

DEPT OF PUBLIC SERVICE  
RECEIVED

OCT 09 2008

Water Rates Section

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DEPT. PUBLIC SERVICE

2008 OCT -3 PM 12: 52

CONSUMER SERVICES  
NEW YORK CITY

October 1, 2008

State of NY Department of Public Service  
90 Church Street  
New York, New York 10007-2919

Re: Windover Water Works - 08-W-1349

ATTN: Jaclyn A. Brillling, Secretary

Dear Ms. Brillling:

In 1981 my wife and I purchased 607 "E" Larkin Road, which included the main water meter for our property and 7 individually owned homes. Before closing on this property, the bank required the seller to install water meters on the individual properties. Each homeowner purchased their own water meter; some were used and some were new; that was 27 years ago. Since the Town of Evans would only read the main meter, the responsibility of reading all meters and billing the customers fell in my lap. Some meters were installed under the homes in dirt, crawl spaces and some were installed vertically, which is incorrect. With such old meters and incorrectly installed, we are told the readings are likely incorrect. With the help of the PSC, a Tariff schedule was set up to assist with the billing, cover lost water charges, bills in arrears and service fees. An escrow account was set up to cover broken lines and other maintenance projects in the amount of \$400.

The PSC gave the people an opportunity to update this system with fire protection and new lines, but only 1/2 of the homeowners were interested. We were hoping that the Town of Evans could take over this aging water system, but without major improvements, they declined so the customers continue to pay for insurance and service fees. The Town of Evans now states our main water pit cannot be on private property and will install a new pit next to a town road with an updated meter that is accurate than the original meter in the main pit that is 41 years old.

Now that I am in my sixties, I can no longer crawl under houses and into crawl spaces to read meters. Windover Water would like to install new meters with remote access outside of the homes. We are submitting our proposal to water companies to read the meters and invoice the customers, but no company is interested due to old meters and their locations.

Bonnie and I would like to retire and spend winters in the south and therefore, give the billing of this water company to someone else.

I am enclosing some pictures of deteriorating water lines and corrosion buildup that were taken during the latest repair on 9/15/08 in our meter pit. We would like you to share these pictures with the PSC. Bruce Alch, Jack Aganski, Rosanne and Joanne Green from the PSC are well aware of the whole water situation.

With all said, Windover would like to request an increase for the escrow maintenance account to \$1500.00 for new meters and any emergency repairs and added to our present Tariff schedule.

Thank you,

A handwritten signature in cursive script, appearing to read "John Mulawka".

JOHN MULAWKA  
Windover Water Works  
607 Larkin Road  
Derby, NY 14047  
(716)549-5984

**DIEFENBACH WATER SYSTEMS**

*Dave Diefenbach Sales & Service, Inc.*

*1373 Stebbins Road*

*Silver Creek, New York 14136*

*(716) 934-3033 FAX(716) 934-2279*

**ESTIMATE**

DATE: September 15, 2008

TO John Mulawka  
Windover Water Works  
9386 Lakeshore Rd  
Angola, New York 14006

PHONE: 549-5984  
CP 534-0107

JOB SITE: 607 Larkin Rd

**SCOPE OF WORK: REPLACE WATER METERS AND INSTALL OUTSIDE READERS**

Installation would include (6) 3/4" meters w /outside readers and (2) 1" meters  
w/ outside readers and labor to install.

INSTALLATION OF ABOVE METERS \*\* \*\*\*\*\* \$ 2507.

(Capital Improvement – no sales tax)

OPTION: Our reading meters on a quarterly basis on each of the 8 properties and the main  
meter and billing residents on your behalf. We would not be responsible for  
their nonpayment of our invoicing to them. (Invoices could be headed up in  
your name with whatever remittance address you usually use and we could  
send duplicate copies out to you.)

BILLING ON A QUARTERLY BASIS \*\* \$ 315. per quarter  
Plus tax

TERMS: \$ 1300.00 down payment - Balance on completion

We reserve the right to withdraw this proposal if not accepted within 30 days

Submitted by: *Marsha Diefenbach*

\*\*\*\*\*

**ACCEPTANCE OF PROPOSAL**

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the  
the work as specified. Payment will be made on completion of installation or as specified

Date \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_

Signature \_\_\_\_\_

NOTE: Please sign the acceptance and return one copy if you would like us to proceed with the  
work specified above. If options are given, please circle the option(s) chosen.