's Parcel Number(s) 011 - 462 039 000

Assessor's Parcel Number(s) 011 - 462-012-000

Property Type: Single-Family Dwelling Multi-Family Dwelling Non-Residential Mixed-Use

How many existing Connections on Site? 1

How many Sub-meters are requested? 1

Existing Connection Account Number(s): _____

NOTE: Separate Connections are required for each new User.

Sub-Metering Conditions of Approval – Applicant acknowledges and agrees to the following conditions:

- | | |
|--|---|
| <p>1. Construction Plans shall demonstrate location of future Cal-Am meters. The location where lines will be installed and location of sub-meters must also be identified on Construction Plans.</p> <p>2. Water lines shall be installed and sub-meters shall be near final Cal-Am meter location to prevent problems with crossing property lines, tearing up hardscapes, etc. in the future.</p> <p>3. Owner(s) shall have Cal-Am water meters installed for each User within ninety (90) days of the conclusion of a Connection moratorium.</p> <p>4. Conditions of Approval for sub-metering are recorded on the title of the property and the conditions are applicable to all future owner(s) of the Site by deed restriction.</p> | <p>5. The installation of a water meter managed by the water purveyor is required at the time a moratorium is removed unless a variance has been approved by the MPWMD Board.</p> <p>6. Sub-metering conditions should be included in CCRs (covenants, conditions, and restrictions) on any multi-unit individually owned property (if applicable).</p> <p>7. Owner(s) must notify MPWMD if new Assessor's Parcel Numbers are assigned to the sub-metered Site and a new deed restriction will be recorded.</p> <p>8. Owner(s) is responsible for reporting sub-meter use and occupant information at each Water Year (September 30) or within thirty (30) days of a change in tenancy.</p> <p>9. Owner(s) shall provide additional information and monthly reporting during water Rationing.</p> |
|--|---|

I certify, under penalty of perjury, that the information provided on this Sub-Metering Application is to my knowledge correct, and the information accurately reflects existing User(s) on the Site.

David Frew
 Signature of Owner/Agent

6/7/16
 Date

 Location Where Signed

DAVID FREW
 Print Name



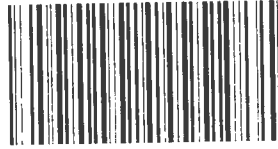
Stephen L. Vagnini
Monterey County Recorder
Recorded at the request of
Filer

CRMELISSA
6/16/2016
11:54:11

Recording Requested by:
Monterey Peninsula Water Management District

And When Recorded Mail To:
Monterey Peninsula Water Management District
Post Office Box 85
Monterey, California 93942-0085

DOCUMENT: **2016033005**



Titles: W/ Pages:	4
Fees:	30.00
Taxes:	
Other:	2.00
AMT PAID	\$32.00

**NOTICE AND DEED RESTRICTION
REGARDING LIMITATION ON USE
OF WATER ON A PROPERTY**

NOTICE IS GIVEN that the Monterey Peninsula Water Management District (hereinafter referred to as the Water Management District), duly formed as a water district and public entity pursuant to the provisions of law found at Statutes of 1977, Chapter 527, as amended (found at West's California Water Code Appendix, Chapters 118-1 to 118-901), has approved water service to the real property referenced below as "Subject Property."

NOTICE IS FURTHER GIVEN that the real property affected by this document is situated in the **City of Monterey:**

**150 SEA FOAM AVE, MONTEREY, CA 93940
{DEL MONTE BEACH MAP 1 LOT 33 BLK K}
ASSESSOR'S PARCEL NUMBER 011-462-039-000**

This real property is hereinafter referred to as the "Subject Property." The Subject Property is located within the jurisdiction of the Water Management District. **The Dale Ray Hogan Family Trust, Dated July 26, 2007**, (hereinafter referred to as "Owner(s)"), is record Owner(s) of the Subject Property.

Owner(s) and the Water Management District each acknowledge and agree that the installation and maintenance of **one High Efficiency Dishwasher with no wash cycle capable of using greater than 5.8 gallons of water, one High Efficiency Clothes Washer manufactured with a Water Factor of 5.0 or less, two Ultra High Efficiency Toilets (0.8 gallon maximum flush), and an Instant-Access Hot Water System capable of supplying hot water at any access point throughout the structure within ten seconds** are permanent requirements of the Subject Property. Owner(s) and the Water Management District further agree that the maximum permitted water use at the Subject Property is limited to supply the Potable water requirements for a **Single-Family Dwelling** consisting of:

- **1 Washbasin (lavatory sink)**
- **2 Washbasins in the Master Bathroom**
- **2 Toilets, Ultra High Efficiency (UHET) (0.8 gallon maximum)**



- **1 Standard Bathtub or Shower Stall (One Showerhead)**
- **1 Kitchen Sink with adjacent High Efficiency Dishwasher**
- **1 Clothes Washer, High Efficiency (Water Factor of 5.0 or less)**
- **1 Outdoor Water Uses (new Connection only)**
- **Reasonable outdoor water use as needed and as allowed by District rules. Automated Irrigation Systems shall be retrofitted to include a Rain Sensor.**

No water use fixtures other than those listed above have been approved or authorized for use on the Subject Property.

Owner(s) acknowledges that the installation and maintenance of the Low Water Use Plumbing Fixtures and the limitation on the water use fixtures referenced above have been voluntarily accepted as a condition of Water Permit No. **34741**, and acknowledges that this restriction is permanent and irrevocable, unless amended by the filing of a less restrictive deed restriction.

NOTICE IS FURTHER GIVEN that this agreement is binding and has been voluntarily entered into by Owner(s), and each of them, and constitutes a mandatory condition precedent to receipt of regulatory approval from the Water Management District relating to the Subject Property. This agreement attaches to the land and shall bind any tenant, successor or assignee of Owner(s).

NOTICE IS FURTHER GIVEN that present and/or future use of water at the Subject Property Site is restricted by Water Management District Rules and Regulations to the water use requirements referenced above. Any Intensification of Use on the Subject Property, as defined by Water Management District Rule 11, or any change in the quantity or type of water fixtures listed above, will require prior written authorization and a Water Permit from the Water Management District. Approval may be withheld by the Water Management District, in accord with then applicable provisions of law. Present or future Allocations of water may not be available to grant any Permit to Intensify Water Use at this Site. If any request to Intensify Water Use on the Subject Property is approved, Connection Charges and other administrative fees may be required as a condition of approval.

NOTICE IS FURTHER GIVEN that modification or Intensification of Water Use on the Subject Property that occurs without the advance written approval of the Water Management District is a violation of Water Management District Rules and may result in a monetary penalty for each offense as allowed by Water Management District Rules. Each separate day, or portion thereof, during which any violation occurs or continues without a good faith effort by the Responsible Party to correct the violation shall be deemed to constitute a separate offense. All Water Users within the jurisdiction of the Water Management District are subject to the Water Management District Rules, including Rules 11, 20, 21, 23, 24, and 110.

The Owner(s) and the Water Management District each intend that this Notice and Deed Restriction act as a deed restriction upon the Subject Property, and that it shall be irrevocable under its terms. This document shall be enforceable by the Water Management District or any public entity that is a successor to the Water Management District.



The Owner(s) elects and irrevocably covenants with the Water Management District to abide by the conditions of this Notice and Deed Restriction to enable issuance of Water Permit No. 34741. But for the limitations and notices set forth herein, approval of this Water Permit would otherwise be withheld and found to be inconsistent with the Water Management District Rules and Regulations.

This Notice and Deed Restriction is placed upon the Subject Property. Any transfer of this property, or an interest therein, is subject to this deed restriction. This Notice and Deed Restriction shall have no termination date unless amended by the filing of a less restrictive deed restriction.


If any provision of this Notice and Deed Restriction is held to be invalid, or for any reason becomes unenforceable, no other provision shall thereby be affected or impaired.

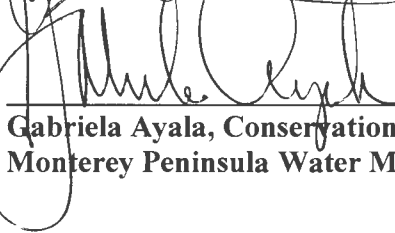
The undersigned Owner(s) agrees with and accepts all terms of this document stated above, and requests and consents to recordation of this Notice and Deed Restriction Regarding Limitation on Use of Water on a Property. The Owner(s) further agrees to notify any present and future tenant of the Subject Property of the terms and conditions of this document.

OWNER(S) agrees to recordation of this Notice and Deed Restriction in the Recorder's Office for the County of Monterey. Owner(s) further unconditionally accepts the terms and conditions stated above.

(Signatures must be notarized)

The Dale Ray Hogan Family Trust, Dated July 26, 2007

By:  _____ Dated: 6/13/2016

By:  _____ Dated: 6/14/2016
**Gabriela Ayala, Conservation Representative
Monterey Peninsula Water Management District**

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

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 the document.

State of California

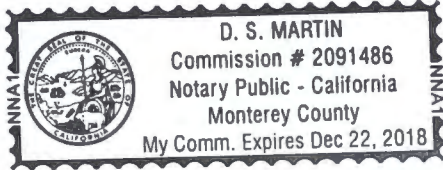
County of Monterey

On June 13, 2016, before me, D. S. Martin, Notary Public, personally appeared Ryan T. Hogan

who proved 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]
(Signature of Notary Public)

Place Notary Seal Here

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Notice and Deed Restriction Regarding Limitation of Use of Water on a Property

Document Date: 6/13/2016 Number of Pages: 3

Signer(s) Other Than Named Above: [Signature]

END OF DOCUMENT



Stephen L. Vagnini
Monterey County Recorder
Recorded at the request of
Filer

CRMELISSA
5/16/2016
11:54:11

DOCUMENT: **2016033007**

Titles: 1/ Pages: 4



Fees	30.00
Taxes	
Other	2.00
AMT PAID	\$32.00

Recording Requested by:
Monterey Peninsula Water Management District

And When Recorded Mail To:
Monterey Peninsula Water Management District
Post Office Box 85
Monterey, California 93942-0085

**NOTICE AND DEED RESTRICTION
REGARDING LIMITATION ON USE
OF WATER ON A PROPERTY
WITH SUB-METERING**

NOTICE IS GIVEN that the Monterey Peninsula Water Management District (hereinafter referred to as the Water Management District), duly formed as a water district and public entity pursuant to the provisions of law found at Statutes of 1977, Chapter 527, as amended (found at West's California Water Code Appendix, Chapters 118-1 to 118-901), has approved water service to the real property referenced below as "Subject Property."

NOTICE IS FURTHER GIVEN that the real property affected by this document is situated in the **City of Monterey:**

**150 SEA FOAM AVE, MONTEREY, CA 93940
{DEL MONTE BEACH MAP 1 LOT 33 BLK K}
ASSESSOR'S PARCEL NUMBER 011-462-039-000**

This real property is hereinafter referred to as the "Subject Property." The Subject Property is located within the jurisdiction of the Water Management District. **The Dale Ray Hogan Family Trust, Dated July 26, 2007**, (hereinafter referred to as "Owner(s)"), is record Owner(s) of the Subject Property.

Owner(s) and the Water Management District each acknowledge and agree that a **Single-Family Dwelling** on the Subject Property shall be supplied water by an existing California American Water Company Connection on the site and that each individual User shall have a separate Water Meter (sub-meter) installed in the supply line to that User. Owner(s) shall have California American Water Company Water Meters installed for each User within ninety (90) days of the conclusion of a Connection moratorium.

Once sub-meters are approved for use at the Subject Property, they must remain in place. The sub-metering is allowed pursuant to Water Management District Rule 23-A-1-i, and remains a requirement of the Subject Property as a condition of Water Permit No. **34741**.



Owner(s) shall provide the General Manager at the conclusion of each Water Year (September 30), or within thirty (30) days of a change in tenancy, the individual monthly consumption for each User. Owner(s) shall provide additional information and monthly reporting shall be provided during water Rationing.

Owner(s) acknowledges that the conditions allowing sub-metering for each User has been voluntarily accepted as a condition of Water Permit No. **34741** and is permanent and irrevocable, unless amended by the removal of this deed restriction.

NOTICE IS FURTHER GIVEN that the installation of sub-metering has been approved or authorized pursuant to Water Management District Rule 23-A-1-i and includes each and every condition contained therein. Conclusion of a Connection moratorium shall require installation of separate Water Meters maintained by the Water Distribution System Operator for each sub-metered User(s).

NOTICE IS FURTHER GIVEN that this agreement is binding and has been voluntarily entered into by Owner(s), and constitutes a mandatory condition precedent to receipt of regulatory approval from the Water Management District relating to the Subject Property. This agreement attaches to the land and shall bind any tenant, successor or assignee of Owner(s).

NOTICE IS FURTHER GIVEN that this deed restriction and the conditions herein apply to the Assessor's Parcel Number(s) where the Project supplied by the sub-meter is located and to the Assessor's Parcel Number served by the Connection. At such time as a new Assessor's Parcel Number is assigned to the sub-metered Site, the Owner shall notify the Water Management District and a new deed restriction shall be recorded.

NOTICE IS FURTHER GIVEN that present and/or future use of water at the Subject Property Site is restricted by Water Management District Rules and Regulations to the water use requirements referenced above. Any action requiring a Water Permit as described in Water Management District Rule 20, will require prior written authorization and a Permit from the Water Management District. Approval may be withheld by the Water Management District, in accord with then applicable provisions of law. Present or future Allocations of water may not be available to grant any Permit to Intensify Water Use at this site. If any request to Intensify Water Use on the Subject Property is approved, Connection Charges (Capacity Fees) and other administrative fees may be required as a condition of approval.

NOTICE IS FURTHER GIVEN that modification or Intensification of Water Use on the Subject Property that occurs without the advance written approval of the Water Management District is a violation of Water Management District Rules and may result in a monetary penalty for each offense as allowed by Water Management District Rules. Each separate day, or portion thereof, during which any violation occurs or continues without a good faith effort by the Responsible Party to correct the violation shall be deemed to constitute a separate offense. All Water Users within the jurisdiction of the Water Management District are subject to the Water Management District Rules, including Rules 11, 20, 21, 23, 24, and 110.

The Owner(s) and the Water Management District each intend that this Notice and Deed



Restriction act as a deed restriction upon the Subject Property, and that it shall be irrevocable under its terms. This document shall be enforceable by the Water Management District or any public entity that is a successor to the Water Management District.

The Owner(s) elects and irrevocably covenants with the Water Management District to abide by the conditions of this Notice and Deed Restriction to enable issuance of Water Permit No. **34741**. But for the limitations and notices set forth herein, approval of this Water Permit would otherwise be withheld and found to be inconsistent with the Water Management District Rules and Regulations.

This Notice and Deed Restriction is placed upon the Subject Property. Any transfer of this property, or an interest therein, is subject to this deed restriction. This Notice and Deed Restriction shall have no termination date unless amended by the filing of a less restrictive deed restriction.

If any provision of this Notice and Deed Restriction is held to be invalid, or for any reason becomes unenforceable, no other provision shall thereby be affected or impaired.

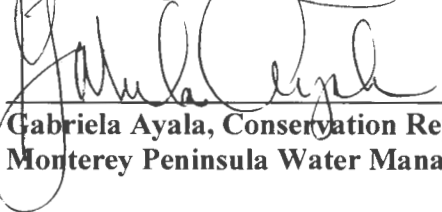
The undersigned Owner(s) agrees with and accepts all terms of this document stated above, and requests and consents to recordation of this Notice and Deed Restriction Regarding Limitation on Use of Water on a Property with Submetering. The Owner(s) further agrees to notify any present and future tenant of the Subject Property of the terms and conditions of this document.

OWNER(S) agrees to recordation of this Notice and Deed Restriction in the Recorder's Office for the County of Monterey. Owner(s) further unconditionally accepts the terms and conditions stated above.

(Signatures must be notarized)

The Dale Ray Hogan Family Trust, Dated July 26, 2007

By:  Dated: 6/13/16
Ryan T. Hogan, Trustee

By:  Dated: 6/14/2016
**Gabriela Ayala, Conservation Representative
Monterey Peninsula Water Management District**

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

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 the document.

State of California

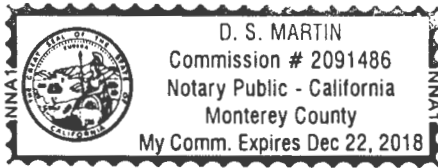
County of Monterey

On June 13, 2016, before me, D. S. Martin, Notary Public, personally appeared Ryan T. Hogan

who proved 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]
(Signature of Notary Public)

Place Notary Seal Here

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Sub Metering

Document Date: 6/13/2016 Number of Pages: _____

END OF DOCUMENT



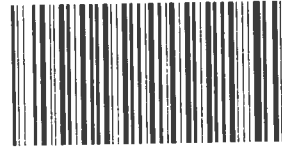
Stephen L. Vagnini
Monterey County Recorder
Recorded at the request of
Filer

CRMELISSA
6/16/2016
11:54:11

Recording Requested by:
Monterey Peninsula Water Management District

And When Recorded Mail To:
Monterey Peninsula Water Management District
Post Office Box 85
Monterey, California 93942-0085

DOCUMENT: 2016033006



Titles: 1/ Pages: 3

Fees	27.00
Taxes	
Other	2.00
AMT PAID	\$29.00

**NOTICE AND DEED RESTRICTION
PROVIDE PUBLIC ACCESS TO
WATER USE DATA**

NOTICE IS GIVEN that the Monterey Peninsula Water Management District (hereinafter referred to as the Water Management District), duly formed as a water district and public entity pursuant to the provisions of law found at Statutes of 1977, Chapter 527, as amended (found at West's California Water Code Appendix, Chapters 118-1 to 118-901), has approved water service to the real property referenced below as "Subject Property."

NOTICE IS FURTHER GIVEN that the real property affected by this agreement is situated in the **City of Monterey:**

**150 SEA FOAM AVE, MONTEREY, CA 93940
{DEL MONTE BEACH MAP 1 LOT 33 BLK K}
ASSESSOR'S PARCEL NUMBER 011-462-039-000**

This real property is hereinafter referred to as the "Subject Property." The Subject Property is located within the jurisdiction of the Water Management District. **The Dale Ray Hogan Family Trust, Dated July 26, 2007**, (hereinafter referred to as "Owner(s)"), is record Owner(s) of the Subject Property.

NOTICE IS FURTHER GIVEN that Owner(s), and each of them, irrevocably grant to the Water Management District, the right to access and disseminate to the public-at-large any and all information relating to delivery and/or use of water from any and all sources, including but not limited to private Wells, municipal systems and/or Public Utilities such as the California-American Water Company on the Subject Property.

NOTICE IS FURTHER GIVEN that all water use data relating to delivery and/or use of water on the Subject Property shall be publicly disclosed.

NOTICE IS FURTHER GIVEN that this agreement is binding and has been entered into by Owner(s), and each of them, and constitutes a mandatory condition precedent to receipt of regulatory approval from the Water Management District relating to the Subject Property. This agreement attaches to the land and shall bind any tenant, successor or assignee of Owner(s). The agreement to release water use data shall bind future property owners and/or tenants to the same extent it binds the



current Owner(s) and each is deemed to have waived any right to privacy to the release of this data for the duration of this restriction.

The Owner(s) and the Water Management District each intend that this Notice and Deed Restriction act as a deed restriction upon the Subject Property, and that it shall be irrevocable during all times that water use data are disclosable under its terms. This document shall be enforceable by the Water Management District or any public entity that is a successor to the Water Management District.

The Owner(s) elects and irrevocably covenants with the Water Management District to abide by the conditions of this Notice and Deed Restriction to enable issuance of Water Permit No. 34741. But for the limitations and notices set forth herein, approval of this Water Permit would otherwise be withheld and found to be inconsistent with the Water Management District Rules and Regulations.

This Notice and Deed Restriction is placed upon the Subject Property. Any transfer of this property, or an interest therein, is subject to its terms.

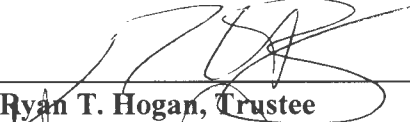
If any provision of this Notice and Deed Restriction is held to be invalid, or for any reason becomes unenforceable, no other provision shall thereby be affected or impaired.

The undersigned Owner(s) agrees with and accepts all terms of this document stated above, and requests and consents to recordation of this Notice and Deed Restriction Provide Public Access to Water Use Data. The Owner(s) further agrees to notify any present and future tenant of the Subject Property of the terms and conditions of this document.

OWNER(S) agrees to recordation of this Notice and Deed Restriction in the Recorder's Office for the County of Monterey. Owner(s) further unconditionally accepts the terms and conditions stated above.

(Signatures must be notarized)

The Dale Ray Hogan Family Trust, Dated July 26, 2007

By:  _____ Dated: 6/13/16

By:  _____ Dated: 6/14/2016
**Gabriela Ayala, Conservation Representative
Monterey Peninsula Water Management District**

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

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 the document.

State of California

County of Monterey

On June 13, 2016, before me, D. S. Martin, Notary Public, personally appeared Ryan T. Hogan

who proved 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]
(Signature of Notary Public)

Place Notary Seal Here

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Notice and Deed Restriction Provide Public Access to Water Use Data.

Document Date: 6/13/2016 Number of Pages: 2

Signer(s) Other Than Named Above: [Signature]

END OF DOCUMENT