APPENDIX E

Policies and Principles for the Porterville Groundwater Banking and Landowner Groundwater Recharge Programs

POLICY PRINCIPLES FOR PORTERVILLE IRRIGATION DISTRICT

LANDOWNER GROUNDWATER RECHARGE PROGRAM

Final March 27, 2019

In furtherance of the District's project to manage surface and groundwater supplies available within the District, the District authorizes the delivery of District water supplies to Landowners for groundwater recharge purposes according to the following principles:

1. Subject to the District rules and regulations regarding the availability and pricing of District water supply, a Landowner may schedule with the District delivery of water for groundwater recharge on its lands located within the District.

2. At the sole cost of the Landowner, all water delivered by the District to the Landowner for groundwater recharge shall be measured and recorded with equipment furnished, installed, operated, and maintained by the District at the point or points of delivery approved by the District. The District shall use the information obtained from the meter to prepare a written statement, bill, and report of the water delivered by the District to the Landowner.

3. The Landowner shall be responsible for the control, carriage, handling, use, disposal, or distribution of water delivered by the District for groundwater recharge beyond the delivery points approved by the District.

4. The Landowner, at its sole expense, shall be responsible for maintaining accurate and complete accounting records for water delivered to a Landowner's groundwater recharge facility and the total net amount of water recharged to the groundwater aquifer within the District. Each month, the Landowner shall provide the District with a written report stating the amount of water the Landowner delivered to each recharge facility and the total net amount of the water recharged to the groundwater aquifer.

5. The Landowner, at its sole expense and risk, shall be responsible for the design, construction, operation, maintenance, repair and replacement of groundwater recharge facilities, equipment, appurtenances, and any legal and regulatory compliance of groundwater recharge activities.

6. The Landowner may, at is sole discretion, extract the recharged water from time to time, at its sole expense, as the Landowner may desire for its farming operations or other purposes within the District.

7. **During flood periods as determined by the PID Board of Directors, landowner may, in its discretion, apply excess irrigation waters through normal irrigation facilities for purposes of recharge. The District recognizes 50% of such waters as a recharge to the sub-basin. Pursuant to Section 6, Landowner may later extract such waters for beneficial use within the District at its sole discretion. Pursuant to Section 4, Landowner is responsible for all accounting.**

8. The Landowner shall indemnify and hold harmless the District, its board of directors, officers, employees, agents, assigns on account of damage or claim of damage of any nature whatsoever for which there is legal responsibility, including property damage, personal injury, or death, and including attorneys' fees and other costs of litigation, arising out of or connected with the control, carriage, handling, use, disposal, or distribution of water for groundwater recharge.