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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2005 FEB 25 P 12: 58

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

AZ CORP COMMISSION
DOCUMENT CONTROL

GRAHAM COUNTY UTILITIES, INC.,

Complainant,

VS.

ASH CREEK WATER COMPANY,

Respondent

DOCKET NO. W-02494A-01-0671
Arizona Corporation Commission

DOCKETED

FEB 25 2005

DOCKETED BY *KJ*

PROCEDURAL ORDER

BY THE COMMISSION:

Pursuant to our January 6, 2005 Procedural Order, on January 27, 2005, Mr. Bevan Barney, the interim manager of Ash Creek Water Company ("Ash Creek") and Mr. David Smith filed comments and raised issues relating to the proposed Borderline Agreement filed on November 22, 2005, between Ash Creek and Graham County Utilities, Inc. ("GCU").

On February 15, 2005, Staff filed a Staff Report on the proposed Borderline Agreement, and on February 18, 2005 filed an amended Staff Report. Staff recommends approval of a Borderline Agreement, but recommends additions to the agreement as filed by the parties.

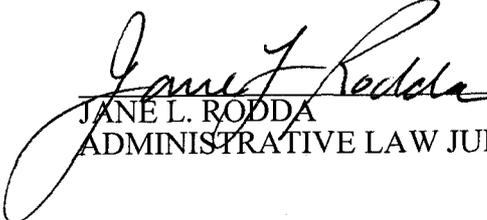
To date, no party has requested an additional hearing on the proposed Borderline Agreement. A Procedural Conference to discuss and clarify the various recommendations and comments will assist in the disposition of this matter.

IT IS THEREFORE ORDERED that a Procedural Conference shall commence on **March 7, 2005, at 11:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, Room 218, 400 West Congress, Tucson, Arizona. Parties may participate telephonically. The phone number for the teleconference is **(602) 542-9012**.

IT IS FURTHER ORDERED that interested parties shall file any comments to the February 15, 2005 and February 18, 2005 Staff Reports no later than **March 3, 2005**.

1 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
2 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

3 DATED this 23rd day of February, 2005.

4
5 
6 JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

7 Copies of the foregoing mailed/delivered
8 this 23rd day of February, 2005 to:

9 Bevan Barney, Interim Manager
10 Ash Creek Water Co.
11 c/o Loma Linda Water Company
12 P.O. Box 967
13 Thatcher, AZ 85552

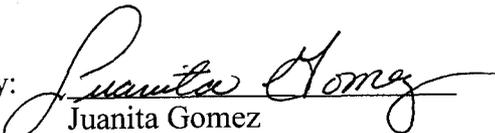
14 David Smith
15 1316 E. Kenwood Circle
16 Mesa, Arizona 85203

17 Steve Lines, General Manager
18 Graham County Utilities, Inc.
19 PO Drawer B
20 Pima, Arizona 85543

21 William Clay Smith
22 Po Box 1194
23 Fredonia, AZ 86022-1194

24 Christopher Kempley, Chief Counsel
25 Jason Gellman
26 Legal Division
27 ARIZONA CORPORATION COMMISSION
28 1200 West Washington Street
Phoenix, Arizona 85007

Ernest Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

26
27 By: 
28 Juanita Gomez
Secretary to Jane Rodda