Yucaipa Valley Water District

Workshop Memorandum 12-080

Date: **April 10, 2012**

Subject: **Denial of Claim Related to Dirty Water at 378 Sandalwood Drive, Calimesa**

On February 21, 2012, the Yucaipa Valley Water District received a claim from Bill DeSilva in the amount of $63.73 for the cost of a water filter and Brita Slim Pitcher for his residence located at 378 Sandalwood Drive, Calimesa. The claim states that in early February, the District crews dislodged mud and silt in the water main that impacted the residential water system, making the water unsuitable for drinking. Mr. De Silva claims damages for the purchase of a refrigerator water filter and a Brita slim pitcher.

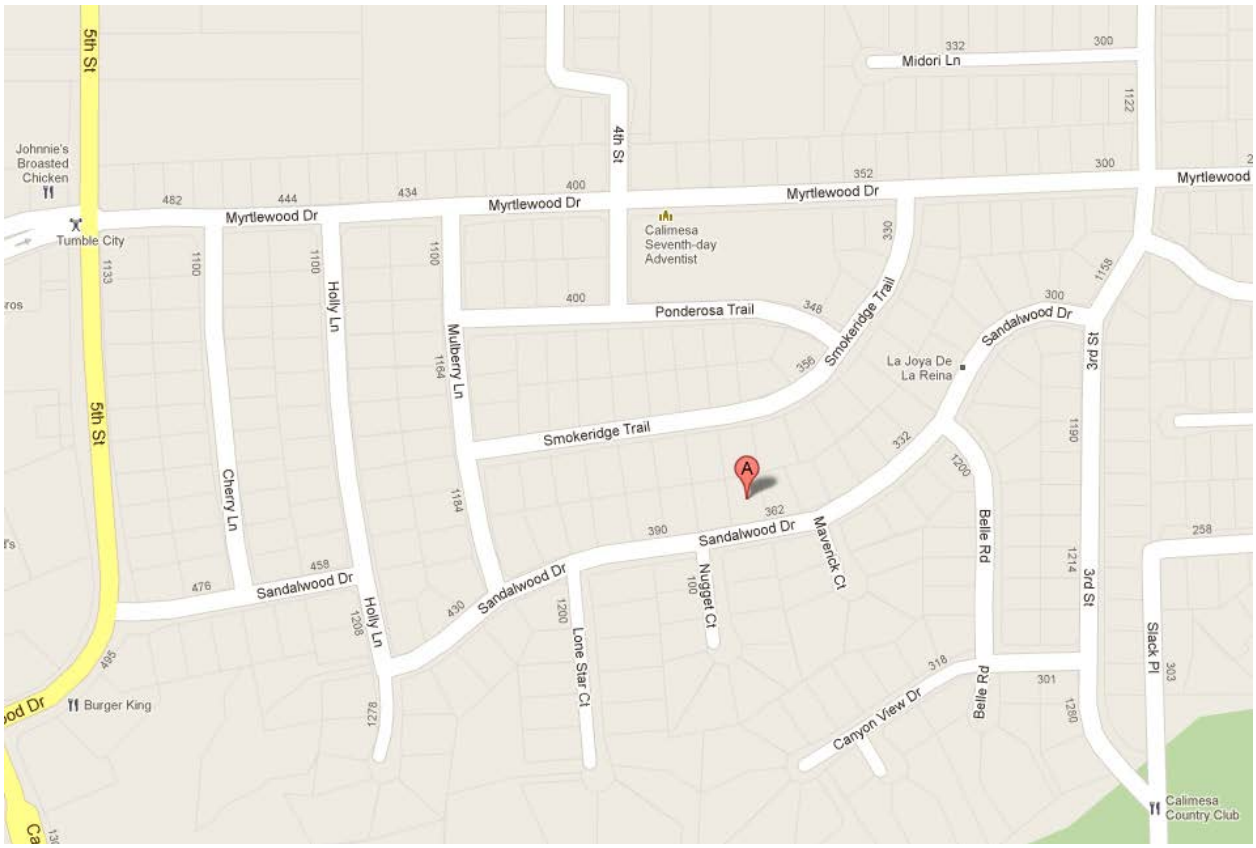
The District staff was working on pipelines in the area prior to the date of the claimed incident. District staff met with Mr. DeSilva on February 14th and also spoke with a couple of the neighbors. A few of the neighbors mentioned some dirty water which they flushed from their house plumbing by running the water for a short time.

There appears to be evidence that dirt and sand within the distribution system in this area may have been stirred up, mostly likely by increased flow velocities and/or changes in direction of the pipe flows due as a result of changes on the water system.

Most water systems, especially those supplied by groundwater wells, will experience some sediment and deposits in the distribution system no matter how well the water production sources and distribution system are operated and maintained. Additionally, the groundwater sources will naturally contain minerals such as calcium, magnesium, barium, iron, manganese, strontium and zinc which will increase the hardness and in some cases cause discoloration of the drinking water supply. Even with the safe and low concentrations of these minerals in the water supply, the District takes steps to minimize any aesthetic issues by routinely flushing the water mainlines to maintain clean and fresh water supplies throughout the service area.

While Mr. DeSilva may have incurred some temporary inconvenience due to particles being stirred up within the distribution system during the routine operational and maintenance activities, this is not an uncommon situation that could have been remedied by running the water for a short time to flush his system. Therefore, District staff recommends denial of the claim.

Location of subject property:



Yucaipa Valley Water District
12770 Second Street • P.O. Box 458 • Yucaipa, CA 92399 • (714) 797-5000

RECEIVED
FEB 21 2012
YUCAIPA VALLEY WATER DISTRICT

CLAIM FOR DAMAGES
TO PERSON OR PROPERTY

INSTRUCTIONS

1. Claims for death, injury to person or to personal property must be filed not later than six months after the occurrence. (Gov. Code Sec. 911.2)
2. Claims for damages relating to any other cause of action must be filed not later than 1 year after the occurrence. (Gov. Code Sec. 911.2)
3. Read entire claim before filing.
4. See Page 2 for diagram upon which to locate place of accident.
5. This claim form must be signed on page 2 at bottom.
6. Attach separate sheets, if necessary, to give full details. SIGN EACH SHEET.
7. Claim must be filed with Board Secretary.

Name of Claimant
BILL DESILVA

Home Address of Claimant: 378 SANDALWOOD DR. City and State: CHINO HILLS

Home Telephone Number: 795-2770 / Business Telephone Number: 909-641-2187

Business Address of Claimant: SAME City and State.

Give address to which you desire notices or communications to be sent regarding this claim:
SAME

When did DAMAGE or INJURY occur?

Date: AFTERNOOD 2/09 THRU 2/10 AND BEYOND
Time:

How did DAMAGE or INJURY occur? Give full particulars.
YOUR WORKERS DISLODGED MUD/SILT IN MAIN THAT CONTAMINATED MY SYSTEM

Where did DAMAGE or INJURY occur? Describe fully, and locate on diagram on reverse side of this sheet. Where appropriate, give street names and addresses and measurements from landmarks:

What particular ACT or OMISSION do you claim caused the injury or damage? Give names of District employees causing the injury or damage, if known: UNABLE TO DRINK BROWN WATER DUE TO YOUR ERRORS

What DAMAGE or INJURIES do you claim resulted? Give full extent of injuries or damages claimed: REPLACE FILTER IN REFRIDGERATOR BY BRITA FILTER FOR DOMESTIC WATER.

What AMOUNT do you claim on account of each item of injury or damage as of the date of presentation of this claim, giving basis of computation:

$63.73

Give ESIMATED AMOUNT as far as known, that you claim on account of each item of prospective injury or damage, giving basis of computation:

Name and address of Witnesses, Doctors and Hospitals

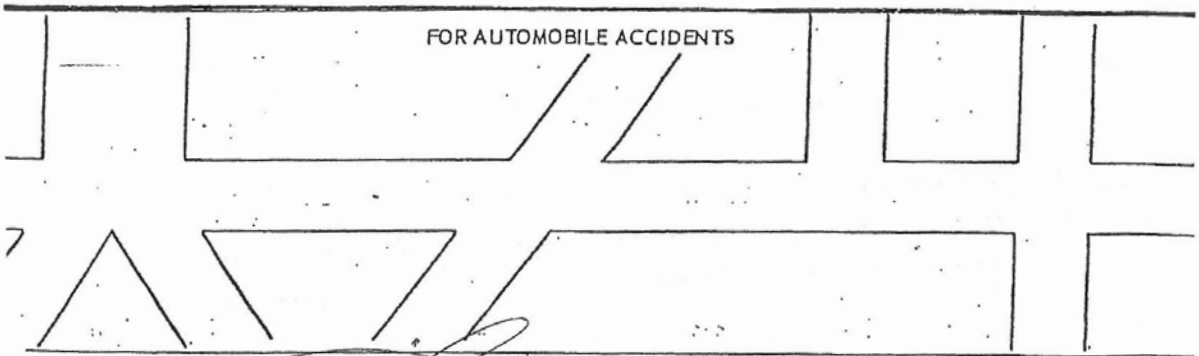
READ CAREFULLY

For all accident claims place on following diagram names of streets, including North, East, South, and West: indicate place of accident by "X" and by showing house numbers of distances to street corners.

If District Vehicle was involved, designate by letter "A" location of District vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw District vehicle: location of District vehicle at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of impact by "X".

NOTE: If diagrams below do not fit the situation, attach hereto a proper diagram signed by claimant.

FOR AUTOMOBILE ACCIDENTS



Signature of Claimant or person filing on his, if giving relationship to Claimant:	Typed Name	Date
	BILL DESIRUA	2/14/12

NOTE: Presentation of a false claim is a felony (Cal. Pen. Code Sec. 72)

CLAIMS MUST BE FILED WITH BOARD SECRETARY

Billy

From: <CustomerService@PartSelect.com>
Date: Friday, February 10, 2012 5:51 PM
To: <desilva@empirenet.com>
Subject: Your order with PartSelect.com (Order #3649491)

PartSelect.com

Thank you for ordering from PartSelect.com!

Important information about cancellations and returns is at the bottom of this message. Your purchase information appears below.

Order Number:	3649491
Shipping To:	William DeSilva 378 Sandalwood Dr Calimesa, CA 92320
Subtotal:	$45.25
Shipping Cost:	$7.49
Tax:	$0.00
Order Total:	**$52.74**

ITEM NUMBER	DESCRIPTION	AVAILABILITY	SHIPPING METHOD	UNIT PRICE	QUANTITY	EXTENDED PRICE
PS503621	Water Filter	In Stock	FedEx Ground (3-5 Business Days)	$45.25	1	$45.25

You can check the status of your order, cancel this order before 2/13/2012 9:00:00 AM (Eastern time) or return any of these items by going to: Customer Inquiry or by visiting PartSelect.com and clicking on the "Check Your Order Status" link.

Questions? Call us: 1-888-895-1535 (toll-free).

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STATER BROS.

Where You "Always"

"GET MORE...FOR LESS"

Calimesa
(909) 795-2224
******* MANAGER *******
Robert Manzano
Store # 71

Cashier: Jessica R

02/10/12 10:49:16

SB WTR DRKNG 2.5GL		2.49 F
+CA REDEMP VA		.10 F
AQUAFINA WATER		.99 F
YOU JUST SAVED	.60	
+CA REDEMP VA		.10 F
AQUAFINA WATER		.99 F
YOU JUST SAVED	.60	
+CA REDEMP VA		.10 F
BRITA SLIM PITCHER		10.99 T
YOU JUST SAVED	2.00	
TOPCARE GAS RELIEF		6.59 T
5 HOUR ENERGY BRY		2.69 T
5 HOUR ENERGY BRY		2.69 T
5 HOUR ENERGY BRY		2.69 T
BANANAS*		1.50 F
2.17 lb @ .69 / lb		
APPLE-GRANNY SMIT*		1.75 F
1.10 lb @ 1.59 / lb		
SUBTOTAL		33.67
TOTAL TAX		1.99
TOTAL DUE		35.66
Debit Card TENDER		35.66

CASH CHANGE .00

Number OF ITEMS 13

SAVINGS TOTAL

$tater $avers / E-Coupons	3.20
YOU JUST SAVED Without A Card!	3.20

Stater Bros.
Your HOMETOWN Grocer!

****
Stater Bros. Market
Store # 71
***** Electronic Payment Activity ****
Purchase $ 35.66

	PIN Used
Debit Card	#SXXXXXXXXXXXX5225
Auth # 901972	Payment from primary
Lane # 04	Cashier # 80
02/10/12 10:49	Ref/Seq # 046188
EPS Sequence	# 046188

****
02/10/12 Oper # 80 Trx # 1
10:49:52 Term # 4 Store # 71
****
PLEASE RETAIN RECEIPT FOR ALL REFUNDS

PICTURE OF TOILET TANK AS SEEN BY JOE DESALLIERS, YOUR SUPERVISOR.

THE TWO WHITE STREAKS ARE WHERE I RAN MY FINGERS THRU THE DEPOSITS.

THIS RUST CONTAMINATED MY WHOLE SYSTEM.

THE ENCLOSED RECEIPTS DO NOT INCLUDE MY TIME FOR DRAINING WATER HEATER. OR MY INCREASE WATER USE TRYING TO FLUSH SYSTEM

2/14/12