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BEFORE THE ARIZONA CORPORATION COMMISSION

MARC SPITZER  
Chairman  
WILLIAM A. MUNDELL  
Commissioner  
JEFF HATCH-MILLER  
Commissioner  
MIKE GLEASON  
Commissioner  
KRISTIN K. MAYES  
Commissioner

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Arizona Corporation Commission

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IN THE MATTER OF THE APPLICATION OF )  
SOUTHWEST GAS CORPORATION FOR ) DOCKET NO. G-01551A-02-0425  
APPROVAL OF ACQUISITION PLAN AND, IF ) DOCKET NO. G-01970A-02-0425  
APPROPRIATE, WAIVER OF SELECTED )  
PROVISION OF THE AFFILIATE RULES. )  
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**Clarifying Report of Southwest Gas Corporation**

In accordance with the thirteenth Ordering paragraph in the Commission’s July 25, 2004 Decision No. 66101 in the above-captioned Dockets, Southwest Gas Corporation (Southwest) respectfully files this Report clarifying that Black Mountain Gas Company (Black Mountain) will remain intact beyond July 1, 2004, for the sole purpose of providing propane service in the Page Division.

Although Southwest’s intention has been to sell the Black Mountain Page Division and to dissolve Black Mountain by July 1, 2004, Southwest’s efforts to do so have not resulted in the consummation of a transaction. It continues to be Southwest’s intention to sell the Black Mountain Page Division, and Southwest actively is marketing the propane facilities.

In its Decision No. 66101, the Commission acknowledged that Southwest’s “ability to sell the Page Division will affect whether it is able to dissolve BMG in twelve months as anticipated.” [Finding of Fact No. 10 on page 20]. Further, in the thirteenth Ordering paragraph, the Commission

stated that, if Southwest fails to sell Black Mountain's Page Division at or prior to the perfected dissolution of Black Mountain, Southwest shall take all appropriate and timely steps to ensure rates and charges are in place for the current Black Mountain Page Division customers. The Commission specified that one such step could be "filing a report amending Southwest Gas Corporation's filing in this case clarifying that Black Mountain Gas Company as a corporate entity would remain intact for the sole purpose of providing propane service as Black Mountain Gas Company's Page Division currently provides its propane operations."

The filing is intended to constitute the clarifying report contemplated in the above-quoted portion of Decision No. 66101. Consistent with the Ordering paragraph immediately following [i.e., the fourteenth Ordering paragraph], Southwest intends to make an appropriate filing no later than February 25, 2005 [19 months after Decision No. 66101], in the event Southwest does not file for Commission approval of a sale of the Black Mountain Page Division by January 25, 2005.

Respectfully submitted this 24<sup>th</sup> day of June, 2004.



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CERTIFICATE OF SERVICE

I, Andrew W. Bettwy, hereby certify that I have this 24<sup>th</sup> day of June, 2004, served the foregoing **Clarifying Report of Southwest Gas Corporation** by mailing a copy thereof to each of the following individuals:

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Andrew W. Bettwy