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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

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

IN THE MATTER OF THE APPLICATION OF SANTA ROSA UTILITY COMPANY FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER SERVICE IN PIMA COUNTY, ARIZONA.

DOCKET NO. SW-04136A-02-0691

IN THE MATTER OF THE APPLICATION OF SANTA ROSA WATER COMPANY FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE IN PIMA COUNTY, ARIZONA.

DOCKET NO. W-04137A-02-0692

PROCEDURAL ORDER

BY THE COMMISSION:

In Decision No. 65753 (March 20, 2003), the Arizona Corporation Commission ("Commission") approved applications for Certificates of Convenience and Necessity ("CC&Ns") filed by Santa Rosa Utility Company ("SRUC") and Santa Rosa Water Company ("SRWC") (collectively "Companies") to provide wastewater and water utility service, respectively, in Pinal County, Arizona.

SRUC's CC&N was conditioned on, among other things, submission of an Aquifer Protection Permit ("APP") and an Approval to Construct ("ATC") within 24 months from the date of Decision No. 65753 (i.e., March 20, 2005). SRWC's CC&N was conditioned on, among other things, submission of an ATC within the same 24-month timeframe.

On September 30, 2004, the Companies filed letters in the above-captioned dockets requesting extensions of time, until September 20, 2006, to comply with the APP and ATC requirements. SRUC and SRWC claim that although considerable progress has been made towards obtaining the necessary approvals from the Arizona Department of Environmental Quality ("ADEQ"), a dispute over ownership of the property covered by the CC&Ns surfaced and was subsequently litigated and resolved. The Companies state that they intend to resume efforts to obtain

1 the APP and ATCs, but will need additional time to obtain the regulatory approvals from ADEQ.

2 On November 23, 2004, the Commission's Utilities Division Staff ("Staff") filed a
3 Memorandum recommending approval of the Companies' request for an 18-month extension of time.
4 Staff claims that it verified the reason for the requested extension of time and is satisfied with the
5 Companies' explanation.

6 IT IS THEREFORE ORDERED that Santa Rosa Utility Company shall file, by no later than
7 September 20, 2006, copies of its Aquifer Protection Permit and Approval to Construct from ADEQ.

8 IT IS FURTHER ORDERED that Santa Rosa Water Company shall file, by no later than
9 September 20, 2006, a copy of its Approval to Construct from ADEQ.

10 IT IS FURTHER ORDERED that in all other respects, the findings and requirements set forth
11 in Decision No. 65753 shall remain in full force and effect.

12 Dated this 20th day of December, 2004

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16 DWIGHT D. NODES
17 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

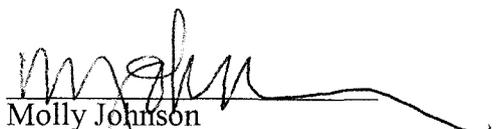
18 The foregoing was mailed/delivered
19 this 20 day of December, 2004 to:

20 Jim Poulos
21 SANTA ROSA UTILITY COMPANY
22 SANTA ROSA WATER COMPANY
23 9532 E. Riggs Road
24 Sun Lakes, AZ 85248

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By: 
Molly Johnson
Secretary to Dwight D. Nodes