



02

BEFORE THE ARIZONA CORPORATION COMMISSION

MARC SPITZER
CHAIRMAN

WILLIAM A. MUNDELL
COMMISSIONER

JEFF HATCH-MILLER
COMMISSIONER

MIKE GLEASON
COMMISSIONER

KRISTIN K. MAYES
COMMISSIONER

Arizona Corporation Commission

DOCKETED

APR 19 2004

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2004 APR 19 P 4: 32
AZ CORP COMMISSION
DOCUMENT CONTROL

W-02160A-04-0259

In the Matter of the Application of Red Rock Utilities, LLC for a Certificate of Convenience and Necessity to Provide Water and Waste Water

Docket No. WS-04245A-04-0184

**MOTION TO WITHDRAW
MOTION TO DISSOLVE and
AMENDMENT TO
APPLICATION FOR A
CERTIFICATE OF
CONVENIENCE AND
NECESSITY TO PROVIDE
WATER**

Red Rock Utilities, LLC (the "Applicant") is the applicant for a Certificate of Convenience and Necessity ("CC&N") for certain lands located adjacent to the community of Red Rock, Arizona, in Pinal County. The Applicant filed its CC&N application with the Arizona Corporation Commission ("ACC") on March 10, 2004, including notification to all property owners within the proposed CC&N area. On April 2, 2004, the Applicant filed a Motion to Dissolve the Certificate of Convenience and Necessity of Red Rock Water Company and to Rescind Decision No. 41719 ("Motion to Dissolve"). Upon further consideration and consultation with ACC legal counsel, the

1 Applicant herein moves to withdraw its April 2 Motion to Dissolve and amends its March
2 10, 2004 CC&N application.

3 **PROCEDURAL BACKGROUND.**

4 A. The Red Rock Water Company Was Formed in 1971 and Dissolved
5 in 1996.

6 ACC records show that a now-defunct entity known as the Red Rock Water
7 Company was incorporated on June 10, 1971 (the "Defunct RRWC"), and that a CC&N
8 was issued to the Defunct RRWC on November 19, 1971. See ACC Decision No. 41719.
9 That CC&N entitled the Defunct RRWC to serve a portion of the lands now included in
10 the Applicant's proposed CC&N area.

11 The Articles of Incorporation of the Defunct RRWC provided that the
12 corporation would have an term of 25 years, which term expired in 1996. On October 10,
13 1996, the ACC took administrative action to officially dissolve the Defunct RRWC,
14 because its corporate life had expired. Although there is no evidence that the CC&N of
15 the Defunct RRWC was dissolved at the same time that its corporate charter was revoked,
16 that would be the practical effect of the entity's dissolution.

17 B. The Red Rock Water Company Has Not Served Customers For At
18 Least 16 Years.

19 Even though the ACC's records indicate that the Defunct RRWC was
20 dissolved in 1996, it still continued to file reports with the Arizona Department of Water
21 Resources ("ADWR"). The annual ADWR reports filed by the Defunct RRWC for the
22 reporting years 1986 through 2002 (the final filing year) show no water withdrawals.
23 Attached as **Exhibit "1"** are copies of the 1986 and 2002 ADWR reports filed by the
24
25
26

1 Defunct RRWC.¹ Taking as true the facts asserted in the ADWR reports, the Defunct
2 RRWC cannot have served any customers for at least sixteen years.

3 C. The Red Rock Water Company Pinal County Franchise Expired in
4 1996 Without Renewal.

5 ACC Decision No. 41719 stated that, "As of October 18, 1971, a copy of
6 such Assignment of Franchise ... to the Red Rock Water Company ... was received in the
7 office of this Commission." The Pinal County franchise coordinator, Mr. Gary Medina,
8 searched for, but could not locate an current franchise agreement between Pinal County
9 and the Defunct RRWC. Mr. Medina stated that all franchises issued prior to 2000 were
10 issued for 25 years, and that he believed that the Defunct RRWC franchise would have
11 expired in 1996. Mr. Medina did not believe that it was renewed, because he did not find
12 a Defunct RRWC franchise among those in a compilation he prepared in 2002. Although
13 he admitted that it may have been in a vault with old records, he was certain that there was
14 not a current franchise agreement.

15 In any event, a franchise issued by Pinal County, including the franchise
16 issued to the Applicant in 2003, is non-exclusive. Accordingly, the existence of a
17 franchise (if any) that permitted the Defunct RRWC to serve the territory included within
18 the Applicant's application for a CC&N, does not limit the Applicant's ability to serve
19 customers within Pinal County.

20 D. Former Officers Acknowledge that the Red Rock Water Company Is
21 Defunct.

22 To ensure that the apparent existence of the Defunct RRWC did not operate
23 to frustrate Applicant's pending application, Applicant located the previous officers of the
24

25
26 ¹ The annual ADWR reports dating back to 1986 are available from the ADWR website at
<http://159.87.113.245/?Action=DatabaseLogin>.

1 Defunct RRWC. Attached hereto as **Exhibit “2”** are the acknowledgements of two
2 previous directors of the Defunct RRWC attesting that:

3 “(1) The Red Rock Water Company has been dissolved by operation of law;

4 (2) The Red Rock Water Company has no assets;

5 (3) The Pinal County Franchise of Red Rock Water Company has lapsed;

6 and

7 (4) The Red Rock Water Company has ceased operating as a water utility.”

8 Finally, the officers of the Defunct RRWC executed an October 22, 2002
9 Assignment and Transfer of the Defunct RRWC’s service area rights under the Arizona
10 Groundwater Code (*see* A.R.S. Sec. 45-401 *et seq.*) to the Applicant. The Assignment and
11 Transfer is attached hereto as **Exhibit “3”**.²

12 E. The Respective CC&N Areas Largely Overlap.

13 The Applicant’s research shows that the CC&N area of the Defunct RRWC
14 is almost entirely included within the Applicant’s proposed CC&N area. The Applicant
15 has not obtained an accurate legal description or depiction of the difference between the
16 two CC&N areas. For demonstrative purpose only, however, the Applicant provides a
17 conceptual “overlay” drawing (the “Overlay”) (attached hereto as **Exhibit “5”**) depicting
18 the two CC&N areas.³ The Overlay shows that a small portion of the Defunct RRWC
19 CC&N area lies outside of boundaries of the Applicant’s proposed CC&N area.

20 **PROPOSED ACTION.**

21 The Applicant has reviewed the status of the Defunct RRWC in discussions
22 with ACC legal counsel. To clarify and resolve the status of the Defunct RRWC, the
23 Applicant proposes to withdraw its Motion to Dissolve. The Applicant further proposes to

24 ² The Applicant has not made any groundwater withdrawals after receiving assignment of
25 the service area rights, as reported in the 2003 ADWR report submitted by the Applicant
(attached hereto as **Exhibit “4”**).

26 ³ **Exhibit “5”** also includes a depiction of the Applicant’s proposed CC&N area and a
copy of the mapped CC&N area found in the ACC’s files for the Defunct RRWC.

1 amend its CC&N application to include a request that the ACC simply cancel the CC&N
2 of the Defunct RRWC or, in the alternative, transfer the CC&N of the Defunct RRWC to
3 the Applicant.

4 The Applicant would prefer that the ACC cancel the Defunct RRWC's
5 CC&N area for several reasons. First, transfer of the Defunct RRWC's CC&N area will
6 create a conflict with the Applicant's proposed CC&N area by adding property to the
7 Applicant's CC&N that the Applicant does not propose to serve. Second, transfer will
8 impose additional administrative, survey and engineering costs on Applicant to revise and
9 redefine the proposed CC&N area. Finally, cancellation of the Defunct RRWC's CC&N
10 area will not affect any existing water customers because, as established by the annual
11 ADWR reports for the Defunct RRWC service area, the Defunct RRWC has provided no
12 water service for at least 16 years.

13 The ACC is authorized to delete and reassign land under a CC&N upon a
14 showing that the public interest would be benefited. *Arizona Corp. Comm'n v. Tucson Ins.*
15 *and Bonding Agency*, 3 Ariz. App. 458, 415 P.2d 472 (App. 1966); *see also* A.R.S. Section
16 40-252 (the ACC may rescind, alter or amend any order or decision made by it). Clearly,
17 the ACC's decision to cancel or transfer the CC&N of the Defunct RRWC which provides
18 no water services will benefit the public interest of the Red Rock community.

19 The ACC is also authorized to cancel the CC&N of any entity that is unable
20 to provide service to its customers. *James P. Paul Water Co. v. Arizona Corp. Comm'n*,
21 137 Ariz. 426, 671 P.2d 410 (1983); A.R.S. Section 40-252. Because the ACC revoked
22 the charter of the Defunct RRWC, the company cannot lawfully do business in Arizona,
23 cannot provide water services and has not done so since at least 1986, as demonstrated by
24 the annual ADWR reports files sine 1986. Because the Defunct RRWC no longer exists,
25 in any real or legal sense of the word, the ACC is well-justified either to cancel or transfer
26 the CC&N of the Defunct RRWC.

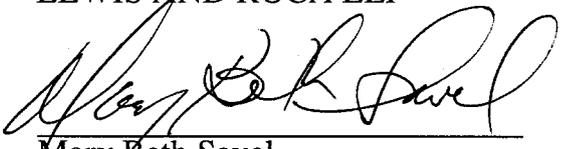
1 CONCLUSION.

2 The Applicant's withdrawal of the Motion to Dissolve and amendment to its
3 application for CC&N reflects the recommendation of ACC legal counsel to completely
4 resolve the status of the Defunct RRWC. The requests are reasonable and necessary in
5 light of the Applicant's pending application for a CC&N for its water and wastewater
6 utility companies to provide service to the Red Rock community, they meet the ACC's
7 statutory and regulatory requirements for private water and wastewater companies and
8 they protect the public interest in regulated water and wastewater service.

9 The Applicant respectfully requests that the ACC grant the Motion to
10 Withdraw and that the Applicant's CC&N application be amended as proposed herein and
11 be considered and approved at the ACC's earliest convenience.

12 RESPECTFULLY SUBMITTED this 19th day of April, 2004.

13 LEWIS AND ROCA LLP

14 

15 Mary Beth Savel
16 Michael McNulty
17 Thomas H. Campbell
18 40 N. Central Avenue
19 Phoenix, Arizona 85004

20 Attorneys for Red Rock Utilities, LLC

21
22
23
24
25
26

1 ORIGINAL AND thirteen (13) copies
2 of the foregoing hand-delivered
3 this 19th day of April, 2004, to:

3 Arizona Corporation Commission
4 Utilities Division – Docket Control
5 1200 W. Washington Street
6 Phoenix, Arizona 85007

6 COPY of the foregoing hand-delivered
7 this 19th day of April, 2004,
8 to:

8 Lyn Farmer, Chief Administrative Law Judge
9 Hearing Division
10 Arizona Corporation Commission
11 1200 West Washington
12 Phoenix, Arizona 85007

11 David Ronald, Esq.
12 Legal Division
13 Arizona Corporation Commission
14 1200 West Washington Street
15 Phoenix, Arizona 85007

14 Ernest Johnson
15 Director, Utilities Division
16 Arizona Corporation Commission
17 1200 West Washington Street
18 Phoenix, Arizona 85007

17 Copy of the foregoing sent Certified Mail
18 this 19th day of April, 2004 to:

19 Thomas J. Knapp
20 Former President, Red Rock Water Company
21 311A Chestnut Street
22 San Francisco, California 94133

22 Edward W. Memmer
23 Former Secretary/Treasurer, Red Rock Water Company
24 2835 West Chalfont
25 Tucson, Arizona 85741

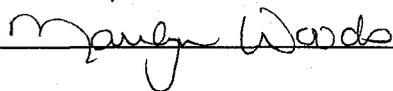
24 
25 _____
26

EXHIBIT "1"

1986 ANNUAL WATER WITHDRAWAL AND USE REPORT

AMA TUCSON

ARIZONA DEPARTMENT OF WATER RESOURCES

OPERATIONS DIVISION
99 E. VIRGINIA AVE • (602) 255-1581
PHOENIX, ARIZONA 85004

SUMMARY PAGE

DWR-AR1-86

RECEIVED MAR 31 1987

TYPE OF GROUNDWATER RIGHT

(CHECK APPROPRIATE BOXES)

TYPE 1 NON-IRRIGATION GRANDFATHERED RIGHT NO. _____

TYPE 2 NON-IRRIGATION GRANDFATHERED RIGHT NO. _____

IRRIGATION GRANDFATHERED RIGHT NO. _____

GROUNDWATER WITHDRAWAL PERMIT NO. _____

SERVICE AREA RIGHT NO. 56-000179.0000

OTHER _____

MAIL OR HAND DELIVER THIS REPORT, TOGETHER WITH APPROPRIATE SCHEDULES AND WORKSHEETS TO ARIZONA DEPARTMENT OF WATER RESOURCES, TO THE ADDRESS SHOWN IN THE UPPER RIGHT. IF MAILED, THE REPORT MUST BE POSTMARKED NO LATER THAN MARCH 31, 1987. IF HAND DELIVERED, THE REPORT MUST BE RECEIVED BY THE DEPARTMENT'S OPERATIONS DIVISION OR LOCAL AMA OFFICE NO LATER THAN 5:00 PM ON MARCH 31, 1987.

REPORTS FILED LATE WILL BE ASSESSED A LATE PENALTY

I HEREBY CERTIFY, UNDER PENALTY OF PERJURY, THAT THE INFORMATION CONTAINED IN THIS REPORT IS, TO THE BEST OF MY KNOWLEDGE AND BELIEF, TRUE, CORRECT AND COMPLETE.

PART I GROUNDWATER WITHDRAWN

FROM LINE 9 - SCHEDULE A, ATTACHED

NOTE: COMPLETE THIS SECTION ONLY IF YOU OPERATE A NON-EXEMPT WELL IF YOU DO NOT, GO TO PART III BELOW.

1.10 ACRE-FEET X 1.50 WITHDRAWAL FEE = \$ 1.65 AMOUNT DUE

X Edward W. Memmer SECRETARY 3/30/87
AUTHORIZED SIGNATURE TITLE DATE

EDWARD W. MEMMER PRINTED NAME 744-2754 TELEPHONE NUMBER
TUCSON

PART II GROUNDWATER DELIVERED TO OTHER RIGHTS HOLDERS

FROM LINE 7 - SCHEDULE D OR FROM SCHEDULE B, ATTACHED

TOTAL ACRE-FEET DELIVERED TO OTHER RIGHTS 1.10 A .50 B ACRE-FEET 592

OWNER OF GROUNDWATER RIGHT

RED ROCK WATER CO
4791 W CONDOR DR

TUCSON AZ 85741

PART III OTHER SOURCES OF WATER SUPPLYING THIS RIGHT

FROM LINE 8 - SCHEDULE E, ATTACHED

TOTAL ACRE-FEET RECEIVED FROM OTHER SOURCES _____ ACRE-FEET

REPORTING PARTY

RED ROCK WATER CO
4791 W CONDOR DR

TUCSON AZ 85741

PART IV TOTAL WATER USED BY THIS RIGHT

INPUT

CALCULATE AS FOLLOWS: PART I + PART III - PART II =

1.10 ACRE-FEET

IF ANY OF THE DATA PRE-PRINTED ON THIS REPORT ARE INCORRECT, PLEASE MAKE NECESSARY CHANGES.

A(1) F(1)
W(1)

SCHEDULE A

REPORT OF GROUNDWATER WITHDRAWALS AMA - TUCSON

ARIZONA DEPT. OF
WATER RESOURCES
DWR-AR2-86

INSTRUCTIONS
 Enter Groundwater Right No., and Name of Owner, if not already shown, in ①
 Enter DWR Well Registration No. and Location of each well, if not already listed, in ②
 Enter Power Company Name, Account No., and Meter No., if not already shown, in ③
 Enter total acre feet of groundwater withdrawn for each well in ④. Enter the grand total acre feet withdrawn in ⑨
 and in Part I of the summary page
 Enter data obtained from appropriate worksheet (W-1 to W-6) in ⑤, ⑥, ⑦, and ⑧

① GROUNDWATER RIGHT NO.
56-000179-0000

① OWNER
RED ROCK WATER CO

DEVICE TYPE
 1. Pumpage measured by meter or other totalizer/recorder devices (use worksheet W-1)
 2. Pipeflow with pumpage calculated using electrical energy records (use worksheet W-2)
 3. Pipeflow with pumpage calculated using natural gas energy records (use worksheet W-3)
 4. Open channel flow with pumpage calculated using electrical energy records (use worksheet W-4)
 5. Open channel flow with pumpage calculated using natural gas energy records (use worksheet W-5)
 6. Pumpage calculated using hour meters (use worksheet W-6)

FOR DEVICE TYPES
2 thru 6 ONLY

② DWR WELL REGISTRATION NUMBER	② LOCATION			③ POWER CO. NAME		④ GROUNDWATER WITHDRAWN IN ACRE-FEET	⑤ ENERGY CONSUMPTION (Indicate Units)	⑥ DEVICE TYPE	⑦ AVERAGE DISCHARGE	⑧ DIVIDER OR TOTAL HOURS
	Q	Q	Q	Sec.	Twn.					
55-600205	SW	SW	SW	04	100S100E	ARIZONA PUBLIC SVC 400610392012	1.1	1682 KWH	1	

⑨ TOTAL
ACRE-FEET
WITHDRAWN 1.1

ENTER TOTAL ACRE-FEET OF
GROUNDWATER WITHDRAWN IN PART I
ON SUMMARY PAGE

MEASURING DEVICE MALFUNCTION

Pursuant to A.C.R.R. R12-15-905, a measuring device that fails to perform for more than seventy two (72) hours must be reported to the Department of Water Resources within seven (7) calendar days after the discovery of the malfunction. Corrective action must be taken as soon as practicable, and estimates of withdrawals made during the period the device was out of service must be provided. A Measuring Device Malfunction Report is available on request.

} REPAIRED
3/28/97

ARIZONA DEPT. OF WATER RESOURCES
WORKSHEET W-1

PUMPAGE MEASURED BY METER OR
 OTHER TOTALIZER/RECORDER DEVICES

INSTRUCTIONS

DWRAR9-84

1. Enter DWR Well Registration No. & Location in ①.
2. Enter type, make, model, size, & units of measuring device used to measure flow in ②. If measuring device is permanent, enter date installed or last overhauled in ②.
3. Enter Power Co. Name, Acct. No., & Meter No. in ③.
4. Enter Initial Reading as of January 1 in ④.
5. Enter Ending Reading as of December 31 in ⑤ unless totalizer dial has rolled over. If totalizer has rolled over enter all 9's in ⑤.
6. Subtract reading in ④ from reading in ⑤ and enter difference in ⑥.
7. If totalizer has rolled over, enter Dec. 31 reading in ⑦.
8. If entry is made in ⑦, add ⑥ and ⑦ and enter total in ⑧.
9. Convert the Total Amount Pumped to acre-feet by using the appropriate conversion and enter result in ⑨.
 - If meter reads in acre-feet make no conversion.
 - If meter reads in gallons divide ⑧ by 325,851 and enter result in ⑨.
 - If meter reads in 1000 gallons divide ⑧ by 325.9 and enter result in ⑨.
 - If meter reads in cubic feet divide ⑧ by 43,560 and enter result in ⑨.
10. If meter malfunctioned during the year, enter in ⑩ the estimate of withdrawals in acre-feet made during the out of service period.
11. Add ⑨ and ⑩ and enter result in ⑪ and in Col. 4 of Schedule A for each well measured.

*

PREVIOUS YEAR - 1985

19368 KWH ÷ 12.6 ACRE-FEET = 1537

** 1682 ÷ 1537 = 1.1 ACRE FT. (1986)

** SEE ATTACHED

① DWR WELL REGISTRATION NO. 55-600205		LOCATION Q Q Q Sec. Twn Rng SW SW SW 04 100S100E		
② TYPE OF MEASURING DEVICE METER		MAKE GAMON - CALMET		
MODEL SERIAL # 7801570		SIZE —		
UNITS MEASURED GALLONS		INSTALLATION OR OVERHAUL DATE —		
③ POWER CO. NAME APS		ACCOUNT NO. 400610392012	POWER METER NO. —	
④ INITIAL 3,685,300 GALLONS	⑤ ENDING *	⑥ DIFFERENCE *		⑨ ACRE FEET 1.1
	⑦ ROLL OVER			⑩ BREAKDOWN ESTIMATE
	⑧ TOTAL PUMPED			⑪ TOTAL IN ACRE-FEET 1.1

ENTER TOTAL ACRE-FEET SHOWN IN ⑪ IN COL 4 OF SCHEDULE A

① DWR WELL REGISTRATION NO.		LOCATION Q Q Q Sec. Twn Rng		
② TYPE OF MEASURING DEVICE		MAKE		
MODEL		SIZE		
INSTALLATION OR OVERHAUL DATE				
③ POWER CO. NAME		ACCOUNT NO.	METER NO.	
④ INITIAL	⑤ ENDING	⑥ DIFFERENCE		⑨ ACRE FEET
	⑦ ROLL OVER			⑩ BREAKDOWN ESTIMATE
	⑧ TOTAL PUMPED			⑪ TOTAL IN ACRE-FEET

ENTER TOTAL ACRE-FEET SHOWN IN ⑪ IN COL 4 OF SCHED A

① DWR WELL REGISTRATION NO.	LOCATION					
	Q	Q	Q	Sec.	Tw	Rng

② TYPE OF MEASURING DEVICE	MAKE
MODEL	SIZE
UNITS MEASURED	INSTALLATION OR OVERHAUL DATE

③ POWER CO. NAME	ACCOUNT NO.	POWER METER NO.
------------------	-------------	-----------------

④ INITIAL	⑤ ENDING	⑥ DIFFERENCE	⑨ ACRE FEET
	⑦ ROLL OVER		⑩ BREAKDOWN ESTIMATE
	⑧ TOTAL PUMPED		⑪ TOTAL IN ACRE-FEET

ENTER TOTAL ACRE-FEET SHOWN IN ⑪ IN COL 4 OF SCHEDULE A

① DWR WELL REGISTRATION NO.	LOCATION					
	Q	Q	Q	Sec.	Tw	Rng

② TYPE OF MEASURING DEVICE	MAKE
MODEL	SIZE
UNITS MEASURED	INSTALLATION OR OVERHAUL DATE

③ POWER CO. NAME	ACCOUNT NO.	POWER METER NO.
------------------	-------------	-----------------

④ INITIAL	⑤ ENDING	⑥ DIFFERENCE	⑨ ACRE FEET
	⑦ ROLL OVER		⑩ BREAKDOWN ESTIMATE
	⑧ TOTAL PUMPED		⑪ TOTAL IN ACRE-FEET

ENTER TOTAL ACRE-FEET SHOWN IN ⑪ IN COL 4 OF SCHEDULE A

① DWR WELL REGISTRATION NO.	LOCATION					
	Q	Q	Q	Sec.	Tw	Rng

② TYPE OF MEASURING DEVICE	MAKE
MODEL	SIZE
INSTALLATION OR OVERHAUL DATE	

③ POWER CO. NAME	ACCOUNT NO.	METER NO.
------------------	-------------	-----------

④ INITIAL	⑤ ENDING	⑥ DIFFERENCE	⑨ ACRE FEET
	⑦ ROLL OVER		⑩ BREAKDOWN ESTIMATE
	⑧ TOTAL PUMPED		⑪ TOTAL IN ACRE-FEET

ENTER TOTAL ACRE-FEET SHOWN IN ⑪ IN COL 4 OF SCHED A

① DWR WELL REGISTRATION NO.	LOCATION					
	Q	Q	Q	Sec.	Tw	Rng

② TYPE OF MEASURING DEVICE	MAKE
MODEL	SIZE
INSTALLATION OR OVERHAUL DATE	

③ POWER CO. NAME	ACCOUNT NO.	METER NO.
------------------	-------------	-----------

④ INITIAL	⑤ ENDING	⑥ DIFFERENCE	⑨ ACRE FEET
	⑦ ROLL OVER		⑩ BREAKDOWN ESTIMATE
	⑧ TOTAL PUMPED		⑪ TOTAL IN ACRE-FEET

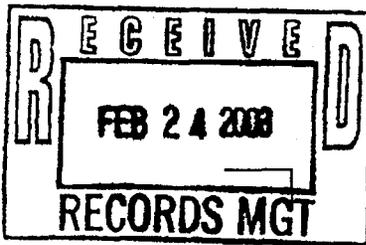
ENTER TOTAL ACRE-FEET SHOWN IN ⑪ IN COL 4 OF SCHED A

ANNUAL WATER WITHDRAWAL AND USE REPORT

PROVIDER SUMMARY 2002

OWNER OF GROUNDWATER RIGHT

RED ROCK WATER CO.
311 A CHESTNUT STREET
SAN FRANCISCO CA 94133



TYPE OF RIGHT
SMALL MUNICIPAL PROVIDER

RIGHT / PERMIT NO.
56-000179.0000

REPORTING PARTY
56-000179.0000
RED ROCK WATER CO.
311 A CHESTNUT STREET
SAN FRANCISCO CA 94133



TUCSON AMA (520) 770-3800

If any of the information preprinted on this report is incorrect, please make the necessary changes.

PART I GROUNDWATER WITHDRAWN

From Box 12 Schedule A attached

Complete this section only if you operate a non-exempt well.

\$ 3.00 \$

ACRE - FEET X Withdrawal Fee =

PART II WATER DELIVERED TO OTHER RIGHTS

From Box 10 Schedule D attached

ACRE - FEET

PART III WATER RECEIVED FROM OTHER SOURCES

Total from Schedule E attached

ACRE - FEET

PART IV WATER DELIVERED TO INDIV USERS

From Schedule F1 or Schedule F2 attached

ACRE - FEET

PART V TOTAL WATER USED BY THIS RIGHT

Calculate as follows: Part I + Part III - Part II

ACRE - FEET

PART VI LATE FEES

Complete if filing after March 31.

Note: A portion of a month after March 31 is counted as a full month.

1) Enter number of months late (Maximum of 6)

2) Calculate Late Report Fee (\$25.00 X number of months late)

3) Calculate Late Payment Fee (10% X number of months late X withdrawal fee calculated in Part I above)

PART VII TOTAL FEES DUE

Add amounts from Parts I and VI \$

Mail or hand deliver this report, together with the appropriate schedules, worksheets and fees to the Arizona Department of Water Resources. If mailed, the report must be postmarked no later than March 31, 2003. If hand delivered, the report must be received by the Department's Records Management Unit or local AMA office no later than 5:00 PM on March 31, 2003.

REPORTS FILED AFTER MARCH 31, 2003 ARE SUBJECT TO LATE FEES (A.R.S. § 45-632) AND PAYMENT OF PREVIOUSLY WAIVED MONETARY PENALTIES ASSOCIATED WITH PRIOR GROUNDWATER CODE VIOLATIONS.

I hereby certify, under penalty of perjury, that the information contained in this report is, to the best of my knowledge and belief, true, correct and complete.

X Thomas J. Knapp AUTHORIZED SIGNATURE President TITLE Feb 11, 03 DATE

THOMAS J. KNAPP PRINTED NAME (415) 421-6132 TELEPHONE NUMBER

NOTE: THIS REPORT MUST BE FILED EVEN IF NO WATER WAS USED PURSUANT TO THIS RIGHT.

ARIZONA DEPARTMENT OF WATER RESOURCES
2002 ANNUAL WATER USE REPORT
SCHEDULE F-1
SMALL WATER PROVIDER

RIGHT NUMBER: 56-000179.0000
PROVIDER NAME: RED ROCK WATER CO.
CONTACT PERSON: THOMAS J RUA PP
PHONE NUMBER: (415) 421-6132

Pursuant to Section 5-113 of the Third Management Plan (TMP) for the Tucson Active Management Area, small municipal water providers (those that supply 250 acre-feet/year or less) are required to supply the following information. Please contact the Tucson AMA at 770-3800 if assistance is needed.

PART 1 - DELIVERIES TO USE GROUPS

Please indicate the total quantity of water delivered (*both metered and unmetered*) to each of the following user groups for calendar year 2002.

a. Residential - include all uses of water related to service of residences (*housing units*) including both interior and exterior water use. This should include deliveries to individually metered single family residences, multi-family housing complexes that are on master meters and group quarters (see page two for definition).

Metered — 0 — acre-feet
Unmetered — 0 — acre-feet
Total — 0 — acre-feet

b. Non-residential - include all water delivered for purposes other than residential, including turf-related facilities (*item d below*). Do not include effluent or deliveries to irrigation rights or other service area rights.

Metered — 0 — acre-feet
Unmetered — 0 — acre-feet
Total — 0 — acre-feet

c. Total deliveries (*add amounts in a and b above*) — 0 — acre-feet

d. Turf-related facilities - include all *non-effluent* water delivered to facilities with ten or more acres of turf. These deliveries should be included in non-residential use (*item b above*). Please note that a Schedule G-2 must also be submitted for each turf-related facility receiving water from your system in 2002.

— 0 — acre-feet

e. Total effluent deliveries (*not included in GPCD or lost water calculations*) — 0 — acre-feet

Unmetered deliveries must be calculated using a generally accepted method of estimating water use. Explain below how any unmetered deliveries were calculated:

NONE —

PART 2 - LOST AND UNACCOUNTED FOR WATER

Lost and unaccounted for water is calculated by subtracting total deliveries from total water used. Effluent and deliveries to irrigation rights or other service areas are not included in the calculation.

- a) Total quantity of water used (from Part V of the Annual Report Summary Page): — 0 — acre-feet
- b) Total metered and unmetered (estimated) deliveries (Part 1c above): — 0 — acre-feet
- c) Lost and unaccounted for water (subtract Part 2b from 2a above): — 0 — acre-feet
- d) Percent of lost and unaccounted for water:

$$\frac{\text{lost and unaccounted for water (Part 2c)}}{\text{total used (Part 2a)}} \text{ AF) } \frac{\text{—}}{\text{—}} \text{ AF} \times 100 = \frac{\text{—}}{\text{—}} \text{ Percent}$$

PART 3 - HOUSING UNITS SERVED

A housing unit means a group of rooms or a single room occupied as separate living quarters. Housing unit includes a single family home, a patio home, a townhouse, a condominium, an apartment, a permanently setup mobile home or a unit in a multifamily complex. Housing unit does not include a mobile home in an overnight or limited stay mobile home park or a unit in a campground, motel, hotel, or other temporary lodging facility.

- a) A Single family housing unit means a detached dwelling, including permanently setup mobile homes not in mobile home parks.

Indicate net change in single family housing units (not service connections) in your service area between July 1, 2000 and July 1, 2002:

— 0 — units

- b) A Multifamily housing unit means a mobile home in a mobile home park and any permanent housing unit having one or more common walls with another housing unit located in a multifamily residential structure, and includes a unit in a duplex, triplex, fourplex, condominium development, townhome development or apartment complex.

Indicate net change in multifamily housing units (not service connections) in your service area between July 1, 2000 and July 1, 2002:

— 0 — units

- c) Group quarters means living quarters occupied by one or more people under care or custody, such as orphanages, nursing homes and prisons, or quarters such as college dormitories, fraternity or sorority houses, nurses dormitories, rooming houses, hotels with permanent residents and congregate housing for the elderly.

Indicate net change in group quarters in your service area between July 1, 2001 and July 1, 2002:

— 0 — units

WORKSHEET W-1 2002

GROUNDWATER RIGHT/PERMIT NO. 56-000179.0000

1 DWR WELL REGISTRATION NO. 55-600205	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
	SW	SW	SW	4	10.0S	10.0E
2 TYPE OF MEASURING DEVICE TOTALIZER SIZE INSTALLATION OR OVERHAUL DATE 4-3-87	MAKE / MODEL 1" ROCKWELL					
	UNITS MEASURED					
	POWER CO. NAME ARIZONA PUBLIC SERVICE					
ACCOUNT NO. 400610392012		POWER METER NO. —				
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION — 0 —		UNITS —		

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE
— 0 —	— 0 —	— 0 —

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET — 0 —	9 BREAKDOWN ESTIMATE — 0 —
----------------------	-------------------------------

Enter total Acre-feet Shown in 10 in Column 9 of Schedule A

10 TOTAL IN ACRE-FEET — 0 —

1 DWR WELL REGISTRATION NO.	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
2 TYPE OF MEASURING DEVICE SIZE INSTALLATION OR OVERHAUL DATE	MAKE / MODEL					
	UNITS MEASURED					
	POWER CO. NAME					
ACCOUNT NO.		POWER METER NO.				
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION		UNITS		

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET	9 BREAKDOWN ESTIMATE
-------------	----------------------

Enter total Acre-feet Shown in 10 in Column 9 of Schedule A

10 TOTAL IN ACRE-FEET

1 DWR WELL REGISTRATION NO.	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
2 TYPE OF MEASURING DEVICE SIZE INSTALLATION OR OVERHAUL DATE	MAKE / MODEL					
	UNITS MEASURED					
	POWER CO. NAME					
ACCOUNT NO.		POWER METER NO.				
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION		UNITS		

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET	9 BREAKDOWN ESTIMATE
-------------	----------------------

Enter total Acre-feet Shown in 10 in Column 9 of Schedule A

10 TOTAL IN ACRE-FEET

1 DWR WELL REGISTRATION NO.	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
2 TYPE OF MEASURING DEVICE SIZE INSTALLATION OR OVERHAUL DATE	MAKE / MODEL					
	UNITS MEASURED					
	POWER CO. NAME					
ACCOUNT NO.		POWER METER NO.				
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION		UNITS		

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET	9 BREAKDOWN ESTIMATE
-------------	----------------------

Enter total Acre-feet Shown in 10 in Column 9 of Schedule A

10 TOTAL IN ACRE-FEET

EXHIBIT "2"

ACKNOWLEDGEMENT

The undersigned, being all the shareholders and directors of the Red Rock Water Company, do hereby acknowledge and certify that:

- (1) The Red Rock Water Company has been dissolved by operation of law;
- (2) The Red Rock Water Company has no assets; and
- (3) The Pinal County franchise of Red Rock Water Company has lapsed.
- (4) The Red Rock Water Company has ceased operating as a water utility.

Dated: Oct 22, 2002

SHAREHOLDERS:

DIRECTORS:

Thomas J. Krupp

Thomas J. Krupp, President

ACKNOWLEDGEMENT

The undersigned, being all the shareholders and directors of the Red Rock Water Company, do hereby acknowledge and certify that:

- (1) The Red Rock Water Company has been dissolved by operation of law;
- (2) The Red Rock Water Company has no assets; and
- (3) The Pinal County franchise of Red Rock Water Company has lapsed.
- (4) The Red Rock Water Company has ceased operating as a water utility.

Dated: 10/23, 2002

SHAREHOLDERS:

DIRECTORS:

Edward W. Memon

SECY./TREASURER ♀

DIRECTOR

EXHIBIT "3"

ASSIGNMENT AND TRANSFER

For valuable consideration, the receipt and sufficiency of which are mutually acknowledged, the Red Rock Water Company does hereby irrevocably assign, convey and transfer its service area and all of its service area rights, as defined under the Arizona Groundwater Code (A.R.S. Section 45-401 *et seq.*), to Red Rock Utilities, LLC.

Dated: Oct 22, 2002

By: Thomas J. Knapp
Its: President

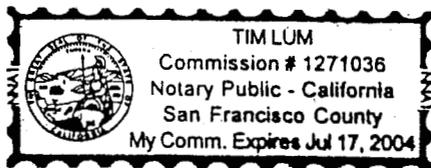
Red Rock Water Company

STATE OF California
County San Diego

On 10/22/2002, before me, TIM LUM, NOTARY PUBLIC personally appeared THOMAS J. KNAPP personally known to me (or 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.

Witness my hand and official seal.

[Signature]
Notary Public



[SEAL]

EXHIBIT "4"

2003 ANNUAL WATER WITHDRAWAL AND USE REPORT - PROVIDER SUMMARY

500 NORTH THIRD STREET PHOENIX, AZ 85004-3921

OWNER OF GROUNDWATER RIGHT RED ROCK UTILITIES, LLC 2200 E. RIVER ROAD, SUITE 115 TUCSON, AZ 85718

REPORTING PARTY 56-000179.0000 TUCSON AMA RED ROCK UTILITIES, LLC 2200 E. RIVER ROAD, SUITE 115 TUCSON, AZ 85718

RECEIVED

JAN 30 2004

RECEIVED APR - 1 2004 ARIZONA DEPT OF WATER RESOURCES TUCSON AMA

RECEIVED MAR 30 2004 Information Management

If any of the information reprinted on this form is incorrect, please indicate the necessary changes.

PART I GROUNDWATER WITHDRAWN

a. From Box 14, Schedule A-MUNI, attached -0- ACRE-FEET
b. Fees Part Ia. -0- X \$3.00 -0- Acre-Feet x Withdrawal Fee

PART II WATER DELIVERED TO OTHER RIGHTS

From Boxes 9 - 13 and 22, Schedule D, attached -0- ACRE-FEET

PART III WATER RECEIVED FROM OTHER RIGHTS

From Schedule E, attached -0- ACRE-FEET

PART IV TOTAL WATER USED BY THIS RIGHT

Calculate total use as follows: Part 1b.+ Part III - Part II -0- ACRE-FEET

PART V LATE FEES

Complete if filing after March 31. NOTE: A portion of a month after March 31 is counted as a full month.

- 1) Enter number of months late (maximum of 6)
2) Calculate Late Report Fee (\$25 X number of months late)
3) Calculate Late Payment Fee (10% X number of months late X withdrawal fee from Part I)

PART VI TOTAL FEES DUE

Add dollar amounts from Parts 1b. and V -0-

Mail or deliver this report, with the appropriate schedules, worksheets and fees to the Arizona Department of Water Resources. If mailed, the report must be postmarked no later than March 31, 2003. If hand delivered, the report must be received by the Department's Records Management Unit or local AMA office no later than 5:00 PM on March 31, 2004. THIS REPORT MUST BE FILED EVEN IF NO WATER WAS USED PURSUANT TO THIS RIGHT. REPORTS FILED AFTER MARCH 31, 2004, ARE SUBJECT TO LATE FEES AND PAYMENT OF PREVIOUSLY WAIVED MONETARY PENALTIES ASSOCIATED WITH PRIOR GROUNDWATER CODE VIOLATIONS. (A.R.S. § 45-632)

I hereby certify, under penalty of perjury, that the information contained in this report is, to the best of my knowledge and belief true, correct, and complete.

X BY: Mark Weinberg, AUTHORIZED SIGNATURE Mark Weinberg PRINTED NAME

Red Rock Ventures, LLC Vice President of DVI its Member TITLE 520/577-0200 TELEPHONE NUMBER

3/29/04 DATE

**SCHEDULE A-MUNI
REPORT OF PUMPING
ANNUAL REPORT 2003**

ARIZONA DEPARTMENT OF WATER RESOURCES
OWNER: RED ROCK UTILITIES, LLC
PROVIDER NUMBER: 56-000179.0000

1

Note: Pumpage for each well must be shown on the attached worksheet.
Information for up to four wells may be shown on each worksheet.

2 DWR WELL REGISTRATION NUMBER				3 DEPTH TO STATIC WATER LEVEL				4 Ground- water				RECOVERED					PUMPED WATER RECEIVED IN AN EXCHANGE			13	
1	40	0	0	SEC	TWN	RNG	Date #1		Well Running? (Y/N)	Measure		5 CAP	6 SW	7 EFF/IN	8 EFF/OUT	9 GW	10 CAP	11 SW	12 EFF	TOTAL PUMPED	
							Date #2	Measure #1		Measure #2											
SW	SW	SW	SW	4	10.0S	10.0 E															
				55-																	
				55-																	
				55-																	
				55-																	
				55-																	
				55-																	
				55-																	
				55-																	
				55-																	
14 TOTAL GROUNDWATER WITHDRAWN (acre feet)										ENTER TOTAL ACRE FEET OF GROUNDWATER WITHDRAWN IN PART 1 OF THE SUMMARY PAGE										-0-	

WORKSHEET W-1

2003

GROUNDWATER RIGHT/PERMIT NO. 56-000179.0000

1	DWR WELL REGISTRATION NO.	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
	55-600205	SW	SW	SW	4	10.0S	10.0E
2	TYPE OF MEASURING DEVICE	MAKE / MODEL					
	TOTALIZER						
	SIZE	UNITS MEASURED					
INSTALLATION OR OVERHAUL DATE							
3	POWER CO. NAME	ACCOUNT NO.	POWER METER NO.				
	ARIZONA PUBLIC SERVICE	400610392012					
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION	UNITS				
		-0-	-0-				

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP ? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET		9 BREAKDOWN ESTIMATE	

Enter total Acre-feet Shown in **10** in Column **9** of Schedule A

10 TOTAL IN ACRE-FEET	

1	DWR WELL REGISTRATION NO.	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
2	TYPE OF MEASURING DEVICE	MAKE / MODEL					
	TOTALIZER						
	SIZE	UNITS MEASURED					
INSTALLATION OR OVERHAUL DATE							
3	POWER CO. NAME	ACCOUNT NO.	POWER METER NO.				
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION	UNITS				

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP ? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET		9 BREAKDOWN ESTIMATE	

Enter total Acre-feet Shown in **10** in Column **9** of Schedule A

10 TOTAL IN ACRE-FEET	

1	DWR WELL REGISTRATION NO.	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
2	TYPE OF MEASURING DEVICE	MAKE / MODEL					
	TOTALIZER						
	SIZE	UNITS MEASURED					
INSTALLATION OR OVERHAUL DATE							
3	POWER CO. NAME	ACCOUNT NO.	POWER METER NO.				
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION	UNITS				

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP ? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET		9 BREAKDOWN ESTIMATE	

Enter total Acre-feet Shown in **10** in Column **9** of Schedule A

10 TOTAL IN ACRE-FEET	

1	DWR WELL REGISTRATION NO.	10 Q	40 Q	160 Q	LOCATION Sec Twn Rng		
2	TYPE OF MEASURING DEVICE	MAKE / MODEL					
	TOTALIZER						
	SIZE	UNITS MEASURED					
INSTALLATION OR OVERHAUL DATE							
3	POWER CO. NAME	ACCOUNT NO.	POWER METER NO.				
Enter Total Energy Consumption in Column 6 of Schedule A		ENERGY CONSUMPTION	UNITS				

4 DOES ENERGY METER SERVE USES OTHER THAN THE WELL PUMP ? Yes No

ENTER "Y" OR "N" IN COLUMN 5 OF SCHEDULE A

WATER TOTALIZING METER READINGS		
5 INITIAL	6 ENDING	7 DIFFERENCE

IF METER WAS REPLACED DURING THE YEAR, INDICATE BEGINNING AND ENDING READING FOR EACH METER IN THE BOXES ABOVE.

8 ACRE FEET	-0-	9 BREAKDOWN ESTIMATE	-0-

Enter total Acre-feet Shown in **10** in Column **9** of Schedule A

10 TOTAL IN ACRE-FEET	-0-

ARIZONA DEPARTMENT OF WATER RESOURCES
2003 ANNUAL WATER USE REPORT
SCHEDULE F-1
SMALL WATER PROVIDER

RIGHT NUMBER: 56-000179.0000
PROVIDER NAME: RED ROCK WATER CO.
CONTACT PERSON: Mark Weinberg
PHONE NUMBER: 520-577-0200

Pursuant to Section 5-113 of the Third Management Plan (TMP) for the Tucson Active Management Area, small municipal water providers (those that supply 250 acre-feet/year or less) are required to supply the following information. **Please contact the Tucson AMA at 770-3800 if assistance is needed.**

PART 1 - DELIVERIES TO USE GROUPS

Please indicate the total quantity of water delivered (*both metered and unmetered*) to each of the following user groups for calendar year 2003.

a. Residential - include all uses of water related to service of residences (*housing units*) including both interior and exterior water use. This should include deliveries to individually metered single family residences, multi-family housing complexes that are on master meters and group quarters (see page two for definition).

Metered _____ acre-feet
Unmetered _____ acre-feet
Total -0- acre-feet

b. Non-residential - include all water delivered for purposes other than residential, including turf-related facilities (*item d below*). **Do not include effluent or deliveries to irrigation rights or other service area rights.**

Metered _____ acre-feet
Unmetered _____ acre-feet
Total -0- acre-feet

c. Total deliveries (*add amounts in a and b above*) _____ acre-feet

d. Turf-related facilities - include all *non-effluent* water delivered to facilities with ten or more acres of turf. These deliveries should be included in non-residential use (*item b above*). Please note that a Schedule G-2 must also be submitted for each turf-related facility receiving water from your system in 2003.

-0- acre-feet

e. Total effluent deliveries (*not included in GPCD or lost water calculations*) -0- acre-feet

Unmetered deliveries must be calculated using a generally accepted method of estimating water use. Explain below how any unmetered deliveries were calculated:

2003 Schedule F-1, Page 2
Right #: 56-000179.0000
Provider Name: RED ROCK WATER CO.

PART 2 - LOST AND UNACCOUNTED FOR WATER

Lost and unaccounted for water is calculated by subtracting total deliveries from total water used. Effluent and deliveries to irrigation rights or other service areas are not included in the calculation.

- a) Total quantity of water used (from Part V of the Annual Report Summary Page): -0- acre-feet
- b) Total metered and unmetered (estimated) deliveries (Part 1c above): -0- acre-feet
- c) Lost and unaccounted for water (subtract Part 2b from 2a above): -0- acre-feet
- d) Percent of lost and unaccounted for water:

 AF) AF x 100 = Percent
lost and unaccounted total used
for water (Part 2c) (Part 2a)

PART 3 - HOUSING UNITS SERVED

A housing unit means a group of rooms or a single room occupied as separate living quarters. Housing unit includes a single family home, a patio home, a townhouse, a condominium, an apartment, a permanently setup mobile home or a unit in a multifamily complex. Housing unit does not include a mobile home in an overnight or limited stay mobile home park or a unit in a campground, motel, hotel, or other temporary lodging facility.

- a) A Single family housing unit means a detached dwelling, including permanently setup mobile homes not in mobile home parks.

Indicate net change in single family housing units (*not service connections*) in your service area between July 1, 2002 and July 1, 2003:

-0- units

- b) A Multifamily housing unit means a mobile home in a mobile home park and any permanent housing unit having one or more common walls with another housing unit located in a multifamily residential structure, and includes a unit in a duplex, triplex, fourplex, condominium development, townhome development or apartment complex.

Indicate net change in multifamily housing units (*not service connections*) in your service area between July 1, 2002 and July 1, 2003:

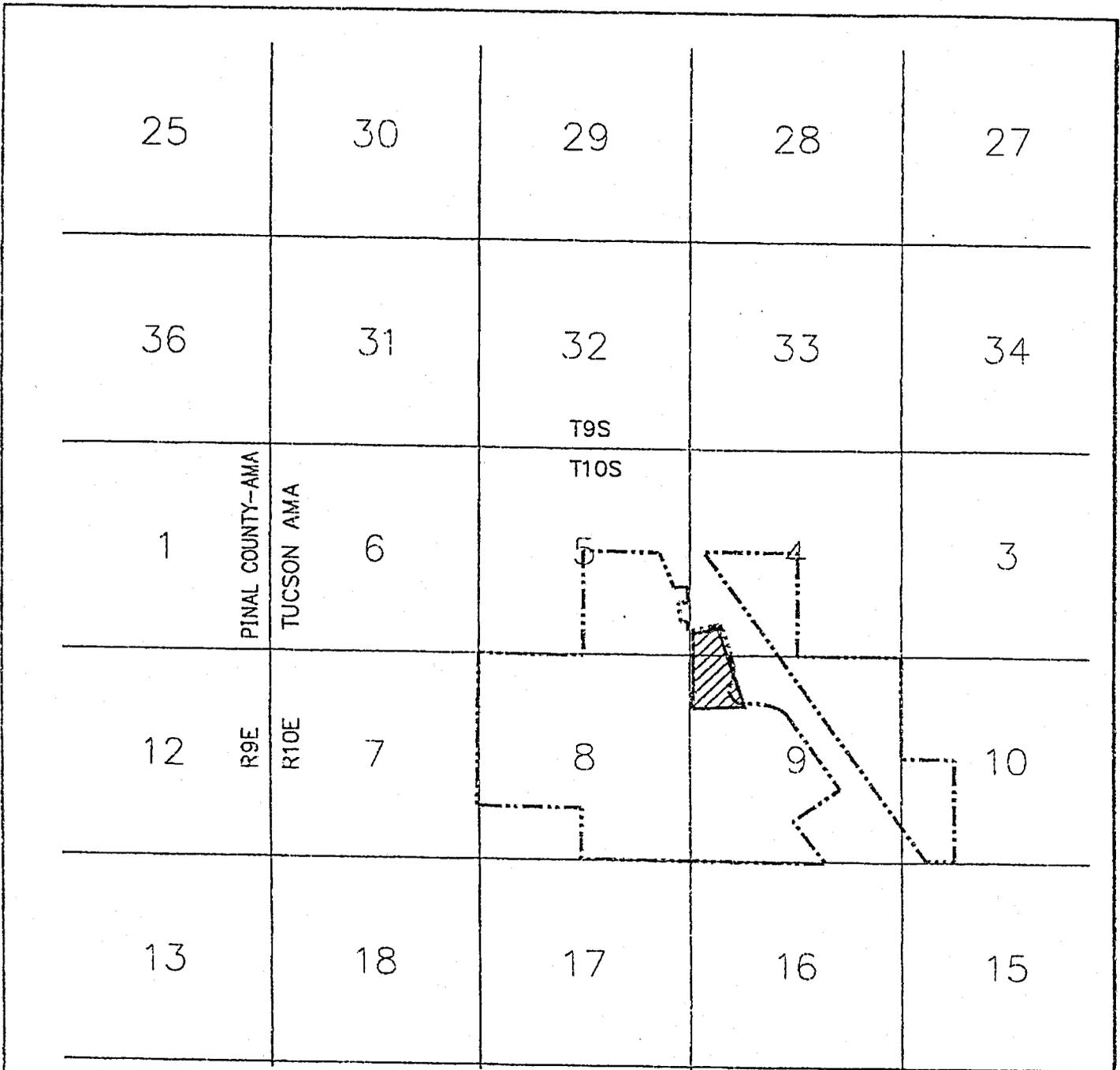
-0- units

- c) Group quarters means living quarters occupied by one or more people under care or custody, such as orphanages, nursing homes and prisons, or quarters such as college dormitories, fraternity or sorority houses, nurses dormitories, rooming houses, hotels with permanent residents and congregate housing for the elderly.

Indicate net change in group quarters in your service area between July 1, 2001 and July 1, 2003:

-0- units

EXHIBIT "5"

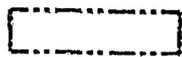
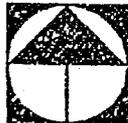


RED ROCK VILLAGE
Requested CC & N Area

Not to Scale

The
WLB
Group

WLB



WLB No. 100050-B-001

#100050-B-001-Water Supply Worksheet 2.dwg

NAME OF COMPANY Red Rock Water Co

DOCKET NUMBER U 2160

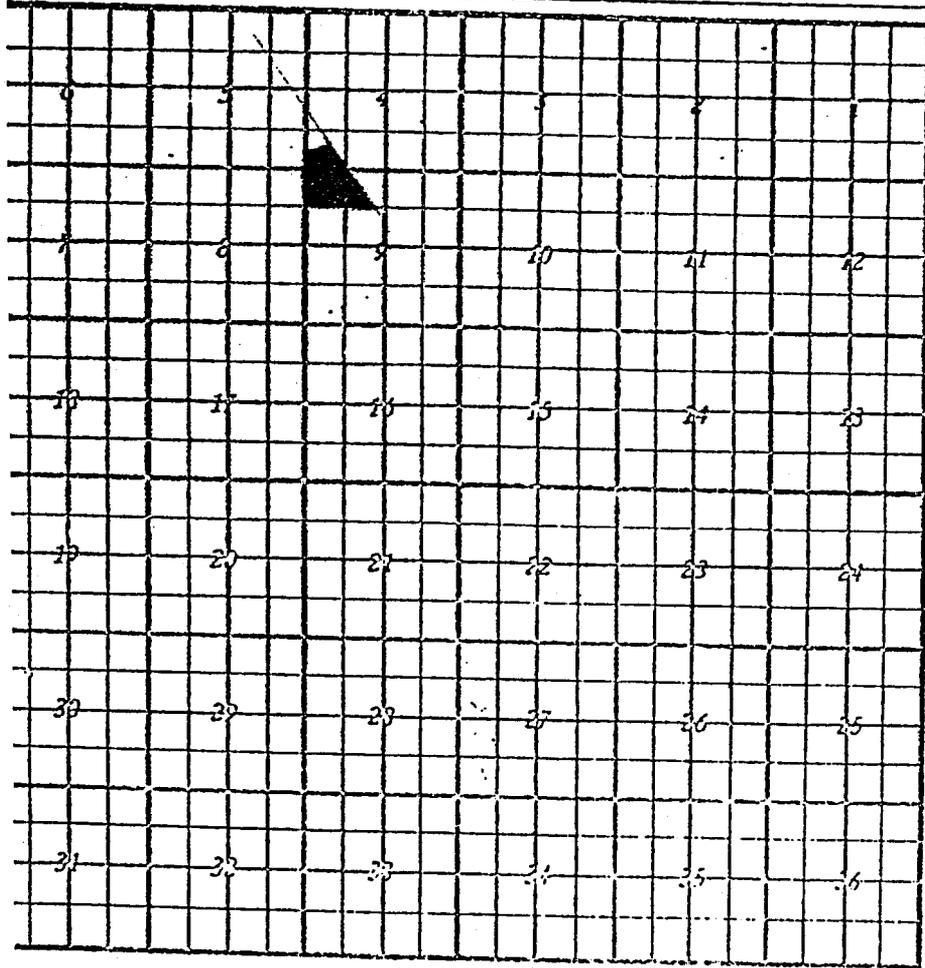
PRELIMINARY ORDER

DECISION NO.

Sec 4: SW⁴SW⁴, that portion beg. on SW cor, thence N0°32'W 679.90', thence N76°49'E 710.50' to a point on the SW boundary of Interstate #10, thence SE along the boundary to the intersect of N boundary of Saco Rd, thence S66°50'W to intersect of S section line sect 4 thence S89°51'W to post.

Sec. 9: N²NW⁴, lying S of right of way Interstate #10 excluding Saco Rd.

	10 S	10 E	ORIGINAL AREA
COUNTY	TOWNSHIP NO.	RANGE NO.	AREA



Scale 1" = 1 mile (60 chains)