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2000 NOV -6 P 4: 27



AZ CORP COMMISSION
DOCUMENT CONTROL

TO: Docket Control
Arizona Corporation Commission

FROM: Deborah R. Scott
Director
Utilities Division *Deborah R. Scott*

DATE: November 3, 2000

RE: IN THE MATTER OF THE APPLICATION OF SERVICEBERRY WATER
COMPANY FOR DELETION OF A PORTION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY, DOCKET NO. W-02481A-00-0279

Attached is the Staff Report for the above referenced application. Staff is recommending approval of the application following a hearing.

Originator: Mark A. DiNunzio

Attachment: Original and Eleven Copies

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NOV 7 2000

LEGAL DIV.
ARIZ. CORPORATION COMMISSION

STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION OF SERVICEBERRY WATER COMPANY
FOR DELETION OF A PORTION OF ITS
CERTIFICATE OF CONVENIENCE AND NECESSITY

DOCKET NO. W-02481A-00-0279

NOVEMBER 2000

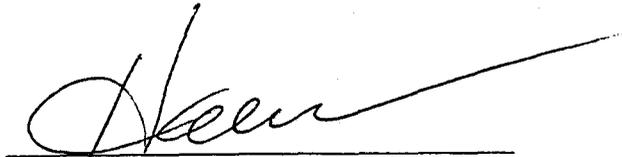
STAFF ACKNOWLEDGEMENT

The Staff member designated below contributed elements of this Staff Report.

CONTRIBUTING STAFF MEMBERS:



Mark A. DiNunzio
Executive Consultant



Lyndon Hammon
Utilities Engineer

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Recommendation.....1

Introduction:

On April 27, 2000, Serviceberry Water Company ("SWC") filed an application requesting to delete a portion of vacant land from its Certificate of Convenience and Necessity ("Certificate" or "CC&N").

Background and Staff Analysis:

SWC provides water service to approximately 19 customers (1999 Annual Report) in and around Vernon, Arizona in Apache County.

In this application, SWC is requesting the deletion of a portion of vacant land from its CC&N due to the sale of said portion of land to Vernon Domestic Water Improvement District ("District"). The District has requested permission to serve this area, as the area is closer in proximity to the facilities of the District than to the facilities of SWC. SWC states that there are no customers within the area to be deleted and that there are no facilities located within the deletion area.

SWC has been compensated to the sum of \$300 from the landowners to delete the property as referenced in this application.

Staff does not believe that there will be any adverse affects to the existing customers of SWC.

SWC is in non-compliance for a single 1996 monitoring deficiency. The Arizona Department of Environmental Quality ("ADEQ") certified that the water does not exceed any maximum contaminant levels (MCLs) and meets the water quality standards of the Safe Drinking Water Act.

Recommendation:

Staff recommends that the Commission approve the deletion of a portion of Serviceberry Water Company's Certificate of Convenience and Necessity.

REQUEST FOR HEARING DATE

DKT_TYPE -NUMBER DIV -YEAR -MATTER COMPANY and DBA CASE_TYPE ASSIGNMENTS DATE TIME HEARING CITY/LOCATION FOR HEARING

W - 02481A - 00 - 0279	Mark Grapp d/b/a Serviceberry Water Company	Deletion of Territory	STAFF DiNunzio, Hammon LEGAL D. Williams HEARING	ESTIMATED TIME REQUIRED	
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OTHER INFORMATION:
 10/30/2000 HEARING, LEGAL, 3 COMMISSIONERS COPIED WITH APPLICATION

PLEASE RETURN ORIGINAL TO DOCKET CONTROL.

DATE SENT TO LEGAL _____ DIVISION DIRECTOR *Donald R. Smith* (SIGNATURE) _____ 10.31.06 (DATE)

DATE SENT TO HEARING _____ LEGAL DIVISION _____ (SIGNATURE) _____ (DATE)

HEARING DIVISION _____ (SIGNATURE) _____ (DATE)

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MEMORANDUM

JAN 23 10 46



TO: Docket Control
Arizona Corporation Commission

FROM: Deborah R. Scott
for Director
Utilities Division

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JAN 24 2001

DATE: January 19, 2001

LEGAL DIV.
ARIZ. CORPORATION COMMISSION

RE: *** AMENDED STAFF REPORT ***

IN THE MATTER OF THE APPLICATION OF SERVICEBERRY WATER COMPANY FOR DELETION OF A PORTION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY, DOCKET NOS. W-02481A-00-0279 and W-02481A-00-0897

Attached is the Staff Report for the above referenced application. Staff is recommending approval of the application following a hearing.

Originator: Mark A. DiNunzio

Attachment: Original and Eleven Copies



STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION OF SERVICEBERRY WATER COMPANY
FOR DELETION OF A PORTION OF ITS
CERTIFICATE OF CONVENIENCE AND NECESSITY

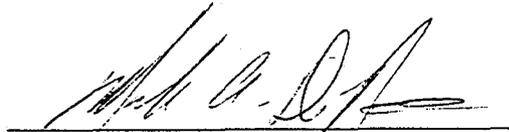
DOCKET NOS. W-02481A-00-0279 and W-02481A-00-0897

JANUARY 2001

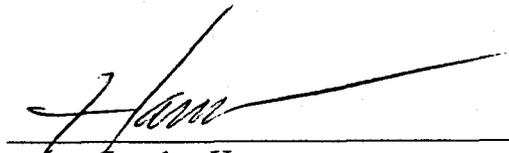
STAFF ACKNOWLEDGEMENT

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CONTRIBUTING STAFF MEMBERS:



Mark A. DiNunzio
Executive Consultant



Lyndon Hammon
Utilities Engineer

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Background and Staff Analysis.....1

Recommendation.....2

Introduction:

On April 27, 2000, Serviceberry Water Company ("SWC") filed an application requesting to delete a portion of vacant land from its Certificate of Convenience and Necessity ("Certificate" or "CC&N"). On November 3, 2000, SWC filed an application to delete additional portions of land from its CC&N. Both matters were consolidated on November 28, 2000.

Background and Staff Analysis:

SWC provides water service to approximately 19 customers (1999 Annual Report) in and around Vernon, Arizona in Apache County.

In its first application, SWC requested the deletion of a portion of vacant land from its CC&N due to the sale of said portion of land to Vernon Domestic Water Improvement District ("District"). The District has requested permission to serve this area, as the area is closer in proximity to the facilities of the District than to the facilities of SWC. SWC states that there are no customers within the area to be deleted and that there are no facilities located within the deletion area.

SWC has been compensated to the sum of \$300 from the landowners to delete the property as referenced in this application.

Staff does not believe that there will be any adverse affects to the existing customers of SWC.

In its second application, SWC requested the deletion of approximately 20 acres of its service territory due to the Vernon Domestic Water Improvement District's desire to serve the site of a new school building. The District has requested permission to service this area. The agreement between SWC and the Vernon Elementary District #9 states that SWC will be compensated \$7,500 to delete said property. SWC states that there are no customers within the area to be deleted and that there are no facilities located within the deletion area.

Additionally, the area encompassed in this second application to be deleted includes a current customer, Mr. Donald J. Bawden, who, according to the application, has requested to be deleted from SWC's CC&N. However, on December 13, 2000, Staff received a copy of a November 28, 2000 letter to the Arizona Corporation Commission from Mr. Bawden indicating that he did not ask to be deleted from SWC's existing CC&N and wishes to remain a customer of SWC.

SWC is in non-compliance for a single 1996 monitoring deficiency for failure to provide radiochemical analysis. The Arizona Department of Environmental Quality ("ADEQ") certified that the water does not exceed any maximum contaminant levels (MCLs) and meets the water quality standards of the Safe Drinking Water Act.

Recommendation:

Staff recommends that the Commission approve Serviceberry Water Company's request for deletion of portions of its Certificate of Convenience and Necessity.

Staff further recommends that the Commission deny Serviceberry Water Company's request to delete Donald J. Bawden's property as described in this filing from its CC&N.