

ORIGINAL



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Attorneys for New River Utility Company

AZ CORP COMMISSION
DOCUMENT CONTROL

2004 JUN - 8 P 3: 21

RECEIVED

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION
OF NEW RIVER UTILITY COMPANY FOR
AN EXTENSION OF ITS EXISTING
CERTIFICATE OF CONVENIENCE AND
NECESSITY FOR WATER SERVICE.

DOCKET NO. W-01737A -04-0274

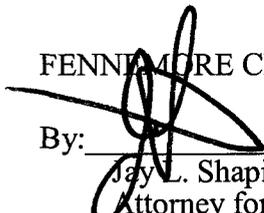
**NOTICE OF COMPLIANCE
CONCERNING PUBLICATION OF
PUBLIC NOTICE**

In accordance with the May 19, 2004 Procedural Order governing the above-captioned docket, New River Utility Company hereby submits the following evidence of compliance concerning public notice of hearing and publication:

Affidavit of Janet Gerster, acknowledging that the notice of public hearing was published on May 29, 2004 in the Daily News-Sun and a copy of the Published Notice. See Exhibit 1.

DATED this 8th day of June, 2004.

FENNEMORE CRAIG, P.C.

By: 
Jay L. Shapiro
Attorney for New River Utility Company

ORIGINAL and 13 copies delivered this 8th day of June, 2004, to:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Arizona Corporation Commission
DOCKETED

JUN - 8 2004

DOCKETED BY 

1 A copy hand-delivered this day to:

2 Christopher C. Kempley, Chief Counsel
3 Legal Division
4 Arizona Corporation Commission
5 1200 West Washington
6 Phoenix, Arizona 85007

7 Ernest Johnson, Director
8 Utilities Division
9 Arizona Corporation Commission
10 1200 West Washington
11 Phoenix, Arizona 85007

12 Marc Stern, Administrative Law Judge
13 Hearing Division
14 Arizona Corporation Commission
15 1200 West Washington
16 Phoenix, Arizona 85007

17 Jim Fisher, Executive Consultant
18 Utilities Division
19 Arizona Corporation Commission
20 1200 West Washington
21 Phoenix, Arizona 85007

22 COPY mailed this day to:

23 Mr. Robert Fletcher, President
24 New River Utility Company
25 7839 West Deer Valley Road
26 Phoenix, Arizona 85382

Mr. Marshall Reynolds
Arrowhead Ranch Office Park, LLC
2845 East Camelback Road, Suite 700
Phoenix, Arizona 85016

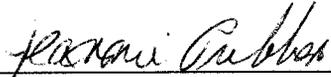
27 By: 
28 1553705/69300.020

Exhibit 1

Daily News-Sun

10102 Santa Fe Drive Sun City, Arizona 85351
623.977.8351 Fax 623.876.2589

New River Utility Company
7839 W. Deer Valley Rd.
Peoria, AZ 85382

Affidavit of Publication

I, Janet Gerster, Legal Clerk, am authorized by the publisher as agent to make this affidavit of publication. Under oath, I state that the following is true and correct.

The Daily News Sun is a newspaper which is published daily, is of general circulation and is in compliance with the Arizona Revised Statutes 10-140.34 & 39-201.A & B. I solemnly swear that the notice as per copy attached, was published in the regular and entire edition of the said newspaper and not in any supplement. The below listed advertisement appeared in the following issues.

DATES OF PUBLICATION:

1) May 29, 2004



Legal Clerk

State of Arizona
County of Maricopa

Subscribed and sworn to before me, in my presence, this 1st day of June, 2004.





Notary Public

Ad caption: Doc. No. W-01737A-04-0274/389704/\$90.00

*Note: Customer is responsible for filing this document with the appropriate office.

DOCKET NO.
W-0173 7A-04-0274

PUBLIC NOTICE OF THE
HEARING FOR NEW RIVER
UTILITY COMPANY FOR AN
EXTENSION OF ITS
CERTIFICATE OF
CONVENIENCE AND
NECESSITY
Docket No.

W-0173 7A-04-0274

On April 9, 2004, New River Utility Company ("Applicant") filed an application for an extension of its CC&N to various parts of Maricopa County, Arizona.

The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona and at the Applicant's Office, 7839 W. Deer Valley Rd., Peoria, AZ 85382.

The Commission will hold a hearing on this matter commencing on June 24, 2004 at 9:30 a.m. at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to Applicant or its counsel and to all parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.

2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of Applicant, a shareholder of Applicant, a competitor, etc.)

3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R 14-3-105, except that all motions to intervene must be filed on or before June 17, 2004. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf.

If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as sign language interpreter, as well as request this document in an alternative format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602-5423931, E-mail shood@cc.state.az.us. Requests should be made as early as possible to allow time to arrange the accommodation.

Publish: Daily News-Sun
May 29, 2004/ 389704