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2004 NOV - 11 P 4: 44

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November 1, 2004

Arizona Corporation Commission
DOCKETED

NOV - 4 2004

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Mr. Brian McNeil
Executive Secretary
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

RE: Palo Verde Utilities Company/Santa Cruz Water Company
Docket Nos. SW03575A-03-0586/W03576A-03-0586 and
Docket Nos. SW03575A-03-0167/W03576A-03-0167

Dear Mr. McNeil:

I am writing to clarify the filing dates of several compliance filings by Palo Verde Utilities Company and Santa Cruz Water Company.

On October 5, 2004, my office filed the following documents with Docket Control:

- Notice of Compliance with Decision No. 67240;
- Notice of Filing Proof of Performance Bonds in compliance with Decision No. 67240; and
- Notice of Compliance with Decision No. 66394.

However, as the attached conformed pages from those filings indicate, the latter two filings were incorrectly date stamped November 5, 2004. This letter is intended to clarify that all of the compliance filings identified above were filed on October 5, 2004.

ROSHKA HEYMAN & DEWULF

Mr. Brian McNeil
November 1, 2004
Page 2

Please contact me if you have any questions or if you believe we need to take any additional steps to clarify the error in the date stamp.

Sincerely,



Michael W. Patten

MWP:mi

Attachments

cc: Brian Bozzo, Utilities Division
Graham Symmonds, Global Water Resources

Original and 15 copies
filed this 1st day of
November, 2004 with:

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

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Marc Spitzer, Chairman
William A. Mundell
Jeff Hatch-Miller
Mike Gleason
Kristin K. Mayes

2004 OCT -5 P 1:21

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IN THE MATTER OF THE APPLICATION OF
PALO VERDE UTILITIES COMPANY FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

Docket No. SW-03575A-03-0586

IN THE MATTER OF THE APPLICATION OF
SANTA CRUZ WATER COMPANY FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

Docket No. W-03576A-03-0586

**NOTICE OF COMPLIANCE WITH
DECISION NO. 67240**

In compliance with Decision No. 67240 in the above-captioned dockets, Palo Verde Utilities Company submits a copy of the approved CAAG § 208 Plan amendment that covers the extension area in this docket.

RESPECTFULLY submitted this 5th day of October 2004.

ROSHKA HEYMAN & DEWULF, PLC

By



Raymond S. Heyman
Michael W. Patten
One Arizona Center
400 East Van Buren Street, Suite 800
Phoenix, Arizona 85004
(602) 256-6100

BEFORE THE ARIZONA CORPORATION COMMISSION

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Marc Spitzer, Chairman

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IN THE MATTER OF THE APPLICATION OF
PALO VERDE UTILITIES COMPANY FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

Docket No. SW-03575A-03-0586

IN THE MATTER OF THE APPLICATION OF
SANTA CRUZ WATER COMPANY FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

Docket No. W-03576A-03-0586

**NOTICE OF FILING PROOF OF PERFORMANCE BONDS
IN COMPLIANCE WITH DECISION NO. 67240**

Palo Verde Utilities Company, LLC (PVUC) and Santa Cruz Water Company, LLC (SCWC), in compliance with Decision No. 67240 (September 15, 2004) in the above-captioned dockets, submit proof of performance bonds in the amount of \$750,000 for each company.

Decision No. 67240 required both PVUC and SCWC to increase their performance bonds from \$500,000 to \$750,000. Proof of the required bonds is attached to this notice:

1. Attached as *Exhibit 1* are copies of two bonds for PVUC that total \$750,000: a bond from Fidelity and Deposit Company of Maryland in the amount of \$382,000, dated February 10, 2004, and a bond from Travelers Casualty and Surety Company of America in the amount of \$368,000, dated September 30, 2004.
2. Attached as *Exhibit 2* are copies of two bonds for SCWC that total \$750,000: a bond from Fidelity and Deposit Company of Maryland in the amount of \$418,000, dated February 10, 2004, and a bond from Travelers Casualty and Surety Company of America in the amount of \$332,000, dated September 30, 2004.

1 BEFORE THE ARIZONA CORPORATION COMMISSION

2 **COMMISSIONERS**
3 **Marc Spitzer, Chairman**
4 **William A. Mundell**
5 **Jeff Hatch-Miller**
6 **Mike Gleason**
7 **Kristin K. Mayes**

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8 IN THE MATTER OF THE APPLICATION OF
9 PALO VERDE UTILITIES COMPANY FOR AN
10 EXTENSION OF ITS EXISTING CERTIFICATE
11 OF CONVENIENCE AND NECESSITY.

Docket No. SW-03575A-03-0167

12 IN THE MATTER OF THE APPLICATION OF
13 SANTA CRUZ WATER COMPANY FOR AN
14 EXTENSION OF ITS EXISTING CERTIFICATE
15 OF CONVENIENCE AND NECESSITY.

Docket No. W-03576A-03-0167

16 **NOTICE OF COMPLIANCE WITH**
17 **DECISION NO. 66394**

18 In compliance with Decision No. 66394 in the above-captioned dockets, Palo Verde
19 Utilities Company submits a copy of the approved CAAG § 208 Plan Amendment that covers the
20 extension area addressed by this docket. [Exhibit 1]

21 Palo Verde Utilities Company and Santa Cruz Water Company also are resubmitting the
22 following compliance items that were due to be submitted no later than October 5, 2004 but were
23 previously submitted on October 29, 2003:

- 24 1. Amended Pinal County Franchises. [Exhibit 2]
- 25 2. Curtailment Tariff. [Exhibit 3]
- 26 3. Amended Assured Water Supply Designation issued by ADWR. [Exhibit 4]

27 Upon this submission, there is one compliance item remaining under Decision No. 66394 –
an arsenic reduction plan, which must be submitted by Santa Cruz Water Company to the Director
of the Utilities Division by December 31, 2004.