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BEFORE THE RECEIVED CORPORATION COMMISSION

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Arizona Corporation Commission

COMMISSIONERS

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APR 19 2005

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

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKETED BY KM

IN THE MATTER OF THE APPLICATION OF  
KACY PARKER dba ARROYO WATER  
COMPANY FOR A CERTIFICATE OF  
CONVENIENCE AND NECESSITY TO PROVIDE  
WATER SERVICE AND FOR APPROVAL OF  
THE SALE OF ASSETS TO KACY PARKER.

DOCKET NO. W-04286A-04-0774

PROCEDURAL ORDER

**BY THE COMMISSION:**

On September 13, 2004, a Procedural Order was issued in Docket No. W-03672A-01-0474 (*In the Matter of the Complaint of Utilities Division Staff v. Arroyo Water Co., Inc.*) directing Kyle and Kacy Parker to file an application for sale of assets and for transfer of the current Certificate of Convenience and Necessity ("CC&N") for Arroyo Water Company, Inc. ("Arroyo Water"). Based on an investigation in that docket, the Commission's Utilities Division Staff ("Staff") indicated that Kyle and Kacy Parker appear to have purchased the assets of Arroyo Water from Richard Williamson, the prior owner, yet no application for authority to transfer the assets or CC&N had been filed with the Commission.

On October 19, 2004, Kacy Parker dba Arroyo Water Company filed an application for a new CC&N and for approval of the sale of assets to Kacy Parker.

It does not appear that any further action has been taken in this docket since the application was filed.

IT IS THEREFORE ORDERED that Staff shall file a Staff Report in this docket by no later than June 3, 2005. The Staff Report shall address the ownership and operational status of Arroyo Water, any ongoing issues with respect to Arizona Department of Environmental Quality compliance, and Staff's recommendation regarding the proposed transfer of assets and issuance of a CC&N to Kacy Parker dba Arroyo Water Company.

IT IS FURTHER ORDERED that Kacy Parker dba Arroyo Water Company shall file a

1 response to the Staff Report by June 20, 2005.

2 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend or  
3 waive any portion of this Procedural Order by subsequent Procedural Order or by ruling at hearing.

4 Dated this 19<sup>th</sup> day of April, 2005

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7 DWIGHT D. NODES  
8 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

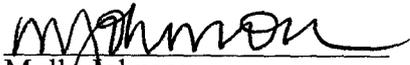
9 Copies of the foregoing mailed/delivered  
this 19 day of April, 2005 to:

10 Kacy Parker dba Arroyo Water Company  
11 HC 6, Box 1048-H  
12 Payson, AZ 85541  
(VIA CERTIFIED AND REGULAR MAIL)

13 Richard W. Williamson  
14 Arroyo Water Company, Inc.  
15 P.O. Box 231  
Young, AZ 85554  
(VIA CERTIFIED AND REGULAR MAIL)

16 Christopher Kempley, Chief Counsel  
17 Legal Division  
ARIZONA CORPORATION COMMISSION  
18 1200 West Washington Street  
Phoenix, AZ 85007

19 Ernest G. Johnson, Director  
20 Utilities Division  
ARIZONA CORPORATION COMMISSION  
21 1200 West Washington  
Phoenix, AZ 85007

22 By:   
23 Molly Johnson  
24 Secretary to Dwight D. Nodes  
25  
26  
27  
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